
GOVERNMENT NOTICE

DEPARTMENT OF BASIC EDUCATION

No. R. 493

18 June 2014

THE SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT NO. 84 OF 1996)

CALL FOR WRITTEN SUBMISSIONS FROM STAKEHOLDER BODIES AND MEMBERS OF THE PUBLIC ON THE DRAFT AMENDMENT REGULATIONS PERTAINING TO THE CONDUCT, ADMINISTRATION AND MANAGEMENT OF THE NATIONAL SENIOR CERTIFICATE EXAMINATION

1. I, Angelina Matsie Motshekga, Minister of Basic Education, hereby, in terms of *section 61(d) of the South African Schools Act, 1996 (Act. No. 84 of 1996)* and after consultation with the Council of Education Ministers give my intention to amend the *Regulations pertaining to the conduct, administration and management of the National Senior Certificate examination*, promulgated in *Regulation Gazette No. 31337 of 29 August 2008*. In view of this, I invite stakeholder bodies and members of the public to comment on the relevant regulation change as set out in the **Schedule**.

SUBMISSIONS

2. It would greatly assist the Department of Basic Education if all submissions could be prepared under the headings of the various Regulations listed in the **Schedule**. If you do not wish to comment under a particular Regulation, please indicate "No comment".

CLOSING DATE

3. The closing date for the receipt of comments is set as **21 days** after publication of this Notice.

ADDRESS FOR SUBMISSIONS

4. Please send your submission to:
Dr R Poliah
Chief Director
Private Bag X895
PRETORIA, 0001
Or
Fax: 012 328-2898
E-mail: poliah.r@dbe.gov.za
5. The name, address, telephone number and fax number of the person or organization responsible for submitting comments must be provided.

MRS AM MOTSHEKGA, MP
MINISTER OF BASIC EDUCATION
DATE:

DEPARTMENT OF BASIC EDUCATION

THE SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT NO. 84 OF 1996)

DRAFT AMENDMENT REGULATIONS PERTAINING TO THE CONDUCT,
ADMINISTRATION AND MANAGEMENT OF THE NATIONAL SENIOR
CERTIFICATE EXAMINATION

GENERAL EXPLANATORY NOTE

[.....] Words in bold in square brackets indicate omissions from the existing regulations.

_____ Words underlined with a solid line indicate insertions into the existing regulations.

SCHEDULE

DEFINITIONS

1. In these regulations "the Regulations" means the regulations published as *Notice, No. R872, Regulation Gazette No. 31337* of 29 August 2008 as amended by *Government Notices No. 1327 and 1328, Government Gazette, No.31680* of 12 December 2008; *Government Notices 1041 and 1042, Government Gazette No.32678* of 3 November 2009; *Regulation Notice No. 188, Government Gazette No. 35103* of 2 March 2012; and *Regulation Notice No. 444, Government Gazette No. 35429* of 7 June 2012.

Amendment of Regulation 42 of the Regulations

2. Regulation 42 of the Regulations is hereby amended by the addition of sub-regulation (3) following sub-regulation (2) -

"(3) All Provincial Education Departments must ensure that-
(a) the category of top learners is based on the aggregate of the
six best subjects, excluding Life Orientation; and
(b) The selection will be based on the learner data as at the date of the
official release of results by the Minister and no appeals or outcome of supplementary
examination results will be considered"."

Amendment of Regulation 43 of the Regulations

3. Regulation 43 is hereby amended by the substitution for sub-regulation (1)(a) of the following sub-regulation-

"(1)(a) A candidate may apply for the re-marking or re-checking of his or her
examination answer scripts, within [twenty-one (21)] fourteen (14) calendar days of
the official release of the results."

Amendment of Regulation 48 of the Regulations

4. Regulation 48 is hereby amended by the substitution for sub-regulation (3) of the following sub-regulation-

“(3) The **[national]** security and confidentiality agreement relating to examination matters must be signed by all officials involved in managing and administering the examination process. In addition all examination officials must be subjected to a police clearance followed by a security clearance. The level of security clearance will be determined by the responsibility attached to the functions performed by the official.”.
