

PARLIAMENT
OF THE
REPUBLIC OF SOUTH AFRICA

**ANNOUNCEMENTS,
TABLINGS AND
COMMITTEE REPORTS**

WEDNESDAY, 5 MARCH 2014

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ANNOUNCEMENTS

National Assembly and National Council of Provinces

The Speaker and the Chairperson

1. Bills passed by Houses – to be submitted to President for assent

- (1) Bills passed by National Council of Provinces on 5 March 2014:
 - (a) **Private Security Industry Regulation Amendment Bill** [B 27D – 2012] (National Assembly – sec 75).
 - (b) **Judicial Matters Third Amendment Bill** [B 53 – 2013] (National Assembly – sec 76).

National Assembly

The Speaker

1. Bill placed on Order Paper

- (1) The Special Economic Zones Bill [B 3D – 2013] (National Assembly – sec 76), as amended by the National Council of Provinces and returned to the Assembly for concurrence, has been placed on the Order Paper for debate and decision in accordance with Rule 274(1)(a).

2. Message from National Council of Provinces to National Assembly in respect of Bills passed by Council and returned to Assembly

- (1) Bill amended by Council and returned for concurrence on 5 March 2014:
 - (a) **Legal Practice Bill** [B 20D – 2012] (National Assembly – sec 76).

The Bill has been referred to the **Portfolio Committee on Justice and Constitutional Development** of the National Assembly.

3. Referral to Committees of papers tabled

- (1) The following papers are referred to the **Standing Committee on Finance**:
 - (a) Financing Agreement between the European Commission and the Republic of South Africa concerning the Infrastructure Investment Programme for South Africa, tabled in terms of section 231(3) of the Constitution, 1996.

- (b) Annexure II: Technical and Administrative Provisions for Implementation.
- (c) Explanatory Memoranda to the Financing Agreement between the European Commission and the Republic of South Africa concerning the Infrastructure Investment Programme for South Africa and Annexure II: Technical and Administrative Provisions for Implementation.
- (d) Framework Agreement between the Government of the Republic of South Africa and the Federal Council of the Swiss Confederation on Development Cooperation, tabled in terms of section 231(3) of the Constitution, 1996.
- (e) Explanatory Memorandum to the Framework Agreement between the Government of the Republic of South Africa and the Federal Council of the Swiss Confederation on Development Cooperation.
- (f) Agreement between the Government of the Republic of South Africa and the African Tax Administration Forum (“ATAF”) for the Hosting of the Secretariat of ATAF in the Republic of South Africa, tabled in terms of section 231(3) of the Constitution, 1996.
- (g) Explanatory Memorandum to the Agreement between the Government of the Republic of South Africa and the African Tax Administration Forum (“ATAF”) for the Hosting of the Secretariat of ATAF in the Republic of South Africa.
- (h) Government Notice No R.971, published in Government Gazette No 37136, dated 9 December 2013: Regulations on an allowance for energy efficiency savings in terms of section 12L(5) of the Income Tax Act, 1962 (Act No 58 of 1962).
- (i) Government Notice No 985, published in Government Gazette No 37123, dated 13 December 2013: Exemption of institutions from provisions of the Public Finance Management Act, 1999 (Act No 1 of 1999) in terms of section 92 of the Act.
- (f) Government Notice No R.975, published in Government Gazette No 37124, dated 13 December 2013: Amendment of Rules (DAR/131) in terms of section 120 of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (g) Government Notice No R.976, published in Government Gazette No 37124, dated 13 December 2013: Amendment of Rules (DAR/130) in terms of section 18 of the Diamond Export Levy Act, 2007 (Act No 14 of 2007),

- (h) Government Notice No R. 997, published in Government Gazette No 37150, dated 13 December 2013: Amendment of Schedule No 6 (No 6/3/37) in terms of section 75 of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (i) Government Notice No R. 998, published in Government Gazette No 37150, dated 13 December 2013: Amendment of Schedule No 6 (No 6/3/38) in terms of section 75 of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (j) Government Notice No R. 999, published in Government Gazette No 37150, dated 13 December 2013: Amendment of Schedule No 6 (No 6/3/39), in terms of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (k) Government Notice No R.1000, published in Government Gazette No 37150, dated 13 December 2013: Amendment of Schedule No 6 (No 6/3/40) in terms of section 75 of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (l) Government Notice No R.1017, published in Government Gazette No 37169, dated 20 December 2013: Amendment of Rules (DAR/132) in terms of section 119A of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (m) Government Notice No R.1018, published in Government Gazette No 37169, dated 20 December 2013: Amendment of Rules (DAR/133) in terms of sections 19A and 120 of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (n) Government Notice No R.1024, published in Government Gazette No 37175, dated 20 December 2013: Imposition of provisional payment (PP/145) in terms of section 57A of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (o) Government Notice No R.1025, published in Government Gazette No 37175, dated 20 December 2013: Imposition of provisional payment (PP/146) in terms of section 57A of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (p) Government Notice No R.1031, published in Government Gazette No 37180, dated 27 December 2013: Amendment of Rules (DAR/134) in terms of sections 15 and 120 of the Customs and Excise Act, 1964 (Act No 91 of 1964).
- (q) Government Notice No 1037, published in Government Gazette No 37203, dated 30 December 2013: Publication of allocations in terms of sections 15(2) and 25(2) of the Division of Revenue Act, 2013 (Act No 2 of 2013) as amended by the Division of Revenue Amendment Act, 2013 (Act No 29 of 2013).

- (2) The following paper is referred to the **Portfolio Committee on Higher Education and Training** for consideration and report. The Report of the Auditor-General on the Financial Statements and Performance Information is referred to the **Committee on Public Accounts** for consideration:
 - (a) Report and Financial Statements of the Services Sector Education and Training Authority for 2012-13, including the Report of the Auditor-General on the Financial Statements and Performance Information for 2012-13.
- (3) The following paper is referred to the **Portfolio Committee on Justice and Constitutional Development** for consideration and report. The Report of the Independent Auditors on the Financial Statements and Performance Information is referred to the **Committee on Public Accounts** for consideration:
 - (a) Report and Financial Statements of the Council for Debt Collectors for 2012-13, including the Report of the Independent Auditors on the Financial Statements and Performance Information for 2012-13.
- (4) The following papers are referred to the **Portfolio Committee on Justice and Constitutional Development**:
 - (a) Proclamation No R.47, published in Government Gazette No 36985, dated 1 November 2013: Commencement of sections 1, 4(b), 5 (to the extent that it inserts section 6B in the Act), 6 and 10 to 15 in terms of section 17 of the Sheriffs Amendment Act, 2012 (Act No 14 of 2012).
 - (b) Policy on the appointment of insolvency practitioners, determined in terms of section 158(2) of the Insolvency Act, 1936 (No 24 of 1936), section 10(1A)(a) of the Close Corporations Act, 1984 (No 69 of 1984), and section 158(2) of the Insolvency Act read with section 339 of the Companies Act, 1973 (No 61 of 1973).
- (5) The following papers are referred to the **Portfolio Committee on Water and Environmental Affairs** for consideration and report. The Reports of the Auditor-General and Independent Auditors on the Financial Statements and Performance Information are referred to the **Committee on Public Accounts** for consideration:
 - (a) Report and Financial Statements of the Overberg Water Board for the year ended June 2013, including the Report of the Independent Auditors on the Financial Statements and Performance Information for the year ended June 2013.

- (b) Report and Financial Statements of Magalies Water Board for the year ended June 2013, including the Report of the Auditor-General on the Financial Statements and Performance Information for the year ended June 2013.
 - (c) Report and Financial Statements of Bushbuckridge Water Board for the year ended June 2013, including the Report of the Auditor-General on the Financial Statements and Performance Information for the year ended June 2013.
 - (d) Report and Financial Statements of the Lepelle Northern Water for 2012-13, including the Report of the Independent Auditors on the Financial Statements and Performance Information for 2012-13.
 - (e) Report and Financial Statements of Botshelo Water for the year ended 30 June 2013, including the Report of the Auditor-General on the Financial Statements and Performance Information for the year ended 30 June 2013.
- (6) The following papers are referred to the **Portfolio Committee on Trade and Industry**:
- (a) Government Notice No 825, published in Government Gazette No 36968, dated 25 October 2013: Categories of goods that are required to have a trade description applied to them, prescribed in terms of section 24(4)(a) and (c) of the Consumer Protection Act, 2008 (Act No 68 of 2008).
 - (b) Government Notice No R.828, published in Government Gazette No 36974, dated 1 November 2013: Notice of amendment of Part II of the Trade Metrology Regulations in terms of section 42 of the Trade Metrology Act, 1973 (Act No 77 of 1973).
 - (c) General Notice No 1073, published in Government Gazette No 36973, dated 1 November 2013: Proposed prohibition on the use of a certain words in terms of section 15(1) of the Merchandise Marks Act, 1941 (Act No 17 of 1941).
 - (d) General Notice No 1127, published in Government Gazette No 37037, dated 22 November 2013: Final prohibition on the use of a certain logo in terms of section 15(1) of the Merchandise Marks Act, 1941 (Act No 17 of 1941).
 - (e) Government Notice No R.927, published in Government Gazette No 37090, dated 2 December 2013: Invitation for public comment on proposed liquor regulations during the African Nations Championship 2014, issued in terms of section 42 of the Liquor Act, 2003 (Act No 59 of 2003).

- (f) General Notice No 1181, published in Government Gazette No 37099, dated 2 December 2013: Amendment of addresses in terms of section 23(1) and (2) of the Counterfeit Goods Act, 1997 (Act No 37 of 1997).
- (g) General Notice No 1182, published in Government Gazette No 37099, dated 2 December 2013: Designation of place as a counterfeit goods depot and appointment of person in charge of the depot in terms of section 23(1) and (2) of the Counterfeit Goods Act, 1997 (Act No 37 of 1997).
- (h) Government Notice No R.928, published in Government Gazette No 37091, dated 3 December 2013: Amendment of 2004 Liquor Regulations in terms of section 42 of the Liquor Act, 2003 (Act No 59 of 2003).
- (i) Government Notice No R.941, published in Government Gazette No 37093, dated 6 December 2013: Correction Notice: Amendment of regulations for the payment of levy tariffs and fees with regard to compulsory specifications in terms of the National Regulator for Compulsory Specifications Act, 2008 (Act No 5 of 2008).
- (j) Government Notice No R.942, published in Government Gazette No 37093, dated 6 December 2013: Proposed amendment of the compulsory specification for electrical and electronic apparatus (VC 8055) in terms of section 13(14) of the National Regulator for Compulsory Specifications Act, 2008 (Act No 5 of 2008).
- (k) General Notice No 1081, published in Government Gazette No 36988, dated 31 October 2013: Collaboration between the Ministeries of Trade and Industry and Economic Development to ensure that the IDZ at Saldanha Bay forms part of the Presidential Infrastructure Coordinating Commission (PICC) rollout programme.
- (l) Government Notice No R.1, published in Government Gazette No 37217, dated 8 January 2014: Liquor regulations for the 2014 African Nations Championship, made in terms of section 42 of the Liquor Act, 2003 (Act No 59 of 2003).
- (m) General Notice No 1194, published in Government Gazette No 37110, dated 4 December 2013: Invitation for public comment on the National Liquor Norms and Standards in terms of section 42(1) the Liquor Act, 2003 (Act No 59 of 2003).

- (n) Government Notice No R.973, published in Government Gazette No 37138, dated 10 December 2013: Declaration or designation of the 2014 African Nations Championship South Africa as a protected event in terms of section 15A of the Merchandise Marks Act, 1941 (Act No 17 of 1941).
- (o) Government Notice No 3, published in Government Gazette No 37220, dated 9 January 2014: Declaration or designation of the 2014 African Nations Championship South Africa as a protected event, in terms of section 15A of the Merchandise Marks Act, 1941 (Act No 17 of 1941).
- (p) General Notice No 66, published in Government Gazette No 37296, dated 4 February 2014: Proposed prohibition on the use of certain words in terms of section 15(1) of the Merchandise Marks Act, 1941 (Act No 17 of 1941).
- (q) General Notice No 67, published in Government Gazette No 37296, dated 4 February 2014: Proposed prohibition on the use of certain words in terms of section 15(1) of the Merchandise Marks Act, 1941 (Act No 17 of 1941).
- (r) Government Notice No R.82, published in Government Gazette No 37299, dated 5 February 2014: Amendment of the Companies Regulations, 2011, in terms of section 223(1)(b) of the Companies Act, 2008 (Act No 71 of 2008).
- (s) Government Notice No R.74, published in Government Gazette No 37288, dated 7 February 2014: Amendment of the compulsory specification for incandescent lamps (VC 8043) in terms of section 13(1)(a) of the National Regulator for Compulsory Specifications Act, 2008 (Act No 5 of 2008).
- (t) Government Notice No R.75, published in Government Gazette No 37288, dated 7 February 2014: Compulsory specification for energy efficiency and labelling of electrical and electronic apparatus (VC 9008) in terms of section 13(4) of the National Regulator for Compulsory Specifications Act, 2008 (Act No 5 of 2008).
- (u) General Notice No 69, published in Government Gazette No 37301, dated 7 February 2014: Invitation for public comment on the draft South African Automotive Industry Code of Conduct in terms of section 120(2)(a) of the Consumer Protection Act, 2008 (Act No 68 of 2008).

- (v) General Notice No 80, published in Government Gazette No 37322, dated 11 February 2014: Extension of period for public comment on the national liquor norms and standards determined in terms of the Liquor Act, 2003 (Act No 59 of 2003).

- (7) The following papers are referred to the **Portfolio Committee on Trade and Industry** for consideration and to the **Joint Standing Committee on Defence, Portfolio Committee on Defence and Military Veterans** and **Portfolio Committee on Public Enterprises**:
 - (a) The Final Internal Audit Report of the NIPP Performance Review: Strategic Defence Package (SDP) Phase 1.
 - (b) Strategic Defence Packages (SDP) Performance Review Report.

- (8) The following papers are referred to the **Joint Standing Committee on Defence** for consideration and to the **Portfolio Committee on Defence and Military Veterans**:
 - (a) Letter from the President of the Republic dated 9 December 2013 to the Speaker of the National Assembly, informing members of the Assembly of the employment of the South African National Defence Force for service in cooperation with the South African Police Service to maintain law and during the funeral service of the late former President of the Republic of South Africa, hon Nelson Rolihlahla Mandela.
 - (b) Letter from the President of the Republic dated 13 February 2014 to the Speaker of the National Assembly, informing members of the Assembly of the employment of members of the South African National Defence Force to evacuate South African nationals, diplomats and their families from South Sudan.

- (9) The following papers are referred to the **Portfolio Committee on Transport** for consideration and report:
 - (a) Letter from the Minister of Transport, dated 8 December 2013, to the Speaker of the National Assembly, explaining the delay in the submission of the annual report of the South African Search and Rescue Organisation (Sasar) for 2012-13.
 - (b) Report and Financial Statements of the South Africa Search and Rescue Organisation (Sasar) for 2012-13.

- (c) Report of the Railway Safety Regulator on the South African Railway State of Safety for 2012-13.
- (10) The following paper is referred to the **Standing Committee on Finance** for consideration and to the **Portfolio Committee on Cooperative Governance and Traditional Affairs**:
 - (a) Report to Parliament on over- and underspending of municipalities, as at 30 June to October 2013.
- (11) The following paper is referred to the **Standing Committee on Finance** for consideration and report:
 - (a) Report and Financial Statements of the Registrar of Friendly Societies for 2011 [RP300-2013].
- (12) The following paper is referred to the **Portfolio Committee on Police** for consideration and report:
 - (a) Erratum notice to the Report and Financial Statements of Vote 25 – Department of Police for 2012-13.
- (13) The following papers are referred to the **Portfolio Committee on Public Enterprises** for consideration and report. The Report of the Independent Auditors on the Financial Statements and Performance Information is referred to the **Committee on Public Accounts** for consideration:
 - (a) Report and Financial Statements of the South African Airways SOC Ltd (SAA) for 2012-13, including the report of the Independent Auditors on the Financial Statements and Performance Information for 2012-13.
 - (b) Letter from the Minister of Public Enterprises dated 19 February 2014 to the Speaker of the National Assembly, explaining the reasons for the delay in the tabling of the Annual Report of the South African Airways SOC Ltd for 2012-13.
- (14) The following paper is referred to the **Portfolio Committee on Communications** for consideration and report. The Report of the Independent Auditors on the Financial Statements and Performance Information is referred to the **Committee on Public Accounts** for consideration:
 - (a) Report and Financial Statements of the SA Domain Name Authority for 2012-13, including the Report of the Independent Auditors on the Financial Statements and Performance Information die 2012-13.

(15) The following paper is referred to the **Portfolio Committee on Communications**:

- (a) Public Protector Report No 22 of 2013-14 on an investigation into allegations of maladministration, corruption and a potential conflict of interest against the former Minister of Communications, hon Dina Pule, in connection with the appointment of service providers to render event management services for the hosting of the ICT Indaba held in Cape Town from 4 to 7 June 2012.

(16) The following papers are referred to the **Portfolio Committee on Justice and Constitutional Development** for consideration and report:

- (a) Report on the provisional suspension of Mr M J Kgomo, an additional magistrate at Randburg, in terms of section 13(3)(b) of the Magistrates Act, 1993 (Act No 90 of 1993).
 - (b) Progress report dated 12 February 2014 on the provisional suspension from office of Magistrate M T Masinga, a magistrate at Umlazi, tabled in terms of section 13(3)(f) of the Magistrates Act, 1993 (Act No 90 of 1993).
 - (c) Progress report dated 12 February 2014 on the provisional suspension from office of Magistrate I W O M Morake, a magistrate at Lichtenburg, tabled in terms of section 13(3)(f) of the Magistrates Act, 1993 (Act No 90 of 1993).
 - (d) Progress report dated 12 February 2014 on the provisional suspension from office of Magistrate T R Rambau, a regional magistrate at Limpopo, tabled in terms of section 13(3)(f) of the Magistrates Act, 1993 (Act No 90 of 1993).
 - (e) Progress report dated 12 February 2014 on the provisional suspension from office of Chief Magistrate J F Van Schalkwyk, a magistrate at Kempton Park, tabled in terms of section 13(3)(f) of the Magistrates Act, 1993 (Act No 90 of 1993).
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COMMITTEE REPORTS

National Assembly

1. Report of the Portfolio Committee on Water and Environmental Affairs on the National Environmental Management: Air Quality Amendment Bill [B27D-2013], dated 5 March 2014.

The Portfolio Committee on Water and Environmental Affairs (the Portfolio Committee), having deliberated and considered the subject matter of the *National Environmental Management: Air Quality Amendment Bill* [B27D-2013], (National Assembly – sec 76), as amended by the Select Committee on Land and Environmental Affairs, on 25 February 2014 and subsequently debated in the National Council of Provinces and referred to the Portfolio Committee on 4 March 2014, reports that it agreed with the amendments in the Amendment Bill.

The Portfolio Committee requests the House to adopt this Report.

2. REPORT OF THE PORTFOLIO COMMITTEE ON DEFENCE AND MILITARY VETERANS ON THE REGULATIONS TO THE MILITARY VETERANS ACT (Act 18 of 2011), dated 5 March 2014

The Portfolio Committee on Defence and Military Veterans (the Committee), having considered the regulations to the Military Veterans Act (18 - 2011), reports as follows:

1. In accordance with Section 24 (3) of the Military Veterans Act (18-2011), draft regulations to said Act was tabled in Parliament by the Minister of Defence and Military Veterans on 9 May 2013; and thereafter referred to the Portfolio Committee on Defence and Military Veterans for consideration.
2. The Committee held three briefings with the Department of Military Veterans (the Department) between June 2013 and February 2014, during which various challenges were identified and on which the Department was requested to improve upon prior to the publication of these regulations in the Government Gazette.

3. The Department received its budget allocation upon completion of the draft regulations. Since the Department will not be able to spend its entire budget before the end of the current financial year, the Committee urges that the necessary application for funds to be rolled-over, is submitted to National Treasury (NT) timeously and in accordance with National Treasury Regulations and the Public Finance Management Act (PFMA). Furthermore, the Department is also encouraged to interact with NT to ensure that the necessary approvals are granted.
4. While mindful and in line with the functions of the portfolio committee, the Committee could not amend said regulations. It has however developed key recommendations which could assist the Department with the efficient implementation of the Military Veterans Act (18-2011) as well as the efficient provision of support services and benefits to military veterans.

2. RECOMMENDATIONS

The Committee requests that the Minister of Defence and Military Veterans ensures that the following recommendations are considered and due consideration is given to their implementation:

2.1 Section 2 – Requirements to qualify for benefits

- 2.1.1 The Department should ensure that the qualifying criteria for benefits outlined in the regulations are beyond contradiction and that deserving military veterans are not unnecessarily excluded.

2.2 Section 4: Determination of the amount of compensation and Section 5: Payment of Compensation

- 2.2.1 The Department should foster closer co-operation with National Treasury which administers national pensions, to ensure that military veterans receive all pensions or compensation entitled to them and based on qualifying criteria.

2.3 Section 3: Compensation for injury, trauma and disease; Section 6: Criteria for the counselling and treatment of mental illness and posttraumatic stress and Section 7: Application for Counselling and treatment

2.3.1 The Committee stresses that counselling and treatment services for military veterans should be prioritised and access to such services should not be unnecessarily bureaucratised. The Department should ensure that military veterans are provided with the necessary assistance, information, and authorisation in order to receive quality health care services and treatment when required.

2.4 Section 10: Facilitation of business opportunities and Section 11: Business facilitation programmes

2.4.1 Qualifying criteria for access business opportunities and programmes should be stringent to ensure that military veterans benefit from such opportunities and that they are not exploited through “fronting practices” by unscrupulous individuals. The necessary amendments to departmental procurement policies should be made to include military veterans’ business opportunities and to enable such facilitation.

2.5 Section 16: Criteria to qualify for burial support; Section 17: Amount of burial support benefit, and Section 18: Reimbursement for burial costs

2.5.1 The Department should ensure that reliable and consistent information is provided to military veterans on the benefits or support services the Department could lend families during the burial of a loved one. Furthermore, the application procedure, the expected timeframes for the processing of applications and the receipt of financial assistance should be known.

2.6 Section 19: Procedure to apply for military veterans benefits

2.6.1 The Committee urges the Department to ensure that all military veterans (statutory and non-statutory forces) are included on one reliable and regularly updated database. This would ensure that military veterans are recognised for their contribution and service to South Africa and that the Department has a reliable record of required information necessary to ensure that services and benefits are provided fairly to those military veterans who are most deserving.

2.6.2 Application forms should be user-friendly and easily understandable and available in all official languages. The Department should be sensitive to limitations of military veterans and should be able to provide the necessary assistance during the completion of application forms. Additionally, the Department should explore the use of a fingerprint system instead of a signature, in instances when a military veteran is not able to read or write.

Report for information.

National Council of Provinces

1. Report of the Select Committee on Security and Constitutional Development on the Legal Practice Bill [B20B-2012 (National Assembly – Section 76)], dated 5 March 2014:

The Select Committee on Security and Constitutional Development, having deliberated on and considered the subject of the *Legal Practice Bill* [B20B-2012 (National Assembly – Section 76)], referred to it and classified by the JTM as a section 76 Bill, reports that it has agreed to an amended Bill [B20D-2012].

1. Amendments agreed to:

LEGAL PRACTICE BILL [B20B – 2012]

CLAUSE 1

1. On page 7, after line 48, to insert the following definition:
“**“Republic”** means the Republic of South Africa;”.
2. On page 7, after line 56, to insert the following definitions:
“**“state advocate”** means a person who has been admitted and enrolled as an advocate in terms of this Act, and who is appointed by the National Prosecuting Authority of South Africa as a state advocate in terms of the National Prosecuting Authority Act, 1998 (Act No. 32 of 1998);
3. **“state attorney”** means a person who has been admitted and enrolled as an attorney in terms of this Act, and who is appointed as a state attorney in terms of the State Attorney Act, 1957 (Act No 56 of 1957);”.

CLAUSE 29

1. On page 19, in line 15, after “by”, to insert “practising”.
2. On page 19, in line 24, to omit “(e)” and to substitute “(d)”.
3. On page 19, in line 26, to omit “(f)” and to substitute “(e)”.

CLAUSE 50

1. On page 32, in line 28, to omit “udge” and to substitute “judge”.

CLAUSE 93

1. On page 49, in line 21, after “suspended,” to omit “is guilty of” and to substitute “commits”.
2. On page 49, in line 23, after “section 33”, to omit “is guilty of” and to substitute “commits”.
3. On page 49, from line 26, after “section 34”, to omit “is guilty of” and to substitute “commits”.
4. On page 49, in line 34, to omit “is guilty of” and to substitute “commits”.
5. On page 49, in line 52, to omit “is guilty of” and to substitute “commits”.
6. On page 49, in line 54, to omit “is guilty of” and to substitute “commits”.
7. On page 49, in line 57, after “section 80,”, to omit “is guilty of” and to substitute “commits”.
8. On page 49, in line 60, after “services”, to omit “is”.
9. On page 49, in line 61, after “(a)”, to omit “guilty of” and to substitute “commits”.
10. On page 50, in line 1, after “(b)”, to insert “is”.
11. On page 50, in line 2, after “(c)”, to insert “is”.
12. On page 50, in line 10, to omit “is guilty of” and to substitute “commits”.

CLAUSE 117

1. On page 60, in line 25, after “societies”, to omit “**and voluntary associations of advocates**”.

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1. On page 6, in line 17, after “societies”, to omit “and voluntary associations of advocates”.

PREAMBLE

1. On page 2, in the twenty-first line, to omit “national territory” and to substitute “Republic”.

2. Certification of the Bill

The Select Committee certifies that –

- a. all amendments are constitutionally and procedurally in order within the meaning of Joint Rule 161; and
- b. no amendments affect the classification of the Bill.

3. Consensus on the Bill

- a. Support for the adoption of the Bill was not unanimous. The Western Cape Legislature did not support the Bill on the following grounds:
 - i. The Western Cape objected to the Legal Practice Bill asserting that the formation of the Legal Practice Council forces advocates and attorneys into one governing body thus constituting a form of fusion of the profession.
 - ii. The Western Cape further asserted that the Bill shall provide the Minister with too much power over the South African Legal Practice Council, and over the profession as a whole, specifically the power of dissolution, the prescription of community service and that of maximum tariffs.

Report to be considered.