



**NORTH WEST  
NOORDWES**

**EXTRAORDINARY • BUITENGEWOON**

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## PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

## PROVINCIAL NOTICE 209 OF 2016



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**NOTICE OF PUBLICATION OF THE NORTH WEST POLITICAL PARTY  
FUND REPEAL ACT, 2015**

This notice serves to cause publishing of the *North West Political Party Fund Repeal Act, 2015* (Act No 5, of 2015) for information purposes as per the requirements of section 123 of the Constitution.

**A.I Kekesi****Acting Secretary: North West Provincial Legislature**

18/10/2016  
Date

**NORTH WEST PROVINCE POLITICAL PARTY FUND  
ACT REPEAL ACT NO 5, 2015**

[ASSENTED TO \_\_\_\_\_]

[DATE OF COMMENCEMENT 01 April 2016]

ACT

**To provide for the repeal of the North West Province Political Party Fund Act, 2010 and to provide for matters incidental thereto.**

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

**Definitions**

1. (1) In this Act, unless the context otherwise indicates-

"this Act" includes the regulations made under this Act herein.

**Repeal of Act 3 of 2010**

2. The North West Province Political Party Fund Act, 2010 (Act No 3 Of 2010), is hereby repealed.

**Short title and commencement**

3. This Act is called the North West Province Party Fund Act Repeal Act, 2014, and comes into operation on the date assenting by the Premier.

*(The English text is the official text of the act)*

## **MEMORANDUM ON THE OBJECTS OF THE NORTH WEST POLITICAL PARTY FUND ACT REPEAL BILL, 2015**

### **1. BACKGROUND**

- 1.1.1. The North West Province Political Party Fund Act Repeal Bill, 2014 (hereinafter referred to as “the Bill”), seeks to repeal the North West Province Political Party Fund Act, 2010 (Act No. 3 of 2010) hereinafter referred to as “the Act”), which established the North West Province Political Party Fund (hereinafter referred to as “the Fund”).
- 1.1.2. The North West Provincial Legislature (hereinafter referred to as “the Legislature”) has acknowledged that, the costs of implementation of this Act to its latter will be cumbersome, and will unjustifiably overstretch the already limited resources meant to aid its legislative functions.
- 1.1.3. The Legislature has deemed appropriate to investigate other institutional alternative mechanisms that shall let it realize the constitutional imperative of strengthening multi-party democracy, albeit with minimal resource support.
- 1.1.4. To this end, as the Legislature never established a Fund in its mainstream legal connotation, there was no need to make reference in the Bill to the legal consequences of winding up of the Fund as would normally be required.

### **2. OBJECTS OF THE BILL**

The Bill seeks to repeal the Act and consists of three clauses.

- 2.1. Clause 1 deals with definitions of terms.
- 2.2. Clause 2 seeks to repeal the Act.
- 2.3. Clause 3 contains the short title, and deals with the commencement of the Act.

**3. PARTIES CONSULTED**

The following departments and bodies were consulted:

- 3.1. North West Provincial Treasury
- 3.2. South African Legislative Sector

**4. FINANCIAL IMPLICATIONS FOR THE STATE**

There are no financial implications for the State.

**5. LEGISLATURE PROCEDURE**

The bill in issue does not affect the status, institutions, powers and functions of local government as per the prescripts of section 154 of the Constitution, as such it is not necessary to refer it through such a process. However, through the process of public participation that will unfold at committee stage, engagement with communities in the processing of this bill will be realized.

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