

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO**

**AIRPORTS COMPANY
AMENDMENT BILL**

[B 5—2018]

(As agreed to by the Portfolio Committee on Transport (National Assembly))

[B 5A—2018]

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AMENDMENTS AGREED TO

AIRPORTS COMPANY AMENDMENT BILL

[B 5—2018]

NEW CLAUSE

1. That the following be a new clause:

Amendment of section 2 of Act 44 of 1993, as amended by section 2 of Act 2 of 1998

2. Section 2 of the principal Act is hereby amended—
 - (a) by the substitution for the heading of the following heading:

“Establishment and classification of company”
 - (b) by the deletion of subsection (6);
 - (c) by the substitution for paragraph (c) of subsection (7) of the following paragraph:

“(c) The majority of non-executive directors must not be employees in terms of the Public Service Act, 1994 (Proclamation 103 of 1994).”; and
 - (d) by the insertion after subsection (7) of the following subsection:

“(8) As from the date of commencement of the Companies Act, the company is classified as a state owned company listed under schedule 2 of the Public Finance Management Act.”

CLAUSE 2

1. Clause rejected.

CLAUSE 4

1. On page 4, from line 9, to omit paragraph “(c)”; and to substitute:

“(c) three other persons who are not employees in terms of the Public Service Act, 1994 (Proclamation 103 of 1994).”
2. On page 4, in line 15, to omit “in the opinion of the Minister,”.
3. On page 4, from line 17, to omit “and”.
4. On page 4, after line 17, to insert the following paragraph:
 - (b) by the substitution for subsection (4) of the following subsection:

“(4) A member of the Committee who is not an employee in terms of the Public Service Act, 1994 (Proclamation 103 of 1994) shall receive, from money appropriated by Parliament for this purpose, such remuneration and allowances as may be determined by the Minister with the concurrence of the Minister of Finance.”

CLAUSE 6

1. On page 6, in line 9, to omit “”;”, and to insert the following subsection:

(2A) (a) The Committee may develop, determine, issue and amend guidelines to the company, known as the approach document, after consultation with relevant and interested stakeholders, including company, for the submission of a permission application in terms of subsection (2).

(b) The approach document may be reviewed after every three years from the date this Act comes into operation.

CLAUSE 7

1. On page 6, from line 54, to omit paragraph “(c)” and to substitute:

“(c) three other persons of whom at least two are not employees in terms of the Public Service Act, 1994 (Proclamation 103 of 1994).”

2. On page 7, from line 13, to substitute subsection “(7)” for the following:

“(7) The Appeal Committee shall convene as often as the business of the Appeal Committee may require.”

3. On page 7, in line 21, to omit “and” and to substitute “or”.

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