

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
ABOLITION OF LEBOWA MINERAL
TRUST BILL**

[B 49—2000]

(As agreed to by the Portfolio Committee on Minerals and Energy (National Assembly))

[B 49A—2000]

REPABLIKI YA AFRIKA BORWA

**DIPHETOŠO TŠA PORTFOLIO
COMMITTEE**

**MOLAO-KAKANYWA WA PHEDIŠO
YA THERASETE YA LEBOWA YA
DIMINERALE**

[B 49—2000]

*(Bjale ka ge go dumelelanwe ka tšona ka gare ga Portfolio Committee ya Diminera le
Enetši)*

[B 49A—2000]

ISBN 0 621 29716 X

AMENDMENTS AGREED TO

ABOLITION OF LEBOWA MINERAL TRUST BILL [B 49—2000]

CLAUSE 1

1. On page 2, after line 7, to insert:
“prescribe” means prescribe by regulation;

CLAUSE 3

1. On page 2, in line 21, to omit “to the satisfaction of the Minister” and to substitute:
as prescribed in terms of section 5

CLAUSE 4

1. On page 2, in line 27, to omit “retrenchment” and to substitute “handling”.
2. On page 4, in line 4, to omit “retrench” and to substitute “deal with”.
3. On page 4, in line 4, after “1995” to insert “(Act No. 66 of 1995)”.

CLAUSE 5

Clause rejected.

NEW CLAUSE

1. That the following be a new Clause:
 5. The Minister may—
 - (a) after consultation with the relevant Portfolio Committee of Parliament, make regulations regarding the nature of proof required in terms of section 3(1)(c); and
 - (b) make regulations regarding any matter which is necessary in order to achieve the objects of this Act.

LONG TITLE

1. On page 2, from the second line, to omit “to the Minister of Minerals and Energy and”.

REJECTED AMENDMENTS

ABOLITION OF LEBOWA MINERAL TRUST BILL [B 49—2000]

CLAUSE 3

1. On page 2, from line 19, to omit paragraph *(c)* and to substitute:
 - (c)* The Minister must constitute an impartial tribunal consisting of the Minerals and Energy Department and the Beneficiaries Forum to facilitate the question of claims of ownership of mineral rights under the jurisdiction of the former Lebowa Mineral Trust.
2. On page 2, after line 21, to insert:
 - (d)* Should such claims be established in terms of paragraph *(c)*, the Minister must grant to such a person or persons the right to such minerals.
3. On page 2, after line 26, to insert:
 - (3) Should the Minister for any reason not be able to transfer rights in terms of subsection (2)*(d)*, the Minister shall pay compensation to the owner of the established claim.