

**Democratic Alliance**  
**Proposed Amendments**  
**Military Veterans Bill**  
**[B1 – 2011]**  
**Draft # 2 – 01 June 2011**

---

**Clause 1: Definitions**

On page 3 after line 11 omit the definition of "dependent" and substitute with:

- "dependent", in relation to a military veteran, means a person -
  - (a) who is the spouse, widow, widower, life partner or child of a military veteran;
  - (b) who is otherwise legally dependent on a military veteran for support and maintenance; and
  - (c) who complies with the requirements and conditions which may be prescribed."

On page 3 after line 14 omit the definition of "military veteran" and substitute with:

- "military veteran" means any South African citizen who served voluntarily, or under conscription or call up as a member of –
  - (a) the (i) Azanian Peoples Liberation Army; (ii) Bophuthatswana Defence Force; (iii) Ciskei Defence Force; (iv) South African Defence Force; (v) Transkei Defence Force; (vi) Umkhonto we Sizwe; (vii) Venda Defence Force between 31 May 1960 and 26 April 1994; or
  - (b) the Union Defence Force before 31 May 1961; or
  - (c) South African National Defence Force after 26 April 1994; and
  - (d) completed his or her military training and no longer performs military service and has not been dishonourably discharged.

On page 3 after line 27 omit subsection (2) and substitute:

- (2) The Minister may prescribe that –
- (a) a member of a military organization, who's name does not appear on the Certified Personal Register, may be regarded as a military veteran for the purposes of this Act; or

(b) a member of any additional military organization may be regarded as a military veteran for the purposes of this Act;

(c) provided that the Minister shall in the event prescribe a membership verification process.

**Note:**

*The definition of "military veteran" may have to be refined when we receive the legal opinion.*

**Clause 3: Fundamental Principles**

On page 3 after line 39 add the following paragraph:

(b) All military veterans and their dependents are entitled to equal access to benefits and services.

**Clause 5: Benefits**

On page 4 after line 27 delete paragraph (f) which reads "facilitation of or advice on business opportunities".

**Clause 8: Director Generals Functions**

On page 6 after line 33 delete "provided such organization is recognized by the Minister as a non-governmental organization or association established in respect of military veterans that lawfully represent the interests of military veterans"

**Clause 10: Powers and Duties of the Advisory Council**

On page 7 after line 4 include the following paragraph:

(a) review and advise the minister annually on the membership verification process contemplated in Section 1(2)(c).

**Clause 13: Advisory Council**

On page 7 after line 17 delete paragraph (a) which reads "must be military veterans".

**Note:-**

*This proposed amendment falls away if the Department of Military Veterans amendment in respect of Clause 13 is accepted by the Portfolio Committee on Defence and Military Veterans.*

**Clause 26: Regulations**

On page 10 delete clause 26 and substitute:

"The Minister, the Advisory Council and Parliament must be consulted when a regulation relating to the matter exclusively affecting the rights, benefits and entitlements of military veterans or their dependents is made under law."

---

*Please note that this document is a draft document and we reserve the right to introduce additional amendments during the process of deliberations on the Military Veterans Bill [B 1 – 2011]*