



PARLIAMENT
OF THE REPUBLIC OF SOUTH AFRICA

NATIONAL COUNCIL OF PROVINCES
THE CHAIRPERSON

PO Box 15 Cape Town 8000 Republic of South Africa
Tel: 27 (21) 463 2321/3126 Fax: 27 (21) 461 9460
www.parliament.gov.za

MEMORANDUM

TO: Hon B. A Mnguni, MP
Co- Chairperson: Joint Constitutional Review Committee

FROM: Hon M J Mahlangu, MP
Chairperson of the NCOP

DATE: 25 April 2013

RE: Amendment to section 73(4) of the Constitution of the Republic of South Africa, 1996

I refer to my previous correspondence.

The proposed amendment to section 73(4) of the Constitution of the Republic of South Africa, 1996 is as follows:

GENERAL EXPLANATORY NOTE

[] Words in bold type in square brackets indicate omissions from existing enactments.

_____ Words underlined with a solid line indicate insertions in existing enactments.

Amendment of section 73(4):

Section 73 of the Constitution, 1996 is hereby amended by the substitution in sub section (4) of the following words:

- (4) [Only] Except where the Constitution provides otherwise, a member, or committee of the National Council of Provinces, or a Cabinet member or a Deputy Minister may introduce a Bill in the Council.

Thank you

Hon. M J Mahlangu, MP
CHAIRPERSON OF THE NATIONAL COUNCIL OF PROVINCES



PARLIAMENT
OF THE REPUBLIC OF SOUTH AFRICA

PO Box 15 Cape Town 8000 Republic of South Africa
Tel: 27 (21) 403 2911
www.parliament.gov.za

MEMORANDUM

To: Hon. B A Mnguni, MP
Co- chairperson: Constitutional Review Committee

From: Hon. M J Mahlangu, MP
Chairperson of the NCOP

Date: 16 May 2012

Re: Proposed constitutional amendments

I hereby wish to bring to your attention that as the Chairperson of the National Council of Provinces I intend to submit to the Constitutional Review Committee proposed amendments to the following provision of the Constitution of the Republic of South Africa, 1996:

- Section 73(4) which provides that only a member or committee of the National Council of Provinces may introduce a Bill in the Council.

The proposal is based on the experience of the NCOP over the past fifteen years of its existence. Because Cabinet Ministers are prohibited from introducing Bills in the NCOP the majority of section 76 bills are introduced in the National Assembly, despite these Bills affecting provinces and requiring the maximum amount of time for consideration by the NCOP.

Yours sincerely

M J Mahlangu, MP
CHAIRPERSON OF THE NATIONAL COUNCIL OF PROVINCES