

# Limpopo Legislature

## OFFICE OF THE SPEAKER

Physical address:

Lebowakgomo  
Government Complex

Postal address:

Private Bag X 9309  
Polokwane  
0700

### FINAL MANDATE

To : The Chairperson of the National Council of Provinces (NCOP)

Name of the Bill : Legal Practice Bill

Number of Bill : [B20B – 2012]

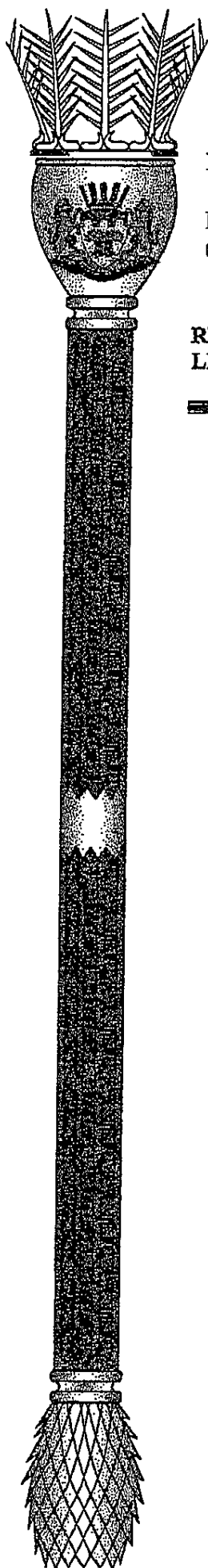
Date of deliberation : 03 March 2014

Vote of Legislature : NCOP Permanent Delegates to vote In favour of the Bill.

*E. Mung*  
.....  
SIGNATURE:  
SPEAKER: LIMPOPO LEGISLATURE

*04-03-2014*  
.....  
DATE

# LIMPOPO LEGISLATURE



**Physical Address:**

**Lebowakgomo  
Government Complex**

**Postal Address:  
Private Bag X9306  
Polokwane  
0700**

## **REPORT OF THE PORTFOLIO COMMITTEE ON SAFETY, SECURITY AND LIAISON ON LEGAL PRACTICE [B 20B-2012] BILL**

### **1. INTRODUCTION**

The Legal Practice [B 20B-2012] Bill was referred to the Limpopo Legislature by the National Council of Provinces (NCOP). The Bill was then referred to the Portfolio Committee of Safety, Security and Liaison. Subsequently, a negotiating mandate was conferred to Limpopo NCOP Delegates to negotiate in favor of the Bill. It is against this background that the Committee begs to report to this Honourable House for the formal conferral of a final mandate to the NCOP Delegates to support the Bill as amended.

### **2. PURPOSE OF THE BILL**

The Bill seek to provide a legislative framework for the transformation and restructuring of the legal profession in line with constitutional imperatives so as to facilitate and enhance an independent legal profession that broadly reflects the diversity and demographics of the Republic; to provide for the establishment, powers and functions of a single South African Legal Practice Council and Provincial Councils in order to regulate the affairs of legal practitioners and to set norms and standards; to provide for the admission and enrollment of legal practitioners; to regulate the professional conduct of legal practitioner so as to ensure accountable conduct; to provide for the establishment of an Office of a Legal Services Ombud; to provide for a Legal Practitioners 'Fidelity Fund and a Board of Control for the Fidelity Fund; to provide for the establishment, powers and functions of a National Forum on the Legal Profession; and to provide for matters connected therewith.

### **3. BRIEFING ON THE BILL**

The Portfolio Committee met the NCOP on 05 February 2014 to be briefed on principle and the provisions of the above- mentioned Bill. During the briefing, a decision was taken to facilitate public involvement in finalizing the inputs on the Bill.

**Tel: 015 633 5071 / 8000 - Fax: 015 633 8185 / 015 633 8658**

#### 4. CONSIDERATION OF THE AMENDMENTS MADE ON THE BILL

The Portfolio Committee, having considered the amendments made on the Bill by the Select Committee on Security and Constitutional Development, found that the amendments are not affecting the substance and principle of the Bill.

#### 5. RECOMMENDATION

The Portfolio Committee having considered and supported the Bill recommends to this House to confer a final mandate to the NCOP Permanent Delegates to support the Bill as agreed upon by the Select Committee and to vote in favor of the Bill to be passed into law.

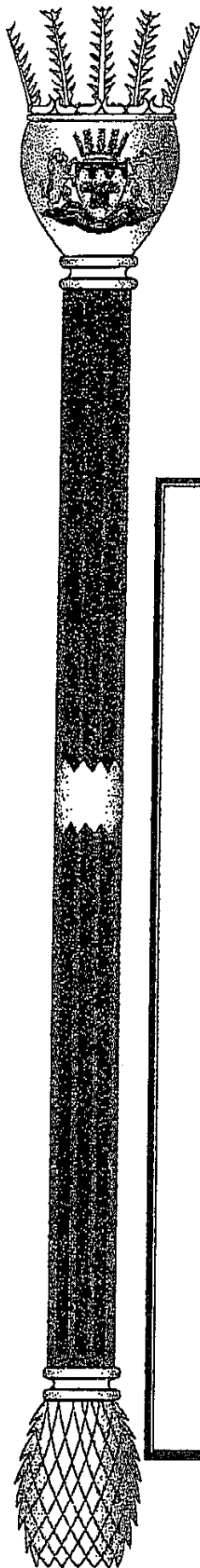
#### 6. CONCLUSION

In conclusion, the Committee moves that this report be adopted as a report of the august House and that a final mandate be conferred to the NCOP Delegates to vote in favor of the Bill to pass into law. I move accordingly.

*P. P. Moloto*

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**HON P. MOLOTO**  
**CHAIRPERSON: PORTFOLIO COMMITTEE ON SAFETY,**  
**SECURITY AND LIAISON**



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### FINAL MANDATE

To : The Chairperson of the National Council of Provinces (NCOP)

Name of the Bill : Judicial Matters Third Amendment Bill

Number of Bill : [B53 – 2013]

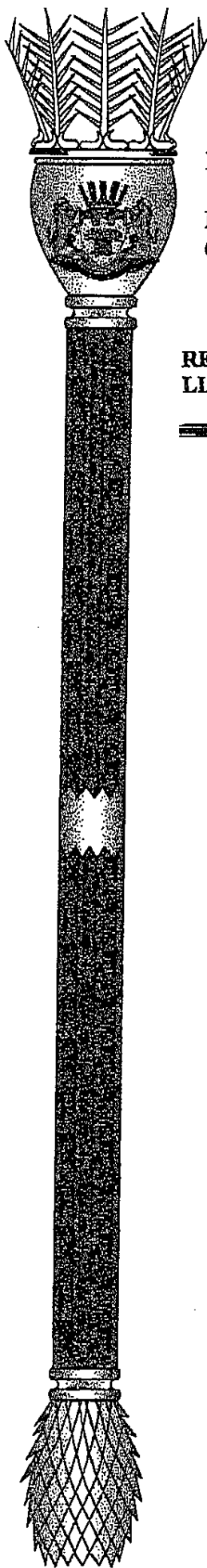
Date of deliberation : 03 March 2014

Vote of Legislature : NCOP Permanent Delegates to vote in favour of the Bill.

*Enong.*  
.....  
SIGNATURE:  
SPEAKER: LIMPOPO LEGISLATURE

*04-03-2014*  
.....  
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## REPORT OF THE PORTFOLIO COMMITTEE ON SAFETY, SECURITY AND LIAISON ON JUDICIAL MATTERS THIRD AMENDMENT BILL [B 53B - 2013]

### 1. INTRODUCTION

The Judicial Matters Third Amendment Bill [B 53B-2013] was referred to the Limpopo Legislature by the National Council of Provinces (NCOP). The Bill was then referred to the Portfolio Committee of Safety, Security and Liaison. Subsequently, a negotiating mandate was conferred to Limpopo NCOP Delegates to negotiate in favor of the Bill. It is against this background that the Committee begs to report to this Honourable House for the formal conferral of a final mandate to the NCOP Delegates to support the Bill as amended.

### 2. PURPOSE OF THE BILL

The objective of the Bill is to amend the Attorneys Act, 1979, so as to further regulate the powers of the board of control of the Attorneys Fidelity Fund; the Child Justice Act, 2008, so as to further regulate the evaluation of the criminal capacity of a child; to provide for the delegation of certain powers and assignment of certain duties by the Cabinet member responsible for social development in respect of the accreditation of diversion service providers; to repeal provisions that make the Criminal Law and to provide for matters connected therewith.

### 3. BRIEFING ON THE BILL

The Portfolio Committee met the NCOP on 05 February 2014 to be briefed on principle and the provisions of the above- mentioned Bill. During the briefing, a decision was taken to facilitate public involvement in finalizing the inputs on the Bill.

### 4. CONSIDERATION OF THE AMENDMENTS MADE ON THE BILL

The Portfolio Committee, having considered the amendments made on the Bill by the Select Committee on Security and Constitutional Development, found that the amendments are not affecting the substance and principle of the Bill.

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## 5. RECOMMENDATION

The Portfolio Committee having considered and supported the Bill by the Select Committee on Security and Constitutional Development recommends to this House to confer a final mandate to the NCOP Permanent Delegates to support the Bill as agreed upon by the Select Committee and to vote in favor of the Bill to be passed into law.

## 6. CONCLUSION

In conclusion, the Committee moves that this report be adopted as a report of the august House and that a final mandate be conferred to the NCOP Delegates to vote in favor of the Bill to pass into law. I move accordingly.



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**HON P. MOLOTO**  
**CHAIRPERSON: PORTFOLIO COMMITTEE ON SAFETY,**  
**SECURITY AND LIAISON**