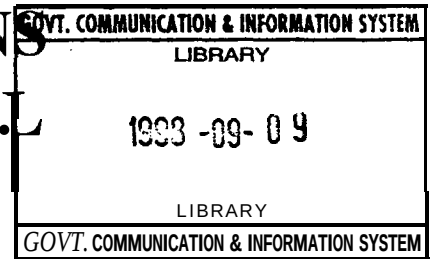


REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO**

**SPECIAL PENSIONS
AMENDMENT BILL**



[B 92—98]

(As agreed to by the Portfolio Committee on Finance (National Assembly))

[B 92A—98]

REPUBLIEK VAN SUID-AFRIKA

**PORTEFEULJEKOMITEE - AMENDEMENTE
OP**

**WYSIGINGSWETSONTWERP
OP SPESIALE PENSIOENE**

[W 92-98]

(Soos goedgekeur deur die Portefeuljekomitee oor Finansies (Nasionale Vergadering))

[W 92A—98]

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AMENDMENTS AGREED TO

SPECIAL PENSIONS AMENDMENT BILL [B 92-98]

CLAUSE 3

Clause rejected.

NEW CLAUSE

1. That the following be a new Clause to follow Clause 2:

Amendment of section 9 of Act 69 of 1996

3. Section 9 of the principal Act is hereby amended by the deletion of subsection (7).

NEW CLAUSES

1. That the following be new Clauses to follow Clause 5:

Amendment of section 27 of Act 69 of 1996

6. Section 27 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) The *Minister* may dissolve the *Board* at any time after the *Board* has completed its activities, but not later than [2] four years after the *commencement date*.”.

Amendment of section 28 of Act 69 of 1996

7. Section 28 of the principal Act is hereby amended by the substitution for subsection (1) of the following subsection:

“(1) There is hereby established a *Special Pensions Review Board* consisting of a [judge of the Supreme Court] person with appropriate legal experience as its ‘Chairperson and two other members, one of whom must be an *actuary*.’.

CLAUSE 7

1. On page 4, from line 41, to omit paragraph (b) and to substitute:

(b) by the substitution in subsection (1) for the definition of “dependant” of the following definition:

“‘dependant’ means an *applicant*” in respect of whom a deceased person—

(a) was legally liable for maintenance;

(b) was not legally liable for maintenance, if the *applicant*—

(i) was at the time of the death of the deceased in fact dependant on the deceased for maintenance;

(ii) is the spouse of the deceased, including a party to a customary union or a union recognised as a marriage under any Asian religion;

(iii) is a child of the deceased, including a posthumous child, an adopted child and a child born out of wedlock; or

(c) would have become legally liable for maintenance, had the deceased not died.”.

LONG TITLE

1. On page 2, from the fourth line, to omit all the words after “applications” up to and including “years “ in the fifth line and to substitute:

; to further regulate the payment of benefits to pensioners holding office in a legislature
2. On page 2, in the sixth line, after “Board” to insert:

; to further regulate the dissolution of the Board; to further regulate the composition of the Special Pensions Review Board; to further regulate the Minister’s powers to make regulations