



## SUBMISSION TO THE NATIONAL YOUTH DEVELOPMENT AGENCY

### MYBICO "Mzansi Youth Business in Coalition on Opportunities"

**Vision:** We envisage south African youth business running the country economy  
and being global leaders economy

**Goal:** that South Africa should be declared in international leader, developed  
country, a first world country in an Africa content and leadership model, with a  
20 percent economic growth by 2030

### BILL

To provide for the establishment of the National Youth Development Agency aimed at creating and promoting co-ordination & **betterment** in youth development matters; to determine the objects and functions of the Agency; to determine the manner in which it is to be managed and governed; to regulate its staff matters and financial affairs; to provide for the administration of the fund referred to in the Demutualisation Levy Act, 1998, by the Agency under a new name; to **amend** the National Youth Commission Act, 1996 **to amend Provincial youth commission Acts and to enable the establishment of institutions to** provide for matters connected therewith.

### Definitions

"Board" means the **governing** Board of the Agency;

"Integrated Youth Development Strategy" means the Integrated Youth Development approach on planning, implementation, evaluation and monitoring.

"Institutions means" subsidiaries and referred as designated entities

"Umsobomvu Youth Fund" means the Umsobomvu Youth Fund referred to in section 24(2); retaining (Umsobomvu instead of National )

**Employment Equity Act**

**Public Preferential Procurement Act**



## Objects of Agency

### Clause (3)

(i) Establish institutions, coordinate and centralize institutions youth development

## Principles of youth development and empowerment

### Clause (4)

- (c) Creation of an environment which supports the continued development and empowering of the youth.
- (i) Youth development initiatives must endeavour to recognise and address the peculiar needs of rural youth and informal settlements with focus on under serviced communities.

## Functions of President

### Clause (5).

(1) The President must by notice in the *Gazette* publish the integrated national youth development strategy. (replace may with must)

## Functions of Agency

### Clause (6)

- (b) establish institutions in the prescribed manner as part of its operations to cover at least the following functional areas – (replace units with institutions) e.g.
- (i) National Youth Service and Social Cohesion; (institution to be named : Special Youth Patriot )
- (ii) Economic Participation; (institution to be named)
- (iii) Policy, Research and Development (NYC)
- (iv) Governance, Training and Development; (YETA institution to be named)
- (v) Youth Advisory and Information Services; (institution to be named) and
- (vi) Umsobomvu Youth Fund;
- (vii) Continental & International organ
- (4) (a.1) The Agency must in 6(six) months submit a report to be known as the provisional Status of Youth Report to the President



(a.2) The Agency must annually submit a report to be known as the Status of Youth Report to the President.

(b) The report must include matters such as—

(i) national priorities in respect of youth development and empowerment

### Integrated Youth Development Strategy

Clause (7)

(2) All designated entities must— (c) convene a national youth convention where designated entities can question and contribute to the integrated youth development strategy

(d) adopt any other recommendation made to parliament related youth matters

### Composition, appointment and conditions of service of the Board

Clause (9).

(1) The Board consists of—

(a) not more than fifteen(15) non-executive directors; and

(b) the Chief Executive Officer and Institutions chairman, who is an ex-officio member of the Board but does not have any voting rights.

(4) The members of the Board must represent a broad cross-section of the population of South Africa and comprise persons who reflect South African society with special attention to race, gender, disability and geographical spread and with representation from politics, business, and civil society

### Disqualification, removal from office and resignation of director of Board

Clause (10)

(2) The President—

(a) may remove a director of the Board from office on account of misconduct or inability to perform his or her duties efficiently after due enquiry and upon recommendation by 2/3 of the Board

### Meetings of Board

Clause (12).

(1) The Board must meet at least twelve (12) times a year at such times and places as the Board may determine. (replace four with twelve)

(5) 50% +1 members of the Board, which must include the chairperson or the deputy chairperson, constitute a quorum at any meeting of the Board.

#### **Appointment of Chief Executive Officer**

##### **Clause (14).**

- (3) The Chief Executive Officer must—
- (c) complete a report on the activities of the Agency for each financial year in accordance with the Public Finance Management Act, 1999 (Act No. 1 of 1999), **Employment Equity Act, Public Preferential Procurement Act** and submit the report to the Board for approval.

##### **Clause (19)**

**Provincial boards** **Retaining of provincial youth commission but amending the Act to be interlinked and a substructure of National Youth Commission an institution of NYDA**

#### **Transitional provisions**

##### **Clause (24)**

**Relocate** the business of the Umsobomvu Youth Fund and the National Youth Commission (replace transfer with relocate)

##### **Amend of laws**

**Clause (25)** Subject to section 24, the National Youth Commission Act, 1996, (Act No. 19 of 1996), and the National Youth Commission Amendment Act, 2000 (Act No. 19 of 2000), Provincial Youth Commission Act (e.g. Gauteng Youth Commission Act 2005) are hereby amended, **amending the demutualization levy act 1986**.

## **1. INTRODUCTION**

It also decided that the National Youth Commission and Umsobomvu Youth Fund should be **reallocated under** a single institution (replace merged with reallocated)



Problem that the parliament and Agency and youth in general may encounter & Financial implication for the state :

1. Umsobomvu had 8 director & NYC 5 commission but failed because of capacity and reporting to different platform. Now requesting just 7 directors for an agency to cater 17 million youth
2. NYC and PYC failed because of varies legislation
3. no focus intervention repeating mistakes of Umsobomvu
4. institutions modernised to 6 units a recipe of havod and a wapon of mass poor deliver
5. reporting once a year is never enough even finance minister reports twice on budget.
6. agency has the power of developing its own strategy
7. conflict that arise between PFMA and PPPA ignored
8. limiting and cutting additional funds from provincial, municipal initiatives
9. the process of repealing NYC, PYC, & amending Demutualization levy act
10. The state would have to write-off R 500 million used to finance the advancement
11. legal transfer costs and cancellation of agreement entered in with business that has created more than 300000 employment
12. the cancellation of MOU with big businesses that had pledged on youth entrepreneurship and other programmes
13. Investing 100 – 500 million rand on the new image, and internal structure to be complex and costly
14. This will need sophisticated system which non of the young people have experience and exposure meaning the costs of training internal staff will increase, while the service delivery might start 2 years after the legislated Act
15. Retrenchment costs of young people employed by UYF and NYC, this exercise is deepening the poverty, and unemployment

