

PROVINCE OF THE NORTHERN CAPE

PROFENSI YA KAPA-BOKONE



DIE PROVINSIE NOORD-KAAP

IPHONDO LOMNTLA-KAPA

EXTRAORDINARY • BUITENGEWONE

**Provincial Gazette
Kasete ya Profensi**

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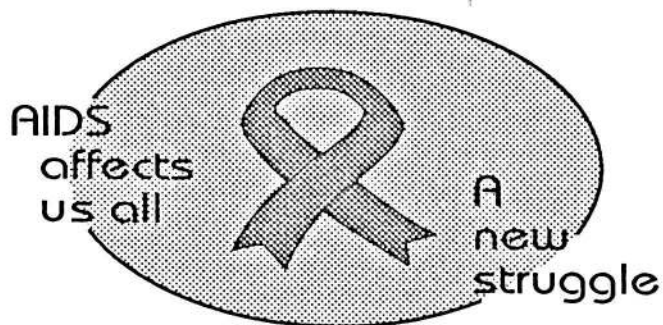
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Vol. 8

KIMBERLEY, 4 APRIL 2001

No. 605

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DEPARTMENT OF HEALTH

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OFFICIAL NOTICE

OFFICIAL NOTICE 10 OF 2001

DEPARTMENT OF EDUCATION: NORTHERN CAPE PROVINCE

SOUTH AFRICAN SCHOOLS ACT, 1996 (ACT No. 84 OF 1996)

NORTHERN CAPE SCHOOL EDUCATION ACT, 1996 (ACT No. 6 OF 1996)

NOTICE OF THE DETERMINATION OF THE NUMBER OF MEMBERS OF GOVERNING BODIES OF PUBLIC SCHOOLS FOR LEARNERS WITH SPECIAL EDUCATION NEEDS AND THE MANNER OF ELECTION OR APPOINTMENT OF SUCH MEMBERS

I, Tina Monica Joemat-Pettersson, Member of the Executive Council for Education in the Northern Cape Legislature, hereby give notice in terms of section 24 (2) of the South African Schools Act, 1996 (Act No. 84 of 1996), and section 27 (7) (a) of the Northern Cape School Education Act, 1996 (Act No. 6 of 1996), that I have determined the number of members in each category of membership of governing bodies of public schools for learners with special education needs and the manner of election or appointment of such members as set out in the Schedule hereto.

T. M. JOEMAT-PETTERSSON

MEC for Education: Northern Cape Province

SCHEDULE

Number of members of governing bodies of public schools for learners with special education needs

1. (1) In addition to members contemplated in regulations 3, 4 and 5 of the Governing Body Regulations for Public Schools, 2000, applicable in the Northern Cape Province, which members shall be elected in accordance with the procedure prescribed in Notice 60 of 2000, a governing body of a school for learners with special education needs shall consist of the following members elected in accordance with paragraphs 2, 3 and 4 below: Provided that a governing body shall not be deemed improperly constituted if it is not reasonably practicable that a member in any of the following categories be so elected:

- (a) One representative of each sponsoring body or sponsor of the school, if applicable;
- (b) One representative of each organisation of parents of learners with special education needs which has an interest in the school, if applicable;
- (c) One representative of each organisation of disabled persons which has an interest in the school, if applicable;
- (d) One disabled person for each category of disability which is manifest among the learners at the school;
- (e) One expert in each appropriate category of special needs education that is required at the school.

(2) More than one person, up to a maximum of two persons, may be elected in each category referred to in subparagraph (e) if the governing body decides that the circumstances of the school so require.

Nomination of members

2. Any member of a governing body may nominate a person in any of the categories set out in paragraph 1 above for election as a member of the governing body by—

- (a) lodging a nomination form with the principal not more than seven days and not less than one day prior to the second meeting of the governing body, which form shall be duly completed by the proposer and candidate; or
- (b) proposing a person as a member during the second meeting of the governing body, and lodging with the chairperson a nomination form duly completed by the proposer and candidate.

Election of members

3. (1) At the second meeting of the governing body, the members of the governing body shall, by secret ballot, elect the members referred to in paragraph 1 above from the duly nominated candidates, subject to paragraph 4 below.

(2) After the election of the members referred to in paragraph 1—

- (a) the principal shall notify each elected member in writing of his or her election; and
- (b) the principal shall notify the regional electoral officer in writing of the name of each elected member.

(3) The counting of votes shall take place according to the procedure set out in the Governing Body Regulations for Public Schools, Northern Cape Province, 1997.

(4) In the event of a tie between candidates, the electoral officer shall, in the election meeting, decide the final outcome by drawing lots.

(5) In the event of a dispute, the regional electoral officer shall be required to mediate the dispute; the decision of the regional electoral officer shall be final and binding on all parties.

Election of organisations and sponsors or sponsoring bodies

4. (1) In the case of organisations, sponsors or sponsoring bodies contemplated in subparagraphs 1 (a), (b) and (c) above, the members of the governing body shall elect such organisations, sponsors and sponsoring bodies who in turn shall appoint their own representative on the governing body according to their own internal procedures.

(2) Sponsors or their nominees, or nominees of sponsoring bodies, may not serve in more than one governing body for public schools for learners with special education needs.