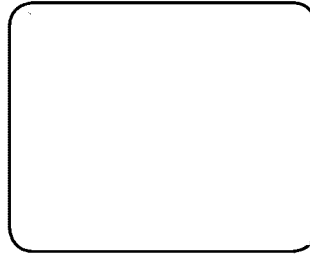


**NORTHERN CAPE PROVINCE**

**PROFENSI YA KAPA-BOKONE**

**NOORD-KAAP PROVINSIE**



**IPHONDO LOMNTLA KOLONI**

**EXTRAORDINARY • BUITENGEWOON**

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Kasete ya Profensi**

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**GENERAL NOTICES • ALGEMENE KENNISGEWINGS**

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**NOTICE 83 OF 2017****Northern Cape Traditional Leadership, Governance and Houses of Traditional Leaders Act, 2007 (Act 02 of 2007)****ELECTION OF MEMBERS OF THE NORTHERN CAPE PROVINCIAL HOUSE OF TRADITIONAL LEADERS, DETERMINATION OF THE NUMBER OF MEMBERS OF THE PROVINCIAL HOUSE AND THE DETERMINATION OF THE PROCEDURE TO BE FOLLOWED AT THE ELECTION OF MEMBERS OF THE PROVINCIAL HOUSE OF TRADITIONAL LEADERS.**

I, **Sylvia Lucas**, hereby in terms of Section 37 of the Northern Cape Traditional Leadership, Governance and Houses of Traditional Leaders Act (Act 2 of 2007) make rules regulating the election of members of the Provincial House of Traditional Leaders in the Northern Cape Province as set out in the schedule hereunder-

**SCHEDULE****Definitions**

1. In this schedule, any word or expression defined in the Northern Cape Traditional Leadership, Governance and Houses of Traditional Leaders Act (Act 2 of 2007) (the Act), shall bear such meaning unless the context indicates otherwise.

**Number of Members**

2. (1) The Provincial House shall consist of twelve (12) members comprising of the following:
  - (a) eight (8) Senior Traditional leaders;
  - (b) two (2) members from the Local House; and
  - (c) two (2) headmen other than the headmen contemplated in paragraphs (b) above.
- (2) The members contemplated in sub-paragraph 1(b) and (c) must be elected by the *Electoral College*.

**Electoral College**

3. (1) The *Electoral College* for the election of members of the Provincial House shall consist of all the senior traditional leaders from within the John Taolo Gaetsewe District Municipality.
- (2) The Chairperson of the Electoral College must be designated by the Premier in writing.

**Nomination of Candidates**

4. (1) The Chairperson of the Electoral College must preside over the nomination process.
- (2) (a) The Electoral College nominates candidates for the election as members of the Provincial House.
  - (b) Each member of the Electorate College may nominate one (1) member from the

Local House as well as other traditional leader as a candidate contemplated in paragraphs 2 (b) and (c).

- (3) When conducting the nominations, the chairperson of the *Electoral College* must comply with the provisions of section 37(5) of the Act.
- (4) Nominations contemplated in subparagraph (2) above, must be in accordance with the following procedure:
  - (a) The Chairperson must call for nominations;
  - (b) A candidate whose name has been proposed must be seconded by at least one member of the Electoral college; and
  - (c) For a nomination to be accepted, a nominee must accept the nomination.
- (5) The nomination and the secondment must be recorded by the Chairperson.

#### **Election Procedure**

5. (1) The Chairperson must ensure that the required number of ballot papers containing the names of all candidates nominated in terms of paragraph 4 is compiled.
- (2) The chairperson must ensure that the ballot papers are distributed to all the members of the *Electoral College*.
- (3) Before voting takes place, the chairperson must explain:-
  - (a) the secret ballot voting procedure;
  - (b) that each member of the Electoral College may only vote for one of each of the candidates nominated to be elected as members as contemplated in paragraph 2 (b) and (c);
  - (c) that members of the Electoral College must deposit their completed ballot papers in the ballot box provided for that purpose.
  - (d) that the counting of votes and finalisation of results will take place once the voting has been finalised; and
  - (e) that the results will be announced immediately after counting has been completed.
- (4) The results of the election process must be signed by the chairperson and submitted to the Office of the Premier.

#### **Equal number of votes**

6. In the event that two or more candidates receive an equal number of votes, the result will be determined by lot: Provided that, where the required minimum of one third of women representatives has not been reached, the female candidate involved in a tie will be regarded as having been elected.

#### **Filling of vacancies**

7. Whenever a vacancy arises in the membership of the provincial House, the provisions of paragraph 4 to 6 will apply *mutatis mutandis*.

**Commencement date**

8. This notice will come into operation on the day of publication in the *Provincial Gazette*.

THUS DONE AND SIGNED IN KIMBERLEY ON THIS 25 DAY OF Jul 2017.

  
SYLVIA LUCAS, MPL  
PREMIER

**NOTICE 84 OF 2017****Northern Cape Traditional Leadership, Governance and Houses of Traditional Leaders Act, 2007 (Act 02 of 2007)****ELECTION OF MEMBERS OF THE JOHN TAOLO GAETSEWE LOCAL HOUSE OF TRADITIONAL LEADERS, DETERMINATION OF THE NUMBER OF MEMBERS OF THE LOCAL HOUSE AND THE DETERMINATION OF THE PROCEDURE TO BE FOLLOWED AT THE ELECTION OF MEMBERS OF THE LOCAL HOUSE OF TRADITIONAL LEADERS.**

I, **Sylvia Lucas**, hereby in terms of Section 44 of the Northern Cape Traditional Leadership, Governance and Houses of Traditional Leaders Act (Act 2 of 2007) the election of members of the John Taolo Gaetsewe Local House of Traditional Leaders in the Northern Cape Province as set out in the schedule hereunder-

**SCHEDULE****Definitions**

1. In this schedule, any word or expression defined in the Northern Cape Traditional Leadership, Governance and Houses of Traditional Leaders Act (Act 2 of 2007) (the Act), shall bear such meaning unless the context indicates otherwise.

**Number of Members**

2. (1) The Local House shall consist of nine (9) members comprising of the following:
  - (a) Two (2) Senior Traditional leaders;
  - (b) Seven (7) headmen
- (2) The members contemplated in sub-paragraph 1(a) and (b) must be elected by the Electoral College.

**Electoral College**

3. (1) The Electoral College for the election of members of the Local House shall consist of all the senior traditional leaders from within the John Taolo Gaetsewe District Municipality.
- (2) The Chairperson of the Electoral College must be designated by the Premier in writing.

**Nomination of Candidates**

4. (1) The Chairperson of the Electoral College must preside over the nomination process.
- (2) (a) The Electoral College nominates candidates for the election as members of the Local House.
- (b) Each member of the Electorate College may nominate one member from the local house as well as other traditional leader as a candidate contemplated in paragraphs 2 (a) and (b).

- (3) When conducting the nominations, the chairperson of the Electoral College must comply with the provisions of section 44(5) of the Act.
- (4) Nominations contemplated in subparagraph (2) above, must be in accordance with the following procedure:
- (a) The Chairperson must call for nominations;
  - (b) A candidate whose name has been proposed must be seconded by at least one (1) member of the Electoral college; and
  - (c) For a nomination to be accepted, a nominee must accept the nomination.
- (5) The nomination and the secondment must be recorded by the Chairperson.

#### **Election Procedure**

5. (1) The Chairperson must ensure that the required number of ballot papers containing the names of all candidates nominated in terms of paragraph 4 is compiled.
- (2) The chairperson must ensure that the ballot papers are distributed to all the members of the Electoral College.
- (3) Before voting takes place, the chairperson must explain:-
- (a) the secret ballot voting procedure;
  - (b) that each member of the electoral college may only vote for one of each of the candidates nominated to be elected as members as contemplated in paragraph 2 (a) and (b);
  - (c) that members of the electoral college must deposit their completed ballot papers in the ballot box provided for that purpose.
  - (d) that the counting of votes and finalisation of results will take place once the voting has been finalised; and
  - (e) that the results will be announced immediately after counting has been completed.
- (4) The results of the election process must be signed by the chairperson and submitted to the Office of the Premier.

#### **Equal number of votes**

6. In the event that two or more candidates receive an equal number of votes, the result will be determined by lot: Provided that, where the required minimum of one third of women representatives has not been reached, the female candidate involved in a tie will be regarded as having been elected.

#### **Filling of vacancies**

7. Whenever a vacancy arises in the membership of the provincial House, the provisions of paragraph 4 to 6 will apply *mutatis mutandis*.



**Commencement date**

8. This notice will come into operation on the day of publication in the *Provincial Gazette*.

THUS DONE AND SIGNED IN KIMBERLEY ON THIS 25<sup>th</sup> DAY OF JULY 2017.

  
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SYLVIA LUCAS, MPL  
PREMIER