

Office of the Speaker

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FINAL MANDATE

Further Education and Training Colleges Bill [23D-2006]

The permanent delegates representing the province of Mpumalanga in the National Council of Provinces are conferred with authority to vote in favour of the Bill



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YN Phosa
Speaker
Mpumalanga Legislature

15-11-06
Date

SC 6b + REC 061115



NORTH WEST PROVINCIAL LEGISLATURE

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Office of the Speaker

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DATE: 14TH NOVEMBER 2006

**CONFERRAL OF MANDATE FOR THE
NATIONAL COUNCIL OF PROVINCES
PLENARY SITTING: 16 November 2006**

The North West Provincial Legislature confers authority on its delegation in terms of Rule 111 of the Rules of Procedure of the Legislature of North West Province, to vote in favor of the:

**FURTHER EDUCATION AND TRAINING AMENDMENT BILL
(B230- 2006)**

The delegation is further mandated:

- a) to support the Bill with amendments; and
- b) that the North West Provincial Legislature will not send Special Delegates to the National Council of Provinces

J. Modise

**HON. J. MODISE
SPEAKER: NORTH WEST PROVINCIAL LEGISLATURE**



15/11/2006 08:39 021-4038111

14.Nov. 2006 17:44 SPEAKER

NW NCCP



NORTH WEST PROVINCIAL LEGISLATURE

Legislature Building
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EDUCATION PORTFOLIO COMMITTEE

**REPORT ON THE FINAL MANDATE ON THE FURTHER EDUCATION
AND TRAINING AMENDMENT BILL (B23D - 2006)**

1. TERMS OF REFERENCE

The above mentioned Bill was referred to the Education Portfolio Committee for consideration as a matter of priority.

2. BRIEFING

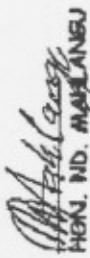
The Portfolio Committee on Education conducted a public hearing on the 19 September 2006 to deliberate on the Further Education and Training Amendment Bill. The purpose of the hearing was to get inputs regarding the FET Bill which seek to repeal the 1998 bill. Present at the briefing was the Department, representatives from the deputy director general, Orbit Colleges, Taletso colleges, Vuselela Colleges and SASCO.

3. RESOLUTION

The Committee met on the 13 November 2006 to consider the Final Mandate. After a long deliberation by the Committee it was then agreed that the Committee will move that our permanent delegates in the NCCOP should vote in favour of the Bill. No special delegates will be sent by the Committee.

The Committee having considered the amendments, resolved to accept the Bill with amendments.

Signed



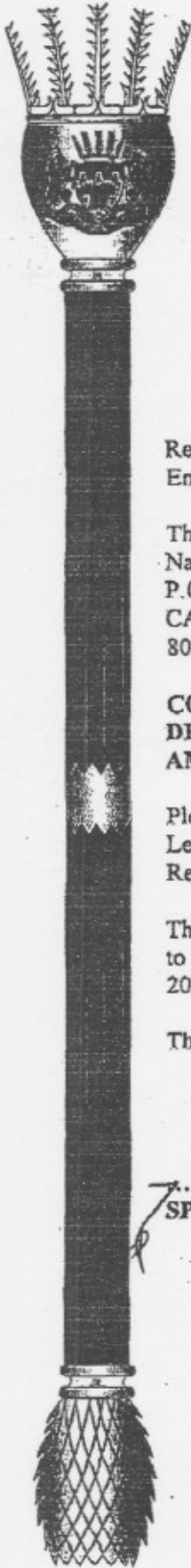
HON. MD. MAHALINGU

CHAIRPERSON: EDUCATION PORTFOLIO COMMITTEE

SC EP. + REC 06115

Limpopo Legislature

OFFICE OF THE SECRETARY



Physical Address:

Lebowakgomo
Government Complex

Postal Address:

Private Bag X9309
Polokwane
0700

14 November 2006

Ref. 13/7

Enquires: NCOP Officer

The Chairperson
National Council of Provinces
P.O. Box 85
CAPE TOWN
8000

CONFERRAL OF VOTING MANDATE TO THE NCOP PERMANENT DELEGATES ON FURTHER EDUCATION AND TRAINING COLLEGES AMENDMENT BILL, [B23D-2006]

Please be advised that the Limpopo Legislature has at its sitting held at the Lebowakgomo Legislative Chamber on Tuesday, 14 November 2006, adopted the Report of the Portfolio Committee on Education on the aforementioned Bill.

The Honourable House resolved to confer a mandate to its NCOP Permanent delegates to vote in favour of the Bill, Further Education and Training Amendment Bill, [B23D-2006].

The Report of the Portfolio Committee is attached herewith for easy reference.


.....
SPEAKER: LIMPOPO LEGISLATURE

REPORT OF THE PORTFOLIO COMMITTEE ON EDUCATION ON FURTHER
EDUCATION AND TRAINING COLLEGES BILL [B 23D-2006]

1. INTRODUCTION

The House may recall that a final mandate was recently conferred on the Further Education and Training Colleges Amendment Bill [B23B-2006]. The Bill was subsequently passed by the National Council of Provinces and referred to the National Assembly.

The National Assembly's Portfolio Committee on Education made further amendments on the Bill which were passed by the National Assembly. The amendments made by the National Assembly needs to be agreed upon and passed by the National Council of Provinces. It is in this context that the NCOP referred the amendments to the provinces for consideration and for conferral of final mandates.

2. CONSIDERATION OF AMENDMENTS ON THE FURTHER EDUCATION
AND TRAINING COLLEGES AMENDMENT BILL [B23D-2006]

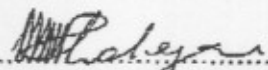
The Portfolio Committee on Education convened an urgent meeting on Friday, 10 November 2006 to consider the amendments as proposed and agreed upon by the National Assembly. It is also important to note that the NCOP Rule No. 204(2) provides that after a Bill has been placed on the Order Paper for debate and decision, no amendments may be proposed to the Bill. In pursuit of this Rule, the Committee agreed to the amendments made by the National Assembly.

3. RECOMMENDATION

The Committee, having considered and supported the amendments made by the National Assembly's Portfolio Committee on Education, recommends to this august House to confer a mandate on the NCOP Delegates to vote in favour of the Bill, Further Education and Training Amendment Bill [B23D-2006], to pass into law.

4. CONCLUSION

In conclusion, I move that this report be adopted as a report of this Honourable House. I move accordingly.


CHAIRPERSON: PORTFOLIO COMMITTEE ON EDUCATION



GAUTENG
LEGISLATURE

EDUCATION COMMITTEE'S REPORT

ON THE:

**FURTHER AMENDMENTS TO THE FURTHER EDUCATION AND TRAINING COLLEGES BILL [B23D-2006]
(Section 76 Bill)**

10 November 2006

1. INTRODUCTION

The Chairperson of the Education Committee, Mr C A Msane tables the Committee report on the proposed further amendments to the Further Education and Training Colleges Bill [B23D-2006] as follows:

2. PROCESS FOLLOWED

On Wednesday 08 November 2006, the Speaker referred the further amendments to the Further Education and Training Colleges Bill [B23D-2006], as proposed by the National Assembly, to the Education Committee for consideration and report.

On Friday, 10 November 2006, the Committee received input from the Gauteng Department of Education on the proposed further amendments to the Further Education Training Colleges Bill [B23D-2006], deliberated and adopted the report on the amendments.

The Committee in their deliberations noted the amendments as follows:

1. Clause 1: On page 5, in line 46, after "college" to omit "or departmental office".
2. Clause 6: On page 9, from line 34 to 37, to omit subsection (13).
3. Clause 14: On page 12, in line 42, after "students" to omit "and lecturers".
4. Clause 17: On page 13, in line 31, to omit "Head of Department" and to substitute "Member of Executive Council".
5. Clause 54: On page 23, from line 11, after "Act" to omit ", read with section 197 of the Labour Relations Act".

On page 23, after line 13, to omit "(2)" and to substitute "(3)", and to insert a new subclause (2):

"(2) Section 197 of the Labour Relations Act applies to the appointment or transfer as contemplated in subclause (1)".

6. Item 8 of Schedule 1: On page 28, line 30, to omit "two" and to substitute "three".
7. Item 40 of schedule 9: On page 34, from lines 32 to 33 to omit sub item (2).

3. FINANCIAL IMPLICATIONS OF THE BILL

The proposed amendments impose no financial implications for the province.

4. SOCIAL IMPACT ASSESMENT

The Bill will have a positive social impact on the community of Gauteng in terms of its implementation.

5. COMMITTEE POSITION

The Committee's position is as follows:

- 1) Amendment to Clause 1, page 5 is accepted.
- 2) Amendment to Clause 6, page 9 (deletion of clause 13) is accepted as its retention would contradict the spirit and letter of subsections (8) and (9).
- 3) Amendment to Clause 14, page 12 is accepted.
- 4) Amendment to Clause 17, page 13 is accepted.
- 5) Amendment to Clause 54, page 23 is accepted.
- 6) Amendment to Item 8 of Schedule 1, page 28 is accepted, albeit having noted that the new insertion is different from the proposed amendment. The amendment proposes the omission of "two" and to be substituted with "three", yet the new insertion on page 28, line 30 includes the words "not exceeding" which are not in the main bill nor the proposed amendments.
- 7) Amendment to Item 40 of schedule 9, page 34 is accepted.

6. FINAL POSITION ADOPTED BY COMMITTEE

The Portfolio Committee on Education recommends that the House mandate the Gauteng Provincial Delegation to the NCOP to accept the amendments to the Further Education and Training Colleges Bill [B23D-2006] – Section 76, as proposed.



EASTERN CAPE PROVINCIAL LEGISLATURE

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Date: 13 November 2006

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PORTFOLIO COMMITTEE ON EDUCATION

Final mandate of the Further Education and Training Colleges Bill [B 23D - 2006].

1. ***Terms of reference***

Further Education and Training Colleges Bill [B 23D - 2006] hereinafter referred to as the Bill has been referred to the Portfolio Committee on Education by the NCOP Business Committee for consideration of the National Assembly's amendments.

2. ***Consideration of the Bill [Bill 23D-2006]***

The Committee was briefed on all the amendments effected to the Bill by the National Assembly.

3. ***Resolutions***

The Committee resolved that the following final mandate be conferred:

- To vote for the adoption of the Bill [B23D-2006].
- That the permanent delegate of the Eastern Cape Provincial Legislature, represent the Province of the Eastern Cape at the meeting of the final mandates and vote for the adoption of the Bill.

M Qwase
Chairperson Portfolio Committee on Education
Legislature of the Province of the Eastern Cape





Committee Services

FREE STATE LEGISLATURE

PORTFOLIO COMMITTEE ON EDUCATION, SPORT, ARTS, CULTURE, SCIENCE AND TECHNOLOGY

Our reference:
Ons verwysing:
Isifundo ya rona:

Report on conferral of authority to vote on FURTHER EDUCATION AND TRAINING COLLEGES BILL [B 23D- 2006]

1. **Consideration**

The Committee considered the amendments on the bill as received from the National Council of Provinces.

2. **Recommendations**

The Committee recommends that:

- (a) Authority be conferred to the Free State delegation to accept the Bill.

M. B. SESELE

Chairperson

Committee on Education, Sport, Arts, Culture, Science and Technology

Free State Legislature

14 November 2006

Mrs E Rockman

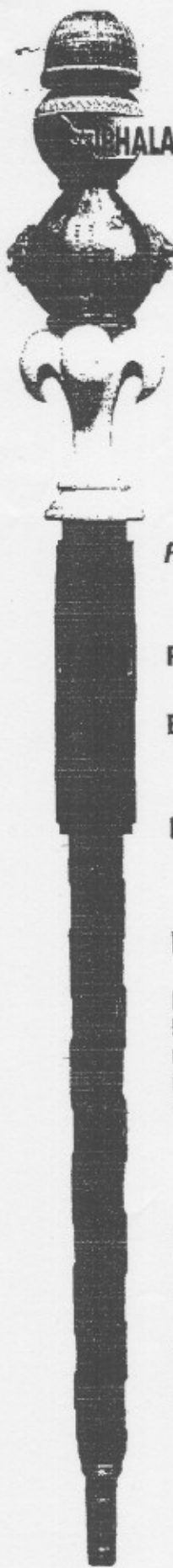
Secretary to the Free State Legislature

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**TO: THE CHAIRPERSON,
NATIONAL COUNCIL OF PROVINCES**

FINAL MANDATE

PROVINCE : KWAZULU-NATAL
**BILL : FURTHER EDUCATION AND TRAINING
COLLEGES BILL [B23D – 2006]**
DATE: : Friday, 10 November 2006

PROVINCIAL PROCESS :

Provincial Portfolio Committee/s : Education Portfolio Committee
Portfolio Committee :
meeting date/s : Friday, the 10th of NOVEMBER 2006
Provincial NCOP meeting date/s : Friday, the 10th of NOVEMBER 2006
Consultation : Parliamentary Legal Advisors, Special &
Permanent Delegates

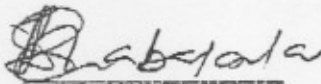
VOTE OF THE KWAZULU-NATAL PROVINCIAL LEGISLATURE:

The Provincial Standing Committee on National Council of Provinces Matters met today, Friday, 10th November 2006, & agreed to mandate the KwaZulu-Natal delegation to the National Council of Provinces to *reject* the Further Education and Training Colleges Bill [B23D – 2006].

The delegation is further mandated to consider any additional amendments, providing that-

- 1) the amendment/s does/do not alter the essential elements of the Bill; and
- 2) consensus is reached on the proposed amendment/s by the KwaZulu-Natal delegation.

PROVINCIAL ENDORSEMENT



Miss LF Shabalala
ACTING CHAIRPERSON:
KWAZULU-NATAL STANDING COMMITTEE ON
NATIONAL COUNCIL OF PROVINCES MATTERS

Friday, the 10th November 2006

DATE



13. Nov. 2006 9:1419 NC LEGIS. SPEAKER

northern Cape Provinc
Noord-Kaap Provinsiale wetgewer
Kgotlha Pao Molao Ya Kapa Bokone
PRIVATE BAG X5066
KIMBERLEY, 8300



OFFICE of the SPEAKER
KANTOOR van die SPEAKER
KANTORO ya SPEAKER

ENQUIRIES:	Molly Nchoe	FILE:	S/O/N/A
TEL NO:	(053) 839 8004/5	FAX NO:	(053) 831 7931
REFERENCE:	LT10/11/06ED	DATE:	10 November 2006

Mr G Goleman
The Whip
National Council Of Provinces
Parliament of RSA

**RECONSIDERATION OF THE FURTHER EDUCATION AND TRAINING COLLEGE BILL
[B23D - 2006]**

The Portfolio Committee on Education sat and considered the amendments to the above-mentioned bill as proposed by the National Assembly.

The Committee requests the NCOP Permanent Delegates to support and vote for the bill.

Regards

**C SEOPOSENGWE
SPEAKER**


Wes-Kaapse Provinsiale Parlement
Western Cape Provincial Parliament
IPalamente yePhondo leNtshona Koloni



Final Mandate of the Western Cape Provincial Parliament

Report of the Standing Committee on Education, Cultural Affairs and Sport,
on the *Further Education and Training Colleges Bill [B23D-2006] (NCOP)*,
dated 08 November 2006, as follows:

The Standing Committee on Education, Cultural Affairs and Sport, having
considered the subject of the *Further Education and Training Colleges Bill
[B23D-2006] (NCOP)*, referred to the Provincial Parliament in terms of the
rules of the National Council of Provinces (NCOP), begs to report that it
confers on the Western Cape's delegation in the NCOP the authority to
support the Bill.


MS J. WITBOOI
CHAIRPERSON
08 NOVEMBER 2006