

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO
PUBLIC SERVICE COMMISSION
AMENDMENT BILL**

[B 21—2015]

*(As agreed to by the Portfolio Committee on Public Service and Administration
(National Assembly))*

[B 21A—2015]

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AMENDMENTS AGREED TO

PUBLIC SERVICE COMMISSION AMENDMENT BILL [B 21—2015]

CLAUSE 1

1. On page 2, from line 11, to omit “after consultation with” and to substitute “on the recommendation of”.
2. On page 2, from line 13, to omit “after consultation with” and to substitute “on the recommendation of”.
3. On page 2, after line 15, to insert the following subsection:

“(7) The renewal must be based on criteria approved by the National Assembly or the provincial legislature, as the case may be.”.

CLAUSE 2

1. On page 2, from line 19, to substitute for subsection (3) the following:

“(3) If both the chairperson and the deputy chairperson are absent, or for any reason unable to act as chairperson, the President shall designate one commissioner to act as the chairperson of the Commission.”.

MEMORANDUM ON THE OBJECTS OF THE PUBLIC SERVICE COMMISSION AMENDMENT BILL

1. On page 3, to substitute for paragraph 1.6, the following:

“1.6 The Public Service Commission Act, 1997 (Act No. 46 of 1997) (“the Act”), regulates the PSC and the procedure for the appointment of its commissioners. However, it has become necessary to address a deficiency identified in the Act relating to lack of clarity with regard to the procedure for the renewal of term of office of commissioners of the PSC.”.

2. On page 3, from the third line of paragraph 3.1, to omit “after consultation with” and to substitute “on the recommendation of”.
3. On page 4, after the last line of paragraph 3.1, to add the following:

“The clause further seeks amend section 4 of the Act to provide that the renewal must be based on criteria approved by the National Assembly or the provincial legislature, as the case may be.”.

4. On page 4, to substitute for paragraph 3.2, the following:

“3.2 Clause 2

Clause 2 of the Bill seeks to amend section 5 of the Act by empowering the President to designate an acting chairperson whenever both the chairperson and the deputy chairperson are absent or for any reason unable to act as chairperson. ”.