



EASTERN CAPE PROVINCIAL LEGISLATURE

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Date: 11 November 2008

NCOP BUSINESS COMMITTEE OF THE EASTERN CAPE PROVINCIAL LEGISLATURE

Final mandate on the Constitution 14th Amendment Bill (B62B-2008)

1. *Terms of reference*

The Constitution 14th Amendment Bill (B62B-2008), hereinafter referred to as the Bill, was referred by the House to the NCOP Business Committee (the Committee) for consideration.


2. *Consideration of the Bill*

The Committee was briefed on the content and effect of the Bill by the Legal Advisors of the Legislature. The Committee requested all the political parties that are registered with the Independent Electoral Commission in the Province to submit comments on the proposed amendments. The Committee did not receive any comment against the Bill.

3. **Resolutions of the Committee**

The Committee supports the Bill as amended and resolved that the following final Mandate be conferred:

- (1) Vote for the adoption of the Bill (B62B-2008), without amendments that will alter the principle of the Bill.
- (2) The Eastern Cape Permanent Delegate represents the Province of the Eastern Cape at the meeting of the final mandates.


N. KIVIET

SPEAKER: EASTERN CAPE PROVINCIAL LEGISLATURE





FREE STATE-VRYSTAAT-FREI STAAT

Committee Service

Our reference:
Ons verwysing:
Tshupo ya rona: **To:**

The Chairperson of the NCOP or a person designated by the Chairperson of the NCOP

Name of Bill: Constitution Fourteenth Amendment Bill

Number of Bill: (B62-B-2008)

Date of deliberation: 11 November 2008

Vote of Legislature: The Free State Legislature vote in favour of the Bill

Signature
D.A.M. Kgothule
Chairperson

11/11/2008
Date



ISISHAYAMTHETHO SAKWAZULU-NATAL

KWAZULU-NATAL WETGEWER

KWAZULU-NATAL PROVINCIAL LEGISLATURE

**TO: THE CHAIRPERSON,
NATIONAL COUNCIL OF PROVINCES**

FINAL MANDATE

PROVINCE : KWAZULU-NATAL
BILL : CONSTITUTION 14TH AMENDMENT
BILL [B62B-2008]
DATE : Friday, 7th November 2008

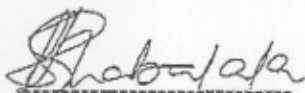
PROVINCIAL PROCESS :

Provincial Portfolio Committee/s : Premier's Portfolio Committee
Portfolio Committee
meeting date/s : Wednesday, 5th November 2008
Provincial NCOP meeting date/s : Friday, the 7th November 2008
Consultation : Parliamentary Legal Advisors,
Special & Permanent Delegates

VOTE OF THE KWAZULU-NATAL PROVINCIAL LEGISLATURE:

The Provincial Standing Committee on National Council of Provinces Matters met today, Friday, the 7th of November 2008, & agreed to mandate the KwaZulu-Natal delegation to the National Council of Provinces to *support the Constitution 14th Amendment Bill [B62B – 2008]*.

PROVINCIAL ENDORSEMENT



Ms LF Shabalala
CHAIRPERSON :
KWAZULU-NATAL STANDING COMMITTEE ON
NATIONAL COUNCIL OF PROVINCES MATTERS

Friday, 7th November 2008

DATE

Enquiries: Mr D Mashego
Tel. No.: 013 - 766 1399



Sishaya Ntsho Baselunda
SaseMpumalanga
Hoya ya Msewa ya Mpumalanga
Ishaya Mhomo Baselunda Base Mpumalanga

FINAL MANDATE

CONSTITUTION FOURTEENTH AMENDMENT BILL, 2008 [B62B-2008]

The Portfolio Committee on Premier's Office; Finance; Safety and Security ("the Committee") considered the Constitution Fourteenth Amendment Bill, 2008 Bill [B62B-2008].

The Committee adopted the Negotiating Mandate on 23 October 2008 and it was agreed to confer the Delegation representing the Province of Mpumalanga in the National Council of Provinces with authority to vote in favour of the Bill.

The Committee met on 7 November 2008 to consider the minutes of a meeting of the Select Committee on Security and Constitutional Affairs held on 4 November 2008 in order to finalise the Final Mandate on the Bill.

In response to the minutes considered, the Committee adopted a mandate to confer the Delegation representing the Province of Mpumalanga in the National Council of Provinces with authority to vote in favour of the Bill.

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Share - call number
0860 774 455

HON YN PHOSA MPL
SPEAKER TO THE MPUMALANGA
PROVINCIAL LEGISLATURE

10.11.08
DATE

Final Mandate.TXT

**"We are about : Law making, Oversight, Public Participation
and Public Involvement"**

Limpopo Legislature

OFFICE OF THE SECRETARY



Physical Address:

Lebowaqomo
Government Complex

Postal Address:

Private Bag X9309
Polokwane
0700

FINAL MANDATE OF THE PORTFOLIO COMMITTEE ON SAFETY, SECURITY AND LIAISON – CONSTITUTION FOURTEENTH AMENDMENT BILL [B 62B-2008]

1. INTRODUCTION

The Constitution Fourteenth Amendment Bill [B 62B- 2008] was referred by the NCOP to the Limpopo Legislature. Subsequently, the above-mentioned Bill was accordingly referred to the Portfolio Committee on Safety, Security and Liaison for consideration, scrutiny and report to this august house.

2. CONSIDERATION OF THE BILL

In considering the Bill, the Portfolio Committee met the NCOP and the Department of Safety, Security and Liaison on 03 October 2008 to be briefed on the principle and provisions of the above- mentioned Bill. It was during this briefing that the Committee decided to conduct a public hearing to solicit inputs and views on the Bill. A provincial Public hearing was conducted for all five Districts in Polokwane on 24 October 2008. Various stakeholders including Districts municipalities, traditional leaders, political parties, public members and political parties participated in the hearings.

3. OBJECTIVES OF THE BILL

The objects of the Constitution Fourteenth Amendment Bill is to amend the Constitution of the Republic of South Africa, 1996, so as to

- Further regulate the determination of political party participation in provincial delegations to the National Council of Provinces; and
- Abolish the right-
 - of a member of the National Assembly or a provincial legislature to become a member of another political party whilst retaining membership of the National Assembly or that provincial legislature; and
 - of an existing political party to merge with another political party, or to subdivide into more than political party, or to subdivide and to permit any of the subdivisions to merge with another political party, whilst allowing member of the National Assemble or provincial

legislature affected by such changes to retain membership of the National Assembly or that provincial; and to provide for matters connected therewith.

4. 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 vote in favour of the Bill with to pass into law.

5. CONCLUSION

In conclusion, I move that this report be adopted as a report of this august House and that a final mandate be conferred to the NCOP Delegates accordingly. I so move, Honourable Speaker.

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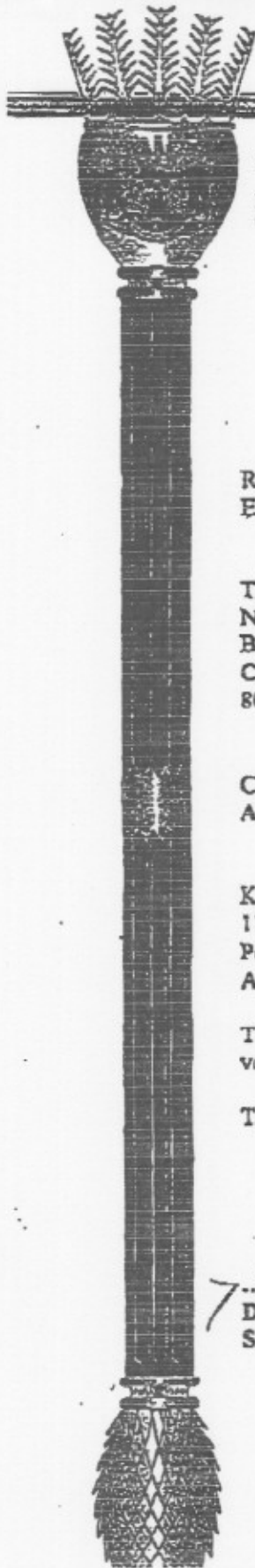
HON. M. MARUTHA

.....
HON. M. MARUTHA

CHAIPERSON: PORTFOLIO COMMITTEE ON SAFETY, SECURITY
AND LIAISON

Limpopo Legislature

OFFICE OF THE SECRETARY



Physical Address:

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Postal Address:

Private Bag X9305
Polokwane
0700

11 November 2008

Ref: 13/7
Enquiries: NCOP Officer.

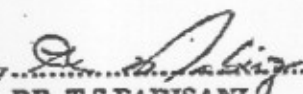
The Chairperson
National Council of Provinces
Box 85
CAPE TOWN
8000

CONFERRAL OF FINAL MANDATE ON THE CONSTITUTION FOURTEENTH AMENDMENT BILL, 2008 [B62B-2008]

Kindly be informed that the Limpopo Legislature has at its sitting held on Tuesday, 11 November 2008 at the Lebowakgomo Legislative Chamber, adopted the Report of the Portfolio Committee on Safety, Security and Liaison on the Constitution Fourteenth Amendment Bill, 2008 [B62B-2008].

The House further resolved to confer a final mandate to its NCOP Permanent Delegates to vote in favour of the Bill.

The Report of the Portfolio Committee is forwarded herewith, for easy reference.


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DR. T.S. FARISANI
SPEAKER: LIMPOPO LEGISLATURE

Wes-Kaapse Provinsiale Parlement
Western Cape Provincial Parliament
IPalamente yePhondo leNtshona Koloni



**FINAL MANDATE OF THE WESTERN CAPE ON THE CONSTITUTION
FOURTEENTH AMENDMENT BILL [B62B-2008] (NCOP)**

Final mandate of the Western Cape Provincial Parliament on the *Constitution Fourteenth Amendment Bill [B62B-2008]* (NCOP), as resolved by the Standing Committee on Governance on 11 November 2008.

The Western Cape Provincial Parliament having considered the subject of the *Constitution Fourteenth Amendment Bill [B62B-2008]* (NCOP) referred to the Provincial Parliament in terms of the rules of the National Council of Provinces (NCOP) begs to report that it confers on the Western Cape's delegation in the NCOP the authority to support the Bill.

**S E BYNEVELDT
SPEAKER
11 NOVEMBER 2008**





NORTH WEST PROVINCIAL LEGISLATURE

Legislature Building
Dr James Moroka Drive
Private Bag X2018
MMAFANTSI
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OFFICE OF THE SPEAKER

PORTFOLIO COMMITTEE ON
DEVELOPMENTAL LOCAL GOVERNMENT,
HOUSING AND PROVINCIAL AFFAIRS

11 November 2008

Report on the Final Mandate on the Bill: Constitution fourteenth Amendment Bill [B62B-2008]

1. TERMS OF REFERENCE

The above mentioned Bill was referred to the Portfolio Committee for consideration as a matter of priority.

2. BRIEFING

On the 24 October 2008, Hon. L. Moseki, NCOP Permanent Delegate appeared before the Portfolio Committee on Developmental Local Government, Housing And Provincial Affairs to give a briefing on the above Bill. Present at the briefing were Committee members the Legislature's legal advisors, committee administrators as well as committee members.

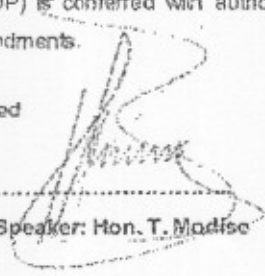
3. CONSIDERATION

The Committee agreed that there will be no public hearings on the Bill as the bill affects only public representatives. The views echoed here are the views of the Portfolio Committee.

4. RESOLUTION

After deliberation, the Committee supports the principles and details underlying the Bill. The delegation representing the Province of the North West in the National Council of Provinces (NCOP) is conferred with authority and a mandate to vote in favour of the Bill with no suggested amendments.

Signed


The Speaker: Hon. T. Modise