

110328 SCP.Serv.

NORTH WEST PROVINCIAL LEGISLATURE

Office of the Speaker

Legislature Building
Dr James Moroka Ave
Private Bag X2018
Mmabatho, 2735

Tel: (018) 392 70
Fax: (018) 392 71

NEGOTIATING MANDATE

[Section 5]

Hon MP Sibande
The Chairperson of the Select Committee on Public Services

Name of Bill/question: **Community Ombud Services Bill**

Number of Bill/question: **B-218-2010**

Date of deliberation: **29 March 2011**

Inputs of the participants:

- **All cases should be referred to Ombusman before been referred to Court.**

Vote of legislature: **After deliberation; the Portfolio Committee Human Settlements, Public Safety & Liaison votes in favour and supports the principles and details underlying the amendment of the Bill. The delegation representing the Province of the North West in the National Council of Provinces [NCOP] is conferred with the authority and mandate to negotiate in favour of the Bill, taking into account the observations of the Committee as contained above.**

Signed by:

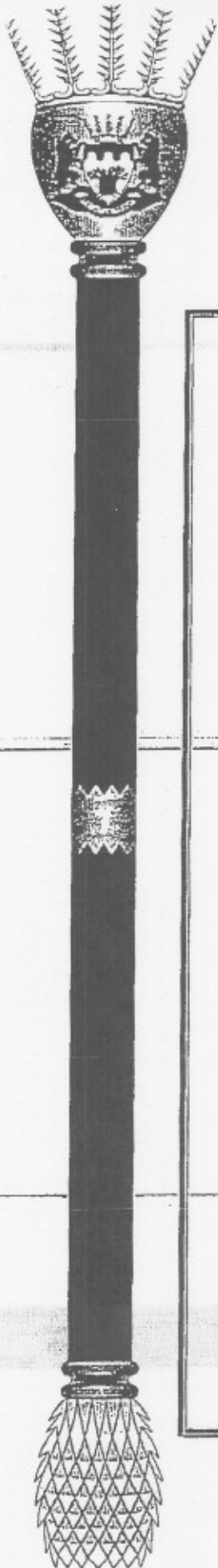


Hon MW Matsemela

29-03-2011

Chairperson: Human Settlements, Public Safety & Liaison

Limpopo Legislature



Physical Address:

Lebowakgomo
Government Complex

Postal Address:

Private Bag X9309
Polokwane
0700

NEGOTIATING MANDATE

To : Hon. Chairperson: SC on Public Services

Name of the Bill : Community Ombud Services Bill

Number of the Bill : [B21B – 2010]

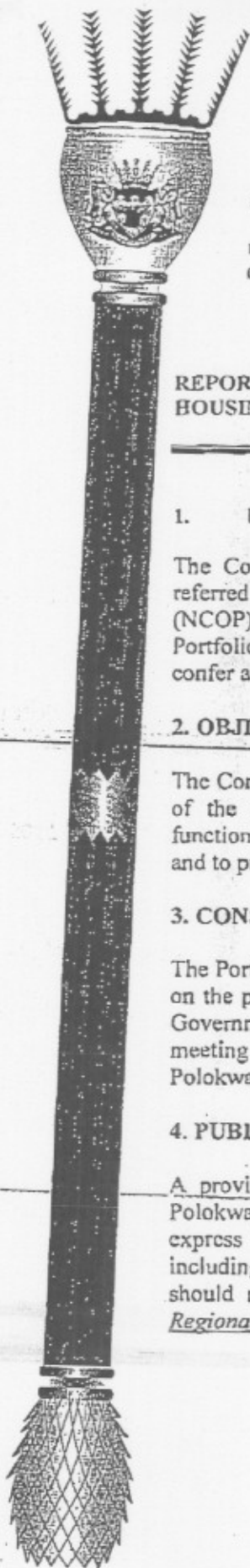
Date of Deliberation : 28 March 2011

Vote of the Legislature : The Portfolio Committee on Local Government and Housing hereby Confers a Negotiating mandate to the Limpopo Provincial Permanent Delegation to the NCOP to negotiate in favour of the Bill.

SIGNATURE: B.A.J. Matshoge DATE: 28/03/2011
/ HON. B.A.J. MATSHOGE

CHAIRPERSON: PORTFOLIO COMMITTEE ON LOCAL GOVERNMENT AND HOUSING

Limpopo Legislature



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REPORT OF THE PORTFOLIO COMMITTEE ON LOCAL GOVERNMENT AND HOUSING –COMMUNITY SCHEMES OMBUD SERVICE BILL [B 21B - 2010]

1. INTRODUCTION

The Community Schemes Ombud Service Amendment Bill [B 21B- 2010] was referred to the Legislature of Limpopo Province by the National Council of Provinces (NCOP). Subsequently, Limpopo Legislature referred the above-mentioned Bill to the Portfolio Committee on Local Government and Housing for consideration and to confer a negotiating mandate to the NCOP Permanent Delegates.

2. OBJECTS OF THE BILL

The Community Schemes Ombud Service Bill seeks to provide for the establishment of the community Schemes Ombud Services: to provide for its mandate and functions; and to provide for a dispute resolution mechanism in community schemes; and to provide for matters connected therewith.

3. CONSIDERATION OF THE BILL

The Portfolio Committee was briefed by the Permanent Delegates on 09 March 2011 on the principle and the provisions of the Bill. The Provincial Department of Local Government and Housing also attended the briefing. A decision was taken during the meeting to conduct a provincial public hearing on 18 March 2011 at Oasis Lodge, Polokwane.

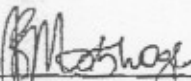
4. PUBLIC HEARINGS

A provincial public hearing was conducted on 18 March 2011 at Oasis Lodge, Polokwane in Capricorn District to provide provincial-stakeholders a platform to express their views on the Bill. The Public hearing was attended by Stakeholders including the general public. Members of the public suggested that in Section 3(3) should read as follows: *The Service must establish a National Head office and Regional offices*, and delete 'where necessary' from the initial clause.

During the Public hearing, inputs made were not relevant to the Bill. Although the submissions made did not necessarily relate to the Bill, the Department noted them as they were service delivery related. The public appreciated the objects of the Bill and further indicated that more focus should be on rural development.

5. NEGOTIATING MANDATE

The Portfolio Committee having considered the Bill and taking into consideration the inputs and views of the stakeholders, hereby support the Bill and its provisions without amendments. A mandate is therefore conferred on the NCOP Delegates to negotiate **in favour** of the Bill to pass into law.



HON B.A.J. MATSHOGE
CHAIRPERSON: PORTFOLIO COMMITTEE ON LOCAL GOVERNMENT
AND HOUSING
