

# Select Committee on Security and Constitutional Development

## FINAL MANDATES BILL 15B-2010



*"To build an effective People's Parliament that is responsive to the needs of the people and that is driven by the ideal of realising a better quality of life for all the people of South Africa"*

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Security 10 Nov

**13 Clause 19**

Question put: Agree to provide similar powers to enter buildings under control of police.

Chair put question to the Committee and five provinces agreed

**14 Clause 21(1)(a) and (b), (2)(3)(4)(5)**

Question put: Agree to leave clause 21(1)(a) and (b), (2), (3), (4) and (5) unchanged.

Chair put question to the Committee and five provinces agreed

**15 Clause 31**

Question put: Agree to leave clause 31 unchanged.

Chair put question to the Committee and five provinces agreed

Amendments to Bills were accordingly discussed and agreed upon.

**3.4 Adjournment**

The meeting adjourned at 11:15

\_\_\_\_\_  
The Honourable Mr T M H Mofokeng, MP  
Chairperson: Select Committee on Security and Constitutional Development

Date: \_\_\_\_\_



## EASTERN CAPE PROVINCIAL LEGISLATURE

### OFFICE OF THE SPEAKER

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03 November 2010

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### FINAL MANDATE

To: The Chairperson  
National Council of Provinces

Name of Bill: Independent Police Investigative Directorate Bill

Number of Bill: [B15B-2010]

Date of Deliberation 03 November 2010

#### *Vote of the Legislature*

The province supports the Bill and mandates the Eastern Cape delegate to vote for the adoption of the Bill with amendments that may not affect the principles of the Bill.

  
FB XASA

SPEAKER: EASTERN CAPE PROVINCIAL LEGISLATURE  
DATE 3/11/2010

## PROPOSED AMENDMENTS

### INDEPENDENT POLICE INVESTIGATIVE DIRECTORATE BILL

[B15B – 2010]

#### CLAUSE 1

1. On page 4, after line 22, to insert the following definitions:  
  
"Constitution" means the Constitution of the Republic of South Africa, 1996;"
2. On page 4, in line 33, to omit "safety and security" and to substitute "policing".

#### CLAUSE 7

1. On page 6, in line 12, to omit "four months" and to substitute "one month".

#### CLAUSE 21

1. On page 9, after line 49, to insert the following paragraph:  
  
"(f) to refer disciplinary matters to the Provincial Commissioner;"

#### CLAUSE 29

1. On page 12, in line 26, to omit "Commissioner" and to substitute "Commander".
2. On page 12, in line 29, to omit "(h)" and to substitute "(f)".



Sesheya Mphahlele Sesheya  
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## OFFICE OF THE SPEAKER

Enquiries: Ms MB Tabane  
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### FINAL MANDATE

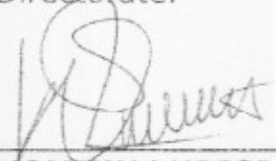
**To** : The Chairperson of the National  
Council of Provinces (NCOP)

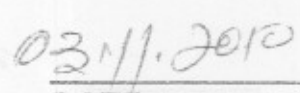
**Name of the Bill** : Independent Police Investigative  
Directorate Bill

**Number of the Bill** : [B15B-2010]

**Date of Deliberation:** 05 November 2010

**Vote of the Legislature:** The delegation representing the province of Mpumalanga in the National Council of Provinces is hereby conferred with a mandate to vote in favour of the Bill; subject to the insertion of Section 206(6) of the Constitution to ensure constitutionality and the core mandate of the Directorate, for the title to include 'complaints' to read as follows: Independent Police Complaints and Investigative Directorate.

  
**HON SW LUBISI**  
**SPEAKER TO THE MPUMALANGA**  
**PROVINCIAL LEGISLATURE**

  
**DATE**

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





08-NOV-2010 15:27 From: GAUTENG NCOP  
08/11/2010 14:35 0214033942  
SOCPA\_PARL.SA  
PAGE 01/02  
0214241428 To: 0214033942 P.1/4



Northern Cape  
Provincial Legislature

## OFFICE OF THE SPEAKER

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Hon MJ Mahlangu  
Chairperson: National Council of Provinces


### FINAL MANDATE

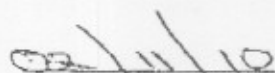
Name of the Bill: Independent Police Investigative Directorate

Number of the Bill: B15B-2010

Date of deliberation: Tuesday, 02 November 2010

Vote of the Legislature: The legislature votes in favour of the Bill

  
Hon JT Beukes  
DEPUTY SPEAKER

  
Date

Final Mandate

# NORTH WEST PROVINCIAL LEGISLATURE

## Office of the Speaker:

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### FINAL MANDATE

To: **Hon M Mahlangu, MP**  
**The Chairperson of the National Council Of Provinces**


Name of Bills/question: **Independent Police Investigative Directorate Bill**  
**Civilian Secretariat Police Service Bill**

Number of Bills/question: **B 15B-2010**  
**B 16B-2010**

Date of deliberation: **26 October 2010**

Vote of legislature: **The Portfolio Committee on Public Safety and Provincial**  
**Affairs votes in favour of the Bill.**

Signed by:

  
**Hon K.V. Kakesi**  
**Deputy Speaker of the North West Provincial Legislature**



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



FINAL MANDATE

To: Hon. MJ Mahlangu  
Chairperson of the NCOP

Name of Bill: Independent Police Investigative Directorate Bill

Number of Bill: [B15B - 2010]

Date of deliberation: 02 November 2010

Vote of the Legislature: Vote against the bill

Signature

04/11/2010

Date

HON. S ESAU  
SPEAKER

PARLIA

n Ca

00

00

# Limpopo Legislature

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Lebowakgomo  
Government Complex

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Polokwane  
0700

## FINAL MANDATE

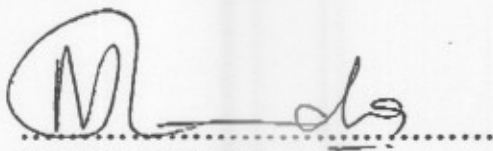
To : The Chairperson of the NCOP

Name of Bill : Independent Police Investigative  
Bill

Number of Bill : [B15B - 2010]

Date of deliberation : 01 October 2010

Vote of Legislature : The Limpopo Legislature support  
the Bill as amended



SIGNATURE

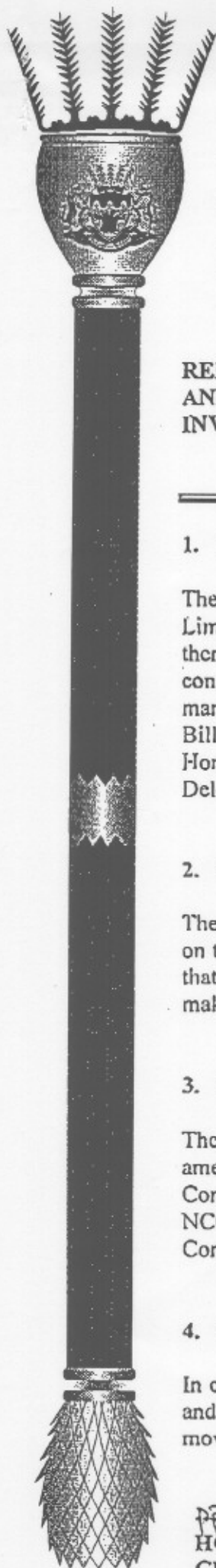
SPEAKER: LIMPOPO LEGISLATURE

2010.11.10

DATE

101110 Sc security

# Limpopo Legislature

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Polokwane  
0700

## REPORT OF THE PORTFOLIO COMMITTEE ON SAFETY, SECURITY, AND LIAISON ON THE INDEPENDENT POLICE INVESTIGATIVE BILL [B15B-2010]

### 1. INTRODUCTION

The Independent Police Investigative Bill [B15B-2010] 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 for consideration and to report to this House. After considering the Bill, 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. CONSIDERATION OF THE AMENDMENTS MADE ON THE BILL

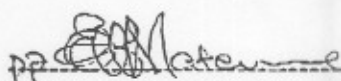
The Portfolio Committee, having considered the Bill and the amendments made on the Bill by the Select Committee on Security and Constitutional Affairs, found that the amendments are not affecting the substance and principle of the Bill but makes the provisions of the Bill more obligatory.

### 3. RECOMMENDATION

The Portfolio Committee having considered and supported the Bill and amendments made on the Bill by the Select Committee on Security and Constitutional Affairs 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.

### 4. 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.



HON. I. KGETJEPE

CHAIRPERSON: PORTFOLIO COMMITTEE ON SAFETY,  
SECURITY AND LIAISON