

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO**

**ELECTORAL LAWS
AMENDMENT BILL**

[B 22B—2020]

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

[B 22C—2020]

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AMENDMENTS AGREED TO

ELECTORAL LAWS AMENDMENT BILL

[B 22B—2020]

CLAUSE 8

1. On page 4, in line 43, to omit paragraph (a) and to substitute with the following paragraph:

“(a) by the substitution for subsection (2) of the following subsection:

“(2) The chief electoral officer must provide a certified copy of, or extract from, a segment of the voters’ roll as it exists at that time, to any person who has paid the prescribed fee[.], if the chief electoral officer is satisfied that—

(a) the person requires that information—

(i) to monitor the voters’ roll for election purposes;

(ii) for statistical or research purposes; or

(iii) any other purpose that is prescribed; and

(b) providing that information would not involve the unlawful processing of personal information in terms of the Protection of Personal Information Act, 2013 (Act No. 4 of 2013).” ”;

2. On page 4, after line 43, to insert the following paragraph:

“(b) by the insertion after subsection (2) of the following subsection:

“(2A) Any person who uses the information obtained under subsection (2), for a purpose other than that specified in that subsection, is guilty of an offence and liable on conviction to a fine or imprisonment for a period not exceeding one year or to both a fine and such imprisonment.” ”;

3. On page 4, in line 45, to omit subsection (3) and to substitute with the following sub section:

“(3) Notwithstanding subsection (2), the chief electoral officer must, on payment of the prescribed fee, provide copies of the voters’ roll, or a segment thereof, which includes the addresses of voters, where such addresses are available, to **[all] a registered [political parties] party and an independent candidate** contesting the elections.”;

4. On page 4, in line 51, to omit subsection (4) and to substitute with the following subsection:

“(4) The **[voters’ roll with addresses referred to in]** information obtained in terms of subsection (3) may only be used by **[political parties] a registered party and an independent candidate** for election purposes and any person using such information for other purposes is guilty of an offence and liable on conviction to a fine or imprisonment for a period not exceeding one year or to both a fine and such imprisonment.”; and

5. On page 5, in line 4, to omit subsection (5) and to substitute with the following subsection:

“(5) For the purposes of subsection (2) and (3), the chief electoral officer may only provide the digits of the identity numbers of voters, which indicate the voters’ date of birth and citizenship, except where the person who requires the information satisfies the chief electoral officer that—

- (a)* exceptional circumstances require that additional digits of the voters identity number be disclosed; and
- (b)* providing that information would not involve the unlawful processing of personal information in terms of the Protection of Personal Information Act, 2013 (Act No. 4 of 2013).”

CLAUSE 20

1. On page 8, in line 27, after “procedure” to insert “, which must accord with the provisions of this section,”.

