



NEGOTIATING MANDATE FOR THE MENTAL HEALTH CARE AMENDMENT BILL [B39-2012]

(Section 76 Bills)

1. INTRODUCTION

The Chairperson of the Portfolio Committee on Health and Social Development, Hon AJ Beukes, tables the Committee's Negotiating mandate on the **Mental Health Care Amendment Bill, [B39 - 2012]** as adopted by the Portfolio Committee on **15 August 2013**.

2. PROCESS FOLLOWED

- 2.1 The Speaker of the Northern Cape Provincial Legislature, on receipt, referred the **Mental Health Care Amendment Bill, [B39 - 2012]** to the Portfolio Committee on Health and Social Development, on **06 May 2013**.
- 2.2 The Portfolio Committee received a briefing on the Bill on **01 August 2013**, from the Northern Cape's Permanent Delegate to the NCOP, Hon Faber, and the National Department of Health.
- 2.3 The Portfolio Committee resolved at the meeting of **01 August 2013**, to hold public hearings on the referred Bill in the Francis Baard, Siyanda, Namakwa and Pixley Ka Seme District, to solicit the views of communities and stakeholders with regard to the **Mental Health Care Amendment Bill, [B39 - 2012]**.

Public Hearings was held in Francis Baard, Siyanda, Namakwa, and Pixley Ka Seme Districts during 12 – 14 August 2013 as per Committee resolution and both written and oral submissions were called for. The public engaged with the Members of the Provincial Legislature and the Representatives from the Department of Health in respect of the Bill.

- 2.4 On **15 August 2013**, the Portfolio Committee on Health and Social Development deliberated and considered the **Mental Health Care Amendment Bill, [B39 - 2012]**.

3. GENERAL COMMENTS MADE BY THE PUBLIC

- The Bill is not clear on the roles and responsibilities of the Department of Health and the Department of Social Development.
- The evaluation period of every six months is too long and as a Province we recommend that this process be expedited.
- The lack of facilities to accommodate state patients while they are waiting to be evaluated, as these patients pose a threat to society.

4. WRITTEN INPUTS ON THE BILL

- No written submissions were received.

5. KEY DETERMINING PRINCIPLES

The public hearings held by the Portfolio Committee were successful.

NB: The majority of the people who attended the public hearings supported the Bill.


6. PORTFOLIO COMMITTEE POSITION ON THE BILL

After due deliberation and taking note of the Public's input, the Portfolio Committee on Health and Social Development **supports** the Bill.

7. COMMITTEE ADOPTION OF THE BILL

The Committee adopted this Negotiating Mandate duly signed by the Chairperson of the Committee.

The Committee recommends to the House to mandate the Permanent Delegates to participate in deliberations at the negotiating stage and to **support** the Bill, taking note of the comments and recommendations raised by the Committee as well as inputs from the public.



HON AJ BEUKES
Chairperson: PC on Health
and Social Development



Northern Cape
Provincial Legislature

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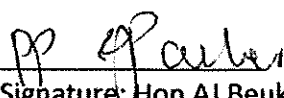
NEGOTIATING MANDATE

Name of the Bill: **Mental Health Care Amendment Bill**

Number of the Bill: **B39 - 2012**

Date of deliberation: **Thursday, 15 August 2013**

Vote of the Legislature: **The Legislature supports the Bill**


Signature: Hon AJ Beukes
Chairperson: PC on Health and
Social Development

2013-08-15

Date: