



EASTERN CAPE PROVINCIAL LEGISLATURE

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Date: 11 March 2009

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PORTFOLIO COMMITTEE ON FINANCE

Final Mandate on the Division of Revenue Bill [B4-2009]

1. ***Terms of reference***

The Division of Revenue Bill [B4-2009], hereinafter referred to as the Bill, was referred by the NCOP Business Committee to the Portfolio Committee on Finance for consideration.

2. ***Consideration of the Bill***

In considering the Bill, the Committee conducted public hearing on the 2nd of March 2009 where all the Municipalities in the Province, National and Provincial treasury and Chairpersons of various Portfolio Committees were invited.

3. ***Resolution***

The Committee supports the Bill and resolved that the following final mandate be conferred:

3.1 To Vote for the adoption of the Bill.

3.2 That the Permanent Delegate of the Eastern Cape Provincial Legislature, represent the Province of the Eastern Cape at the meeting of the final mandates and vote for the adoption of the Bill.

N. KIVIET

SPEAKER: EASTERN CAPE PROVINCIAL LEGISLATURE



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Fax sent by : 0514471815

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Pg: 2/2



Committee Service

Our reference:
Ons verwysing:
Tshupo, ya rona:

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

Name of Bill: Division of Revenue Bill

Number of Bill: B4-2009

Date of deliberation: 10 March 2009

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

Pat Matosa
Speaker: Free State Legislature

11/03/2009
Date

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SCfinance



GAUTENG
LEGISLATURE
Your View ~ Our Vision
OFFICE OF THE SPEAKER

12 March 2009

The Chairperson of the NCOP
Honourable M J Mahlangu
National Parliament
P. O. Box 15
Cape Town
8000

Dear Hon. Mahlangu

RE: MANDATE TO THE GAUTENG DELEGATION

In terms of Section 65 of the Constitution of the Republic of South Africa Act, (Act 108 of 1996), the Gauteng Provincial Legislature adopted the attached reports which contain a mandate to our delegation in respect of the following bills:

1. Constitution Sixteenth Amendment Bill [B1-2009] - Section 74
2. Division of Revenue Bill [B4-2009] - Section 78

Yours faithfully

MR R M MDAKANE
SPEAKER



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FINANCE PORTFOLIO COMMITTEE

FINAL VOTING MANDATE ON THE

DIVISION OF REVENUE BILL [B4-2009] -Section 76

10 March 2009

1 INTRODUCTION

The Chairperson of the Finance Portfolio Committee, Mr B S Nkosi tables a report on the Final Voting Mandate of the Division of Revenue Bill [B4-2009] taking into account the comments and recommendations made in Negotiating Mandate which was adopted on the Thursday, 26 February 2009.

2 PROCESS FOLLOWED

The Speaker referred the Bill to the Portfolio Committee of Finance formally for consideration in terms of Gauteng Provincial Legislature Standing Rules 232(1) read with 235(4); (6) and (7) on 18 February 2009. The Bill was passed by the National Assembly and transmitted to the NCOP for concurrence on 13 February 2009.

Each financial year when the annual budget is introduced, the Minister of Finance must in terms of Section 10 of the Intergovernmental Fiscal Relations Act, 1997 (Act No 97 of 1990) ("the Act"), introduce in the National Assembly a Division of Revenue Bill for the financial year to which that budget relates. The Financial and Fiscal Commission presented its recommendations to the Committee on the Division of Revenue 2009/2010 financial year.

The Committee began its deliberations on the Bill on 26 February 2009 when briefed by the NCOP delegate Mr EM Sogoni, and the Finance

Portfolio Committee adopted its Final Voting Mandate on Tuesday, 10 March 2009 for tabling in the House on Thursday, 12 March 2009.

3 PRINCIPLE OF THE BILL AND GOVERNMENT'S POLICY PRIORITIES FOR THE 2009/10 MTEF

The Bill seeks to provide for the equitable division of revenue raised nationally among the three spheres of government for the 2009/2010 financial year and the responsibilities of all three spheres pursuant to such divisions; and to provide for matters connected therewith. The 2009 medium term expenditure framework is guided by the following principles:

- Protecting the poor;
- Sustaining employment growth and expanding training opportunities;
- Building economic capacity and promoting investment;
- Addressing the barriers to competitiveness that limit an equitable sharing of opportunities; and
- Maintaining a sustainable debt level

4 OPINION OF THE EXECUTIVE COMMITTEE ON THE BILL

Before the Bill is tabled in Parliament, all Provincial Treasuries are afforded an opportunity to comment, as such, inputs of the Provincial Executive Committee are captured on the Bill. Therefore Gauteng Treasury concurs with the Bill as tabled.

5 PRINCIPLE AND DETAIL OF THE BILL

The Portfolio Committee on Finance supports the Principle and Detail of the Division of Revenue Bill [B4-2009].

6 FINAL VOTING POSITION ADOPTED BY THE COMMITTEE

In terms of Section 65 of the Constitution of the Republic of South Africa, the Finance Committee recommends to the House to confer authority to the Gauteng Provincial Legislature Delegate/s in the National Council of Provinces to **vote in favour** of the Division of Revenue Bill [B4-2009].



ISISHAYAMTHETHO SAKWAZULU-NATAL

KWAZULU-NATAL WETGEWER

KWAZULU-NATAL PROVINCIAL LEGISLATURE

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

FINAL MANDATE

PROVINCE : KWAZULU-NATAL
**BILL : DIVISION OF REVENUE BILL
[B4 – 2009]**
DATE : Friday, 6th March 2009

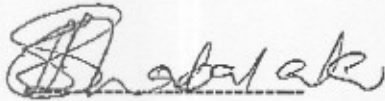
PROVINCIAL PROCESS :

Provincial Portfolio Committee/s : Finance & Economic Development
Portfolio Committee
meeting date/s : Friday, the 25th of FEBRUARY 2009
Provincial NCOP meeting date/s : Friday, the 6th of MARCH 2009
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 6th of March 2009, & agreed to mandate the KwaZulu-Natal delegation to the National Council of Provinces to *support* the Division of Revenue Bill [B4 – 2009].

PROVINCIAL ENDORSMENT



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

Friday, the 6th of March 2009

DATE

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OFFICE OF THE SPEAKER



Ukhaya Ukhulu Seentlizi
IseMpumalanga
Ukhaya Ukhulu ka Mpumalanga
Ukhaya Ukhulu Seentlizi ka Mpumalanga

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

FINAL MANDATE

DIVISION OF REVENUE BILL [B4-2009]

The Portfolio Committee on Premier's Office; Finance; Safety and Security ("the Committee") considered the Division of Revenue Bill [B4-2009].

The Committee adopted the Negotiating Mandate on 3 March 2009 and it was agreed to confer the Delegation representing the Province of Mpumalanga in the National Council of Provinces with authority to negotiate in favour of the Bill.

The Committee met on 11 March 2009 to consider the minutes of meetings of the Select Committee on Finance held on 05 March 2009 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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**HON YN PHOSA MPL
SPEAKER TO THE MPUMALANGA
PROVINCIAL LEGISLATURE**

11.3.09
DATE

Final Mandate.TXT

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SC finance



Northern Cape
Provincial Legislature

Northern Cape NCOP
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FACSIMILE TRANSMISSION

TO: Thoko / Zolani FAX: 021-403 8204
FROM: Khanita Abrahams DATE: 11 March 2009
SUBJECT: Final Mandates [B4-2009]
PAGES: 02



OFFICE OF THE SPEAKER

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Hon MJ Mahlangu

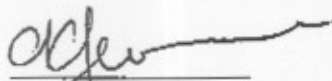
Chairperson: National Council of Provinces

Name of the Bill: Division of Revenue

Number of the Bill: B4-2009

Date of deliberation: 10 March 2009

Vote of the Legislature: The legislature votes in favour


Signature:
(Signature of the Speaker/Presiding Officer)

2009-03-10
Date:



NORTH WEST PROVINCIAL LEGISLATURE

RECEIVED
2009-03-09

Legislature Building
Dr. Japie Marosa Drive
Private Bag 1103
Mmabatho
0825

FINAL MANDATE

DIVISION OF REVENUE BILL [B4 - 2009]

**(Report by the North West Portfolio Committee on Economic
Development & Tourism on the Division of Revenue Bill
[B4- 2009])**

5 March 2009

**PORTFOLIO COMMITTEE ON FINANCE, ECONOMIC
DEVELOPMENT & TOURISM**

**COMMITTEE REPORT ON THE DIVISION OF REVENUE
BILL**

[B 4 - 2009]

5 MARCH 2009

FINAL MANDATE

- 1 The Committee was briefed by the NW Permanent Delegate Hon Kolweni on the 17th February 2009. On the same day a public hearing was held with the Provincial Treasury.
- 2 The Committee further conducted public hearings organised in the following manner :

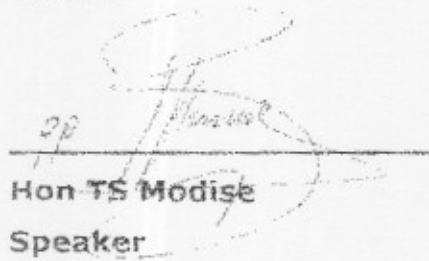
BOJANALA Mogwase Prison Hall	240 people attended the Public Hearing
NGAKA MODIRI MOLEMA Delareyville Town Hall	345 people attended the Public Hearing
DR KENNETH KAUNDA Klerksdorp Ballroom Hall	150 people attended the Public Hearing
BOPHIRIMA Banquet Hall Vryburg	85 people turned - up. Hearing abandoned as there was no member available

- 3 The Committee is satisfied that public hearings as indicated above broadly represented critical constituencies and important stakeholders in the Province.
- 4 Arising out of these public hearings and the Committee's deliberations on the Division of Revenue Bill, the following points need to be considered by the NCOP in processing this piece of legislation:
 - There is a need for a clear and unambiguous clarification on the Sixteenth Constitutional Amendment Bill and its implications on North West's equitable share for the year 2009/10.
 - National Treasury will have to advise on the proper legal framework and mechanism to be followed on how NW and Gauteng will share funding commitments in Merafong from their respective 2009/10 equitable shares.
 - A firm proposal from the North West is that National Treasury should make additional funding available to smoothen the transition of Merafong from the North West into Gauteng, with the understanding that the full financial impact on the North West will be deferred until 1 April 2010.

Recommendation

- 5 Having made these observations the North West Provincial Legislature mandates its Permanent Delegates in the National Council of Provinces to support and vote in favour of the Division of Revenue Bill [B 4 - 2009].

Signed



20
Hon TS Modise

Speaker

North West Provincial Legislature