

**NORTH WEST PROVINCIAL ADJUSTMENTS APPROPRIATION ACT,
ACT NO. 4 OF 2009**


ASSENTMENT

DATE OF ASSENTMENT

(English text signed by the Premier)

ACT

To provide for the appropriation of an additional amount of money from the North West Provincial Revenue Fund for the requirements of the State in the 2009/10 financial year 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WHEREAS section 226(2) of the Constitution of the Republic of South Africa, 1996 provides that money may be withdrawn from the Provincial Revenue Fund only in terms of an appropriate provincial Act;

AND WHEREAS section 2 of the Public Finance Management Act, 1999 (Act 1 of 1999) provides that the Provincial Legislature must appropriate money for each financial year for the requirement of a province;

BE IT THEREFORE ENACTED by the Provincial Legislature of the North West Province, as follows: —

Definitions

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 has the meaning assigned to it in that Act and –

“Act” includes the Schedule;

“conditional grants” means allocations to provinces from the National Government’s share of revenue raised nationally, provided for in section 214(1)(c) of the Constitution of the Republic of South Africa Act, 1996.

“Constitution” means the Constitution of the Republic of South Africa Act, Act No. 108 of 1996;

“current payments” means any payment made by a provincial department in respect of the operational requirements of that department, and includes, amongst others, payments for the compensation of employees, goods and services, interest, rental of immovable property and financial transactions relating to assets and liabilities, but exclude transfers and subsidies, payments for capital assets and payments made under section 22(d) of the Public Finance Management Act;

“payments for capital assets” means payments made by provincial department

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- (a) 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; and

- (b) that must be classified as or deemed to be payments for capital assets in accordance in accordance with the *“Reference Guide to the new Economic Format”* (November 2003, Version 2) and the *“Assets Management Framework”* (April 2004, Version 3.3), issued by the National Treasury under section 76 of the Public Finance Management Act;

“Public Finance Management Act” means Public Finance Management Act, 1999 (Act No. 1 of 1999); and

“transfer and subsidies” means any payments made by a principal department to another organ of State or any other person in respect of which, or whom the provincial department does not receive anything of similar value directly in return;

Appropriation of money for the requirements of the State

2. (1) Appropriations by the Provincial Legislature of money from Provincial Revenue Fund for the requirements of the Province in the 2009/10 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 shall be in accordance with the provisions of the Public Finance Management Act.

Appropriations listed as specifically and exclusively

3. Subject to the provisions of Public Finance Management Act, appropriations to a vote or main divisions within a vote that are listed as specific and exclusive may only be utilized for the purpose indicated and may not be used for any other purpose, unless a provincial legislature amends or changes the purpose for which it was allocated.

Short title and commencement

4. This Act shall be called the North West Provincial Adjustment Appropriation Act, 2009, and comes into operation on date of promulgation by the Premier in the Government Gazette.

2009/10 ADJUSTMENT APPROPRIATION BILL SCHEDULE

Vote	Provincial Departments	Amount	Current	Transfer	Capital
		to be Voted	Payments	Payments	Payments
		R'000	R'000	R'000	R'000
1	Office of the Premier <i>Aim: To provide leadership for integrated, coordinated and efficient service delivery which enhances the growth and development of the people and the province.</i> Programme 1: Administration Programme 2: Institutional Development Programme 3: Policy and Governance	2 933	2 933		
2	Provincial Legislature <i>Aim: - To promote public participation and civil involvement in the legislative and oversight efficiency; - To conduct the business of the North West Legislature in an open and transparent manner; - To establish and maintain a skilled administration that maximizes legislative and oversight efficiency; - To develop and implement an effective accountability and oversight plan; - To empower Members of the Legislature in capacity development in various fields; - To pass transformation driven legislation; - To enhance an effective liaison and interaction with the NCOP.</i> Programme 1: Administration Programme 2: Members' Salaries (Statutory Appropriation) Programme 3: Legislature Operations	19 014	16 604		2 410
3	Department of Health <i>Aim: To ensure access to affordable, equitable, quality, caring health services for all in the North West Province through community involvement and partnership, Batho Pele Principles and the Patients' Rights Charter, innovation driven performance, and valuing our people and their diversity.</i> Programme 1: Administration Programme 2: District Health Services <i>Of which</i> - Households (Leave gratuity) - Public corporations and private enterprises - Donation: European Donar Fund PHC Programme Unit - Donation: HW Seta Programme 3: Emergency Medical Services <i>Of which</i> - Households (Leave gratuity) Programme 4: Provincial Hospital Services <i>Of which</i> - Households (Leave gratuity) - Non-Profit Institutions Programme 5: Central Hospital Services Programme 6: Health Sciences and Training <i>Of which</i> - Public corporations and private enterprises - Households (Leave gratuity) Programme 7: Health Care Support Services Programme 8: Health Facilities Management	256 083	215 943	50 249	(10 109)
4	Department of Sport, Arts and Culture <i>Aim: To promote, develop and enhance communities through equitable, accessible and sustainable sport, arts, culture and library programmes.</i> Programme 1: Management and Administration <i>Of which</i> - Miscellaneous Activities/Funding - Premier Soccer League - SITA Programme 2: Cultural Affairs <i>Of which</i> - Mmabana Arts & Culture - Cultural Sponsorships/Gate Way Projects - NW Film & Video Foundation - Morris Roda Productions - Miscellaneous Claims - 2010 Music and Drama Development Initiative - Development Projects - Aardklop - NW Film Festival - MEC's Projects - NW School Arts festival - Grahamstown Foundation - Zindala Zombile - Projects - Museums - Provincial Heritage Resource Agency - Project Sir Isaac Ietsie - Maubane Cultural village - Kanana Community Arts centre (Orkney) - Montshioa Cultural Village Programme 3: Library and Information Services <i>Of which</i> - Transfer to Municipalities for Libraries Programme 4: Sport and Recreation <i>Of which</i> - 2010 Transfers to Municipalities - Koikanyang Incorporated (Legal Boxing) - SA Gymnastics Federations - Kaizer Chiefs - Other	(28 238)	27 556	(36 230)	(19 564)

*Specifically and Exclusively Appropriated

2009/10 ADJUSTMENT APPROPRIATION BILL SCHEDULE

Vote	Provincial Departments	Amount to be Voted	Current Payments	Transfer Payments	Capital Payments
5	Department of Public Safety <i>Aim: To provide a provincial police oversight, safer roads and transport infrastructure management system that supports economic growth.</i>	36 342	35 841	233	268
	Programme 1: Management and Administration <i>Of which</i> - Households: From ex Transport, Roads & Community Safety	38 061	36 334	233 233	1 494
	Programme 2: Social Crime & Police Relations	(188)	(188)		
	Programme 3: Traffic Management	(1 531)	(305)		(1 226)
6	Department of Economic Development and Tourism <i>Aim: To achieve the development and growth of a well coordinated, vibrant, diversified and sustainable economy that will create jobs and eradicate unemployment in the North West Province.</i>	2 518	(4 284)	6 137	665
	Programme 1: Administration	(1 289)	(1 954)		665
	Programme 2: Integrated Economic Development Services <i>Of which</i> - Madikwe Sisal - Car Wash Projects - Athatch	4 579	279	4 300 100 5 000 (800)	
	Programme 3: Trade and Industry Development <i>Of which</i> - Car Wash Projects - North West Parks and Tourism Board	(3 514)	(814)	(2 700) (5 000) 2 300	
	Programme 4: Business Regulation <i>Of which</i> - Subprogramme: Gaming and Betting	389	352	37 37	
	Programme 5: Economic Planning	2 353	2 353		
7	Department of Provincial Treasury <i>Aim: To create an enabling environment for government to deliver effective services throughout the North West Province by prudently managing resources.</i>	(48 861)	(51 923)	112	2 950
	Programme 1: Administration <i>Of which</i> - Households (Leave gratuity)	(8 700)	(8 912)	112 112	100
	Programme 2: Sustainable Resource Management	(33 261)	(33 261)		
	Programme 3: Asset and Liabilities Management	(2 300)	(2 300)		
	Programme 4: Financial Governance	(3 500)	(3 475)		(25)
	Programme 5: Municipal Finance	(3 100)	(3 100)		
	Programme 6: Information Technology	2 000	(875)		2 875
8	Department of Education <i>Aim: To provide quality education and training through implementation of policies, strategies, programmes and projects within the principles of equity, redress and affordability.</i>	347 816	219 797	128 670	(651)
	Programme 1: Administration <i>Of which</i> - Households (Leave gratuity)	(3 507)	(447)	(1 227) (1 227)	(1 833)
	Programme 2: Public Ordinary School Education <i>Of which</i> - Non-Profit Institutions - National School Nutrition Programme	326 889	190 274	135 194 11 099 124 095	1 421
	Programme 3: Independent School Subsidies				
	Programme 4: Public Special School Education <i>Of which</i> - Households (Leave gratuity)	140	5 452	(5 297) (5 297)	(15)
	Programme 5: Further Education and Training	1 816	1 841		(25)
	Programme 6: Adult Basic Education and Training	18 719	21 027		(2 308)
	Programme 7: Early Childhood Development	1 348	341		1 007
	Programme 8: Auxiliary and Associated Services	2 411	1 309		1 102
9	Department of Local Government and Traditional Affairs <i>Aim: Establish, coordinate, support, monitor, and evaluate through a skilled and service-oriented staff, Local Government that is developmental and sustainable human settlements.</i>	27 727	28 762	149	(1 184)
	Programme 1: Administration <i>Of which</i> - Households (Social Benefit Post Retirement)	3 960	3 949	11 11	
	Programme 2: Housing <i>Of which</i> - Households (Leave gratuity)	25 043	24 899	138 138	6
	Programme 3: Local Government	(1 276)	(86)		(1 190)

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2009/10 ADJUSTMENT APPROPRIATION BILL SCHEDULE

Vote	Provincial Departments	Amount to be Voted	Current Payments	Transfer Payments	Capital Payments
11	Department of Public Works Roads and Transport <i>Aim: To provide and maintain all provincial land and building infrastructure in an integrated sustainable manner.</i>	94 879	(42 874)	82 612	55 141
	Programme 1: Administration	(46 333)	(43 992)	(474)	(1 867)
	<i>Of which</i>			(474)	
	- Households (Leave gratuity)				
	Programme 2: Public Works	(12 902)	31 161	669	(44 732)
	<i>Of which</i>			669	
	*- Devolution of Rates and Taxes: Conditional Grant				
	Programme 3: Road infrastructure	112 004	(2 370)		114 374
	Programme 4: Public Transport	36 497	(33 099)	82 417	(12 821)
	<i>Of which</i>			41 165	
	- Bus Subsidies			41 252	
	*- Public transport Operations Grant				
	Programme 5: Expanded public Works Programme (EPWP)	5 613	5 426	-	187
12	Department of Social Development <i>Aim: To provide integrated development social services in order to realize a better life for all.</i>	18 163	38 823	(23 770)	3 110
	Programme 1: Management and Administration	8 434	8 332	36	66
	<i>Of which</i>			36	
	- Households (Leave gratuity)				
	Programme 2: Social Welfare Services	25 620	41 389	(16 763)	994
	<i>Of which</i>			(16 763)	
	-Expansion services				
	Programme 3: Development and Research	(15 891)	(10 898)	(7 043)	2 050
	<i>Of which</i>			(4 543)	
	-Masupatsela Youth Pioneer Programme/NISIS			(2 500)	
	-Non-profit organisation and NGO's				
13	Department of Agriculture, Conservation, Environment and Rural Development <i>Aim: To provide a sound Natural Resources Management System contributing to sustainable development for a better life for all in the North West Province.</i>	20 703	(475)	15 740	5 438
	Programme 1: Administration	(8 009)	(7 521)	(50)	(438)
	<i>Of which</i>			(50)	
	- Households (Leave gratuity)				
	Programme 2: Agriculture	33 412	10 658	15 765	6 989
	<i>Of which</i>			555	
	*- Land Care: Conditional grant			7 508	
	*- Comprehensive Agricultural Support: Conditional Grant			11 712	
	*- Agriculture Disaster Relief Grant: Conditional Grant			7 513	
	*- Ililima/ Letsema project: Conditional Grant			(11 696)	
	- District Services Sub-programme (Surrender)			173	
	- Agricultural Support Services				
	Programme 3: Environmental Services	(4 700)	(3 612)	25	(1 113)
	<i>Of which</i>			25	
	- Households (Leave gratuity)				
15	Department of Human Settlement <i>Aim: To establish, coordinate, support, monitor, and evaluate through a skilled and service-oriented staff, Local Government that is developmental and sustainable human settlement.</i>	(4 510)	(4 517)	40	(33)
	Programme 1: Administration	(5 257)	(5 199)	(25)	(33)
	<i>Of which</i>			(25)	
	- Households (Leave gratuity)				
	Programme 2: Housing	747	682	65	
	<i>Of which</i>			65	
	*- Intergrated Human Settlement Grant				
	TOTAL	744 569	482 186	223 942	38 441

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2009/10 ADJUSTMENT APPROPRIATION BILL SCHEDULE

Vote	Provincial Departments	Amount to be Voted	Current Payments	Transfer Payments	Capital Payments
	TOTAL AMOUNT TO BE VOTED	741 569	479 186	223 942	38 441
1	Office of the Premier	2 933	2 933		
2	Provincial Legislature	16 014	13 604		2 410
3	Department of Health	256 083	215 943	50 249	(10 109)
4	Department of Sport, Arts and Culture	(28 238)	27 556	(36 230)	(19 564)
5	Department of Public Safety	36 342	35 841	233	268
6	Department of Economic Development & Tourism	2 518	(4 284)	6 137	665
7	Department of Provincial Treasury	(48 861)	(51 923)	112	2 950
8	Department of Education	347 816	219 797	128 670	(651)
9	Department of Local Government and Traditional Affairs	27 727	28 762	149	(1 184)
11	Department of Public Works, Roads and Transport	94 879	(42 874)	82 612	55 141
12	Department of Social Development	18 163	38 823	(23 770)	3 110
13	Department of Agriculture, Conservation, Environment and Rural Development	20 703	(475)	15 740	5 438
15	Department of Human Settlement	(4 510)	(4 517)	40	(33)
2.1	Statutory payments - Vote 2: Salaries of Members of the Provincial Legislature	3 000	3 000		
	TOTAL ESTIMATE OF PROVINCIAL PAYMENTS	744 569	482 186	223 942	38 441

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