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PROVINCIAL NOTICE

[No. 301 of 2007]

DETERMINATION OF SALARIES AND ALLOWANCES OF MEMBERS OF EXECUTIVE COUNCIL AND MEMBERS OF PROVINCIAL LEGISLATURE

1. In terms of section 6(3) of the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998) ("the Remuneration Act"), I, FB Marshoff, Premier of the Free State Province, hereby determine that the annual salaries and allowances of the various grades of office-bearers mentioned in Column 1 of Schedule 1 shall be as set out in Column 2, 3 and 4 of Schedule 1 with effect from 1 April 2007, subject to section 6 of the Remuneration Act.
2. Column 4 of Schedule 1 (Notch 3) applies to a re-elected member who has occupied his or her current office, or an office in the same or a higher grade according to Column 1, for a period of at least 24 months in total, whether before or after 14 April 2004.
3. Column 3 of Schedule 1 (Notch 2) applies to all re-elected members other than those referred to in paragraph 2. When a re-elected member to whom Column 3 of Schedule 1 applies has held his or her current office, or an office in the same or a higher grade according to Column 1, for a period of 24 months in total, Column 4 becomes applicable to that member.
4. Column 2 of Schedule 1 applies to all Members of the Executive Council and members of the Provincial Legislature who are not re-elected members.
5. For the purposes of calculating the period of 24 months referred to in paragraphs 2 and 3, a re-elected member who –
 - (a) was a Minister, Deputy Minister or a member of Parliament or a Provincial Legislature on 13 April 2004; and
 - (b) pursuant to the election of 14 April 2004 was, in the case of a Minister or Deputy Minister, appointed by the President as a Minister or Deputy Minister in terms of section 91(3) or section 93(b), respectively, of the Constitution of the Republic of South Africa, 1996 (hereafter referred to as the "Constitution), or in the case of a member of Parliament or a Provincial Legislature, was designated by the Electoral Commission as a permanent delegate to the National Council of Provinces (NCOP) in terms of section 61(2)(b) of the Constitution,is regarded to have continued to occupy the position occupied by him or her on 13 April 2004 until so designated or appointed.

6. In this Provincial Notice –
- (a) “Member of Parliament” means a member of the National Assembly or a permanent delegate to the National Council of Provinces;
 - (b) “Re-elected member” means a person –
 - (i) who at any time before 14 April 2004 occupied an office mentioned in Column 2 of Schedule 2 of Proclamation R.35 published in *Government Gazette* No. 30499 of 21 November 2007; and
 - (ii) whose service in any one or more of those offices has not been interrupted at any time for a continuous period of more than 24 months.
 - (c) The appointment of a person by the President as a Minister or Deputy Minister from outside the National Assembly shall be deemed to be the election of such a person for purposes of this Provincial Notice.
7. Provincial Notice No. 199 of 2006, published in the *Provincial Gazette* of 15 September 2006, is repealed.

SCHEDULE 1

SALARIES AND ALLOWANCES OF MEMBERS OF EXECUTIVE COUNCIL AND MEMBERS OF THE PROVINCIAL LEGISLATURE WITH EFFECT FROM 1 APRIL 2007

COLUMN 1		COLUMN 2 (NOTCH 1)			COLUMN 3 (NOTCH 2)			COLUMN 4 (NOTCH 3)		
Grade	Office	Basic salary in Rand p.a.*	Motor vehicle allowance in Rand p.a.	Total remuneration in Rand p.a.	Basic salary in Rand p.a.*	Motor vehicle allowance in Rand p.a.	Total remuneration in Rand p.a.	Basic salary in Rand p.a.*	Motor vehicle allowance in Rand p.a.	Total remuneration in Rand p.a.
Grade E1	Executive Council Member Speaker	562337	140584	702921	590459	147614	738073	618566	154641	773207
Grade D	Deputy Speaker	440140	110035	550175	470954	117738	588692	484150	121037	605187
Grade C1	Chief Whip: Majority Party	426501	106624	533125	456350	114088	570438	469134	117283	586417
Grade C2	Leader of Opposition in terms of section 116(2)(d) of the Constitution Chairperson of a Committee Chairperson of Committees	413334	103333	516667	442267	110566	552833	454668	113666	568334
Grade B	Chief Whip: Official Opposition Deputy Chief Whip: Majority Party Deputy Chairperson of Committees	396402	99177	495579	416546	104135	520681	436379	109095	545474
Grade A1	Parliamentary Counsellor to the King Whip Leader of a Minority Party in the Legislature other than the Official Opposition	352871	88218	441089	377582	94396	471978	388163	97040	485203
Grade A2	Member of the Legislature	339842	84959	424801	350043	87509	437552	373837	93459	467296

* Includes the amount of R40 000 per annum determined by the President in Proclamation No. R.35 of 21 November 2007 in *Government Gazette* No. 30499 as the amount to which section 8(1)(d) of the Income Tax Act, 1962, applies.