

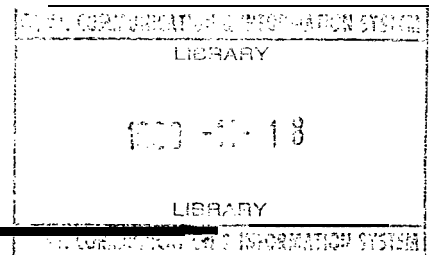
REPUBLIC OF SOUTH AFRICA

SOUTH AFRICAN SPORTS COMMISSION SECOND AMENDMENT BILL

*(As introduced in the National Assembly as a section 75 Bill) (The English text is the
official text of the Bill)*

(MINISTER OF SPORT AND RECREATION)

[B 61—99]



REPUBLIEK VAN SUID-AFRIKA

TWEEDE WYSIGINGSWETSONTWERP OP DIE SUID-AFRIKAANSE SPORTKOMMISSIE

*(Soos ingedien in die Nasionale Vergadering as 'n artikel 75-wetsontwerp) (Die Afrikaanse
teks is die amptelike vertaling van die Wetsontwerp)*

(MINISTER VAN SPORT EN ONTSPANNING)

[W 61—99]

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GENERAL EXPLANATORY NOTE:

- [1 Words in bold type in square brackets indicate omissions from existing enactments.
- _____ Words underlined with a solid line indicate insertions in existing enactments.
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BILL

To amend the South African Sports Commission Act, 1998, so as to provide for the appointment of the Chief Executive Officer to take place in consultation with the Minister of Sport and Recreation and after consultation with the Cabinet; and to provide for the remuneration of the Chief Executive Officer; and to provide for matters connected therewith.

BE IT ENACTED by the Parliament of the Republic of South Africa, as follows:—

Amendment of section 17 of Act 109 of 1998

1. Section 17 of the South African Sports Commission Act, 1998, is amended by—
- (a) the substitution for subsection (1) of the following subsection: 5
- “(1) The Commission must, in consultation with the Minister and after consultation with the Cabinet, appoint a suitably qualified person as its Chief Executive Officer [on such terms and conditions as it considers appropriate.]; and
- (b) the substitution for subsection(2) of the following subsection: 10
- “(2) The Chief Executive Officer is the accounting officer of the Commission, and must be paid such remuneration and allowances as the Commission may determine, from time to time, after consultation with the Minister and with the concurrence of the Minister of Finance.”.

Short title 15

2. This Act is called the South African Sports Commission Second Amendment Act, 1999.

MEMORANDUM ON THE OBJECTS OF THE SOUTH AFRICAN SPORTS COMMISSION SECOND AMENDMENT BILL, 1999

This Bill provides for the appointment of the Chief Executive Officer (CEO) by the Commission in consultation with the Minister of Sport and Recreation and after consultation with the Cabinet (clause 1). The Bill further provides for the payment of remuneration and allowances to the CEO by the Commission after consultation with the Minister and with the concurrence of the Minister of Finance,

The basis for this amendment is as follows:

- The CEO will fulfill a similar role in the Commission as that of a director-general in a national department. A Director-General is appointed by his or her Minister after consultation with the Cabinet.
- It is, therefore, deemed appropriate to include a similar provision in the Act which will apply when appointing the CEO of the Commission.

IMPLICATIONS FOR PROVINCES

None

IMPLICATIONS FOR LOCAL GOVERNMENT

None.

BODIES CONSULTED

The following bodies/departments have been consulted:

- The provincial departments of Sport and Recreation
- The National Olympic Committee of South Africa (Nocsa)
- The South African National Recreational Council (Sanrec)
- Women and Sport South Africa (Wassa)
- The Departments of—
 - * Finance; and
 - * Public Service and Administration

FINANCIAL IMPLICATIONS FOR THE STATE

None.

PARLIAMENTARY PROCEDURE

The Department and the State Law Adviser are of the opinion that this Bill should be dealt with in terms of section 75 of the Constitution as the procedure set out in section 74 or 76 does not apply.