



SWAZILAND GOVERNMENT GAZETTE EXTRAORDINARY

VOL. XXXVI]

MBABANE, Thursday, July 30th., 1998

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PART A - BILLS

12. The Commissions of Enquiry (Amendment) Bill, 1998 S1

THE COMMISSIONS OF ENQUIRY (AMENDMENT) BILL, 1998

(Bill No. 12 of 1998)

(To be presented by the Minister for Justice and Constitutional Development)

MEMORANDUM OF OBJECTS AND REASONS

The object of this Bill is to amend the Commissions of Enquiry Act, No. 35 of 1963 so as to-

- (a) empower Ministers, in appropriate circumstances and for specific purposes, to establish committees to carry out specific missions, work or tasks as the case may be;
- (b) enable the Minister of Finance to pay out of the Consolidated Fund such allowances, reimbursements and other charges to members of such committees; and
- (c) provide for matters incidental thereof.

MARTIN DWAMENA
Acting Attorney-General

A BILL
entitled

An Act to amend the Commissions of Enquiry Act, 1963.

ENACTED by the King and the Parliament of Swaziland.

Short title.

1. This Act may be cited as the Commissions of Enquiry (Amendment) Act, 1998 and shall be read as one with the Commissions of Enquiry Act, 1963 (hereinafter referred to as "the principal Act")

Date of commencement.

2. This Act shall be deemed to have come into force on the 2nd January, 1997.

Amendment of section 2.

3. Section 2 of the principal Act is amended by inserting in the appropriate and alphabetical order the following definitions-

- (a) "committee" means a committee established under section 3; and
- (b) "member" means a person appointed a member of a committee under section 3 or section 7 as the case may be.

Amendment of section 3.

4. Section 3 of the principal Act is amended by the addition of the new subsections (3) and (4) as follows-

“(3) Any Minister may, in appropriate circumstances and for a specific purpose and with the approval of the Cabinet, appoint, by notice published in the Gazette, a committee on such terms and conditions to carry out a specific work, mission or task, as the case may be.

(4) The provisions of this Act relating to Commissions of Enquiry shall, where applicable and with such modifications and adaptations as may be necessary, apply to a committee established under this section.”

Amendment of section 19.

5. Section 19 of the principal Act is amended by the replacing subsection (4) with the following-

“(4) In the case of a public officer appointed to a commission or committee the Minister for Finance shall determine whether or not any allowances and reimbursements are payable to such public officer by issuing a notice or circular of general application.”