

**NORTHERN CAPE PROVINCE**

**PROFENSI YA KAPA-BOKONE**



**NOORD-KAAP PROVINSIE**

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**Provincial Gazette  
Kasete ya Profensi**

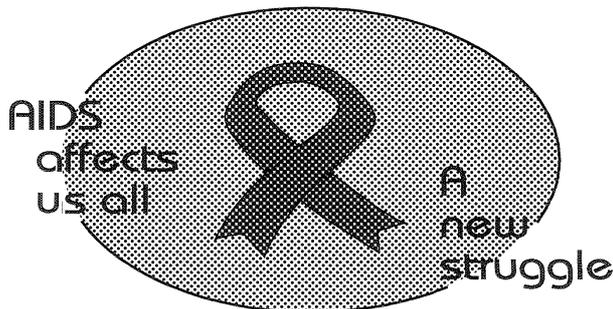
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**Vol. 21**

**KIMBERLEY, 4 APRIL 2014**

**No. 1795**

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## PREMIER'S NOTICES

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**No. 7**

**4 April 2014**

### OFFICE OF THE PREMIER

It is hereby notified that the Premier has assented to the following Act which is hereby published for general information.

**No. 2 of 2014: Northern Cape Provincial Finance Act, 2014**

The *English* text of this Act has been assented  
to by me on *31 March 2014*

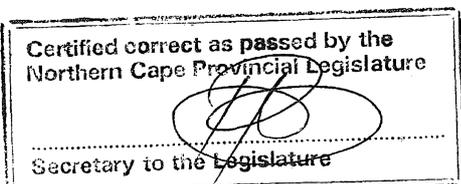
  
PREMIER: NORTHERN CAPE PROVINCE

## NORTHERN CAPE PROVINCE

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# NORTHERN CAPE PROVINCIAL FINANCE ACT, 2014 (No. 2 of 2014)

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# ACT 2 of 2014

**To approve unauthorised expenditure as a direct charge against the Provincial Revenue Fund; and to provide for matters connected therewith.**

BE IT ENACTED by the Provincial Legislature of the Northern Cape Province as follows:

## **Interpretation and definitions**

1. In this Act, unless the context indicates otherwise, a word or expression to which a meaning has been assigned in the Public Finance Management Act, 1999 (Act No. 1 of 1999), has the meaning assigned to it in that Act.

"Provincial Revenue Fund" means the fund mentioned in section 226 of the Constitution being the fund for the Province into which all money received by the Provincial Government must be paid, except money reasonably excluded by an Act of Parliament;

"SCOPA" means the Standing Committee on Public Accounts;

"the Constitution" means the Constitution of the Republic of South Africa, 1996;

"unauthorised expenditure" means -

- (a) Overspending of a vote or a main division within a vote;
- (b) Expenditure not in accordance with the purpose of a vote or, in the case of a main division, not in accordance with the purpose of the main division;

## **Approval of unauthorised expenditure**

2. The unauthorised expenditure referred to in schedule 1 in the amount of R710 832493.16 and in schedule 2 in the amount of R7 959518.57 and described in the report of the Standing Committee on Public Accounts identified in the second column of the respective schedules, is hereby approved and authorised as a direct charge against the Provincial Revenue Fund.

## **Recovery of unauthorised expenditure**

3. This Act does not detract from or limit any right or obligation to take appropriate steps to recover unauthorised expenditure from a responsible official or responsible former official.

## **Short Title**

4. This Act is called the Northern Cape Provincial Finance Act, 2014.

**Schedule 1: Unauthorised expenditure referred to in section 34(1)(a) of the Public finance Management Act, 1999**

Amount unauthorised ( R )	Standing Committee on Public Accounts	Financial year	Vote number and title
Column 1	Column 2	Column 3	Column 4
<b>SCOPA December 2013</b>			
2 384 999.36	ATC 44 of 2013	2006/2007	Vote 1 - Office of the Premier
903 113.90	ATC 44 of 2013	2007/2008	Vote 1 - Office of the Premier
982 272.92	ATC 44 of 2013	2008/2009	Vote 1 - Office of the Premier
2 042 995.36	ATC 44 of 2013	2006/2007	Vote 2 - Provincial Legislature
1 331 000.00	ATC 44 of 2013	2007/2008	Vote 2 - Provincial Legislature
4 439 600.60	ATC 44 of 2013	2008/2009	Vote 2 - Provincial Legislature
857 000.00	ATC 44 of 2013	2009/2010	Vote 2 - Provincial Legislature
2 956 604.30	ATC 44 of 2013	2006/2007	Vote 3 - Transport, Safety & Liaison
425 000.00	ATC 44 of 2013	2007/2008	Vote 3 - Transport, Safety & Liaison
13 000.00	ATC 44 of 2013	2008/2009	Vote 3 - Transport, Safety & Liaison
23 556 000.00	ATC 44 of 2013	2007/2008	Vote 4 - Education
215 694 000.00	ATC 44 of 2013	2008/2009	Vote 4 - Education
13 791 536.19	ATC 44 of 2013	2009/2010	Vote 4 - Education
5 218 650.84	ATC 44 of 2013	2008/2009	Vote 5 - Roads & Public Works
2 170 609.55	ATC 44 of 2013	2005/2006	Vote 7 - Sport, Arts & Culture
219 332.34	ATC 44 of 2013	2008/2009	Vote 7 - Sport, Arts & Culture
4 472 000.00	ATC 44 of 2013	2007/2008	Vote 8 - Provincial Treasury
524 000.00	ATC 44 of 2013	2008/2009	Vote 8 - Provincial Treasury
2 625 233.90	ATC 44 of 2013	2005/2006	Vote 9 - Corporative Governance, Human Settlement & Traditional Affairs
1 093 000.00	ATC 44 of 2013	2007/2008	Vote 9 - Corporative Governance, Human Settlement & Traditional Affairs
3 461 000.00	ATC 44 of 2013	2008/2009	Vote 9 - Corporative Governance, Human Settlement & Traditional Affairs
1 534 000.00	ATC 44 of 2013	2009/2010	Vote 9 - Corporative Governance, Human Settlement & Traditional Affairs
16 359 804.81	ATC 44 of 2013	2004/2005	Vote 10 - Health
76 294 966.59	ATC 44 of 2013	2005/2006	Vote 10 - Health
181 818 000.00	ATC 44 of 2013	2006/2007	Vote 10 - Health
92 072 862.67	ATC 44 of 2013	2007/2008	Vote 10 - Health
20 765 000.00	ATC 44 of 2013	2009/2010	Vote 10 - Health
16 169 170.37	ATC 44 of 2013	2007/2008	Vote 12 - Agriculture, Land Reform & Rural Development
16 643 739.46	ATC 44 of 2013	2008/2009	Vote 12 - Agriculture, Land Reform & Rural Development
14 000.00	ATC 44 of 2013	2007/2008	Vote 13 - Environment & Nature Conservation
<b>710 832 493.16</b>			

**Schedule 2: Unauthorised expenditure referred to in section 34(1)(b) of the Public finance Management Act, 1999**

Amount unauthorised ( R )	Standing Committee on Public Accounts	Financial year	Vote number and title
Column 1	Column 2	Column 3	Column 4
	<b>SCOPA December 2013</b>		
286 640.64	ATC 44 of 2013	2005/2006	Vote 1 Office of the Premier
189 375.06	ATC 44 of 2013	2005/2006	Vote 2 Provincial Legislature
29 000.00	ATC 44 of 2013	2003/2004	Vote 4 - Education
639 780.63	ATC 44 of 2013	2004/2005	Vote 4 - Education
1 426 683.21	ATC 44 of 2013	2005/2006	Vote 4 Education - 2005/2006
2 038 320.00	ATC 44 of 2013	2003/2004	Vote 5 Roads & Public Works
607 046.19	ATC 44 of 2013	2003/2004	Vote 10 Health
217 152.31	ATC 44 of 2013	2004/2005	Vote 7 Sport, Arts & Culture
725 314.38	ATC 44 of 2013	2005/2006	Vote 7 Sport, Arts & Culture
1 447 206.15	ATC 44 of 2013	2003/2004	Vote 12 Agriculture, Land Reform & Rural Development
353 000.00	ATC 44 of 2013	2006/2007	Vote 13 Environment & Nature Conservation
<b>7 959 518.57</b>			

**No. 8**

OFFICE OF THE PREMIER

It is hereby notified that the Premier has assented to the following Act which is hereby published for general information.

**No. 3 of 2014: Northern Cape Second Adjustment Appropriation Act, 2014**

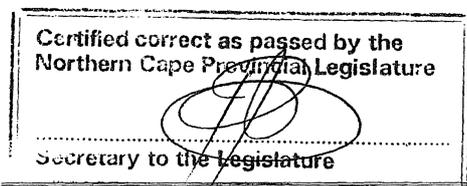
The *English* text of this Act has been assented  
to by me on *31 March 2014*  
*[Signature]*  
PREMIER: NORTHERN CAPE PROVINCE

## NORTHERN CAPE PROVINCE

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### NORTHERN CAPE SECOND ADJUSTMENT APPROPRIATION ACT, 2014 (No. 3 of 2014)

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## Act 3 of 2014

To effect adjustments to the appropriation of money from the Northern Cape Provincial Revenue Fund for the requirements of the Department of Roads and Public Works and the Department of Co-operative Governance, Human Settlements and Traditional Affairs in respect of the financial year ending 31 March 2014; and to provide for matters incidental thereto.

BE IT ENACTED by the Northern Cape Provincial Legislature, as follows:—

### Definitions and interpretation

1. In this Act, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Northern Cape Appropriation Act, 2011 (Act No. 1 of 2011), or the Public Finance Management Act, has the meaning assigned to it in those Acts, and —

“**conditional grants**” means allocations to provinces, local government or municipalities from the national government’s share of revenue raised nationally, provided for in section 214(1)(c) of the Constitution of the Republic of South Africa, 1996;

“**current payments**” means any payments made by a provincial department in respect of the operational requirements of that department, and includes, amongst others, payments for the compensation of employees, goods and services, interest, rental of immovable property and financial transactions relating to assets and liabilities, but exclude transfers and subsidies, and payments for capital assets;

“**payments for capital assets**” means any payments made by a provincial department

- (a) for assets that can be used continuously or repeatedly in production for more than one year, and from which future economic benefits or service potential is expected to flow directly to the provincial department making the payment; and
- (b) that must be classified as or deemed to be payments for capital assets in accordance with the “*Reference Guide to the new Economic Format*” (November 2003, Version 2) and the “*Asset Management Framework*” (April 2004, Version 3.3), issued by the National Treasury under section 76 of the Public Finance Management Act;

“**Public Finance Management Act**” means the Public Finance Management Act, 1999 (Act No. 1 of 1999); and

“**transfers and subsidies**” means any payments made by a provincial department to another organ of state or any other person in respect of which the provincial department does not receive anything of similar value directly in return;

**Appropriation of additional funding for the requirements of the Department of Roads and Public Works**

2. (1) Subject to the Division of Revenue Act, 2013 (Act No. 2 of 2013) as amended and the Public Finance Management Act, 1999 (Act No. 1 of 1999), as amended by the Public Finance Management Amendment Act, 1999 (Act No. 29 of 1999), there is hereby appropriated out of the Northern Cape Revenue Fund for the requirements of the Department of Roads and Public Works an amount of R187.719 million (hundred and eighty seven million, seven hundred and nineteen thousand Rand), in respect of the 2013/14 financial year as set out in the Schedule.

(2) The money contemplated in subsection (1) is to supplement provincial investments for preventative, routine emergency maintenance and rehabilitation of provincial road networks.

**Appropriation of additional funding for the requirements of the Department of Co-operative Governance, Human Settlements and Traditional Affairs**

3. (1) Subject to the Division of Revenue Act, 2013 (Act No. 2 of 2013) as amended and the Public Finance Management Act, 1999 (Act No. 1 of 1999), as amended by the Public Finance Management Amendment Act, 1999 (Act No. 29 of 1999), there is hereby appropriated out of the Northern Cape Revenue Fund for the requirements of the Department of Co-operative Governance, Human Settlements and Traditional Affairs an amount of R207.900 million (two hundred and seven million, nine hundred thousand Rand), in respect of the 2013/14 financial year as set out in the Schedule.

(2) The money contemplated in subsection (1) to provide funding for the creation of sustainable human settlements.

**Appropriation listed as specifically and exclusively**

4. An appropriation to a vote or main divisions within a vote that is listed as specifically and exclusively appropriated in the Schedule may only be utilised for the purpose indicated and may not be used for any other purpose, unless an Act of the Northern Cape Provincial Legislature amends or changes the purpose for which it was allocated.

**Short title**

5. This Act is called the Northern Cape Second Adjustment Appropriation Act, 2014.

SCHEDULE

Details of vote		Details of adjustment appropriation							
Vote	Title	Total	Current payments			Transfers and subsidies	Payment for capital assets	Payments for Financial Assets	Amounts specifically and exclusively appropriated
			Compensation of employees	Goods and services	Other				
		R'000	R'000	R'000	R'000	R'000	R'000		R'000
5	Roads and Public Works  Aim: To promote the mobility of people maintain integrated road infrastructure that is safe and functional to support social, meet the accommodation and other needs of the provincial departments.  3 Transport Infrastructure..... <i>Of which</i> <i>Provincial Roads Maintenance Grant</i>	187 719          187 719		187 719          187 719					187 719
9	Cooperative Governance, Human Settlement and Traditional Affairs  Aim: To improve the quality life for all and to promote, partner and monitor systems and structures geared at meeting socio-economic and service delivery needs, for the citizens of the Northern Cape Province.  2 Human Settlements..... <i>Of which</i> <i>Human Settlements Development Grant</i>	207 900          207 900				207 900          207 900			207 900
<b>Amount to be Voted</b>		<b>395 619</b>		<b>187 719</b>		<b>207 900</b>			

**No. 9**

**OFFICE OF THE PREMIER**

It is hereby notified that the Premier has assented to the following Act which is hereby published for general information.

**No. 4 of 2014: Northern Cape Mass Participation and Sport Development Grant Adjustment Appropriation Act, 2014**

The English text of this Act has been assented  
to by me on 31 March 2014

  
PREMIER: NORTHERN CAPE PROVINCE

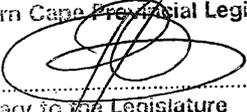
NORTHERN CAPE PROVINCE

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**NORTHERN CAPE  
MASS PARTICIPATION AND SPORT  
DEVELOPMENT GRANT ADJUSTMENT  
APPROPRIATION  
ACT, 2014  
(No. 4 of 2014)**

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Certified correct as passed by the  
Northern Cape Provincial Legislature



Secretary to the Legislature

# ACT 4 of 2014

To appropriate an additional amount of money for the requirements of the Department of Sport, Arts and Culture in respect of the financial year ending 31 March 2013.

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BE IT ENACTED by the Northern Cape Provincial Legislature, as follows:-

**Appropriation of an additional amount of money for the requirements of the Department of Sport, Arts and Culture.**

1. Subject to the provisions of the Division of Revenue Act, 2012 (Act No. 5 of 2012) as amended by the Division of Revenue Amendment Act, 2012 (Act No. 18 of 2012) there is hereby appropriated out of the Northern Cape Provincial Revenue Fund for the requirements of the Department of Sport, Arts and Culture an amount of R2.605 million (two million, six hundred and five thousand rand), in respect of the 2012/2013 financial year to provide funding for sport development.

**Short title and commencement**

2. This Act shall be called the Northern Cape Mass Participation and Sport Development Grant Adjustment Appropriation Act, 2014 and shall be deemed to have come into operation in March 2013.

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- Publications Enquiries : 012 748 6052/6053/6058 [GeneralEnquiries@gpw.gov.za](mailto:GeneralEnquiries@gpw.gov.za)
  - Maps : 012 748 6061/6065 [BookShop@gpw.gov.za](mailto:BookShop@gpw.gov.za)
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- Creditors : 012 748 6246/6274

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