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PREMIER'S NOTICE

No. 5

28 March 2012

NOTICE

by

the Premier

Northern Cape Province

NORTHERN CAPE TRADITIONAL LEADERS, GOVERNANCE AND HOUSES OF TRADITIONAL LEADERS ACT, 2007 (ACT NO. 2 OF 2007)

The first amendment of the Northern Cape Traditional Leaders, Governance and Houses of Traditional Leaders Regulations

I, Grizelda Boniwe Cjiekella, in my capacity as the Acting Premier of the Northern Cape Province, hereby in terms of Section 61 of the Northern Cape Traditional Leaders, Governance and Houses of Traditional Leaders, Act 2007 (Act No. 2 of 2007) ("the Act") amend Part III A of the Regulations made under the Act and publish the draft amendment as contained in the *schedule* as the final amendment.



G.B. CJIEKELLA
ACTING PREMIER: NORTHERN CAPE PROVINCE

DATE:

26/03/2012

Paragraph A of Part III of the Traditional Leadership and Houses of traditional leadership regulations is hereby amended by the deletion and substitution thereof of the following paragraph:

"A. ESTABLISHMENT OF THE TRADITIONAL COUNCIL

- A.1 A Traditional Council is established in terms of Section 6 of the Act.
- A.2 Election for members of a Traditional Council must be conducted after every 5 years.
- A.3 Elections must be managed and overseen by an independent electoral agency/Independent Electoral Commission.
- A.4 A candidate wishing to be elected into office as a member of the traditional council must be ordinarily resident in the relevant Traditional Council area.
- A.5 The Premier must proclaim the date or dates for the elections of a Traditional Council or Traditional Councils.
- A.6 The proclamation date or dates of the elections must be published in the provincial gazette at least 30 days before the expiry of the term of the current Traditional Councillors allowing for the following processes to take place:-
- (a) proper awareness processes with Traditional Communities which must be done through the media and may, also, include other communication methods;
 - (b) nominations, election and the announcement of results at least 14 days before the expiry of the term of the current Traditional Councillors;
 - (c) submissions of names of the newly elected members to the Premier within 7 days of the elections contemplated in paragraph (9) for purposes of gazetting the said names in the Government Gazette;

- (d) the swearing-in of the newly elected members of the Traditional Council must take place at the first meeting of the newly elected Traditional Council.
- A.7 A Senior Traditional Leader must give at least 7 days notice of a meeting of the Traditional Community in terms of custom of that Traditional Community, for the purposes of the elections, contemplated in Regulation A6(a).
- A.8 The meeting referred to in Regulation A7 must be conducted at a venue within the jurisdictional area of the Traditional Council to be identified by the Senior Traditional Leader “.”
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