

REPUBLIC OF SOUTH AFRICA

**SELECT COMMITTEE AMENDMENTS
TO
TRADITIONAL LEADERSHIP
AND GOVERNANCE
FRAMEWORK
AMENDMENT BILL**

[B 8B—2017]

*(As agreed to by the Select Committee on Cooperative Governance and
Traditional Affairs (National Council of Provinces))*

[B 8C—2017]

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AMENDMENTS AGREED TO

TRADITIONAL LEADERSHIP AND GOVERNANCE FRAMEWORK AMENDMENT BILL

[B 8B—2017]

CLAUSE 1

1. On page 2, in line 16, to omit “2017” and to substitute “2018”.
2. On page 2, after line 17, to insert:

“(c) A kingship or a queenship other than a kingship or queenship contemplated in paragraph (b) that has been recognised before the commencement of the Traditional Leadership and Governance Framework Amendment Act, 2018, must, within two years of such commencement establish a kingship or queenship council.”

CLAUSE 3

1. On page 3, in line 47, to omit “one year” and to substitute “two years”.
2. On page 3, in line 49, to omit “2017” and to substitute “2018”.
3. On page 3, in line 51, to omit “2017” and to substitute “2018”.
4. On page 3, in line 54, to omit “one year” and to substitute “two years”.
5. On page 3, in line 56, to omit “2017” and to substitute “2018”.
6. On page 4, in line 28, to omit “2017” and to substitute “2018”.

CLAUSE 4

1. On page 4, in line 60, to omit “2017” and to substitute “2018”.

PROPOSED AMENDMENT TO THE MEMORANDUM ON THE OBJECTS OF THE TRADITIONAL LEADERSHIP AND GOVERNANCE FRAMEWORK AMENDMENT BILL, 2017

We propose that paragraphs 3.1 and 3.2 on page 6 be replaced with the following paragraphs:

- 3.1 Clause 1 of the Bill proposes to amend section 3A(1) of the Act by extending the period within which a recognised kingship or queenship must establish a kingship or queenship council. The Act currently determines that a kingship or queenship council must be established within one year from the date of recognition of the kingship or queenship.
- 3.2 A number of kingships were recognised on 5 November 2010 (Government Notice 1027, Government Gazette 33732) following decisions by the then Commission on Traditional Leadership Disputes and Claims. Therefore their councils were supposed to be established by 4 November 2011. This was however not done. There is also a queenship that was recognised in May 2016 and the queenship council should therefore have been established by May 2017. To make provision for the establishment of these kingship and

queenship councils, it is proposed to amend section 3A(1) of the Act by extending the period to two years from the date of commencement of this Amendment Bill.

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