



PROVINCE OF THE EASTERN CAPE
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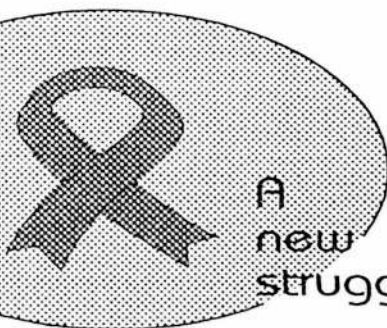
Vol. 12

BISHO/
KING WILLIAM'S TOWN, 16 SEPTEMBER 2005

No. 1425
(Extraordinary)

We all have the power to prevent AIDS

AIDS
affects
us all



A
new
struggle

**AIDS
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DEPARTMENT OF HEALTH

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**MASADA BUILDING at 196 PROES STREET, PRETORIA
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with effect from **3 May 2005**.

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PROVINCIAL NOTICE

No. 36

16 September 2005

PROVINCE OF THE EASTERN CAPE

OFFICE OF THE PREMIER

**REMUNERATION OF PUBLIC OFFICE BEARERS ACT, 1998 (ACT NO. 20 OF 1998):
DETERMINATION OF SALARIES AND ALLOWANCES OF MEMBERS OF THE EXECUTIVE
COUNCIL AND MEMBERS OF THE PROVINCIAL LEGISLATURE**

I, **Nosimo Balindlela**, Premier of the Province of the Eastern Cape, acting in terms of section 6(3) of the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998) (hereinafter referred to as the "Act"), having regard to Presidential Proclamation No. 48 of 2005 contained in Gazette No. 28010 of 7 September 2005, hereby determine that –

- (1) the annual salaries and allowances of the various grades of office bearers mentioned in Column 1 of Schedule 1 shall be as set out in Columns 2, 3 and 4 of Schedule 1 with effect from 01 April 2005, subject to section 6(7) of the Act;
- (2) Column 4 of Schedule 1 (Notch 3) applies to a re-elected member who at any time has occupied his or her current office, or an office in the same or a higher grade according to Column 1 of Schedule 2, for a period of at least 24 months in total, before or after 14 April 2005;
- (3) Column 3 of Schedule 1 (Notch 2) applies to all re-elected members other than those referred to in paragraph (2) above. When a re-elected member to whom Column 3 of Schedule 1 applies has held his or her current office, or an office in the same or a higher grade according to Column 1, for a period of 24 months in total, Column 4 of Schedule 1 (Notch 3) becomes applicable to that member;
- (4) Column 2 of Schedule 1 (Notch 1) applies to all members of the Executive Council and members of the Provincial Legislatures who are not re-elected members;



- (5) for the purpose of calculating the period of 24 months referred to in paragraphs (2) and (3), a re-elected member who-

(a) was a member of the Provincial Legislature on 13 April 2004, and

(b) pursuant to the elections of 14 April 2004, was designated by the Electoral Commission as a member of the Provincial Legislature,

is regarded to have continued to occupy the position occupied by him or her on 13 April 2004 until so designated or appointed;

- (6) in terms of section 6(4) of the Act, I further determine the amount of R40 000.00 per annum as that portion of the remuneration of an office bearer mentioned in Column 1 of Schedule 1 to which section 8(1)(d) of the Income Tax Act, 1962 (Act No. 58 of 1962), applies;

- (7) except for the salaries and allowances provided for in this Notice, the office-bearers mentioned in Column 1 of Schedule 1 are not entitled to any other remuneration, whether directly or indirectly, in respect of the offices held by them;

- (8) in this Notice, unless the context indicated otherwise, any word or expression to which a meaning has been assigned in the Act, the Constitution of the Republic of South Africa, 108 of 1996, or the relevant Rules and Orders contemplated in section 116 of the Constitution, bears that meaning, and -

(a) "member of the Legislature" means a member of the Provincial Legislature; and

(b) "re-elected member" means a member of the Legislature -

(i) who at any time before 14 April 2004 occupied an office in Column 2 of Schedule 2; and

(ii) whose service in any one or more of those offices has not been interrupted at any time for a continuous period of more than 24 months; and

- (9) Provincial Notice No. 51, published in Government Gazette No. 1244 of 12 November 2004, is hereby repealed.

Given under my Hand at Bhisho this 13th day of September Two
Thousand and Five.



NOSIMO BALINDLELA

PREMIER: PROVINCE OF THE EASTERN CAPE



WILLEM HUGH NEL

MEC FOR FINANCE: PROVINCE OF THE EASTERN CAPE

SCHEDULE I

UPPER LIMIT OF THE SALARIES AND ALLOWANCES OF MEMBERS OF THE EXECUTIVE COUNCIL AND MEMBERS OF THE PROVINCIAL LEGISLATURE WITH EFFECT FROM 1 APRIL 2005

COLUMN 1		COLUMN 2 (NOTCH 1)			COLUMN 3 (NOTCH 2)			COLUMN 4 (NOTCH 3)		
Grade	Office	Basic salary in R p.a	Motor vehicle allowance in R p.a	Total remuneration in R p.a	Basic salary in R p.a	Motor vehicle allowance in R p.a	Total remuneration in R p.a	Basic salary in R p.a	Motor vehicle allowance in R p.a	Total remuneration in R p.a
Grade E1	Executive Council Member / Speaker	494 661	123 665	618 326	519 399	129 849	648 248	544 123	136 030	680 153
Grade D	Deputy Speaker	387 171	96 792	483 963	414 276	103 569	517 845	425 884	106 471	532 355
Grade C1	Chief Whip: Majority Party	375 173	93 792	468 965	401 430	100 357	501 787	412 675	103 168	515 843
Grade C2	Leader of Opposition in terms of section 116(2)(d) of the Constitution									
	Chairperson of a Committee of a Legislature	363 591	90 897	454 488	389 041	97 260	486 301	399 950	99 987	499 937
Grade B	Chairperson of Committees									
	Chief Whip: Official Opposition / Largest Minority Party									
Grade B	Deputy Chief Whip: Majority Party	348 969	87 242	436 211	366 416	91 603	458 019	383 862	95 966	479 828
	Deputy Chairperson of Committees									
Grade A1	Leader of a Minority Party in a Legislature other than the Official Opposition	310 404	77 601	388 005	332 141	83 035	415 176	341 449	85 362	426 811
	Member of a Legislature	298 943	74 735	373 678	307 916	76 978	384 894	328 846	82 211	411 057

All amounts reflected under the "Total remuneration" columns include an amount of R40 000 per annum determined in this Notice as the amount to which section 8(1)(d) of the Income Tax Act, 1962, applies.

SCHEDULE 2	
Grade	Office
Grade E1	Member of the Executive Council of a Province Speaker: Provincial Legislature
Grade D	Deputy Speaker: Provincial Legislature
Grade C1	Chief Whip of Majority Party: Provincial Legislature
Grade C2	Leader of Opposition in terms of section 116(2)(d) of the Constitution: Provincial Legislature Chairperson of a Committee of a Provincial Legislature Chairperson of Committees: Provincial Legislature
Grade B	Chief Whip: Official Opposition / Largest Minority Party: Provincial Legislature Deputy Chief Whip of Majority Party: Provincial Legislature Deputy Chairperson of Committees: Provincial Legislature
Grade A1	Leader of Provincial Legislature Whip: Provincial Legislature Leader of a Minority Party in a Provincial Legislature other than the Official Opposition
Grade A2	Member of a Provincial Legislature