

## REPUBLIC OF SOUTH AFRICA

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# MINUTES OF PROCEEDINGS

OF

## NATIONAL COUNCIL OF PROVINCES

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THURSDAY, 10 JANUARY 2019

1. The Council met at 11.00.
2. The Chairperson took the Chair and requested members to observe a moment of silence for prayers or meditation.
3. [11:02] The Chief Whip of the Council moved: That the Council approves the draft Notice and Schedule received from the President, dated 5 December 2018, determining the rate at which salaries and allowances or benefits are payable to Constitutional Court Judges or Judges annually, with effect from 1 April 2018, in terms of section 2(1)(a) of the Judges Remuneration and Conditions of Employment Act, 2001 (Act No 47 of 2001) as amended by section 15 of the Judicial Officers (Amendment of Conditions of Service Act, 2003 (Act No 28 of 2003) (Announcements, Tablings and Committee Reports, 5 December 2018, p 4).

Question put: That the motion be agreed to.

**IN FAVOUR:** Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

Motion accordingly agreed to in accordance with section 65 of the Constitution.

4. [11:03] The Chief Whip of the Council moved: That the Council approves the draft Notice and Schedule received from the President, dated 5 December 2018, determining the rate at which salaries and allowances or benefits are payable to Magistrates annually, with effect from 1 April 2018, in terms of section 12(1)(a) of the Magistrates Act, 1993 (Act No 90 of 1993) as amended by section 3 of the Judicial Officers (Amendment of Conditions of

Service Act, 2003 (No 28 of 2003) (Announcements, Tablings and Committee Reports, 5 December 2018, p 4).

Question put: That the motion be agreed to.

**IN FAVOUR:** Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

Motion accordingly agreed to in accordance with section 65 of the Constitution.

5. FIRST ORDER [11:08]

Consideration of **Public Service Commission Amendment Bill** [B 21D – 2015] (National Assembly – sec 76) and Report of Select Committee on Cooperative Governance and Traditional Affairs thereon (Announcements, Tablings and Committee Reports, 4 December 2018, p 5).

Debate concluded.

Question put: That the Bill be agreed to.

**IN FAVOUR:** Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

Bill accordingly agreed to in accordance with section 65 of the Constitution.

6. SECOND ORDER [11:13]

Consideration of **Traditional and Khoi-San Leadership Bill** [B 23D - 2015] (National Assembly – Section 76) and Report of the Select Committee on Cooperative Governance and Traditional Affairs thereon (Announcements, Tablings and Committee Reports, 4 December 2018, p 7).

Debate concluded.

Question put: That the Bill be agreed to.

Declarations of votes made on behalf of the Western Cape and Eastern Cape.

**IN FAVOUR:** Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape.

**AGAINST:** Western Cape.

Bill accordingly agreed to in accordance with section 65 of the Constitution.

7. THIRD ORDER [11:39]

Consideration of **Electoral Laws Amendment Bill** [B 33B – 2018] (National Assembly – sec 75) and Report of Select Committee on Social Services thereon (Announcements, Tablings and Committee Reports, 7 January 2019, p 1).

Debate concluded.

Ruling by the Chairperson on the **proposed amendments to Electoral Laws Amendment Bill** [B 33B – 2018] (National Assembly – sec 75) in terms of Rule 212 of the National Council of Provinces.

Question put: That the Bill be agreed to.

Declaration of votes made on behalf of the African National Congress and Inkatha Freedom Party.

Bill agreed to in accordance with section 75 of the Constitution.

8. The Council adjourned at 12.18.

P TYAWA  
Acting Secretary to Parliament