



SWAZILAND

GOVERNMENT GAZETTE

VOL. XLVI]

MBABANE, Friday MARCH 14th, 2008

[No. 21

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PUBLISHED BY AUTHORITY

GENERAL NOTICE NO. 10 OF 2008

THE MARRIAGE ACT, 1964
(Act No. 47 of 1964)

APPOINTMENT OF MARRIAGE OFFICERS, NOTICE, 2008
(Under Section 16)

In exercise of the powers conferred by Section 16 of The Marriage Act 47 of 1964, the Minister for Justice and Constitutional Affairs hereby appoints the following persons to be marriage officers for the Kingdom of Swaziland -

1. **JABULANE BOY SIKHONDZA**
Mahamba International Evangelical Church
P. O. Box 82
Mahamba
2. **LINDIWE NCANE DUBE**
Giving Life to the World
P. O. Box 5862
Manzini
3. **JETHRO SIBUSISO MLOTSHWA**
Body of Christ Christian Church
P. O. Box 3637
Mbabane
4. **THEMBI CYNTHIA DLAMINI**
African Continent Mission
P. O. Box 302
Mbabane
5. **PAUL CAIPHAS NKAMBULE**
Christian Stat Church in Zion
P. O. Box 3309
Mbabane
6. **JEREMIAH SIMEH KOM**
Christian Missionary Fellowship
International
P. O. Box A374
Mbabane
7. **CINISELA WELCOME DLAMINI**
Matsetsa Evangelical Church
P. O. Box 6813
Manzini

The effective date for the Marriage Officers is the 3rd March, 2008.

S. M. DLAMINI
PRINCIPAL SECRETARY
MINISTRY OF JUSTICE AND CONSTITUTIONAL AFFAIRS

NOTICE

Notice is hereby given that I, **Eric Nsele Zwane** of **Lushikishini - Manzini Region** intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname **Eric Musa Dlodlu** after the fourth publication of this notice, in each of four consecutive weeks in the Times of Swaziland and The Swazi Observer, being the newspapers circulating in the region, where I reside and designated for this purpose by the Regional Secretary for the **Manzini Region** and in the government Gazette.

The reason I want to assume the surname **Eric Musa Dlodlu** is because it is my natural surname.

Any person or persons likely to object to my assuming the surname **Eric Musa Dlodlu** should lodge their objections in writing to me at the address given below and with the Regional Secretary for **Manzini Region**.

P.O. Box 336
Mankayane

J249 4x14-03-2008

NOTICE

Notice is hereby given that I, **David Felokwakhe Mhlanga** of **Hhohho Region** intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname **Mwelase** after the fourth publication of this notice, in each of four consecutive weeks in the Times of Swaziland and The Swazi Observer, being the newspapers circulating in the region, where I reside and designated for this purpose by the Regional Secretary for the **Hhohho Region** and in the government Gazette.

The reason I want to assume the surname **Mwelase** is because it is my natural surname.

Any person or persons likely to object to my assuming the surname **Mwelase** should lodge their objections in writing to me at the address given below and with the Regional Secretary for **Hhohho Region**.

P.O. Box 125
Piggs Peak

J292 4x21-03-2008

NOTICE

ESTATE LATE: NATHANIEL MAGABA NKONYANE ESTATE NO. ES12/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

ELLEN LINDENI NKONYANE
P.O. Box 42
Lavumisa

J372 14-03-2008

NOTICE

Notice is hereby given that **I, Njabulo Clearance Dube of Manzini Region** intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname **Nxumalo** after the fourth publication of this notice, in each of four consecutive weeks in the Times of Swaziland and The Swazi Observer, being the newspapers circulating in the region, where I reside and designated for this purpose by the Regional Secretary for the **Manzini Region** and in the government Gazette.

The reason I want to assume the surname **Nxumalo** is because it is my natural surname.

Any person or persons likely to object to my assuming the surname **Nxumalo** should lodge their objections in writing to me at the address given below and with the Regional Secretary for **Manzini Region**.

P.O. Box 1555
Manzini

J335 4x28-03-2008

NOTICE

Notice is hereby given that we intend applying for the cancellation of an entry in the Deeds Office Register relating to the following Mortgage Bond, namely: **MORTGAGE BOND NO. 763/1993** dated the 22nd October, 1993 for the sum of E60, 000.00 (Sixty Thousand Emalangeni); Passed by: **MATHANZIMA ZACHARIA DLAMINI** (born on the 10th March, 1949), in favour of **THE MASTER OF THE HIGH COURT OF SWAZILAND**.

Any person having an objection to the cancellation of such an entry in the Deeds Office Register is hereby requested to lodge such objection in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS 4TH DAY OF MARCH, 2008.

M. J. MANZINI & ASSOCIATES
Attorneys for Applicant
3rd Floor, Lilunga House
P.O. Box A204
Swazi Plaza
Mbabane

J358 2x14-03-2008

NOTICE

ESTATE LATE: SIBONGILE DAISY NGOZO NEE MLOTSI ESTATE NO. ES1/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

PRECIOUS VUYISILE SIBANYONI
P.O. Box 579
Nhlangano

J373 14-03-2008

NOTICE

Notice is hereby given that **I, Handrick Vusi Masango of Shiselweni Region** intend to apply to the Honourable Minister of Justice of the Kingdom of Swaziland for authorisation to assume the surname **Ngcamphalala** after the fourth publication of this notice, in each of four consecutive weeks in the Times of Swaziland and The Swazi Observer, being the newspapers circulating in the region, where I reside and designated for this purpose by the Regional Secretary for the **Shiselweni Region** and in the government Gazette.

The reason I want to assume the surname **Ngcamphalala** is because it is my natural surname.

Any person or persons likely to object to my assuming the surname **Ngcamphalala** should lodge their objections in writing to me at the address given below and with the Regional Secretary for **Shiselweni Region**.

P.O. Box 89
Nsoko

J380 4x04-04-2008

NOTICE

**ESTATE LATE: PRECIOUS SIPHIWE VILAKATI NEE DLAMINI
ESTATE NO. EM200/2007**

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

MBUSO N. VILAKATI
P.O. Box 2062
Mbabane

J375 14-03-2008

NOTICE

ESTATE LATE: RODGER MANDLA J. SHONGWE ESTATE NO. EH230/2006

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

SINDI GOODNESS SHONGWE NEE MABUZA
P.O. Box 29
Kwaluseni

J375 14-03-2008

NOTICE

ESTATE LATE: NOMUSA EDNA GKIKAS ESTATE NO. EH320/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

STUKIE PATRICIA MAMBA
P.O. Box 362
Manzini

J376 14-03-2008

NOTICE

ESTATE LATE: REJOICE QONDILE KUNENE ESTATE NO. EM6/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

ANNIE NONHLANHLA MATSEBULA
P.O. Box 518
Mankayane

J381 14-03-2008

NOTICE

ESTATE LATE: SANELE LEONARD VILAKATI ESTATE NO. EM301/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

MONICA B. DLAMINI
P.O. Box 1363
Manzini

J383 14-03-2008

NOTICE

ESTATE LATE: GIRLY AGNES MHLANGA ESTATE NO. EH88/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

NOKUTHULA SHONGWE
P.O. Box 101
Motshane

J384 14-03-2008

NOTICE

ESTATE LATE: SIKHUMBUZO FRANCE LUKHELE ESTATE NO. EL201/2006

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

NOMTHANDAZO HLEZIPHI LUKHELE
P.O. Box 384
Mbabane

J388 14-03-2008

NOTICE

ESTATE LATE: THANDEKA PRECIOUS THWALA ESTATE NO. EM362/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

REBECCA NTOMBI KUNENE
P.O. Box 2100
Manzini

J389 14-03-2008

NOTICE

ESTATE LATE: THOMAS MPHANDA VILANE ESTATE NO. ES30/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

AGNES SIPHIWE VILANE
P.O. Box 67
Hluthi

J396 14-03-2008

NOTICE

ESTATE LATE: MALAMLELA MNCEDISI MHLABANE ESTATE NO. EP100/2006

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

TANELE MHLABANE
P.O. Box A61
Buhleni

J398 14-03-2008

NOTICE

ESTATE LATE: FAITH ZANDILE DLAMINI ESTATE NO. EP57/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

ESTHER A. DLAMINI
P.O. Box 737
Piggs Peak

J401 14-03-2008

NOTICE

ESTATE LATE: MBONGISENI KHUMALO ESTATE NO. EM13/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

SIBONGILE HILDA KHUMALO
P.O. Box 213
Luyengo

J402 14-03-2008

NOTICE

ESTATE LATE: BUSOBEZWE ATTWELL SUKATI ESTATE NO. EM402/2004

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

KHETSILE SUKATI
P.O. Box 2015
Manzini

J404 14-03-2008

NOTICE

ESTATE LATE: ROBERT SISCO MKHALIPHI ESTATE NO. ES210/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

NOMTHANDAZO L. MKHALIPHI
P.O. Box 319
Nhlangano

J408 14-03-2008

NOTICE

Notice is hereby given that we intend applying for a certified copy of: Notarial Deed of Servitude No. 11/1993 dated the 13th July 1993 and registered on the 15th November 1993 by **TSHABALALAS ESTATES (PROPRIETARY) LIMITED** in favour of **BP SWAZILAND (PROPRIETARY) LIMITED**, over:

CERTAIN : Erf No. 86 situate in the Town of Manzini, District of Manzini, Swaziland;

MEASURING : 1190 (One One Nine Zero) square metres;

ANY person having objections to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE THIS 4TH DAY OF MARCH, 2008.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

J363 2x21-03-2008

NOTICE

Notice is hereby given that we intend applying for a certified copy of: Notarial Deed of Servitude No. 12/1993 dated the 13th July 1993 and registered on the 10th December 1993 by **TSHABALALAS ESTATES (PROPRIETARY) LIMITED** in favour of **BP SWAZILAND (PROPRIETARY) LIMITED**, over:

CERTAIN : Erf No. 87 situate in the Town of Manzini, District of Manzini, Swaziland;

MEASURING : 1190 (One One Nine Zero) square metres;

ANY person having objections to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE THIS 4TH DAY OF MARCH, 2008.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

J368 2x21-03-2008

NOTICE

Notice is hereby given that we intend applying for a certified copy of: Deed of Transfer No. 238/1966 dated the 17th October 1966 in favour of TSHABALALAS ESTATES (PROPRIETARY) LIMITED in respect of:

CERTAIN : Erf No. 86 situate in the Town of Manzini, District of Manzini, Swaziland;

MEASURING : 1190 (One One Nine Zero) square metres;

ANY person having objections to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE THIS 4TH DAY OF MARCH, 2008.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

J369 2x21-03-2008

NOTICE

Notice is hereby given that we intend applying for a certified copy of: Deed of Transfer No. 261/1966 dated the 23rd November 1966 in favour of TSHABALALAS ESTATES (PROPRIETARY) LIMITED in respect of:

CERTAIN : Erf No. 87 situate in the Town of Manzini, District of Manzini, Swaziland;

MEASURING : 1190 (One One Nine Zero) square metres;

ANY person having objections to the issue of such copy is hereby requested to lodge it in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE THIS 4TH DAY OF MARCH, 2008.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

J405 2x21-03-2008

NOTICE

Notice is hereby given that we intend applying for the cancellation of any entry in the Deeds Office debt register relating to: MORTGAGE BOND NO. 835/1993 dated the 15th November 1993 for an amount of E400,000.00 (Four Hundred Thousand Emalangeni); passed by TSHABALALAS ESTATES (PROPRIETARY) LIMITED in favour of BP SWAZILAND (PROPRIETARY) LIMITED;

ANY person having an objection to the cancellation of such entries in the Deeds Office Register is hereby requested to lodge such objection in writing with the Registrar of Deeds within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS 4TH DAY OF MARCH, 2008.

ROBINSON BERTRAM
Attorneys for Applicant
P. O. Box 24
Mbabane

J370 2x21-03-2008

NOTICE

APPLICATION FOR A LOST TITLE DEED

Notice is hereby given that we intend to apply for a certified copy of Title Deed No. 782/2004 held by NOUREDDIN SAMIMI dated the 10th December, 2004 in respect of:-

CERTAIN : Lot No. 1338, situate in the Mbabane Extension No. 11 (Thembelihle Township),
District of Hhohho, Swaziland;

MEASURING : 1093 (One Zero Nine Three) Square Metres;

ANY person having objections to the issue of such copy is hereby required to lodge it in writing with the Registrar of Deeds within three (3) weeks from the date of the last publication of this notice.

DATED AT MBABANE THIS DAY OF MARCH, 2008.

DUNSEITH ATTORNEYS
Lansdowne House
Dabede Street
P. O. Box 423
Mbabane

J371 2x21-03-2008

NOTICE

ESTATE LATE: PHILEMON MAJALIMANE MAVUSO ESTATE NO. EM454/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

THOKO JULYCHEMA MAVUSO
P.O. Box 68
Mankayane

J377 14-03-2008

NOTICE

ESTATE LATE: CHARLES MPONDANE NHLEKO ESTATE NO. ES143/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

PETROS HLUPHANI NHLEKO
P.O. Box 38
Hluthi

J378 14-03-2008

NOTICE

ESTATE LATE: MICHAEL MADIBHANE SHABANGU ESTATE NO. EL96/2001

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

BABAZILE SHABANGU
P.O. Box 442
Manzini

J379 14-03-2008

NOTICE

ESTATE LATE: KHANYISILE GLORY FAKUDZE ESTATE NO. EM419/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

MARGARETH FIKILE FAKUDZE
P.O. Box 324
Mankayane

J382 14-03-2008

NOTICE

**ESTATE LATE: BOY SIKELELA SUNDAY LOKOTHWAYO
ESTATE NO. EH306/2007**

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

WILLIAM MNIKWA LOKOTHWAYO
P.O. Box 1857
Mbabane

J385 14-03-2008

NOTICE

ESTATE LATE: DAVID VINI MATSEBULA ESTATE NO. ES238/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

CEBSILE GLORY HLOPHE
P.O. Box 1593
Nhlangano

J386 14-03-2008

NOTICE

ESTATE LATE: TIMOTHY BHIFO MGABHI ESTATE NO. ES16/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

ISAAC SIPHO MGABHI
P.O. Box 292
Hlathikhulu

J387 14-03-2008

NOTICE

ESTATE LATE: REBECCA DUDU DLAMINI ESTATE NO. EL20/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

SIBONGILE GOODNESS MAZIYA
P.O. Box 5464
Mbabane

J390 14-03-2008

NOTICE

ESTATE LATE: THULANE MAHHONYA DLAMINI ESTATE NO. EL14/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

HLOBSILE DELSILE DLAMINI
P.O. Box 1
Sithobela

J391 14-03-2008

NOTICE

ESTATE LATE: EDWARD LOBAMBA DLUDLU ESTATE NO. EM22/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

ZODVWA DLUDLU
P.O. Box 13
Luyengo

J392 14-03-2008

NOTICE

**ESTATE LATE: PAULOS BHUSUMANI NDLANGAMANDLA
ESTATE NO. ES241/2007**

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

THOBILE NDLANGAMANDLA
P.O. Box 650
Hlathikhulu

J393 14-03-2008

NOTICE

ESTATE LATE: GCINA THEMBINKOSI MYABA ESTATE NO. EP3/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

SITAKELE F. MTHEMBU
P.O. Box 352
Piggs Peak

J394 14-03-2008

NOTICE

ESTATE LATE: ANDRIETTOR SITHULILE FAKUDZE ESTATE NO. EM431/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

SIMEON MANDLA FAKUDZE
P.O. Box 260
Hlathikhulu

J395 14-03-2008

NOTICE

ESTATE LATE: JABULANI MICHAEL NTSHAKALA ESTATE NO. EM80/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

SIPHIWE FLORAH SHONGWE
P.O. Box 1066
Mbabane

J397 14-03-2008

NOTICE

ESTATE LATE: PATSON VELA SIMELANE ESTATE NO. ES195/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

ELIAS MABHEKA SIMELANE &
CEBSILE PRECIOUS SIMELANE
P.O. Box 56
Hlathikhulu

J399 14-03-2008

NOTICE

ESTATE LATE: SIPHO NELSON MKHATSHWA ESTATE NO. ES26/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

JAMES MGILJA MKHATSHWA
P.O. Box 14
Nhlangano

J400 14-03-2008

NOTICE

**ESTATE LATE: NHLANHLA SHEKISHEKI LUKHELE
ESTATE NO. EL169/2007**

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

SIBONGILE PATIENCE LUKHELE
P.O. Box 40
Mpaka

J403 14-03-2008

NOTICE

**ESTATE LATE: JABULANI NELSON MSIBI
ESTATE NO. ES30/2008**

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

PHINDILE NORAH DLAMINI
P.O. Box 20
Hlathikhulu

J409 14-03-2008

NOTICE

ESTATE LATE: MVUMENI BERNARD VILAKATI ESTATE NO. EM357/2007

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

BONISILE VILAKATI
P.O. Box 81
Sidvokodvo

J410 14-03-2008

NOTICE

**NOTICE IN TERMS OF REGULATION 40 (3) OF ACT NO.37 OF 1968
APPLICATION FOR THE TITLE DEED**

Notice is hereby given that we intend to apply for a certified copy of Deed of Transfer No. 368/1976 registered on the 7th December 1976 held by **A AND K PROPERTY (PROPRIETARY) LIMITED** (Certificate of Incorporation No. 180/97).

CERTAIN : Portion 46 (a portion of Portion A) of Farm PEEBLES BLOCK (NORTH) No. 9, situate in the District of Manzini, Swaziland;

MEASURING : 70,5600 (Seventy comma Five Six Zero Zero) hectares;

Any person having objection to the issue of such copy is hereby required to lodge it in writing with the Registrar of Deeds within (3) three weeks from the date of the last publication of this notice.

DATED AT MANZINI ON THIS 10TH DAY MARCH, 2008.

MASINA MAZIBUKO AND COMPANY
Applicant;s Attorneys
2nd Floor, President Place Building
P. O. Box 592
Manzini

J406 2x21-03-2008

NOTICE

Notice is hereby given that we intend applying for the cancellation of an entry in the Deeds Office Register relating to the following Mortgage Bonds, namely; MORTGAGE BOND NO. 43/2003 dated the 28th January 2008 for the sum of E750 000.00 (Seven Hundred and Fifty Thousand Emalangen) passed by **A AND K PROPERTY (PROPRIETARY) LIMITED** (Certificate of Incorporation No. 180/97 in favour of Standard Bank of Swaziland Limited.

Any person having an objection to the cancellation of such an entry in the Deeds Office Register is hereby requested to lodge such objection in writing with the Registrar of Deeds within (3) three weeks of the last publication of this notice.

DATED AT MANZINI ON THIS 10TH DAY MARCH, 2008.

MASINA MAZIBUKO AND COMPANY
Applicant;s Attorneys
2nd Floor, President Place Building
P. O. Box 592
Manzini

J407 2x21-03-2008

NOTICE

Notice is hereby given that we intend applying for a certified copy of Deed of Transfer No. 55/1985 dated the 12th day of February, 1985, made in favour of: **ZACHARIA LOBOVU MKHONZA** (born on the 4th day of November, 1938) in respect of the under-mentioned property:

CERTAIN : Lot No. 916 situate in the Ngwane Park Extension No.1 Township, District of Manzini Swaziland;

MEASURING : 1290 (Nine Two Nine Zero) square metres;

Any person having an objection to the issue of such copy by the Registrar is hereby requested to lodge such objection in writing with the Registrar of Deeds, Mbabane, within three (3) weeks of the last publication of this notice.

DATED AT MBABANE ON THIS 10TH DAY OF MARCH 2008.

M. J. MANZINI & ASSOCIATES
Attorneys for Applicant
3rd Floor, Lilunga House
P. O. Box A204
Swazi Plaza
Mbabane

J414 2x21-03-2008

NOTICE

ESTATE LATE: DLAMINI MAKHOSINI PATRICK ESTATE NO. EH276/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

DLAMINI BAFANA
P.O. Box A283
Swazi Plaza

J411 14-03-2008

NOTICE

**ESTATE LATE: BONGANI SIKHUMBUZO MTHUNZI
ESTATE NO. ES40/2008**

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

ABEL LOKHAYI MTHUNZI
P.O. Box 432
Nhlangano

J412 14-03-2008

NOTICE

ESTATE LATE: DOUGLAS MAKHUHLENI SIKHONDZE ESTATE NO. EH271/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within twenty one (21) days after the date of publication of this Notice.

VELAPHI SHONE SIKHONDZE
P.O. Box A111
Swazi Plaza

J413 14-03-2008

NOTICE

ESTATE LATE: DUMSANI NICHOLAS DLAMINI ESTATE NO. EP107/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

OCTAVIA NONDUMISO DLAMINI
P.O. Box A13
Buhleni

J415 14-03-2008

NOTICE

ESTATE LATE: MANDLA OSCAR DLAMINI ESTATE NO. EH317/2007

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

SIBONGILE PHUMAPHI DLAMINI
P.O. Box 376
Mbabane

J417 14-03-2008

NOTICE

ESTATE LATE: SIBUSISO ISAAC MOTSA ESTATE NO. EM7/2008

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

FELIX PHIWAYINKHOSI MOTSA
P.O. Box 447
Mbabane

J418 14-03-2008

NOTICE

**ESTATE LATE: DUITOIT LOBATSIBENI HLOPHE
ESTATE NO. EM376/2006**

Debtors and Creditors in the above mentioned estate are hereby asked to lodge their claims and pay their debts with the undersigned within thirty (30) days after the date of publication of this Notice.

MANGALISO HLOPHE
P.O. Box 5385
Manzini

J420 14-03-2008

NOTICE

ESTATE LATE: SOLOMON SHONGWE ESTATE NO. EM316/2006

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

MIKE SHONGWE
P.O. Box 51
Tshaneni

J416 14-03-2008

NOTICE

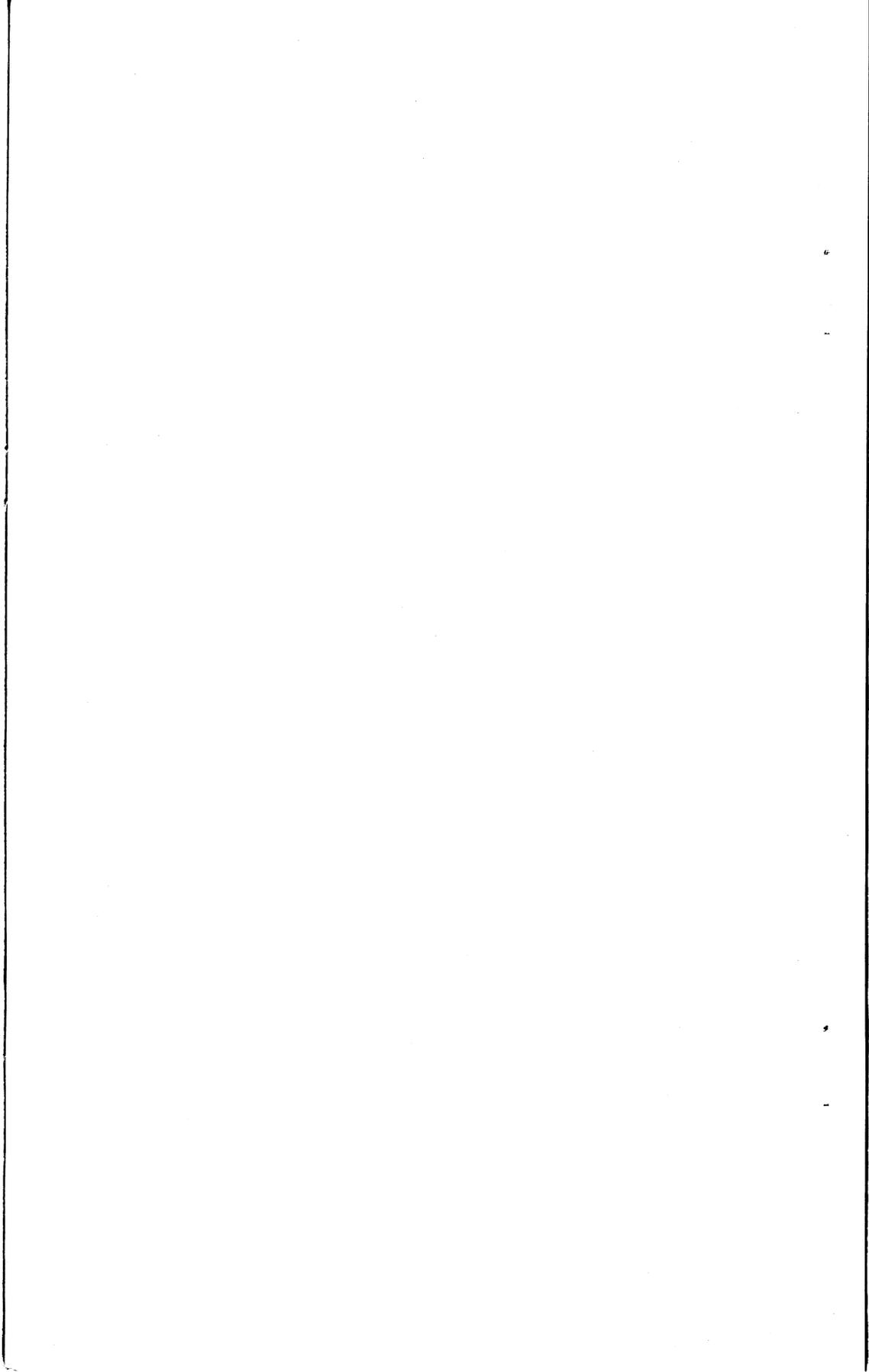
ESTATE LATE: BOY ANXIOUS HLOPHE ESTATE NO. EL114/2004

Notice is hereby given in terms of Section 51 (2) of the Administration of Estates Act No. 28/1902 that the First and Final Liquidation and Distribution Account will lie open for inspection at the Office of the Master of the High Court of Swaziland, Mbabane Miller's Mansion 1st Floor for a period of Twenty One (21) days from the date of publication of this notice.

Any person objecting to the account may lodge his or her objection in writing with the executor and with the Master of the High Court at any time before the expiry of the said period.

MUSA HLOPHE
P.O. Box 125
Ebhuheni

J419 14-03-2008



SUPPLEMENT TO
THE
SWAZILAND GOVERNMENT
GAZETTE

VOL. XLVI]

MBABANE, Friday, MARCH 14th 2008

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PUBLISHED BY AUTHORITY

LEGAL NOTICE NO. 27 OF 2008

THE FINANCE MANAGEMENT AND AUDIT ACT, 1967
(Act No. 18 of 1967)

THE PUBLIC ENTERPRISES LOAN GUARANTEE FUND
REGULATIONS NOTICE, 2008
(Under Section 12)

In exercise of the powers conferred by Section 12 (4) of the Finance and Audit Act, 1967, and subject to the approval of Parliament, the Minister of Finance hereby makes the following Regulations -

Citation and Commencement

1. These Regulations may be cited as the Public Enterprises Loan Guarantee Fund Regulations, 2008, and shall come into operation on such day as the Minister may, by Notice published in the Gazette, determine.

Interpretation

2. In these Regulations unless the context otherwise requires:

“Administrator” means the financial entity appointed in terms of Regulation 3 to administrate and maintain the Fund;

“category A public enterprise” has the same meaning as is assigned to it under the Public Enterprises (Control and Monitoring) Act, 1989;

“Financial Institution” has the same meaning assigned to it under the Financial Institutions Act, 2005;

“Fund” means the Public Enterprises Loan Guarantee Fund established by Legal Notice No. 160 of 1994;

“management fee” means the fee payable by a category A public enterprise in terms of the Public Enterprises (Control and Monitoring) Act, 1989;

“Minister” means the Minister responsible for Finance.

Management of the Fund.

3. (1) The Minister shall, subject to the approval of Cabinet, enter into a management contract with any financial entity for the administration and maintenance of the Fund.

(2) The management contract between the Minister and the Administrator shall be on such terms and conditions, including the payment of a fee to the Administrator, as may be agreed between the parties.

Monies of the Fund.

4. (1) The monies of the Fund shall consist of the management fee payable by each category A public enterprise in terms of the Public Enterprises (Control and Monitoring) Act, 1989, and any grants or loans which the Government of Swaziland may make to the Fund from time to time.

(2) The Administrator shall invest monies of the Fund not immediately required in such manner as may, from time to time, be determined by the Ministry of Finance in consultation with the Administrator.

Purpose of Fund.

5. (1) The purpose of the Fund shall be to guarantee, in such manner and on such conditions as the Administrator may deem fit, the repayment of the principal of and the payment of interest on any sum which a category A public enterprise may borrow from a Financial Institution.

(2) If any sums are issued in fulfilment of a guarantee given under these Regulations, the category A public enterprise to whose loan the guarantee relates shall make to the Fund, at such times and in such manner as the Administrator may from time to time direct, payment of such amounts as the administrator directs in or towards repayment of the sums so issued and payment of interest, at such rate as the Administrator so directs on what is outstanding for the time being in respect of sums so issued.

(3) Any sums received by the Administrator in pursuance of paragraph (2) shall be paid into the Fund.

Other expenditures of Fund.

6. (1) The Administrator may, with the approval of the Minister, extend the guarantee scheme to a Financial Institution engaged in short to medium term financing of a Category A public enterprise upon the application of such Financial Institution.

(2) The provisions of regulation 5 shall *mutatis mutandis* apply to guarantees given to a Financial Institution in terms of paragraph (1).

(3) The Administrator may, with the approval of the Minister, and upon the application of a category A public enterprise, pay ten percent (10%) of the management fee payable by such enterprise in terms of the Public Enterprises (Control and Monitoring) Act, 1989, to the enterprise as technical assistance or to be used by such enterprise for the training of staff.

(4) The Administrator may, with the approval of the Minister, set aside ten percent (10%) of annual aggregate payments of the management fee payable by Category A public enterprises in terms of Public Enterprises (Control and Monitoring) Act, 1989, to be used by the Fund for technical assistance or for the group training of staff of such enterprises.

(5) The Minister may by notice in the Gazette, vary the percentages mentioned in paragraphs (3) and (4).

Payments out of the Fund.

7. Any payment made out of the Fund shall be by cheque or other instrument signed jointly by the Principal Secretary of the Ministry of Finance and the Accountant General.

Reporting.

8. The Administrator shall submit quarterly and annual reports to the Principal Secretary of the Ministry of Finance on the operations of the Fund.

Audit.

9. The Fund shall be audited annually by an independent auditor acceptable to the Administrator.

(2) Notwithstanding paragraph (1), the Auditor General may at any time audit or inspect the records of the Fund.

Repeal of Legal Notice No. 161 of 1994

10. Legal Notice No. 161 of 1994 is hereby repealed.

MAJOZI V. SITHOLE
MINISTER OF FINANCE

MBABANE
28th February, 2008

S4

LEGAL NOTICE NO. 28 OF 2008

THE CIVIL SERVICE ORDER, 1973
(Order No. 16 of 1973)

APPOINTMENT OF ACTING PRINCIPAL SECRETARIES
(Under Section 8)

In exercise of the powers vested in me by Section 8 of the Civil Service Order, 1973, I, **Mswati III, King of Swaziland**, hereby appoint:

MBONGENI SIMELANE

To act as Principal Secretary in the Prime Minister's Office with effect from 18th October 2007 to 9th November 2007.

CHRISTOPHER T. NKWANYANA

To act as Principal Secretary in the Ministry of Agriculture and Co-operatives with effect from 8th June 2007 to 31st December 2007.

THUS SIGNED UNDER MY HAND AT LOZITHEHLEZI ON THIS 27TH DAY OF FEBRUARY, 2008.

MSWATI III
KING OF SWAZILAND

S5

LEGAL NOTICE NO. 29 OF 2008

THE CIVIL SERVICE ORDER, 1973
(Order No. 16 of 1973)

APPOINTMENT OF ACTING PRINCIPAL SECRETARIES
(Under Section 8)

In exercise of the powers vested in me by Section 8 of the Civil Service Order, 1973, I, **Mswati III, King of Swaziland**, hereby appoint:

SINDI MABUZA

To act as Principal Secretary in the Deputy Prime Minister's office (PPCU) with effect from 9th November 2007 to 26th November 2007.

SIPHO NXUMALO

To act as Principal Secretary in the Ministry of Agriculture and Co-operatives with effect from 12th November 2007 to 30th November 2007.

SIKELELA DLAMINI

To act as Principal Secretary in the Ministry of Health and Social Welfare with effect from 9th January 2008 to 30th January 2008.

THUS DONE UNDER MY HAND AT LOZITHEHLEZI ON THIS 27TH DAY OF FEBRUARY, 2008.

MSWATI III
KING OF SWAZILAND

LEGAL NOTICE NO. 30 OF 2008

THE CIVIL SERVICE ORDER, 1973
(Order No. 16 of 1973)

APPOINTMENT OF ACTING PRINCIPAL SECRETARIES
(Under Section 8)

In exercise of the powers vested in me by Section 8 of the Civil Service Order, 1973, I, **Mswati III, King of Swaziland**, hereby appoint:

TIBOBO J. DLAMINI

To act as Principal Secretary in the Ministry of Housing and Urban Development with effect from 10th December 2007 to 3rd January 2008.

MBONGENI G. SIMELANE

To act as Principal Secretary in the Prime Minister's Office with effect from 27th December 2007 to 19th January 2008.

AMBROSE KHUMALO

To act as Principal Secretary in the Deputy Prime Minister's Office with effect from 11th January 2008 to 14th February 2008.

THUS DONE UNDER MY HAND AT LOZITHEHLEZI ON THIS 27TH DAY OF FEBRUARY, 2008.

MSWATI III
KING OF SWAZILAND

LEGAL NOTICE NO. 31 OF 2008

THE CIVIL SERVICE ORDER, 1973
(Order No. 16 of 1973)

APPOINTMENT OF ACTING SECRETARY TO CABINET
(Under Section 8)

In exercise of the powers vested in me by Section 8 of the Civil Service Order, 1973, I, **Mswati III, King of Swaziland**, hereby appoint:

MRS NOMATHEMBA HLOPE

To act as Secretary to Cabinet in the Prime Minister's Office with effect from 27th December 2007 to 19th January 2008.

THUS DONE UNDER MY HAND AT LOZITHEHLEZI ON THIS 27TH DAY OF FEBRUARY, 2008.

MSWATI III
KING OF SWAZILAND

LEGAL NOTICE NO. 34 OF 2008

THE CENTRAL BANK OF SWAZILAND ORDER, 1974

THE CENTRAL BANK OF SWAZILAND STATEMENT OF ASSETS
AND LIABILITIES AS AT 31 JANUARY, 2008
(Under Section 52 (3))

In exercise of the powers conferred upon me by the Central Bank of Swaziland Order, 1974, I am pleased to publish for general information the Statement of Assets and Liabilities in the Schedule to this Notice.

MAJOZI V. SITHOLE
MINISTER OF FINANCE

MBABANE
27th February, 2008

CENTRAL BANK OF SWAZILAND

BALANCE SHEET AS AT 31 JANUARY, 2008

	2008 E'000	2007 E'000
LIABILITIES		
Capital	149,768	21,768
General Reserve	46,255	31,419
Building Revaluation Reserves	46,843	-
Currency in circulation	357,733	350,775
Allocation of SDR'S	76,935	69,861
Domestic Deposits	4,103,782	2,924,938
External Liabilities	63,490	23,361
Other Liabilities	218,654	104,285
	<u>5,063,460</u>	<u>3,526,407</u>
ASSETS		
Claim on Swaziland Government	31,072	194,515
Property, Plant and Equipment	83,633	34,455
External Assets	4,817,459	3,187,423
Claims on Private Sector	7,707	7,532
Other Assets	123,589	102,482
	<u>5,063,460</u>	<u>3,526,407</u>

M. G. DLAMINI
GOVERNOR

LEGAL NOTICE NO. 39 OF 2008

THE CONSTITUTION ACT, 2005
(Act No. 001 of 2005)

THE SENATE STANDING ORDERS RELATING TO PUBLIC BUSINESS
(Under Section 121)

In exercise of the powers conferred by Section 121 of the Constitution Act of 2005, the Senate has made the following Standing Orders for the regulation and orderly conduct of the proceedings and dispatch of the public business of the Senate.

SENATOR CHIEF G. ZWANE (MRS.)
PRESIDENT OF THE SENATE

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PART 1
INTRODUCTION

Citation and Commencement

1. These Standing Orders may be cited as the Standing Orders of the Senate Relating to Public Business, 2008, (hereinafter referred to as "the Standing Orders") and shall come into force on the date of publication in the Gazette.

Interpretation

2. In these Standing Orders, unless the context otherwise requires -

"Alternate Member" means a Member who takes part in portfolio committee debates that not being a member of that portfolio committee;

"Chairman" in the case of a Committee of the whole House means the person presiding in terms of Standing Order No. 21 (Chairman of the Whole House in Committee) and in the case of a sessional, portfolio or select committee the chairman of the committee;

"Clerk" means the Clerk to Parliament or of the Senate and includes any person carrying out the duties of the Clerk when that person is at the Table;

"Constitution" means the Constitution of the Kingdom of Swaziland Act No. 001 of 2005

"Gentleman Usher" means any person appointed to perform the functions of the gentleman usher;

"House" means the Senate of the Parliament of Swaziland;

"Meeting" means any sitting or sittings of the House commencing on the first day of a session or on a day determined as provided in Standing Order No. 22 (Meetings) and terminating when the House is adjourned to a day to be determined or at the prorogation or dissolution of Parliament;

“Minister” includes an Assistant or Deputy Minister and the Attorney General;

“Parliament” means the Parliament of the Kingdom of Swaziland as defined in the Constitution;

“Print” means to produce words in a visible form by any mechanised or photographic method but excludes the photographic reproduction of manuscript;

“Session” means a period commencing at the time appointed by His Majesty the King for the commencement of a session of Parliament in terms of section 133 of the Constitution and terminating on the date when Parliament is dissolved or prorogued in terms of section 134 of the Constitution;

“sitting” means a period during which the House is sitting continuously without adjournment and includes any period during which the House is in Committee of the whole House;

“the King” includes any person acting as Regent in terms of section 7 and 8 of the Constitution;

“President” includes any person presiding in terms of section 100, 101 or 104 of the Constitution.

Language and Official Reports of Speeches.

3. (1) The oral proceedings and debates of the House including those of any committee (unless the committee shall otherwise resolve) shall be in the English or siSwati language, and shall be interpreted from the one language into the other and shall be recorded in an official report to be produced in both of those languages.

(2) The Minutes of Proceedings, Order Papers, notices and every other document or paper belonging to the House shall be in English.

PART II

PROCEEDINGS AT FIRST SITTING OF A NEW PARLIAMENT.

Notice read.

4. On the first day of the meeting of the House after a general election, the Senators being assembled at the time and place appointed, the Clerk shall read the notice summoning Parliament to meet for the despatch of business.

Names of Senators read.

5. The Clerk shall then read out the names of the newly elected and nominated Senators

Senators sworn.

6. The Senators then present shall make and subscribe the oath or affirmation of allegiance prescribed by section 128 of the Constitution, which shall be administered by the Clerk.

7. The House shall, when all the Senators who are present have been sworn in terms of Standing Order No.6 (Senators Sworn), and provided that a quorum of twelve senators (as provided for under section 124 of the Constitution) is present, and before the despatch of any other business, proceed to elect a President as provided for under Section 100 of the Constitution and until a President is elected, the Clerk shall act as Chairman.

Proposal of President

8. (1) A Senator addressing the Clerk, shall propose a person, then present in the House or the precincts of the House, as President and move 'That (naming the person).....do take the Chair of this House as President', which motion shall then be seconded by another Senator if any;

(2) The Senator making the proposal shall produce and hand to the Clerk the written consent of that person to accept the office of President if elected.

If unopposed, President called to Chair.

9. If only one person be proposed and seconded as President, that person shall be called to the Chair by the Clerk without question put.

When election of President opposed

10. (1) If more than one person is proposed and seconded as President, the election shall be by secret ballot and a simple majority of Senators present and voting shall decide the matter.

(2) Where no candidate obtains the required majority or in the event of a tie, a second ballot shall be conducted but shall be restricted to the two candidates who obtained the highest or equal number of votes at the first ballot.

President-elect submits to House.

11. (1) The President-elect, on being called to the Chair, shall submit herself or himself to the House and shall be declared elected.

(2) The person declared elected as President shall then be conducted to the Chair by the proposer and seconder and, before taking the chair, shall express a sense of the honour at being elected to be President.

President is Sworn

12. Unless already sworn as a Senator in terms of Standing Order No.6 (Senators Sworn) the President shall immediately upon taking the Chair, make and subscribe an oath or affirmation of allegiance, which shall be administered by the Attorney General, or the Clerk.

Presentation of President to His Majesty.

13. The President, accompanied by the Deputy President if then elected, the proposer and three other Senators nominated by the President shall, as soon as practicable after the election, be presented to His Majesty the King and shall report such presentation at the next sitting of the Senate.

Announcement of time of Address by His Majesty.

14. (1) Upon returning from the King in terms of Standing Order No.13, the President shall inform the Senate of the date when His Majesty the King will open Parliament and the meeting will then stand adjourned until after His Majesty's Opening Address has been delivered.

(2) If before the President was presented to His Majesty the meeting had been adjourned without a day fixed then the President shall issue a notice requiring the House to sit as provided in these Standing Orders, and shall in such notice state when His Majesty will open Parliament.

Opening Address Reported.

15. The President shall report to the House His Majesty's Opening Address, where after consideration of that Address may be made an order of the day for a future day on which a motion for an Address in Reply may be moved.

**PART III
PROCEEDINGS AT OPENING OF SESSION OF PARLIAMENT
(NOT BEING A NEW PARLIAMENT)**

Notice Read.

16. On the first day of the meeting of any session of Parliament, not being the first session following a general election, the Clerk shall read the notice summoning Parliament to meet for the despatch of business.

New Senators

17. (1) The Clerk shall then produce and read the returns of new Senators (if any), and each new Senator then present shall be brought to the Table by two Senators, and shall make and subscribe the oath or affirmation of allegiance referred to in Standing Order No.6 (Senators Sworn), after which some business as a formality may be taken.

(2) Thereafter the same procedure as prescribed by Standing Order Nos.14 (Announcement of time of His Majesty's Address) and 15 (Opening Address Reported) shall be followed.

**PART IV
PRESIDING OFFICERS**

Deputy President.

18. When the House first meets after a general election, the House shall elect from among the Senators a person to be Deputy President of the Senate in terms of section 101 of the Constitution.

Acting President and Senator Presiding For a Sitting

19. (1) Whenever the office of President or Deputy President is vacant, or the President or Deputy President is absent from Swaziland, or is for any other reason unable to perform the functions of that office, the House may elect a Senator, not being a Minister, to act as President or Deputy President, as the case may be, until a President or Deputy President has been elected or the President or Deputy President, as the case may be, has resumed the functions of that office.

(2) Whenever the House is informed by the Clerk that the President and the Deputy President and the Acting President (if any) are absent from a sitting the House shall elect a Senator for the purpose of presiding at that sitting.

Method of Election of Deputy, Acting President and Senator Presiding

20. The provisions of these Standing Orders relating to the election of the President shall apply as nearly as possible to the election of a Deputy President, an Acting President or a Senator to preside at a sitting.

Chairman of Whole House in Committee

21. The Chairman of Committee of the Whole House shall be the President, or if the President is absent from the chamber the Deputy President (If any) or if they are both absent the Acting President (If any) or if none of them is present a Senator who has been elected to preside at a sitting in terms of Standing Order No.19 (Acting President and Senator Presiding for a sitting).

PART V
MEETINGS, SITTINGS AND ADJOURNMENTS

Meetings

22. (1) Meetings of the House other than the first meeting of a session shall begin on such day and at such hour as the President may determine in consultation with the Senate Sessional Committee.

(2) Written notice of the meeting shall be given by the Clerk to members at least fourteen days before the day of the meeting, but if the President is satisfied that the public interest or public business requires that the House should sit urgently, the President may dispense with such notice and in that event the longest possible notice shall be given.

(3) The President may at any time after determining the day and hour upon which a meeting is to begin, change the day or hour so determined to a later day or hour or to an earlier day or hour if the President is satisfied that the public interest or public business requires that the House should meet either earlier or later, as the case may be.

Sitting Days and Times.

23. (1) Unless otherwise determined by a resolution of a motion by a Minister or the Leader of the House, the House shall sit every day during a meeting except Saturdays, Sundays and Public Holidays and the time for the commencement of sitting shall be 2.30 p.m., Monday to Thursday, and 10 a.m. on Friday or a day immediately prior to a Public Holiday.

(2) Paragraph (1) does not apply to the first sitting of a meeting, the days on which His Majesty the King delivers his Opening Address, or the first sitting after the House has adjourned during a meeting to a date to be determined.

Termination of Sittings and Time of Interruption or for convenience.

24. (1) A sitting of the House shall be terminated by adjournment of the House in terms of these Standing Orders and for the purpose of such adjournment in certain circumstances there shall be a "time of interruption" which shall be 4 p.m. on any other day on which the House has been sitting in the morning and 7 p.m. on other days.

(2) The President may at any time suspend the sitting for a stated period not exceeding fifteen minutes "for the convenience" of the House, and shall, on any day when the sitting commences in the morning, suspend the sitting for not more than one and a half hours for luncheon at any convenient time between 12 midday and 2 p.m.

Adjournment of House when Business completed before Time of Interruption.

25. (1) If all the business on the Order Paper is disposed of before the time of interruption, a Minister or any Senator may move the adjournment of the House.

(2) If no such motion is moved the President shall adjourn the House without question put.

(3) If a Senator moves the adjournment of the House in terms of paragraph (1) and if by reason of matters being raised under Standing Order No. 32 (Motion for Adjournment and Raising Matter thereon), or for any other reason, the adjournment has not been agreed to within fifteen minutes of its being moved, the President shall adjourn the House without question put and the motion shall lapse.

Adjournment at or after time of interruption

26. (1) The President shall interrupt the business under discussion at the time of interruption unless that business may be continued after that time under paragraph (3).

(2) If the House is in Committee, the President shall, at the time of interruption or upon the completion of any business which may, under paragraph (3) be entered upon or continued after that time, resume the Chair, and the member in charge of the matter under discussion shall then report progress and, if necessary ask leave to sit again.

(3) Business may not be continued or entered upon after the time of interruption except: -

- (a) proceedings upon a motion by a Minister or a Senator for the adjournment of the House in terms of Standing Order 25 or 34 (1);
- (b) a motion for the adjournment of the House, moved by a Minister or the Leader of the House, in terms of paragraph (4);
- (c) the completion of the voting including any division on a question already put by the President, and the putting of the voting (including division) on any questions arising from the voting, if, by these Standing Orders no further debate is permitted on those questions;
- (d) a motion, in terms of Standing Order No. 85 for the closure of the debate which was under discussion at the time of interruption and any proceedings consequent upon that motion in terms of that Standing Order;
- (e) any proceedings consequent on a motion of closure moved in terms of Standing Order No. 85 before the time of interruption and not completed at that time;
- (f) any business which, the House has resolved shall continue or may be entered upon after the time of interruption, upon a motion moved in terms of Standing Order No. 27;
- (g) any such point of order or urgent matter of privilege arising during the proceedings set out in (a) to (f) inclusive, as the President may permit to be raised.

(4) On the completion of any business set out in sub-paragraph (c) to (g) inclusive of paragraph (3), or if there be no such business, as soon as the President has interrupted the business in terms of paragraph (1) or has resumed the Chair and progress has been reported in terms of paragraph (2) a Minister or the Leader of the House may move the adjournment of the House in which event paragraph (3) of Standing Order No. 25 shall apply.

(5) If a motion has not been made in terms of paragraph (3) the President shall adjourn the House without question put.

Late Sittings

27. A Minister or the Leader of the House, may, at the time appointed in Standing Order No 40 (Routine of Business) or at any other time between two items of public business, move that the proceedings on any specified business, or on all business for that day, shall continue, or may be entered upon, after the time of interruption, and any such motion shall be decided without amendment.

Procedure if no Quorum at Hour of Sitting

28. (1) The President shall take the Chair as soon after the hour appointed for a sitting of the House as there shall be a Quorum of 12 Senators present, exclusive of the President (unless the President is a Senator).

(2) If at the expiration of fifteen minutes after the hour appointed for a sitting there be no quorum present, the President shall take the Chair and adjourn the House to the next sitting day.

(3) The hour of adjournment in terms of paragraph (2) and also the names of the Senators present at that adjournment shall be entered in the Minutes of Proceedings.

Adjournment if no Quorum at any other time

29. If it shall appear during anytime of a sitting on notice being taken, or on the report of a division that a quorum is not then present, the President shall, if after an interval of five minutes a quorum is still not present, adjourn the House, without question put, until its next sitting day, and a similar entry shall be made in the Minutes of Proceedings as referred to in Standing Order No. 28 (Procedure if no Quorum at hour of Sitting).

Bells Rung during "a Count"

30. (1) Whenever the President is engaged in counting the House, the bells shall be rung as on a division.

(2) A Senator calling the attention of the President to the fact that there is "no quorum" present, shall be held to be present during the counting of the House, whether that Senator be so present or not.

House failing to meet on Appointed Day.

31. Should the House, from any cause whatever, fail to meet upon any day appointed for its sitting, it shall stand adjourned to the next sitting day, and an entry as provided for in Standing Order No.28 (Procedure if no Quorum at Hour of Sitting) shall be made in the Minutes of Proceedings.

Motions for Adjournment and Raising Matters thereon

32. (1) A Minister or the Leader of the House may immediately before the House proceeds to item (o) (Other Motions and Orders of the Day) in Standing Order No. 40 and at any time thereafter except during the course of a debate on any item of public business.

(2) A Senator other than a Minister may only move a motion for the adjournment of the House immediately before the House proceeds to the item (0) (other motions and orders of

the day) in Standing Order No. 40 with the consent of the President and under Standing Orders Nos. 25 and 33.

(3) When a Minister has moved a motion for adjournment, the Minister may raise any matter for debate without formulating a motion in express terms and the debate shall be confined to the matter raised by the Minister.

(4) If, after every Senator who wishes to speak to the matter raised by the Minister has spoken, and if time permits, a Senator other than a Minister may raise any similar matter.

(5) When a Senator other than a Minister has moved the adjournment of the House, the Senator may, subject to paragraph (8) raise a matter for which a Minister is responsible.

(6) A Minister responsible for a matter raised may reply and thereafter, if time permits other Senators other than Ministers may successively raise similar matters.

(7) The responsible Minister for each matter raised has the right of reply after each Senator has spoken.

(8) A Senator shall not raise a matter under paragraphs (3), (4), (5), (6) of this Standing Order unless -

- (a) two (2) days notice of the Senator's intention has been recorded in the Order Book; or
- (b) the President has dispensed with notice of that matter; or
- (c) the President has allowed a shorter notice to be given;

(9) Matters of which notice has been given under paragraph (8) shall be raised in the order in which they are placed in the Order Book.

(10) A matter which is not raised by a Senator on the day for which the member gave notice shall lapse unless the member is prevented from raising the matter by the expiration of the time limit provided in paragraph (11).

(11) A motion for adjournment of the debate shall -

- (a) not exceed 30 minutes;
- (b) lapse at the expiration of 30 minutes.

(12) If at the expiration of 30 minutes the time of interruption has passed the President shall adjourn the House without question put.

(13) A Senator shall not speak on a matter raised under this Standing Order for more than ten minutes.

(14) A Minister shall have a right of reply to a debate on a matter raised by the Minister and the President shall interrupt the debate after twenty minutes if a senator other than the Minister wishes to reply.

(15) The President shall interrupt any Senator who is speaking if it is necessary to allow the responsible Minister to reply for the last ten minutes of the debate to a matter raised by a Senator.

(16) A Senator who is not a Minister shall not raise the following matters:-

- (a) matters already debated by the House during the same session;
- (b) matters under notice for discussion or standing orders for the day even if the notice or order has been previously withdrawn at the same sitting;
- (c) questions of privilege other than an urgent question as may arise during the debate; and
- (d) matters which can only be debated by way of a substantive motion.

Adjournment on Matters of Urgent Public Importance.

33. (1) A motion for the adjournment of the House on a definite matter of urgent public importance may be made where the President has been furnished with a written copy of that motion before noon on days when the House meets at 2.30 p.m. or at least one hour before the time fixed for the meeting of the House when it meets at an earlier or a later time.

(2) A Senator who desires to move such a motion shall at the time appointed in Standing Order No.40 (Routine of Business) rise and ask for leave to move the adjournment of the House for the purpose of discussing a definite matter of urgent public importance, whereupon the Senator shall state the matter.

(3) The President shall, after the matter (referred to in paragraph (2)) has been stated if the President is satisfied that such matter will not cause delay and is otherwise in order, desire the Senators who support the motion to rise in their places, and if not less than fifteen rise accordingly he shall call on the Senators to move the motion.

(4) A matter submitted to the House in pursuance of this Standing Order which fails to obtain the requisite support, cannot during the current session be again brought forward under this Standing Order.

(5) A motion for adjournment under this Standing Order may not be made during any debate nor may more than one such motion be made at the same sitting or more than one matter be discussed on the same motion.

(6) A motion in terms of this Standing Order may not-

- (a) revive a discussion on a matter which has been discussed in the same session, whether upon a previous motion for adjournment, a distinct motion, an amendment or an order of the day;
- (b) anticipate a matter which has been previously appointed for consideration by the House or with reference to which a notice of motion has been previously given, although the order or notice may previously have been withdrawn at the same sitting;
- (c) raise a question of privilege;
- (d) raise a matter under adjudication by a court of law;
- (e) raise a matter forming the subject of an inquiry by a Select Committee of the Senate; nor
- (f) raise any question which according to the rules of the House can only be debated upon a distinct motion after notice.

Adjournment at all other times or to a day to be determined, etc.

34. (1) Except in the case mentioned in these Standing Orders when the President adjourns the House without question put, the House may only be adjourned upon its own resolution, and in case no time be fixed, such adjournment shall be until the following sitting day.

(2) Whenever during a meeting there is no immediate business in the Order Book and it is not possible at that time to determine when the House will be required to sit during that meeting, the House may on the motion of a Minister or the Leader of the House resolve that at rising on that day the House should be adjourned to a day and time to be notified by the President, and that resolution shall not have the effect of terminating the meeting.

(3) When the President has determined the day and time for the resumption of the meeting the President shall direct the Clerk to notify every Senator and that notification may be in writing, or by telegram or by such method as the President may direct, subject to the longest possible notice in the circumstances.

(4) The House may, on a motion moved by a Minister or the Leader of the House, at a time when there is no further business on the Order Paper and if it is anticipated that a message will be received from the House of Assembly later on that day involving further business for the House, suspend the sitting until a time stated in the motion or to a time to be determined by the President, subject however to the provisions of Standing Order Nos. 24, 26 and 27, and that motion shall be decided without amendment.

(5) If the sitting is suspended to a time to be determined by the President the President shall, after determining that time, instruct the Clerk to notify Senators of that time, by whatever method the President may direct as being appropriate in the circumstances, and a Senator who is not within the precincts of the House shall not be entitled to notice unless that Senator has furnished the Clerk with an address at which the Senator can be readily notified by telephone, in which event the Senator shall be deemed to have been given notice if the Clerk has telephoned a message as to the time of the resumption of the sitting to the address so furnished.

(6) Upon the resumption of the sitting the House may deal with any business arising out of a message from the House of Assembly and thereafter the Standing Orders as to the adjournment of the House or this Standing Order as to a further suspension of the sitting, shall apply.

Restriction on Dilatory Motions.

35. When a motion is made for the adjournment of a debate, or that the Chairman do report progress or do leave the Chair, the debate shall be confined to the matter of that motion, and no Senator, having moved or seconded any such motion, shall be entitled to move or second any similar motion during the same debate.

Dilatory Motion when an Abuse of Standing Orders

36. If the President or the Chairman shall be of opinion that a motion for the adjournment of a debate, or of the House or that the Chairman do report progress or do leave the Chair, is an abuse of the Standing Orders, the President may decline to propose the question.

Right of Speech of Mover and Seconder of Motion For Adjournment of Debate.

37. (1) When a Senator has moved a motion for the adjournment of a debate without discussing the main question, the mover and the Senator, if any, who seconded the motion for the adjournment, shall whether that motion be carried or not, be entitled to speak subsequently to the main question.

(2) When a Senator speaking to the main question moves a motion for the adjournment of the debate and that motion is opposed, neither the mover nor the seconder, if any, may speak subsequently to the main question.

(3) If the motion for the adjournment of the debate be agreed to, the member shall be entitled to continue to speak when the debate is resumed and the seconder, may speak subsequently to the main question.

President leaving Chair on Adjournment.

38. When the President leaves the Chair on the adjournment of the House, Senators shall rise and bow in their places.

**PART VI
REGULATION OF BUSINESS**

Prayers.

39. The proceedings of the House shall be opened each day by prayer.

Routine of Business.

40. The ordinary daily routine of business shall be as follows -

- (a) administration of the Oath or Affirmation of Allegiance;
- (b) communications from the Chair;
- (c) obituary and other ceremonial speeches;
- (d) statements by Ministers;
- (e) petitions;
- (f) questions for information and replies to those questions limited in all to thirty minutes from the time this item is reached;
- (g) notices of motions;
- (h) reports of Sessional, Portfolio and Select Committees;
- (i) other reports and papers;
- (j) motions for adjournment under standing Order No.33 (Adjournment on Matters of Urgent Public Importance);
- (k) motions for the postponement or discharge of any order of the day;
- (l) motions in the name of a Minister relating to the business of the House;
- (m) motions for leave to introduce Bills, whether public or private;
- (n) motions for instructions to committees on Bills: and
- (o) other motions and orders of the day (in the order set out in the Order Paper).

Government business to have precedence.

41. Government business shall have precedence on Mondays, Wednesdays and Thursdays, the right being reserved to the Prime Minister of placing all motions and orders on those days and Government business on Fridays on the order paper in the rotation in which they are to be taken, which right may be delegated by the Prime Minister to any other Minister present in the House or to the Leader of the House.

Committee and Private Member's business to have precedence.

42. Committee and private members business shall have precedence on Tuesdays and Fridays.

Business undisposed of.

43. All business undisposed of at the adjournment of the House shall be postponed until the next sitting day without a motion to that effect and that business shall be placed at the beginning of the order paper for the next day.

Orders to be Read.

44. On reaching the orders of the day, the President shall direct the Clerk to read the orders without question put.

**PART VII
PETITIONS.
Form of Petition (Appendix)**

45. Every petition shall be fairly written, typed or printed without interlineation or erasure and in the form shown in the Appendix, and shall be signed by at least one person on the sheet on which the prayer is set forth.

No letter or affidavit to be attached.

46. A letter, affidavit or other document shall not be attached to a petition except in the case of petitions for private Bills as provided in the Standing Orders relating to Private Bills.

No Application for Grant of Money or Remission of Duties Received.

47. An Application may not be made to the House by petition for a grant of public money, or for compounding a sum of money due to the State, or for the remission of a duty payable by any person.

Language of Petition.

48. Every petition shall be in the English or siSwati language, and if in any other language, it shall be accompanied by a translation into English or SiSwati language, which shall be certified to be true and correct, by the Senator who presents it, or by a sworn translator.

Petition to be signed

49. (1) Every petition shall be signed by the petitioner or petitioners whose name or names should be appended to the Petition and by no one else except in case of incapacity by illness or otherwise, in which case some other person may sign the petition at the request of the Petitioner and any of the appended signatures shall be witnessed by two witnesses

(2) A person who does not know how to write shall affix a mark, which shall be witnessed by two witnesses.

(3) An agent producing a power of attorney authorising that agent to do so may affix the name of the principal of that agent to any petition.

No reference to Debate and to Intended Motion.

50. A reference shall not be made in a petition to any debate in Parliament or to any intended motion unless a notice of that motion stands upon the order paper.

Petition to be presented by Senator.

51. A petition may only be presented to the Senate by a Senator and it shall not be competent for a Senator to present a petition from that Senator although that petition may be presented by some other Senator.

Order of presentation

52. A petition shall not be presented during a debate, or after the House shall have proceeded to other reports and papers

Petition To be Deposited Two Clear Days with Clerk for Examination.

53. (1) Every petition shall, before it is presented, be signed at the beginning by the Senator in charge of it, and deposited for at least two clear days with the Clerk, who after examining that petition shall submit it for the approval of the President, and a petition shall not be presented to the House until that approval has been obtained.

(2) The approval of a petition shall be conveyed by the petition being endorsed as follows:-

“The Senate, Passed by the President”

Senators to peruse Petition before Presentation.

54. It shall be incumbent on every Senator presenting a petition to be acquainted with the contents of that petition, and to ascertain that the petition does not contain language disrespectful to Parliament or either House of Parliament.

Senators to be confined to Statement of facts.

55. Every Senator offering to present a petition to the House shall be confined to a statement of the parties from whom the petition comes, of the number of signatures attached to the petition, of the material allegations contained in the petition, and to the reading of the prayer of that petition.

No Debate on Presentation.

56. Every petition not containing a matter in breach of the privileges of the House, and which, according to the rules or usual practice of the House, can be received, shall be brought to the Table by the direction of the President, who shall not allow any debate, nor any Senator to speak on that petition or in relation to that petition; but the petition may be read by the Clerk at the Table on motion without notice.

Reference to Select Committee.

57. Where a Senator in charge of a petition intends to move that the petition be referred to a select committee, the Senator shall, when depositing the petition with the Clerk, endorse on the petition and above the signature, the name of the committee to which the Senator intends to refer the petition; and a petition not so endorsed shall not be referred to any committee, except upon notice

duly given.

PART VIII
NOTICES, QUESTIONS, MOTIONS, ETC.

Notices to be in writing and Delivered at Table.

58. (1) Every Senator, in giving notice of a question, shall deliver to the Clerk during normal office hours a copy of that notice, fairly written, and subscribed with the name of the Senator and the day proposed for bringing on that question.

(2) Subject to Standing Orders Nos. 59 (Revision of Notices by President) and 60 (Contents of Questions,) it shall be the duty of the Clerk to place the motions and questions on the order paper in the order in which they are handed in.

(3) A notice of question shall not be read to the House by the Senator who hands it in, unless the consent of the President to the reading of any particular question has been previously obtained, in which case that question shall be read before the President proceeds in terms of Standing Order No.40 (Routine of Business) to motions or orders of the day, as the case may be.

(4) A question shall not be asked sooner than the third day after the day on which notice of that question is given.

(5) Every Senator, in giving notice of motion, shall read aloud that motion and deliver a copy of that motion at the Table fairly written, subscribed with the name of the Senator and the day proposed for bringing on that motion.

(6) Before the commencement of the sitting at which the notice of motion is to be given, a copy of the proposed notice of motion shall be delivered to the Clerk during normal office hours.

Revision of Notices by President.

59. Any notice which contains unbecoming expression or offends against any Standing Order of the Senate may be amended by the President before that notice appears on the order paper.

Content of Questions.

60. (1) A question shall not include:-

- (a) the names of persons, or statement which are not strictly necessary to make the question intelligible;
- (b) any statement which the Senator who asks the question is not prepared to substantiate;
- (c) arguments, inferences, opinions, imputations or epithets, or tendentious, ironical or offensive expression.
- (d) a reference to debates or answers to questions in the current meeting;
- (e) a reference to proceedings in a committee before that committee has reported to the Senate; or
- (f) a reflection on the decision of a court of law or be so drafted as to be likely to prejudice a case pending before a court of law.

(2) A question shall not be asked -

- (a) for the purpose of obtaining an expression of opinion, the solution of an abstract case or the answer to a hypothetical proposition;
- (b) whether statements in the press, or by private individuals or private concerns are accurate;
- (c) about the character or conduct of His Majesty or about the character or conduct of any other person except in the official or public capacity of that person;
- (d) seeking information which can be found in accessible documents or ordinary works of reference.

(3) A question which has been fully answered shall not be asked again during the same session.

(4) The President may direct that the language of a question be changed if it seems to the President unbecoming and not in conformity with these Standing Orders and if it be not so changed the President may refuse to place the question on the Order Paper.

Notices, etc, on behalf of absent Senators.

61. If so authorised by another Senator not then present, a Senator may give notice on behalf of an absent Senator of a question or motion, ask a question or postpone or move a motion on an order of the day.

Notices Postponed.

62. A Senator desiring to change the day for bringing on a motion may give notice of that motion for any day subsequent to that first-named but not earlier.

Motions without Notice.

63. (1) Subject to paragraph (2), every motion requires a notice.

(2) The following motions do not require a notice, namely: -

- (a) a motion by way of amendment to a question already proposed from the Chair;
- (b) a motion for the adjournment of the House or of a debate;
- (c) a motion for the adjournment of the House on a definite matter of urgent public importance;
- (d) a motion in Committee of the whole House;
- (e) a motion raising a question of order or privilege;
- (f) motions of the following character, namely:-
 - (i) for the postponement or discharge of any order of the day;
 - (ii) for the appointment of a Committee of the whole House on a future day; or

(iii) for the introduction of a new bill of the same title as a bill which has been withdrawn on second reading;

(g) motions communicating a resolution to the House of Assembly by message;

(h) motions where notice is dispensed with under any Standing Order, or by leave of the House.

Privilege.

64. (1) An urgent motion directly concerning the privileges of the House shall take precedence of all other motions as well as of the orders of the day.

(2) The proceedings of the House may be interrupted at any moment save during the progress of a division, by a motion based on a matter of privilege, when a matter has recently arisen which directly concerns the privileges of the House.

Motions to be Seconded as a rule

65. A motion shall require a seconder except:-

(a) if the President directs otherwise;

(b) a motion made by a Minister or the leader of the House; or,

(c) a motion of which no notice is required.

When Motions Lapse.

66. (1) If a Senator when called upon does not move the motion which stands in the name of that Senator, such motion shall lapse unless moved by some other Senator duly authorised to do so.

(2) If after a motion which requires a seconder has been moved, but another Senator does not rise to second it, that motion shall lapse.

Motions withdrawn.

67. (1) A Senator who has made a motion may withdraw that motion by leave of the House granted without a negative voice.

(2) A motion which has, by leave of the House, been withdrawn may be made again during the current session on notice given.

Questions superseded

68. A question in the House may be superseded:-

(a) on notice being taken and it appearing that a quorum is not present; and

(b) by the previous question being affirmed.

Debates superseded – how revived

69. The debate upon a question interrupted or superseded, whether in the House or in a Committee of the Whole House, may be revived, and the motion or order restored to the order paper for a future day on motion after notice.

Previous Question

70. The form of previous question is – “that the original question be not now put,” and: -

- (a) if that form of question be affirmed the original question is superseded;
- (b) should that form of question be negative the original question on which it was moved shall be put at once without amendment or debate.

Restriction on same question

71. Except in the case of a motion under Standing Order No. 169 a motion or amendment shall not be proposed which is the same in substance as one which during the current session has been resolved in the affirmative or negative unless that motion shall have been rescinded.

Amendments.

72. (1) An amendment shall be relevant to the question to which it is proposed.

(2) After a decision has been given on an amendment to any part of a question, an earlier part cannot be amended.

(3) An amendment on a question shall not be inconsistent with a previous decision on the same question given at the same stage of any bill or matter.

(4) Unless the President or the Chairman otherwise directs, and subject to Standing Order No. 116 (Notice of Amendment in Committee), an amendment to any question before the House, or a Committee of the whole House, shall be in writing, signed and handed to the Clerk by the proposer, at any time before it is moved.

Amendments to Motions.

73. (1) An amendment to a motion shall take one of the following forms -

- (a) to leave out one or more of the words of the motion;
- (b) to insert one or more words in the motion;
- (c) to change and or alter one or more words in the motion;
- (d) to add one or more words at the end of the motion;
- (e) to leave out one or more words of the motion and insert one or more words instead;
- (f) to leave out one or more words at the end of the motion and add one or more words instead;

(g) to add one or more words at the end of the motion;

(h) a combination of two or more of the above sub-paragraphs;

(2) On every amendment the question to be proposed shall be "That this amendment be made".

(3) When two or more amendments are proposed to be moved to the same motion the President or the Chairman shall call on the movers in the order in which their amendments relate to the text of the motion, or in cases of doubt, in the order decided by the President or the Chairman.

(4) An amendment to an amendment which a Senator wishes to propose may be moved at any time after the question on the original amendment has been proposed and before it has been put at the conclusion of the debate on the original amendment.

(5) An amendment to an amendment shall be disposed of in the same way as the amendment to a motion, the question to be proposed being "That this amendment to the amendment be made".

(6) When every amendment to an amendment has been disposed of the President or the Chairman shall again propose the question on the original amendment as amended, as the case may require, the question to be proposed in the latter case being "That this amendment as amended be made".

PART IX RULES OF DEBATE

Right of President to Debate

74. (1) At all times the President should be seen to be impartial and not get involved in debates.

(2) If the President wishes to participate in a debate the President shall relinquish the Chair to the Deputy President or acting President and take up a seat in the House.

Senator to Address the Chair – Obeisance

75. (1) A Senator who desires to speak shall rise uncovered and address the President, or, in Committee, the Chairman.

(2) Every Senator shall make obeisance to the Chair, and shall be uncovered, when passing to and from the seat the Senator occupies

(3) A Senator shall not pass between the Chair and any Senator who is speaking, or stand in any of the aisles.

Senator Rising to Speak

76. When a Senator rises to speak that Senator shall be called by the President or the Chairman, and if more than one Senator rises at the same time, the decision as to who is entitled to speak shall rest with the Presiding Officer.

Right of Senator to Speak to Question.

77. (1) A Senator may speak to the question before the House, and upon any amendment proposed to that question, and upon any question or amendment to be proposed by that Senator, and upon any question of order arising out of the debate, but not otherwise.

(2) A Senator speaking to an amendment, who has not already addressed the House on the original question, shall be allowed when so speaking to cover the ground both of the original question and the amendment.

(3) A Senator who has already spoken to the original question shall speak only to the subject of the amendment.

Time Limit to Speeches

78. (1) Except as elsewhere provided in these Standing Orders in any debate in the House a Senator shall not speak for more than fifteen (15) minutes

(2) With the consent of the House determined without debate, the time of fifteen (15) minutes may be extended by not more than five (5) minutes.

(3) A Senator shall speak only once on a matter before the House.

(4) Notwithstanding the provisions of paragraph (1) or (3) -

(a) a Senator who has spoken to a question may offer an explanation of some material that is part of his speech which has been misunderstood, but shall not introduce a new matter; and

(b) a reply shall be allowed to a Senator who has moved a substantive motion but not a Senator who has moved an amendment.

(5) This Standing Order shall not apply to the Prime Minister, the Leader of the House, the Leader of the Opposition in the House if any or to Senators in charge of bills or motions who shall not be restricted in regard to the length of time they may speak or to one Senator, speaking in reply to the mover, who shall not speak for more than twenty (20) minutes.

(6) In Committee of the whole House a Senator, not being a Senator in charge of a bill or motion, shall not speak more than three times on any question before the Committee, whether such question is the main question or a subsidiary question, nor more than ten minutes on each occasion.

Personal Explanation.

79. By the indulgence of the House, a Senator may explain matters of a personal nature although there is no question before the House, but such matters may not be debated, and the explanation shall be confined strictly to the vindication of the conduct of that Senator.

Reserved speech

80. A senator who has moved a motion or who has moved or seconded a substantive motion before the House without speaking to it, may address the House on the subject of such motion at any subsequent period of the debate.

Speaking after question is put to vote

81. A Senator shall not speak on any question after that question has been put by the Presiding Officer and decided, or after the reply of the mover of the original question.

Irrelevance or Repetition

82. The President or the Chairman, after having called the attention of the House, or the Committee, to the conduct of a member who persists in irrelevance or tedious repetition either of arguments by the Senator or of the arguments used by other Senators in debate, may direct that Senator to discontinue the speech.

Rules for Senators Speaking

83. (1) A Senator shall not:-

- (a) interrupt another Senator whilst speaking except to -
 - (i) raise a point of order or privilege suddenly arising;
 - (ii) call attention to the want of the quorum;
 - (iii) call attention to the presence of strangers; or
 - (iv) move the closure;
- (b) ask supplementary questions to a question for oral answers except for the Senator who raised that question;
- (c) speak against or reflect upon any vote of the House, except for the purpose of moving that such vote be rescinded;
- (d) use the name of His Majesty the King, irreverently in debates, or for the purpose of influencing the House in its deliberations;
- (e) refer to any Minister by name, but shall speak of the Minister as "the honourable (name of the Minister) the Minister for" (Stating the office). Senators shall also as far as possible avoid referring to another by name, but shall refer to another as "the Hon. Senator sitting" (in a particular part of the House) or "the senator who spoke" (at a certain period of the debate);
- (f) use offensive words against the character or proceedings of either House of Parliament or in reference to any member of that House;
- (g) allude to debates of the current session in the House, except to a speech made by a

Minister, nor refer to matters on which a judicial decision is pending;

- (h) read a speech but may refresh memory by reference to notes;
- (i) allude to proceedings of committees not yet reported;
- (j) while debating read from a printed newspaper or book the report of any speech made in Parliament during the same session, nor read extracts from newspapers or other documents referring to debates in the House during the same session except official reports of dictates of the house, and
- (k) whilst present in the House converse aloud and during a debate read any book, newspapers or document, except in connection with the business of such debate.

(2) The provisions of paragraph (1) (j) shall not apply to the official reports of the debates of the Senate.

How Senators not Explaining or Retracting Dealt With

84. (1) A Senator having used objectionable words and not explaining or retracting such words, or offering apologies for the use of those words to the satisfaction of the House, shall be censured or otherwise dealt with as the House may think fit.

(2) Exception to the objectionable words may only be taken at the time such words have been used, and shall not be afterwards entertained.

Motion for Closure of Debate

85. (1) After a question has been proposed in the House or in Committee of the Whole House and debated, a Senator may at any time move "That the question be now put" and, unless it appears to the Presiding Officer that the motion is an abuse of the Standing Orders or an infringement of the rights of any Senator or minority, the motion "That the question be now put" shall be put immediately and decided without amendment or debate.

(2) Where the motion of closure is agreed by a simple majority of Senators present and voting, the question on the motion which was being discussed when the closure motion was moved shall be put forthwith without further discussion.

(3) Where the motion for closure of the debate has been agreed to, the Senator in charge of the matter before the House or Committee of the whole House may be permitted to reply, should that Senator so desire, before the question is put.

Precedence of the President and Chairman

86. Whenever the President or the Chairman rises during a debate any Senator then Speaking or offering to speak, shall sit down, and Senators shall be silent so that the President or the Chairman may be heard without interruption.

PART X ORDER IN HOUSE AND IN COMMITTEE

Maintenance of Order in House and Committee

87. Order shall be maintained in the House by the President and in a Committee by the Chairman, but disorder in a Committee may only be censured in the House receiving a report.

Disorderly Conduct – Power of Withdrawal

88. (1) The President or the Chairman may order a Senator whose conduct is grossly disorderly to withdraw immediately from the House; and the Gentleman Usher shall act upon such orders as the Usher may receive from the Chair in pursuance of this Standing Order.

(2) A Senator ordered to withdraw under this Standing Order shall do so forthwith, and shall, during the remainder of the sitting be absent from the precincts of the House, except for the purpose of serving on any committee on a private bill.

(3) If on any occasion the President or the Chairman deems that the powers conferred under this Standing Order are inadequate to deal with the offence, the President or Chairman may, in accordance with the next succeeding Standing Order, either name such member or call upon the House to adjudge upon the conduct of that Senator.

Disorderly Conduct - Power of Suspension

89. (1) If a Senator is named by the President or the Chairman immediately after the commission of the offence of disregarding the authority of the Chair, or of contravening the rules of the House by persistently and willfully obstructing its business, then -

(a) If the offence has been committed by a Senator in the House, the President shall forthwith put the question on a motion being made, without amendment, adjournment or debate being allowed, "That (naming the Senator) be suspended from the service of the House".

(b) If the offence has been committed in the Committee of the whole House, the Chairman shall forthwith suspend the proceedings of the Committee and report the circumstances to the House and the President shall thereupon on a motion being made, put the same question as in sub-paragraph (a) above, without amendment, adjournment or debate as if the offence has been committed in the House itself.

(2) A Senator suspended shall forthwith quit the precincts of the House.

(3) Suspension of a Senator does not exempt that Senator from serving on any committee for the consideration of a private Bill to which the Senator has been appointed, but except for the purpose of so serving the Senator shall be absent from the precincts of the House during the period of suspension.

(4) Not more than one Senator shall be named at the same time unless several senators, present together, have jointly disregarded the authority of the Chair.

(5) If a Senator, who has been suspended, refuses to obey the direction of the President, then the Sergeant-at-Arms shall act upon such orders as the Sergeant may receive from the Chair.

(6) If any Senator be suspended under this Standing Order, the suspension on the first occasion shall continue for one week, on the second occasion for a fortnight and on the third or any subsequent occasion for one month.

(7) When the President receives from the Senator so suspended a written and approved expression of regret which shall be entered in the Minutes of Proceedings, the President shall lay it before the House and on motion made, forthwith put the question for the discharge of the order of suspension, without amendment or adjournment, whereupon if the question passes in the affirmative, the order shall be discharged and the Senator re-admitted.

Member to Withdraw while his Conduct Under Debate

90. Every Senator against whom any charge has been made after having addressed the House on the charge the Senator shall withdraw while such charge is under debate.

Contempt

91. (1) Any Senator who wilfully disobeys any lawful order of the House, or who wilfully or vexatiously interrupts the orderly conduct of the business of the House, shall be guilty of contempt.

(2) A Senator guilty of contempt shall be committed to the custody of the Sergeant-at-Arms by order of the President and be dealt with as the House may direct.

Power of President to Adjourn or Suspend sitting

92. In case of great disorder arising in the House, the President may adjourn the House without question put, or suspend any sitting for a time to be named by the President.

**PART XI
CONTEMPT**

Complaints against Newspapers

93. Any Senator complaining to the House of a statement in a newspaper as a breach of privilege, shall produce a copy of the newspaper containing the statement in question and be prepared to give the name of the printer or publisher, and also submit a substantive motion declaring the person in question to have been guilty of contempt.

Fines Leviable

94. (1) The fines leviable under any Act providing for the privileges of Parliament, for any offence mentioned in that Act as well as for each offence set forth in any Standing Order or any resolution of the House shall, in every case where a penalty is not stipulated in that Act or where in terms of that Act this House is required to determine the penalty be determined by an order or resolution of the House, but such fine shall in no case exceed the sum of four thousand Emalangeni (E4000.00).

(2) All fines shall be paid to the Clerk and a receipt issued and the funds shall be remitted to the Accountant General for the account of the Consolidated Fund.

(3) A fine ordered to be levied as under paragraph (1), or any portion of that fine may at any time on a further order of the House be remitted and the commitment of any person may be discharged before the conclusion of the session of Parliament on a like order.

**PART XII
DIVISIONS**

Division may be demanded by a Senator

95. After the President, or the Chairman, has declared the result of the putting of any question, any Senator may demand a division upon that question, whereupon a division shall take place without debate.

Division Bells rung and Entry Barred

96. (1) When a division is demanded the division bells shall be rung and entry to the House shall be barred so soon after the lapse of two minutes as the President or the Chairman shall direct, but if further divisions are required to dispose of the question before the House or a Committee and such divisions follow immediately upon the first division, the division bells shall again be rung and entry shall again be barred so soon after the lapse of thirty seconds as the President or the Chairman shall direct.

(2) After entry has been barred a Senator shall not enter or leave the Chamber until the division has been taken.

Senators Present after Entry Barred shall Vote.

97. Every Senator present in the House or a Committee when the question is put and while entry to the House is barred is required to vote, provided that this shall not apply to a Minister who is a member of the House of Assembly.

How Question put.

98. (1) In putting any question to the vote, the President or the Chairman, as the case may be, shall first state the question, and then desire that as many Senators as are in favour of it shall say "aye" and after the "Ayes" have been given, shall then desire that as many Senators as are of the contrary opinion shall say "No", and after the voices of the "Noes" have been given, the President or the Chairman, as the case may be, shall declare whether the "Ayes" or the "Noes" have it.

(2) When on a division taking place while entry to the House is barred, the President or the Chairman, as the case may be, shall again put the question and the votes shall then be taken by the Clerk, who will ask each Senator separately in such order as may be convenient how that Senator wishes to vote and upon the name of the Senator being called that Senator shall vote by saying "Aye" or "No".

Clerk hands Division List to Presiding Officer

99. The Clerk, having recorded the votes against the names of the Senators, shall sign the list and hand it to the President or the Chairman, as the case may be, who shall declare the result to the House or Committee.

In the case of Confusion or Error.

100. (1) If any confusion or error concerning the numbers reported cannot be otherwise corrected, a further division shall be taken.

(2) If the numbers have been inaccurately reported or an error occurs in the names on the divisions lists, the House on being informed of the inaccuracy or error, shall order such lists to be corrected.

Question decided by Majority Vote.

101. (1) All questions in the House shall be decided by a majority of the votes of the Senators present.

(2) The President if elected from the House shall be entitled to vote but shall not have a casting vote in the case of equality of votes, in which case the question shall be decided in the negative.

Senator to Vote according to Call

102. A Senator calling for a division shall not leave the Chamber until after the division has been taken and shall vote with those who, in the opinion of the President or the Chairman, were in the minority.

Opposition to Question formally recorded

103. Whenever a question is put for decision by the presiding officer, any Senator may, instead of demanding a division, inform the presiding officer that the opposition of that Senator or of the Party if any to which the Senator belongs, be formally recorded in the Minutes of Proceedings.

PART XIII

ACCOUNTS, AUDITS, RETURNS, PAPERS, ETC.

Accounts returns and papers ordered

104. Accounts, audits, returns, papers and other reports may be ordered to be laid before the House, and it shall be the duty of the Clerk to communicate to the Secretary to Cabinet and Government Ministries all orders for such accounts, audits, returns, reports or papers made by it, as well as all resolutions of the House affecting the Executive Government.

How Papers Presented or Delivered to Senators.

105. (1) Other papers or reports may be tabled pursuant to statute, by direction of His Majesty the King, by order of the House or by a Minister.

(2) A copy of every printed paper laid upon the Table and of every paper ordered by the House to be printed shall be delivered or sent to every Senator.

Statutory Reference in Tabled Papers

106. Whenever any proclamation, regulation, report, paper, or other document is laid upon the Table in accordance with the provisions of an Act of Parliament, that regulation, report, paper or other document, shall have attached to it a memorandum in duplicate stating the Act and section of the Act under which that proclamation, et cetera, is tabled.

PART XIV

PUBLIC BILLS

Introduction of Bills

107. (1) Subject to the provision of paragraph (2), every Bill shall be ordered to be brought in upon notice given, motion made and question put that leave be given to present that Bill, and upon such leave being given the Senator in charge of the Bill shall then bring to the Table a fair copy of that Bill, after which the Bill shall by direction of the President be read a first time.

(2) A Bill may be introduced without motion for leave when-

- (i) introduced by a Minister;
- (ii) received by this House from the House of Assembly; or

(iii) brought up by a committee appointed to draft that Bill in accordance with a resolution of the House.

(3) A Bill originating in this House shall not be presented unless that Bill shall have been published once in the Gazette and -

(i) thirty days have elapsed since the date of publication; or

(ii) a certificate signed by the Prime Minister certifying that the Bill is urgent has been laid on the Table by a Minister.

(4) A memorandum, by the Attorney General in the case of Bills brought in by a Minister or by the member in charge in the case of other Bills, shall be attached to every Bill stating the object of the Bill.

First Reading

108. (1) After a message from the House of Assembly transmitting a Bill for the concurrence of this House has been read, or after the tabling of a Bill by a Minister, or by a committee appointed to draft that Bill, the President shall direct the Clerk to read the short title of the Bill and such Bill shall then be deemed to have been read the first time.

(2) Bills transmitted from the House of Assembly shall after the first reading be proceeded with in the same manner as public Bills originating in this House:

(3) A private Bill transmitted from the House of Assembly, and accompanied by the examiners' report and a copy of the report of the select or portfolio committee of the House of Assembly together with the proceedings and evidence on that Bill, shall, if unopposed in this House, be proceeded with in the same manner as a public Bill, unless the House otherwise orders, but if opposed in this House such Bill shall be referred to a select or portfolio committee.

Stages

109. (1) Not more than one stage of a Bill shall be taken at the same sitting if eight or more Senators withhold their consent.

(2) The Minister or Senator in charge of a Bill may, at anytime between two items of public business, without notice request leave to take more than one stage at one sitting.

(3) Upon the making of the request the President shall put the question after such debate as the President may allow and without calling for voices but by asking those against granting such leave to rise in their places.

Distribution of Bills Transmitted from the House of Assembly

110. (1) The Clerk shall cause a copy of every gazette in which a Bill is published in terms of Standing Order No. 107 (3) to be posted on the date of publication to each Senator.

(2) As soon as may be after the receipt by the Clerk of a Bill passed by the House of Assembly with amendments, and in any case on or before the day fixed for the second reading of that Bill, the Clerk shall transmit or deliver a copy of that Bill as amended by the House of Assembly to each Senator.

(3) If the amendments made by the House of Assembly in a Bill referred to in paragraph (2) are of such a nature that they can readily be indicated in a suitable form without preparing a complete copy of the Bill, the President may, unless the House otherwise directs, instruct the Clerk to distribute the amendments only in such form as the President may direct.

Second Reading

111. (1) The second reading of the Bill shall be introduced by the Minister or Senator in charge of the Bill as follows: "That this Bill be now read a second time".

(2) Motions may be made to amend the question "That this Bill be now read a second time" as follows:-

- (a) by deleting the word "now" and adding at the end of the question the words "this day six months", which if carried shall finally dispose of the Bill;
- (b) by deleting all or some of the words after the first word "That" and substituting words which state some special reason or reasons against the second reading of the Bill; or,
- (b) by deleting all the words after "That" and substituting "the order for the second reading of the Bill be discharged and that the subject of the Bill be referred to a select or portfolio committee for enquiry and report" with or without the power to take evidence and call for papers (documents).

Committal

112. When a Bill, not being a Bill which under Standing Order 113 (Consolidating Bills) the House has resolved shall not be committed, has been read a second time, it may either be ordered to be considered in Committee of the whole House on a day proposed by the Senator in charge of the Bill or be referred to some other committee.

Consolidating Bills

113. (1) A Bill which purports to re-enact the existing law without amending it and which is accompanied by a certificate to that effect signed by the Attorney General, may be taken through all its stages without amendment or debate.

(2) In Committee of the whole House or at the report stage amendments may be offered which seek to express more clearly the law as it stands.

(3) A period of at least three sitting days shall elapse between the first and second readings of the Bill, unless that Bill is received from the House of Assembly.

(4) The President may on good cause shown direct that the Bill shall be referred to a select or portfolio committee after the first reading.

(5) When a Bill so certified by the Attorney General has been read a second time, the next question which may be put in connection with that Bill is - "Whether this bill shall be committed" - and if this question (which shall be put immediately after the second reading has been agreed to and shall only be moved as an unopposed motion) pass in the negative,, the next stage of that Bill shall be the third reading.

Putting of Clauses in Committee

114. (1) The Chairman, upon seating at the Table, shall proceed to put each clause of a Bill in succession.

(2) The interpretation clause and the short and long titles and preamble if any of the Bill stand postponed until after the consideration of the other clauses and schedules, if any, without question put.

(3) The words of the enactment shall not be put to the Committee

(4) In order to save time the Chairman may in cases where that is deemed appropriate: -

(a) call and put groups of successive clauses together; and

(b) allow a single discussion to cover a series of interdependent amendments.

Amendments in Committee

115. (1) Amendments may be made to a clause or new clauses inserted, provided they are relevant to the subject matter of the Bill, but if any such relevant amendments are not within the title of the Bill, the title shall be amended accordingly, and reported specially to the House;

(2) An amendment shall be relevant to the subject matter of the clause to which it relates.

(3) An amendment shall not be inconsistent with any previous decision of the Committee or in conflict with the principle of the Bill as agreed to upon the second reading.

(4) When the question has been put upon an amendment in a later line of a clause an amendment may not be proposed in an earlier part of that clause.

Notice of Amendment in Committee

116. (1) Notwithstanding the provisions of Standing Order No 63 (Motions Without Notice) an amendment to a Bill may not be moved during the committee stage unless notice has been given in the manner provided in Standing Order 58 (Notices to be in Writing and Delivered at Table), not later than the sitting day before the day when the amendment is moved.

(2) Notwithstanding the provisions of paragraph (1): -

(a) if the committee stage is taken on the same day as the second reading of the Bill, a notice of amendment shall not be required but the amendment shall be written out, signed by the Senator moving it and handed to the Clerk before it is moved;

(b) the Chairman may choose to allow a shorter period of notice or waive the requirement of a notice entirely.

Principle not Discussed in Committee

117. The principle of a Bill shall not be discussed in committee, but only the details of that Bill.

Procedure on Bill amended by Select or Portfolio Committee

118. (1) In going through a Bill in Committee of the whole House amendments made in that Bill by a select or portfolio committee shall not be moved nor shall any question be put on those amendments unless exception be taken to any amendment.

(2) Upon exception being taken by any Senator to an amendment proposed by a select or portfolio committee, the Chairman shall forthwith put the amendment for discussion.

Verbal Corrections

119. (1) Corrections of a verbal or formal nature (that is, spelling or obvious grammatical mistakes or typographical errors) may be made in a Bill by the Clerk under direction of the President or the Chairman or by the Attorney General.

(2) Except as is provided for in paragraph (1), all other corrections shall be made by way of motion and dealt with as with any other amendment.

Progress Reported

120. The Minister or Senator in charge of a Bill may be ordered to report progress and ask leave to sit again at any time during the uncompleted proceedings of a Bill in Committee.

Resumption of Progress

121. On the order of the day being read for the House to resume in Committee on a Bill on which progress has been reported, the President shall leave the Chair without question put.

Report of Bill

122. (1) At the close of the proceedings of a Committee of the whole House on a Bill, the Senator in charge of the Bill shall report the Bill forthwith to the House with or without amendment.

(2) Where the Bill is reported with amendment a time shall be appointed for taking that amendment into consideration unless the House resolves to take that amendment into consideration immediately.

Third Reading

123. (1) The debate on the third reading of a Bill, excluding the reply of the Minister or Senator in charge, shall be limited to one hour, unless the President decides to extend the period to two hours.

(2) Subject to Standing Order No. 119 (Verbal Corrections), verbal amendments and an amendment to the title of the Bill may be made on the third reading, and the Bill may be recommitted on motion made.

(3) After the third reading of a Bill further question shall not be put on the Bill, and the Bill shall be deemed to have passed the House.

Readings of Bills

124. On the order for the first and second readings of a Bill, the Clerk shall only read the short title of the Bill and on the order for the third reading of a Bill the clerk shall read short and long titles of the Bill.

Bill withdrawn only with leave and same Bill not twice Introduced in current Session

125. (1) A Bill introduced into this House shall not be withdrawn without the leave of the House.

(2) When a Bill is ultimately passed, or rejected, a Bill of the same substance shall not be introduced again during the current session.

Resumption of Proceedings upon lapsed Bills

126. (1) Where a general election has not taken place, a public Bill in the possession of this House which lapsed by reason of a prorogation may be restored on the order paper in the next ensuing session.

(2) If the Bill originated in this House, it may be restored to the order paper by resolution of this House.

(3) If the Bill originated in the House of Assembly it may be restored to the order paper by resolution of this House, on receiving a message from the House of Assembly requesting that the consideration of the Bill be resumed.

(4) Unless otherwise ordered, the Bill shall be proceeded with at the commencement of the particular stage which it reached during the preceding session.

(5) Should the motion for restoring a Bill to the order paper be not agreed to, a new Bill may be introduced.

**PART XV
HYBRID BILLS**

Hybrid of Bills

127. A public Bill which adversely affects or may adversely affect the private interests of particular persons or bodies as distinct from the private interests of all persons or bodies in the particular category to which those individuals or bodies belong, shall be treated as a hybrid bill.

Reference to Examiners

128. (1) A hybrid Bill shall, after the first reading, be referred to the examiners of petitions for private bills for the purpose of ascertaining whether the Standing Orders relative to private bills have been complied with in the case of that Bill.

(2) A reference in terms of paragraph (1) does not prevent the order for the second reading from appearing on the order paper, but the Bill cannot be read a second time until the report of the examiners has been received.

(3) If the examiners report that the Standing Orders have been complied with, or if on the report of the examiners that the Standing Orders have not been complied with, the Bill has been referred by the House to the Sessional Committee on Standing Orders and, if that Committee having taken evidence for the purpose of this and the preceding Standing Order, report that the Bill may be proceeded with notwithstanding non-compliance with the Standing Orders, the Bill may be read a second time, or else the order for the second reading shall be discharged unless the House otherwise orders.

Reference to Select or Portfolio Committee

129. (1) An opposed hybrid Bill shall be referred to a select or portfolio committee after the second reading, and the committee may be empowered to hear suitors, their agents and counsel for and against the bill; and such bill, when reported from the select or portfolio committee shall be proceeded with as a public bill.

(2) A Bill shall be regarded as being opposed if a petition or petitions in opposition to it are presented to the House within five sitting days from the date on which the Bill was read a second time.

**PART XVI
COMMITTEE OF WHOLE HOUSE**

House resolves itself into Committee

130. (1) A Committee of the whole House is appointed by resolution: "That this House resolves itself into a committee"

(2) When the resolution in paragraph (1) has been agreed to, or an order of the day is read for this House to resolve itself into committee the President shall leave the Chair without question put.

Quorum

131. (1) The quorum in Committee of the whole House consists of the same number of Senators, as is requisite to form a quorum of the House and provisions of Standing Order No. 30 (2) shall apply.

(2) If it appears on notice being taken or on the report of a division in Committee of the whole House that a quorum is not present, and, if after an interval of five minutes – during which time the bells shall be rung for two minutes as on a division – a quorum be still not present, the Chairman shall leave the Chair, and the President shall resume the Chair of the House.

Report of "No Quorum" by President

132. (1) Upon resuming the Chair, the President shall report that a quorum is not present, whereupon the President shall, at the expiration of two minutes – the bells having been rung - count the House, and if a quorum is still not present, the President shall adjourn the House without question put until the next sitting day.

(2) The hour of the adjournment and also the names of the Senators present shall be entered in the Minutes of Proceedings.

(3) If, after the count under paragraph (1), a quorum is present the House shall again resolve itself into Committee.

Procedure

133. (1) The rules as to procedure in Committee of the whole House are with any necessary changes those which apply to procedure when the President is in the Chair of the House.

(2) Notwithstanding the provisions of paragraph (1)

- (a) a Senator may speak more than once to the same question; and
- (b) the previous question cannot be moved.

Powers

134. A Committee of the whole House shall only consider such matters as shall have been referred to it by the House.

Motions

135. (1) A motion may be made in Committee, "That the Chairman do report progress and ask leave to sit again", or if the matter before the Committee be completed the chairman shall report accordingly.

(2) A motion "That the Chairman do now leave the Chair" may also be made at any time during the proceedings of the Committee, and if this motion is carried the question before the Committee is superseded; but the Committee may be revived on a future day.

Report – How brought up

136. Every report from the Committee of the whole House shall be presented without any question put.

President resumes Chair – Disorder or King's Messenger

137. (1) If any disorder arises in Committee of the whole House, the President shall resume the chair without question put.

(2) The President shall also resume the Chair if a messenger from His Majesty the King is announced.

Question of Sums and Time

138. When a question arises as to a greater or lesser sum or a longer or shorter time, the lesser sum and the longer time shall first be put to the Committee.

**PART XVII
COMMITTEES OF THE HOUSE**

Senate Sessional Committee

139. (1) At the beginning of every session and subject to Standing Order No. 140 (Other Sessional, Portfolio and Select Committees), the President shall appoint a Senate Sessional Committee which shall be the business committee of the House consisting of not less than three

nor more than seven members inclusive of the President.

(2) If the President is not a Senator (in own right) the President shall be the Chairman of the Senate Sessional Committee and may take part in its proceedings, but shall have no vote.

(3) The Sessional Committee shall be convened by the President and when any vacancy occurs the President shall fill the vacancy.

Other Sessional, Portfolio and Select Committees

140. (1) The Senate Sessional Committee shall appoint the members of the following sessional committees and of all other committees and select committees for the House –

- (a) a Committee on Standing Orders consisting of not less than five members nor more than seven, charged with the reviewing, amending and drafting of Standing Orders, and related matters. At its first sitting after being appointed the committee shall elect its own Chairman;
- (b) a House Committee of not less than five members nor more than seven members, charged with all internal arrangements for the convenience of members. This Committee sits with the Assembly House Committee as the Joint House Committee on matters of common interest.
- (c) a Government Assurances Committee of not less than five Members and nor more than seven, shall consider, inquire into and or follow up on House resolutions, undertakings against or by the Government and any other matter referred to it by the President or by a resolution of the Senate. This Committee shall call for evidence, summon Cabinet Ministers, Officials and any other public officer to appear before it and produce any documents required by it in the exercise of its functions.
- (d) a Senate Committee on Privileges responsible for matters relating to the Conduct of Senators and Ministers in the House consisting of not less than five and not more than seven members inclusive of the President who will chair the committee.

(2) The Chairman and at least half the members of a committee shall form a quorum.

(3) A committee may sit between sessions of Parliament but not after Parliament has been dissolved.

(4) In all other cases the Senate Sessional Committee shall determine the number of and appoint the members who shall serve in those committees

Portfolio Committees

141. (1) There shall be three portfolio committees in respect of all Government Ministries determined by the President with the assistance of the Senate Sessional Committee and appointed at the beginning of every Parliament or as may be determined.

(2) Each portfolio committee shall have its own chairperson.

(3) Portfolio committees shall consider, amend and substitute Bills other than money Bills; initiate or introduce legislation; investigate and report on issues of their own initiative or as may be referred to them.

(4) In so doing, a portfolio committee may call for evidence, summon persons to appear before it and produce any documents required by it, for representations and comments by the public and hold public hearings on any Bill before it.

(5) All portfolio committee meetings shall be called by the chairman through the Clerk responsible after advising the President of such meetings.

Portfolio Committees debate Appropriation Bill.

142. (1) After the second reading, the portfolio committees may meet as soon as practicable, and adhere to the schedule set by the President and the Sessional Committee for the meetings of such Committees.

(2) Portfolio committees shall meet after the debate of the Budget Speech, consider and report to the House on the budgetary estimates of the respective ministries as they are reflected in the Appropriation Bill.

(3) In considering the budget estimates for each Ministry, and before debate ensues, the Chairman of the portfolio committee, shall first give the Minister responsible the opportunity to present the expenditure outlook of the budget estimates for the relevant Ministry.

(4) Every Chairman of a portfolio committee shall table the report on the budget estimates debates in the House within 48 hours after closure of debate.

(5) If the report of the portfolio committee has been tabled not less than one clear sitting day before the motion is moved and if that committee has recommended that the budget estimates be approved, the estimates shall not be considered by the House in Committee of Supply, unless any Senator indicates, when the motion is moved, that the Senator opposes any item of expenditure in that report.

(6) If the report of a portfolio committee has been tabled as provided in paragraph (5); and that committee has not recommended that the expenditure or any item of that expenditure be approved; or a Senator has indicated an opposition to any item of expenditure in the budget estimates or the item of expenditure which has not been approved or is opposed as the case may be, the budget estimates shall stand referred to the Committee of Supply without a motion to that effect, either forthwith or at a time to be determined by the House.

(7) The provisions of Standing Order 165 (Procedure in Committee of Supply) shall apply as closely as possible in the portfolio committee debates on the budget estimates.

Alternate Members

143. Members can participate in other portfolio committee debates with the concurrence of its Chairperson as alternate members but shall have no voting rights.

Appointment of other Committees

144. (1) Members of a portfolio committee shall be appointed by the Senate Sessional Committee, after each member has been given the opportunity to indicate their preferences, unless the House decides otherwise.

(2) Members of a select committee may be elected by the House for a particular function, whenever the House deems it necessary and for a definite period and shall dissolve on reporting to the House.

(3) In the case of a sessional or portfolio committee, members may be appointed for the entire duration of a parliament, subject to the provisions of the Standing Orders.

(4) The Senate Sessional Committee may appoint Senators to serve in Committees on HIV/AIDS, NEPAD and on any other committee as the House may resolve.

(5) The election of Senators to serve in international bodies such as SADC, PF, CPA, PAP shall be done in accordance with the rules as set out by those bodies.

Announcement of Sessional, Portfolio and Select Committees

145. The Senate Sessional Committee shall meet within three days after the House has ordered the appointment of a sessional, portfolio or select committee, when it shall determine the number of and select the members who shall serve on any such committee and every committee so constituted shall be announced by the President to the House at the next sitting of the House.

Ministers' Membership of Sessional, Portfolio and Select Committees

146. A Minister who is not a Senator shall not be appointed as a member of a sessional, portfolio or select committee, and any such Minister appointed a member of such a committee shall have no further or other powers as a member of that committee than the Minister has in the House.

Order of Reference

147. Every resolution of the Senate appointing a select committee shall contain clearly set out in the order of reference the powers under which the select committee is to proceed and where other or greater powers than those defined in the order of reference are desired by any select committee, the chairman of that committee shall make a special request to the House.

First Meeting - how convened

148. The first meeting of any select committee shall be convened by the Clerk within three days of the constitution of the committee in consultation with the mover.

Quorum of Sessional, Portfolio and Other Committees

149. (1) In all sessional, portfolio and select committees, unless otherwise ordered by the House or unless otherwise provided in these Standing Orders, an attendance of no less than fifty percent inclusive of the chairman or deputy chairman shall form the quorum.

(2) A committee shall not proceed to business unless a quorum is present and if a quorum be not present within fifteen minutes of the appointed hour of meeting, the clerk attending the committee shall, in consultation with the chairman of the committee, convene the next meeting.

(3) If at any time during the sitting of a sessional, portfolio or select committee a quorum be not present, the chairman shall either suspend business until a quorum be present or adjourn the committee to some future day.

(4) If there be continued failure of the committee to sit for want of a quorum the matter shall be reported to the President and the Senate Committee on Privileges.

Chairman of Sessional, Portfolio, etc Committee

150. Subject to the provisions of the Standing Orders, every sessional, portfolio or select committee shall before the commencement of business elect one of its members to be chairman.

Proceedings and Report Signed

151. The minutes of the proceedings of a committee on each day as well as the report of such committee shall be signed by the chairman of the committee.

Evidence not published before Reported

152. (1) The proceedings of, or evidence taken by, or the report of any committee, or a summary of such proceedings, evidence or report, shall not be published by any member of that committee, or by any other person until the report of such committee has been printed by order of the House.

(2) Evidence which a committee has resolved should not be made public shall not be published except by order of the House.

Report brought up

153. (1) The report of a sessional, portfolio or a select committee shall be brought up by the chairman, and may be ordered to lie upon the Table and be printed.

(2) Upon the presentation of such report discussion shall not take place, nor shall it be competent to move that the report be adopted.

Summoning of Witness from a Distance

154. A select or portfolio committee shall not be permitted to summon a witness from a distance of more than one hundred kilometers from the Houses of Parliament without having first satisfied the President that the evidence so to be obtained will be material to the enquiry and for the examination of every such witness the select or portfolio committee may sit from day to day until all evidence is taken.

Payment of Witnesses

155. (1) The Clerk is authorized to pay witnesses summoned under Standing Order No. 154 to give evidence before the House or any committee of the House, a fee or per diem while traveling to and from their place of residence and during attendance in accordance with the rates from time to time laid down in the tariff of allowances payable to witnesses in criminal cases prescribed in the Criminal Procedure and Evidence Act, and the President shall exercise the functions conferred on the Registrar of the High Court by such Act.

(2) The claim of a witness for payment shall state the number of days during which that witness was detained, the time spent in actual traveling and the amount of transport expenses, if any, incurred by the witness.

(3) Before payment is effected the claim shall be certified by the President and by the chairman of the committee before which such witness was summoned to appear.

Presence of "Strangers"

156. Except in the case of sessional or portfolio committee a "stranger" shall not be present during any of the proceedings of any select committee except by special leave of such committee on motion moved or by invitation; but under no circumstances whatsoever shall a "stranger" be allowed to remain in the committee room when the committee is deliberating.

Committee not to sit while House sitting

157. Except by order of the House, a committee shall not sit during the sittings of the House.

Charge against a Senator

158. If any information comes before a select committee charging any Senator the committee shall direct that the House be acquainted with the matter of such information without proceeding further upon that information.

Counsel to Conform to Rules Demanded by Chairman

159. All counsel appearing before a committee shall be bound to observe such directions and conform to such rules in the conduct of matters before that committee as may be demanded by the chairman of the committee.

Attendance of Witness in Custody of Keeper of Prison

160. Where a witness is in the custody of the Keeper of any Prison, such Keeper may be ordered to bring the witness in safe custody in order that the witness may be examined and thereafter, from time to time as often as the attendance of that witness shall be thought necessary, the President may issue the warrant for the attendance of that witness.

**PART XVIII
FINANCIAL BUSINESS**

Procedure when Appropriation Bill likely from House of Assembly

161. (1) Whenever the House of Assembly resolves that it should go into Committee of Supply on the estimates of expenditure from the Consolidated Revenue Fund the Clerk of the House shall obtain and table in the House -

(a) the estimates and all such schedules or annexures thereto as may have been called in the House of Assembly; and,

(b) as soon as they are available, the Minutes of the Address of the Minister when moving that the House go into Committee of Supply.

(2) As soon as possible after the publication in the gazette of a Bill, which it is anticipated will be certified by the Speaker of the House of Assembly as an Appropriation Bill in terms of section 112 of the Constitution the President shall convene the Senate Sessional Committee which, after considering the documents tabled in terms of paragraph (1) and the Bill as published, shall provisionally determine how much time should be allotted to each stage and to each clause in the committee stage when that Bill is eventually introduced into this House.

(3) The President shall report the provisional times so determined in terms of paragraph (2) to the House and any member may make and lodge written submissions thereon with the President but the determination shall not be debated.

Rules for Committee of Whole House to Apply to Committee of Supply

162. Standing Orders Nos. 131 to 138 (the Standing Orders governing procedure in Committee of the whole House) shall also apply to the Committee of Supply.

Time Limit for Speeches in Committee of Supply

163. (1) Subject to this Standing Order and to Standing Order No. 78 a Senator shall not speak in Committee of Supply for longer than 15 minutes at a time, but Senators shall not be limited in regard to the number of times they may speak.

(2) The Minister in charge of the vote or head under consideration shall not be restricted with regard to the length of time the Minister may speak.

(3) The Chairman may, in respect of each Ministerial Portfolio in the main Estimates of Expenditure from the Consolidated Fund, permit two speeches not exceeding 20 minutes each.

(4) The privilege to speak for 20 minutes shall not be granted unless the Senator desiring to take advantage of the extended period states the intention of doing so on rising to address the Chair or unless the Senator subsequently obtains the unanimous consent of the Committee.

Estimates laid upon Table stand Referred to In Committee of Supply

164. When the order of the day has been read for this House to go into Committee of Supply on the estimates of expenditure from the Consolidated Fund the estimates and any annexure to those estimates which have been laid upon the Table, shall stand referred to the Committee of Supply.

Procedure in Committee of Supply

165. (1) Subject to paragraph (2), the Chairman shall put the estimates head by head.

(2) The Committee of Supply may, on the motion of a Minister to be decided without amendment or debate, give precedence to the Heads falling under any ministerial portfolio or portfolios.

(3) The Committee shall not attach a condition or an expression of opinion to a Vote or head, nor alter its destination.

(4) When more than one reduction is moved in any vote or head or Item of a vote or head, the question shall first be proposed from the Chair on the largest reduction.

(5) At no time during the proceedings in Committee may a Senator –

(a) claim to move “That the Chairman leave the Chair” ; or,

(b) other than a Minister, claim to move -

(i) “That the Chairman report progress and ask leave to sit again” or

(ii) that the further consideration of a vote, head or item be postponed.

(6) When the motions are moved by a Minister the question on those motions shall be put forthwith without debate.

Interim Report or Progress Reported

166. Subject to Standing Order No. 165 (Procedure in Committee of Supply) the Committee of Supply may from time to time direct the Chairman to report a resolution or resolutions and ask leave to sit again.

Final Report

167. (1) When the proceedings in Committee of Supply have been concluded, the Minister shall report the estimates, with or without amendment.

(2) When the Committee has brought up its report, such report may be considered forthwith without amendment or debate.

(3) If the report is adopted, the President shall request the Minister to bring up the necessary Bill or Bills to give effect to that report.

(4) The Minister shall have leave to bring up such Bill or Bills forthwith or on a future day.

Appropriation Bill not committed

168. When an Appropriation Bill has been read a second time, it shall not be committed and a day for the third reading shall be appointed by a Minister, and on the third reading the question shall be put without debate.

Procedure when Message received from Assembly Relating to Appropriation Bill

169. (1) Whenever a message is received from the House of Assembly transmitting a Bill which bears a certificate by the Speaker that the Bill is an Appropriation Bill –

(a) the Clerk shall at once inform the President who shall if then in the Chair immediately announce that an Appropriation Bill has been received;

(b) the business then at hand shall be suspended without question put; and

(c) the Bill shall then have precedence over all other business in the order paper.

(2) If the House is in Committee when the message is received the President shall resume the Chair and thereafter proceed as in paragraph (1).

(3) If the House is not sitting when the message is sent from the House of Assembly, the Clerk shall inform the President of the message and then summon all Senators to the House by whatever means the President may direct as being appropriate, and as soon as many Senators as will form a quorum are within the precincts of the House, the House shall sit and the President shall proceed as in paragraph (1).

(4) Upon the conclusion of the business arising out of the message from the House of Assembly -

(a) the business which was suspended when the message was received shall be resumed; or

(b) if the message was received during an adjournment, the President shall adjourn the House, to the same date and time to which it previously stood adjourned without question put;

unless the House, upon the motion of a Minister otherwise resolves.

Day Appointed for Committee of Supply

170. The day appointed for the consideration of the estimates in Committee of Supply shall not be sooner than the day after the House has resolved to go into Committee of Supply.

First Reading of Appropriation Bill

171. When The President has announced the receipt of the message in terms of Standing Order No. 169, the President shall direct the clerk to read the short title of the Bill and the Bill shall be deemed to have been read the first time.

Sitting suspended after First Reading and determination of times.

172. (1) As soon as the Appropriation Bill has been read the first time the President shall suspend the sitting for such period as the President may deem necessary and during the suspension the Senate Sessional Committee, shall finally determine the time which will be allotted to each stage of the Bill and to debate on each clause in the Committee Stage.

(2) The Sessional Committee shall also determine how long a member or the Minister in charge of the Bill may speak at each stage of the Bill or on each clause in the Committee Stage and the hours during which the House shall sit for the remaining stages of the Bill.

Second Reading and remaining stages of Appropriation Bill.

173. (1) The second reading debate on an Appropriation Bill shall commence immediately after the period of suspension referred to in Standing Order No. 172 and before calling upon the Minister in charge of the Bill the President shall announce the determination of the times referred to in that Standing Order.

(2) The Second Reading and remaining stages of the Bill shall then be taken in succession with only such adjournments as may have been determined or as the President may allow.

(3) When the time allotted for each stage or clause has expired the question shall be put but the President or the Chairman may at any time, vary the times so allotted.

(4) During the debates on any stage of the Bill and between debates a member –

(a) shall not move the adjournment of the House or the debate; or

(b) in Committee, may not move “That the Chairman leave the Chair” or “that progress be reported and leave sought to sit again”;

except for the purpose of moving a resolution in terms of Standing Order No. 174 for an extension of time.

(5) Whenever during the debates on an Appropriation Bill an adjournment or suspension of the sitting is permissible the President shall adjourn the House or suspend the sitting without question put and refer the Bill to the portfolio committees in terms of Standing Order No. 142.

(6) When all proceedings in connection with the Bill have been completed the President shall adjourn the House without question put.

Resolution by Assembly withholding presentation of Appropriation Bill for assent pending Senate's Concurrence.

174. (1) The Senate Sessional Committee may, at any time during the debates on an Appropriation Bill or when an Appropriation Bill is expected from the House of Assembly, send a message to that House requesting that the Bill should not be presented to His Majesty the King for assent, if Senate does not pass the Bill within the time stipulated in the Constitution, but only after the expiration of such further period as the House of Assembly may resolve.

(2) If the House of Assembly passes a resolution such as is mentioned in paragraph (1), the Senate Sessional Committee shall take the resolution into account when making the determination of times, as provided in Standing Order No. 172, or if a determination has already been made, the committee shall adjust those times.

Application of Standing Orders 169 to 174

175. Standing Orders 169 to 174 inclusive shall apply notwithstanding anything elsewhere in these Standing Orders contained.

Appropriation Bill and Policy Motions.

176. (1) At any time prior to the consideration of the Appropriation Bill a Minister may move a motion submitting for the approval of the House the policy of that Minister.

(2) On such motion being disposed of, the corresponding vote of the Minister in the Appropriation Bill shall not be considered in Committee of the whole House.

(3) The total time taken on the proceedings on all such motions shall be limited to thirty hours.

(4) If at the conclusion of the 30 hours the Minister has not replied or completed the reply, the President shall not interrupt the debate until the conclusion of the reply.

**PART XIX
BILLS PASSED**

Clerical Errors

177. (1) Upon the discovery of any clerical error in any Bill in the possession of this House after the Bill has passed both Houses of Parliament, but before the Bill has been presented to His Majesty the King for assent, the President or Speaker shall with the concurrence of the Attorney General correct such error, or if the Attorney General does not concur, the President shall report that error to the House, and the error shall thereupon be dealt with as any other amendment.

(2) For avoidance of doubt, the Attorney General has the authority to correct any obvious errors in any Bill passed (or subsidiary legislation) before the Bill is submitted for the Royal Assent, but such corrections shall be certified by the President.

Unamended Senate Bills

178. (1) When a Bill originating in this House has been passed, the Clerk shall certify on the first page accordingly, and a copy of that Bill shall be transmitted by message to the Assembly for the concurrence of that House.

(2) When the Bill referred to in paragraph (1) has been returned from the House of Assembly without amendment it shall be certified correct by the President and returned by message to the House of Assembly.

Unamended Assembly Bills

179. (1) When a Bill originating in the House of Assembly has been passed by this House without amendment, such Bill shall be certified by the President and thereafter returned to the House of Assembly by message informing the Assembly that the Bill has now been passed by the Senate and desiring that the Bill may be certified correct by the House of Assembly and returned to this House.

(2) When a message has been received from the House of Assembly returning a Bill referred to in paragraph (1) so certified, this House shall cause a duplicate original copy of that Bill to be transmitted to the House of Assembly for information with a message informing it that the original has been forwarded to His Majesty the King for his assent.

Bills Presented for Assent

180. Whenever this House is in possession of any Bill which has been returned by the House of Assembly, either with or without amendment, at the time when the two Houses shall both agree upon the provisions of the said Bill, this House shall cause a fair copy of such Bill, so agreed upon, to be made and after being signed by the Speaker and the President, that Bill shall be presented by this House to His Majesty the King for his assent.

PART XX
INTERCHANGE OF AMENDED BILLS BETWEEN
THE SENATE THE HOUSE OF ASSEMBLY

Bills returned from Assembly with Amendments

181. When a Bill is returned from the House of Assembly with amendments, those amendments shall be considered by this House or in Committee of the whole House, or may be referred to a Portfolio or Select Committee either then or later on that day or on a future day as the House may decide.

Amendments to be Relevant

182. An amendment shall not be proposed to an amendment of the House of Assembly that is not strictly relevant; nor can an amendment be moved to the Bill unless the amendment is relevant to, or consequent upon, either the acceptance or rejection of an amendment by the House of Assembly.

Assembly Amendments agreed to

183. (1) As often as this House shall agree to all the amendments made by the Assembly in a Bill, the President shall direct the Clerk to write upon the top of such Bill "The Senate agrees to the amendments made by the House of Assembly" and to sign this endorsement; and the Bill so endorsed shall be transmitted by message to the House of Assembly together with a fair copy of the Bill for certificate.

(2) When a Bill has been amended by the House of Assembly and such amendments have been agreed to by this House with further amendments, the Bill as further amended shall be returned with a message desiring the concurrence of the House of Assembly to those amendments.

(3) If any House of Assembly amendments has been disagreed to by this House, the Bill may be again sent to the House of Assembly with a message desiring its reconsideration.

President and Clerk to Certify at Every Stage

184. In whatever way this House shall dispose of a Bill returned with amendments by the House of Assembly, as above described, or after a Bill has been amended by this House, the President and the Clerk shall at every stage certify accordingly on the first page of the Bill.

Certificate when Returned to Assembly

185. When any amended Bill has been passed by this House, with or without further amendments, the Bill shall be returned to the House of Assembly by message with the Clerk's certificate that "The Senate agrees to the Bill with (or without) further amendment" as the case may be, and the concurrence of the Assembly shall be desired to such amendment if any.

Further Proceedings

186. In cases where the House of Assembly -

- (a) disagrees to amendments made by this House; or
- (b) agrees to amendments made by this House with amendments;

this House may -

- (c) as to (a) -
 - (i) insist, or not insist, on the amendment by this House;
 - (ii) make further amendments to the Bill consequent upon the rejection of its amendments; or
 - (iii) propose new amendments as alternative to the amendments to which the House of Assembly has disagreed; or
- (d) as to (b) -
 - (i) agree to the amendments by the House of Assembly on the amendments by this House, with or without amendment, making consequential amendments to the Bill where necessary; or
 - (ii) disagree to the amendments by the House of Assembly and insist on the amendments by this House which the House of Assembly has amended;

and a message shall be sent to the House of Assembly to such effect as this House has determined.

When Assembly Amendments disagreed to, Reasons to accompany them.

187. Where a Bill is returned to the House of Assembly with any of the amendments made by the House of Assembly on the amendments by this House, or with any of the amendments made by the House of Assembly disagreed to, the message returning that Bill shall also contain written reasons approved by this House, why this House does not agree to the amendments proposed by the House of Assembly.

PART XXI
DISAGREEMENT BETWEEN SENATE AND HOUSE OF ASSEMBLY

Further Amendments

188. If the House of Assembly returns a Bill with a message informing this House that the House of Assembly -

- (a) insists on its original amendment to which this House has disagreed;
- (b) disagrees to amendments made by this House on the original amendments made by that House; or
- (c) agrees to amendments made by this House on the original amendments made by that House with further amendments not agreed to by this House,

the matter shall be dealt with in accordance with the provisions of section 116 of the Constitution.

PART XXII
COMMUNICATIONS BETWEEN SENATE AND HOUSE OF ASSEMBLY

Modes of Communication

189. Communication with the House of Assembly may be by message or by sessional, portfolio or select committee having power to confer with a similar committee of the House of Assembly or as a joint committee.

How Messages to Assembly Delivered

190. Every message from this House to the House of Assembly shall be in writing, or partly in writing and partly in print, and delivered by the Clerk without interrupting the business of the House of Assembly during the sitting of both Houses of Parliament, unless this House shall otherwise order.

How Messages from Assembly Received

191. Whenever a message from the House of Assembly shall be brought by the Clerk of that House, it shall be received at the bar of this House by the Clerk at any time while this House is sitting, or is in Committee, without interrupting the business proceeding.

How Sessional, Portfolio or Select Committee to Confer with Assembly

192. (1) A sessional, portfolio or select committee shall not confer with any sessional, portfolio or select committee of the House of Assembly without an order of this House.

(2) Except in regard to sessional committees, whenever any order as referred to in paragraph (1) has been made, that order shall be communicated by message to the House of Assembly with a request that leave be given to a select committee of that House to confer with a select committee of this House.

(3) The proceedings of every conference between a select committee or portfolio committee of this House and a select or portfolio committee of the other House shall be reported in writing to this House by the select committee or portfolio committee of this House and signed by the chairman of that select or portfolio committee.

Communication of Resolution to Assembly

193. It shall be in order at any time to move without notice that any resolution of this House be communicated by message to the House of Assembly.

Senators and Officers of this House not to appear before Assembly without Leave

194. A Senator or officer of this House shall not appear before the House of Assembly or any Committee of the House of Assembly without leave of this House first had and obtained.

**PART XXIII
MESSAGES FROM HIS MAJESTY THE KING**

How Messenger Received and Message Dealt With

195. (1) Whenever a messenger from His Majesty the King is announced, the business before the House shall be suspended immediately and the messenger, who shall be introduced by the Gentlemen Usher, shall deliver the message to the Clerk at the bar, whereupon the Clerk shall hand the message to the President.

(2) The President shall then read the message to the House and thereafter the messenger shall withdraw.

(3) If necessary, a day shall be fixed for taking the message into consideration, or motion may be made without notice to take it into consideration as soon as the business which was suspended by the arrival of the messenger has been concluded.

When Minister Bearer of Message

196. A message from His Majesty the King may be presented to the House by a Minister but not during a debate.

**PART XXIV
ADDRESSES TO HIS MAJESTY THE KING**

Address to His Majesty the King

197. (1) Addresses to His Majesty may be presented to the House by a Minister but not during a debate.

(2) All things which the House shall have to offer to His Majesty the King shall be offered by way of respectful address, and all addresses shall be signed by the President and the Clerk of the House.

(3) Addresses to His Majesty shall be presented or forwarded by the President, unless the House otherwise directs.

(4) When an address is ordered to be presented by the whole House, the President, accompanied by Senators, shall proceed to such place as His Majesty the King may appoint, and, being admitted to His Majesty the King's presence, the President shall read the address to His Majesty.

His Majesty's Reply

198. His Majesty's answer to any address so presented by the whole House shall be reported by the President to the House.

Messages – how acknowledged

199. Every message from His Majesty to this House shall be acknowledged by an address of the House or in such other way as the House shall determine or be otherwise disposed of.

**PART XXV
"STRANGERS"**

Strangers

200. "Strangers" may be present in the Chamber in the places set apart for them, but shall withdraw when called upon to do so by the President or the Chairman of the Committee.

Power of the Gentleman - Usher with Respect to Strangers

201. The Gentleman Usher shall remove, or cause to be removed, any "stranger" in any part of the Chamber or galleries set aside for the use by Members of the House of Assembly and also any "stranger" in any of the public galleries guilty of misconduct or not withdrawing when "strangers" are directed to withdraw.

Withdrawal of Strangers

202. (1) If at any sitting of the House, or in Committee of the Whole House any Senator takes notice that "strangers" are present, the President or the Chairman shall forthwith put the question, "That strangers be ordered to withdraw" without permitting any debate or amendment on that question:

(2) Without derogating from the generality of paragraph (1) the President or the Chairman may, whenever the President or Chairman thinks fit, order the withdrawal of "strangers" from any part of the House.

**PART XXVI
CLERK OF THE SENATE, RECORDS, ETC**

Official Records

203. All proceedings of the House or in Committee shall be noted by the Clerk and the printed Minutes and Proceedings after being revised and signed by the said Clerk and perused by the President shall constitute the official records of the House.

Daily Circulation of Minutes etc

204. The Minutes of Proceedings and the Order Paper shall be distributed to Members daily.

Custody of Minutes and Records

205. (1) The Clerk shall have the custody of all the Minutes, records and other documents belonging to the House and shall neither take nor permit to be taken any the minutes, records and other documents from the chambers or offices without the express leave or order of the House.

(2) In the event of the House being adjourned for any period longer than one week, such leave or order referred to in paragraph (1) may be given by the President, who shall report accordingly to the House upon the re-assembling of the House.

Extracts of Tabled Papers

206. (1) Every Senator shall have access to and shall be entitled to take extracts from or make copies of all papers laid upon the Table.

(2) If the House has ordered that the contents of any such paper laid upon the Table shall not be made public, or if such paper is marked as being confidential, a Senator may not divulge such contents under pain of breach of privilege.

Duties of Clerk

207. The Clerk, to whom all correspondence shall be addressed, shall be responsible to the House through the President for the regulation of all matters connected with the business of the House and shall have direction and control over all the officers and clerks employed by the House, subject to such orders as the Clerk may from time to time receive from the President or the House.

Publications

208. Any publication of the House may be sold to the public at such reasonable price and at such place or places as the President may decide upon.

**PART XXVII
MISCELLANEOUS**

Suspension of Standing Orders

209. (1) Any Standing or Sessional Order or Orders of the House, except such as relate to private bills, may be suspended upon motion made after notice.

(2) Notwithstanding the provisions of paragraph (1) the House may on motion made by a Minister dispense with notice of a motion.

(3) The suspension of Standing Orders is limited in its operation to the particular purpose for which such suspension is sought.

In Cases not provided for the President to Decide

210. In all cases not provided for in these Standing Orders, or by Sessional or other Orders, the President shall decide and may take as guide Parliamentary precedents of countries of the Commonwealth or of such other Parliaments as can reasonably be applied to the proceedings of the House.

Amendment of the Standing Orders

211. Amendments of these Standing Orders shall be forwarded to the Standing Orders Committee and shall be adopted if they secure two-thirds majority votes of all Senators present and voting.

Repeal of 2007 Standing Orders

212. The Standing Orders of the Senate 2007, are hereby repealed.

APPENDIX
FORM OF PETITION TO THE SENATE
(Standing Order No. 45)

To the Hounorable Members of the Senate in Parliament assembled.

The humble Petition of

(Here insert names of Petitioners, together with the town or chiefdom and district or inkhundla (constituency) wherein they reside, or if a great number of Petitioners, the petition of the inhabitants of.....or of "John Mamba", carpenter, and Eighty (80) others etc).

Respectfully showeth that

(Here set forth the statement of grievance to be brought to the notice of the House).

Wherefore your petitioners (or petitioner) humbly pray (or prayeth) that the above Honourable House will be pleased to (the particular relief expected being here stated).

And your petitioners, as in duty bound, will ever humbly pray.

(Signatures to follow immediately)

