

**NORTH WEST
NOORDWES**

EXTRAORDINARY • BUITENGEWOON

**PROVINCIAL GAZETTE
PROVINSIALE KOERANT**

Vol: 264

MAHIKENG
22 June 2021
22 Junie 2021

No: 8229

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PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

PROVINCIAL NOTICE 81 OF 2021

THE NORTH WEST PROVINCE

NORTH WEST THIRD ADJUSTMENT APPROPRIATION ACT

NO. 1 of 2021

[ASSENTED TO  _____]

[DATE: 30/5/2021]

*(As passed by the North West Provincial Legislature)
(English is the official text of the Act)*

THE NORTH WEST PROVINCE

**NORTH WEST
THIRD ADJUSTMENTS APPROPRIATION ACT,
2020**

(As introduced in the Provincial Legislature as a section 77 Bill)

Member of Executive Council for Finance

(The English is the official text of the ACT)

ACT

To readjust adjustments effected to the appropriation of money from the Provincial Revenue Fund for the requirements of the Province in respect of the 2020/21 financial year; and to provide for matters incidental thereto.

PREAMBLE

WHEREAS section 226(2) of the Constitution of the Republic of South Africa, 1996, provides that money be withdrawn from the Provincial Revenue Fund only in terms of an appropriation by a provincial Act.

WHEREAS the Appropriation Act of 2020, provides for the appropriation of money from the Provincial Revenue Fund to provide for the requirements of the Province in respect of the 2020/21 financial year.

AND WHEREAS section 31 of the Public Finance Management Act, 1999 (Act No.1 of 1999, as amended by Act 29 of 1999) provides for the tabling of the provincial adjustments budget, with an appropriation Bill, to make adjustments to the appropriations in an Appropriation Act.

BE IT THEREFORE ENACTED by the North West Provincial Legislature as follows:-

Interpretation

1. In this Act, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Public Finance Management Act, 1999 (Act No.1 of 1999 as amended by Act 29 of 1999) has the meaning assigned to it in that Act.

Adjustments to appropriation of money for requirements of Province

2.(1) Adjustments to appropriations by the Provincial Legislature of money from the Provincial Revenue Fund for the requirements of the province in the 2020/21 financial year, to votes and main divisions within a vote, and for the specific listed purposes are set out in Schedule A.

(2) The spending of appropriations contemplated in subsection (1) is subject to the Public Finance Management Act, 1999.

Appropriation listed as specifically and exclusively

3. An appropriation to a vote or main division within a vote that is listed as specifically or exclusively appropriated in Schedule A to this Act, may only be utilised for the purpose indicated unless the Provincial Legislature amends or changes the purpose for which it was allocated.

Conditional Expenditure

4.(1) The MEC for Finance may —

- (a) impose conditions in respect of an appropriation in Schedule A to this Act, in order to promote and enforce transparency and effective management in respect of revenue, expenditure, assets and liabilities of departments, and public entities in terms of section 18(1)(c) of the Public Finance Management Act, 1999; and
- (b) stop any allocation in terms of such an appropriation until any condition imposed by the MEC for Finance is met.

(2) The stoppage of an allocation in terms of subsection (1)(b) must be included in the Provincial Treasury's next quarterly report to the Provincial Executive Council, the Portfolio Committee on Premier, Finance, Cooperative Governance, Human Settlements and Traditional Affairs and the National Treasury.

Utilisation of savings

5.(1) Despite section 43(4) of the Public Finance Management Act, 1999, and in order to expedite service delivery, the MEC for Finance may approve the utilization of a saving in an amount appropriated for —

- (a) transfer to another organ of state or to an organization or body outside of province, for the same purpose as that of the main division within the vote in which it was originally appropriated; and
- (b) payments for capital assets, in the same vote for other categories of expenditure, other than for the compensation of employees.

(2) The approval of the utilization of a saving in terms of subsection (1) must be reported in the Provincial Treasury's next quarterly report to the Provincial Executive Council, Portfolio Committee on Premier, Finance, Cooperative Governance, Human Settlements and Traditional Affairs and to the National Treasury.

Earmarked Funds

6.(1) In line with Treasury Regulation 6.3.1(c) which stipulates that allocations earmarked by the relevant Treasury for a specific purpose may not be used for other purposes, except with its approval, a Department may not deviate from this Regulation, in relation to all earmarked funding.

(2) In ensuring the utilization of the earmarked funds contemplated in subsection (1), departments must provide the Provincial Treasury with monthly reports on implementation of programmes related to the utilization of such funds.

(3) Unspent earmarked allocations contemplated in subsection (1) must be surrendered to the Provincial Revenue Fund at the end of the financial year.

Allocation for and expenditure by departments whose allocations are included in same budget vote

7.(1) The votes listed in Column 1 of Schedule A to this Act, contain the allocation for departments listed in Column 2 of that Schedule.

(3) Departments listed in column 2 of Schedule A to this Act, whose allocations are included in the same budget vote, must comply with the requirements of the Appropriation Act of 2020.

Regulations

8. The MEC for Finance may by notice in the *Gazette*, make regulations regarding any ancillary or incidental administrative or procedural matter that is necessary to prescribe for the proper implementation or administration of this Act.

Short title

9. This Act is called the North West Third Adjustments Appropriation Act, 2020, and comes into operation on the date determined by the MEC for Finance in the *Government Gazette*.

SCHEDULE A (AS A CHARGE TO PROVINCIAL REVENUE FUND)									
2020-21									
Column 1		Column 2							
	01	Office of the Premier							
	02	Provincial Legislature							
	03	Health							
	04	Arts, Culture, Sports and Recreation							
	05	Community Safety and Transport Management							
	06	Economic Development, Environment, Conservation and Tourism							
	07	Provincial Treasury							
	08	Education							
	09	Cooperative Governance and Traditional Affairs							
	11	Public Works and Roads							
	12	Social Development							
	13	Agriculture and Rural Development							
	14	Human Settlements							
Vote	Description	Total Adjustments	Current Payments				Transfers and Subsidies	Payments for Capital Assets	Amounts specifically and exclusively appropriated
			Compensation of employees	Goods and services	Rent and Interest on Land	Payments for Financial Assets			
R'000									
1	Office of the Premier	(12 000)	(2 000)	(8 858)	-	-	-	(1 142)	-
	<i>To facilitate integrated governance, planning and accelerate service delivery that is people-centred for improved economic growth in North West.</i>								
	1 Administration.....	(3 331)	-	(2 595)	-	-	-	(736)	-
	<i>To provide efficient and effective administrative support services to the Office of the Premier.</i>								
	2 Institutional Development.....	(3 269)	(2 000)	(863)	-	-	-	(406)	-
	<i>To provide strategic leadership and support to all provincial Departments through co-ordination, monitoring, evaluation and intervention of the implementation of policy frameworks, strategies and programmes related to Human Resource Strategy and Planning, Employee Wellness and Relations, Provincial Legal Advisory Services, Government Information Technology Office Communication, Ikatsong School of Governance as well as Integrity Management.</i>								
	3 Policy and Governance.....	(5 400)	-	(5 400)	-	-	-	-	-
	<i>To provide integrated planning, performance monitoring, evaluation and intervention in the province across all three spheres of government and social partnerships.</i>								
2	Provincial Legislature	-	-	-	-	-	-	-	-
	<i>Building a united, prosperous society in the NW Province in which government is based on the will of the people.</i>								
	1 Administration.....	-	-	-	-	-	-	-	-
	<i>To enable the Administration to render support services that will allow members of the Provincial Legislature and its employees to fulfil their constitutional obligations.</i>								
	2 Statutory Payments.....	-	-	-	-	-	-	-	-
	<i>To provide for the payment of Members' Salaries in terms of the law dealing with the remuneration of public office bearers and further ensures that members are given necessary support that will allow them to effectively perform their constitutional mandate.</i>								
	3 Legislature operations.....	-	-	-	-	-	-	-	-
	<i>To enhance strategic management support in relation to parliamentary services</i>								
3	Health	-	-	-	-	-	-	-	-
	<i>To render accessible, equitable and integrated quality health care services.</i>								
	1 Administration.....	-	-	-	-	-	-	-	-
	<i>To provide strategic management and administrative support to all departmental programmes.</i>								
	2 District Health Services.....	-	-	-	-	-	-	-	-
	<i>To provide accelerated promotive, preventive, curative, rehabilitative and palliative health care services in an accessible, affordable, equitable and integrated manner.</i>								
	3 Emergency Medical Services.....	-	-	-	-	-	-	-	-
	<i>To establish and maintain a well-functioning emergency medical services throughout the province.</i>								
	4 Provincial Hospital Services.....	-	-	-	-	-	-	-	-
	<i>To provide Regional Hospital Care Services to the people of the North West Province.</i>								
	5 Central Hospital Services.....	-	-	-	-	-	-	-	-
	<i>To provide access to Tertiary Hospital care services for patients in the North West Province, retention and training of health care professionals and research.</i>								
	6 Health Science and Training.....	-	-	-	-	-	-	-	-
	<i>To support health care service delivery through the provision of education, training and development.</i>								
	7 Health Care Support Services.....	-	-	-	-	-	-	-	-
	<i>To provide health care support services, namely Pharmaceuticals Services, Transport Management Services, Health Technology Services, Information and Communication Technology as well as Rehabilitation Services to the department.</i>								
	8 Health Facilities and Maintenance.....	-	-	-	-	-	-	-	-
	<i>To oversee the planning and construction of health facilities to contribute towards the provision of comprehensive quality health services; to facilitate the upgrade, rehabilitation, replacement and renovation of clinics, community health centres, district, regional, tertiary and specialised hospitals, as well as other health related facilities, and to provide technical support and monitor implementation of maintenance at health facilities.</i>								

Vote	Description R'000	Total Adjustments	Current Payments				Transfers and Subsidies	Payments for Capital Assets	Amounts specifically and exclusively appropriated
			Compensation of employees	Goods and services	Rent and Interest on Land	Payments for Financial Assets			
11	Public Works and Roads	20 000	-	-	-	-	20 000	-	20 000
	<i>Delivery and maintenance of quality infrastructure for sustainable growth and development.</i>								
1	Administration <i>To provide political leadership and management support within the department and to account for the management of public funds. It also provides for human resource management and integrated planning support services.</i>	-	-	-	-	-	-	-	-
2	Public Works Infrastructure <i>To provide provincial government building infrastructure that is accessible. Of which Earmarked funds: Rates and Taxes</i>	20 000 20 000	-	-	-	-	20 000 20 000	-	20 000 20 000
3	Transport Infrastructure <i>To promote accessibility, safe and 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.</i>	-	-	-	-	-	-	-	-
4	Community Based Programme <i>To direct and manage the implementation of EPWP programmes and strategies that lead to the development and empowerment of communities and contractors.</i>	-	-	-	-	-	-	-	-
12	Social Development	(60 000)	(17 000)	-	-	-	(31 445)	(11 555)	-
	<i>To create a caring and self-reliant society by building conscious and capable citizens through the provision of integrated social development services.</i>								
1	Administration <i>To transform our society by building conscious and capable citizens through the provision of integrated social development services.</i>	-	-	-	-	-	-	-	-
2	Social Welfare Services <i>To provide integrated developmental social welfare services to the poor and vulnerable in partnership with stakeholders and civil society organisations.</i>	(29 281)	(14 000)	-	-	-	(10 000)	(5 281)	-
3	Children and Families <i>To provide comprehensive social welfare services to vulnerable groups through social protection, social investment and social cohesion programmes in partnership with stakeholders.</i>	(21 147)	-	-	-	-	(19 373)	(1 774)	-
4	Restorative Services <i>To provide comprehensive specialist social services to vulnerable groups through social protection, social investment and social cohesion programmes in partnership with stakeholders.</i>	(7 972)	(3 000)	-	-	-	(472)	(4 500)	-
5	Development And Research <i>To establish sustainable livelihoods initiatives through investment on the social development research programme and strengthening of partnerships with key stakeholders.</i>	(1 600)	-	-	-	-	(1 600)	-	-
13	Agriculture and Rural Development	(51 000)	-	(18 000)	-	-	-	(33 000)	-
	<i>Working together with our partners to provide sustainable Agricultural & Comprehensive Integrated Rural Development.</i>								
1	Administration <i>To manage and formulate policy directives and priorities, while ensuring that there is appropriate support services to all other core programmes regarding finance, personnel information, communication, procurement and other corporate related services.</i>	(13 000)	-	(13 000)	-	-	-	-	-
2	Sustainable Resource Management <i>To provide Agricultural support services to farmers in order to ensure sustainable development and management of agricultural resources.</i>	-	-	-	-	-	-	-	-
3	Farmer Support and Development <i>To provide support to farmers through agricultural development programme.</i>	-	-	-	-	-	-	-	-
4	Veterinary Services <i>To provide veterinary services to clients in order to ensure healthy animals, safe animal products and welfare of people of South Africa.</i>	(1 000)	-	-	-	-	-	(1 000)	-
5	Research and Technology Development Services <i>To render experts and needs based research, development and technology transfer services impacting on development objectives</i>	(4 000)	-	(3 500)	-	-	-	(500)	-
6	Agricultural Economics Services <i>To provide timely and relevant agricultural economic services to the sector in support of sustainable agricultural and agri-business development to increase economic growth.</i>	-	-	-	-	-	-	-	-
7	Structured Agricultural Education and Training <i>To facilitate and provide structured agricultural education and training strategy to all participants in the agricultural sector in order to establish a knowledgeable, prosperous and competitive sector.</i>	(28 000)	-	(1 500)	-	-	-	(26 500)	-
8	Rural Development Coordination <i>To coordinate the development programmes by stakeholders in rural areas.</i>	(5 000)	-	-	-	-	-	(5 000)	-

Vote	Description	Total Adjustments	Current Payments				Transfers and Subsidies	Payments for Capital Assets	Amounts specifically and exclusively appropriated
			Compensation of employees	Goods and services	Rent and Interest on Land	Payments for Financial Assets			
R'000									
14	Human Settlements	(100 000)	-	-	-	-	(100 000)	-	(100 000)
	<i>To provide adequate and sustainable integrated human settlements that enable improved quality of lives.</i>								
1	Administration <i>To provide corporate support to the entire department as well as strategic administrative and political direction through the offices of the Head of the Department and Executive Authority, respectively.</i>	-	-	-	-	-	-	-	-
2	Housing Needs, Planning and Research <i>To research and develop policies and plans that responds to various housing programmes.</i>	-	-	-	-	-	-	-	-
3	Housing Development <i>To provide integrated and sustainable human settlements through accelerating housing opportunities and ensure security of tenure. Of which conditional grant: Human Settlements Development Grant</i>	(100 000)	-	-	-	-	(100 000)	-	(100 000)
		(100 000)					(100 000)		(100 000)
PROVINCIAL SUMMARY OF ADJUSTMENTS OF ESTIMATES OF PAYMENTS									
2020-21									
Vote	Description	Total Adjustments	Compensation of employees	Goods and services	Rent and Interest on Land	Payments for Financial Assets	Transfers and Subsidies	Payments of Capital Assets	Amounts specifically and exclusively appropriated
R'000									
1	Office of the Premier	(12 000)	(2 000)	(8 858)	-	-	-	(1 142)	-
2	Provincial Legislature	-	-	-	-	-	-	-	-
3	Health	-	-	-	-	-	-	-	-
4	Arts, Culture, Sports and Recreation	(16 000)	-	(5 100)	-	-	(4 233)	(6 667)	-
5	Community Safety and Transport Management	(40 000)	(10 000)	(29 000)	-	-	-	(1 000)	-
6	Economic Development, Environment, Conservation and Tourism	-	-	-	-	-	-	-	-
7	Provincial Treasury	(20 000)	-	(18 000)	-	-	-	(2 000)	-
8	Education	-	-	-	-	-	-	-	-
9	Cooperative Governance and Traditional Affairs	-	-	-	-	-	-	-	-
11	Public Works and Roads	20 000	-	-	-	-	20 000	-	20 000
12	Social Development	(60 000)	(17 000)	-	-	-	(31 445)	(11 555)	-
13	Agriculture and Rural Development	(51 000)	-	(18 000)	-	-	-	(33 000)	-
14	Human Settlements	(100 000)	-	-	-	-	(100 000)	-	(100 000)
Total		(279 000)	(29 000)	(78 958)	-	-	(115 678)	(55 364)	(80 000)