KwaZulu-Natal Province
KwaZulu-Natal Provinsie
Isifundazwe saKwaZulu-Natali

Provincial Gazette • Provinsiale Koerant • Igazethi Yesifundazwe

GAZETTE EXTRAORDINARY — BUITENGEWONE KOERANT — IGAZETHI EYISIPESHELI

(Registered at the post office as a newspaper) • (As 'n nuusblad by die poskantoor geregistreer)
(Irejistiwee njengephephandaba eposihhovisi)

PIETERMARITZBURG

Vol. 12 7 JUNE 2018
7 JUNIE 2018
7 KUNHLANGULANA 2018 **No. 1960**

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ACTS • WETTE

NOTICE 9 OF 2018

[English text signed by the Premier]

KWAZULU-NATAL ZULU ROYAL HOUSE TRUST ACT, 2018

(Act No. 03 of 2018)

Assented to on 02/05/2018

ACT

To establish a statutory trust for the Zulu Royal House in the Province of KwaZulu-Natal; to determine the objects and functions of the Zulu Royal House Trust; to determine the manner in which the Zulu Royal House Trust is to be managed, governed, staffed and financed; to determine the allocation, transfer and apportionment of the powers,

functions, assets, liabilities, rights, duties, obligations and employees of the abolished Department of the Royal Household; to provide for the repeal of the KwaZulu-Natal Royal Household Trust Act, 2007; to provide for transitional arrangements; and to provide for matters connected therewith.

BE IT ENACTED by the Provincial Legislature of the Province of KwaZulu-Natal, as follows:-

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CHAPTER 1
DEFINITIONS

Definitions

1. In this Act, unless the context indicates otherwise –

"**Board**" means the Board of Trustees of the Zulu Royal House Trust referred to in section 6(1);

"**Chief Financial Officer**" means the Chief Financial Officer of the Trust referred to in section 15(1);

"**Constitution**" means the Constitution, 1996;

"**Executive Council**" means the Executive Council of the Province of KwaZulu-Natal;

"**financial year**" means the period from 1 April in any year to 31 March of the following year;

"***Gazette***" means the official *Provincial Gazette* of KwaZulu-Natal;

"**Head of Secretariat**" means the Head of Secretariat of the Board referred to in section 16(1);

"**His Majesty**" means the Monarch for the Province of KwaZulu-Natal;

"**Member of the Executive Council responsible for finance**" means the member of the Executive Council of the Province of KwaZulu-Natal responsible for finance;

"**Monarch**" means the Monarch for the Province of KwaZulu-Natal, being –

(a) the person holding office as the King of the Zulu nation, the *Ingonyama* or *Isilo*, at the date of commencement of this Act; or

(b) the Monarch for the Province of KwaZulu-Natal as may subsequently be defined in the Constitution of KwaZulu-Natal or other provincial legislation;

"**National Treasury**" means the National Treasury established by section 5 of the Public Finance Management Act, 1999 (Act No. 1 of 1999);

"**Premier**" means the Premier of the Province of KwaZulu-Natal as contemplated in section 125 of the Constitution;

"**prescribed**" means prescribed in terms of this Act and "**prescribe**" has a corresponding meaning;

"**Provincial Government**" means the government of the Province of KwaZulu-Natal;

"**Provincial Legislature**" means the Legislature of the Province of KwaZulu-Natal;

"**regulations**" means regulations made in terms of section 29;

"**staff**", in relation to the "**Board**" and the "**Trust**", includes persons designated, seconded or transferred in terms of section 16(1)(b) and (2);

"**this Act**" includes the regulations and the Schedule;

"**Trust**" means the Zulu Royal House Trust established by section 2(1);

"**Zulu Royal Family**" means the Royal Queens and blood relatives of the Monarch as contained in the list contemplated in section 4;

"**Zulu Royal House**" means the traditional institution of the Zulu Royal Family of the Monarch according to Zulu customary law and customs;

CHAPTER 2
ESTABLISHMENT OF ZULU ROYAL HOUSE TRUST

Establishment of Zulu Royal House Trust

2.(1) A juristic person to be known as the Zulu Royal House Trust (hereinafter referred to as "the Trust") is hereby established.

(2) The Trust is the legal successor in title to the Royal Household Trust established in terms of section 2(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007 (Act No. 2 of 2007).

(3)(a) The Trust is a provincial public entity.
(b) The Public Finance Management Act, 1999 (Act No. 1 of 1999), applies to the Trust only in respect of moneys appropriated by the Provincial Legislature as contemplated in section 17 (1)(a), subject to any exemption of the Trust from any provision of that Act as contemplated in section 92 of the Public Finance Management Act, 1999.
(c) Any reference in this Act to the Public Finance Management Act, 1999, is regarded as a reference to that Act, subject to any exemption of the Trust from any provision of that Act as contemplated in section 92 of that Act.

(d) The Board of Trustees of the Trust is the accounting authority of the Trust.

(4) The Trust Property Control Act, 1988 (Act No. 57 of 1988), does not apply to the Trust and a member of the Board of Trustees referred to in section 6(1) is exempted from furnishing any form of security.

Objects of Trust

3.(1) The Trust must, in a manner consistent with the provisions of this Act and within the available budget and resources –

(a) be administered for the benefit of the Monarch and the other members of the Zulu Royal House, including their –

(i) material welfare;

(ii) educational needs;

(iii) aspirations; and

(iv) social well-being,

befitting their status; and

(b) provide for the administration, maintenance and management of the assets of the Trust, including the Royal palaces and the Royal farms.

(2) The Trust may, by any lawful means –

(a) generate –

(i) revenue;

(ii) income;

(iii) business; and

(iv) goodwill; and

(b) acquire assets,

for the Trust.

Zulu Royal Family

4.(1) For the purposes of section 3, the Zulu Royal House consists of the royal Queens and those blood relatives of the Monarch whose names appear in a list as provided from time to time by the Monarch to the Premier.

(2) The Premier –

(a) may, after consultation with the Monarch withdraw, substitute or amend the list referred

to in subsection (1); and

(b) must permanently keep on record, in the office of the Premier, the dated originals of any such lists provided by the Monarch under the signature of Monarch.

Duties, powers and functions of Trust

5. The Trust –

(a) must perform the functions and carry out the duties and responsibilities imposed by this Act;

(b) may exercise any power –

(i) conferred by any other provision of this Act or any other law; or

(ii) delegated or assigned to the Trust by the Premier;

(c) may, in the exercise of its powers or the performance of its duties and functions in terms of this Act, for specific projects, enter into contracts for the services of persons having technical or specialised knowledge of any matter relating to the Trust and must determine the remuneration, including reimbursement for traveling, subsistence and other expenses, of such persons;

(d) may, with the prior written approval of –

(i) the Member of the Executive Council responsible for finance; and

(ii) the Auditor-General,

and, subject to any exemption of the Trust from any provision of the Public Finance Management Act, 1999 (Act No. 1 of 1999), as contemplated in section 92 of that Act or any term, condition, guideline, directive or regulation as may be determined, imposed, issued or made by the persons referred to in paragraphs (i) and (ii) above and, subject to any other law –

(aa) borrow, raise or invest monies and funds;

(bb) establish, acquire and hold shares in any company as defined in the Companies Act, 2008 (Act No. 71 of 2008); or

(cc) engage in any trading, business or agricultural enterprise or venture with the object of generating income, business or goodwill for the Trust; and

(e) may, generally, do everything which is necessary or expedient to achieve its objects referred to in section 3 and to perform the duties and carry out the functions referred to in paragraphs (a) – (d).

CHAPTER 3
BOARD OF TRUSTEES OF ZULU ROYAL HOUSE TRUST

Composition of Board of Trustees of Trust

6.(1)(a) The Trust acts through a Board of Trustees (hereinafter referred to as "the Board") consisting of at least five, but not more than seven, members appointed by the Premier after consultation with the Monarch.

(b) One of the members of the Board must be designated by the Premier, after consultation with the Monarch, as Chairperson of the Board.

(c) The members of the Board must be fit and proper persons to serve the best interests of the Trust, collectively possessing appropriate knowledge, experience and skills: Provided that at least two members of the Board must have proven knowledge or experience of financial management.

(d) The Premier must, within two months after the appointment of the members of the Board, inform the Executive Council and the relevant Portfolio Committee of the names of the members of the Board including the term of their appointment.

(2) The Chairperson of the Board must –

(a) facilitate liaison between the Premier and the Monarch; and

(b) report to the Premier on a quarterly basis regarding the activities of the Board and the Trust and matters which are considered relevant.

(3) At the first meeting of the Board referred to in section 10(1), the members of the Board must elect a Deputy Chairperson from amongst the members of the Board.

(4)(a) Any vacancy on the Board amongst the members must be filled in the same manner in which the member who vacates the office was appointed.

(b) If the office of Deputy Chairperson of the Board becomes vacant, a Deputy Chairperson must be elected in accordance with subsection (3).

(5) No deficiency in the number of members of the Board affects or impairs the corporate existence of the Trust or any rights, duties or powers conferred or imposed by this Act upon the Trust or the Board.

Term of office and reappointment of members of Board

7. Members of the Board hold office for a period of five years or such lesser period as the Premier may determine and are eligible for re-appointment at the expiry of such period: Provided that no member may be re-appointed after having served on the Board for a continuous period of 10 years.

Vacancies, removal and resignation from office of members of Board

8.(1) The Premier may, after having afforded a member of the Board the opportunity to state his or her case, at any time terminate the term of office of such member if, in the opinion of the Premier, there are justifiable and cogent reasons for doing so.

(2) A member of the Board may resign by giving not less than 30 days written notice to the Premier: Provided that the Premier may waive the resignation notice.

(3) A member of the Board must vacate office if –

(a) the member is convicted of an offence of which dishonesty is an element;

(b) the member has been declared insolvent; or

(c) the member is absent from two or more meetings of the Board in one financial year without the permission of the Chairperson.

(4) Whenever a vacancy occurs on the Board, the Premier must, subject to section 6(4)(a), appoint a person to fill such vacancy for the unexpired portion of the period of appointment of the member of the Board in whose place such person is appointed.

Temporary suspension of member of Board

9. The Premier may suspend a member of the Board whilst the Premier is investigating allegations which, if found to be correct, may result in the member's appointment being terminated in terms of section 8(1) or (3).

Meetings and procedures at meetings of Board

10.(1) The first meeting of the Board must be held on a date and at a time and venue determined by the Premier, whereafter all future meetings must be as determined by the Chairperson: Provided that the Board must meet at least five times in any given financial year.

(2) The *quorum* for a meeting of the Board is a majority of the members of the Board.

(3) The proceedings at a meeting of the Board must, subject to the provisions of this section, be determined by the Chairperson including the right to decide that any matter under discussion may be withdrawn before it is put to the vote.

(4) The Chairperson must preside at all meetings of the Board: Provided that in his or her absence the Deputy Chairperson must preside, and in the event that neither the Chairperson nor the Deputy Chairperson are present at a meeting of the Board, the members of the Board then present may elect, from their own number, a person to act as Chairperson for the duration of that particular meeting.

(5) A decision of the Board must be taken by a majority of the votes of the members of the Board present at a meeting and, in the event of an equality of votes on any matter, the Chairperson has a casting vote in addition to his or her deliberative vote.

(6) The Board must keep minutes of its meetings and record its decisions and resolutions in writing.

(7) No decision of the Board is invalid merely by reason of a vacancy in the Board: Provided that the decision is taken by the required majority of the members of the Board then present and entitled to sit as members of the Board.

(8) The Chairperson, or a majority of the Board, may call an extraordinary meeting of the Board in which event the provisions of this section apply with the necessary changes.

(9) The –

(a) Director-General of the Province may attend and participate;

(b) Chief Financial Officer may attend and participate; and

(b) Head of Secretariat may participate,

but may not vote, in a meeting of the Board.

Recusal of member of Board from meetings and proceedings of Board

11.(1) A member of the Board must recuse himself or herself from a matter being investigated, considered or voted upon by the Board if one or more of the following occur –

(a) if he or she has a direct or indirect financial or other interest in the matter; or

(b) if there is a possibility that a direct or indirect financial or other interest in the matter might arise.

(2) If at any stage during the course of any proceedings before the Board it appears that a member of the Board who is present at that meeting has or may have an interest contemplated in

subsection (1), such member must forthwith disclose the nature of his or her interest and leave the meeting.

(3) Any disclosure made in terms of subsection (2) must be recorded in the minutes of the meeting in question.

(4) If it subsequently emerges that the Board took a decision on a matter in respect of which a member of the Board has failed to disclose an interest contemplated in subsection (1), such decision by the Board is invalid.

(5) For the purposes of this section "**indirect financial or other interest**" includes, but is not limited to, an interest held by any member's –

(a) business partner, associate or employer, other than the State;

(b) spouse, partner in a customary marriage, or person with whom such member cohabits or lives as though they are married; or

(c) child, parent or sibling.

Remuneration of members of Board

12.(1)(a) Subject to subsections (1)(b) and (2)(a), a member of the Board may be paid such remuneration and allowances as may be determined by the Premier in consultation with the Member of the Executive Council responsible for finance.

(b) A member of the Board who receives remuneration, allowances or other benefits by virtue of his or her office, position, post or employment in –

(i) the national government;

(ii) a provincial government;

(iii) a municipality;

(iv) a corporation, body or institution in which the national or a provincial government has a controlling interest; or

(v) a public entity, a national government business enterprise or a provincial government business enterprise as defined in section 1 of the Public Finance Management Act, 1999 (Act No. 1 of 1999),

and who continues to receive such remuneration, allowances or other benefits while serving as a member of the Board, may only receive remuneration and allowances referred to in paragraph (a) to the extent required to place such member in the financial position he or she would have been in were it not for such office, position, post or employment.

(c) Different remuneration and allowances may be determined for the following categories of

members of the Board –

(i) the Chairperson;

(ii) the Deputy Chairperson; and

(iii) the other members of the Board.

(2)(a) A member of the Board may, in respect of his or her functions as a member, receive reimbursement for reasonable actual subsistence and travelling expenses necessitated by the actual attendance of a meeting of the Board.

(b) The Member of the Executive Council responsible for finance must determine procedures, including control measures, for the management, handling and processing of claims for subsistence and traveling expenses contemplated in paragraph (a).

Establishment of committees to assist Board

13.(1) The Board may establish committees consisting of one or more of its members to –

(a) assist the Board in the performance of any of its powers, duties or functions; or

(b) enquire or conduct research into any matter falling within the mandate of the Board in terms of this Act.

(2) When establishing a committee contemplated in subsection (1), the Board must –

(a) determine the terms of reference of such committee including, but not limited to, whether or not such committee ceases to exist once it has completed the task or tasks allocated to it by the Board;

(b) appoint a Chairperson of such committee who must be a member of the Board; and

(c) determine whether or not such committee may co-opt persons who are not members of the Board and, if so, on what terms and conditions.

(3) The Board may, at any time, terminate the existence of a committee or any mandate given to a committee, irrespective of whether or not such committee has completed the task or tasks allocated to it by the Board.

Co-opting of persons to committees of Board

14.(1) The Board may, if it is of the opinion that a particular person is able to assist it in regard to any of its powers, duties or functions, co-opt such person for that purpose to a committee of the Board for such period as the Board may determine.

(2) A person co-opted in terms of subsection (1) is not entitled to vote at any meeting of a committee of the Board.

(3)(a) A person co-opted in terms of subsection (1) may, in respect of his or her functions as a co-opted member of a committee of the Board, receive reimbursement for reasonable actual subsistence and travelling expenses necessitated by the actual attendance of a meeting of a committee of the Board.

(b) The Member of the Executive Council responsible for finance must determine procedures, including control measures, for the management, handling and processing of claims for subsistence and traveling expenses contemplated in paragraph (a).

CHAPTER 4
CHIEF FINANCIAL OFFICER OF ZULU ROYAL HOUSE TRUST, HEAD OF SECRETARIAT OF BOARD AND OTHER STAFF OF ZULU ROYAL HOUSE TRUST

Chief Financial Officer of Trust

15.(1) The Board may, in consultation with the Premier, appoint a fit and proper and suitably qualified person as the Chief Financial Officer of the Trust.

(2) The Chief Financial Officer –

(a) is directly responsible and accountable to the Board;

(b) must report to the Board; and

(c) must, within three months of being appointed, conclude a written performance agreement with the Board.

(3) The Board may, in consultation with the Premier, terminate the Chief Financial Officer's appointment in accordance with applicable employment and labour law.

Head of Secretariat of Board and staff of Trust

16.(1) The Director-General of the Province must –

(a) designate a senior manager, employed by the Provincial Government in terms of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as the Head of Secretariat of the Board to render administrative, technical and professional secretarial and other support services to the Board in exercising its powers, performing its duties and fulfilling its functions; and

(b) designate such other persons, employed by the Provincial Government in terms of the

Public Service Act, 1994, as may be reasonably necessary, to assist –

(i) the Board with the administrative, technical and secretarial work incidental to the exercise of its powers, the performance of its duties and the fulfilment of its functions; and

(ii) the Trust with the achievement of its objects, the exercise of its powers, the performance of its duties and the fulfilment of its functions,

in terms of this Act.

(2) The Board and the Trust may utilise the services of persons seconded or transferred in accordance with the provisions of the Public Service Act, 1994.

(3) The Head of Secretariat of the Board –

(a) is directly responsible and accountable to the Director-General of the Province for the performance and operations of the Secretariat of the Board;

(b) must report to the Director-General of the Province and the Chairperson of the Board on the activities of the Secretariat of the Board and the staff of the Trust referred to in subsections (1)(b) and (2) and section 30(3)(b) and (c); and

(c) must, within three months of being designated as such, conclude a written performance agreement with the Director-General of the Province.

(4) The staff of the Trust –

(a) designated in terms of subsection (1)(b);

(b) seconded or transferred in terms of subsection (2)

(c) referred to in section 30(3)(b) and (c),

must report and are accountable to the Head of Secretariat of the Board.

CHAPTER 5
FUNDING AND MANAGEMENT OF ZULU ROYAL HOUSE TRUST

Funds of Trust

17.(1) The funds of the Trust consist of –

(a) moneys appropriated by the Provincial Legislature;

(b) donations or contributions lawfully received by the Trust from any source;

(c) interest on investments of the Trust; and

(d) income lawfully derived from –

(i) fundraising;

(ii) trading or business enterprises or ventures; or

(iii) any other source.

(2) The Trust must utilise its funds –

(a) for the payment of remuneration, allowances and subsistence and travelling expenses of the members of the Board; and

(b) to cover costs in connection with –

(i) the day to day operation and administration of the Trust; and

(ii) the performance of the duties and functions of the Trust and the exercise of its powers in terms of this Act.

(3)(a) The Board must, with the concurrence of the Member of the Executive Council responsible for finance, open an account in the name of the Trust with an institution registered as a bank in terms of the Banks Act, 1990 (Act No. 94 of 1990), and promptly deposit into it all money received in terms of subsection (1).

(b) All payments from the account of the Trust must be made on the authority of the Board or a person or persons designated in writing for that purpose by the Board.

(c) No payment may be made from the account of the Trust other than for the purposes contemplated in subsection (2) and section 3.

Financial administration and management of Trust

18.(1) Subject to the provisions of this Act and the Public Finance Management Act, 1999 (Act No. 1 of 1999), the Board is the accounting authority of the Trust and is responsible for the administration and management of the Trust and in particular for –

(a) all expenditure out of the funds of the Trust; and

(b) the receipt for the credit of the Trust of all moneys due or accruing to the Trust.

(2)(a) The Board must ensure that separate books of account and records are kept in respect of –

(i) moneys appropriated by the Provincial Legislature contemplated in section 17(1)(a); and

(ii) the other funds of the Trust contemplated in section 17(1)(b) – (d).

(b) The Board must cause full and proper books of account and all the necessary records in relation to moneys appropriated by the Provincial Legislature referred to in paragraph (a)(i) to be kept in accordance with the Public Finance Management Act, 1999 (Act No. 1 of 1999), generally accepted accounting practices and such other principles and practices as may be prescribed by the National Treasury and determined by the Auditor-General.

(3) The Board must ensure that the Trust's annual budgets, corporate plans, annual reports and audited financial statements are prepared and submitted in accordance with the Public Finance Management Act, 1999 (Act No. 1 of 1999), subject to any exemption of the Trust from any provision of that Act as contemplated in section 92 of the Public Finance Management Act, 1999.

(4) The Board must, within three months before the end of each financial year, submit to the Provincial Treasury for approval –

(a) a business plan for the Trust, containing measurable objectives and the other information contemplated in section 19(3)(b) and (c); and

(b) a statement of the estimated income and expenditure of the Trust,

in respect of the following three financial years.

(5) In any financial year the Board may submit to the Provincial Treasury for approval, adjusted or supplementary statements of the estimated income and expenditure of the Trust for that financial year.

(6) The Trust may not enter into any financial commitment beyond its approved budget and its accumulated reserves.

(7) The Board may –

(a) with the approval of the Provincial Treasury, invest any unexpended portion of the moneys of the Trust with the Corporation for Public Deposits or any other institution categorised or listed from time to time by the National Treasury as a Category "A1" financial institution; or

(b) with the approval of the Provincial Treasury, dispose of that portion in any other manner.

(8) The Board may, with the approval of the Provincial Treasury, establish a reserve fund for the Trust and deposit into it such amounts as the Provincial Treasury approves.

(9) Any unexpended balance in the Trust at the end of a financial year is carried forward as a credit in the Trust for the next financial year.

Audit and annual report of Trust

19.(1) The Auditor-General must audit the financial statements of the Trust.

(2)(a) The Board must table a report on the activities of the Trust during a financial year in the Provincial Legislature within five months after the end of that financial year.
(b) Within five months after the report has been tabled, the Chairperson of the Board, and at least two other members of the Board, must brief the relevant Portfolio Committee on the annual report.

(3) The report must –

(a) include a balance sheet and a statement of income and expenditure certified by the Auditor-General;

(b) state the extent to which the Trust has achieved or advanced its objects and purpose referred to in section 3 and the measurable objectives as set out in its business plan as contemplated in section 18(4)(a) during the financial year concerned; and

(c) contain relevant performance information regarding the economic, efficient and effective application of resources and specifically a comparison between planned and actual performance indicators as set out in that business plan.

CHAPTER 6
GENERAL PROVISIONS

Acquisition and disposal of immovable property by Trust

20. The Trust may, with the prior approval of the Provincial Treasury, lease, acquire, hold or dispose of immovable property in the course of its business.

Legal proceedings against Trust

21.(1) Any legal proceedings against the Trust must be instituted in accordance with the Institution of Legal Proceedings against certain Organs of State Act, 2002 (Act No. 40 of 2002).

(2) The Trust is, for purposes of subsection (1), regarded as an organ of state contemplated in paragraph (c) of the definition thereof in section 1 of the said Act.

Limitation of liability

22. Neither the Board nor any individual member of the Board, the Chief Financial Officer of the Trust, the Head of Secretariat of the Board or a member of staff of the Trust, is liable for anything done in good faith in the exercise of a power or the performance of a duty or function in terms of this Act.

Trust must establish website

23.(1) The Trust must –

(a) design, establish and maintain its own official website; and

(b) place on that official website any information required to be made public in terms of this Act or any other law.

(2) The Head of Secretariat of the Trust must maintain and regularly update the official website of the Trust.

Security of confidential information held by Trust

24.(1) Subject to the Constitution, the Promotion of Access to Information Act, 2000 (Act No. 2 of 2000), and any other applicable law, no person may disclose any information submitted to the Trust in connection with any legal brief or instruction, unless –

(a) he or she is ordered to do so by a court of law; or

(b) the person who gave such brief or instruction consents thereto in writing.

(2) Any person who contravenes subsection (1) is guilty of an offence.

Use of name of Trust

25.(1) No person may, without the prior written authorisation of the Board, in any way represent or make use of the name, acronym, logos, designs or material used or owned by the Trust.

(2) No person may falsely claim to be acting on behalf of the Trust.

(3) Any person who contravenes subsection (1) or (2) is guilty of an offence.

Delegation by Board

26.(1) The Board may, by a special resolution, delegate to the Chief Financial Officer of the Trust, the Head of Secretariat of the Board or a member of staff of the Trust, any power or duty conferred or imposed on the Board or the Trust by this Act.

(2) Any power or duty delegated in terms of subsection (1) must be exercised or performed

subject to such conditions as the Board considers necessary.

(3) A delegation referred to in subsection (1) –

(a) must be in writing;

(b) does not prohibit the Board from exercising that power or performing that duty; and

(c) may at any time be withdrawn or amended in writing by the Board.

General offences

27.(1) A member of the Board, the Chief Financial Officer of the Trust, the Head of Secretariat of the Board, a member of staff of the Trust, an adviser, agent or any other person engaged, employed by, or acting on behalf of, the Board or Trust is guilty of an offence if he or she directly or indirectly accepts any bribe or receives any unauthorised fee or reward from any person in connection with anything done or offered by the Board or Trust.

(2) Any person is guilty of an offence if he or she, in respect of or in connection with anything done or offered by the Board or Trust, bribes or attempts to bribe or corruptly influences or attempts to corruptly influence a member of the Board, the Chief Financial Officer of the Trust, the Head of Secretariat of the Board, a member of staff of the Trust, an adviser, agent or any other person engaged, employed by, or acting on behalf of, the Board or Trust.

(3) Any person who falsely claims that he or she is authorised to charge or collect fees, donations or contributions on behalf of, or by direction of, the Board or Trust is guilty of an offence.

(4) Any person who contravenes or fails to comply with the provisions of this Act or any regulation, is guilty of an offence.

Penalties

28. Any person convicted of an offence –

(a) in terms of section 27(1) or (2), is liable to a fine or to imprisonment for a period not exceeding that determined by national legislation for corruption; or

(b) in terms of section 24(2), 25(3) or 27(3) or (4), is liable to a fine or to imprisonment for a period not exceeding 5 years.

Regulations

29.(1) Subject to subsection (2), the Premier may, after consultation with the Board and by notice in the *Gazette*, make regulations regarding –

(a) any matter that may or must be prescribed in terms of this Act; or

(b) any administrative or procedural matter necessary to give effect to the provisions of this Act.

(2) Subject to –

(a) the provisions of the Public Finance Management Act, 1999 (Act No. 1 of 1999); and

(b) any exemption of the Trust from any provision of that Act as contemplated in section 92 of the Public Finance Management Act, 1999,

the Member of the Executive Council responsible for finance may, after consultation with the Premier and the Board and by notice in the *Gazette*, make regulations concerning –

(i) the financial administration, management and control of the Trust;

(ii) the leasing, acquisition, holding or disposal of immovable property by the Trust;

(iii) a conflict of interest of, and the acceptance of gifts by, a member of the Board, the Chief Financial Officer of the Trust, the Head of Secretariat of the Board, or a member of staff of the Trust; or

(iv) any matter referred to in subparagraphs (aa) – (cc) of section 5(d).

Transitional arrangements

30.(1) As stated in section 2(2) of this Act, the Trust is the legal successor in title to the KwaZulu-Natal Royal Household Trust established in terms of section 2(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007 (Act No. 2 of 2007).

(2) The persons who, on the day before the date of the commencement of this Act, were appointed or designated as members of the Board and Chairperson of the KwaZulu-Natal Royal Household Trust established in terms of section 2(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007, continue as members of the Board and Chairperson of the Trust and are regarded as having been appointed in terms of section 6 of this Act with effect from the date of the coming into operation of this Act.

(3)(a) The appointment of a person who, on the day before the date of the commencement of this Act, was the Chief Executive Officer of the KwaZulu-Natal Royal Household Trust established in terms of section 2(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007, is, on the date of the coming into operation of this Act, terminated in accordance with applicable employment and labour law.

(b) The person who, on the day before the date of the commencement of this Act, was appointed as the Chief Financial Officer of the KwaZulu-Natal Royal Household Trust established in terms of section 2(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007, continues as the Chief Financial Officer of the Trust and is regarded as having been appointed in terms of section 15(1) of this Act with effect from the date of the coming into operation of this Act.

(c) Other persons who, on the day before the date of the commencement of this Act, were appointed in terms of section 13(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007, as members of staff of the KwaZulu-Natal Royal Household Trust established in terms of section 2(1) of the repealed KwaZulu-Natal Royal Household Trust Act, 2007, continue as members of staff of the Trust with the retention of remuneration, rights, benefits and privileges: Provided that –

(i) the posts held by such members of staff may not be filled by the Trust where any vacancy subsequently arises for any reason; and

(ii) such members of staff must report and are accountable to the Head of Secretariat of the Board with effect from the date of the coming into operation of this Act.

(4)(a)The determination as set out in the Schedule applies with effect from 12 December 2014 in respect of the allocation, transfer and apportionment of the powers, functions, assets, liabilities, rights, duties, obligations and employees of the abolished Department of the Royal Household.

(b) The Premier, after consultation with the Board, may by notice in the *Gazette* and with effect from a date to be specified in such notice –

(i) amend; or

(ii) substitute,

the Schedule to this Act.

CHAPTER 7
REPEAL OF LAW AND SHORT TITLE

Repeal of law

32. The KwaZulu-Natal Royal Household Trust Act, 2007 (Act No. 2 of 2007), is hereby repealed.

Short title

33. This Act is called the KwaZulu-Natal Zulu Royal House Trust Act, 2017.

SCHEDULE

Determination in respect of the allocation, transfer and apportionment of the powers, functions, assets, liabilities, rights, duties, obligations and employees of the abolished Department of the Royal Household

(Section 30(4))

1. The Office of the Premier is responsible for the following functions of the abolished Department of the Royal Household –

(a) official administrative support to His Majesty in respect of His Majesty's official roles, duties and functions in terms of the KwaZulu-Natal Traditional Leadership and Governance Act, 2005 (Act No. 5 of 2005); and

(b) other official administrative support to His Majesty, including –

(i) the administration and payment of –

(aa) the official remuneration of His Majesty; and

(bb) subsistence and travel expenses and claims for official trips undertaken by His Majesty; and

(ii) speechwriting and praise-singing for, and on behalf of, His Majesty.

2. The Zulu Royal House Trust, established by section 2(1) of this Act, is responsible for all other functions of the abolished Department of the Royal Household, including –

(a) administrative support pertaining to –

(i) the personal and private activities of His Majesty;

(ii) the activities of the Queens and other members of the Zulu Royal House, which are, essentially, personal and private activities; and

(iii) the administration and payment of the remuneration (salaries, allowances and benefits) of the Queens;

(b) the administration, maintenance and management of the Royal palaces and the Royal farms; and

(c) the administration and management of the payment of remuneration, allowances and subsistence and travel expenses and claims of Trustees (Board Members) of the Zulu Royal House Trust for approved Zulu Royal House Trust business and activities.

3.(a) All the powers and duties of the abolished Department of the Royal Household relating specifically to the functions referred to in item 1(a) and (b) above, are transferred to, and vest in, the Office of the Premier.

(b) All other powers and duties of the abolished Department of the Royal Household are transferred to, and vest in, the Zulu Royal House Trust.

4.(a) The –

(i) budget, funds and movable assets of the abolished Department of the Royal Household; and

(ii) other rights, whether tangible or intangible, of the abolished Department of the Royal Household, whether such rights are conferred by, or arise from, contractual agreement or otherwise, of the abolished Department of the Royal Household,

relating specifically to the functions referred to in item 1(a) and (b) above are transferred to, and vest in, the Office of the Premier.

(b) The remaining –

(i) budget, funds and movable assets of the abolished Department of the Royal Household; and

(ii) other rights, whether tangible or intangible, of the abolished Department of the Royal Household, whether such rights are conferred by, or arise from, contractual agreement or otherwise, of the abolished Department of the Royal Household,

are transferred to, and vest in, the Zulu Royal House Trust.

5. All immovable assets, if any, registered in the name of the abolished Department of the Royal Household are, transferred to and vest in, the Zulu Royal House Trust: Provided that the Zulu Royal House Trust is not obliged to pay or render any consideration, monetary or otherwise, in respect of the transfer and vesting of any such immovable assets to, or in, the Zulu Royal House Trust: Provided, further, that the ancillary rights and obligations of the abolished Department of the Royal Household in respect of such immovable assets to determine, fix and collect rental, to take legal action to evict tenants in default and to maintain existing structures and dwellings, vest in the Zulu Royal House Trust.

6.(a) Any liability or obligation relating specifically to the functions referred to in item 1(a) and (b) above, whether contingent, vested or latent, of the abolished Department of the Royal Household, whether such liability or obligation is assigned by, or arises from, contractual agreement or otherwise, is transferred to, and vests in, the Office of the Premier: Provided that any financial deficit on the books of the abolished Department of the Royal Household may be defrayed by the KwaZulu-Natal Provincial Government from moneys specially appropriated by the Provincial Legislature for that purpose.

(b) Any other liability or obligation, whether contingent, vested or latent, of the abolished Department of the Royal Household, whether such liability or obligation is assigned by, or arises from, contractual agreement or otherwise, is transferred to, and vests in, the Zulu Royal House Trust: Provided that any financial deficit on the books of the abolished Department of the Royal

Household may be defrayed by the KwaZulu-Natal Provincial Government from moneys specially appropriated by the Provincial Legislature for that purpose.

7.(a) All employees of the abolished Department of the Royal Household, are hereby absorbed, transferred to, and placed in the service of, the Office of the Premier, with the retention of remuneration, rights, benefits and privileges, subject to the laws governing the public service and any applicable resolution of the General Public Service Sector Bargaining Council (GPSSBC).

(b) The practical implication of item 7(a) above, is that –

(i) all employees on the establishment of the abolished Department of the Royal Household are placed on the establishment of;

(ii) the total personnel and salary budget of the abolished Department of the Royal Household, is transferred to, and vests in; and

(iii) the funded vacant posts on the establishment of the abolished Department of the Royal Household are transferred to, and placed on the establishment of,

the Office of the Premier.

8. The employees listed in the **Annexure**, being employees of the abolished Department of the Royal Household, transferred to the Office of the Premier and performing functions and duties not relating specifically to the functions referred to in item 1(a) and (b) above are designated (in terms of section 16(1)(b) of this Act) to assist the Zulu Royal House Trust with the achievement of its objects, the exercise of its powers, the performance of its duties and the fulfilment of its functions, in relation to the administration, maintenance and management of the Royal palaces and the Royal farms and are, subject to the laws governing the public service and any applicable resolution of the General Public Service Sector Bargaining Council (GPSSBC), seconded to the Zulu Royal House Trust, with the retention of remuneration, rights, benefits and privileges (in terms of section 16(2) of this Act).

ANNEXURE

List of employees seconded to the Zulu Royal House Trust

(Item 8 of Schedule)

	Name	*PERSAL Number*
AUXILIARY SERVICES RELATED TO THE ROYAL PALACES AND THE ROYAL FARMS		
1.	**BIYELA, QH**	60166789
2.	**CHONCO, CT**	60204788
3.	**NDLOVU, ZA**	63962977
4.	**ZITHA, MS**	60209038
5.	**ZULU, NA**	64178820
6.	**ZUNGU, LM**	60200014
DLAMAHLAHLA ROYAL PALACE		
7.	**BUTHELEZI, ET**	60269405
8.	**BUTHELEZI, MR**	60263938
9.	**FAKUDE, BN**	61624098
10.	**MABASO, MR**	64316751
11.	**MANDLAZI, BF**	60299541
12.	**MATHE, EP**	60288540
13.	**MATHE, MN**	60299631
14.	**MATHE, N**	60264101
15.	**MATHE, TA**	61665223
16.	**MTHETHWA, MP**	61667773
17.	**SHONGWE, OK**	60300132
18.	**SHONGWE, NJ**	60300817
19.	**ZWANE, TW**	60299690
ENYOKENI ROYAL PALACE		
20.	**MAGUBANE, BZ**	60299479
21.	**MASONDO, NB**	60299878
22.	**SIBIYA, ZM**	60300671
23.	**ZULU, GJ**	64036332
24.	**ZULU, SM**	64319211
25.	**ZULU, ZG**	60295287
26.	**ZUNGU, ZM**	61623911
INGWAVUMA ROYAL PALACE		
27.	**GINA, GM**	61830526
28.	**GINA, NT**	61624161
29.	**GWALA, GN**	61663212
30.	**JOBE, BB**	64602711
31.	**MAHENDULA, A**	60264110
32.	**MNGOMEZULU, SM**	64604268
33.	**MYENI, MW**	64602427
34.	**NYAWO, NE**	64602605

	KHANGELA ROYAL PALACE	
35.	NDWANDWE, G	60299681
36.	NDWANDWE, TB	64257002
37.	NSELE, TB	60263946
38.	NTANZI, FN	61663751
39	NXELE, VS	61667749
40.	MASANGO, EM	64291251
41.	MASANGO, MA	60271639
42.	MASANGO, NI	60263768
43.	MASUKU, MP	61663336
44.	MBATHA, FT	60299665
45.	MBATHA, NI	61626091
46.	MTHETHWA, HT	60238763
47.	SHAMASE, LQ	62047027
48.	SHONGWE, BV	61666777
49.	SITHOLE, CR	60301678
50.	SITHOLE, JM	64257142
51.	SITHOLE, KJ	60274689
52.	SITHOLE, MD	60271621
53.	ZULU, MJ	60299673
54.	ZULU, TJ	60263873
	KWAKHETHA ROYAL PALACE	
55.	CEBEKHULU, SS	64179001
56.	GWALA, JA	61668010
57.	GWALA, PK	60288574
58.	GWALA, SB	61672726
59.	MNGADI, TB	60299614
60.	MTHIYANE, ZP	64393437
61.	NDWANDWE, PM	61880396
62.	NTULI, SS	60299738
63.	NXUMALO, PG	61663557
64.	SHAMASE, ZA	61668061
65.	ZULU, GR	60300078
66.	ZULU, MC	60286971
67.	ZULU, SK	61663921
68.	ZULU, TN	64612091
	LINDUZULU ROYAL PALACE	
69.	FAKUDE, MG	61625990
70.	NKOSI. SA	60300973
71.	SITHOLE, MB	61626082
72.	ZULU, NM	61667684
73.	ZULU, NP	64257193
74.	ZUNGU, DM	61624047
75.	XABA, PN	60299941
	ONDINI ROYAL PALACE	

76.	KHUMALO, MS	64568504
77.	MNCWANGO, M	64569349
	THOKAZI ROYAL FARM	
78.	KHUMALO, NB	61627836
79.	MPANZA, BT	61624268
80.	NENE, MS	61624616
81.	NTSHALINTSHALI, GA	61625906
	UMFOLOZI ROYAL FARM	
82.	NHLEBELA, HE	61623717
	ZWARTKOP ROYAL FARM	
83.	GINA, MZ	61625493

KENNISGEWING 9 VAN 2018

[Engelse teks deur die Premier geteken]

KWAZULU-NATAL
WET OP DIE ZOELOE KONINKLIKE HUISTRUST, 2018
(No. 03 van 2018)

Goedgekeur op 02-05-2018

WET

Om 'n statutêre trust vir die Zoeloe Koninklike Huis in die Provinsie van KwaZulu-Natal in te stel; om die oogmerke en werksaamhede vir die Zoeloe Koninklike Huistrust te bepaal; om die wyse te bepaal waarop die Zoeloe Koninklike Huistrust bestuur, beheer, beman en finansier sal word; om die toewysing, oordrag en toebedeling van die bevoegdhede, werksaamhede, bates, laste, regte, pligte, verpligtinge en werknemers

van die afgeskafte Departement van Koninklike Huishouding te bepaal; om voorsiening te maak vir die herroeping van die KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007; om voorsiening te maak vir oorgangsreëlings; en om voorsiening te maak vir aangeleenthede wat daarmee verband hou.

DAAR WORD soos volg deur die Provinsiale Wetgewer van die Provinsie van KwaZulu-Natal bepaal:-

RANGSKIKKING VAN ARTIKELS

Artikel

HOOFSTUK 1
OMSKRYWINGS

1. Omskrywings

HOOFSTUK 2
ZOELOE KONINKLIKE HUISTRUST

2. Instelling van Zoeloe Koninklike Huistrust
3. Oogmerke van Trust
4. Zoeloe Koninklike Gesin
5. Pligte, bevoegdhede en werksaamhede van Trust

HOOFSTUK 3
RAAD VAN TRUSTEES VAN ZOELOE KONINKLIKE HUISTRUST

6. Samestelling van Raad van Trustees van Trust
7. Ampstermyn en heraanstelling van lede van Raad
8. Vakatures, verwydering en bedanking uit amp van lede van Raad
9. Tydelike skorsing van lid van Raad
10. Vergaderings en prosedures by vergaderings van Raad
11. Onttrekking van lid van Raad van vergaderings en verrigtinge van Raad
12. Besoldiging van lede van Raad
13. Instelling van komitees om Raad by te staan
14. Koöptering van persone tot komitees van Raad

HOOFSTUK 4
HOOF- FINANSIËLE BEAMPTE VAN ZOELOE KONINKLIKE HUISTRUST, HOOF VAN SEKRETARIAAT VAN RAAD EN PERSONEEL VAN ZOELOE KONINKLIKE HUISTRUST

15. Hoof- Finansiële Beampte van Trust
16. Hoof van Sekretariaat van Raad en personeel van Trust

HOOFSTUK 5
BEFONDSING EN BESTUUR VAN ZOELOE KONINKLIKE HUISTRUST

17. Fonds van Trust

18. Finansiële administrasie en bestuur van Trust

19. Oudit en jaarverslag van Trust

HOOFSTUK 6
ALGEMENE BEPALINGS

20. Verkryging en beskikking van onroerende eiendom deur Trust

21. Regsgedinge teen Trust

22. Beperking van aanspreeklikheid

23. Trust moet webwerf daarstel

24. Sekuriteit van vertroulike inligting deur Trust gehou

25. Gebruik van Trust se naam

26. Delegering deur Raad

27. Algemene misdrywe

28. Strawwe

29. Regulasies

30. Oorgangsreëlings

HOOFSTUK 7
HERROEPING VAN WET EN KORT TITEL

31. Herroeping van wet

32. Kort titel

BYLAE

Bepaling ten opsigte van die toewysing, oordrag en toebedeling van die bevoegdhede, werksaamhede, bates, laste, regte, pligte, verpligtinge en werknemers van die afgeskafte Departement van Koninklike Huishoudingtrust (*Artikel 30(4)*)

AANHANGSEL

Lys van werknemers afgestaan aan die Zoeloe Koninklike Huistrust (*item 8 van Bylae*)

HOOFSTUK 1
OMSKRYWINGS

Omskrywings

1. In hierdie Wet, tensy uit die samehang anders blyk beteken –

"**finansiële jaar**" die tydperk vanaf 1 April in enige jaar tot 31 Maart van die volgende jaar;

"**Grondwet**" die Grondwet, 1996;

"**hierdie Wet**" sluit die regulasies en die Bylae in;

"**Hoof- Finansiële Beampte**" die Hoof- Finansiële Beampte van die Trust verwys na in artikel 15(1);

"**Hoof van Sekretariaat**" die Hoof van Sekretariaat van die Raad vermeld in artikel 16(1);

"*Koerant*" die amptelike Provinsiale *Koerant* van KwaZulu-Natal;

"**Koninklike Huishouding**" "*uMndeni weSilo*", die tradisionele instelling van die Koninklike Familie van die Monarg ooreenkomstig Zoeloegewoontereg en -gebruike;

"**Lid van die Uitvoerende Raad verantwoordelik vir Finansies**" die lid van die Uitvoerende Raad van die Provinsie van KwaZulu-Natal verantwoordelik vir Finansies;

"**Monarg**" die Monarg van die Provinsie van KwaZulu-Natal synde –

(a) die persoon wat die amp as Koning van die Zoeloenasie, die *Ingonyama* of *Isilo* beklee by die datum van inwerkingtreding van hierdie Wet; of

(b) die Monarg van die Provinsie van KwaZulu-Natal soos dit vervolgens in die Grondwet van KwaZulu-Natal of ander provinsiale wetgewing omskryf mag word;

"**Nasionale Tesourie**" die Nasionale Tesourie ingestel deur artikel 5 van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999);

"**personeel**" met betrekking tot die "**Raad**" en die "**Trust**", sluit in persone aangewys, afgestaan of oorgeplaas ingevolge artikel 16(1)(b) en (2);

"**Premier**" die Premier van die Provinsie van KwaZulu-Natal soos bedoel in artikel 125 van die Grondwet;

"**Provinsiale Regering**" die regering van die Provinsie van KwaZulu-Natal;

"**Provinsiale Wetgewer**" die Wetgewer van die Provinsie van KwaZulu-Natal;

"**Raad**" die Raad van Trustees van die Zoeloe Koninklike Huistrust vermeld in artikel 6(1);

"**regulasies**" regulasies gemaak ingevolge artikel 30;

"**Sy Majesteit**" die Monarg van die Provinsie van KwaZulu-Natal;

"**Trust**" die Zoeloe Koninklike Huistrust deur artikel 2(1) ingestel;

"**Uitvoerende Raad**" die Uitvoerende Raad van die Provinsie KwaZulu-Natal; en

"**voorgeskryf**" voorgeskryf ingevolge hierdie Wet en "**voorskryf**" het 'n ooreenstemmende betekenis.

HOOFSTUK 2
INSTELLING VAN ZOELOE KONINKLIKE HUISTRUST

Instelling van Zoeloe Koninklike Huistrust

2.(1) 'n Regspersoon wat bekend sal staan as die Zoeloe Koninklike Huistrust (hierna verwys na as "die Trust") word hiermee ingestel.

(2) Die Trust is die regsopvolger in titel tot die Koninklike Huishoudingtrust ingestel ingevolge artikel 2(1) van die herroepe KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007 (Wet No. 2 van 2007).

(3)(a) Die Trust is 'n provinsiale openbare entiteit.

(b) Die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), is van toepassing op die Trust, behoudens enige vrystelling van die Trust van enige bepaling van daardie Wet soos bedoel in artikel 92 van die Wet op Openbare Finansiële Bestuur, 1999.

(c) Enige verwysing in hierdie Wet na die Wet op Openbare Finansiële Bestuur, 1999, word beskou as 'n verwysing na daardie Wet, behoudens enige vrystelling van die Trust van enige bepaling van daardie Wet soos bedoel in artikel 92 van daardie Wet.

(d) Die Raad van Trustees van die Trust is die rekenpligtige gesag van die Trust.

(4) Die Wet op die Beheer van Trusteiendom, 1988 (Wet No. 57 van 1988), is nie van toepassing op die Trust nie en 'n lid van die Raad van Trustees vermeld in artikel 6(1) en is vrygestel daarvan om enige vorm van sekuriteit aan te bied.

Oogmerke van Trust

3.(1) Die Trust moet, op 'n wyse verenigbaar met die bepalings van hierdie Wet en binne die beskikbare begroting en hulpbronne –

(a) administreer word tot voordeel van die Monarg en die ander lede van die Zoeloe Koninklike Huis, ingesluit hul –

(i) stoflike welsyn;

(ii) opvoedkundige behoeftes;

(iii) aspirasies; en

(iv) maatskaplike welstand;

wat by hul status pas; en

(b) voorsiening maak vir die administrasie, instandhouding en bestuur van die bates van die Trust, ingesluit die Koninklike paleise en die Koninklike plase.

(2) Die Trust kan, deur enige regmatige middele –

(a) vir die Trust –

(i) ontvangste;

(ii) inkomste;

(iii) sake; en

(iv) welwillendheid,

genereer; en

(b) bates verkry.

Zoeloe Koninklike Gesin

4.(1) Vir die doeleindes van artikel 3 bestaan die Zoeloe Koninklike Huis uit die koninklike Koninginne en daardie bloedverwante van die Monarg wie se name in 'n lys verskyn soos van tyd tot tyd deur die Monarg aan die Premier voorsien.

(2) Die Premier –

(a) kan, na oorlegpleging met die Monarg, die lys vermeld in subartikel (1) terugtrek, vervang of wysig; en

(b) moet, in die kantoor van die Premier, sodanige gedateerde, oorspronklike lyste, onder handtekening van Monarg en deur die Monarg voorsien, permanent op rekord hou.

Pligte, bevoegdhede en werksaamhede van Trust

5. Die Trust –

(a) moet die werksaamhede verrig en die pligte en verantwoordelikhede uitvoer soos opgelê deur hierdie Wet;

(b) kan enige bevoegdheid –

(i) verleen deur enige bepaling van hierdie Wet of enige ander wet; of

(ii) gedelegeer of toegewys aan die Trust deur die Premier,

uitoefen;

(c) kan, in die uitoefening van sy bevoegdhede of die uitvoer van sy pligte en verrigting van sy werksaamhede vir bepaalde projekte en ingevolge hierdie Wet, kontrakte vir die dienste van persone wat oor tegniese of gespesialiseerde kennis beskik, vir enige aangeleentheid met betrekking tot die Trust, sluit en moet die besoldiging, ingesluit vergoeding vir reis- en verblyfkostes en ander uitgawes, van sodanige persone bepaal;

(d) kan, met die vooraf skriftelike goedkeuring van –

(i) die Lid van die Uitvoerende Raad verantwoordelik vir Finansies; en

(ii) die Ouditeur-generaal,

en behoudens enige vrywaring van die Trust van enige bepaling van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), soos bedoel in artikel 92 van daardie Wet of enige bepaling, voorwaarde, riglyn, opdrag of regulasie soos bepaal, opgelê, uitgereik of gemaak deur die persone verwys na in paragraaf (i) en (ii) hierbo en, behoudens enige ander wet –

(aa) gelde en fondse leen, insamel of belê;

(bb) aandele in enige maatskappy, soos omskryf in die Maatskappywet, 2008 (Wet No. 71 van 2008), daarstel, verkry of besit; of

(cc) by enige handeldryf, sake- of landbou-onderneming betrokke raak met die oogmerk om inkomste, sake of welwillendheid vir die Trust te genereer; en

(e) kan, oor die algemeen, enigiets doen wat nodig of wenslik is ten einde sy oogmerke vermeld in artikel 3 te bereik en om die pligte en die werksaamhede, soos vermeld in paragrawe (a) – (d), uit te voer en te verrig.

HOOFSTUK 3
RAAD VAN TRUSTEES VAN ZOELOE KONINKLIKE HUISTRUST

Samestelling van Raad van Trustees van Trust

6.(1)(a) Die Raad tree op deur 'n Raad van Trustees (hierna verwys na as "die Raad") bestaande uit minstens vyf, en hoogstens sewe, lede wat aangestel word deur die Premier na oorlegpleging met die Monarg.

(b) Een van die lede van die Raad moet, na oorleg met die Monarg, deur die Premier as Voorsitter van die Raad aangewys word.

(c) Die lede van die Raad moet geskikte en bekwame persone wees om die beste belange van die Trust te dien en moet gesamentlik oor toepaslike kennis, ondervinding en vaardigheid beskik: Met dien verstande dat minstens twee lede van die Raad oor bewese kennis of ondervinding van finansiële bestuur moet beskik.

(d) Die Premier moet, binne twee maande vanaf die Raadslede se aanstelling, die Uitvoerende Raad en die betrokke Portefeuljekomitee in kennis stel van die Raadslede se name, ingesluit hul aanstellingstermyn.

(2) Die Voorsitter van die Raad moet –

(a) skakeling tussen die Premier en die Monarg fasiliteer; en

(b) kwartaalliks aan die Premier verslag lewer met betrekking tot die aktiwiteite van die Raad en Trust en aangeleenthede wat as tersaaklik beskou word.

(3) By die eerste vergadering van die Raad, soos vermeld in artikel 10(1), moet die lede van die Raad 'n Ondervoorsitter uit die geledere van die Raad kies.

(4)(a) Enige vakature op die Raad in die geledere van die lede moet gevul word op dieselfde wyse waarop die lid wat die amp ontruim het, aangestel was.

(b) Indien die amp van die Ondervoorsitter vakant raak moet 'n Ondervoorsitter verkies word in ooreenstemming met subartikel (3).

(5) Geen tekort in die getal lede van die Raad beïnvloed of benadeel die korporatiewe bestaan van die Raad of enige regte, pligte of bevoegdhede verleen of opgelê deur hierdie Wet op die Trust of die Raad nie.

Ampstermyn en heraanstelling van lede van Raad

7. Lede van die Raad beklee 'n amp vir 'n tydperk van vyf jaar, of sodanige korter tydperk soos wat die Premier kan bepaal, en is verkiesbaar vir heraanstelling by die verstryking van sodanige tydperk: Met dien verstande dat geen lid heraangestel kan word nadat hy of sy vir 'n aaneenlopende tydperk van 10 jaar op die Raad gedien het nie.

Vakatures, verwydering en bedanking uit amp van lede van Raad

8.(1) Die Premier kan, nadat 'n lid van die Raad die geleentheid gegun is om sy of haar saak te stel, te eniger tyd die ampstermyn van sodanige lid beëindig indien, na die mening van die Premier, daar grondige en afdoende redes bestaan om dit te doen.

(2) 'n Lid van die Raad kan bedank deur nie minder nie as 30 dae skriftelike kennis te gee aan die Premier: Met dien verstande dat die Premier kan afsien van die kennisgewing van bedanking.

(3) 'n Lid van die Raad moet die amp ontruim indien –

(a) die lid skuldig bevind is aan 'n misdryf waarvan oneerlikheid 'n element is;

(b) die lid insolvent verklaar is; of

(c) die lid afwesig is van twee of meer vergaderings van die Raad in een finansiële jaar sonder toestemming van die Voorsitter.

(4) Wanneer 'n vakature op die Raad ontstaan moet die Premier, behoudens artikel 6(4)(a), 'n persoon aanstel om sodanige vakature te vul vir die onverstreke deel van die aanstellingstydperk van die lid van die Raad in wie se plek sodanige persoon aangestel is.

Tydelike skorsing van lid van Raad

9. Die Premier kan 'n lid van die Raad skors terwyl die Premier die bewerings ondersoek wat, indien daar gevind word dat dit korrek is, kan lei tot beëindiging van die lid se aanstelling ingevolge artikel 8(1) of (3).

Vergaderings en prosedures by vergaderings van Raad

10.(1) Die eerste vergadering van die Raad moet gehou word op 'n tyd, datum en plek bepaal deur die Premier, waarna alle toekomstige vergaderings moet plaasvind soos deur die Voorsitter bepaal: Met dien verstande dat die Raad minstens vyf keer in enige gegewe finansiële jaar moet vergader.

(2) Die kworum vir 'n vergadering van die Raad is 'n meerderheid van die lede van die Raad.

(3) Die verrigtinge by 'n vergadering van die Raad moet, behoudens die bepalings van hierdie artikel, bepaal word deur die Voorsitter, ingesluit die reg om te besluit dat enige aangeleentheid onder bespreking teruggetrek kan word voordat daaroor gestem word.

(4) Die Voorsitter moet voorsit by alle vergaderings van die Raad: Met dien verstande dat in sy of haar afwesigheid die Ondervoorsitter moet voorsit, en in die geval dat beide die Voorsitter en die Ondervoorsitter nie by 'n vergadering van die Raad teenwoordig is nie, kan die lede van die Raad wat dan teenwoordig is, uit hul eie geledere, 'n persoon kies om as Voorsitter op te tree vir die duur van daardie betrokke vergadering.

(5) 'n Besluit van die Raad moet deur 'n meerderheid van die stemme van die lede teenwoordig by 'n vergadering geneem word en, in die geval van 'n staking van stemme, het die Voorsitter 'n beslissende stem bykomend tot sy of haar beraadslagende stem.

(6) Die Raad moet notules hou van sy vergaderings en sy besluite en resolusies skriftelik opteken.

(7) Geen besluit van die Raad is ongeldig bloot op grond van 'n vakature op die Raad nie: Met dien verstande dat die besluit deur die vereiste meerderheid van die lede van die Raad dan teenwoordig, en geregtig om as lede van die Raad te sit, geneem is.

(8) Die Voorsitter, of 'n meerderheid van die Raad, kan 'n buitengewone vergadering van die Raad belê in welke geval die bepalings van hierdie artikel, met die nodige veranderinge, van toepassing is.

(9) Die –

(a) Direkteur-generaal van die Provinsie kan 'n vergadering van die Raad bywoon en daaraan deelneem;

(b) Hoof- Finansiële Beampte kan 'n vergadering van die Raad bywoon en daaraan deelneem; en

(c) Hoof van Sekretariaat kan aan 'n vergadering van die Raad deelneem,

maar kan nie stem nie.

Onttrekking van lid van Raad van vergaderings en verrigtinge van Raad

11.(1) 'n Lid van die Raad moet homself of haarself van 'n aangeleentheid onttrek wat deur die Raad ondersoek, oorweeg of oor gestem word indien een of meer van die volgende geld –

(a) indien hy of sy oor 'n regstreekse of onregstreekse finansiële of ander belang in die aangeleentheid beskik; of

(b) indien die moontlikheid bestaan dat 'n regstreekse of onregstreekse finansiële of ander belang in die aangeleentheid kan opduik.

(2) Indien dit in enige stadium gedurende die verloop van enige verrigtinge voor die Raad voorkom dat 'n lid van die Raad wat teenwoordig is by daardie vergadering oor 'n belang, bedoel in subartikel (1), beskik of mag beskik, moet sodanige lid onverwyld die aard van sy of haar belang verklaar en die vergadering verlaat.

(3) Enige bekendmaking ingevolge subartikel (2) moet aangeteken word in die notule van die betrokke vergadering.

(4) Indien dit gevolglik blyk dat die Raad 'n besluit geneem het oor 'n aangeleentheid ten opsigte waarvan 'n lid van die Raad versuim het om 'n belang bedoel in subartikel (1) van hierdie artikel te verklaar, is sodanige besluit van die Raad ongeldig.

(5) Vir die doeleindes van hierdie artikel sluit **"regstreekse finansiële of ander belang"** in, maar is nie beperk nie tot, 'n belang gehou deur enige lid se –

(a) sakevennoot, kollega of werkgewer, anders as die Staat;

(b) gade, deelgenoot in 'n gewoontehuwelik, of persoon saam met wie sodanige lid woon of leef asof hulle getroud is; of

(c) kind, ouer of broer of suster.

Besoldiging van lede van Raad

12.(1)(a) Behoudens subartikels (1)(b) en (2)(a), kan 'n lid van die Raad sodanige besoldiging en toelaes betaal word soos deur die Premier bepaal kan word, in oorlegpleging met die Lid van die Uitvoerende Raad verantwoordelik vir Finansies.

(b) 'n Lid van die Raad wat besoldiging, toelaes of ander voordele ontvang uit hoofde van sy of haar amp, posisie, pos of diens in –

(i) die nasionale regering;

(ii) 'n provinsiale regering;

(iii) 'n munisipaliteit;

(iv) 'n korporasie, liggaam of instelling waarin die nasionale of provinsiale regering 'n beherende belang het; of

(v) 'n openbare entiteit, 'n nasionale regering-sakeonderneming of 'n provinsiale regering-sakeonderneming soos omskryf in artikel 1 van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999),

en wie voortgaan om sodanige besoldiging, toelaes of ander voordele te ontvang terwyl hy of sy as lid van die Raad diens doen, kan alleenlik die besoldiging en toelaes vermeld in paragraaf (a) ontvang tot die mate wat vereis word om sodanige lid in die finansiële posisie te plaas waarin hy of sy sou wees indien dit nie was vir sodanige amp, posisie, pos of diens nie.

(c) Verskillende besoldiging en toelaes kan bepaal word vir die volgende kategorieë van lede van die Raad –

(i) die Voorsitter;

(ii) die Ondervoorsitter; en

(iii) die ander lede van die Raad.

(2)(a) 'n Lid van die Raad kan, ten opsigte van sy of haar werksaamhede as 'n lid, vergoeding vir redelike en werklike reis- en verblyfuitgawes ontvang wat deur die werklike bywoning van 'n vergadering van die Raad genoodsaak is.

(b) Die Lid van die Uitvoerende Raad verantwoordelik vir Finansies moet prosedures, met inbegrip van beheermaatreëls, vir die beheer, hantering en prosessering van eise vir reis- en verblyfuitgawes bedoel in paragraaf (a) bepaal.

Instelling van komitees om Raad by te staan

13.(1) Die Raad kan komitees, wat uit een of meer van sy lede bestaan, instel om –

(a) die Raad by te staan in die uitoefening van sy bevoegdhede, uitvoering van pligte en verrigting van werksaamhede; of

(b) navraag of navorsing te doen oor enige aangeleentheid binne die mandaat van die Raad ingevolge hierdie Wet.

(2) Wanneer 'n komitee bedoel in subartikel (1) ingestel word, moet die Raad –

(a) die opdrag van sodanige komitee bepaal, ingesluit, maar nie beperk nie tot, hetsy of nie sodanige komitee ophou om te bestaan sodra sy taak of take, soos aan hom toegewys deur die Raad, afgehandel is;

(b) 'n Voorsitter van sodanige komitee wat 'n lid van die Raad moet wees aanstel; en

(c) bepaal hetsy of nie sodanige komitee persone wat nie lede van die Raad is nie kan koöpteer en, indien wel, op watter bepalings en voorwaardes.

(3) Die Raad kan te eniger tyd die bestaan van 'n komitee, of enige mandaat wat aan 'n komitee gegee is, beëindig, ongeag of sodanige komitee die taak of take wat deur die Raad aan hom toegewys is, afgehandel het of nie.

Koöptering van persone op komitees van Raad

14.(1) Die Raad kan, indien hy van mening is dat 'n bepaalde persoon bevoeg is om hom by te staan rakende enige van sy bevoegdhede, pligte of werksaamhede, sodanige persoon vir daardie doel koöpteer op 'n komitee van die Raad vir sodanige tydperk wat die Raad kan bepaal.

(2) 'n Persoon gekoöpteer ingevolge subartikel (1) is nie geregtig om by enige vergadering van 'n komitee van die Raad te stem nie.

(3)(a) 'n Persoon gekoöpteer ingevolge subartikel (1) kan, ten opsigte van sy of haar werksaamhede as 'n gekoöpteerde lid op 'n komitee van die Raad, vergoeding ontvang vir redelike en werklike reis- en verblyfuitgawes genoodsaak deur die werklike bywoning van 'n vergadering van 'n komitee van die Raad.

(b) Die Lid van die Uitvoerende Raad verantwoordelik vir Finansies moet prosedures, met inbegrip van beheermaatreëls, vir die bestuur, hantering en prosessering van eise vir reis- en verblyfuitgawes bedoel in paragraaf (a), bepaal.

HOOFSTUK 4
HOOF- FINANSIËLE BEAMPTE VAN ZOELOE KONINKLIKE HUISTRUST, HOOF VAN SEKRETARIAAT VAN RAAD EN ANDER PERSONEEL VAN ZOELOE KONINKLIKE HUISTRUST

Hoof- Finansiële Beampte van Trust

15.(1) Die Raad kan, in oorlegpleging met die Premier, 'n geskikte en behoorlik gekwalifiseerde persoon aanstel as Hoof- Finansiële Beampte van die Trust.

(2) Die Hoof- Finansiële Beampte –

(a) is regstreeks verantwoordelik en aanspreeklik aan die Raad;

(b) moet aan die Raad rapporteer; en

(c) moet, binne drie maande vanaf aanstelling, 'n skriftelike prestasie-ooreenkoms met die Raad sluit.

(3) Die Raad kan, in oorlegpleging met die Premier, die diens van die Hoof- Finansiële Beampte beëindig in ooreenstemming met toepaslike indiensnemings- en arbeidsreg.

Hoof van Sekretariaat van Raad en personeel van Trust

16.(1) Die Direkteur-generaal van die Provinsie moet –

(a) 'n senior bestuurder, in diens geneem deur die Provinsiale Regering ingevolge die Staatsdienswet, 1994 (Proklamasie No. 103 van 1994), aanwys as Hoof van Sekretariaat van die Raad ten einde administratiewe, tegniese en professionele sekretariële en ander ondersteuningsdienste aan die Raad te verleen in die uitoefening van sy bevoegdhede, uitvoer van sy pligte en verrigting van werksaamhede; en

(b) sodanige ander persone in diens van die Provinsiale Regering ingevolge die Staatsdienswet, 1994, aanwys soos redelik nodig kan wees, ten einde –

(i) die Raad met die administratiewe, tegniese en sekretariële werk bykomstig tot die uitoefening van sy bevoegdhede, die uitvoer van sy pligte en verrigting van sy werksaamhede; en

(ii) die Trust met die vervulling van sy oogmerke, die uitoefening van sy bevoegdhede, die uitvoer van sy pligte en verrigting van sy werksaamhede,

ingevolge hierdie Wet by te staan.

(2) Die Raad en die Trust kan die dienste van persone afgestaan of oorgeplaas in ooreenstemming met die bepalings van die Staatsdienswet, 1994, benut.

(3) Die Hoof van Sekretariaat –

(a) is regstreeks aan die Direkteur-generaal van die Provinsie verantwoordbaar en aanspreeklik vir die prestasie en werksaamhede van die Sekretariaat van die Raad;

(b) moet aan die Direkteur-generaal van die Provinsie en die Voorsitter van die Raad verslag lewer oor die aktiwiteite van die Sekretariaat van die Raad en die personeel van die Trust vermeld in subartikels (1)(b) en (2) en artikel 30(3)(b) en (c); en

(c) moet, binne drie maande vanaf aanwysing as Hoof van Sekretariaat 'n skriftelike prestasie-ooreenkoms met die Direkteur-generaal van die Provinsie sluit.

(4) Die personeel van die Trust –

(a) aangewys ingevolge subartikel (1)(b); of

(b) afgestaan of oorgeplaas ingevolge subartikel (2),

(c) vermeld in artikel 30(3)(b) en (c),

is aan die Hoof van Sekretariaat van die Raad verantwoordbaar en moet aan hom of haar rapporteer.

HOOFSTUK 5
BEFONDSING EN BESTUUR VAN ZOELOE KONINKLIKE HUISTRUST

Fondse van Trust

17.(1) Die fondse van die Trust bestaan uit –

(a) gelde bewillig deur die Provinsiale Wetgewer;

(b) skenkings of bydraes wettiglik deur die Trust vanaf enige bron ontvang;

(c) rente op beleggings van die Trust; en

(d) inkomste wettiglik afkomstig van –

(i) fondsinsameling;

(ii) handeldryf of sake-ondernemings; of

(iii) enige ander bron.

(2) Die Trust moet sy fondse benut –

(a) vir die betaling van besoldiging, toelaes en reis- en verblyfkostes van die lede van die Raad; en

(b) om kostes te dek in verband met –

(i) die daaglikse bedryf en administrasie van die Trust; en

(ii) die uitvoer van die pligte en verrigting van werksaamhede van die Trust en die uitoefening van sy bevoegdhede ingevolge hierdie Wet.

(3)(a) Die Raad moet, met die instemming van die Lid van die Uitvoerende Raad verantwoordelik vir Finansies, 'n rekening in die naam van die Trust oopmaak by 'n instelling geregistreer as 'n bank ingevolge die Bankewet, 1990 (Wet No. 94 van 1990), en onmiddellik alle gelde ontvang ingevolge subartikel (1) daarin deponeer.

(b) Alle betalings uit die rekening van die Trust moet gemaak word op gesag van die Raad of 'n persoon of persone skriftelik aangewys deur die Raad vir daardie doel.

(c) Geen betaling kan uit die rekening van die Trust gemaak word behalwe vir die doeleindes bedoel in subartikel (2) en artikel 3 nie.

Finansiële administrasie en bestuur van Trust

18.(1) Behoudens die bepalings van hierdie Wet en die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), is die Raad die rekenpligtige gesag van die Trust en is verantwoordelik vir die administrasie en bestuur van die Trust en in die besonder vir –

(a) alle besteding uit die fondse van die Trust; en

(b) die ontvangs, tot die krediet van die Trust, van alle gelde verskuldig aan of opgeloop tot die Trust.

(2) Die Raad moet teweegbring dat volledige en behoorlike rekeningboeke en alle nodige tersaaklike rekords gehou word in ooreenstemming met die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), algemeen aanvaarbare rekenkundige praktyke en ander sodanige ander beginsels en praktyke soos deur die Nasionale Tesourie voorgeskryf kan word en deur die Ouditeur-generaal bepaal kan word.

(3) Die Raad moet verseker dat die Trust se jaarlikse begrotings, korporatiewe planne, jaarverslae en geouditeerde finansiële state voorberei en voorgelê word in ooreenstemming met die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999), behoudens enige vrystelling van die Trust van enige bepaling van daardie Wet soos bedoel in artikel 92 van die Wet op Openbare Finansiële Bestuur, 1999.

(4) Die Raad moet, binne drie maande voor die einde van elke finansiële jaar, by die Provinsiale Tesourie –

(a) 'n sakeplan vir die Trust, wat meetbare doelwitte en ander inligting bedoel in artikel 19(3)(b) en (c) bevat; en

(b) 'n verslag van die beraamde inkomste en uitgawes van die Trust,

ten opsigte van die volgende drie finansiële jare voorlê vir goedkeuring.

(5) In enige finansiële jaar kan die Raad aangepaste of aanvullende verslae van die beraamde inkomste en uitgawes van die Trust vir daardie finansiële jaar aan die Provinsiale Tesourie voorlê vir goedkeuring.

(6) Die Trust kan geen finansiële verbintenis bo en behalwe sy goedgekeurde begroting en sy opgelope reserwes aangaan nie.

(7) Die Raad kan –

(a) met die goedkeuring van die Provinsiale Tesourie enige onbestede gedeelte van die gelde van die Trust belê by die Korporasie vir Openbare Deposito's of enige ander

instelling wat van tyd tot tyd deur die Nasionale Tesourie as 'n Kategorie "A1" finansiële instelling gekategoriseer of gelys word; of

(b) met die goedkeuring van die Provinsiale Tesourie op enige ander wyse oor daardie gedeelte beskik.

(8) Die Raad kan, met die goedkeuring van die Provinsiale Tesourie, 'n reserwefonds vir die Trust instel en sodanige bedrae as wat die Provinsiale Tesourie goedkeur daarin stort.

(9) Enige onbestede balans in die Trust teen die einde van 'n finansiële jaar word as 'n krediet in die Trust vir die volgende finansiële jaar oorgedra.

Oudit en jaarverslag van Trust

19.(1) Die Ouditeur-generaal moet die finansiële state van die Trust oudit.

(2)(a) Die Raad moet 'n verslag oor die werksaamhede van die Trust in 'n finansiële jaar in die Provinsiale Wetgewer binne vyf maande na die einde van daardie finansiële jaar ter tafel lê.

(b) Binne vyf maande nadat die verslag ter tafel gelê is, moet die Voorsitter van die Raad, en minstens twee ander lede van die Raad, die betrokke Portefeuljekomitee oor die jaarverslag voorlig.

(3) Die verslag moet –

(a) 'n balansstaat en 'n inkomste- en uitgawestaat, gesertifiseer deur die Ouditeur-generaal, insluit;

(b) die mate waarin die Trust sy doelwitte, vermeld in artikel 3, vir die betrokke boekjaar bereik of bevorder het uiteensit asook die meetbare doelwitte soos in sy sakeplan bedoel in artikel 18(4)(a) uiteengesit; en

(c) toepaslike prestasie-inligting betreffende die ekonomiese, doeltreffende en doelmatige benutting van hulpbronne bevat en spesifiek 'n vergelyking tussen beplande en werklike prestasie-aanduiders soos in die sakeplan uiteengesit.

HOOFSTUK 6
ALGEMENE BEPALINGS

Verkryging en beskikking van onroerende eiendom deur Trust

20. Die Trust kan, met die vooraf goedkeuring van die Provinsiale Tesourie, onroerende eiendom huur, verkry, besit of daaroor beskik in die verloop van sake.

Regsgedinge teen Trust

21.(1) Enige regsgedinge teen die Trust moet ingestel word in ooreenstemming met die Wet op die Instel van Geregtelike Verrigtinge teen sekere Staatsorgane, 2002 (Wet No. 40 van 2002).

(2) Die Trust word, vir doeleindes van subartikel (1), beskou as 'n staatsorgaan bedoel in paragraaf (c) van die omskrywing daarvan in artikel 1 van die vermelde Wet.

Beperking van aanspreeklikheid

22. Nóg die Raad nóg enige individuele lid van die Raad, die Hoof- Finansiële Beampte van die Trust, die Hoof van Sekretariaat of 'n personeellid van die Trust is aanspreeklik vir enigiets wat te goeder trou gedoen is in die uitoefening van 'n bevoegdheid of die uitvoering van 'n plig of verrigting van 'n werksaamheid ingevolge hierdie Wet.

Trust moet webwerf daarstel

23.(1) Die Trust moet –

(a) sy eie amptelike webwerf ontwerp, daarstel en instandhou; en

(b) op daardie amptelike webwerf enige inligting wat vereis word om openbaar gemaak te word plaas, ingevolge hierdie Wet of enige ander wet.

(2) Die Hoof van Sekretariaat van die Trust moet die amptelike webwerf van die Trust instandhou en gereeld opdateer.

Sekuriteit van vertroulike inligting gehou deur Trust

24.(1) Behoudens die Grondwet, die Wet op Bevordering van Toegang tot Inligting, 2000 (Wet No. 2 van 2000), en enige ander toepaslike wetgewing, kan geen persoon enige inligting wat voorgelê is aan die Trust in verband met enige regsopdrag of instruksie openbaar maak nie, tensy –

(a) hy of sy deur 'n hof daartoe beveel is; of

(b) die persoon wat sodanige opdrag of instruksie verskaf het skriftelik daartoe instem.

(2) Enige persoon wat subartikel (1) oortree is skuldig aan 'n misdryf.

Gebruik van Trust se naam

25.(1) Geen persoon kan, sonder die vooraf skriftelike goedkeuring van die Trust, op enige wyse die naam, akroniem, embleme, ontwerpe of materiaal wat deur die Trust gebruik of besit word, gebruik of dit verteenwoordig nie.

(2) Geen persoon kan valslik voorgee dat hy of sy namens die Trust handel nie.

(3) Enige persoon wat subartikels (1) en (2) oortree is skuldig aan 'n misdryf.

Delegering deur Raad

26.(1) Die Raad kan, deur 'n spesiale resolusie, aan die Hoof- Finansiële Beampte van die Trust, die Hoof van Sekretariaat van die Raad of 'n personeellid van die Trust, enige bevoegdheid of plig verleen of opgelê op die Raad of die Trust deur hierdie Wet, delegeer.

(2) Enige bevoegdheid of plig gedelegeer ingevolge subartikel (1) moet uitgeoefen of uitgevoer word behoudens sodanige voorwaardes wat die Raad nodig ag.

(3) 'n Delegering verwys na in subartikel (1) –

(a) moet skriftelik wees;

(b) verhoed nie die Raad om daardie bevoegdheid uit te oefen of daardie plig uit te voer nie; en

(c) kan te eniger tyd skriftelik deur die Raad teruggetrek of gewysig word.

Algemene misdrywe

27.(1) 'n Lid van die Raad, die Hoof- Finansiële Beampte, die Hoof van Sekretariaat van die Raad, 'n personeellid van die Trust, 'n adviseur, agent of enige ander persoon betrokke by, in diens van, of wat handel namens, die Raad of Trust is skuldig aan 'n misdryf indien hy of sy regstreeks of onregstreeks enige omkoopgeld of enige ander ongemagtigde gelde of vergoeding van enige persoon ontvang in verband met enigiets wat deur die Trust gedoen of aangebied word.

(2) Enige persoon is skuldig aan 'n misdryf indien hy of sy ten opsigte van, of in verband met, enigiets wat deur die Trust gedoen of aangebied word, 'n lid van die Raad, die Hoof- Finansiële

Beampte van die Trust, die Hoof van Sekretariaat van die Raad, 'n personeellid van die Trust, 'n adviseur, agent of enige ander persoon betrokke by, in diens van, of wat namens die Raad of Trust handel omkoop of probeer omkoop, of beïnvloed om korrupsie te pleeg of probeer beïnvloed om korrupsie te pleeg.

(3) Enige persoon wat valslik voorgee dat hy of sy gemagtig is om gelde, donasies of bydraes namens, of in opdrag van, die Raad of Trust te hef of in te samel, is skuldig aan 'n misdryf.

(4) Enige persoon wat die bepalings van hierdie Wet of regulasies met betrekking tot hierdie Wet oortree of versuim om daaraan te voldoen, is skuldig aan 'n misdryf.

Strawwe

28. Enige persoon wat aan 'n misdryf skuldig bevind word –

(a) ingevolge artikel 28(1) of (2) is strafbaar met 'n boete, of tot gevangenisstraf vir 'n tydperk wat nie die tydperk soos bepaal deur nasionale wetgewing vir korrupsie oorskry nie; of

(b) ingevolge artikel 24(2), 26(3) of 28(3) of (4), is strafbaar met 'n boete, of gevangenisstraf vir 'n tydperk van hoogstens vyf jaar.

Regulasies

29.(1) Behoudens subartikel (2) kan die Premier, na oorlegpleging met die Raad en deur kennisgewing in die *Koerant*, regulasies maak betreffende –

(a) enige aangeleentheid wat voorgeskryf kan word of voorgeskryf moet word ingevolge hierdie Wet; of

(b) enige administratiewe of prosedurele aangeleentheid wat nodig is om uitvoering aan die bepalings van hierdie Wet te gee.

(2) Behoudens –

(a) die bepalings van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999); en

(b) enige vrystelling van die Trust van enige bepaling van daardie Wet soos bedoel in artikel 92 van die Wet op Openbare Finansiële Bestuur, 1999,

kan die Lid van die Uitvoerende Raad verantwoordelik vir Finansies, na oorlegpleging met die Premier en die Raad en deur kennisgewing in die *Koerant*, regulasies maak betreffende –

(i) die finansiële administrasie, bestuur en beheer van die Trust;

(ii) die huur, verkryging, besit of beskikking van onroerende eiendom deur die Trust;

(iii) strydige belange van, en die aanvaarding van geskenke deur, 'n lid van die Raad, die Hoof- Finansiële Beampte van die Trust, die Hoof van Sekretariaat van die Raad, of 'n personeellid van die Trust; of

(iv) enige aangeleentheid verwys na in subparagrawe (aa) – (cc) van artikel 5(d).

Oorgangsreëlings

30.(1) Soos vermeld in artikel 2(2) van hierdie Wet, is die Trust die regsopvolger in titel van die KwaZulu-Natal Koninklike Huishoudingtrust ingestel ingevolge artikel 2(1) van die KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007 (Wet No. 2 van 2007), wat herroep is.

(2) Die persone wat op die dag voor die inwerkingtredingsdatum van hierdie Wet as lede van die Raad en Voorsitter van die KwaZulu-Natal Koninklike Huishoudingtrust ingestel ingevolge artikel 2(1) van die herroepe KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007, aangestel of aangewys is, gaan voort as lede van die Raad en Voorsitter van die Trust en word beskou as aangestel ingevolge artikel 6 van hierdie Wet effektief vanaf die inwerkingtredingsdatum van hierdie Wet.

(3)(a) 'n Persoon wat, op die dag voor die inwerkingtredingsdatum van hierdie Wet, die Hoof-Uitvoerende Beampte van die KwaZulu-Natal Koninklike Huishoudingtrust, ingestel ingevolge artikel 2(1) van die herroepe KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007, op die inwerkingtredingsdatum van hierdie Wet was, se aanstelling word beëindig in ooreenstemming met toepaslike indiensnemings- en arbeidsreg.

(b) Die persoon wat, op die dag voor inwerkingtreding van hierdie Wet, aangestel was as die Hoof- Finansiële Beampte van die KwaZulu-Natal Koninklike Huishoudingtrust ingestel ingevolge artikel 2(1) van die herroepe KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007, gaan voort as die Hoof- Finansiële Beampte van die Trust en word beskou as aangestel ingevolge artikel 15(1) van hierdie Wet, effektief vanaf die inwerkingtredingsdatum van hierdie Wet.

(c) Ander persone wat, ingevolge artikel 13(1) van die herroepte KwaZulu-Natal Wet op die Koninklike Huishoudingtrust, 2007, op die dag voor die datum van inwerkingtreding van hierdie Wet, aangestel is as personeellede van die KwaZulu-Natal Koninklike Huishoudingtrust ingestel ingevolge artikel 2(1) van die herroepte KwaZulu-Natal Wet op die Koninklike

Huishoudingtrust, 2007, gaan voort as personeellede van die Trust met behoud van vergoeding, regte, voordele en voorregte: Met dien verstande dat –

(i) die poste wat deur sodanige personeellede beklee word, nie deur die Trust gevul mag word wanneer enige vakature daarna om een of ander rede ontstaan nie; en

(ii) sodanige personeellede aan die Hoof van Sekretariaat van die Raad verantwoordbaar is en aan hom of haar moet rapporteer met effek vanaf die datum van inwerkingtreding van hierdie Wet.

(4)(a) Die bepaling, soos uiteengesit in die Bylae, is van toepassing met inwerkingtreding vanaf 12 Desember 2014 ten opsigte van die toewysing, oordrag en toebedeling van die bevoegdhede, werksaamhede, bates, laste, regte, pligte, verpligtinge en werknemers van die afgeskafte Departement van die Koninklike Huishouding.

(b) Die Premier kan, na oorlegpleging met die Raad, deur kennisgewing in die *Koerant* en met inwerkingtreding vanaf 'n datum aangedui in sodanige kennisgewing die Bylae tot hierdie Wet –

(i) wysig; of

(ii) vervang.

HOOFSTUK 7
HERROEPING VAN WET EN KORT TITEL

Herroeping van wet

31. Die KwaZulu-Wet op die Koninklike Huishoudingtrust, 2007 (Wet No. 2 van 2007), word hiermee herroep.

Kort titel

32. Hierdie wet word die KwaZulu-Natal Wet op die Zoeloe Koninklike Huistrust, 2017 genoem.

BYLAE

Bepaling ten opsigte van die toewysing, oordrag en toebedeling van die bevoeghede, bates, laste, regte, pligte, verpligtinge en werknemers van die afgeskafte Departement van die Koninklike Huishouding *(Artikel 30(4))*

1. Die Kantoor van die Premier is verantwoordelik vir die volgende werksaamhede van die afgeskafte Departement van die Koninklike Huishouding –

(a) amptelike administratiewe ondersteuning aan Sy Majesteit ten opsigte van Sy Majesteit se amptelike rolle, pligte en werksaamhede ingevolge die Wet op Tradisionele Leierskap en Regering, 2005 (Wet No. 5 van 2005); en

(b) ander amptelike administratiewe ondersteuning aan Sy Majesteit, ingesluit –

(i) die administrasie en betaling van –

(aa) die amptelike besoldiging van Sy Majesteit; en

(bb) reis- en verblyfkostes en eise vir amptelike reise onderneem deur Sy Majesteit; en

(ii) skryf van toesprake en lofuiting vir, en namens, Sy Majesteit.

2. Die Koninglike Huishoudingtrust, ingestel deur artikel 2(1) van hierdie Wet, is verantwoordelik vir alle ander werksaamhede van die afgeskafte Departement van die Koninklike Huishouding, ingesluit –

(a) administratiewe ondersteuning betreffende –

(i) persoonlike en privaataktiwiteite van Sy Majesteit;

(ii) die aktiwiteite van die Koninginne en ander lede van die Zoeloe Koninklike Huis wat wesenlik persoonlike en privaataktiwiteite is;

(iii) die administrasie en betaling van die besoldiging (salarisse, toelaes en voordele) van die Koninginne; en

(b) die administrasie, instandhouding en bestuur van die Koninklike paleise en Koninklike plase; en

(c) die administrasie en bestuur van die besoldiging, toelaes en reis- en verblyfuitgawes en eise van Trustrees (Raadslede) van die Zoeloe Koninklike Huistrust vir goedgekeurde sake en bedrywighede van die Zoeloe Koninklike Huistrust.

3.(a) Alle bevoegdhede en pligte van die afgeskafte Departement van die Koninklike Huishouding wat in die besonder betrekking het op die werksaamhede vermeld in item 1(a) en (b) hierbo word oorgedra aan, en berus by, die Kantoor van die Premier.

(b) Alle ander bevoegdhede en pligte van die afgeskafte Departement van die Koninklike Huishouding word oorgedra aan, en berus by, die Zoeloe Koninklike Huistrust.

4.(a) Die –

(i) begroting, fondse en roerende bates van die afgeskafte Departement van die Koninklike Huishouding; en

(ii) ander regte, hetsy tasbaar of ontasbaar, van die afgeskafte Departement van die Koninklike Huishouding, hetsy sodanige regte toegeken is deur, of voortspruit uit, kontraktuele ooreenkoms of andersins, van die afgeskafte Departement van die Koninklike Huishouding,

wat in die besonder betrekking het op die werksaamhede verwys na in item 1(a) en (b) hierbo, word oorgedra aan, en berus by, die Kantoor van die Premier.

(b) Die oorblywende –

(i) begroting, fondse en roerende bates van die afgeskafte Departement van die Koninklike Huishouding; en

(ii) ander regte, hetsy tasbaar of ontasbaar, van die afgeskafte Departement van die Koninklike Huishouding, hetsy sodanige regte toegeken is deur, of voortspruit uit, kontraktuele ooreenkoms of andersins, van die afgeskafte Departement van die Koninklike Huishouding,

word oorgedra aan, en berus by, die Koniklike Huishoudingtrust.

5. Alle onroerende bates, indien enige, geregistreer in die naam van die afgeskafte Departement van die Koninklike Huishouding word oorgedra aan, en berus by, die Zoeloe Koninklike Huistrust: Met dien verstande dat die Zoeloe Koninklike Huistrust nie verplig is om enige oorweging, hetsy geldelik of andersins, te betaal of te verleen ten opsigte van die oordrag en berusting van enige sodanige onroerende bates aan, of by, die Zoeloe Koninklike Huistrust nie: Met dien verstande, verder, dat die bykomstige regte en verpligtinge van die afgeskafte Departement van die Koninklike Huishouding, ten opsigte van sodanige onroerende bates, om huurgeld te bepaal, vas te lê en te kollekteer, om regstappe te neem ten einde huurders wat agterstallig is met huurgeld uit te sit en om bestaande strukture en wonings in stand te hou, by die Zoeloe Koninklike Huistrust berus.

6.(a) Enige aanspreeklikheid of verpligting wat spesifiek betrekking het op die werksaamhede van die afgeskafte Departement van die Koninklike Huishouding vermeld in item 1(a) en (b) hierbo, hetsy voorwaardelik, berustend of verborge, hetsy sodanige aanspreeklikheid of verpligting toegewys is deur, of voorspruit uit, kontraktuele ooreenkoms of andersins, word oorgedra aan, en berus by, die Kantoor van die Premier: Met dien verstande dat enige finansiële tekort op die boeke van die afgeskafte Departement van die Koninklike Huishouding gedek kan word deur die KwaZulu-Natal Provinsiale Regering met gelde wat deur die Provinsiale Wetgewer spesifiek vir daardie doel bewillig is.

(b) Enige ander aanspreeklikheid of verpligting, hetsy voorwaardelik, berustend of verborge, van die afgeskafte Departement van die Koninklike Huishouding, hetsy sodanige aanspreeklikheid of verpligting toegewys is deur, of voortspruit uit, kontraktuele ooreenkoms of andersins, word oorgedra aan, en berus by, die Zoeloe Koninklike Huistrust: Met dien verstande dat enige finansiële tekort op die boeke van die afgeskafte Departement van die Koninklike Huishouding gedek kan word deur die KwaZulu-Natal Provinsiale Regering met gelde wat deur die Provinsiale Wetgewer spesifiek vir daardie doel bewillig is.

7.(a) Alle werknemers van die afgeskafte Departement van die Koninklike Huishouding word hiermee opgeneem in, oorgeplaas na, en geplaas in diens van die Kantoor van die Premier,

met die behoud van besoldiging, regte, voordele en voorregte behoudens die wette wat die staatsdiens en enige toepaslike resolusie van die Staatsdiens se Koördinerende Onderhandelingsraad (SKOR) beheer.

(b) Die praktiese implikasie van item 7(a) hierbo is dat –

(i) alle werknemers, by die instelling van die afgeskafte Departement van die Koninklike Huishouding, geplaas word by die instelling van;

(ii) die totale personeelkomplement en salarisbegroting van die afgeskafte Departement van die Koninklike Huishouding oorgeplaas word na, en berus by; en

(iii) die befondsde poste wat vakant is by die instelling van die afgeskafte Departement van die Koninklike Huishouding word oorgeplaas na, en geplaas, by die instelling van, die Kantoor van die Premier.

8. Die werknemers gelys in die **Aanhangsel**, synde werknemers van die afgeskafte Departement van die Koninklike Huishouding, oorgeplaas na die Kantoor van die Premier en wat werksaamhede verrig en pligte uitvoer wat nie spesifiek betrekking het op die werksaamhede vermeld in item 1(a) en (b) hierbo nie, word aangewys (ingevolge artikel 16(1)(b) van hierdie Wet) om bystand te verleen aan die Zoeloe Koninklike Huistrust in die vervulling van sy oogmerke, die uitoefening van sy bevoegdhede, die uitvoer van sy pligte en die verrigting van sy werksaamhede met betrekking tot die administrasie, instandhouding en bestuur van die Koninklike paleise en die Koninklike plase en is, behoudens die wette wat die staatsdiens en enige toepaslike resolusie van die Staatsdiens se Koördinerende Onderhandelingsraad (SKOR) bestuur, oorgeplaas met die behoud van besoldiging, regte, voordele en voorregte (ingevolge artikel 16(2) van hierdie Wet).

AANHANGSEL

Lys van werknemers afgestaan aan die Zoeloe Koninklike Huistrust

(Item 8 van Bylae)

	NAAM	***PERSALNOMMER***
HULPDIENSTE BETROKKE BY DIE KONINKLIKE PALEISE EN DIE KONINKLIKE PLASE		
1.	**BIYELA, QH**	60166789
2.	**CHONCO, CT**	60204788
3.	**NDLOVU, ZA**	63962977
4.	**ZITHA, MS**	60209038
5.	**ZULU, NA**	64178820
6.	**ZUNGU, LM**	60200014
DLAMAHLAHLA KONINKLIKE PALEIS		

7.	BUTHELEZI, ET	60269405
8.	BUTHELEZI, MR	60263938
9.	FAKUDE, BN	61624098
10.	MABASO, MR	64316751
11.	MANDLAZI, BF	60299541
12.	MATHE, EP	60288540
13.	MATHE, MN	60299631
14.	MATHE, N	60264101
15.	MATHE, TA	61665223
16.	MTHETHWA, MP	61667773
17.	SHONGWE, OK	60300132
18.	SHONGWE, NJ	60300817
19.	ZWANE, TW	60299690
	ENYOKENI KONINKLIKE PALEIS	
20.	MAGUBANE, BZ	60299479
21.	MASONDO, NB	60299878
22.	SIBIYA, ZM	60300671
23.	ZULU, GJ	64036332
24.	ZULU, SM	64319211
25.	ZULU, ZG	60295287
26.	ZUNGU, ZM	61623911
	INGWAVUMA KONINKLIKE PALEIS	
27.	GINA, GM	61830526
28.	GINA, NT	61624161
29.	GWALA, GN	61663212
30.	JOBE, BB	64602711
31.	MAHENDULA, A	60264110
32.	MNGOMEZULU, SM	64604268
33.	MYENI, MW	64602427
34.	NYAWO, NE	64602605
	KHANGELA KONINKLIKE PALEIS	
35.	NDWANDWE, G	60299681
36.	NDWANDWE, TB	64257002
37.	NSELE, TB	60263946
38.	NTANZI, FN	61663751
39.	NXELE, VS	61667749
40.	MASANGO, EM	64291251
41.	MASANGO, MA	60271639
42.	MASANGO, NI	60263768
43.	MASUKU, MP	61663336
44.	MBATHA, FT	60299665
45.	MBATHA, NI	61626091
46.	MTHETHWA, HT	60238763
47.	SHAMASE, LQ	62047027
48.	SHONGWE, BV	61666777
49.	SITHOLE, CR	60301678

50.	SITHOLE, JM	64257142
51.	SITHOLE, KJ	60274689
52.	SITHOLE, MD	60271621
53.	ZULU, MJ	60299673
54.	ZULU, TJ	60263873

KWAKHETHA KONINKLIKE PALEIS

55.	CEBEKHULU, SS	64179001
56.	GWALA, JA	61668010
57.	GWALA, PK	60288574
58.	GWALA, SB	61672726
59.	MNGADI, TB	60299614
60.	MTHIYANE, ZP	64393437
61.	NDWANDWE, PM	61880396
62.	NTULI, SS	60299738
63.	NXUMALO, PG	61663557
64.	SHAMASE, ZA	61668061
65.	ZULU, GR	60300078
66.	ZULU, MC	60286971
67.	ZULU, SK	61663921
68.	ZULU, TN	64612091

LINDUZULU KONINKLIKE PALEIS

69.	FAKUDE, MG	61625990
70.	NKOSI, SA	60300973
71.	SITHOLE, MB	61626082
72.	ZULU, NM	61667684
73.	ZULU, NP	64257193
74.	ZUNGU, DM	61624047
75.	XABA, PN	60299941

ONDINI KONINKLIKE PALEIS

76.	KHUMALO, MS	64568504
77.	MNCWANGO, M	64569349

THOKAZI KONINKLIKE PLAAS

78.	KHUMALO, NB	61627836
79.	MPANZA, BT	61624268
80.	NENE, MS	61624616
81.	NTSHALINTSHALI, GA	61625906

UMFOLOZI KONINKLIKE PLAAS

82.	NHLEBELA, HE	61623717

ZWARTKOP KONINKLIKE PLAAS

83.	GINA, MZ	61625493

[Umbhalo wesiNgisi unyathelwe nguNdunankulu]

UMTHETHO
WETHRASTI YASENDLUNKULU KAZULU WAKWAZULU-NATALI, 2018
(Umthetho Na. 03 ka 2018)

Uvunywe mhlaka 02-05-2018

UMTHETHO

Wokusungula iThrasti yaseNdlunkulu kaZulu esemthethweni esiFundazweni saKwaZulu-Natali; wokunquma izinhloso nemisebenzi yeThrasti yaseNdlunkulu kaZulu; wokunquma indlela iThrasti yaseNdlunkulu kaZulu okumele iphathwe ngayo, yenganyelwe ngayo, ihlinzekwe ngayo ngabasebenzi nokumele ihlinzekwe ngayo ngezimali; wokunquma ukwabiwa, ukudluliselwa kanye nokuhlukaniswa kwamandla, kwemisebenzi, kwempahla, kwezikweletu, kwamalungelo, kwamajoka, kwezibopho

kanye nabasebenzi boMnyango waseNdlunkulu osuhlakaziwe; wokuhlinzekela ukuchithwa koMthetho weThrasti yaseNdlunkulu, 2007; wokuhlinzekela izinhlinzeko zesikhashana; nokuhlinzekela okunye okuphathelene nalokho.

MAKUMISWE UMTHETHO yisiShayamthetho sesiFundazwe saKwaZulu-Natali, kanje:-

UKUHLELWA KWEZIGABA

Isigaba

ISAHLUKO 1

IZINCAZELO

1. Izincazelo

ISAHLUKO 2

ITHRASTI YASENDLUNKULU KAZULU

2. Ukusungulwa kweThrasti yaseNdlunkulu kaZulu
3. Izinhloso zeThrasti
4. Umndeni WaseNdlunkulu kaZulu
5. Amajoka, amandla nemisebenzi yeThrasti

ISAHLUKO 3

IBHODI YABAPHATHI BETHRASTI YASENDLUNKULU KAZULU

6. Ukubunjwa kweBhodi yabaPhathi beThrasti
7. Isikhathi sokusebenza nokuqokwa kwamalungu eBhodi
8. Izikhala, ukuxoshwa nokusula emsebenzini kwamalungu eBhodi
9. Ukumiswa okwesikhashana kwelungu leBhodi
10. Imihlangano nezindaba ezisezithebeni zeBhodi
11. Ukuhoxiswa kwelungu leBhodi emihlanganweni nasezindabeni ezisezithebeni zeBhodi
12. Amaholo amalungu eBhodi
13. Ukusungulwa kwamakomidi eBhodi
14. Ukusiswa kwabasebenzi

ISAHLUKO 4

ISIKHULU ESIPHEZULU ESIBHEKELE EZEZIMALI KWITHRASTI YASENDLUNKULU KAZULU, INHLOKO YOPHIKO LUKANOBHALA WEBHODI KANYE NABASEBENZI BETHRASTI YASENDLUNKULU KAZULU

15. IsiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti

16. INhloko yoPhiko lukaNobhala weBhodi nabasebenzi beThrasti

ISAHLUKO 5

UKUHLINZEKWA NGEZIMALI NOKUPHATHWA KWETHRASTI YASENDLUNKULU KAZULU

17. Izimali zeThrasti
18. Ukuphathwa kwezimali nokuphathwa kweThrasti
19. Ukucwaningwa kwamabhuku kanye nombiko wonyaka weThrasti

ISAHLUKO 6

IZINHLINZEKO EZIJWAYELEKILE

20. Ukuthengwa nokuchithwa kwempahla engenakususwa iThrasti
21. Izinyathelo zomthetho ezithathelwa iThrasti
22. Okungeke umuntu ahlawuliselwa kona
23. IThrasti kumele isungule isizindalwazi
24. Ukuvikelwa kolwazi oluyimfihlo olugcinwe iThrasti
25. Ukusetshenziswa kwegama leThrasti
26. Ukudluliselwa kwamandla iBhodi
27. Amacala ajwayelekile
28. Izinhlawulo
39. Imithethonqubo
30. Izinhlinzeko zesikhashana

ISAHLUKO 7

UKUCHITHWA KOMTHETHO NESIHLOKO ESIFINGQIWE

32. Ukuchithwa komthetho
33. Isihloko esifingqiwe

UHLELO

Isinqumo mayelana nokwabiwa, nokudluliselwa nokuhlukaniswa kwamandla, kwemisebenzi, kwempahla kwezikweletu, kwamalungelo, kwamajoka, kwezibopho kanye nabasebenzi boMnyango waseNdlunkulu osuhlakaziwe *((Isigaba 30(4))*

ISITHASISELO

Uhlu lwabasebenzi abasiselwe kwiThrasti yaseNdlunkulu kaZulu (uhlamvu 8 loHlelo)

ISAHLUKO 1
IZINCAZELO

IZINCAZELO

1. Kulo Mthetho, ngaphandle uma ingqikithi isho okwehlukile –

"iBhodi" kushiwo iBhodi yabaPhathi beThrasti yaseNdlunkulu kaZulu okukhulunywe ngayo esigabeni 6(1);

"isiKhulu esiPhezulu esibhekele ezeziMali" kushiwo isiKhulu esiPhezulu esibhekele ezeziMali okukhulunywe ngaso esigabeni 15(1);

"uMthethosisekelo" kushiwo uMthethisisekelo ka 1996;

"uMkhandlu oPhethe" kushiwo uMkhandlu ophethe esiFundazweni saKwaZulu-Natali;

"unyaka wezimali" kushiwo isikhathi esiqala mhla lu-1 kuMbasa kuya kumhla zingama-31 kuNdasa wonyaka olandelayo;

"iGazethi" kushiwo iGazethi yesiFundazwe saKwaZulu-Natali;

"iNhloko yoPhiko lukaNobhala" kushiwo iNhloko yoPhiko lukaNobhala weBhodi okukhulunywe ngayo esigabeni 16(1);

"iNgonyama" kushiwo iSilo sesiFundazwe saKwaZulu-Natali;

"iLungu loMkhandlu oPhethe elibhekele ezeziMali" kushiwo iLungu loMkhandlu oPhethe elibhekele ezeziMali esiFundazweni saKwaZulu-Natali;

"iSilo" kushiwo iSilo sesiFundazwe saKwaZulu-Natali, –

(a) okungosesikhundleni sokuba iNkosi yesiZwe samaZulu, Ingonyama noma iSilo, ngesikhathi kuqaliswa lo Mthetho; noma

(b) iSilo sesiFundazwe saKwaZulu-Natali njengoba singachazwa kuMthethosisekelo waKwaZulu-Natali noma komunye umthetho wesifundazwe;

"iHhovisi loMgcinimafa likaZwelonke" kushiwo iHhovisi loMgcinimafa likaZwelonke elisungulwe ngokwesigaba 5 soMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No.1 ka 1999);

"uNdunankulu" kushiwo uNdunankulu wesiFundazwe saKwaZulu-Natali njengoba kuhlongozwe esigabeni 125 soMthethosisekelo;

"okunqunyiwe" kushiwo okunqunyiwe ngokwalo Mthetho kanti **"ukunquma"** kunencazelo efanayo;

"uHulumeni wesiFundazwe" kushiwo uHulumeni wesiFundazwe saKwaZulu-Natali;

"isiShayamthetho sesiFundazwe" kushiwo isiShayamthetho sesiFundazwe saKwaZulu-Natali;

"imithethonqubo" kushiwo imithethonqubo eyenziwe ngokwesigaba 30;

"abasebenzi", mayelana **"neBhodi"** kanye **"neThrasti"**, kubandakanya abantu abaqokwe, abasiswe noma abadluliselwe ngokwesigaba 16(1)(b) no (2);

"lo Mthetho" kubandakanya imithethonqubo kanye noHlelo;

"iThrasti" kushiwo iThrasti yaseNdlunkulu esungulwe isigaba 2(1);
"uMndeni weNdlunkulu kaZulu" kushiwo oNdlunkulu kanye nezihlobo zegazi zeSilo njengoba kuqukethwe ohlwini oluhlongozwe esigabeni 4.

"iNdlu yaseNdlunkulu kaZulu" kushiwo isikhungo somdabu soMndeni weNgonyama eNdlunkulu kaZulu ngokomthetho wesiko likaZulu namasiko.

ISAHLUKO 2

UKUSUNGULWA KWETHRASTI YASENDLUNKULU KAZULU

Ukusungulwa kweThrasti yaseNdlunkulu kaZulu

2.(1) Ngalokhu kusungulwa umuntu ngokomthetho ozobizwa ngeThrasti yaseNdlunkulu kaZulu (ngemuva kwalokhu ozobizwa "ngeThrasti").

(2) IThrasti izothatha ngokusemthethweni isikhundla seThrasti yaseNdlunkulu eyasungulwa ngokwesigaba 2(1) soMthetho osuchithiwe uMthetho weThrasti yaseNdlunkulu, 2007 (uMthetho No. 2 ka 2007).

(3)(a) IThrasti iwuhlaka lukahulumeni wesifundazwe.
(b) UMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999), uyasebenza kwiThrasti kuphela maqondana nezimali ezabiwe isiShayamthetho sesiFundazwe njengoba kuhlongozwe esigabeni 17(1)(a), kuncike ekutheni iThrasti

ingakhululwa kunoma iziphi izinhlinzeko zalowo Mthetho njengoba kuhlongozwe esigabeni 92 soMthetho Wokuphathwa KweziMali Zikahulumeni, ka-1999.

(c) Nanoma ikuphi kulo Mthetho okususelwe eMthethweni Wokuphathwa KweziMali Zikahulumeni, ka-1999, kuthathwa njengokususelwe kulowo Mthetho kuncike ekutheni iThrasti ingakhululwa kunoma iziphi izinhlinzeko zalowo Mthetho njengoba kuhlongozwe esigabeni 92 salowo Mthetho.

(d) IBhodi yabaPhathi beThrasti iyona enesibopho sokubika ngeThrasti.

(4) UMthetho wokuLawulwa kweMpahla yeThrasti, 1988 (uMthetho No. 57 ka-1988), awusebenzi kwiThrasti kanti ilungu leBhodi yabaPhathi okukhulunywe ngayo esigabeni 6(1) likhululiwe ekuletheni noma iluphi uhlobo lwesibambiso.

Izinhloso zeThrasti

3.(1) IThrasti kumele, ngendlela ehambisana nezinhlinzeko zalo Mthetho nangezimali ezikhona kwisabelomali nezinsiza –

(a) iphathwe ngendlela ezohlomulisa iSilo kanye neNdlunkulu kaZulu, kubandakanya –

(i) izidingo zabo zenhlalakahle;

(ii) izidingo zemfundo;

(iii) izifiso zabo; kanye

(iv) nendlela abaphila ngayo,

okufanele isikhundla sabo; futhi

(b) iphathwe ngendlela yokuthi ihlinzekela ukugcinwa nokunakekelwa kwempahla yeThrasti kubandakanya izigodlo zaseNdlunkulu kanye namapulazi.

(2) IThrasti, nganoma iyiphi indlela esemthethweni –

(a) ingangenisa –

(i) ingenisonzuzo;

(ii) ingeniso;

(iii) ibhizinisi; kanye

(iv) nempahla; futhi

(b) ingathenga impahla,

konke lokhu ikwenzela iThrasti.

Umndeni waseNdlunkulu kaZulu

4.(1) Ngokwezinhloso zesigaba 3, uMndeni waseNdlunkulu kaZulu ubandakanya oNdlunkulu kanye nezihlobo zegazi zeSilo amagama azo abalulwe ohlwini iSilo samaBandla esiluhlinzeka uNdunankulu njalo ngemuva kwesikhathi esithile.

(2) UNdunakulu –

(a) ngemuva kokubonisana neSilo, angahoxisa, angashintsha noma angachibiyela uhlu okukhulunywe ngalo kwisigatshana (1); futhi

(b) kumele agcine irekhodi, eHhovisi likaNdunankulu, elisayiniwe elinamakhophi okuyiwonawona alezo zinhlu ezihlinzekwe zasayinwa iSilo.

Amajoka, amandla kanye nemisebenzi yeThrasti

5. IThrasti –

(a) kumele yenze imisebenzi ibuye ifeze amajoka abekwe yilo Mthetho;

(b) ingasebenzisa noma imaphi amandla –

(i) ewanikezwe inoma iyiphi inhlinzeko yalo Mthetho nanoma imuphi omunye umthetho; noma

(ii) adluliselwe noma anikezwe iThrasti uNdunankulu;

(c) ekusebenziseni amandla ayo noma ekufezeni amajoka ayo noma ekwenzeni imisebenzi yayo ngokuhambisana nalo Mthetho, emiklameni ethile, ingangena ezivumelwaneni zokusebenzisana nabantu abanolwazi lwezobuchwepheshe noma olukhethekile kunoma iluphi udaba oluqondene neThrasti futhi kumele inqume amaholo, kubandakanya nokukhokhelwa imali yokuhamba ngomsebenzi, izindleko zokulala ngaphandle kanye nezinye izindleko zalabo bantu;

(d) ngaphambi kokuthola imvume ebhaliwe –

(i) yeLungu loMkhandlu oPhethe elibhekele ezeziMali; kanye

(ii) noMcwaningimabhuku Jikelele,

futhi, kuncike kunoma ikuphi ukukhululwa kweThrasti kunoma iyiphi inhlinzeko yoMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999), njengoba kuhlongozwe esigabeni 92 salowo Mthetho noma imuphi umgomo, umbandela, umhlahlandlela, umyalelo noma umthethonqubo njengoba unganqunywa, ungabekwa, ungakhishwa noma ungenziwa abantu okukhulunywe ngabo ezindimeni (i) no (ii) ngenhla futhi, kuncike kunoma imuphi omunye umthetho –

(aa) ingaboleka, ithole noma itshale izimali;

(bb) ingasungula, ingathenga noma ibe namasheya kunoma iyiphi inkampani njengoba kuchazwe eMthethweni weziNkampani, 2008 (uMthetho No. 71 ka 2008); noma

(cc) izibandakanye kwezohwebo, ebhizinisini, kwezolimo ngenhloso yokuzuza imali, ibhizinisi noma yokuthuthukisa iThrasti; futhi

(e) ngokujwayelekile ingenza konke okudingekile noma okufanele ukufeza izinhloso ezibalulwe esigabeni 3 kanye nokufeza amajoka nemisebenzi ebalulwe ezindimeni (a) kuya ku (d).

ISAHLUKO 3

IBHODI YABAPHATHI BETHRASTI YASENDLUNKULU KAZULU

Ukubunjwa kweBhodi yabaPhathi beThrasti

6.(1)(a) IThrasti isebenza ngeBhodi yabaPhathi (ngemuva kwalokhu ezobizwa "ngeBhodi") enamalungu amahlanu, kodwa angeqile kwayisikhombisa, aqokwe uNdunankulu ngemuva kokubonisana neSilo.

(b) Elilodwa lamalungu eBhodi kumele liqokwe nguNdunankulu ukuba libe nguSihlaloweBhodi, emva kokubonisana neNgonyama.

(c) Amalungu eBhodi kumele abe ngafanelekile ukusebenzela iThrasti, ewonke kumele abe nolwazi, isipiliyoni kanye namakhono adingekayo: Kuncike ekutheni okungenani amabili awo kumele abe nolwazi olunzulu noma nesipiliyoni sokuphathwa kwezimali.

(d) UNdunankulu kumele, ezinyangeni ezimbili ngemuva kokuqokwa kwamalungu eBhodi, azise uMkhandlu oPhethe kanye neKomidi lemiSebenzi elifanele amagama amalungu eBhodi kubandakanya nesikhathi aqokelwe sona.

(2) USihlalo weBhodi kumele –

(a) aqinisekise ukuxhumana phakathi kukaNdunankulu neSilo samaBandla; futhi

(b) abike kuNdunankulu njalo ngemuva kwezinyanga ezintathu (ngekota) mayelana nemisebenzi yeBhodi kanye neThrasti nezindaba azibona zisemqoka.

(3) Emhlanganweni wokuqala weBhodi okukhulunywe ngawo esigabeni 10(1), amalungu eBhodi kumele aqoke iSekela likaSihlalo phakathi kwamalungu eBhodi.

(4)(a) Noma isiphi isikhala seBhodi phakathi kwamalungu kumele sigcwaliswe ngendlela efanayo naleyo ilungu elishiya isikhundla elaqokwa ngayo.

(b) Uma kuvela isikhala sesikhundla seSekela likaSihlalo weBhodi, iSekela likaSihlalo kumele liqokwe ngokuhambisana nesigatshana (3).

(5) Akukho kushoda esibalweni samalungu eBhodi okuthikameza noma okukhubaza ubukhona beThrasti njengesikhungo nanoma imaphi amalungelo, amajoka noma amandla anikezelwe noma abekwe yilo Mthetho kwiThrasti noma kwiBhodi.

Isikhathi sokuqokelwa esikhundleni kanye nokuqokwa kabusha kwamalungu eBhodi

7. Amalungu eBhodi aqokelwa iminyaka emihlanu noma leso sikhathi esincane uNdunankulu angasinquma futhi angaphinde aqokwe kabusha uma sekuphele leso sikhathi: Kuncike ekutheni alikho ilungu elingaphinde liqokwe ngemuva kokusebenza kwiBhodi iminyaka eyishumi elandelanayo.

Izikhala, ukuxoshwa nokusula esikhundleni kwamalungu eBhodi

8.(1) UNdunankulu ngemuva kokuthi esenike ilungu leBhodi ithuba lokubeka uhlangothi lwalo lodaba, noma ingasiphi isikhathi angamisa lelo lungu emsebenzini uma, ngokubona kukaNdunankulu, kunezizathu ezizwakalayo neziphathekayo zokwenze njalo.

(2) Ilungu leBhodi lingasula esikhundleni ngokunikeza uNdunankulu isaziso esingekho ngaphansi kwezinsuku ezingama-30: Kuncike ekutheni uNdunankulu angasichitha leso saziso sokusula.

(3) Ilungu leBhodi kumele lishiye isikhundla uma –

(a) lilahlwe icala eliphathelene nokungathembeki;

(b) licwile ezikweletini ngokungenakuhlengeka;

(c) liphuthe emihlanganweni yeBhodi emibili noma ngaphezulu onyakeni wezimali owodwa ngaphandle kwemvume kaSihlalo.

(4) Noma inini uma kuvela isikhala kwiBhodi, uNdunankulu, kumele, kuncike esigabeni 6(4)(a), aqoke umuntu ozogcwalisa leso sikhala isikhathi esisele sokuqokwa kwelungu leBhodi salowo muntu elingena esikhundleni sakhe.

Ukumiswa okwesikhashana kwelungu leBhodi

9. UNdunankulu angamisa ilungu leBhodi ngesikhathi esaphenya ngezinsolo, okuyothi uma kutholakala ukuthi ziyiqiniso, kuholele ekutheni ukuqokwa kwelungu kumiswe ngokwesigaba 8(1) noma (3).

Imihlangano kanye nezindaba ezisezithebeni zeBhodi

10.(1) Umhlangano wokuqala weBhodi kumele ubanjwe endaweni, ngosuku nangesikhathi esinqunywe uNdunankulu, kuthi ngemuva kwalokho yonke imihlangano kumele inqunywe uSihlalo: Kuncike ekutheni iBhodi kumele ihlangane okungenani izikhawu ezinhlanu ngonyaka.

(2) Isibalo samalungu adingekayo ukuze kubanjwe umhlangano weBhodi iningi lamalungu eBhodi.

(3) Izindaba ezisezithebeni zeBhodi kumele, kuncike kwizinhlinzeko zalesi sigaba, zinqunywe uSihlalo kubandakanya ilungelo lokunquma ukuthi nanoma iluphi udaba olusezithebeni lungahoxiswa ngaphambi kokuthi luvotelwe.

(4) USihlalo kumele engamele yonke imihlangano yeBhodi: Kuncike ekutheni uma engekho iSekela likaSihlalo kumele lengamele umhlangano, kanti uma bobabili uSihlalo neSekela likaSihlalo bengekho emhlanganweni weBhodi, amalungu eBhodi akhona angaqoka, omunye wawo, ukuba abambe njengoSihlalo kulowo mhlangano.

(5) Isinqumo seBhodi kumele sithathwe ngeningi lamavoti amalungu eBhodi akhona emhlanganweni futhi, uma kube nokulingana kwamavoti kunoma iluphi udaba, uSihlalo unevoti eliwujuqu ngaphezu kwevoti lakhe elijwayelekile.

(6) IBhodi kumele igcine amaminithi emihlangano yayo futhi iqophe izinqumo nezisombululo zayo ngokubhalwe phansi.

(7) Asikho isinqumo seBhodi esingasebenzi ngenxa yokuba khona kwesikhala kwiBhodi: Kuncike ekutheni isinqumo sithathwe iningi elidingekayo lamalungu eBhodi abekhona futhi anegunya lokuhlala njengamalungu eBhodi.

(8) USihlalo, noma iningi lamalungu eBhodi, angabiza umhlangano weBhodi oyisipesheli lapho kungasebenza khona izinhlinzeko zalesi sigaba ngezinguquko ezidingekayo.

(9) Labantu ababalulwe ngezansi, –

(a) uMqondisi Jikelele wesiFundazwe angawethamela umhlangano futhi abambe iqhaza;

(b) isiKhulu esiPhezulu esibhekele ezeziMali singawethamela umhlangano futhi sibambe iqhaza; kanye

(c) neNhloko yoPhiko lukaNobhala ingabamba iqhaza,

kodwa angeke bavota, emhlanganweni weBhodi.

Ukuhoxa kwelungu emihlanganweni nasezindabeni ezisezithebeni zeBhodi

11.(1) Ilungu leBhodi kumele lizihoxise odabeni oluphenywa, olucutshungulwa noma oluvotelwa iBhodi uma kwenzeka okukodwa noma ngaphezulu kwalokhu –

(a) uma lihlomula ngqo noma ngandlela thile ngokwezezimali noma lithinteka ngandlela thile kulolo daba;

(b) kungenzeka ukuthi lihlomule ngqo noma ngandlela thile ngokwezezimali noma lithinteke ngandlela thile kulolo daba.

(2) Uma kunoma isiphi isigaba ngesikhathi kudingidwa udaba olusezithebeni zeBhodi kubonakala ukuthi ilungu leBhodi elikhona kulowo mhlangano liyathinteka noma lingase lithinteke njengoba kuhlongozwe esigatshaneni (1), lelo lungu kumele lidalule indlela elithinteka ngayo bese liphuma emhlanganweni.

(3) Noma ikuphi ukudalula okwenziwe ngokwesigatshana (2) kumele kuqoshwe kumaminithi alowo mhlangano.

(4) Uma ngemuva kwalokho kuvela ukuthi iBhodi ithathe isinqumo odabeni ilungu leBhodi elihluleke kulo ukudalula ukuthinteka okuhlongozwe esigatshaneni (1), leso sinqumo seBhodi angeke sisebenze.

(5) Ngokwezinhloso zalesi sigaba **"ukuhlomula ngokwezezimali noma ngenye indlela"** kwelungu kubandakanya, kodwa akugcini nje, ngokuhlomula –

(a) komlingani walo ebhizinisini, kwelisebenzisana naye, komqashi walo, ngaphandle koMbuso;

(b) kwelishade naye, kwelishade naye ngokwesintu, noma kwelihlalisana naye sabantu abashadile; noma

(c) kwengane yalo, komzali walo noma kwelizalwa naye.

Umholo wamalungu eBhodi

12.(1)(a) Kuncike kwizinhlinzeko zezigatshana (1)(b) no (2)(a), ilungu leBhodi lingakhokhelwa lowo mholo kanye nalezo zibonelelo njengoba zinganqunywa uNdunankulu ngokubonisana neLungu loMkhandlu oPhethe elibhekele ezeziMali.

(b) Ilungu leBhodi elithola umholo, izibonelelo kanye neminye imihlomulo ngokwesikhundla salo –

(i) kuhulumeni kazwelonke;

(ii) kuhulumeni wesifundazwe;

(iii) kumasipala;

(iv) enkampanini, emgwamandeni noma esikhungweni esilawulwa uhulumeni wesifundazwe noma kazwelonke; noma

(v) ohlakeni lukahulumeni, ebhizinisini likahulumeni kazwelonke noma likahulumeni wesifundazwe njengoba kuchazwe esigabeni 1 soMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999),

futhi oqhubekayo nokuthola lowo mholo, lezo zibonelelo kanye neminye imihlomulo ngesikhathi esebenza njengelungu leBhodi, lingathola umholo kanye nezibonelelo okukhulunywe ngazo endimeni (a) ngendlela eyobeka lelo lungu esimweni sezimali ebelizoba kusona ukuba belingaqashiwe kuleso sikhundla.

(c) Amaholo kanye nezibonelelo ezahlukene kunganqunyelwa la mazinga amalungu eBhodi –

(i) uSihlalo;

(ii) iSekela likaSihlalo; kanye

(iii) namanye amalungu eBhodi.

(2)(a) Ilungu leBhodi, mayelana nemisebenzi yalo njengelungu, lingakhokhelwa izimali zokuhamba ngomsebenzi nezokulala ngaphandle okudalwe ukwethamela imihlangano yeBhodi.

(b) ILungu loMkhandlu oPhethe elibhekele ezeziMali kumele linqume inqubo, kubandakanya izindlela zokulawula, zokuphatha, zokubhekana nezokukhokha izindleko zokulala ngaphandle nezokuhamba ngomsebenzi ezihlongozwe endimeni (a).

Ukusungulwa kwamakomidi azosiza iBhodi

13.(1) IBhodi ingasungula amakomidi anelungu layo elilodwa noma anamalungu ayo angephezu kwelilodwa –

(a) ukusiza iBhodi ekusebenziseni amandla ayo, ekufezeni amajoka ayo, ekwenzeni imisebenzi yayo; noma

(b) ukwenza uphenyo noma ucwaningo nganoma iluphi udaba olungena ngaphansi kwemisebenzi iBhodi ejutshelwe yona ngokwalo Mthetho.

(2) Uma isungula ikomidi elihlongozwe esigatshaneni (1), iBhodi kumele –

(a) inqume amaphuzu okuzosetshenzelwa phezu kwawo, kubandakanya, kodwa kungagcini nje, ngokuthi ngabe lelo komidi angeke lisasebenza yini uma sekuphothulwe umsebenzi noma imisebenzi ebeliyabelwe iBhodi;

(b) iqoke uSihlalo walelo komidi okumele abe ilungu leBhodi; futhi

(c) inqume ukuthi ngabe lelo komidi lingasiselwa yini abantu abangewona amalungu eBhodi futhi, uma kunjalo, ngaphansi kwamiphi imigomo nemibandela.

(3) IBhodi, noma inini, ingamisa ukusebenza kwekomidi nanoma imuphi umsebenzi ikomidi elijutshelwe wona, kungakhathaleki ukuthi noma ngabe lelo komidi beseliwuphothulile yini umsebenzi noma imisebenzi ebeliyabelwe iBhodi.

Ukusiswa kwabantu emakomidini eBhodi

14.(1) IBhodi, uma ibona ukuthi ukuthi umuntu othile angakwazi ukuyisiza mayelana nanoma imaphi amandla, amajoka nanoma imiphi imisebenzi, ingalanda lowo ukuthi azosiza kwikomidi leBhodi leso sikhathi iBhodi engasinquma.

(2) Umuntu osisiwe ngokwesigatshana (1) akanalo ilungelo lokuvota.

(3)(a) Umuntu osisiwe ngokwesigatshana (1), mayelana nemisebenzi yakhe njengelungu lekomidi yeBhodi elisisiwe, angakhokhelwa izindleko zokulala ngaphandle nezokuhamba ngomsebenzi ezidalwe ukwethamela imihlangano yeBhodi.

(b) ILungu loMkhandlu oPhethe elibhekele ezeziMali kumele linqume izindlela, kubandakanya izindlela zokulawula, zokuphatha, zokubhekelela kanye nezokukhokha izindleko zokulala ngaphandle nezokuhamba ngomsebenzi ezihlongozwe endimeni (a).

ISAHLUKO 4

ISIKHULU ESIPHEZULU ESIBHEKELE EZEZIMALI KWITHRASTI YESENDLUNKULU KAZULU, INHLOKO YOPHIKO LUKANOBHALA WEBHODI KANYE NABANYE ABASEBENZI BETHRASTI YASENDLUNKULU KAZULU

IsiKhulu esiPhezulu seThrasti esibhekele ezeziMali

15.(1) IBhodi, ngokubonisana noNdunankulu, ingaqoka umuntu ofanekelile noqeqeshwe ngendlela efanele njengesiKhulu esiPhezulu esizobhekela ezeziMali kwiThrasti.

(2) IsiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti –

(a) siphethwe futhi sinesibopho sokubika kwiBhodi;

(b) kumele sibike kwiBhodi;

(c) kumele, ezinyangeni ezintathu siqokiwe, sisayine isivumelwano sokusebenza neBhodi.

(3) IBhodi, ngokubonisana noNdunankulu, ingamisa isiKhulu esiPhezulu emsebenzini ngokulandela imithetho esebenzayo yokuqashwa neyezabasebenzi.

INhloko yoPhiko lukaNobhala kanye nabasebenzi beThrasti

16.(1) UMqondisi Jikelele wesiFundazwe kumele –

(a) aqoke umphathi omkhulu, oqashwe uhulumeni wesiFundazwe ngokoMthetho Wabasebenzi Bahulumeni, ka-1994 (iSimemezelo No. 103 sika-1994), njengeNhloko yoPhiko lukaNobhala weBhodi ukuhlinzeka imisebenzi yasehhovisi, yezobuchwepheshe kanye neyobubhalane obuseqophelweni elidingekayo kanye neminye imisebenzi yokweseka iBhodi ekusebenziseni amandla ayo, ekufezeni amajoka ayo nasekwenzeni imisebenzi yayo; futhi

(b) aqoke abanye abantu, abaqashwe uHulumeni wesiFundazwe ngokoMthetho Wabasebenzi Bahulumeni, ka-1994, njengoba kungaba nesidingo, ukusiza –

(i) iBhodi ngemisebenzi yasehhovisi, yezobuchwepheshe neyezobubhalane ehambisana nokusebenzisa amandla ayo, ukufeza amajoka ayo nokwenza imisebenzi yayo; kanye

(ii) neThrasti ukuze ifeze izinhloso zayo, isebenzise amandla ayo, ifeze amajoka ayo futhi yenze nemisebenzi yayo,

ngokwalo Mthetho.

(2) IBhodi neThrasti ingasebenzisa abantu abadluliselwe noma abasisiwe ngokuhambisana nezinhlinzeko zoMthetho Wabasebenzi Bahulumeni, ka-1994.

(3) INhloko yoPhiko lukaNobhala –

(a) iphethwe futhi inesibopho sokubika kuMqondisi Jikelele wesiFundazwe ngokusebenza nangokwenziwa uPhiko lukaNobhala weBhodi;

(b) kumele ibike kuMqondisi Jikelele wesiFundazwe nakuSihlalo weBhodi ngemisebenzi yoPhiko lukaNobhala weBhodi kanye nabasebenzi beThrasti okukhulunywe ngabo ezigatshaneni (1)(b) no (2) kanye nesigaba 30(3)(b) no (c); futhi

(c) kumele, ezinyangeni ezintathu iqokelwe kuleso sikhundla, isayine isivumelwano sokusebenza noMqondisi Jikelele wesiFundazwe.

(4) Abasebenzi beThrasti

(a) abaqokwe ngokwesigatshana (1)(b) noma

(b) abasiswe noma abadluliselwe ngokwesigatshana (2)

(c) okuqondiswe kubo esigabeni 30(3)(b) no (c),

Kufanele baphathwe futhi banesibopho sokubika kwiNhloko yoPhiko lukaNobhala.

ISAHLUKO 5

UKUHLINZEKWA NGEZIMALI NOKUPHATHWA KWETHRASTI YASENDLUNKULU KAZULU

Izimali zeThrasti

17.(1) Izimali zeThrasti zibandakanya –

(a) imali eyabiwe isiShayamthetho sesiFundazwe;

(b) iminikelo etholwe iThrasti ngokusemthethweni kunoma imuphi umthombo;

(c) inzuzo yezimali ezitshaliwe zeThrasti; kanye

(d) nemali engena ngokusemthethweni etholakala –

(i) ngokufuna uxhaso ngezindlela ezithile;

(ii) ngokuhweba noma ngamabhizinisi;

(iii) nakunoma imuphi omunye umthombo.

(2) IThrasti kumele isebenzise izimali zayo –

(a) ukukhokha imiholo, izibonelelo nezindleko zokulala ngaphandle nezokuhamba ngomsebenzi kwamalungu eBhodi; kanye

(b) nokukhokha izindleko eziphathelene –

(i) nemisebenzi yansuku zonke nokuphathwa kweThrasti;

(ii) nokufezwa kwamajoka nokwenziwa kwemisebenzi yeThrasti kanye nokusetshenziswa kwamandla ayo ngokwalo Mthetho.

(3)(a) IBhodi kumele, ngokuvumelana neLungu loMkhandlu oPhethe elibhekele ezeziMali, ivule i-akhawunti egameni leThrasti nesikhungo esibhaliswe njengebhange ngokoMthetho wamaBhange, 1990 (uMthetho No. 94 ka 1990), futhi ngokushesha ifake kuyona yonke imali etholakale ngokwesigatshana (1).

(b) Zonke izimali eziphuma kwi-akhawunti yeThrasti kumele zikhishwe ngemvume yeBhodi noma yomuntu noma yabantu abaqokelwe lokho iBhodi ngokubhalwe phansi.
(c) Akukho mali eyophuma kwi-akhawunti yeThrasti ngaphandle kwezinhloso ezihlongozwe esigatshaneni (2) no (3).

Ukuphathwa kwezimali nokwenganyelwa kweThrasti

18.(1) Kuncike ezinhlinzekweni zalo Mthetho noMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999), iBhodi iwumgwamanda onesibopho sokubika kwiThrasti futhi inesibopho sokwengamela nokuphatha iThrasti futhi ikakhulu –

(a) zonke izindleko ezikhishwa ezimalini zeThrasti; kanye

(b) namarisidi azo zonke izikweletu zeThrasti okumele zikhokhwe noma zikhokhelwe iThrasti.

(2)(a) IBhodi kumele iqinisekise ukugcinwa kwamabhuku ezimali kanye namarekhodi ahlukene maqondana –

(i) nezimali ezabiwe iSishayamthetho sesiFundazwe ezihlongozwe esigabeni 17(1)(a); kanye

(ii) nezinye izimali zeThrasti ezihlongozwe esigabeni 17(1)(b) kuya ku (d).

(b) IBhodi kumele iqinisekise ukugcinwa kwamabhuku ezimali kanye nawo wonke amarekhodi adingekayo ngendlela efanele maqondana nezimali ezabiwe isiShayamthetho sesiFundazwe okukhulunywe ngazo endimeni (a)(i) okumele agcinwe ngokuhambisana noMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999), ngokuvamile okuthathwa njengendlela eyaziwayo neyamukelekile esetshenziselwa ukulawula amabhuku ezimali kanye neminye imigomo nezinqubo njengoba zinganqunywa iHhovisi loMgcinimafa likaZwelonke kanye noMcwaningimabhuku Jikelele.

(3) IBhodi kumele iqinisekise ukuthi izabelomali zonyaka, izinhlelo zokusebenza, imibiko yonyaka kanye nezitatimende zezimali ezicwaningiwe ziyalungiswa futhi ziyahanjiswa ngokuhambisana noMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999), kuncike kunoma ikuphi ukukhululwa kweThrasti kunoma iziphi izinhlinzeko zalowo Mthetho njengoba kuhlongozwe esigabeni 92 soMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999.

(4) IBhodi kumele, ezinyangeni ezintathu kuphele unyaka wezimali, ihambise eHhovisi loMgcinimafa lesiFundazwe ukuze kugunyazwe –

(a) uhlelo lokusebenza lweThrasti, oluqukethe izinhloso ezibekelwe isikhathi nokuthi zizofezwa kanjani nolunye ulwazi oluhlongozwe esigabeni 19(3)(b) no (c); kanye

(b) nesitatimende esikanekisiwe sezimali ezizongena nezizochithwa zeThrasti, maqondana neminyaka emithathu ezayo.

(5) Kunoma imuphi unyaka wezimali iBhodi ingaletha eHhovisi loMgcinimafa lesiFundazwe izitatimende ezilinganiselwe noma ezinezezelayo zezimali ezizongena noma ezizochithwa zeThrasti zalowo nyaka ukuze zigunyazwe.

(6) IThrasti angeke izibophezele ngokwezezimali ngokungaphezu kwesabelomali sayo esigunyaziwe kanye nemali yayo eqongelelwe.

(7) IBhodi –

(a) ngemvume yeHhovisi loMgcinimafa lesiFundazwe, ingatshala ingxenye yezimali ezingasetshenziswanga zeThrasti kwi-*Corporation for Public Deposits* nakunoma isiphi esinye isikhungo esibalulwe iHhovisi loMgcinimafa likaZwelonke njengesikhungo sokulondoloza imali esiseZingeni "A" njalo ngemuva kwesikhathi esithile; noma

(b) ngemvume yeHhovisi loMgcinimafa lesiFundazwe, ingasebenzisa leyo ngxenye nganoma iyiphi enye indlela.

(8) IBhodi, ngemvume yeHhovisi loMgcinimafa lesiFundazwe, ingasungula isikhwama sokulondoloza imali seThrasti bese ifaka kuyona lezo zimali iHhovisi loMgcinimafa lesiFundazwe elingazigunyaza.

(9) Noma iyiphi imali engasetshenziswanga esele kwiThrasti ekupheleni konyaka wezimali idluliselwa njengemali iThrasti enayo ngonyaka olandelayo.

Ukucwaningwa kwamabhuku kanye nombiko wonyaka weThrasti

19.(1) UMcwaningimabhuku Jikelele kumele acwaninge izitatimende zezimali zeThrasti.

(2)(a) IBhodi kumele yethule umbiko ngemisebenzi yeThrasti ngonyaka wezimali kwisiShayamthetho sesiFundazwe ezinyangeni ezinhlanu kuphele lowo nyaka wezimali.

(3) Umbiko kumele –

(a) ubandakanye isitatimende sesimo sezimali kanye nesitatimende semali engenile nechithiwe eziqinisekiswe uMcwaningimabhuku Jikelele;

(b) uchaze ngendlela iThrasti efeze ngayo izinhloso zayo okukhulunywe ngazo esigabeni 3 kanye nezinhloso ezikhombisa ukuthi zizofezwa kanjani nini zibekwe zicace ohlelweni lokusebenza njengoba kuhlongozwe esigabeni 18(4)(a) ngonyaka wezimali othintekayo; futhi

(c) ube nemininingwane edingekayo yendlela yokusebenza mayelana nokusetshenziswa kwezimali ngendlela eyongayo, esheshayo nenemiphumela ebonakalayo ikakhulu uma kuqhathaniswa okuhlelwe ukuthi kwenziwe nezinkomba zokuzokwenziwa njengoba kubekwe kulolo hlelo lokusebenza.

ISAHLUKO 6
IZIHLINZEKO EZIJWAYELEKILE

Ukuthengwa nokuchithwa kwempahla engenakususwa kwenziwa yiThrasti

20. IThrasti, ngemvume yeHhovisi loMgcinimafa lesiFundazwe, ingaqasha, ingathenga, ingaba noma ingachitha impahla engenakususwa ngesikhathi isasebenza.

Izinyathelo zomthetho ezithathelwa iThrasti

21.(1) Noma iziphi izinyathelo zomthetho ezithathelwa iThrasti kumele zithathwe ngokulandela uMthetho wokuThathela iziNhlaka zikaHulumeni iziNyathelo zoMthetho, 2002 (uMthetho No. 40 ka 2002).

(2) IThrasti kumele, ngokwezinhloso zesigatshana (1), ithathwe njengohlaka lukahulumeni oluhlongozwe endimeni (c) yencazelo lwayo esigabeni soMthetho okukhulunywe ngawo.

Okungeke umuntu ahlawuliselwa kona

22. IBhodi nanoma imuphi omunye umuntu, isiKhulu esiPhezulu esibhekele ezeziMali, iNhloko yoPhiko lukaNobhala noma umsebenzi weThrasti angeke ahlawuliselwa noma yini ayenze ngenhloso yokusebenzisa amandla noma yokufeza ijoka noma yokwenza umsebenzi ngokwalo Mthetho.

IThrasti kumele isungule isizindalwazi

23.(1) IThrasti kumele –

(a) isungule futhi igcine esimweni sokusebenza isizindalwazi sayo esisemthethweni; futhi

(b) ifake kuleso sizindalwazi esisemthethweni noma iluphi ulwazi okumele lwaziwe uwonkewonke ngokwalo Mthetho nanoma imuphi omunye umthetho.

(2) INhloko yoPhiko lukaNobhala weThrasti kumele igcine esimweni sokusebenza futhi ivuselele ulwazi njalo kwisizindalwazi esisemthethweni seThrasti.

Ukuvikeleka kolwazi olugcinwe iThrasti

24.(1) Kuncike kuMthethosisekelo, uMthetho wokuGqugquzela ukuTholakala koLwazi, 2000 (uMthetho No. 2 ka 2000), nanoma imuphi omunye umthetho, akukho muntu ongadalula noma iluphi ulwazi olwethulwe kwiThrasti maqondana nanoma imuphi umyalelo womthetho, ngaphandle uma –

(a) eyalelwe ukuba enze njalo inkantolo yomthetho; noma

(b) umuntu ohlinzeke lowo myalelo emnika imvume ngokubhalwe phansi.

(2) Noma imuphi umuntu owephula isigatshana (1) uyothweswa icala.

Ukusetshenziswa kwegama leThrasti

25.(1) Akukho muntu, ngaphandle kwemvume ebhalwe phansi yeBhodi, noma ingayiphi indlela ongamela noma asebenzise igama, isifinyezo, amalogo, imidwebo noma impahla esetshenziswa noma okungeyeThrasti.

(2) Akukho muntu ongaqamba amanga athi wenza okuthile egameni leThrasti.

(3) Noma imuphi umuntu owephula isigatshana (1) no (2) uyothweswa icala.

Ukudluliselwa kwamandla yiBhodi

26.(1) IBhodi, ngesixazululo esikhethekile, ingadlulisela kwisiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti, kwiNhloko yoPhiko lukaNobhala noma kumsebenzi weThrasti, noma imaphi amandla noma ijoka elithweswe noma elinikwe iBhodi noma iThrasti yilo Mthetho.

(2) Noma imaphi amandla noma ijoka ngokwesigatshana (1) kumele asetshenziswe noma lifezwe kuncike kuleyo mibandela iBhodi engayibona ifanele.

(3) Ukudluliselwa kwamandla okukhulunywe ngakho esigatshaneni (1) –

(a) kumele kubhalwe phansi;

(b) akuvimbeli iBhodi ekusebenziseni lawo mandla noma ekufezeni lelo joka; futhi

(c) noma ingasiphi inini kungahoxiswa noma kuchitshiyelwe iBhodi ngokubhalwe phansi.

Amacala ajwayelekile

27.(1) Ilungu leBhodi, isiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti, iNhloko yoPhiko lukaNobhala noma umsebenzi weThrasti, umeluleki, i-ejenti nanoma imuphi umuntu osebenza, oqashwe noma owenza okuthile egameni leBhodi noma leThrasti unecala uma egwazelwa ngandlela thile noma amukela imali engagunyaziwe noma umvuzo kunoma imuphi umuntu maqondana nomsebenzi owenziwa noma okhishwe iBhodi noma iThrasti.

(2) Noma imuphi umuntu unecala uma, maqondana nomsebenzi owenziwa noma okhishwe iBhodi noma iThrasti, egwazela noma ezama ukugwazela noma eyenga ngenkohlakalo noma ezama ukuyenga ngenkohlakalo ilungu leBhodi, isiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti, iNhloko yoPhiko lukaNobhala weBhodi, umsebenzi weThrasti, umeluleki, i-ejenti nanoma imuphi umuntu osebenzela noma oqashwe noma owenza okuthile egameni leBhodi noma leThrasti.

(3) Noma imuphi umuntu oqamba amanga athi ugunyaziwe ukukhokhisa noma ukuqoqa izimali noma iminikelo egameni, noma ngomyalelo weBhodi noma weThrasti unecala.

(4) Noma imuphi umuntu ophula noma ohluleka ukuhambisana nezinhlinzeko zalo Mthetho nanoma imuphi umthethonqubo, unecala.

Izinhlawulo

28. Noma imuphi umuntu othweswe icala –

(a) ngokwesigaba 28(1) noma (2), uyokhokhiswa inhlawulo noma agqunywe ejele isikhathi esingeqile kuleso esinqunywe umthetho wenkohlakalo kazwelonke; noma

(b) ngokwesigaba 24(2), 26(3) noma 28(3) no (4), uyokhokhiswa inhlawulo noma agqunywe ejele isikhathi esingeqile eminyakeni emihlanu.

Imithethonqubo

29.(1) Kuncike kwisigatshana (2), uNdunankulu, ngemuva kokubonisana neBhodi nangesaziso kwiGazethi, angenza imithethonqubo emayelana –

(a) nanoma iluphi udaba olunganqunywa noma okumele lunqunywe ngokwalo Mthetho; noma

(b) nanoma iluphi udaba oluphathelene nokusebenza noma nenqubo oludingekayo ukuqalisa izinhlinzeko zalo Mthetho.

(2) Kuncike –

(a) kwizinhlinzeko zoMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999 (uMthetho No. 1 ka 1999); kanye

(b) nasekukhululweni kweThrasti kunoma iyiphi inhlinzeko yoMthetho ehlongozwe esigabeni 92 soMthetho Wokuphathwa Kwezimali Zikahulumeni, ka-1999,

iLungu loMkhandlu oPhethe elibhekele ezeziMali, ngemuva kokubonisana noNdunankulu kanye neBhodi nangesaziso kwiGazethi, lingenza imithethonqubo emayelana –

(i) nokuphathwa kwezimali, nokwenganyelwa kanye nokulawulwa kweThrasti;

(ii) nokuqashwa, nokuthengwa noma nokuchithwa kwempahla engenakususwa iThrasti;

(iii) nokuphambene nomthetho, nokwamukela izipho, kwamalungu eBhodi, kwesiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti, kweNhloko yoPhiko lukaNobhala weBhodi noma komsebenzi weThrasti;

(iv) nanoma iluphi udaba okukhulunywe ngalo ezindinyaneni (aa) kuya ku (cc) zesigaba 5(d).

Izinhlelo zesikhashana

30.(1) Njengoba kubekiwe esigabeni 2(2) salo Mthetho, iThrasti ngokomthetho ithatha isikhundla seThrasti yaseNdlunkulu yaKwaZulu-Natali eyasungulwa ngokwesigaba 2(1) soMthetho weThrasti yaseNdulunkulu, 2007 (uMthetho No. 2 ka 2007) osuchithiwe.

(2) Abantu, ngosuku olwandulela usuku lokuqala kokusebenza kwalo Mthetho, ababeqokwe noma ababeqashwe njengamalungu eBhodi noSihlalo weThrasti yaseNdlunkulu yaKwaZulu-Natali eyasungulwa ngokwesigaba 2(1) soMthetho weThrasti yaseNdlunkulu, 2007 (uMthetho No. 2 ka 2007) osuchithiwe, bayaqhubeka njengamalungu eBhodi noSihlalo weThrasti futhi bathathwa njengabantu abaqashwe ngokwesigaba 6 salo Mthetho kusukela ngosuku lokuqala kokusebenza kwalo Mthetho.

(3)(a) Ukuqokwa komuntu, ngosuku olwandulela usuku lokuqala kokusebenza kwalo Mthetho, owayeyisiKhulu esiPhezulu seThrasti yaseNdlunkulu yaKwaZulu-Natali eyasungulwa ngokwesigaba 2(1) soMthetho weThrasti yaseNdlunkulu, 2007 osuchithiwe, ngosuku lokuqala kokusebenza kwalo Mthetho, esamiswa ngokomthetho wezabasebenzi nowokuqashwa osebenzayo.

(b) Umuntu, ngosuku olwandulela usuku lokuqala kokusebenza kwalo Mthetho, owayeqokwe njengesiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti yaseNdlunkulu yaKwaZulu-Natali eyasungulwa ngokwesigaba 2(1) soMthetho weThrasti yaseNdlunkulu, 2007 osuhlakaziwe, uyaqhubeka nokuba isiKhulu esiPhezulu esibhekele ezeziMali kwiThrasti futhi uthathwa njengomuntu oqokwe ngokwesigaba 15(1) salo Mthetho kusukela ngosuku lokuqala kokusebenza kwalo Mthetho.

(c) Abanye abantu, ngosuku olwandulela usuku lokuqala kokusebenza kwalo Mthetho, owayeqokwe ngokwesigaba 13(1) soMthetho weThrasti yaseNdlunkulu waKwaZulu-Natali, 2007 osuchithiwe, njengamalungu abasebenzi beThrasti yaseNdlunkulu yaKwaZulu-Natali eyasungulwa ngokwesigaba 2(1) soMthetho weThrasti yaseNdlunkulu yaKwaZulu-Natali, 2007 osuchithiwe bayaqhubeka njengabasebenzi beThrasti futhi begcina imiholo, amalungelo, imihlomulo kanye namagunya:

Inqobo nje uma-

(i) izikhundla zomsebenzi eziphethwe yilawo malungu abasebenzi zingeke zigcwaliswe yiThrasti lapho khona kuba nesikhala esivelayo ngenxa yanoma isiphi isizathu; futhi

(ii) lawo malungu abasebenzi kufanele baphathwe futhi babe nesibopho sokubika ngomsebenzi kulowo oyiNhloko yeHhovisi likaNobhala weBhodi kusukela ngosuku lokuqala ukusebenza kwalo Mthetho.

(4)(a) Isinqumo njengoba kubekwe oHlelweni sisebenza kusukela mhla ziyi-12 kuZibandlela 2014 mayelana nokwabiwa, nokudluliselwa nokuhlukaniswa kwamandla, kwemisebenzi, kwempahla, kwezikweletu, kwamalungelo, kwamajoka, kwezibopho kanye nabasebenzi koMnyango waseNdlunkulu osuhlakaziwe.

(b) UNdunankulu, ngemuva kokubonisana neBhodi, ngesaziso kwiGazethi nangosuku oluzobalulwa kuleso saziso –

(i) sokuchibiyela; noma

(ii) nokushintsha,

uHlelo lwalo Mthetho.

ISAHLUKO 7

UKUCHITHWA KOMTHETHO KANYE NESIHLOKO ESIFINGQIWE

Ukuchithwa komthetho

31. UMthetho weThrasti yaseNdlunkulu yaKwaZulu-Natali, 2007 (uMthetho No. 2 ka 2007), ngalokhu uyachithwa.

Isihloko esifingqiwe

32. Lo Mthetho ubizwa ngoMthetho waKwaZulu-Natali weThrasti yaseNdlunkulu kaZulu, 2017.

UHLELO

Isinqumo mayelana nokwabiwa nokudluliselwa nokuhlukaniswa kwamandla, kwemisebenzi, kwempahla, kwezikweletu, kwamalungelo, kwamajoka, kwezibopho nabasebenzi boMnyango waseNdlunkulu osuhlakaziwe *(Isigaba 30(4))*

1. IHhovisi likaNdunankulu linesibopho sale misebenzi elandelayo yoMnyango waseNdlunkulu osuhlakaziwe –

(a) ukuhlinzekwa ngemisebenzi okusemthethweni kweSilo samaBandla maqondana namaqhaza, namajoka kanye nemisebenzi esemthethweni yoNgangezwe Lakhe ngokoMthetho wobuHoli boMdabu nokuBusa, 2005 (uMthetho No. 5 ka 2005); kanye

(b) neminye imisebenzi yokweseka oNgangezwe Lakhe, kubandakanya –

(i) ukulawulwa nokukhokhwa –

(aa) komholo weSilo samaBandla; kanye

(bb) nezindleko zokuhamba ngomsebenzi nezokulala ngaphandle nezinkambo eziphathelene nomsebenzi ezithathwa iSilo samaBandla; kanye

(ii) nokubhalwa kwezinkulumo ezizokwethulwa iSilo samaBandla kanye nokuhaywa kweSilo.

2. IThrasti yaseNdlunkulu kaZulu, esungulwe isigaba 2(1) salo Mthetho, izokwenza yonke imisebenzi yoMnyango waseNdlunkulu osuhlakaziwe, kubandakanya –

(a) nokuhlinzekwa ngemisebenzi ephathelene –

(i) nokuqondene neSilo samaBandla uqobo;

(ii) nemisebenzi yoNdlunkulu kanye namanye amalungu aseNdlunkulu kaZulu, eqondene nabo uqobo; kanye

(iii) nokulawulwa nokukhokhwa kwamaholo (amaholo, izibonelelo kanye nemivuzo) yoNdlunkulu; kanye

(b) nokuphathwa nokulawulwa kanye nokunakekelwa kwezigodlo zaseNdlunkulu kanye namapulazi aseNdlunkulu;

(c) nokulawulwa nokukhokhwa kwamaholo, kwezibonelelo kanye nezindleko zokuhamba nezokulala ngaphandle nezimali okumele zikhokhelwe abaPhathi (amaLungu eBhodi) beThrasti yaseNdlunkulu kaZulu zezindaba nemisebenzi yeThrasti yaseNdlunkulu egunyaziwe.

3.(a) Wonke amandla namajoka oMnyango waseNdlunkulu osuhlakaziwe aphathelene nemisebenzi okukhulunywe ngayo ohlamvini 1(a) no (b) ngenhla, adluliselwa futhi anikezwa iHhovisi likaNdunankulu.

(b) Wonke amandla namajoka oMnyango waseNdlunkulu osuhlakaziwe adluliselwa futhi anikezwa iThrasti yaseNdlunkulu kaZulu.

4.(a) Lokhu okulandelayo, –

(i) isabelomali, izimali noma impahla enokususwa yoMnyango waseNdlunkulu osuhlakaziwe;

(ii) amanye amalungelo, noma ngabe ayaphatheka noma awaphatheki, oMnyango waseNdlunkulu osuhlakaziwe,

okuphathelene nemisebenzi okukhulunywe ngayo ohlamvini 1(a) no (b) ngenhla kudluliselwa futhi kunikezwa iHhovisi likaNdunankulu.

(b) Okusele –

(i) njengesabelomali, izimali noma impahla enokususwa yoMnyango waseNdlunkulu osuhlakaziwe; kanye

(ii) namanye amalungelo, noma ngabe ayaphatheka noma awaphatheki, oMnyango waseNdlunkulu osuhlakaziwe,

kudluliselwa futhi kunikezwa iThrasti yaseNdlunkulu kaZulu.

5. Zonke izimpahla ezinokususwa, uma zikhona, ezibhaliswe egameni loMnyango waseNdlunkulu osuhlakaziwe, zidluliselwa futhi zinikezwa iThrasti yaseNdlunkulu kaZulu: Kuncike ekutheni iThrasti yaseNdlunkulu kaZulu ayinaso isibopho sokukhokha noma sokucubungula, imali noma okunye, maqondana nokudluliselwa noma kokunikezwa noma iyiphi impahla engenakususwa, kwiThrasti yaseNdlunkulu kaZulu: Kuphinde kuncike ekutheni amanye amalungelo noma izibopho ezengeziwe zoMnyango waseNdlunkulu osuhlakaziwe maqondana naleyo mpahla engenakususwa zokunquma, zokuhlela nokuqoqa intela, zokuthatha izinyathelo zomthetho zokuxosha abaqashi abangakhokhi ngendlela nokugcina amabhilidi akhona nezindlu kunikezwa iThrasti yaseNdlunkulu kaZulu.

6.(a) Noma isiphi isikweletu noma isibopho ikakhulu esiphathelene nemisebenzi okukhulunywe ngayo ohlamvini 1(a) no (b) ngenhla, noma ngabe esingase senzeke, esimile noma ebesingakaziwa, soMnyango waseNdlunkulu osuhlakaziwe, noma ngabe leso sikweletu noma leso sibopho sikhishwe, noma sivela esivumelwaneni senkontileka noma ngenye indlela, sidluliselwa, futhi sinikezwa iHhovisi likaNdunankulu: Kuncike ekutheni noma iziphi izikweletu ezisemabhukwini oMnyango waseNdlunkulu osuhlakaziwe zingakhokhwa uHulumeni wesiFundazwe saKwaZulu-Natali ezimalini ezabelwe lokho isiShayamthetho sesiFundazwe.

(b) Noma isiphi esinye isikweletu noma isibopho, ngenhla, noma ngabe esingase senzeke, esimile noma ebesingakaziwa, soMnyango waseNdlunkulu osuhlakaziwe, noma ngabe leso

sikweletu noma leso sibopho sikhishwe, noma sivela esivumelwaneni senkontileka noma ngenye indlela, sidluliselwa, futhi sinikezwa iThrasti yaseNdlunkulu kaZulu: Kuncike ekutheni noma iziphi izikweletu ezisemabhukwni oMnyango waseNdlunkulu osuhlakaziwe zingakhokhwa uHulumeni wesiFundazwe saKwaZulu-Natali ezimalini ezabelwe lokho yisiShayamthetho sesiFundazwe.

7.(a) Bonke abasebenzi boMnyango waseNdlunkulu osuhlakaziwe, ngalokhu bafakwa ngaphansi, badluliselwa futhi baqashwa njengabasebenzi beHhovisi likaNdunankulu, bazogcina amaholo, amalungelo, imivuzo, izibonelelo kanye namagunya abawanikwe ngokomthetho, kuncike emithethweni elawula uhulumeni nanoma isiphi isisombululo se-General Public Sector Bargaining Council (GPSSBC).

(b) Okushiwo uhlamvu 7(a) ngenhla, ukuthi –

(i) bonke abasebenzi abebeqashwe uMnyango waseNdlunkulu osuhlakaziwe sebefakwa kumumohlaka;

(ii) bonke abasebenzi kanye nesabelomali samaholo soMnyango waseNdlunkulu osuhlakaziwe, kudluliselwa futhi kunikezwa;

(iii) zonke izikhala zemisebenzi ezihlinzekelwe kwisabelomali somumohlaka woMnyango waseNdlunkulu osuhlakaziwe, sebefakwa kumumohlaka,

weHhovisi likaNdunankulu.

8. Abasebenzi ababalulwe **kwisiThasiselo**, okungabasebenzi boMnyango waseNdlunkulu osuhlakaziwe, badlulilselwa eHhovisi likaNdunankulu bese kuthi labo abenza imisebenzi engaphathelene nemisebenzi okukhulunywe ngayo ohlamvini 1(a) no (b) ngenhla baqokwa (ngokwesigaba 16(1)(b) salo Mthetho) ukusiza iThrasti yaseNdlunkulu kaZulu ukufeza izinhloso zayo, ukusebenzisa amandla ayo, ukufeza amajoka ayo nokwenza imisebenzi yayo, maqondana nezokuphatha nokunakekela izigodlo zaseNdlunkulu namapulazi aseNdlunkulu, futhi kuncike emithethweni elawula uhulumeni nanoma isiphi isisombululo se-General Public Sector Bargaining Council (GPSSBC), badluliselwa kwiThrasti yaseNdlunkulu kaZulu namaholo, namalungelo kanye namagunya abawanikwe ngokomthetho (ngokwesigaba 16(2) salo Mthetho).

ISITHASISELO

Uhlu lwabasebenzi abadluliselwa kwiThrasti yaseNdlunkulu kaZulu

(Uhlamvu 8 loHlelo)

IMISEBENZI EPHATHELENE NEZIGODLO ZASENDLUNKULU KANYE NAMAPULAZI ASENDLUNKULU

Igama		*Inombolo ye-PERSAL*
1.	**BIYELA, QH**	60166789
2.	**CHONCO, CT**	60204788
3.	**NDLOVU, ZA**	63962977
4.	**ZITHA, MS**	60209038
5.	**ZULU, NA**	64178820
6.	**ZUNGU, LM**	60200014
7.	**BUTHELEZI, ET**	60269405
8.	**BUTHELEZI, MR**	60263938
9.	**FAKUDE, BN**	61624098
10.	**MABASO, MR**	64316751
11.	**MANDLAZI, BF**	60299541
12.	**MATHE, EP**	60288540
13.	**MATHE, MN**	60299631
14.	**MATHE, N**	60264101
15.	**MATHE, TA**	61665223
16.	**MTHETHWA, MP**	61667773
17.	**SHONGWE, OK**	60300132
18.	**SHONGWE, NJ**	60300817
19.	**ZWANE, TW**	60299690
20.	**MAGUBANE, BZ**	60299479
21.	**MASONDO, NB**	60299878
22.	**SIBIYA, ZM**	60300671
23.	**ZULU, GJ**	64036332
24.	**ZULU, SM**	64319211
25.	**ZULU, ZG**	60295287
26.	**ZUNGU, ZM**	61623911
27.	**GINA, GM**	61830526.
28.	**GINA, NT**	61624161
29.	**GWALA, GN**	61663212

30.	**JOBE, BB**	64602711
31.	**MAHENDULA, A**	60264110
32.	**MNGOMEZULU, SM**	64604268
33.	**MYENI, MW**	64602427
34.	**NYAWO, NE**	64602605
35.	**NDWANDWE, G**	60299681
36.	**NDWANDWE, TB**	64257002
37.	**NSELE, TB**	60263946
38.	**NTANZI, FN**	61663751
39	**NXELE, VS**	61667749
40.	**MASANGO, EM**	64291251
41.	**MASANGO, MA**	60271639
42.	**MASANGO, NI**	60263768
43.	**MASUKU, MP**	61663336
44.	**MBATHA, FT**	60299665
45.	**MBATHA, NI**	61626091
46.	**MTHETHWA, HT**	60238763
47.	**SHAMASE, LQ**	62047027
48.	**SHONGWE, BV**	61666777
49.	**SITHOLE, CR**	60301678
50.	**SITHOLE, JM**	64257142
51.	**SITHOLE, KJ**	60274689
52.	**SITHOLE, MD**	60271621
53.	**ZULU, MJ**	60299673
54.	**ZULU, TJ**	60263873
55.	**CEBEKHULU, SS**	64179001
56.	**GWALA, JA**	61668010
57.	**GWALA, PK**	60288574
58.	**GWALA, SB**	61672726
59.	**MNGADI, TB**	60299614
60.	**MTHIYANE, ZP**	64393437
61.	**NDWANDWE, PM**	61880396
62.	**NTULI, SS**	.60299738
63.	**NXUMALO, PG**	61663557
64.	**SHAMASE, ZA**	61668061

65.	**ZULU, GR**	60300078
66.	**ZULU, MC**	60286971
67.	**ZULU, SK**	61663921
68.	**ZULU, TN**	64612091
69.	**FAKUDE, MG**	61625990
70.	**NKOSI. SA**	60300973
71.	**SITHOLE, MB**	61626082
72.	**ZULU, NM**	61667684
73.	**ZULU, NP**	64257193
74.	**ZUNGU, DM**	61624047
75.	**XABA, PN**	60299941
76.	**KHUMALO, MS**	64568504
77.	**MNCWANGO, M**	64569349
78.	**KHUMALO, NB**	61627836
79.	**MPANZA, BT**	61624268
80.	**NENE, MS**	61624616
81.	**NTSHALINTSHALI, GA**	61625906
82.	**NHLEBELA, HE**	61623717
83.	**GINA, MZ**	61625493

NOTICE 10 OF 2018

[English text signed by the Premier]

KWAZULU-NATAL APPROPRIATION ACT, 2018
(Act No. 04 of 2018)

Assented to on 16/05/2018

ACT

To provide for the appropriation of money from the Provincial Revenue Fund for the requirements of the Province in the 2018/19 financial year ending on 31 March 2019, and to provide for subordinate matters incidental thereto.

PREAMBLE

WHEREAS section 226(2) of the Constitution of the Republic of South Africa, 1996 provides that money may be withdrawn from the Provincial Revenue Fund only in terms of an appropriation by a provincial Act;

AND WHEREAS section 26 of the Public Finance Management Act, 1999 (Act No. 1 of 1999, as amended), provides that the Provincial Legislature must appropriate money for each financial year for the requirements of the Province;

BE IT THEREFORE ENACTED by the Provincial Legislature of the Province of KwaZulu-Natal, as follows:—

Definitions

1. In this Act, unless the context indicates otherwise, a word or expression to which a meaning has been ascribed in section 1 of the Public Finance Management Act, 1999 (Act 1 of 1999), has the meaning so ascribed, and —

"national conditional grants" means conditional grant allocations to the Province from the national government's share of revenue raised nationally, which are provided for and whose purpose is specified in the annual Division of Revenue Act referred to in section 214(1)(c) of the Constitution of the Republic of South Africa, 1996;

"conditional allocation" means an allocation to a municipality as contemplated in section 36 of the Municipal Finance Management Act, 2003 (Act. 56 of 2003).

"current payments" means any payment made by a department classified as or deemed to be a current payment in terms of the *Guidelines for Implementing the Economic Reporting Format* (September 2009), issued by the National Treasury under section 76 of the Public Finance Management Act. The above entails payments made by a provincial department in respect of the operational requirements of that department, and includes, among others, payments for the compensation of employees, goods and services, interest and rental of immovable property, but excludes transfers and subsidies, payments for capital assets, and financial transactions relating to assets and liabilities;

"payments for capital assets" means any payment made by a department classified as or deemed to be a payment for capital assets in terms of the *Guidelines for Implementing the Economic Reporting Format* (September 2009) and the *Asset Management Framework* (April 2004, Version 3.3), issued by the National Treasury under section 76 of the Public Finance Management Act. The above entails any payments made by a provincial department for assets that can be used continuously or repeatedly in production for more than one year, and from which future economic benefits or service potential is expected to flow directly to the provincial department making the payment;

"payments for financial assets" means any payment made by a department classified as or deemed to be a payment for financial assets in terms of the *Guidelines for Implementing the Economic Reporting Format* (September 2009), issued by the National Treasury under section 76 of the Public Finance Management Act. The above entails the provision for payments associated with certain purchases of financial assets in order to expense the transactions where the purpose of such a transaction is not market oriented;

"municipal financial year" means a financial year for municipalities ending on 30 June;

"receiving municipal officer" in relation to a conditional allocation transferred to a municipality, means the accounting officer of the municipality;

"transferring provincial officer" means the accounting officer of the provincial department that transfers a conditional allocation to a municipality;

"Province" means the Province of KwaZulu-Natal established in terms of section 103 of the Constitution of the Republic of South Africa, 1996;

"Provincial Legislature" means the legislature of the Province of KwaZulu-Natal;

"Public Finance Management Act" means the Public Finance Management Act, 1999 (Act No. 1 of 1999, as amended);

"Financial Management of Parliament and Provincial Legislatures Act" means the Financial Management of Parliament and Provincial Legislatures Act, 2009 (Act No. 10 of 2009);

"Division of Revenue Act" means the Division of Revenue Act, 2018;

"transfers and subsidies" means any payment made by a department classified as or deemed to be a transfer or subsidy payment in terms of the *Guidelines for Implementing the Economic Reporting Format*

(September 2009), issued by the National Treasury under section 76 of the Public Finance Management Act. The above entails any payments made by a provincial department to another organ of state or any other person in respect of which the provincial department does not receive anything of similar value directly in return;

"this Act" includes the Schedule.

Appropriation of money for the requirements of the Province

2. (1) Appropriations by the Provincial Legislature of money from the Provincial Revenue Fund for the requirements of the Province in the 2018/19 financial year, to votes and main divisions within a vote, and for the specific listed purposes, are set out in the Schedule.

(2) Spending of appropriations contemplated in subsection (1) is subject to the provisions of this Act, the Public Finance Management Act and the Financial Management of Parliament and Provincial Legislatures Act.

(3) The spending of funds withdrawn from the Provincial Revenue Fund before this Act has been passed by the Provincial Legislature, as contemplated in section 29 of the Public Finance Management Act –

(a) must be done in accordance with the requirements of section 29(2) of the Public Finance Management Act;

(b) must be recorded and accounted for in accordance with the votes and main divisions within a vote set out in the Schedule.

Amounts specifically and exclusively appropriated

3. Despite the provisions of any law, appropriations to a vote or main division within a vote listed in the Schedule as specifically and exclusively appropriated which refer to –

(a) national conditional grants, may only be used for the purposes stipulated in the Division of Revenue Act and in accordance with the framework certified in terms of that Act; and

(b) Any other funds specifically and exclusively appropriated, may only be utilised for the purpose indicated and may not be used for any other purpose, unless an Act of the Provincial Legislature amends or changes the purpose for which it was allocated.

Authorisation of expenditure

4. (1) Despite any contrary provision contained in any other law, the MEC for Finance may approve, before an Adjustments Appropriation Bill is passed, expenditure which cannot reasonably be delayed without negatively affecting service delivery, provided that such expenditure qualifies for inclusion in an Adjustments Appropriation Bill in terms of section 31(2) of the Public Finance Management Act, and provided further that the expenditure –

(a) is unforeseeable and unavoidable, and delaying the disbursement of funds would negatively impact service delivery;

(b) was announced by the MEC for Finance during the tabling of the annual budget, and the disbursement of funds is required for the implementation of projects announced;

(c) was approved in the previous year's appropriation and is to be rolled over to the 2018/19 financial year to finalise expenditure which could not take place in the 2017/18 financial year as originally planned.

(2) Expenditure approved in terms of –

(a) subsection (1)(a) and (c) may not exceed the total amount set aside as a surplus for the financial year in the provincial annual budget;

(b) subsection (1)(b) may not exceed the relevant amount announced by the MEC for Finance during the tabling of the annual budget.

(3) Expenditure approved in terms of subsection (1) –

(a) is a direct charge against the Provincial Revenue Fund;

(b) may be made subject to conditions set by the MEC for Finance;

(c) must be appropriated in the Adjustments Appropriation Bill or other appropriation legislation for the 2018/19 financial year.

Withholding of conditional allocations

5. (1) A transferring provincial officer may withhold the transfer to a municipality of a conditional allocation or any part of such an allocation for a period not exceeding 30 days if –

(a) the municipality does not comply with any provision of this Act; or

(b) expenditure on previous transfers during the municipal financial year reflects significant under-expenditure, for which no satisfactory explanation is given.

(2) A transferring provincial officer must, at least seven working days, or the shorter period approved by the Provincial Treasury, before withholding an allocation in terms of subsection (1) –

(a) give the municipality concerned

(i) written notice of intention to withhold the allocation; and

(ii) an opportunity to submit written representations, within those seven days or that shorter period, as to why allocation should not be withheld; and

(b) inform the Provincial Treasury and the provincial department responsible for local government of its intention to withhold the allocation.

(3) A notice contemplated in subsection (2) must include the reasons for withholding of an allocation and the intended duration of the withholding.

(4)*(a)* The Provincial Treasury may instruct or approve a request from the transferring provincial officer, to withhold the allocation in terms of subsection (1) for a period longer than 30 days, but not exceeding 120 days, if the withholding –

(i) facilitates compliance with this Act; or

(ii) minimises the risk of under-spending.

(b) A transferring provincial officer must, when requesting the withholding of an allocation as contemplated in paragraph *(a)*, provide the Provincial Treasury with proof of compliance with subsection (2) and a copy of any representation received from the municipality concerned.

(c) The transferring provincial officer must again comply with subsection (2) when the Provincial Treasury instructs, or approves a request for the withholding of an allocation in terms of paragraph *(a)*.

Stopping of conditional allocations

6. (1) Despite section 5, the Provincial Treasury may, in its discretion or at a request of a transferring provincial officer, stop the transfer of a conditional allocation or any part of such an allocation to a municipality –

(a) on the grounds of persistent and material non-compliance with this Act; or

(b) if Provincial Treasury anticipates that the municipality will substantially under-spend on the programme or allocation concerned in the current municipal year.

(2) The Provincial Treasury must, before stopping an allocation in terms of this section –

(a) give the municipality concerned

(i) 21 days' written notice of the intention to stop the allocation; and

(ii) an opportunity to submit written representations within those 21 days as to why the transfer of the allocation or part thereof should not be stopped; and

(b) consult the provincial MEC responsible for the provincial department that transfers the conditional allocation.

(3) The Provincial Treasury must give notice in the *Provincial Gazette* of the stopping of an allocation in terms of this section and include in the notice the effective date of, and reason for the stopping.

(4) The provincial MEC for Finance must report the stopping of the allocation to –

(a) the Auditor-General; and

(b) the Provincial Legislature at the tabling of the next appropriation legislation in the Provincial Legislature.

Re-allocation after stopping of allocation to municipality

7. (1)*(a)* The Provincial Treasury may, where it stops an allocation in terms of section 6, after consultation with the transferring provincial officer and subject to the Division of Revenue Act, determine that the allocation or any part thereof be re-allocated to one or more municipalities on condition that the allocation must be spent in the current or next municipal financial year.

(b) The Provincial Treasury must

(i) give notice in the *Provincial Gazette* of a reallocation; and

(ii) provide a copy of the notice to the provincial transferring officer and each affected receiving

Transfers made in error and fraudulently

8. (1) The transfer of an allocation to a municipality in error or fraudulently is regarded as not legally due to the municipality.

(2) A transfer contemplated in subsection (1) must be recovered, without delay, by the responsible transferring provincial officer, unless an instruction has been issued in terms of subsection (3).

(3) The Provincial Treasury may instruct the transferring officer that the recovery contemplated in subsection (2) be effected by set-off against future transfers due to the municipality.

Unspent conditional allocations

9. (1) Subject to the Public Finance Management Act, the Local Government Municipal Finance Management Act, 2003 and the Division of Revenue Act, any conditional allocation, or portion thereof that is not spent by the municipality at the end of a municipal financial year, reverts to the Provincial Revenue Fund, unless the roll-over of the allocation is approved in terms of subsection (2).

(2) The Provincial Treasury may, at the request of the transferring provincial officer or a municipality, approve in consultation with the transferring officer a roll-over of a conditional allocation to the next municipal financial year if the unspent funds are committed to identifiable projects.

(3) The receiving officer must ensure that any funds that must revert to the Provincial Revenue Fund in terms of subsection (1) are paid by the municipality to the transferring officer's bank account, who will in turn transfer them to the Provincial Revenue Fund.

(4) The Provincial Treasury, in accordance with subsection (5), may offset any funds which must revert to the Provincial Revenue Fund in terms of subsections (1) and (3), but which have not yet been paid to that Fund, against future conditional allocations to that municipality.

(5) Before any funds are offset in terms of subsection (4), the Provincial Treasury must give the relevant transferring provincial officer, and receiving municipal officer –

(a) written notice of the intention to offset amounts against future conditional allocations; and

(b) an opportunity, within 14 days of receipt of the notice referred to in paragraph *(a)*, to –

(i) submit written representations that prove to the satisfaction of the Provincial Treasury that the unspent conditional allocation was either spent in accordance with the relevant framework or is committed to identifiable projects;

(ii) propose alternative means acceptable to the Provincial Treasury by which the unspent conditional allocations can be paid into the Provincial Revenue Fund; and

(iii) propose an alternative payment arrangement in terms of which the unspent conditional allocations will be paid into the Provincial Revenue Fund.

(6) A notice contemplated in subsection (5) must include the intended amount to be offset against allocations, and the reasons for offsetting the amounts.

(7) No approval will be granted for municipalities requesting roll-over of the same grant for the third consecutive time.

Reporting on conditional allocations

10. (1) The receiving municipal officer must, on or before the 7th day of every month or any date set by the transferring provincial officer, submit a report to the transferring provincial officer and the Provincial Treasury regarding the spending on the conditional allocation of the preceding month.

(2) The report contemplated in subsection (1) must be provided in the prescribed format issued by the transferring provincial officer.

(3) The transferring provincial officer must, within 15 days of the end of each month, submit to the Provincial Treasury and executive authority responsible for that department –

(a) information in the prescribed format on actual transfers to and spending by municipalities for the preceding month;

(b) confirmation that unspent conditional allocations are secured by cash or investments of the municipalities;

(c) a projection of expected transfers to and spending by municipalities for the remainder of the provincial financial year; and

(d) when necessary, an explanation of any material variances and a summary of the steps that are to be taken to ensure that the projected expenditure remain within budget.

Short title

11. This Act is called the KwaZulu-Natal Appropriation Act, 2018.

(Schedule)

Vote	Description	Total	Details of appropriated amounts				Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	Payments for financial assets	
		R'000	R'000	R'000	R'000	R'000	R'000
1	Office of the Premier	787 137	648 417	116 923	21 797	-	151 046
	To support the Premier in carrying out his constitutional and statutory duties through promoting an integrated service delivery model and enhancing co-operative governance within the province, among others						
	1 Administration	102 326	99 860	1 182	1 284	-	
	To provide administrative support to the Premier, Executive Council and the Director-General in fulfilling their legislative and oversight functions and in promoting corporate governance						
	2 Institutional Development	410 377	338 108	63 712	8 557	-	
	To improve service delivery through institutional capacity building and transformation management in the province.						
	of which specific allocation is:						
	Centralisation of communication budget		43 172				43 172
	of which transfer to public entity is.						
	KwaZulu-Natal Gaming and Betting Board			42 925			42 925
	of which specific allocation is.						
	Funding for office accommodation			821			821
	3 Policy and Governance	274 434	210 429	52 029	11 976		
	To initiate the province-wide development and implementation of policies and strategies to achieve a co-ordinated approach toward sustainable provincial growth and development.						
	of which transfers to public entities are:						
	Amafa aKwaZulu-Natali			33 989			33 989
	The Royal Household Trust			18 040			18 040
	of which specific allocation is:						
	Poverty Eradication Master Plan operations centre		12 919				12 919
2	Provincial Legislature	474 963	354 661	110 040	10 262	-	-
	To deepen democracy and entrench activism in KwaZulu-Natal through robust oversight, effective public participation and efficient law-making.						
	1 Administration	191 995	181 221	413	10 362	-	
	To provide strategic management of the institution and to provide quality corporate support services to the Provincial Legislature.						
	2 Parliamentary Business	282 967	173 340	109 627	-	-	
	To provide effective procedural and related support to the House and to committees, and to facilitate public participation.						
3	Agriculture and Rural Development	2 324 109	1 938 325	208 699	177 084	-	463 247
	To advance sound agricultural practices that stimulate comprehensive economic growth, food security and advancement of rural communities.						
	1 Administration	532 805	476 750	8 713	47 342		
	To support the line function components of the department in achieving their goals.						
	2 Agriculture	1 759 884	1 432 677	197 662	129 525		
	To provide agriculture services encompassing crop production, livestock farming, land use and land reform and veterinary services such as animal disease control, prevention of zoonotic diseases, and ensuring safety of food products of animal origin.						
	of which conditional grants are:						
	Land Care Programme grant		11 516		500		12 016
	Comprehensive Agricultural Support Programme grant		144 247	34 030	45 698		223 975
	of which transfer to public entity is.						
	Agri-business Development Agency (ADA)			34 030			34 030
	Ilima/Letsema Projects grant		46 263		25 000		71 263
	EPWP Integrated Grant for Provinces		7 308				7 308
	of which transfer (equitable share) to public entity is						
	Agri-business Development Agency (ADA)			89 984			89 984
	of which transfer to provincial government business enterprise is:						
	Mjindi Farming (Pty) Ltd			58 801			58 801
	3 Rural Development.	31 439	28 898	2 324	217	-	
	To initiate, plan and monitor development in specific rural areas and facilitate rural development initiatives by engaging communities on priorities and to institutionalise and support community organisational structures.						
4	Economic Development, Tourism and Environmental Affairs	3 009 298	902 818	2 099 465	7 013	-	2 057 903
	To provide leadership and facilitate integrated economic planning, implement strategies that drive economic growth and promote sound environmental management, among others.						
	1 Administration	271 110	266 715	582	3 813	-	
	To provide for the overall management of the department, and to render a support service to other programmes in terms of transversal functions.						
	2 Integrated Economic Development Services.	419 310	209 851	209 206	253	-	
	To provide strategic leadership, direction and co-ordination of economic empowerment initiatives in the province.						
	of which transfer to provincial government business enterprise is.						
	Ithala Dev Finance Corp (Ithala)			100 559			100 559
	of which specific allocations are:						
	Ithala			55 788			55 788
	Enterprise Development Fund			44 771			44 771
	of which specific allocation is:						
	KZN Growth Fund Trust			54 400			54 400
	3 Trade and Sector Development	901 244	53 738	847 508	-	-	
	To stimulate economic growth through industry development, trade and investment promotion.						
	of which conditional allocations to municipalities are:						
	eThekwini Metro: KSIA Transport			3 000			3 000
	Alfred Duma Municipality: Ladysmith Black Mambazo Music Academy			3 000			3 000
	Ray Nkonyeni Municipality: Margate Airport			3 000			3 000
	uMkhanyakude Municipality: Mkuze Airport			2 000			2 000
	of which transfers to public entities are:						
	Dube TradePort Corporation (DTPC)			468 695			468 695
	Trade and Investment KwaZulu-Natal (TIK)			85 935			85 935
	Richards Bay Industrial Development Zone (RBIDZ)			129 530			129 530
	KZN Film Commission			78 267			78 267
	of which specific allocation is:						
	Moses Kotane Institute			50 131			50 131

(Schedule)

Vote	Description	Total	Details of appropriated amounts				Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	Payments for financial assets	
	4 Business Regulation and Governance.	120 145	39 686	80 189	270		
	To enable an equitable and socially responsible business environment						
	of which transfer to public entity is.						
	KZN Liquor Authority			80 189			80 189
	5 Economic Planning	40 024	28 594	11 300	130		
	To develop provincial economic policies and strategies to achieve and measure sustainable economic						
	of which conditional allocations to municipalities are.						
	Jozini Municipality: Cetil Mack's Border Development			1 300			1 300
	uMhlabuyalingana Municipality: Kosi Bay Border Development			1 200			1 200
	6 Tourism	247 786	44 897	202 889			
	To stimulate economic growth through tourism development.						
	of which conditional allocations to municipalities are.						
	uPhongolo Municipality: Koppie Guesthouse			500			500
	uPhongolo Municipality: Mkuze Falls			500			500
	Ugu Municipality: uMzumbe Trails			2 000			2 000
	Nkandla Municipality: Nkungumathe Lodge			275			275
	King Cetshwayo Municipality: Tourism Route Strategy			700			700
	uMkhanyakude Municipality: Tourism Route Strategy			700			700
	Zululand Municipality: Tourism Route Strategy			700			700
	of which transfers to public entities are:						
	KwaZulu-Natal Sharks Board (KZNSB)			71 897			71 897
	KwaZulu-Natal Tourism Authority (TKZN)			124 017			124 017
	7 Environmental Affairs.	1 009 677	261 330	745 781	2 547		
	To ensure effective compliance and governance in respect of environmental management.						
	of which conditional grant is.						
	EPWP Integrated Grant for Provinces		3 740				3 740
	of which conditional allocation to municipalities is.						
	uMkhanyakude Municipality: Dukuduku Forest EMF			1 000			1 000
	of which transfer to public entity is.						
	Ezemvelo KZN Wildlife (subsidy from EDTEA R598.068 million)			737 512			737 512
	of which specific allocations are:						
	Rhino anti-poaching			9 240			9 240
	Invasive Alien Species Programme			40 204			40 204
	of which specific allocation is:						
	Invasive Alien Species Programme		55 156				55 156
5	Education	90 903 642	47 154 751	1 988 164	1 760 767	-	3 429 038
	To provide equitable access to quality education for the people of KwaZulu-Natal.						
	1 Administration	1 984 826	1 947 309	36 185	1 332	-	
	To provide for the overall management of the education system in accordance with the National Education Policy Act, PFMA, and other policies.						
	of which specific allocation is:						
	Improving infrastructure support		11 937				11 937
	2 Public Ordinary School Education	42 826 473	41 026 695	1 579 596	18 182		
	To provide public ordinary schools from Grade 1 to 12 in accordance with the SA Schools Act.						
	of which specific allocation is:						
	Learner transport services		206 830				206 830
	of which conditional grants are:						
	National School Nutrition Programme grant		1 534 878				1 534 878
	Maths, Science and Technology grant		43 021		18 182		61 203
	EPWP Integrated Grant for Provinces		2 000				2 000
	Social Sector EPWP Incentive Grant for Provinces		27 004				27 004
	3 Independent School Subsidies.	91 028	-	91 028	-	-	
	To support independent schools in accordance with the South African Schools Act.						
	4 Public Special School Education.	1 167 951	1 009 403	153 986	4 562	-	
	To provide compulsory public education in special schools in accordance with the SA Schools Act and White Paper 6 on Inclusive Education.						
	of which conditional grant is:						
	Learners with Profound Intellectual Disabilities grant		22 668		4 562		27 230
	5 Early Childhood Development.	1 280 418	1 246 959	33 459	-	-	
	To provide ECD at the Grade R and earlier levels in accordance with White Paper 5 on ECD						
	6 Infrastructure Development	2 186 607	449 918	-	1 736 691	-	
	To provide and maintain infrastructure facilities for the administration and schools.						
	of which conditional grant is.						
	Education Infrastructure grant		213 544		1 652 891	-	1 866 435
	of which specific allocation are:						
	Disaster relief - Wind storms in September 2017				20 000		20 000
	Disaster relief - Flood of 10 October 2017				63 800		63 800
	7 Examination and Education Related Services.	1 566 379	1 472 459	93 910	-	-	
	To provide examination support services to learners in the relevant grades, and ensure quality in the provision of education, through quality assurance.						
	of which conditional grant is.						
	HIV and AIDS (Life Skills Education) grant		58 922				58 922
6	Provincial Treasury	850 900	828 832	3 096	18 973	-	15 500
	To enhance the KwaZulu-Natal Provincial Government's service delivery by responding to the expectations of all stakeholders in the value chain as a key driver through optimum and transparent allocation of financial resources, while enhancing revenue generation and financial management practices.						
	1 Administration.	192 377	178 046	2 059	12 278	-	
	To provide strategic support services in terms of financial management, human resources, auxiliary services, information communication and technology, and legal services.						
	of which specific allocation is:						
	Treasury/Health assistance plan		15 500				15 500
	2 Sustainable Resource Management.	40 657	40 499	-	158	-	
	To effectively manage and monitor the provincial fiscal resources.						
	3 Financial Governance.	**209 602**	**203 156**	**939**	**5 507**	-	
	To ensure effective and efficient management of physical and financial assets for provincial and local government.						
	4 Internal Audit.	**144 555**	**143 564**	**106**	**885**	-	
	To develop effective risk management strategies and governance, to build and maintain successful client relationships, to develop knowledge by creating a learning culture and to build foundations for excellence to support the KZN provincial government in achieving its objectives.						
	5 Municipal Finance Management	**63 709**	**63 564**	-	**145**	-	
	To enhance effective and efficient financial management in municipalities.						

(Schedule)

Vote	Description	Total	Details of appropriated amounts				Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	Payments for financial assets	
7	Health	42 347 964	30 985 959	992 961	1 668 744	-	11 428 714
	To develop a sustainable, co-ordinated, integrated and comprehensive health system at all levels of care, based on the primary health care approach through the district health system.						
	1 Administration	811 207	764 167	7 705	39 335	-	
	To provide overall strategic leadership, co-ordination and management of activities towards the achievement of optimal health status of all communities in the province as well as the administration of the department in line with good governance practice.						
	of which specific allocations are:						
	Treasury/Health assistance plan		38 759				38 759
	Improving infrastructure support		25 265				25 265
	2 District Health Services	20 825 714	20 118 237	455 387	252 090	-	
	To render Primary Health Care services and District Hospital services.						
	of which conditional allocation to municipalities is:						
	Municipal clinics			213 394			213 394
	of which conditional grants are:						
	Comprehensive HIV, AIDS and TB grant		5 532 587	132 638	12 000		5 677 225
	Social Sector EPWP Incentive Grant for Provinces		24 182				24 182
	Human Papillomavirus Vaccine grant		41 378		3 598		44 976
	of which specific allocations are:						
	NHLS fee-for-service pressures		186 628				186 628
	Exchange rate pressures - medicine, equipment and supplies		774 948				774 948
	3 Emergency Medical Services	1 415 886	1 329 975	5 311	81 000	-	
	To render pre-hospital emergency medical services, including inter-hospital transfers and planned patient transport						
	4 Provincial Hospital Services	11 232 418	10 889 835	225 447	117 136	-	
	To render hospital services which are accessible, appropriate and effective and the provision of general specialist services including specialised rehabilitation service, and a platform for training health professionals and research.						
	of which conditional grant is:						
	Health Professions Training and Development grant		349 500		1 697		351 197
	of which specific allocations are:						
	NHLS fee-for-service pressures		118 536				118 536
	Exchange rate pressures - medicine, equipment and supplies		407 461				407 461
	5 Central Hospital Services	4 855 993	4 805 919	27 715	122 359	-	
	To provide tertiary health services and to create a platform for the training of health workers						
	of which conditional grant is:						
	National Tertiary Services grant		1 686 906	4 873	102 870		1 794 649
	of which specific allocations are:						
	NHLS fee-for-service pressures		33 708				33 708
	Exchange rate pressures - medicine, equipment and supplies		235 188				235 188
	6 Health Sciences and Training	1 264 350	994 094	260 659	9 597	-	
	To render training and development opportunities for actual and potential employees of the department.						
	7 Health Care Support Services	313 640	298 086	737	14 817	-	
	To manage the supply of pharmaceuticals and medical sundries to hospitals, community health centres, clinics and local authorities, and to provide laundry services and specialised orthotic and prosthetic services						
	8 Health Facilities Management	1 528 656	496 246	-	1 032 410	-	
	To cater for the facilities management of community health clinics and health centres, district hospitals, emergency medical services facilities, provincial hospitals, central and tertiary hospitals, as well as all other buildings and structures.						
	of which conditional grants are:						
	Health Facility Revitalisation grant		330 543		871 937		1 202 480
	EPWP Integrated Grant for Provinces		8 896				8 896
	of which specific allocations are:						
	Disaster relief: Flooding of 10 October 2017				50 450		50 450
	Exchange rate pressures - medicine, equipment and supplies				230 777		230 777
8	Human Settlements	3 847 337	495 269	3 147 019	4 959	-	3 306 088
	To deliver suitably located housing opportunities and security of tenure over the next five years through collaborative partnership, legislative planning processes and empowerment of women in construction.						
	1 Administration	225 774	220 789	687	4 098	-	
	To identify and eliminate bottle-necks, as well as continuously improve the flow of financial, administrative and management information.						
	2 Housing Needs Research and Planning	17 968	17 968	-	-		
	To develop tools to guide the department's investment decisions and to provide policy and support to the housing delivery process.						
	3 Housing Development	3 210 917	256 511	2 953 545	861	-	
	To implement and monitor housing delivery within all districts including the eThekwini Metro, through various subsidy mechanisms in terms of national and provincial policies.						
	of which conditional grants are						
	EPWP Integrated Grant for Provinces		11 484				11 484
	Title Deeds Restoration grant			88 497			88 497
	Human Settlements Development grant		149 830	2 867 048	631	-	3 017 509
	of which conditional allocations to municipalities are						
	Operational costs for accredited municipalities			46 929			46 929
	CRU Programme			60 000			60 000
	4 Housing Asset Management	192 578		192 578			
	To manage ex-NPA and Own Affairs stock, including residential properties, vacant land and a variety of other non-residential properties.						
	of which transfer to other entity is						
	KZN Housing Fund			192 578			192 578
	of which conditional grant are						
	Human Settlements Development grant			135 248			135 248
	Title Deeds Restoration grant			14 825			14 825

(Schedule)

Vote	Description	Total	Details of appropriated amounts				Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	Payments for financial assets	
9	Community Safety and Liaison *To be the lead department in co-ordinating integrated, participatory community safety initiatives and promoting police accountability towards crime free KwaZulu-Natal.*	324 848	223 893	30	1 326	-	10 321
	1 Administration *To provide strategic direction and support, administrative, financial, executive and legal support, and human resource services.*	83 619	83 094	30	495		
	2 Provincial Secretariat for Police Service *To perform the function of oversight over the Office of the Provincial Commissioner and specialised units, as well as community police relations at a provincial level.*	141 330	140 499		831		
	of which conditional grant allocation is.						
	Social Sector EPWP Incentive Grant for Provinces		10 321				10 321
10	Sport and Recreation *To transform the sport and recreation environment through integrated, sustainable mass participation, development and high performance programmes at all levels by ensuring equitable access and alignment to government outcomes so as to improve the quality of life of all the citizens of KwaZulu-Natal.*	431 893	357 617	78 884	19 942	-	123 551
	1 Administration *To provide the overall management of the department.*	94 791	90 679	361	3 751		
	2 Sport and Recreation *To promote, develop, administer and fund sport in the Province of KwaZulu-Natal*	337 102	267 138	74 733	15 291	-	
	of which conditional allocation to municipalities is.						
	Infrastructure (sport facilities)			31 400			31 400
	of which conditional grants are.						
	Mass Participation and Sport Development grant		90 732	8 007			98 739
	EPWP Integrated Grant for Provinces		300	1 700			2 000
	of which conditional allocation to municipalities is.						
	Maintenance grant			1 700			1 700
	Social Sector EPWP Incentive Grant for Provinces		1 412				1 412
11	Co-operative Governance and Traditional Affairs *To co-ordinate and foster co-operation among governance institutions and build capacity to accelerate delivery of high quality services to communities.*	1 679 662	1 487 816	29 231	92 336	-	152 609
	1 Administration *To provide support services within the department, the Office of the Ministry and all special projects*	454 952	407 821	13 911	33 220	-	
	2 Local Governance *To co-ordinate, support, promote and enhance governance, administration and public participation in local government.*	300 738	299 538	70	1 130		
	3 Development and Planning *To promote informed integrated planning and development in the province.*	350 598	286 074	14 100	50 424		
	of which conditional grant allocation is;						
	EPWP Integrated Grant for Provinces		4 552				4 552
	of which conditional allocations to municipalities are.						
	Development Planning and Shared Services			2 650			2 650
	Schemes support programme			4 500			4 500
	Spatial Development Framework Support			5 000			5 000
	Sustainable Living Exhibition			1 500			1 500
	of which specific allocation is;						
	Mandela Day Marathon event		1 500				1 500
	4 Traditional Institutional Management. *To support and enhance the quality of traditional councils.*	572 793	564 081	1 150	7 562	-	
	of which specific allocation is:						
	Remuneration of Izindunas		133 103				133 103
12	Transport *To strive to provide the public with mobility by an affordable transportation system that is safe, integrated, regulated, affordable and accessible to meet the developmental needs of the province.*	10 802 047	5 292 315	1 132 250	3 436 482	-	3 009 481
	1 Administration *To provide the department with the overall management and administrative, strategic, financial and corporate support services in order to ensure that it delivers on its mandate in an integrated, efficient, effective and sustainable manner.*	363 292	333 768	10 180	19 344	-	
	2 Transport Infrastructure *To promote accessibility and the safe, affordable movement of people, goods and services through the delivery and maintenance of transport infrastructure that is sustainable, integrated and environmentally sensitive, and which supports and facilitates social empowerment and economic growth.*	7 460 222	3 866 255	11 921	3 582 046	-	
	of which conditional grants are.						
	Provincial Roads Maintenance grant		1 828 745				1 828 745
	EPWP Integrated Grant for Provinces		76 562				76 562
	3 Transport Operations. *To plan, regulate and facilitate the provision of integrated land transport services through co-ordination and co-operation with national planning authorities, community-based organisations (CBOs), non-governmental organisations (NGOs) and the private sector to enhance the mobility of all communities, particularly those currently without or with limited access.*	1 291 846	175 540	1 106 214	92	-	
	of which conditional grant is						
	Public Transport Operations grant			1 106 154			1 106 154
	4 Transport Regulation. *To ensure the provision of a safe transport environment through the regulation of traffic on public infrastructure, law enforcement, implementation of road safety education and awareness programmes and the registration and licensing of vehicles and drivers.*	920 064	881 129	3 835	35 000	-	
	5 Community Based Programmes. *To direct and manage the implementation of programmes and strategies that lead to the development and empowerment of communities and contractors*	36 623	36 623	-		-	

(Schedule)

Vote	Description	Total	Details of appropriated amounts				Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	Payments for financial assets	
13	**Social Development**	3 287 882	2 091 758	1 021 127	174 997	-	1 170 255
	To transform our society by building conscious and capable citizens through the provision of integrated social development services.						
	1 Administration	519 848	459 491	9 397	50 958		
	To provide overall strategic management and support services to the department, political and legislative interface between government, civil society and all relevant stakeholders, address policy interpretation and the strategic direction of the department and provide support with regard to corporate management, human resource management, logistics, communication, finance, and legal services, etc.						
	2 Social Welfare Services	772 353	422 534	266 152	83 667		
	To provide integrated developmental social welfare services to the poor and vulnerable in partnership with stakeholders and civil society organisations.						
	of which conditional grant is.						
	Social Sector EPWP Incentive Grant for Provinces		13 490				13 490
	of which specific allocations are.						
	Services to Older Persons			110 703			110 703
	Services to Persons with Disabilities			73 297			73 297
	HIV and AIDS			63 280			63 280
	3 Children and Families	1 391 059	787 816	597 488	25 704		
	To provide comprehensive child and family care and support services to communities in partnerships with stakeholders and civil society organisations.						
	of which conditional grants are.						
	Early Childhood Development grant		13 565	93 978			107 543
	Social Worker Employment grant		57 855				57 855
	of which specific allocations are.						
	Care and Services to Families			8 344			8 344
	Child Care and Protection			60 031			60 031
	ECD and Partial Care			386 606			386 606
	Child and Youth Care			90 779			90 779
	Community-Based Care Services for Children			31 045			31 045
	4 Restorative Services	393 083	293 832	97 119	2 142	-	
	To provide integrated developmental social crime prevention and anti-substance abuse services to the most vulnerable in partnership with stakeholders and civil society organisations.						
	of which specific allocations are.						
	Crime Prevention and Support			17 220			17 220
	Victim Empowerment			62 022			62 022
	of which specific allocation is.						
	No Violence Against Women			42 431			42 431
	Substance Abuse, Prevention and Rehabilitation			17 714			17 714
	5 Development and Research	211 501	147 885	50 980	12 526	-	
	To provide sustainable development programmes which facilitate empowerment of communities, based on empirical research and demographic information.						
	of which specific allocations are.						
	Poverty Alleviation and Sustainable Livelihoods			12 281			12 281
	Youth Development			30 786			30 786
	Women Development			7 259			7 259
14	**Public Works**	1 687 832	922 346	699 829	65 756		878 388
	To improve the life of the people in KwaZulu-Natal through infrastructure development and property						
	1 Administration	406 788	384 678	4 164	17 946		
	To provide strategic leadership and management support to the Member of the Executive Council, to build a positive corporate culture, to render support and advice in terms of human resource practices, all legal matters, security and logistics and effective communication and information management systems, render sound financial management services and risk management.						
	2 Property Management	683 593	88 820	594 536	237		
	To provide and facilitate the provision of accommodation and integrated property management services to clients through planned property life cycle (acquisition, maintenance and disposal), optimal utilisation of immovable assets, land valuation, maintenance of fixed asset register, payment of property rates and integrated service delivery.						
	of which conditional allocation to municipalities is						
	Payment of municipal property rates			594 455			594 455
	of which specific allocations are.						
	Government Immovable Asset Management Act (GIAMA)		15 855				15 855
	Fixed Asset Register		4 172				4 172
	3 Provision of Buildings, Structures and Equipment	497 551	448 850	1 129	47 573		
	To provide for the erection and/or acquisition of buildings, structures and engineering works and the maintenance of buildings to client specifications.						
	of which specific allocations are.						
	Government Immovable Asset Management Act (GIAMA)		33 759				33 759
	Improving infrastructure support		24 121				24 121
	of which conditional grant is.						
	EPWP Integrated Grant for Provinces		6 023				6 023
15	**Arts and Culture**	863 571	458 893	337 213	174 466	-	498 847
	To provide integrated arts and culture services for the people of KwaZulu-Natal						
	1 Administration	152 567	150 698	1 400	269		
	To provide for effective management and administration of the department and to ensure effective and efficient use of financial and human resources.						
	2 Cultural Affairs	255 488	156 123	78 320	21 046		
	To provide for projects and interventions in the arts, culture, language services and museum, and to provide an environment conducive to the celebration, nourishment and growth of these sectors						
	of which conditional grant is.						
	EPWP Integrated Grant for Provinces		2 000				2 000
	of which conditional allocations to municipalities are						
	Museum subsidies			8 987			8 987
	Operational cost for art centres			1 911			1 911
	Alfred Duma municipality: Ladysmith Black Mambazo Music Academy			13 000			13 000
	of which transfer to public entity is						
	The Playhouse Company			**8 657**			**8 657**
	of which specific allocation is.						
	Refurbishment of the Winston Churchill theatre				**19 500**		**19 500**
	3 Library and Archive Services	**554 415**	**143 772**	**257 492**	**153 151**		
	To provide library and information services, as well as archive services.						
	of which conditional grant is.						
	Community Library Services grant		**43 176**	**59 527**	**71 694**		**174 397**
	of which conditional allocation to municipalities is.						
	Community Library Services grant			**56 727**			**56 727**
	of which conditional allocation to municipalities is.						
	Provincialisation of libraries			**197 965**			**197 965**
	of which specific allocation is.						
	Archive Repository				**73 130**		**73 130**
Total		**122 401 403**	**102 716 170**	**11 851 129**	**7 834 104**	**-**	**26 857 941**

KENNISGEWING 10 VAN 2018

Engelse teks deur die Premier geteken]

KWAZULU-NATAL BEGROTINGSWET, 2018
(No. 04 van 2018)

Goedgekeur op 16-05-2018

WET

Om voorsiening te maak vir die bewilliging van geld uit die Provinsiale Inkomstefonds vir die behoeftes van die Provinsie in die 2018/19 finansiële jaar wat op 31 Maart 2019 eindig en om voorsiening te maak vir ondergeskikte aangeleenthede wat daarmee verband hou.

AANHEF

AANGESIEN artikel 226(2) van die Grondwet van die Republiek van Suid-Afrika, 1996, bepaal dat geld uit die Provinsiale Inkomstefonds onttrek kan word slegs ingevolge 'n bewilliging deur 'n provinsiale Wet;

EN AANGESIEN artikel 26 van die Wet op Openbare Finansiële Bestuur, 1999 (Wet No. 1 van 1999, soos gewysig), bepaal dat die Provinsiale Wetgewer vir elke finansiële jaar geld vir die behoeftes van die Provinsie moet bewillig;

WORD DAAR DERHALWE VERORDEN deur die Provinsiale Wetgewer van die Provinsie van KwaZulu-Natal, soos volg:—

Woordomskrywing

1. In hierdie Wet, tensy dit uit die samehang anders blyk, beteken enige woord of uitdrukking waaraan daar in die Wet op Openbare Finansiële Bestuur 'n betekenis geheg is, het die betekenis daaraan geheg soos in daardie Wet —

"nationale voorwaardelike toekennings" beteken toekenning aan die Provinsie uit die nasionale regering se deel van inkomste wat nasionaal ingesamel word, wat voorsien word en wie se doel in die jaarlikse Wet op die Verdeling van Inkomste, soos na verwys in artikel 214(1)(c) van die Grondwet van die Republiek van Suid-Afrika, 1996, gespesifiseer is;

"voorwaardelike toekennings" beteken 'n toekenning aan 'n munisipaliteit soos beoog in artikel 36(2) van the Wet of Munisipale Finansiële Bestuur, 2003, (Wet 56 van 2003);

"lopende betalings" beteken enige betaling gemaak deur 'n departement wat geklassifiseer of geag word as 'n lopende betaling in terme van die *"Guidelines for Implementing the Economic Reporting Format"* (September 2009), utigereik deur die Nasionale Tesourie ingevolge artikel 76 van die Wet op Openbare Finansiële Bestuur. Die bogenoemde behels enige betaling gemaak deur 'n provinsiale departement ten opsigte van die bedryfsbehoeftes van daardie departement, en sluit in onder andere, betalings vir die vergoeding van werknemers, goedere en dienste, rente and huur van onroerende eiendom, maar sluit uit oordragte en subsidies, betalings vir kapitaalbates en finansiële transaksies wat betrekking het op bates en laste;

"Finansiële Bestuur van Parlement en Provinsiale Wetgewers Wet" beteken die Finansiële Bestuur van Parlement en Provinsiale Wetgewers Wet;

"betalings vir kapitaalbates" beteken enige betaling gemaak deur 'n departement wat geklassifiseer of ge-ag word as 'n betaling vir kapitale bates in terme van die *"Guidelines for Implementing the Economic Reporting Format"* (September 2009), en die *"Asset Management Framework"* (April 2004, Weergawe 3.3), uitgereik deur die Nasionale Tesourie onder artikel 76 van die van die Wet op Openbare Finansiële Bestuur. Die bogenoemde behels enige betaling gemaak deur 'n provinsiale departement vir bates wat deurlopend of herhaaldelik vir meer as een jaar in produksie gebruik kan word, en waaruit toekomstige ekonomiese voordele of dienspotensiaal verwag word om regstreeks na die provinsiale departement wat die betaling doen, sal vloei;

"betalings vir finansiële bates" beteken enige betaling gemaak deur 'n departement wat geklassifiseer of geag word as 'n betaling vir finansiële bates in terme van die *"Guidelines for Implementing the Economic Reporting Format"* (September 2009), uitgereik deur die Nasionale Tesourie onder artikel 76 van die van die Wet op Openbare Finansiële Bestuur. Die bogenoemde behels die voorsiening van betalings ge-assosieer met sekere betalings van finansiële bates ten opsigte van uitgawes van transaksies waar die doel van welke transaksie nie mark ge-oriënteerd is nie;

"munisipale boekjaar" 'n boekjaar van munisipaliteite wat op 30 Junie eindig;

"munisipale ontvangsbeampte" met betrekking tot 'n voorwaardelike toekenning aan die provinsie soos voorsien in die Wet op die Verdeling van Inkomste, beteken die rekenpligtige beampte;

"oordraende provinsiale beampte" die rekenpligtige beampte van 'n provinsiale departement wat 'n voorwaardelike toekenning oordra aan 'n munisipaliteit;

"Provinsie" beteken die Provinsie van KwaZulu-Natal gevestig in terme van artikel 103 van die Grondwet van die Republiek van Suid-Afrika, 1996;

"Provinsale Wetgewer" beteken die wetgewer van die Provinsie van KwaZulu-Natal;

"Wet op Openbare Finansiële Bestuur" beteken die Wet op Openbare Finansiële Bestuur, 1999 (Wet Nr. 1 van 1999, soos gewysig);

" Wet op die Verdeling van Inkomste " beteken die wet op die Verdeling van Inkomste, 2017;

"oordragte en subsidies" beteken enige betaling gemaak deur 'n departement wat geklassifiseer of geag word as 'n oordrag of subsidie betaling in terme van die "*Guidelines for Implementing the Economic Reporting Format*" (September 2009), uitgereik deur die Nasionale Tesourie onder artikel 76 van die van die Wet op Openbare Finansiële Bestuur. Die bogenoemde behels enige betaling gemaak deur 'n provinsiale departement aan 'n ander staatsorgaan of enige ander persoon ten opsigte waarvan die provinsiale departement nie iets van soortgelyke waarde regstreeks in ruil ontvang nie;

"hierdie Wet" sluit ook die Bylae in;

Bewilliging van geld vir die behoeftes van die Provinsie

2. (1) Bewilligings van geld deur die Provinsiale Wetgewer uit die Provinsiale Inkomstefonds vir die behoeftes van die Provinsie in die 2018/19 finansiële jaar vir begrotingsposte en hoofindelings binne 'n begrotingspos, en vir die spesifieke doeleindes aangedui, soos in die Bylae uiteengesit.

(2) Besteding van bewilligings is onderhewig aan die bepalings van hierdie Wet, die Wet op Openbare Finansiële Bestuur en die Finansiële Bestuur van Parlement en Provinsiale Wetgewers Wet.

(3) Die besteding van fondse onttrek uit die Provinsiale Inkomstefonds voordat hierdie Wet aangeneem is deur die Provinsiale Wetgewer, soos beoog in artikel 29 van die Wet op Openbare Finansiële Bestuur —

(a) moet gedoen word in ooreenstemming met die vereistes van artikel 29 (2) van die Wet op Openbare Finansiële Bestuur;

(b) moet aangeteken en verantwoording word daarvan gedoen in ooreenstemming met die begrotingsposte en hoofindelings binne 'n begrotingspos uiteengesit in die Bylae.

"Bewilliging aangedui as "spesifiek en uitsluitlik"

3. Ondanks enige wetsbepaling, mag bewilligings vir 'n begrotingspos of hoofindeling binne 'n begrotingspos wat as "spesifiek en uitsluitlik" aangedui word in die Bylae –

(a) Nasionale voorwaardelike toekennings, mag slegs vir die doel soos aangedui in die Wet op die verdeling van Inkomste en ooreenstemming met die raamwerk gesertifiseer ten opsigte daarvan; en

(b) Enige ander fondse spesifiek en uitsluitlik toegeken, mag slegs vir die doel aangedui aangewend word en mag dit nie vir enige ander doel aangewend word nie, tensy 'n Wet van die Provinsiale Wetgewer die doel waarvoor dit toegeken is, wysig of verander.

Magtiging van uitgawes

4. (1) Ondanks enige teenstrydige bepaling vervat in enige ander wet, mag die LUR vir Finansies uitgawes goedkeur wat redelikerwys nie uitgestel kan word sonder dat dienslewering negatief beïnvloed word nie, voordat 'n Aansuiwerings-begrotingwetsontwerp tertafel gelê is, met dien verstande dat sodanige uitgawes kwalifiseer vir insluiting in 'n Aansuiweringsbegrotingwetsontwerp ingevolge artikel 31(2) van die Wet op Openbare Finansiële Bestuur, met dien verstande verder dat die uitgawes –

(a) is onvoorsien en onvermydelik, en die vertraging in die uitbetaling van fondse sal in negatieve impak op dienslewering hê;

(b) was aangekondig deur die LUR vir Finansies tydens die tertafellegging van die jaarlikse begroting, en die uitbetaling van fondse is nodig vir die implementering van projekte wat aangekondig is;

(c) goedgekeur is op die vorige jaar se bewilliging en word oorgerol na die 2018/19 finansiële jaar om uitgawes wat nie kon plaasvind in die 2017/18 finansiële jaar soos oorspronklik beplan was, te finaliseer.

(2) Uitgawes goedgekeur in terme van—

(a) subartikel (1)(a) en (c) mag nie die totale surplus bedrag opsy gesit vir die finansiële jaar in die provinsie se jaarlikse begroting, oorskry nie;

(b) subartikel (1)(b) mag nie die betrokke bedrag bekend gemaak deur die LUR vir Finansies tydens die indiening van die jaarlikse begroting, oorskry nie.

(3) Uitgawes goedgekeur in terme van subartikel (1) —

(a) is 'n direkte las teen die Provinsiale Inkomstefonds;

(b) mag gedoen word, onderworpe aan voorwaardes deur die LUR vir Finansies;

(c) moet bewillig word in die Aansuiweringsbegrotingwetsontwerp of ander bewilliging wetgewing vir die 2018/19 finansiële jaar.

Weerhounding van voorwaardelike toekennings

5. (1) 'n Oordraende provinsiale beampte kan die oordrag van 'n voorwaardelike toekenning aan 'n munisipaliteit of enige gedeelte van sodanige toekenning vir 'n tydperk van hoostens 30 dae weerhou indien –

(a) die munisipaliteit nie voldoen aan die voorwaardes ingevolge hierdie Wet nie; of

(b) uitgawe op vorige oordragte in die munisipale boekjaar beduidende onderbesting aantoon, waarvoor geen bevredigende verduideliking gegee is nie;

(2) 'n Oordraende provinsiale beampte moet, ten minste sewe werksdae, of die korter tydperk wat die Provinsiale Tesourie goedkeur, voor die weerhouding van 'n toekenning involge subartikel (1) –

(a) die betrokke munisipaliteit –

(i) skriftelik kennis gee van die voorneme om die toekenning te weerhou; en

(ii) 'n geleentheid bied om binne daardie sewe dae of daardie korter tydperk skriftelike vertoë in te dien waarom die toekenning nie weerhou moet word nie.

(b) die Provinsiale Tesourie en ook die provinsiale departement verantwoordelik vir plaaslike regering inlig van sy voorneme om die toekenning weerhou.

(3) 'n Kennisgewing beoog in subartikel (2) moet die redes vir die weerhouding van die toekenning en die voorgenome duur van die weerhouding insluit.

(4)*(a)* Die Provinsiale Tesourie mag, wanneer 'n oordraende provinsiale beampte 'n toekenning ingevolge subartikel (1) weerhou, opdrag gee of 'n versoek van daardie beampte goedkeur om 'n toekenning te weerhou vir 'n tydperk van langer as 30 dae, maar hoostens 120 dae, as die weerhouding –

(i) nakoming van die voorwaardes van hierdie Wet sal bevorder; of

(ii) die risiko van onderbesteding sal verminder.

(b) 'n Oordraende provinsiale beampte moet, wanneer die weerhouding van 'n toekenning soos beoog in paragraaf *(a)*, versoek word, die Provinsiale Tesourie voorsien met 'n bewys van sy nakoming van subkartikel (2) en 'n afskrif van enige vertoë ontvang van die betrokke munisipaliteit.

(c) Die oordraende provinsiale beampte moet weer voldoen aan subartikel (2) as die Provinsiale Tesourie opdrag gee of goedkeuring verleen aan 'n versoek ingevolge paragraaf *(a)*.

Staking van voorwaardelike toekenning

6. (1) Ondanks artikel 5 kan die Provinsiale Tesourie, na goeddunke of op versoek van 'n oordraende provinsiale beampte, die oordrag van 'n voorwaardelike toekenning aan 'n munisipaliteit of enige gedeelte van sodanige toekenning staak –

(a) op grond van volgehoudende en wesentlike nie-nakoming van voowaardes ingevolge hierdie Wet; of

(b) as die Provinsiale Tesourie voorsien dat die munisipaliteit wesentlik sal onderbestee op die betrokke program of toekenning in die huidige munisipale boekjaar.

(2) Die Provinsiale Tesourie moet, voordat 'n toekenning ingevolge hierdie artikel gestaak word –

(a) aan die betrokke munisipaliteit –

(i) 21 dae skriftelike kennis gee van die voorneme om die toekenning te staak; en

(ii) 'n geleentheid bied om binne 21 dae skriftelike vertoë in te dien waarom die toekenning of 'n gedeelte daarvan nie gestaak moet word nie.

(b) die Provinsiale LUR van Finansies verantwoordelik vir die provinsiale departement wat 'n voorwaardelike toekenning oordra, raadpleeg.

(3) Enige staking van 'n toekenning moet, tesame met 'n verduidelikende memorandum, deur die Provinsiale Tesourie in die *Provinsiale Koerant* gepubliseer word.

(4) Die Provinsiale LUR verantwoordelik vir finansies moet verslag doen oor die staking van die toekenning aan –

(a) die Ouditeur-Generaal; en

(b) die Provinsiale Wetgewer by die teraflegging van die volgende begrotingswetgewing in the Provinsiale Wetgewer.

Hertoekenning na die staking van 'n toekenning aan munisipaliteit

7. (1)*(a)* Die Provinsiale Tesourie kan, waar dit 'n toekenning staak ingevolge artikel 6, na oorlegpleging met die oordraende provinsiale beampte en onderhewig aan the Wet op die Verdeling van Inkomste, bepaal dat 'n toekenning wat gestaak is, of 'n gedeelte van die toekenning, hertoegewys word aan een of meer munisipaliteite, op voorwaarde dat die toekenning in die huidige of volgende munisipale boekjaar bestee moet word.

(b) Die Provinsiale Tesourie moet

(i) kennis gee in die *Provinsiale Koerant* van 'n hertoekenning; en

(ii) 'n afsrkif van die kennisgewing aan die provinsiale oordraende beampte en die ontvangsbeampte voorsien.

Oordragte foutiewelik oorbetaal

8. (1) Die foutiewelike oordrag van 'n toekenning aan 'n munisipaliteit word beskou as nie regmatig verskuldig aan daardie munisipaliteit nie.

(2) 'n Oordrag beoog in subartikel (1) moet sonder versuim deur die verantwoordelike oordraende provinsiale beampte verhaal word, tensy 'n opdrag gegee word ingevolge subartikel (3).

(3) Die Provinsiale Tesourie moet opdrag gee dat die verhaling beoog in subartikel (2) teweeggebring word deur verrekening teen toekomstige oordragte wat verskulding is aan die munisipaliteit.

Onbestede voorwaardelike toekennings

9. (1) Onderhewig aan die Wet op Openbare Finansiële Bestuur, die Wet op Plaaslike Regering: Munisipale Finansiële Bestuur, 2003 en die Wet op die Verdeling van Inkomste, val enige voorwaardelike toekenning, of 'n gedeelte van sodanige toekenning wat nie teen die einde van die munisipale boekjaar spandeer is nie, terug in die Provinsiale Inkomstefonds, tensy dit goedgekeur is ingevolge subartikel (2), dat die toekenning behou kan word.

(2) Die Provinsiale Tesourie kan, op die versoek van 'n oordraende provinsiale beampte of 'n munisipaliteit, na konsultasie met the provinsiale beampte, goedkeuring verleen dat die voorwaardelike toekenning deur die munisipaliteit behou word vir besteding in die opvolgende munisipale boekjaar, indien die onbestede toekenning vir identifiseerbare projekte bestem is.

(3) Die ontvangsbeampte moet toesien dat enige fondse wat na die Provinsiale Inkomstefonds moet terugval ingevolge subartikel (1), deur die munisipaliteit betaal word in the oordraende beampte se bankrekening, en daarna sal die oordraende beampte dit oordra na die Provinsiale Inkomstefonds.

(4) Die Provinsiale Tesourie kan ingevolge subartikel (5) enige fondse wat aan die Provinsiale Inkomstefonds terugbetaal moet word ingevolge subartikel (1) en (3), maar wat nog nie terugbetaal is nie, verreken teen toekomstige voorwaardelike toekennings aan daardie munisipaliteit.

(5) Alvorens die Provinsiale Tesourie enige bedrae ingevolge subartikel (4), moet die Provinsiale Tesourie die toespaslike oordraende provinsiale beampte en munisipale ontvangsbeampte –

(a) skriftelike kennis gee aan die voorneme om bedrae te verreken teen voorwaardelike toekennings wat op hande is; en

(b) 'n geleentheid bied, binne 14 dae van ontvangs van die kennisgewing verwys na in paragraaf *(a)*, om –

(i) skriflike vertoë in te dien wat tot die bevrediging van die Provinsiale Tesourie bewys lewer dat die onbestede voorwaardelike toekenning, of ingevolge die toepaslike raamwerk bestee is, of bestem is vir identifiseerbare projekte;

(ii) alternatiewe wyses voor te stel wat aanvaarbaar is vir die Provinsiale Tesourie waarop die onbestede voorwaardelike toekennings betaal kan word aan die Provinsiale Inkomstefonds; en

(iii) 'n alternatiewe betalingsreëling voor te stel ingevolge waarvan die onbestede voorwaardelike toekennings aan die Provinsiale Inkomstefonds terugbetaal sal word.

(6) 'n Kennisgewing beoog in subartikel (5) moet die beoogde bedrag insluit wat teen toekennings verreken moet word, en die redes vir die verrekening van die bedrae.

(7) Geen oordragte wat deur munisipaliteite versoek word vir 'n derde opvolgende jaar sal goedgekeur word nie.

Verslag op voorwaardelike toekennings

10. (1) Die ontvangende munisipale beampte moet voor of op die 7de dag van elke maand, of enige dag vasgestel deur die oordraende provinsiale beampte, 'n verslag indien by die oordraende provinsiale beampte met betrekking tot die besteding op die voorwaardelike toekenning vir daardie maand.

(2) Die verslag soos beoog in subartikel (1) moet in die formaat wat deur die oordraende provinsiale beampte voorgeskryf, voorsien word.

(3) Die oordraende provinsiale beampte moet, binne 15 dae vanaf die einde van elke maand aan Provinsiale Tesourie en die LUR verantwoordelik vir daardie department, indien:

(a) informasie in die voorgeskrewe formaat oor werklike oordragte na en besteding deur munisipaliteite vir die voorafgaande maand;

(b) Bevestiging dat onbestede voorwaardelike toekennings verseker is deur kontant of beleggings van die munisipaliteite;

(c) 'n Beraming van verwagte oordragte na en besteding deur munisipaliteite vir die res van die (provinsiale) finansiële jaar; en

(d) waar nodig, 'n verduideliking van enige materiële verskille en 'n opsomming van die stappe wat onderneem gaan word om te verseker dat die beraamde besteding binne die begroting bly.

Kort titel en inwerkingtreding

11. Hierdie Wet heet die KwaZulu-Natal Begrotingswet, 2018.

(Bylaag)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
		R'000	R'000	R'000	R'000	R'000	R'000
1	**Kantoor van die Premier**	787 137	648 417	116 923	21 797	-	151 045
	Om die Premier te ondersteun met die uitvoering van sy grondwetlike en statutêre pligte deur 'n geïntegreerde diensleweringsmodel te bevorder en koöperatiewe regering in die provinsie te verbeter, onder andere						
	1 Administrasie	102 326	99 880	1 182	1 264		
	Om administratiewe steun aan die Premier as Uitvoerende Gesag, en die Direkteur-Generaal te verleen met betrekking tot die wetgewende en oorsig funksies en in die bevordering van korporatiewe bestuur						
	2 Institusionele ontwikkeling	410 377	338 108	63 712	8 557		
	Om dienslewering te verbeter deur middel van kapasiteitsbou en transformasiebestuur in die provinsie.						
	waarvan spesifieke toekenning:						
	Sentralisering van kommunikasie begroting		43 172				43 172
	waarvan oordragte aan openbare entiteit:						
	Kwazulu-Natal Dobbel en Weddenskapsraad			42 925			42 925
	waarvan spesifieke toekenning:						
	Fondse vir kantoor akkommodasie			821			821
	3 Beleid en beheer	274 434	210 429	52 029	11 976		
	Om die ontwikkeling en implementering van beleid en strategieë te inisiëer om 'n gekoördineerde benadering ten opsigte van volhoubare provinsiale groei en ontwikkeling te bereik.						
	waarvan oordragte aan openbare entiteit.						
	Amafa aKwaZulu-Natali			33 989			33 989
	Die Koninklike Huishouding Trust			18 040			18 040
	waarvan spesifieke toekennnings:						
	Die Uitwissing van Armoede Meesterplan bedryssentrum		12 919				12 919
2	**Provinsiale Wetgewer**	474 983	354 561	110 040	10 362		-
	Om demokrasie deur robuuste toesig, effektiewe publieke mededeling en doelgerigte wetsontwerp te verdiep and aktivisme te vestig in KwaZulu-Natal.						
	1 Administrasie	191 096	181 221	413	10 362		
	Om strategiese bestuur van die instansie en kwaliteit korporatiewe bestuursdienste aan die Provinsiale Wetgewer te voorsien.						
	2 Parlementêre Dienste	282 967	173 340	109 627			
	Om effektiewe prosedures en verwante ondersteuning aan die Huis en kommittees te voorsien en om publieke mededeling te fasiliteer						
3	**Landbou en Landelike Ontwikkeling**	2 324 108	1 938 325	208 699	177 084		463 347
	Om volhoubare landboupraktyke te bevorder wat ekonomiese groei, voedselsekuriteit en landelike gemeenskappe bevorder						
	1 Administrasie	532 805	476 750	8 713	47 342		
	Om die lynfunksiekomponente van die departement in die bereiking van hul doelwitte te ondersteun.						
	2 Landbou ontwikkelingsdienste	1 759 854	1 432 577	197 662	129 525		
	Om landboudienste, insluitend produksie van gewasse, veeboerdery landsbenutting-en hervorming en veeartsnykunde soos dieresiekte beheer en voorkoming van soönotiese siektes, en veiligheid van diere voedselprodukte te verseker.						
	waarvan voorwaardelike toekennings:						
	Grondbewaring toekenning		11 516		500		12 016
	Omvattende landbou-ondersteuningsprogram toekenning		144 247	34 030	45 698		223 975
	waarvan oordragte aan openbare entiteit:						
	Agri besigheid Ontwikkelings Agentskap (ADA)			34 030			34 030
	Sima/Letsema Projekte		43 263		25 000		71 263
	Uitgebreide Openbare Werke Program (UOWP) Geïntegreërde Toekenning vir		7 308				7 308
	waarvan oordragte (biltike deel) aan openbare entiteit:						
	Agri-besigheid Ontwikkelings Agentskap (ADA)			89 984			89 984
	waarvan oordrag aan provinsiale staatsbesigheidsondememing.						
	Mjindi Farming (Edms) Bpk			58 801			58 801
	3 Landelike Ontwikkeling	31 439	28 898	2 324	217		
	Om ontwikkeling in spesifieke landelike gebiede te inisiëer, te beplan en te monitor en landelike ontwikkelingsinisiatiewe te fasiliteer deur gemeenskappe te betrek in prioriteite en gemeeskaplike organisasie strukture in te stel en te ondersteun.						

(Slytaag)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
4	Ekonomiese Ontwikkeling, Toerisme en Omgewingsaake	3 009 299	902 819	2 099 465	7 013	-	2 057 903
	Om lekerskap te gee en fasilitering van geïntegreerde ekonomiese beplanning, implementering van strategieë wat ekonomiese groei sal dryf en bevordering van volhoubare omgewingsbestuur onder andere.						
	1 Administrasie	271 110	266 715	582	3 813		
	Om voorsiening te maak vir die algehele bestuur van die departement en om 'n ondersteuningsdiens aan ander programme te lewer ten opsigte van ontbruggende funksies.						
	2 Geïntegreerde Ekonomiese Ontwikkelingsdienste	419 310	209 851	209 206	253		
	Om strategiese leiding, rigting en koördinasie van ekonomiese bemagtigingsinitiatiewe in die provinsie te verskaf.						
	waarvan oordrag aan provinsiale staatsbesigheidsondeneming:						
	Ithala Ontwikkelingsfinansiële Korporasie (Ithala)			100 559			100 559
	waarvan spesifieke toekenning:						
	Ithala			55 788			55 788
	Ondernemings Ontwikkelingsfonds			44 771			44 771
	waarvan spesifieke toekenning:						
	KZN Groeifonds Trust			54 400			54 400
	3 Handel en Nywerheidsontwikkeling	901 244	53 736	847 508			
	Om ekonomiese groei te stimuleer deur industriële ontwikkeling, handel en belegging te bevorder						
	waarvan voorwaardelike toekennings aan munisipaliteite						
	eThekwini Metro KSIA Transport			3 000			3 000
	Alfred Duma Municipality: Ladysmith Black Mambazo Academy			3 000			3 000
	Ray Nkonyeni Municipality: Margate Airport			3 000			3 000
	uMkhanyakude Municipality: Mkuze Airport			2 000			2 000
	waarvan oordragte aan openbare entiteit:						
	Dube Handelshawe Korporasie			468 695			468 695
	Handel en Belegging KwaZulu-Natal			85 935			85 935
	Richardsbaai Industriële Ontwikkelingsone			129 530			129 530
	KZN Film Kommissie			76 267			76 267
	waarvan spesifieke toekennings:						
	Moses Kotane Instituut			50 131			50 131
	4 Besigheidsregulasie en bestuur	120 145	39 686	80 189	270		
	Om 'n billike en sosiaal verantwoordelike besigheidsomgewing tot stand te bring						
	waarvan oordragte aan openbare entiteit:						
	KZN Drank Owerheid			80 189			80 189
	5 Ekonomiese Beplanning	40 024	26 594	13 300	130		
	Om provinsiale ekonomiese beleid en strategieë te ontwikkel om volhoubare ekonomiese ontwikkeling te bereik en te meet.						
	waarvan voorwaardelike toekennings aan munisipaliteite						
	Jozini Municipality: Cecil Mack's Border Development			1 300			1 300
	uMhlabuyalingana Municipality: Kosi Bay Border Development			1 200			1 200
	6 Toerisme	247 786	44 897	202 889			
	Om ekonomiese groei deur middel van toerisme ontwikkeling te stimuleer						
	waarvan voorwaardelike toekennings aan munisipaliteite:						
	uPhongolo Municipality: Kopple Guesthouse			500			500
	uPhongolo Municipality: Mkuze Falls			500			500
	Ugu Municipality: uMzumbe Trails			2 000			2 000
	Nkandla Municipality: Nkungumathe Lodge			275			275
	King Cetshwayo Municipality: Tourism Strategy			700			700
	uMkhanyakude Municipality: Tourism Strategy			700			700
	Zululand Municipality: Tourism Strategy			700			700
	waarvan oordragte aan openbare entiteite						
	KwaZulu-Natal Raadsraad			71 897			71 897
	KwaZulu Natal Toerisme Gesag			124 017			124 017
	7 Omgewingsaake	1 009 677	261 339	745 791	2 547		
	Om doeltreffende nakoming en beheer ten opsigte van omgewingsbestuur te verseker						
	waarvan voorwaardelike toekennings						
	UOWP Geïntegreerde Toekenning vir Provinsies		3 740				3 740
	waarvan voorwaardelike toekennings aan munisipaliteite						
	uMkhanyakude Municipality: Dukuduku Forest EMF			1 000			1 000
	waarvan oordragte aan openbare entiteit						
	Ezemvelo KZN Wildlife			737 512			737 512
	waarvan spesifieke toekenning:						
	Anti-renosterstropery			9 240			9 240
	Eksotiese Indringer Spesie Program			40 204			40 204
	waarvan spesifieke toekenning:						
	Eksotiese Indringer Spesie Program		55 156				55 156

(Bylaag)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilligbaar spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
5	Onderwys	50 903 882	47 154 751	1 988 164	1 760 767		3 880 039
	Om billike toegang tot gehalte onderwys vir almal in die provinsie te voorsien						
	1 Administrasie	1 984 826	1 947 309	36 185	1 332		
	Om voorsiening te maak vir die algehele bestuur van die onderwyssisteem ingevolge die Nasionale Onderwys Beleidswet, PFMA en ander beleide.						
	waarvan spesifieke toekenning:						
	Verbetering van infrastruktuur ondersteuning		11 937				11 937
	2 Openbare Gewone Onderwys	42 526 473	41 028 695	1 579 596	18 182		
	Om openbare gewone skoolonderwys van Graad 1 tot 12 te voorsien, ingevolge die						
	waarvan spesifieke toekenning:						
	Leerder vervoer		206 630				206 630
	waarvan voorwaardelike toekennings.						
	Nasionale Skoolvoedingsprogram toekenning		1 534 878				1 534 878
	Wiskunde, Skeikunde en Tegnologie toekenning		43 021		14 000		61 203
	UOWP Geintegreerde Toekenning vir Provinsies		2 000				2 000
	Maatskaplike Sektor UOWP Aansporingstoekenning vir Provinsies		27 004				27 004
	3 Onafhanklike Skoolsubsidies	91 028		91 028			
	Om onafhanklike skole te ondersteun ingevolge die Suid-Afrikaanse Skolewet.						
	4 Openbare Spesiale Skoolonderwys	1 167 951	1 009 403	153 986	4 562		
	Om verpligte openbare onderwys in spesiale skole te voorsien ingevolge die Suid-Afrikaanse Skolewet en Wetskrif 5 op Inklusiewe Onderwys.						
	waarvan voorwaardelike toekennings						
	Leerders met diepgaande intellektuele gestremdheid toekenning		22 668		4 562		27 230
	5 Vroeë kinderontwikkeling	1 280 418	1 246 959	33 459			
	Om Vroeë kinderontwikkeling vir Graad R en vroeër te voorsien ingevolge Wetskrif 5 op Vroeë kinderontwikkeling						
	6 Infrastruktuur Ontwikkeling	2 186 607	449 916		1 736 691		
	Om infrastruktuur fasilitiete vir die administrasie en skole te voorsien.						
	waarvan voorwaardelike toekennings.						
	Onderwys Infrastruktuurtoekenning		213 544		1 652 891		1 866 435
	waarvan spesifieke toekenning;						
	Ramp verligting Wind storms van September 2017				20 000		20 000
	Ramp verligting Vloede van 10 Oktober 2017				63 800		63 800
	7 Eksaminasie en Onderwys Verwante Dienste	1 568 379	1 472 469	93 910			
	Om eksamen ondersteuningsdienste aan leerders in die betrokke grade te verleen, en om deur middel van gehalteversekering gehalte onderwys te voorsien.						
	waarvan voorwaardelike toekenning:						
	MIV en VIGS (Lewensvaardigheid opvoeding) toekenning		58 922				58 922
8	Provinsiale Tesourie	650 900	628 832	3 095	18 973		15 500
	Om dienslewering deur die Provinsiale regering van KwaZulu-Natal te verbeter as 'n sleuteldrywer deur te reageer op die verwagtinge van alle belanghebbendes in die waardeketting, deur optimale en deursigtige toekenning van finansiele hulpbronne, terwyl inkomste generasie and finansiële bestuur bevorder word.						
	1 Administrasie	192 377	178 049	2 050	12 278		
	Om strategiese ondersteuningsdienste in terme van finansiële bestuur, menslike hulpbronne hulpdienste, inligtings kommunikasie en tegnologie en regsdienste te bied						
	waarvan spesifieke toekenning.						
	Tesourie/ Gesondheid ondersteuningsplan		15 500				15 500
	2 Volhoubare Hulpbronbestuur	40 657	40 499		158		
	Om provinsiale fiskale hulpbronne doeltreffend te bestuur en te moniteer.						
	3 Finansiële Bestuur	209 602	203 156	939	5 507		
	Om doeltreffende bestuur van fiskiese en finansiële bates vir die provinsie en plaaslike regering te verseker						
	4 Interne Oudit	144 555	143 564	106	885		
	Om doeltreffende risikobestuurstrategieë en bestuur te ontwikkel om suksesvolle kliëntevertroudinge te bou en in stand te hou, om kennis te ontwikkel deur 'n leerkultuur te skep, en om die grondslag vir voortreffelikheid te lê om die KZN provinsiale regering in staat te stel om sy doelwitte te bereik.						
	5 Munisipale Finansiele Bestuur	63 709	63 564		145		
	Om effektiewe en doeltreffende finansiele bestuur in munisipaliteite te bevorder.						

(Byvoeg)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
7	Gesondheid	42 347 664	39 695 959	982 961	1 668 744	-	11 428 714
	Om 'n volhoubare, gekoördineerde volledige en geïntegreerde gesondheidstelsel vir alle vlakke van sorg te ontwikkel, wat gebaseer is op die primêre gesondheidsorgbenadering deur middel van die Distrikgesondheidstelsel.						
	1 Administrasie	811 207	764 167	7 705	39 335		
	Om algehele strategiese leierskap koordinasie en beheer van aktiwiteite, om 'n optimale gesondheidsvlak van alle gemeenskappe in die provinsie te bereik, asook die administrasie van die departement volgens goedgekeurde bestuursbeginsels te beharig.						
	waarvan spesifieke toekenning.						
	Tesourie/ Gesondheid ondersteuningsplan		38 756				38 756
	Verbetering van Infrastruktuur ondersteuning		25 265				25 265
	2 Distrikgesondheidsdienste	20 825 714	20 118 237	455 387	252 090		
	Om primêre gesondheids en distrikhospitaaldienste te lewer						
	waarvan voorwaardelike toekenning aan munisipaliteite						
	Munisipale Klinieke			213 394			213 394
	waarvan voorwaardelike toekennings.						
	Omvattende MIV, VIGS en TB-toekenning		5 532 587	132 638	12 000		5 677 225
	Maatskaplike Sektor UOWP Aansporingstoekenning vir Provins es		24 182				24 182
	Menslike Papillomavirus Inentingstoekenning		41 378		3 598		44 976
	waarvan spesifieke toekenning.						
	Nasionale Gesondheid Laboratorium Iocie vir dienste druk		196 628				196 628
	Wisselkoers druk medisyne, gereedskap en voorraad		774 948				774 948
	3 Nood Mediese Dienste	1 415 686	1 329 375	5 311	81 000		
	Om voor-hospitaalse nood mediese dienste te verskaf, insluitend verplasings tussen hospitale en beplande pasiëntvervoer						
	4 Provinsiale Hospitaaldienste	11 232 416	10 889 835	225 447	117 136		
	Om bereikbare, geskikte en effektiewe hospitaaldienste, sowel as algemene spesialisdienste, insluitend gespesialiseerde rehabilitasiedienste en 'n platform vir die opleiding van spesialiste en navorsing te voorsien.						
	waarvan voorwaardelike toekenning:						
	Opleiding en Ontwikkeling van Professionele Gesondheidswerkers toekenning		349 500		1 697		351 197
	waarvan spesifieke toekenning.						
	Nasionale Gesondheid Laboratorium Iocie vir dienste druk		118 536				118 536
	Wisselkoers druk medisyne, gereedskap en voorraad		407 461				407 461
	5 Sentrale Hospitaaldienste	4 955 993	4 805 919	27 715	122 359		
	Om tersiêre gesondheidsdienste te lewer asook 'n platform vir die opleiding van gesondheidspersoneel te voorsien.						
	waarvan voorwaardelike toekennings.						
	Nasionale Tersiêre Dienste toekenning		1 686 906	4 873	102 870		1 794 649
	waarvan spesifieke toekenning.						
	Nasionale Gesondheid Laboratorium Iocie vir dienste druk		33 708				33 708
	Wisselkoers druk medisyne, gereedskap en voorraad		235 186				235 186
	6 Gesondheidswetenskappe en Opleiding	1 264 350	994 094	260 659	9 597		
	Om voorsiening te maak vir die opleiding van huidige en potensiale gesondheidsdienswerkers.						
	7 Gesondheidsorgondersteuningsdienste	313 640	298 086	737	14 817		
	Om die voorsiening van farmaseutiese en mediese diverse items aan hospitale, gemeenskaps-gesondheidsentrums, klinieke en plaaslike owerhede te besluur, en wasgoed dienste en gespesialiseerde ortholiese en prosteliese dienste te voorsien.						
	8 Bestuur van Gesondheidsfasiliteite	1 528 656	496 246		1 032 410		
	Om voorsiening te maak vir die fasiliteitebestuur van gemeenskapsgesondheidsklinieke en -gesondheidsentrums, distrikshospitale, provinsiale hospitale, sentrale en tersiêre hospitale, asook ander geboue en strukture.						
	waarvan voorwaardelike toekennings.						
	Gesondheidsfasilitiet hernuwingstoekenning		330 543		871 937		1 202 480
	UOWP Geïntegreërde Toekenning vir Provinsies		8 896				8 896
	waarvan spesifieke toekenning:						
	Ramp verligting Vloede van 10 Oktober 2017				50 450		50 450
	Wisselkoers druk - medisyne, gereedskap en voorraad				230 777		230 777

(Bylaag)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
8	**Menslike Nedersettings**	3 647 237	495 268	3 147 010	4 958	-	3 308 068
	Om geskik gelee behuisingsgeleenthede en verblyfregte te lewer oor die volgende vyf jaar, deur samewerking met vennootskappe wetsbeplanning prosesse en bemagtiging van vroue in konstruksie.						
	1 Administrasie	225 774	220 789	887	4 098		
	Om knelpunt te identifiseer en te elimineer sowel as die voortdurende verbetering van die vloei van finansiële, administratiewe en bestuursinligting.						
	2 Behuisingsbehoefte, navorsing en beplanning	17 968	17 968				
	Om hulpmiddels te ontwikkel om die departement se beleggingsbesluite te stuur en om beleid en ondersteuning te bied aan die behuisings lewerings proses en die verbetering daarvan.						
	3 Behuisingsontwikkeling Implementering, beplanning en doelwitte	3 210 917	256 511	2 953 545	861		
	Om die lewering van behuising in alle distrikte, insluitende eThekwini Metro te implementeer en te monitor deur verskeie subsidie meganismes in lenme van nasionale en provinsiale beleid.						
	waarvan voorwaardelike toekennings.						
	UOWP Geintegreërde Toekenning vir Provinsies		11 484				11 484
	Transportakte restorasie toekenning			86 497			86 497
	Menslike vestigingsontwikkeling toekenning		149 630	2 867 048	831		3 017 509
	waarvan voorwaardelike toekenning aan munisipaliteite						
	Operasionele onkoste van geakkrediteerde munisipaliteite			46 929			46 929
	Gemeenskaps residensiële eenheid program			60 000			60 000
	4 Behuising Beleebestuur	192 578		192 578			
	Om voorraad van die voormalige Natalse Provinsiale Administrasie en Eie Sake te bestuur, insluitende residensiële eiendomme, vakante land and 'n verskeidenheid van ander nie-residensiële eiendomme.						
	waarvan oordragte na ander entiteit						
	KZN Behuising Fonds			192 578			192 578
	waarvan voorwaardelike toekennings						
	Menslike vestigingsontwikkeling toekenning			135 248			135 248
	Transportakte restorasie toekenning			14 925			14 925
9	**Gemeenskapveiligheid en Skakeling**	224 949	223 593	30	1 326	-	10 321
	Om die leidinggewende departement in die koordinasie van geïntegreerde, deelnemende gemeenskap-veiligheids initiatiewe te wees en polisie aanspreeklikheid ten einde 'n misdaadvrye KwaZulu-Natal te bevorder.						
	1 Administrasie	83 619	83 094	30	495		
	Om strategiese leiding en ondersteuning, administratiewe, finansiële uitvoerende en regsondersteuning en menslike hulpbronndienste te verskaf						
	2 Provinsiale Sekretaris vir die Polisiedienst	141 330	140 499		831		
	Om oorsigtelike funksies oor die kantoor van die Provinsiale Kommissaris en gespesialiseerde eenhede, sowel as gemeenskap polisie verhoudings op 'n provinsiale vlak uit te voer						
	waarvan voorwaardelike toekennings.						
	Maatskaplike Sektor UOWP Aansporingstoekenning vir Provinsies		10 321				10 321
10	**Sport en Ontspanning**	451 953	357 817	75 084	18 042	-	133 551
	Om die sport and rekreasie omgewing te herskep deur geïntegreerde, volhoubare massa deelname, ontwikkeling en hoë prestasie programme op alle vlakke en deur gelykwaardige toegang en geïntegreerd op staatsuitslae te verseker sodat die kwaliteit van lewe vir alle inwoners van KwaZulu-Natal verbeter word.						
	1 Administrasie	94 791	90 679	361	3 751		
	Om die algehele bestuur van die departement te behartig						
	2 Sport en ontspanning	357 162	267 138	74 733	15 291		
	Om sport in the provinsie van KwaZulu-Natal te bevorder ontwikkel, administreer en te befonds.						
	waarvan voorwaardelike toekenning aan munisipaliteite						
	Infrastruktuur (sport fasilitete)			31 400			31 400
	waarvan voorwaardelike toekenning:						
	Deelname aan Massa Sport en Rekreasie		90 732	8 007			98 739
	UOWP Geïntegreërde Toekenning vir Provinsies		300	1 700			2 000
	waarvan voorwaardelike toekenning aan munisipaliteite.						
	Instandhoudings toekenning			1 700			1 700
	Maatskaplike Sektor UOWP Aansporingstoekenning vir Provinsies		1 412				1 412

(Bylaag)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
11	Koöperatiewe Bestuur en Tradisionele Sake	1 679 082	1 557 515	29 231	92 336	-	152 805
	Om samewerking tussen plaaslike bestuur instansies te koördineer en te bevorder en kapasiteit te bou en dienslewering van hoë gehalte aan gemeenskappe te versnel.						
	1 Administrasie	454 952	407 821	13 911	33 220		
	Om voorsiening te maak vir ondersteuningsdienste aan die department, sowel as aan die kantoor van die Uitvoerende Owerheid en spesiale projekte.						
	2 Plaaslike Bestuur	300 739	299 539	70	1 130	-	
	Om bestuur administrasie en publieke mededeling in plaaslike regering te ondersteun, te bevorder en te verbeter						
	3 Ontwikkeling en Beplanning.	350 598	286 074	14 100	50 424	-	
	Om ingeligte geïntegreerde beplanning en ontwikkeling in die provinsie te bevorder						
	waarvan voorwaardelike toekennings						
	UOWP Geïntegreerde Toekenning vir provinsies		4 552				4 552
	waarvan voorwaardelike toekenning aan munisipaliteite						
	Ontwikkelings-beplanning en gedeelde dienste			2 650			2 650
	Skemas ondersteuningsprogram			4 500			4 500
	Landelike ontwikkelingsraamwerk ondersteuning			5 000			5 000
	Volhoubare Lewendesuitstalling			1 500			1 500
	waarvan spesifieke toekenning:						
	Mandela Dag marathon		1 500				1 500
	4 Tradisionele en Institusionele Bestuur	572 700	564 081	1 150	7 562		
	Om tradisionele instellings te ondersteun en kwaliteit te verbeter						
	waarvan spesifieke toekennings						
	Vergoeding vir Izinduna		133 103				133 103
12	Vervoer	16 993 047	5 393 315	1 132 250	3 636 482	-	3 009 461
	Om die publiek met mobiliteit te voorsien deur 'n bekostigbare vervoerstelsel wat veilig, geïntegreerd, geregulee bekostigbaar en toegankelik is en voldoen aan die ontwikkelingsbehoefte van die provinsie						
	1 Administrasie	363 292	333 768	10 180	19 344		
	Om die departement te voorsien van algehele bestuur en administratiewe strategiese, finansiële en korporatiewe steundienste te voorsien. ten einde te verseker dat dit sy mandaat in 'n geïntegreerde doeltreffende, effektiewe en volhoubare wyse nakom						
	2 Vervoer Infrastruktuur	7 460 222	3 866 255	11 921	3 582 046	-	
	Om toegang tot die veilige en bekostigbare beweging van mense, goedere en dienste te bevorder deur die lewering en instandhouding van vervoer infrastruktuur wat volhoubaar, geïntegreerd en omgewing sensitief is. en wat sosiale bemagtiging en ekonomiese groei ondersteun.						
	waarvan voorwaardelike toekennings.						
	Provinsiale Padinstandhoudings-toekenning		1 826 745				1 826 745
	UOWP Geïntegreerde Toekenning vir Provinsies		76 562				76 562
	3 Vervoer Bedrywighede	1 281 846	175 540	1 106 214	92		
	Om die voorsiening van geïntegreerde land vervoer dienste te beplan. te reguleer en te bewerkstellig deur koördinasie en samewerking met nasionale beplannings owerhede, nie-regeringsorganisasies (NROs) en die privaatsektor om die beweging van alle gemeenskappe te bevorder veral die sonder of met beperkte toegang.						
	waarvan voorwaardelike toekenning:						
	Openbare Vervoer bedrywighede toekenning			1 106 154			1 106 154
	4 Vervoer Regulasie .	920 064	881 129	3 935	35 000	-	
	Om die voorsiening van 'n veilige vervoer omgewing te verseker deur die regulasie van verkeer op openbare infrastruktuur wetstoepassing, implementering van padverkeer opvoeding en bewusmakingsprogramme en die registrasie en lisensiëring van voertuie en bestuurders.						
	5 Gemeenskaps Gebaseerde programme	36 623	36 623				
	Om die implementering van programme en strategieë, wat lei tot die ontwikkeling en bemagtiging van gemeenskappe en kontrakteurs, te lei en bestuur						

(Gyleeg)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
13	Maatskaplike Ontwikkeling	3 287 882	2 091 756	1 021 127	174 997	-	1 170 255
	Om die samelewing te omskep deur bewuste en bekwame burgers daar te stel deur die voorsiening van geïntegreerde maatskaplike ontwikkelingsdienste.						
	1 Administrasie	519 846	459 491	9 397	50 958		
	Om algehele strategiese bestuur en ondersteuningsdienste aan die departement, politieke en welgewende tussenvoering tussen staat, siviele gemeenskap en alle relevante belanghebbendes, om beleidsinterpretasie en die strategiese rigting van die departement te voorsien, en om ondersteuning ten opsigte van korporatiewe bestuur, menslike hulpbron bestuur, logistiek, kommunikasie, finansies en regsdienste, ens. te verskaf.						
	2 Maatskaplike Welsynsdienste	772 353	422 534	266 152	83 667		
	Om geïntegreerde ontwikkelings-maatskaplike welsynsdienste aan onderbevoegdes en kwesbares te voorsien, in samewerking met belanghebbendes en siviele gemeenskaps organisasies						
	waarvan voorwaardelike toekenning:						
	Maatskaplike Sektor UOWP Aansporingstoekenning vir Provinsies		13 490				13 490
	waarvan spesifieke toekenning:						
	Dienste aan ouer persone			110 703			110 703
	Dienste aan persone met gestremdhede			73 297			73 297
	MIV en VIGS			63 280			63 280
	3 Kinders en Families	1 391 089	767 910	597 469	25 704	-	
	Om omvattende kinder-en familie ondersteuningsdienste aan gemeenskappe te lewer, in vennootskap met belanghebbendes en burgerlike organisasies						
	waarvan voorwaardelike toekenning:						
	Vroeë kinderontwikkeling toekenning		13 565	93 978			107 543
	Maatskaplike werker indiensneming toekenning		57 855				57 855
	waarvan spesifieke toekenning:						
	Versorging van en dienste aan families			8 344			8 344
	Kindersorg en beskerming			80 031			80 031
	Vroeë kinderontwikkeling en gedeelielike versorging			386 606			386 606
	Kinders en Jeug versorging			90 779			90 779
	Gemeenskaps-gebaseerde versorgingsdienste vir kinders			31 045			31 045
	4 Herstellende dienste	393 093	293 832	97 119	2 142	-	
	Om geïntegreerde ontwikkelings maatskaplike misdaadvoorkoming en anti-dwelmmisbruik dienste te lewer aan die kwesbaarste in vennootskap met belanghebbendes en burgerlike organisasies.						
	waarvan spesifieke toekennings:						
	Misdaad voorkoming en ondersteuning			17 220			17 220
	Slagoffer bemagtiging			62 022			62 022
	waarvan spesifieke toekenning:						
	Geen geweld teenoor vrouens			42 431			42 431
	Dwelmmisdaad, voorkoming and rehabilitering			17 714			17 714
	5 Ontwikkeling en Navorsing	211 501	147 985	50 990	12 526	-	
	Om volhoubare ontwikkelingsprogramme, wat op empiriese navorsing en demografiese informasie gebaseer is te voorsien.						
	waarvan spesifieke toekennings						
	Armoede verligting en volhoubare lewensbestaan			12 281			12 281
	Jeug ontwikkeling			30 786			30 786
	Vroue ontwikkeling			7 259			7 259
14	Openbare Werke	1 587 932	922 348	599 838	65 750	-	678 385
	Om te lei in infrastruktuurontwikkeling en eiendomsbestuur in KwaZulu-Natal.						
	1 Administrasie	406 763	384 678	4 164	17 946		
	Om strategiese leierskap en bestuur ondersteuning te verskaf aan die Lid van die Uitvoerende Raad, 'n positiewe korporatiewe kultuur te bou, ondersteuning en advies in terme van menslike hulpbron praktyke alle wetlike sake, sekuriteit en logistiek en effektiewe kommunikasie en inligting beheer stelsels te verskaf en om gesonde finansiële bestuurdienste en risikobestuur te lewer						
	2 Eiendomsbestuur	683 593	88 820	594 536	237		
	Om die voorsiening van akkommodasie en geïntegreerde bestuursdienste aan klante te verskaf en te fasilitear deur middel van beplande eiendomslewenssiklus (verkryging, instandhouding en afskaffing) optimale gebruik van staat vaste eiendom, grond waardasie, instandhouding van die vaste bate register, betaling van eiendomstariewe en geïntegreerde dienslewering						
	waarvan voorwaardelike toekenning:						
	Betaling van munisipale eiendomstariewe			594 455			594 455
	waarvan spesifieke toekennings						
	Regering Onroerende Bate Bestuurswet		15 855				15 855
	Vaste Bate Register		4 172				4 172
	3 Voorsiening van Geboue Struktura en Toerusting	497 551	448 850	1 128	47 573		
	Om vir die bou en/of aanskaffing van geboue, struktura en ingenieurstoerusting, asook die instandhouding van gebouw volgens klientspesifikasie voorsiening te maak.						
	waarvan spesifieke toekenning:						
	Regering Onroerende Bate Bestuurswet		33 759				33 759
	Verbetering van Infrastruktuur ondersteuning		24 121				24 121
	waarvan voorwaardelike toekenning.						
	UOWP Geïntegreërde Toekenning vir Provinsies		6 023				6 023

(Bylaag)

Pos	Beskrywing	Totaal	Besonderhede van bewilligde bedrae				Bedrae bewilliging spesifiek en uitsluitlik
			Lopende Betalings	Oordragte en subsidies	Betalings vir kapitaalbates	Betalings vir finansiële bates	
15	Kuns en Kultuur	962 571	450 893	337 212	174 466	-	498 547
	Om geintegreerde kuns en kultuurdienste vir die mense van KwaZulu-Natal te lewer						
	1 Administrasie	152 667	150 998	1 400	269		
	Om effektiewe bestuur en administrasie van die departement te behartig en om effektiewe en doeltreffende gebruik van finansiële en menslike hulpbronne te verseker						
	2 Kulturele Aangeleenthede	255 489	156 123	78 320	21 046		
	Om vir projekte en tussentredes in kuns, kultuur en taaldienste te voorsien en 'n omgewing bevorderlik tot die viering, opbou en ontwikkeling van hierdie sektore te skep.						
	waarvan voorwaardelike toekenning:						
	UOWP Geintegreerde Toekenning vir Provinsies		2 000				2 000
	waarvan voorwaardelike toekenning aan munisipaliteite						
	Museum subsidies			8 987			8 987
	Kunssentrum Operasionele onkostte			1 911			1 911
	Alfred Duma municipality - Ladysmith Black Mambazo Music Academy			13 000			13 000
	waarvan oordragte aan openbare entiteite						
	The Playhouse Company			8 657			8 657
	waarvan spesifieke toekenning:						
	Opknapping van die Winston Churchill Teater				18 500		18 500
	3 Biblioteek- en Argiefdienste	554 415	143 772	257 492	153 151		
	Om biblioteek en informasiedienste, asook argiefdienste te voorsien.						
	waarvan voorwaardelike toekenning:						
	Gemeenskaps Biblioteekdienste toekenning		43 176	59 527	71 694		174 397
	waarvan voorwaardelike toekenning aan munisipaliteite:						
	Gemeenskaps Biblioteekdienste toekenning			56 727			56 727
	waarvan spesifieke of voorwaardelike toekennings aan munisipaliteite:						
	Provinsialisasie van biblioteeke			197 965			197 965
	waarvan spesifieke toekenning:						
	Argiewe bewaarplek				73 130		73 130
Totaal		122 401 403	102 716 170	11 851 129	7 834 104	-	26 957 941

[Umbhalo wesiNgisi unyathelwe nguNdunankulu]

UMTHETHO WOKWABIWA KWEZIMALI, 2014
(Umthetho Na. 04 ka 2018)

Uvunywe ngomhlaka 16-05-2018

UMTHETHO

Ukuhlinzekela ukwabiwa kwezimali esiKhwameni Semali Yesifundazwe ngokwezidingo zesiFundazwe onyakeni wezimali we-2018/19 ophela mhla zingama-31 kuNdasa wonyaka we-2018 kanye nokuhlinzekela ezinye izindaba eziphathelene nakho.

ISINGENISO

NAKUBA isigaba 226(2) soMthethosisekelo weRiphabhliki yaseNingizimu Afrika wonyaka we-1996 uhlinzekela ukuba imali ikhishwe esiKhwameni Semali Yesifundazwe kuphela ngokuhambisana nokwabiwa kwezimali ngoMthetho Wesifundazwe;

NAKUBA FUTHI isigaba 26 soMthetho Wokuphathwa Kwezimali Zikahulumeni, wonyaka we-1999 (uMthetho No.1 we-1999) uhlinzekela ukuthi isiShayamthetho sesiFundazwe kumele sabe izimali ngonyaka wezimali ngamunye ngokuhambisana nezidingo zesiFundazwe;

NGAKHO-KE MAKUMISWE UMTHETHO yisiShayamthetho sesiFundazwe saKwaZulu-Natali kanje :-

Izincazelo

1. Kulo Mthetho, ngaphandle uma ingqikithi isho okunye, igama noma ibinza lamagama elinencazelo enikeziwe esigabeni sokuqala (1) soMthetho Wokuphathwa Kwezimali Zikahulumeni, wonyaka we-1999 (uMthetho No.1 we-1999), linencazelo leyo enikeziwe kuloMthetho, futhi –

"uxhasomali olunemibandela lukazwelonke" kusho ukunikezelwa kwezimali esifundazweni ziqhamuka esikhwameni sokwabelana sikazwelonke, kuhlinzekelwe emthethweni wokwabiwa kwezimali weminyaka yonke okukhulunywa ngawo esigabeni 214(1)(c) soMthethosisekelo weRiphabhlikhi yaseNingizmu Afrika, wonyaka we-1996;

"isabelo esinemibandela" kusho isabelo esiya kumasipala okukhulunywa ngaso isigabeni 36 soMthetho wokuPhathwa KweZimali zoMasipala, wonyaka we -2003 (uMthetho 56 wonyaka we-2003);

"izinkokhelo zamanje" kusho noma yiziphi izinkokhelo ezenziwa umnyango ezichazwe njengezinkokhelo zamanje ngokwemogomo yokwethulwa kwe-format yokubikwa kwezimali ngokomnotho (kuMandulo ka-2009) ekhishwe nguMphathizimali kaZwelonke ngaphansi kwesigaba sama-76 soMthetho wokuPhathwa kweZimali zikaHulumeni. Lokhu okungaphezulu kubandakanya izinkokhelo ezenziwa umnyango wesifundazwe ngokuqondene nezidingo zokusebenza zalowo mnyango, futhi kufaka phakathi kokunye, izinkokhelo zokunxeshezelwa kwezisebenzi, impahla kanye nemisebenzi, inzalo, irenti yezakhiwo ezingagudluki, kodwa akuhlanganisi izimali zokuxhasa, nokusetshenziswa kwemali ngokuqondene nezimpahla kanye nezikweletu, kodwa akubandakanyi izimali ezidlulisiwe kanye nemixhaso, izinkokhelo zempahla yokusebenza;

"izinkokhelo zempahla" kusho noma yiziphi izinkokhelo ezenziwa umnyango ezichazwe njengezinkokhelo zempahla ngokoMhlahlandlela yokwethulwa koHlelo Lokubika Ngezimali (kuMandulo ka-2009) ekhishwe nguMgcinimafa kaZwelonke ngaphansi kwesigaba 76 soMthetho Wokuhathwa Kwezimali zikaHulumeni. Lokhu okungaphezulu kusho noma yiziphi izinkokhelo ezenziwa ngumnyango wesifundazwe;

"izinkokhelo zezimpahla zezimali" kusho noma yiziphi izinkokhelo ezenziwa umnyango ezichazwe njengezinkokhelo zezimphahla zezimali ngokwemogomo yokwethulwa kwe-format yokubikwa kwezimali ngokomnotho (kuMandulo ka-2009) ekhishwe nguMphathizimali kaZwelonke ngaphansi kwesigaba sama-76 soMthetho wokuPhathwa kweZimali zikaHulumeni. Lokhu okungaphezulu kubandakanya ukunikezelwa kwezinkokhelo ezimayelana nokuthengwa kwezimpahla zezimali;

"unyakamali womasipala" kusho unyakamali womasipala ophela zingama- 30 kuNhlangulana;

"isikhulu sikamasipala esamukela izimali" mayelana nesabelo esinemibandela esidluliselwa kumasipala, kusho umphathi kamasipala;

"isikhulu sesifundazwe esidlulisa izimali" kuso umpathi womnyango odlulisela isabelo esinemibandela kumasipala.

"IsiFundazwe" kusho isifundazwe saKwaZulu-Natali esasungulwa ngokwesigaba 103 soMthethosisekelo weRiphabhlikhi yaseNingizimu Afrika, wonyaka we-1996;

"IsiShayamthetho Sesifundazwe" kusho isishayamthetho sesiFundazwe saKwaZulu-Natali;

"uMthetho Wokuphathwa Kwezimali Zikahulumeni" kusho uMthetho Wokuphathwa Kwezimali Zikahulumeni, wonyaka we-1999 (uMthetho No. 1 we-1999);

UMthetho Wokuphathwa Kwezimali WePhalamende Nezishayamthetho Zezifundazwe, ka-2009 (uMthetho OnguNo. 10 ka-2009)

"uMthetho Wokwabiwa KweZimali" kusho uMthetho Wokwabiwa KweZimali, wonyaka we-2018;

"izinkokhelo ezidlulisiwe nemixhaso" kusho noma yiziphi izinkokhelo ezenziwa umnyango ezichazwe njengezinkokhelo ezidlulisiwe nemixhaso ngokwemogomo yokwethulwa kwe-format yokubikwa kwezimali ngokomnotho (kuMandulo ka-2009) ekhishwe nguMphathizimali kaZwelonke ngaphansi kwesigaba sama-76 soMthetho wokuPhathwa kweZimali zikaHulumeni. Lokhu kusho noma yiziphi izinkokhelo ezenziwa ngumnyango wesifundazwe kwenye ingxenye kahulumeni kumbe kunoma yimuphi omunye umuntu, umnyango ongatholi lutho kuye olunenani elifanayo, futhi kuhlanganisa ukukhokhelwa kwezibonelelo ezikhishwa ngenxa yezimo ezithile;

"Lo Mthetho" uhambisana neSheduli.

Ukwabiwa kwezimali ngezidingo zesiFundazwe

2. (1) Ukwabiwa kwezimali yiPhalamende Lesifundazwe esiKhwameni Semali Yesifundazwe ukuze kubhekelwe izidingo zikahulumeni onyakeni wezimali we-2018/19, kumavoti ehlukene nezingxenye zamavoti, kanye nangokwezinhloso ezibaluliwe, kuchaziwe kwiSheduli.

(2) Ukusetshenziswa kwezimali ezabiwe ngokwesigaba (1) kumele kuhambisane nemibandela yalomthetho noMthetho Wokuphathwa Kwezimali Zikahulumeni kanye nomthetho Wokuphathwa Kwezimali WePhalamende Nezishayamthetho Zezifundazwe.

(3) Ukusetshenziswa kwezimali ezikhishwe esiKhwameni seZimali sesiFundazwe ngaphambi kokuphasiswa kwalomthetho yisiShayamthetho sesiFundazwe, njengoba kubekwe kusisigaba 29 soMthetho Wokuphathwa Kwezimali zikaHulumeni –

(a) Kumele kwenziwe ngokwezimfuno zesigaba 29 (2) soMthetho Wokuphathwa Kwezimali zikaHulumeni; futhi

(b) Kumele kushicilelwe emabhukwini ngokwamavoti kanye nezingxenye zamavoti ezibalulwe kwiSheduli.

Ukwabiwa kwezimali okubalulwe ngokukhethekileyo

3. Ngaphandle kwezinhlinzeko zanoma yimuphi umthetho, izimali ezabelwe ivoti noma izingxenye zevoti ezibalulwe ngokukhethekileyo, ezimayelana nalokhu –

(a) uxhasomali lukazwelonke olunemibandela, zingasetshenziselwa izinhloso ezibalulwe eMthethweni Wokwabiwa KweZimali ngokuhambisana nemigomo ebekiwe ngokwawo loMthetho;

(b) Nanoma iziphi izimali ezibalulwe ngokukhethekile zingasetshenziselwa kuphela inhloso ebaluliwe futhi azikwazi ukusetshenziselwa enye inhloso, ngaphandle uma uMthetho wesiShayamthetho Sesifundazwe uchibiyela noma uguqula inhloso owawumiselwe yona.

Imvume yokusetshenziswa kwezimali

4. (1) Naphezu kokubakhona kokuphikisayo kunoma yimuphi umthetho, uNgqongqoshe wezeZimali angagunyaza, ngaphambi kokuphasiswa koMthethosivivinywa Wokwabiwa Kwezimali Waphakathi Nonyaka ukusebenza kwemali okungeke kubanjezelwe ngaphandle kokukhinyabeza ukunikezelwa

kwemisebenzi, uma ngabe lokhu kusetshenziswa kwemali kuvemelekile ngokoMthetho Wokuphathwa Kwezimali zikaHulumeni, nalapho ukusetshenziswa kwezimali –

(a) Kungokwezidingo ezingabonakalanga ngaphambilini, futhi kungavimbeki, kanye nokubambezela ukukhokha kuyokhinyabeza ukunikezelwa kwemisebenzi;

(b) Kwamenyezelwa uNgqongqoshe wezeZimali mhlakuthulwa isabelo sezimali sonyaka kanti futhi ukukhokhwa kwezimali kudingeka ekuthulweni kwezihlelo zomphakathi ezimenyezelwe; noma

(c) Kwagunyazwa onyakeni odlule kanti nemali izokwabelwa unyakamali ka-2018/19 ukuqedela ukukhokhelwa kwemisebenzi okungenzekanga ngonyakamali – 2017/18 njengoba kwakuhleliwe.

(2) Ukusetshenziswa kwemali okugunyazwe ngokulandelayo –

(a) isigabana 1(a) no (c) kungeke kwedlule inani elibekwe njengemali engezukusebenza kunyakamali esabelweni sezimali sesifundazwe sonyaka; kanye

(b) nesigabana 1(b) kungeke wedlule inani eliphathelene nacho, elimenyezelwe nguNgqongqoshe wezeZimali ekwathulweni kwesabelomali sonyaka.

(3) Ukusetshenziswa kwezimali okugunyazwe ngokwesigabana (1) –

(a) kuyokhokhelwa esiKhwameni seZimali sesiFundazwe;

(b) kungabekwa imibandela nguNgqongqoshe wezeZimali;

(c) kumele kwethulwe kuMthethosivivinywa woKwabiwa Kwezimali Waphakathi nonyaka noma kweminye imithetho yokwabiwa kwezimali yonyakamali – 2018/19.

Ukubanjwa kwezabelo ezinemibandela

5. (1) Isikhulu sesifundazwe esidlulisa imali singabamba ukudluliswa kwesabelo esinemibandela esiya kumasipala noma ingxenye yalesosabelo isikhathi esingadluli izinsuku izingama - 30 uma –

(a) umasipala ungahambisani nanoma imiphi imibandela yalomthetho; noma

(b) ukusetshenziswa kwemali edluliswe ngokwedlule kunyakamali womasipala kukhombisa ukusetshenziswa okungaphansi, nokungenayo incazelo ezwakalayo.

(2) Isikhulu sesifundazwe isidlulisa imali kumele, ezinsukwini zokusebenza eziyisikhombisa (7) noma esikhathini esifushane esigunyazwe uMphathizimali wesiFundazwe, ngaphambi kokubamba isabelo esinemibandela, ngokwesigabana sokuqala (1) –

(a) sinikeze umasipala othintekayo

(i) isaziso esibhaliwe senhloso yokubanjwa kwesabelo; kanye

(ii) nethuba lokunikeza incazelo ebhaliwe, phakathi kwazo lezozinsuku eziyisikhombisa noma isikhathi isifushane, yokuthi kungani kungamele singabanjwa isabelo; futhi

(b) sazise uMphathizimali WesiFundazwe nomnyango owengamele ohulumeni basekhaya inhloso yokubamba isabelo.

(3) Isaziso esibalulwe kusigabana (2) kumele sihlanganise izizathu zokumiswa kwesabelo nesikhathi esihlosiwe sokumiswa kwesalo.

(4)*(a)* UMphathizimali WesiFundazwe angatshela isikhulu sesifundazwe esidlulisa imali uma sibamba isabelo ngokwesigabana (1) ukuba sibambe isabelo isikhathi esengeziwe ukudlula izinsuku izingama - 30, kodwa esingeqile izinsuku eziyi -120, noma anikeze isicelo saleso sikhulu imvume yokubamba isabelo, uma lokhukubamba –

(i) kuphoqelela ukuhambisana nalomthetho; noma

(ii) kwehlisa amathuba okusebenzisa imali ngokungaphansi.

(b) Isikhulu sesifundazwe esidlulisa imali kumele uma senza isicelo sokubanjwa kwesabelo ngokwesigabana *(a)*, sihlinzeke uMphathizimali WesiFundazwe ngesiqiniseko sokuhambisana nesigabana (2) kanye nazozonke isincazelo izitholwe kumasipala othintekayo;

(c) Isikhulu sesifundazwe esidlulisa imali kumele futhi sihambisane nesigabana (2) uma kusho uMphathizimali WesiFundazwe noma lapho enikeza igunya lokubamba isabelo ngokwesigabana *(a)*.

Ukumiswa kwesabelo esinemibandela

6. (1) Ngaphandle kwesigaba (5), uMphathizimali WesiFundazwe angamisa ukudluliswa kwesabelo esinemibandela noma ingxenye yelesosabalo sikamasipala ngokubona kwakhe noma ngokwesicelo sesikhulu sesifundazwe esidlulisa imali –

(a) uma kukhona ukungahambisani nalomthetho okuphindelelayo;

(b) uma uMphathizimali WesiFundazwe ebona ukuthi umasipala angeke ukwazi ukusebenzisa yonke imali yohlelo noma yesabelo esithintekayo kunyakamali womasipala.

(2) UMphathizimali WesiFundazwe kumele, ngaphambi kokumisa isabelo ngokwalesi sigaba –

(a) Anikeze umasipala othintekayo;

(i) isaziso esibhaliwe sezinsuku ezingama - 21 sehloso yokumisa isabelo; futhi

(ii) nethuba lokunikeza incazelo ebhaliwe, phakathi kwazo lezozinsuku ezingama - 21 yokuthi kungani kungamele simiswe isabelo; futhi

(b) Athintane noNgqongqoshe wesiFundazwe ophathiswe umnyango odlulisa isabelo esinemibandela.

(3) UMphathizimali WesiFundazwe kumele, lapho kumiswa isabelo ngokwesigabana (1), ashicilele isaziso sokumiswa kwesabelo esihambisana nencazelo, *Ephabhabhukwini LikaHulumeni LesiFundazwe.*

(4) UNgqongqoshe WezeZimali WesiFundazwe kumele abike ukumisa kwesabelo –

(a) KuMcwaningi maBhuku Jikelele;

(b) nakuSishayamthetho SesiFundazwe lapho kuthulwa khona umthetho wokwabiwa kwezimaliolandelayo kuso IsiShayamthetho SesiFundazwe.

Ukwabiwa kabusha emva kokumiswa kwesabelo sikamasipala

7. (1)*(a)* UMphathizimali WesiFundazwe lapho emisa isabelo ngokwesigaba - 6, emva kokuthintana nesikhulu sesifundazwe esidlulisa imali nangokoMthetho Wokwabiwa KweZimali, angenza isinqumo sokuthi isabelo noma ingxenye yaso yabelwe kabusha komunye noma kwabanye omasipala ngokombandela wokuthi lesosabelo sisetshenziswe kulowonyakamali womasipala noma kolandelayo.

(b) UMphathizimali WesiFundazwe kumele-

(i) Anikeze isaziso sokwabiwa kabusha kwezimali; futhi

(ii) Ahlinzeke ngekhophi yesazisi kwisikhulu sesifundazwe esidlulisa imali nazozonke izikhulu zikamasipala ezithintekayo.

Imali edluliswe nephutha nangokungemthetho (ngomkhonyovu)

8. (1) Ukudluliswa kwemali ngephutha nangokungemthetho (ngomkhonyovu) kumasipala kuthathwa ngokungafanele kuye kumasipala ngokusemthethweni.

(2) Imali edluliswe ngokwesigabana (1) kumele ibuyiswe isikhulu sesifundazwe esidlulisa imali kungakapheli maseko, ngaphandle uma kukhishwe isinqumo ngokwesigabana (3).

(3) UMphathizimali WesiFundazwe angayala isikhulu sesifundazwe esidlulisa imali ukuthi ukubuyiswa kwemali okushiwo kusigabana (2) kumele kwenziwe ngokunciphisa izabelo ezidluliswayo zesikhathi esizayo okumele ziye kumasipala.

Izabelo ezinemibandela ezingasetshenziswanga

9. (1) Ngokuhambisana noMthetho WokuPhathwa KweZimali zikaHulumeni, uMthetho WokuPhathwa KweZimali zoMasipala ka-2003, kanye noMthetho Wokwabiwa KweZimali, isabelo esinemibandela noma ingxenye yaso, esingasetshenziswanga umasipala ekupheleni konyakamali womasipala, sibuyela eSikhwameni SeZimali SesiFundazwe, ngaphandle uma kugunyaziwe ngokwesigabana sesibili.

(2) UMphathizimali weSiFundazwe angagunyaza ngokubonisa nesikhulu sesifundazwe esidlulisa imali ukuthi isabelo sigcinwe umasipala ukuze sisetshenziswe kunyakamali womasipala ozayo, uma izimali zibekelwe imisebenzi ebiqaliwe.

(3) Isikhulu esamukelayo kumele siqinisekise ukuthi izimali ezibuyela eSikhwameni SeZimali SesiFundazwe ngokwesigabana (1), ziyakhokhwa umasipala kwi-akhawunti yasebhange yesikhulu esidlulisa izimali, yena ezodlulisa izimali eSikhwameni SeZimali SesiFundazwe.

(4) Ngokuhambisana nesigabana (5) uMphathizimali WesiFundazwe angabuyisela eSikhwameni SeZimali SesiFundazwe zonke izimali okumele zibuyiswe ngokunciphisa isabelo esinemibandela sesikhathi esizayo ngokwezigabana (1) no (3).

(5) Ngaphambi ngokuba uMphathizimali WesiFundazwe abuyise izimali zezabelo ezinemibandela ngokwesigabana (4), uMphathizimali WesiFundazwe kumele anikeze isikhulu sesifundazwe esidlulisa imali kanye nesikhulu sikamasipala –

(a) Isaziso esibhaliwe senhloso yokubuyisa imali ngokunciphisa izabelo zesikhathi esizayo; kanye

(b) nethuba, ezinsukwini eziyi - 14 emva kokuthola isaziso ngokwesigabana *(a)*, lokuba –

(i) Kuthunyelwe izincazelo ezibhaliwe zokuqinisekisa ngokunelisekile kuMphathizimali WesiFundazwe ukuthi imali ebikwe ngengasetshenziswanga yasetshenziswa ngokwmigomo ebekiwe noma ibekelwe izinhlelo ezikhona;

(ii) kuqhanyukwe namanye amacebo avumelikile kuMphathizimali WesiFundazwe okungabuyiswa ngawo isabelo esinemibandela esingasetshenziswanga; kanye

(iii) kuqhanyukwe nenye indlela yokukhokha lapho izabelo ezinemibandela ezingasetshenziswanga ziyobuyiselwa eSikhwameni SeZimali SesiFundazwe.

(6) Isaziso ngowesigabana (5) kumele sihlanganise nemali okuhloswe ukuba ikhokhwe ngezabelo ezizayo, kanye nezizathu zalokhu.

(7) Angeke inikezwe imvume komasipala abacela ukudluliswa kwemali yoxhaso lukazwelonke izinkathi ezintathu zilandelana.

Ukubika ngezabelo ezinamibandela

10. (1) Isikhulu sikamasipala othola isabelo kumele sithumele kusikhulu sesifundazwe esidlulisa imali kanye no Mphathizimali weSiFundazwe umbiko ngokusetshenziswa kwesabelo esinemibandela ngenyanga edlule, ngomhla ziyi-7 noma ngamphambili nyangazonke.

(2) Umbiko ngokwesigabana (1) kumele ube ngokwendlela ebekiwe nekhishwe isikhulu sisifundazwe esidlulisa imali.

(3) Isikhulu sesifundazwe esidlulisa imali kumele sithumele umbiko kuMphathizimali WesiFundazwe nakuNgqongqoshe owengamele lowomnyango othintekayo ziyi -15 izinsuku emva kokuphela kwenyanga, lombiko kumele uqukathe lokhu –

(a) imininingwane, ngendlela ebekiwe, yokudluliswa kwemali kanye nokusetshenziswa kwayo umasipala ngenyanga edlule;

(b) isiqiniseko sokuthi izabelo ezinemibandela ezingasetshenziswanga zivikelwe imali ekhona noma imali eyongiwe yomasipala;

(c) ukudluliswa nokusetshenziswa okuhlelelwe izinyanga esizayo zonyakamali wesifundazwe; kanye

(d) Lapho kunesidingo, incazelo yomehluko ekusetshenzisweni kwezimali kanye nezinyathelo izizothathwa ukuqinisekisa ukuthi isabelo sizosetshenziswa kahle.

Isihloko Esifushane

11. Lo Mthetho ubizwa ngoMthetho Wokwabiwa Kwezimali KwaZulu-Natali wonyaka we-2018.

(iShedule)

iVoti	Incazelo	Sekukonke	Imininingwane yemali eyabiwe				Imali eyabiwa yabaluiwa ngokukhethekileyo
			Izinkokhelo zamanje	Izinkokhelo ezidlulisweyo nemizhaso	Izinkokhelo zempahla	Izinkokhelo zezimali	
		R'000	R'000	R'000	R'000	R'000	R'000
1	Ithovisi likaNdunankulu	787 137	648 417	116 923	21 797	-	151 045
	Ukusiza uNdunankulu ekwenzeni imisebenzi yakhe ebekwe nguMthethosisekelo neminye imithetho ngokuthi kwenziwe ngobungcweti imiyalelo enikezwe Iminyango, ukuhlela nokwenza zonke Izinhlelo zeSifundazwe, ukukhuthaza ukusebenza ngokubambisana nokubusa kahle.						
1	Ezokuphatha	102 326	99 880	1 182	1 264		
	Ukwenza Imisebenzi yokusiza uNdunakulu kanye neNhloko Yomnyango ekulawuleni iKhovisi likaNdunankulu, ngokuhlinzeka ngemisebenzi yokusiza abaphathi emnyangweni.						
2	Ukuthuthukiswa Kwezikhungo	410 377	338 108	63 712	8 557	-	
	Ukwenza ngcono ukwenziwa komsebenzi ngokuhlomisa ngamakhono Izikhungo kanye nokulawulwa kwezinguquko.						
	Isabelo esikhethekile okuyilesi:						
	Ukuhlanganisa izimali zokuxhumana		43 172				43 172
	Imali eduliselwa esikhungweni sikahulumeni esizimele:						
	KwaZulu-Natal Gaming and Betting Board			42 925			42 925
	Isabelo esikhethekile okuyilesi:						
	Imali yokukhokhela amahhovisi okusebenza			821			821
3	Izinqubomgomo nokuphatha	274 434	210 429	52 029	11 976		
	Ukusunguliwa nokubekwa kwezinqubomgomo zesifundazwe eziziosiza ukukhuliswenì nasekuthuthukiswenì kwesifundazwe.						
	Imali eduliselwa esikhungweni sikahulumeni esizimele:						
	Amala aKwaZulu-Natali			33 989			33 989
	Royal Household			18 040			18 040
	Isabelo esikhethekile okuyilesi:						
	Isikhungo sesiFundazwe esibhekene nokuqeda ububha		12 919				12 919
2	IsiShayamthetho sesiFundazwe	474 863	354 561	110 040	10 362	-	-
	Ukuqinisa intando yeningi nokuzikhuthaza KwaZulu-Natali ngokuqapha umsebenzi kahulumeni, ukuzibandakanya komphakathi nokubeka imithetho eqotho.						
1	Ezokuphatha	191 996	181 221	413	10 362		
	Ukubheka ulawulo-jikelele Lwesishayamthetho Sesifundazwe kuhlinzekwa noxhaso lwemisebenzi yangaphakathi eSishayamthetho						
2	Imisebenzi Yephalamende	282 867	173 340	109 627			
	Ukuhlinzeka ngemisebenzi yezokuphatha nokusiza amalungu ePhalamende ngezinsizakusebenza kanye nokulekelela ukuzibandakanya komphakathi ezinhlelweni zikahulumeni.						
3	Ezolimo nokuThuthukiswa kwemiphakathi yasemaphandleni	2 334 108	1 938 325	208 689	177 094	-	483 347
	Ukukhuthaza imikhuba emihle kwezolimo egqugquzela ukuthula kwezomnotho, ukuthoselakala kokudla nokuyisa phambili imiphakathi yasemakhaya ngokubambisana nabanye.						
1	Ezokuphatha	532 805	476 750	8 713	47 342		
	Ukweseka izingxenye eziqondene nemisebenzi ethile zomnyango, ekulezeni izinhloso zazo.						
2	Ezolimo	1 759 864	1 432 677	197 662	129 525		
	Ukunikezela ngemisebenzi yezolimo ehlanganisa ukutshala, ukufuya, ukusebenza komhlaba nokubuyiselwa kwawo nemisebenzi yokwelashwa kwezilwane njengokuqapha izifo zezilwane, ukuvikela izifo zezilwane zasendle kanye nokuqinisekisa ukuphepha kokudla ukuvela ezilwaneni.						
	uxhasomali olunembandela yiloku:						
	Uxhaso lokumakelwa komhlaba		11 516		500		12 016
	Uhlelo olubanzi lokwesekwa kwezolimo		144 247	34 030	45 698		223 875
	Imali eduliselwa esikhungweni sikahulumeni esizimele.						
	Agri-business Development Agency (ADA)			34 030			34 030
	Izinhlelo ze- Ilima/Letsema		46 263		25 000		71 263
	Uxhasomali oludidiyelwe lokunikeza umphakathi umsebenzi kahulumeni		7 308				7 308
	Imali eduliselwa esikhungweni sikahulumeni esizimele (ovela kusabelo mak)						
	Agri-business Development Agency (ADA)			89 984			89 984
	Imali eduliselwa ebhizinisini likahulumeni elizimele.						
	Mjindi Farming (Pty) Ltd			58 801			58 801
3	Ukuthuthukiswa kwezindawo zasemaphandleni	31 439	28 898	2 324	217		
	Ukuqala, ukuhlela nokuqapha intuthuko ezindaweni zasemaphandleni nokuhola intuthuko kuqinzindawo ngokusebenzisana nomphakathi ekubhekeni izidingo ezibalulekile nokuqinisa izinhlaka zomphakathi.						
4	Ezokuthuthukiswa komnotho, ezokuVakasha nezeMvelo	3 009 288	902 818	2 099 485	7 013	-	2 057 903
	Ukusungula nokuqalisa amacebo okudlidlobalisa ukukhula komnotho, nokuba umgogodla wokushintsha ukuphathwa nokuthuthukiswa komnotho, ukuhola ekuhlelweni nokuthuthukiswa komnotho okudidiyele nokwenza isimo esivumela ukutshalwa kwezimali.						
1	Ezokuphatha	271 110	266 715	582	3 813		
	Ukuhlinzeka ngayo yonke imisebenzi yezokuphathwa komnyango, nokwenza umsebenzi wokusiza ezinye Izinhlelo ngokwemisebenzi ekhona eyehlukehlukene						
2	Imisebenzi Yezokuthuthukiswa Komnotho Ediliyelwe	410 310	209 851	209 206	253		
	Ukuhlinzeka ngobuholi obunohlonze, umgudu kanye nokuxhunyaniswa kwemisebenzi yokuhlomisa ngezomnotho esifundazweni.						
	Imali eduliselwa ebhizinisini likahulumeni elizimele.						
	Ithala Dev Finance Corp (Ithala)			100 559			100 559
	Isabelo esikhethekile okuyilesi:						
	Ithala			55 788			55 788
	Enterprise Development Fund			44 771			44 771
	Isabelo esikhethekile okuyilesi:						
	KZN Growth Fund Trust			54 400			54 400

(Ishedili)

Ivili	Incazelo	Sekukonke	Imikhikhiselo yemali eyabiwe: Izikhokhelo zimali	Izikhokhelo ezidlulisiwayo nemizisebe	Izikhokhelo zempahla	Izikhokhelo zezimpahla zezimali	Imali eyabiwe yebalulwe ngokukhethekile kye
		R'000	R'000	R'000	R'000	R'000	R'000
	3 Ukuthuthukiswa Kwezohwebo Nezimboni	901 244	53 738	847 506			
	Ukukhuthaza ukukhulisiwa komnotho ngokuthuthukisa izimboni, ezohwebo kanye nokuthuthukiswa koshalomali.						
	Imali enombandela edlulisiwe komasipala.						
	uMasipala weThekwini: KSIA Transport			3 000			3 000
	uMasipala wase-Alfred Duma: Ladysmith Black Mambazo Academy			3 000			3 000
	uMasipala Ray Nkonyeni: Margate Airport			3 000			3 000
	uMasipala uMkhanyakude: Mkuze Airport			2 000			2 000
	Imali edlulisiwe ezikhungweni zikahulumeni ezizimele:						
	Dube TradePort Corporation (DTPC)			468 695			468 695
	Trade and Investment KwaZulu-Natali (TIK)			85 935			85 935
	Richards Bay Industrial Development Zone (RBIDZ)			129 530			129 530
	KZN Film Commission			76 267			76 267
	Izabelo ezikhethekile okuyilesi.						
	Moses Kotane Institute			50 131			50 131
4	Ukulawulwa Nokuphathwa Kwamabhizinisi	120 145	39 686	80 189	270		
	Ukuvumela indawo yezamabhizinisi enokulingana nokuzibophanela komphakathi.						
	Imali edlulisiwe ezikhungweni zikahulumeni ezizimele:						
	KZN Liquor Authority			80 189			80 189
5	Ukuhlelwa Kwezomnotho	40 024	26 594	13 300	130		
	Ukwakha inqubomgomo kanye namasu okusebenza komnotho zesifundazwe kanye namasu okusebenza okufeza nokukala intuthuko yezomnotho esimeme.						
	Imali enombandela edlulisiwe komasipala:						
	uMasipala Nozini: Cecil Mackie Border Development			1 300			1 300
	uMasipala uMhlabuyalingana: Kosi Bay Border Development			1 200			1 200
6	Ezokuvasha	347 786	44 897	202 889			
	Ukuthuthuka kwezinga lomnotho ngokuthuthukisa ezokuvakasha.						
	Izabelo ezinembandela edlulisiwe komasipala						
	uMasipala uPhongolo: Kopple Guesthouse			500			500
	uMasipala uPhongolo: Mkuze Falls			500			500
	uMasipala Ugu: uMzumbe Trails			2 000			2 000
	uMasipala eNkandla: Nkunguzwathe Lodge			275			275
	uMasipala King Cetshwayo: Tourism Strategy			700			700
	uMasipala uMkhanyakude: Tourism Strategy			700			700
	uMasipala Zululand: Tourism Strategy			700			700
	Imali edlulisiwe ezikhungweni zikahulumeni ezizimele:						
	KwaZulu-Natali Sharks Board (KZNSB)			71 897			71 897
	KwaZulu-Natali Tourism Authority (TKZN)			124 017			124 017
7	Ezemvelo	1 009 577	261 339	745 791	2 547		
	Ukuqinisekisa kokulandelwa kwemithetho eqondene nokuphathwa kwezemvelo.						
	Izinsomali olunembandela yilolu.						
	Izinsomali oludidiyele lokukeza umphakathi umsebenzi kaHulumeni		3 740				3 740
	Izabelo ezinembandela ezidlulisiwe komasipala						
	uMasipala uMkhanyakude: Dukuduku Forest EMF			1 000			1 000
	Imali edlulisiwe ezikhungweni zikahulumeni ezizimele:						
	Ezemvelo KZN Wildlife (izinso olunela kuEDTEA R688.058 million)			737 512			737 512
	Izabelo ezikhethekile okuyilesi						
	Ukunikela ukubulawa kobhejane			9 240			9 240
	Uhlelo lokususa izitshalo ezinobungozi			40 204			40 204
	Izabelo ezikhethekile okuyilesi:						
	Uhlelo lokususa izitshalo ezinobungozi		55 156				55 156
8	Ezemnyelo	30 903 662	47 154 751	1 980 184	1 780 767	-	3 880 036
	Ukuhlinzeka ngamathuba alingane emfundo yeqophelo ekhakulu kubantu besiFundazwe saKwaZulu-Natali.						
1	Ezokuphatha	1 984 826	1 947 309	36 185	1 332		
	Ukusiza emahlweni ahlukene omnyango ukwenza imisebenzi yawo ngokwakhiwa yezakhiwo ezihlukahlukene.						
	Izabelo ezikhethekile okuyilesi:						
	Ukwenza kangcono usizo lokwakha izingqalasizinda		11 937				11 937
2	Imfundo yezezikolani zomphakathi	42 626 473	41 028 595	1 579 596	18 182		
	Ukuhlinzeka ngemfundo yomphakathi esifundazweni kusukela kwibanga lokuqala kuya kumaKulisishani ngokoMthetho weZikole waseNingizimu Afrika.						
	Izabelo ezikhethekile okuyilesi:						
	Ukuthuthwa kwabafundi		206 630				206 630
	Izinsomali olunembandela yilolu:						
	Ukuqala lokuhlinzekela izikole ngokudla okunempilo		1 534 678				1 534 678
	Isibonelelo sezibalo. Kayeni kobuchwephesha		43 021		18 182		61 203
	Izinsomali oludidiyelwe lokukeza umphakathi umsebenzi kaHulumeni		2 000				2 000
	Izinsomali lokuhlomelela okunikezeni umphakathi imisebenzi yezemfundo		27 004				27 004
3	Izinsomali kwezikole ezizimele	91 028		91 028			
	Ukusiza izikole ezizimele ngokoMthetho weZikole waseNingizimu Afrika						
4	Izikole zomphakathi ezisiqeshelwe	1 167 951	1 009 403	153 978	4 562		
	Ukuhlinzeka ngemfundo yomphakathi ezikolweni ezisiqeshelwe, nangaxa konke izindingo zezo zokoMthetho weZikole waseNingizimu Afrika nePhepha elikhiqiziwe le. thuphe ngokoMthetho ezandakanya wonke umuntu.						
	Izinsomali olunembandela yilolu.						
	Abafundi abakhubazekile ngokwengqondo		22 668		4 562		27 230
5	Ukuthuthukiswa kwemfundo yezingane	1 280 418	1 246 959	33 459			
	Ukuhlinzeka ngemfundo yokuthuthukisa izingane ebangeni lesigaba R nakwemanye angaphambili, ukuze kuqinisekiswe ukuthi banke ebufundi bathola imfundo						
6	Ukuthuthukiswa kwezingqalasizinda	2 186 607	449 916		1 736 691		
	Ukuhlinzeka nokukhokela ingqalasizinda yokuphatha nezikole						
	Izinsomali olunembandela yilolu:						
	Ukusiza kwingqalasizinda yasifundazwe		213 544		1 652 891		1 866 435
	Izabelo ezikhethekile okuyilesi:						
	Ukulungisa izimakeko zezifuba yisiphopho ezikolweni ngoMasingolo 2017				20 000		20 000
	Ukulungisa izimakeko zezifuba yizikhukhule zangomhlaka 10 KuMfumfu 2017				63 800		63 800
7	Ukusekwa nemisebenzi eyengezayo namanye ahlobene naya	1 566 379	1 472 469	93 910	-		
	Ukuhlinzeka ngemisebenzi yokwesekela ngesikhathi sokuhlolwa kwabafundi emabangeni alandelayo, kanye nokuqinisekisa ukuthi umsebenzi wezemfundo usezingeni eliphezulu.						
	Izinsomali olunembandela yilolu:						
	Izabelomali zokufundiswa ngeNgqulazi nesandulela Ngculazi		58 922				58 922

(iSheduli)

iNoti	Incazelo	Sekukonke	Imininingwane yemali eyabiwa				Imali eyabiwa yabaluwa ngokukhethekile kuyo
			Izinkokheto zamanje	Izinkokheto ezidulisewayo nemishaso	Izinkokheto zempahla	Izinkokheto zezimpahla zezimali	
		R'000	R'000	R'000	R'000	R'000	R'000
6	uMgcinimali wesiFundazwe	850 960	828 832	3 095	18 973	-	15 500
	Ukwenza kangcono ukuthuthwa kwemisebenzi kahulumeni ngokuqinisekisa ukuthi okuzindalwe izinhlaka zabandakanyekayo zithola lokho ezikudingayo ngokunikezela izimali kube kwenziwa ngcono ukuqoqwa kwezimali nokusetshenziswa kwazo.						
	1 Ezokuphatha	192 377	178 049	2 050	12 278		
	Ukuhlinzeka ngomsebenzi wokweseka uNgqongqosha kanye nomnyango.						
	Isabelo esikhethekile okuyilesi:						
	Uhlelo lokusiza olwenziwa umnyango wezempilo kanye nowezimali		15 500				15 500
	2 Ukuphathwa kwezinsizakusebenza eziyimali	40 657	40 499		158		
	Ukuphatha nokwalusa ngendlela izinsizakusebenza eziyimali zikahulumeni wesifundazwe.						
	3 Ukuphathwa Kwezimali	209 602	203 156	939	5 507		
	Ukuqinisekisa ukuphathwa ngendlela kwempahla nezimali zikahulumeni wesifundazweni nowessekhaya.						
	4 Ukucwaningwa Kwamabhuku Kwangaphakathi	144 555	143 564	106	885		
	Ukusungula amasu aphusile ezolawulo lwangaphakathi, lokulawulwa kwezimo ezinobungozi, ukwakha nokugcina ubudlelwane obuhle nesisebenzisana nabo, ukuthola ulwazi ngokwakhe isiko lokufunda nokwakha isisekelo sokusebenza kahle ukwesaka uhulumeni wesifundazwe sakwa-Natali okufezeni imisebenzi yawo.						
	5 Ukuphathwa Kwezimali zoHulumeni waseKhaya	53 709	53 564		145		
	Ukuqinisa ukuphathwa kahle kwezimali komasipala						
7	Ezempilo	42 347 654	39 695 939	983 961	1 669 744	-	11 428 714
	Ukuthuthukisa uhlelo lwezempilo olusimeme ndudidiyelwe kuwona wonke amazinga okunakekela, ngokubuka unakekelongqangi lwezempilo ngoHlelo Lwezempilo Lwesifundazwe.						
	1 Ezokuphatha	811 297	764 167	7 705	39 335	-	
	Ukuhlinzeka ngawo wonke amasu okuhola, ukuxhumanisa nokulawulwa kwemisebenzi akufezekisani izimpokophelo zesimo sempilo ebalulekile yayo yonke imiphakathi esifundazweni, kanye nokuphathwa komnyango okuhambisana nemisebenzi yokubusa okuhle.						
	Isabelo esikhethekile okuyilesi:						
	Uhlelo lokusiza olwenziwa umnyango wezempilo kanye nowezimali		38 756				38 756
	Ukwenza kangcono usizo lokwakha inqolasiziinda		25 265				25 265
	2 Usizo Lwezempilo Lwezifundazwe	20 825 714	20 118 237	455 387	252 090		
	Ukuhlinzeka ngosizo lwezempilo kanye nezibhedlela zesifundazwe.						
	Isabelo esinemibandela esidluliselwa komasipala:						
	Imitholampilo yomasipala			213 394			213 394
	uthasomali olunemibandela yilolu:						
	Uzhasomali Oludidiyelwe LweNgculazi, Isandulela Ngculazi nesilo sofuba		5 532 587	132 638	12 000		5 077 225
	Uzhasomali lukuhlomelisa okunikezeni umphakathi imisebenzi yezenhlalakahle		24 182				24 182
	Uzhasomali lwezokugcina		41 378		3 598		44 976
	Isabelo esikhethekile okuyilesi:						
	Isikhungo sezochwaningo lwezempilo kuZwelonke		196 628				196 628
	Ukusiza isabelo sokuthengwa kwemithi nemishini phesheya ngenxa yengcindezi yokwehla kwamandla eRandi		774 948				774 948
	3 Imisebenzi Yezempilo Ephuthumayo	1 415 686	1 329 375	5 311	81 000	-	
	Ukuhlinzeka ngosizo lwezempilo oluphuthumayo ngaphambi kokufika esibhedlela kubandakanye nokwediliselwa kwesinye isibhedlela nokuhlelwa kwezinto zokuthutha iziguli.						
	4 Imisebenzi Yosesibhedlela Esifundazweni	11 232 418	10 889 835	225 447	117 136		
	kuhlinzeka ngosizo lwasesibhedlela olufunyelelekayo, olulanele kanye noluphusile kanye nokuhlinzeka ngemisebenzi yochwephesha odingekayo kubandakanye nomsebenzi wokufunyeleliswa kwezimito, kanye nesigcawu sogqogosho lochwephesha bezempilo kanye nocwaningo.						
	uthasomali olunemibandela yilolu:						
	Ukuqeqeshwa nokuthuthukiswa koChwephesha bezempilo		349 500		1 697		351 197
	Isabelo esikhethekile okuyilesi:						
	Isikhungo sezochwaningo lwezempilo kuZwelonke		118 536				118 536
	Ukusiza isabelo sokuthengwa kwemithi nemishini phesheya ngenxa yengcindezi yokwehla kwamandla eRandi		407 461				407 461
	5 Imisebenzi Yosizo Lwasesibhedlela	4 955 993	4 805 919	27 715	122 359		
	Ukuhlinzeka ngomsebenzi yezempilo esezingeni eliphezulu nasigcawu sokuqeqeshwa kwabasebenzi bezempilo.						
	uthasomali olunemibandela yilolu:						
	Imisebenzi Esezingeni Eliphezulu Kazwelonke:		1 686 906	4 873	102 870		1 794 649
	Isabelo esikhethekile okuyilesi:						
	Isikhungo sezochwaningo lwezempilo kuZwelonke		33 708				33 708
	Ukusiza isabelo sokuthengwa kwemithi nemishini phesheya ngenxa yengcindezi yokwehla kwamandla eRandi		235 186				235 186
	6 Izifundo Zezempilo Nogqogqisho	1 264 350	994 094	260 659	9 597		
	Ukuhlinzeka ngamalhuba ogqogqisho nentuthuko yalabo abangase babe abasebenzi noma abayibo abasebenzi bomnyango.						
	7 Imisebenzi Yokusiza nokweseka Ezempilo	313 640	298 036	737	14 817	-	
	Ukuphatha ukukhishwa kwemithi nezinye izidingo zezempilo ezibhedlela. emithelampilo yomphakathi kanye nokuhlinzeka ngesebenzi yasekondolo nemihla imisebenzi ethethekile.						
	8 Ukuphathwa Kwezinsiza Zezempilo	1 528 656	496 246	-	1 032 410	-	
	Ukuhlinzeka ukuphathwa kwezinsiza zezempilo emithelampilo yomphakathi kanye nasezikhungweni zezempilo, ezibhedlela zesifundazwe ezikhungweni zezmo ezophuthumayo zezempilo , ezibhedlela zokufundela kanye nakwezinye izakhiwo nezinhlaka, ngokusebenzisa loku xhasomali okuphuthumayo.						
	uthasomali olunemibandela yilolu:						
	Uzhasomali Lokwakhiwa Kabusha Kwezakhiwo Zezempilo		330 543		871 937		1 202 480
	Uzhasomali oludidiyele lokunikeza umphakathi umsebenzi kaHulumeni		8 896				8 896
	Isabelo esikhethekile okuyilesi:						
	Ukulungisa umonakalo odalwe yizikhukhula zangomhlaka 10 kuMlumlu 2017				50 450		50 450
	Ukusiza isabelo sokuthengwa kwemithi nemishini phesheya ngenxa yengcindezi yokwehla kwamandla eRandi				230 777		230 777

(iSheduli)

iVoti	Incazelo	Sekukonke	Imininingwane yemali eyabiwe				Imali eyabiwe yabalufwa ngokukhethekileyo
			Izinkokhelo zamanje	Izinkokhelo ezidluliselwayo nemikhaso	Izinkokhelo zempahla	Izinkokhelo zezimpahla zezimali	
		R'000	R'000	R'000	R'000	R'000	R'000
8	**Ezokuhlaliswa kwabantu**	3 847 237	495 258	3 147 010	4 959	-	3 308 068
	Ukunikezela ngemathuba ezindlu ezindaweni ezilanele eminyakeni emihlanu ezayo ngokuhlanganyela nazinye izinhlaka, ukuhlela imithetho nokuthuthukisa abasifazane emkhakheni wezokwakha.						
	1 Ezokuphatha	225 774	220 789	887	4 098		
	Ukukhomba nokukususa izinto eziphazamisa ukuphatha kanye nokwenza kangcono indlela okudlulwa ngayo imininingwane yezimali nokuphatha.						
	2 Izidingo, ucwaningo nokuhlelelwa nokwakhiwa kwezindlu	17 968	17 968				
	Ukusungula izinsizakusebenza zokukhombisa indlela izinqumo zomnyango zokutshalwa kwezimali nokuhlinzeka ngezinqubomgomo nokusiza ekuthulweni kwemisebenzi yezindlu.						
	3 Ukuqaliswa Kokwakhiwa Kwezindlu	3 210 917	256 511	2 953 545	861		
	Ukuhlinzeka nokuqapha ukwethulwa kwemisebenzi yezezindlu kuzozonke izifunda okuhlanganisa nomasipala weTheku, ngokusebenzisa imixhaso ehlukahlukene ngokwezinqubomgomo kazwelonke neyesifundazwe						
	uxhasomali olunemibandela yilolu:						
	Uxhasomali oluddiyelwa lokunikeza umphakathi umsebenzi kahulumeni		11 484				11 484
	Uxhasomali lokubuyiselwa kwamatayitela			86 497			86 497
	Uxhasomali lowakhiwa kwezindlu nokuhlaliswa kwabantu		149 630	2 867 048	831		3 017 509
	isabelo esinemibandela esidluliselwa komasipala						
	Izindleko zokusebenza zomasipala abakhethekile			46 929			46 929
	Uhlelo lwezindawo zokuhlalisa umphakathi			60 000			60 000
	4 Ukuphathwa Kwempahla Eyizakh wo	192 578	-	192 578	-		
	Ukuphatha impahla okwakungekahulumeni omdala, okuhlanganisa izindawo zokuhlala, umhlaba ongakasetshenziswa nezinye izindawo okungazona azokuhlala.						
	izabelo esinemibandela esidluliselwa emabhizinisini kahulumeni						
	Isikhwama sokwakhiwa kwezindlu zaseKZN			192 578			192 578
	uxhasomali olunemibandela yilolu.						
	Uxhasomali lowakhiwa kwezindlu nokuhlaliswa kwabantu			135 248			135 248
	Uxhasomali lokubuyiselwa kwamatayitela			14 925			14 925
9	**Ezokuphepha nokushumana nomphakathi**	224 949	223 593	30	1 326	-	10 321
	Ukuba ngabaholi abahola yonke imizamo yezokuphepha komphakathi nemizamo eyokwenza iKwaZulu-Natali ingabi nobugebengu.						
	1 Ezokuphatha	83 619	83 094	30	495		
	Ukuqinisekisa ulawulo jikelele emnyangweni, nokwenza imisebenzi eqondene nezokuphatha, ezezimali, usizo lwezomthetho nolwabasebenzi						
	2 Isigungu sesiFundazwe esibhekele ukusebenza kwamaPhoyisa	141 330	140 499		831		
	Ukwenza umsebenzi wokubheka ukusebenza KwaHhovisi likaKhomishana WesiFundazwe, nazinhlaka ezikhethekile kanye nobudlelwano bomphakathi namaphoyisa.						
	uxhasomali olunemibandela yilolu:						
	Uxhasomali oluddiyele likunikeza umphakathi imisenzi yesehlalakahle		10 321				10 321
10	**EzeMidlalo nezokuNgcebeleka**	481 953	357 817	75 094	18 042	-	133 551
	Ukufaka izinguquko kwezemidlalo nokungcebeleka ngokuddiyelwa, nangokubamba iqhaza kwabanngi, ukuthuthukisa kanye nezinhlelo ezisebenza kakhulu kuwowonke amabanga, ngokuqinisekisa ukuhambisana nezibopho zikahulumeni zokwenza ngcono izimpilo zezakhamizi zesiFundazwe saKwaZulu-Natali						
	1 Ezokuphatha	94 791	90 679	361	3 751		
	Ukusingatha ukuphathwa jikelele komnyango, ukwakhiwa kwenqubomgomo nguNgqongqoshe kanye nabaphathi bomnyango.						
	2 Ezemidlalo nezokuNgcebeleka	357 162	267 138	74 733	15 291		
	Ukuqhakambisa, ukuthuthukisa nokuhlinzeka ngezimali ezemidlalo esifundazweni.						
	isabelo esinemibandela esidluliselwa komasipala:						
	Ingqalasizinda yezemidlalo			31 400			31 400
	uxhasomali olunemibandela yilolu:						
	Ukubamba iqhaza kweningi nokuthuthukiswa kwezeMidlalo		90 732	8 007			98 739
	Uxhasomali oluddiyele likunikeza umphakathi imisenzi kahulumeni		300	1 700			2 000
	isabelo esinemibandela esidluliselwa komasipala						
	Uxhasomali lokuvuselela izakhiwo			1 700			1 700
	Uxhasomali oluddiyele likunikeza umphakathi imisenzi yesehlalakahle		1 412				1 412
11	**Ukulawula ngokuhlanga, nezindaba zomdabu**	1 678 082	1 557 515	29 231	92 336	-	152 805
	Ukukhuthaza ulawulo lohulumeni basekhaya olugxile kubantu, olunesibopho sokubuka nolusheshisa ukufaniswa kwezidingo lubuye luqinisekise imiphakathi esimeme.						
	1 Ezokuphatha	454 952	407 821	13 911	33 220		
	Ukukekelela uNgqongqoshe nokwenza eminye imisebenzi yokwelekelela ngaphakathi emnyangweni, okubalwa kuyo ukuphathwa kwezimali.						
	2 Ulawulo Lohulumeni Basekhaya	300 739	299 539	70	1 130		
	Ukuddiyela, ukusiza, ukukhuthaza kanye nokwenza ngcono ukusebenza ngobuqotho, ukuphatha nokuzibandakanya komphakathi kohulumeni basekhaya.						

(iSheduli)

iVoti	Incazelo	Sekukonke	Imininingwane yemali eyabiwe				Imali eyabiwe yebelulwa ngokukhetheki leyo
			Izinkokhelo zemanje	Izinkokhelo ezidluliselwayo nemizuhaso	Izinkokhelo zempahla	Izinkokhelo zezimpahla zazimali	
		R'000	R'000	R'000	R'000	R'000	R'000
	3 Intuthuko Nokuhlela	350 598	286 074	14 100	50 424		
	Ukukhuthaza ukuhlelwa kwentuthuko okudidiyele kanye nokuqinisekisa ukwenziwa kwezINhlelo zeNtuthuko ezididiyelwe ezikhokelekile.						
	uxhasomali olunembandela yilolu:						
	Uxhasomali oludidiyele lokunikeza umphakathi umsebenzi kahulumeni		4 552				4 552
	isabelo esinembandela esidluliselwa komasipala						
	Ukuthuthukiswa kwamaPlani nemisebenzi eselishenziswa kiminyango yonke			2 650			2 650
	Ukubhekelela kokusetshenziswa ngemigomo kwezindawo zomasipala			4 500			4 500
	Uhlelo lokudidiyela zonke izinhlelo ezindaweni			5 000			5 000
	Imisebenzi yokuhlela kuntuthuko eyenziwa ngokuhlangana			1 500			1 500
	isabelo esikhethekile okuyilesi:						
	Umjaho wokugubha usuku lukaMandela			1 500			1 500
	4 Ukulawulwa Kwezikhungo Zomdabu	572 793	564 081	1 150	7 562		
	Ukuthuthukisa nokuqinisekisa izigungu zomdabu .						
	Isabelo esikhethekile okuyilesi:						
	amaholo eziNduna		133 103				133 103
12	Ezokuthutha	10 082 047	5 293 315	1 132 250	3 636 482	-	3 009 481
	Ukuhlinzeka umphakathi ngengqalasizinda edidiyelwe yezokuthutha, ukukhuthaza ukuphepha kwezokuthutha emgwaqeni kanye nokuqinisekisa ukuthi ekwenzeni lokhu, umnyango uyahlangabezana nezidingo zentuthuko zesifundazwe.						
	1 Ezokuphatha	363 292	333 768	10 180	19 344		
	Ukuhlinzeka umnyango ukuphathwa jikelele, ukuphathwa kwezimali nemisebenzi yokusiza (ehlanganisa ukuphathwa kwabasebenzi, izindaba zabasenzi nezomthetho) ukuze kuqinisekiswe ukwenziwa komsebenzi womnyango ngendlela edidiyelayo, osebenza kahle nesebenza isikhathi eside.						
	2 Ingqalasizinda yezokuthutha	7 460 222	3 868 255	11 921	3 582 046		
	Ukughakambisa ukuthuthwa kwabantu, nezimpahla okutholakala kakuhle, okuphephile ngokunikezela ngezingqalasizinda zokuthutha ezihlala isikhathi eside nezingalimazi imvelo.						
	uxhasomali olunembandela yilolu:						
	Uxhasomali lokulungiswa kwezingqalasizinda zokuthutha		1 826 745				1 826 745
	Uxhasomali lokuhlomelisa ekunikezeni umphakathi umsebenzi kahulumeni		76 562				76 562
	3 Imisebenzi yezokuthutha	1 281 846	175 540	1 106 214	92		
	Ukuhlela, nokulawula ukuhlinzeka ngemisebenzi yezokuthutha ngomhlaba, ngokubambisana nemikhendlu kazwelonke, izinhlangano ezizimele nezinkampani ezizimele ukusimamisa ukuhamba komphakathi, ikakhulukazi lapho kungatholakali nokuqalisa ukuhundisa ngokuphepha emgwaqeni.						
	uxhasomali olunembandela yilolu:						
	Uxhasomali lwemisebenzi yokuthuthwa komphakathi			1 106 154			1 106 154
	4 Ukulawulwa Kwezokuthutha	920 064	881 129	3 935	35 000	-	
	Ukuqinisekisa isimo esiphephile emgwaqeni ngokulawulwa kokuhamba kwezimoto emigwaqeni yomphakathi, ukuhlonishwa komthetho, ukuqaliswa kwemikhankaso yokuphepha emgwaqeni kanye nezinhlelo zokuqwashisa nokubhaliswa nokunikezwa kwamalaysense ezimoto nawabashayeli.						
	5 Izinhlelo Ezigxile Emphakathini	36 623	36 623				
	Ukubhekelela izinhlelo zentuthuko ezakhelwe ukuthuthukisa nokudlulisela amakhono kuleyo miphakathi eyayincishwe amathuba ngaphambilini, kuthi ngaleyo ndlela kukhuthazwe ukubamba kwayo iqhaza emnothweni wezwe						
13	Ezenhlalakahle nokuthuthukiswa komphakathi	3 287 882	2 081 758	1 021 127	174 997	-	1 170 255
	Ukuguqula imiphakathi ngokuguquguzela ukuzibheka nokuzibambela mathupha ngokuhlinzeka nokuthuthukisa ezenhlalakahle ezididiyelwe						
	1 Ezokuphatha	519 846	459 491	9 397	50 958	-	
	Ukuhlinzeka ngolawulo jikelele olwesekelele emaswini okusebenza kanye nemisebenzi yokwelekelela umnyango.						
	2 Usizo Lomphakathi	772 353	422 534	266 152	83 667	-	
	Ukuhlinzekela ngomsebenzi wosizo lwezenhlalakahle emphakathini nezibonelelo zomphakathi kanye nenhlelo yezingane, imindeni, abantu abadala, abantu abagotshengwayo nabahlukunyezwayo, abantu abahlukunyezwe yisandulelangculazi nengculazi, abantu abakhubazekile, kanye nasemkhakheni wokuhlukunyezwa kwezidakamizwa nokugwema ubugebengu emphakathini.						
	uxhasomali olunembandela yilolu:						
	Uxhasomali lwemisebenzi kahulumeni yezenhlalakahle eyenziwa umphakathi		13 490				13 490
	isabelo esikhethekile okuyilezi:						
	Ukunakekela nemisebenzi yabadala			110 703			110 703
	Imisebenzi yokusiza abakhubazekile			73 297			73 297
	Isandulela-ngculaza nesilo sengculaza			63 280			63 280
	3 Izingane nemindeni	1 391 089	787 918	597 469	25 704	-	
	Ukuhlinzeka ngokunakekelwa kwezingane nemindeni emphakathini ngokubambisana nezinhlaka nezinhlangano zomphakathi.						
	uxhasomali olunembandela yilolu.						
	Isibonelelo sokunakekelwa kwezingane ezisencane kakhulu		13 565	93 978			107 543
	Ukuqashwa kwabafundisi ezenhlalakahle		57 855				57 855
	Isabelo esikhethekile okuyilezi.						
	Ukunakekela nemisebenzi yeminden			**8 344**			**8 344**
	Ukunakekela nokuvikela izingane			**60 031**			**60 031**
	Ukunakekela izingane nokufundisa			**386 606**			**386 606**
	Ukunakekela izingane nentsha			**90 779**			**90 779**
	Imisebenzi yokunakekela izingane esemphakathini			**31 045**			**31 045**

(iShedule)

IVoti	Incazelo	Sekukonke	Imininingwane yemali eyabiwe				Imali eyabiwe yebaluliwe ngokukhethekiswa
			Izinkokheio zamanje	Izinkokheio ezidluliswayo nemisheso	Izinkokheio zempahla	Izinkokheio zezimpahla zezimali	
		R'000	R'000	R'000	R'000	R'000	R'000
	4 Imisebenzi yokubuyisa isimilo	393 093	293 832	97 119	2 142		
	Ukuhlinzeka ngemisebenzi yokulwisana nobugebengu nokusetshenziswa kwezidakamizwa kulabo ababulhakathaka ngokubambisana nezinye izinhlaka nezinhlangano zomphakathi.						
	Isabelo esikhethekile okuyilezi:						
	Ukuvikela ubugebengu nokusiza abahlukumezwa ubugebengu			17 220			17 220
	Ukuseka abahlukumezekile			62 022			62 022
	Isabelo esikhethekile okuyilezi:						
	Ukulwisana nokuhlukunyezwa kwabesilazane			42 431			42 431
	Ukuvikela nokubuyisela esimweni abahlukunyezwa izidakamizwa			17 714			17 714
	5 Intuthuko nocwaningo	211 501	147 985	50 990	12 526		
	Ukuhlinzekela ngezinhlelo ezigcinakayo azizosiza abantu abahlwempu ukuba balike ezingeni lokuzimela.						
	Isabelo esikhethekile okuyilezi.						
	Ukuqedwa kobubha nempilo eqhubekayo			12 281			12 281
	Ukuthuthukiswa kwentsha			30 786			30 786
	Ukuthuthukiswa kwabesilazane			7 259			7 259
14	Ezemisebenzi kahulumeni	1 667 932	922 348	599 826	65 756		678 385
	Ukuhlinzeka ngezokwakha ezingabizi nemisebenzi yokulawulwa kwezezindlu ngendlela elanele azokukhuthaza amathuba emisebenzi ukuze kuqedwe ububha kuleli lakwaZulu-Natali.						
	1 Ezokuphatha	406 788	384 678	4 164	17 948		
	Ukusingatha ukuphathwa jikelele kommyango, ukwakhiwa kwenqubomgomo nguNgqongqoshe kanye nabaphathi bolimyango kanye nokuhlinzeka ngemisebenzi yezokuphatha neyasekhovisi endbungcweli.						
	2 Ukuphathwa kwempahla	683 593	88 820	594 536	237		
	Ukuqinisekisa ukusebenza kahle kophiko kwezemihlaba kanye nokuqinisekisa ukuthi abantu esisebenzisana nabo bahlinzekelwa ngendawo engabizi neyanele, ukusetshenziswa ngokwanele kwezindawo nemangani ezindawo, ukunakekelwa kohlu lwezindawo, ukukhokwelwa kwentela yezindawo kanye nokuhambisa izinsiza kubantu nookubambisana.						
	Izabelo ezinemibandela ezidluliselwa komasipala.						
	Ukukhokhela izintela zikamasipala			594 455			594 455
	Izabelo esikhethekile yilezi:						
	Umthelho Wokuphatha kweMpahla kahulumeni Ukuh aziya ingqalasizinda		15 855				15 855
	I-register yeMpahla kaHulumeni		4 172				4 172
	3 Ukuhlinzeka ngezakhiwo izinhlaka kanye nezinsizakusebenza	497 551	448 850	1 128	47 573		
	Ukuhlinzekela iminyango esisebenzisana nayo ngezindlu, izakhiwo kanye nempahla ngesikhathi eslanele futhi ngokulandela izimiso zayo						
	Isabelo esikhethekile okuyilezi:						
	Umthetho Wokuphatha kweMpahla kahulumeni Ukuhlaziya ingqalasizinda		33 759				33 759
	Ukwenza kangcono usizo lokwakha ingqalasizinda		24 121				24 121
	Izihasomali olunemibandela yiloku:						
	Uzhasomali oludidiyele lokunikeza umphakathi imisebenzi kahulumeni		6 023				6 023
15	Ezobuciko namasiko	982 571	450 893	337 212	174 468	-	488 547
	Ukuhlinzeka nokukhuthaza imisebenzi edlondlobele yezamasiko nokuvakasha ebhekela izidingo ezahlukene zabantu bakulesi sifundazwe ukuze kwenziwe ngcono izinga labo lempilo.						
	1 Ezokuphatha	152 667	150 998	1 400	269		
	Ukusingatha ukuphathwa-jikelele okunchlonze kommyango kanye nokuphathwa kwezezimali nezabasebenzi.						
	2 Ezamasiko	255 489	156 123	78 320	21 046		
	Ukusiza izinhlangano zezobuciko namasiko, nokusebenza kwalezinhlangano ukukhuthaza nokugcina amasiko ukuze kuhlomuke abantu baKwaZulu-Natali.						
	Izihasomali olunemibandela yiloku:						
	Uzhasomali oludidiyele lokunikeza umphakathi imisebenzi kahulumeni		2 000				2 000
	Izabelo ezinemibandela ezidluliselwa komasipala:						
	Uzhaso lwezigcinamagugu			8 987			8 987
	Izindleko zokusebenza kwezikhungo zobuciko			1 911			1 911
	uMasipala wase-Alfred Duma: Ladysmith Black Mambazo Music Academy			13 000			13 000
	Izihasomali olunye esikhungweni esizimele:						
	Playhouse Company/Inkampani yemidlalo yeshashalazi			8 657			8 657
	Isabelo esikhethekile okuyilesi.						
	Ukulungiswa kwesikhungo seshashalazi iWinston Churchill				18 500		18 500
	3 Imisebenzi Yezemitapo Yolwazi Nezokugcinwa Kwamagugu	554 415	143 772	257 492	153 151		
	Ukuthuthukisa imitapo yolwazi yomphakathi kanye nezinqolobane zokugcina						
	Izihasomali olunemibandela yiloku.						
	Uzhaso Lwemisebenzi Yemitapo Yolwazi		43 176	59 527	71 694		174 397
	Isabelo esinemibandela esidluliselwa komasipala:						
	Uzhaso Lwemisebenzi Yemitapo Yolwazi			56 727			56 727
	Isabelo esikhethekile esibamibandela esidluliselwa komasipala okuyilesi:						
	Ukudlulisela imitapo yolwazi kuHulumeni wosiFundazwe			197 965			197 965
	Isabelo esikhethekile okuyilesi:						
	Ingolobane Izipho kugcinwa khona ulwazi				73 130		73 130
Konke		122 401 403	102 716 170	11 851 129	7 834 104	-	26 957 941