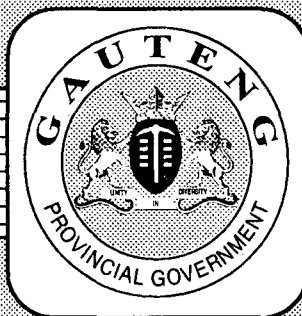


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GAUTENG**



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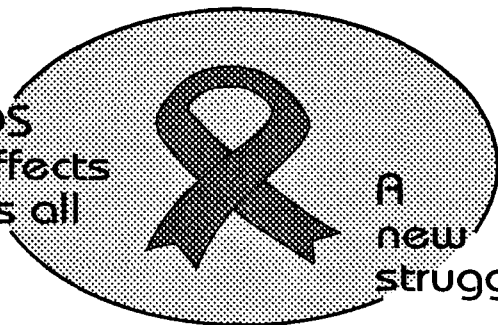
Vol. 8

PRETORIA, 28 AUGUST
AUGUSTUS 2002

No. 278

We all have the power to prevent AIDS

AIDS
affects
us all



A
new
struggle

Prevention is the cure

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DEPARTMENT OF HEALTH



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GENERAL NOTICE

NOTICE 2355 OF 2002

GAUTENG PROVINCIAL LEGISLATURE

PUBLICATION OF THE GAUTENG TOURISM AMENDMENT BILL

Notice is hereby given that the Member of the Executive Council for Finance and Economic Affairs intends to introduce the Gauteng Tourism Amendment Bill, 2002, in the Legislature as published in this *Extraordinary Gazette*.

Any person or organization wishing to comment on this proposed Legislation may lodge written comments on or before 17 September 2002 by posting, faxing or handing them in at the following address:

**The Secretary to the Legislature
Gauteng Provincial Legislature
C/o Committee Co-ordinator (Mr Tiragalo Mogale)
Private Bag X52
JOHANNESBURG
2000**

Physical address:

**Gauteng Provincial Legislature
Corner President and Loveday Streets
JOHANNESBURG
Tel. No. (011) 498-5452
Fax No. (011) 498-5719**

GENERAL EXPLANATORY NOTE:

- [] Words in bold type in square brackets indicate omissions from existing enactments.
_____ Words underlined with a solid line indicate insertions in existing enactments.
-

BILL

To amend Section 5 of the Gauteng Tourism Act, 2001, so as to provide for the appointment of the Chief Executive Officer of the Authority by the MEC

BE IT ENACTED by the Provincial Legislature as follows—

Amendment of section 5 of Act 10 of 2001

1. Section 5 of the Gauteng Tourism Act, 2001 (the principal Act), is hereby amended by the substitution for subsection (2) of the following subsection:

“5. (2) The MEC appoints the Chief Executive Officer **[in consultation with the Standing Committee]**”

2. This Act is called the Gauteng Tourism Amendment Act, 2002.

EXPLANATORY MEMORANDUM

1. PURPOSE OF THE BILL

The reason for this Amendment Bill is to amend the Gauteng Tourism Act, 2001, so as to remove consultation with the Standing Committee by the MEC when appointing the Chief Executive Officer of the Authority.

2. ENVIRONMENTAL IMPACT

None.

3. OTHER DEPARTMENTS AND BODIES CONSULTED

None.

4. FINANCIAL IMPLICATIONS

None.

5. CLAUSE-BY-CLAUSE EXPLANATION OF THE BILL

The proposed amendment to the Gauteng Tourism Act, 2001 (Act No. 10 of 2001) is as follows:

5.1 **Section 5 (2)**

Removes consultation of the Standing Committee by the MEC when appointing the Chief Executive Officer in section 5 (2) of the principal Act. This is an Executive Authority function and competence and as such best exercised by the MEC.

ALGEMENE VERDUIDELIKENDE AANTEKENING:

[] Woorde in vetdruk tussen kantige hakies dui op weglatings vanuit bestaande regulasies.

————— Woorde wat met 'n ononderbroke lyn ondersteep is dui op byvoegings tot bestaande regulasies.

WETSONTWERP

Om Artikel 5 van die Gauteng Toerisme Wet, 2001, te wysig ten einde voorsiening te maak vir die aanstelling van die Hoof Uitvoerende Beampste van die Owerheid deur die LUR.

DAAR WORD SOOS VOLG deur die Gauteng Provinsiale Wetgewer bepaal—

Wysiging van artikel 5 van Wet 10 van 2001

1. Artikel 5 van die Gauteng Toerisme Wet, 2001 (die hoof Wet), word hiermee gewysig deur die vervanging van subartikel (2) van die volgende subartikel:

“5. (2) Die LUR stel die Hoof Uitvoerende Beampste aan **[in konsultasie met die Staande Komitee]**”

2. Hierdie Wet word die Gauteng Toerisme Wysigingswet, 2002, genoem.

VERDUIDELIKENDE MEMORANDUM

1. DOEL VAN DIE WET

Die rede vir hierdie Wysigingswet is om die Gauteng Toerisme Wet, 2001, te wysig, ten einde konsultasie deur die LUR met die Staande Komitee uit te skakel by die aanstelling van die Hoof Uitvoerende Beampste van die Owerheid.

2. OMGEWINGSIMPAK

Geen.

3. ANDER DEPARTEMENTE EN LIGGAME WAT GERAADPLEEG IS

Geen.

4. FINANSIËLE IMPLIKASIES

Geen.

5. KLOUSULE PER KLOUSULE VERDUIDELIKING VAN DIE WET

Die voorgestelde wysiging van die Gauteng Toerisme Wet, 2001 (Wet No. 10 van 2001) is soos volg:

5.1 **Artikel 5 (2):**

Uitskakeling van konsultasie van die LUR met die Staande Komitee by die aanstelling van die Hoof Uitvoerende Beampte uit Artikel 5 (2) van die hoof Wet. Hierdie is 'n funksie en bevoegdheid van die Uitvoerende Owerheid en behoort as sodanig eerder deur die LUR uitgevoer te word.

NOTICE 2355 OF 2002

LEGWALWANA LA DIHLALOŠO KA KAKARETŠO:

[] Mantšu a ngwetšwego ka dihlaka tše dikoto ka gare ga mašakana a laetša tlogelo go tšwa go melao yeo e lego gona.

_____ Mantšu ao a thaletšwego ka mothaladi wo o tiilego a laetša koketšo go melao yeo e lego gona.

MOLAO

Go kaonafatša Karolo 5 ya Molao wa tša Boeti ka Gauteng, 2001 ka maikemišetšo a go beakanyetša kgetho ya Mohlankedimogolophethiši (CEO) wa Taolo ke Lelokokhuduthamaga (MEC).

G O BEWA MOLAONG ke Lekgotlatheramelao la Profense ya Gauteng ka tsela ye:

Kaonafatšo ya Karolo 5 ya Molao 10 wa 2001

1. Karolo 5 ya Molao wa tša boeti ka Gauteng, 2001 (Molaomogolo), mo o a lokišwa ka go bea legatong la karolwana (2) ya karolwana ye latelago:

“5. (2) Lelokokhuduthamaga le kgetha Mohlankedimogolophethiši [mo ditherišanong le Komiti ya Nakotšohle]”

2. Molao wo o bitšwa Molaotokišo wa tša Boeti ka Gauteng, 2002.

MEMORANTAMO WA DIHLALOŠO

1. MORERO WA MOLAO

Lebaka la Molaotokišo wo ke go lokiša Molao wa tša Boeti ka Gauteng, 2001 ka maikemišetšo a go tlosa ditherišano le Komiti ya Nakotšohle ge Lelokokhuduthamaga le kgetha Mohlankedimogolophethiši wa Taolo.

2. KGATELELO YA MAEMO A DITABA

Ga e gona.

3. DIKGORO TŠE DINGWE LE MEKGATLO YEO GO RERIŠANWEGO LE YONA

Ga e gona.

4. KAMEGO YA DITŠHELETE

Ga e gona.

5. TEMANA-KA-TEMANA YA DIHLALOŠO TŠA MOLAO

Ditokišo tše di šišintšwego godimo ga Molao wa tša Boeti ka Gauteng, 2001 (Molao wa nomoro 10 wa 2001) di ka tsela ye e latelago:

5.1 Karolo 5 (2)

O tloša ditherišano le Komiti ya Nakotšohle ge Lelokokhuduthamaga (MEC) le kgetha Mohlankedimogolophethiši mo karolong 5 (2) ya Molaomogolo. Wo ke mošomo le bokgoni bja Taolokhuduthamaga ka bjalo o phethega gabonolo ge o diragatšwa ke Lelokokhuduthamaga (MEC) ka noši.

NOTICE 2355 OF 2002

INCAZELO NGEZINYE IZINTO

[] Amagama abhalwe ngokumnyama akubakaki akhombisa izinto ezeziwe eMthethweni osebenayo.

Amagama adwetshelwe ngomugqa omkhulu izinto ezifakiwe eMthethweni osebenzayo

UMTHETHO OHLONGOZWAYO

Ukushintsha Isigaba 5 soMthetho wezokuvakasha waseGauteng ka-2001 ukuze uNgqongqoshe anikezwe amandla okuqasha umphathi wezokuvakasha.

Uzoshintshwa yisiShayamthetho sesifundazwe saseGauteng kanje:

Ukushintshwa kwesigaba 5 somthetho 10 ka-2001:

1. Isigaba 5 soMthetho wezokuvakasha waseGauteng ka-2001 uyashintshwa ngokushintshwa kwesigatshana (2) bese kufakwa lesi esilandelayo:

"5. (2) Ungqongqoshe uqasha umphathi owengamele ezokuvakasha [ngokuthintana neKomiti]"

2. Lo Mthetho ubizwa ngokuthi Yisichibiyelo soMthetho wezokuvakasha waseGauteng ka-2002.

INCAZELO NGOMTHETHO OHLONGOZWAYO

1. INHLOSO YALO MTHETHO OHLONGOZWAYO

Inhloso yalo mthetho ohlongozwayo ukuchibiyela noma ukushintsha UMthetho wezokuvakasha waseGauteng ka-2001 (the Gauteng Tourism Act), ukuze kususwe iphuzu lokuthi uNgqongqoshe kufanele athintane neKomiti uma efisa ukuqasha umphathi owengamele ezokuvakasha.

2. UMPHUMELA OZOBA KHONA KWEZEMVELO

Akukho mphumela ozoba khona kwezemvelo ngenxa yalo Mthetho ohlongozwayo.

3. EMINYE IMINYANGO NEZINHLAKA EZITHINTIWE NGALOKHU

Ayikho eminye iminyango noma izinhlaka ezithintiwe ngalo Mthetho ohlongozwayo.

4. UMPHUMELA OZOBA KHONA KWEZEZIMALI

Awukho.

5. INCAZELO YAMAGAMA AQUKETHWE YILO MTHETHO OHLONGOZWAYO

UMthetho ohlongozwayo ozoshintsha uMthetho wezokuvakasha waseGauteng ka-2001 (UMthetho ongunombolo 10 ka-2001) umi kanje:

5.1 Isigaba 5 (2)

Ukususwa kwephuzu lokuthi uNgqongqoshe kufanele athintane neKomiti uma efuna ukuqasha umphathi owengamele ezokuvakasha. Lona ngumsebenzi wezokuphatha okufanele uNgqongqoshe abe namandla okubona ukuthi ngubani ongawenza ngempumelelo.
