

**WESTERN CAPE LAW ON THE POWERS AND
PRIVILEGES OF THE PROVINCIAL
LEGISLATURE AMENDMENT ACT
3 OF 1998**

Assented to:
9 March 1998

Date of commencement:
1 April 1988

(Afrikaans text signed by the Premier)

ACT

To amend the Western Cape Law on the Powers and Privileges of the Provincial Legislature, 1995, (Law 3 of 1995) so as to provide for the financial arrangements of the Provincial Legislature, and to make provision for the appointment of, and the fixing of the salaries, wages, allowances and other terms or conditions of service of a Secretary and such other officers as may be necessary for the discharge of the work of the Provincial Legislature, and to provide for matters incidental thereto.

1

Amends section 1 of the Western Cape Law on the Powers and Privileges of the Provincial Legislature 3 of 1995 by substituting the definition of "officer".

2

Inserts Chapter 3A (sections 16A to 16C inclusive) in the Western Cape Law on the Powers and Privileges of the Provincial Legislature 3 of 1995.

3 Short title

This Act shall be called the Western Cape Law on the Powers and Privileges of the Provincial Legislature Amendment Act, 1998.

WESTERN CAPE LAW ON THE POWERS AND PRIVILEGES OF THE PROVINCIAL LEGISLATURE 3 OF 1995

Assented to:
31 May 1995

Date of commencement:
1 June 1995

(English text signed by the Premier)

as amended by

Western Cape Law on the Powers and Privileges of the Provincial Legislature Amendment
Act 3 of 1998

LAW

To define and declare the powers and privileges of the Provincial Legislature, and to provide for matters incidental thereto.

1 Definitions

In this Law, unless the context otherwise indicates—

‘committee’ means any committee consisting of members;

‘immediate precincts’ means, for the purposes of section 10, the building housing the Provincial Legislature;

‘journals’ means the minutes of the proceedings of the Provincial Legislature;

‘member’ means a member of the Provincial Legislature, and includes a Member of the Executive Council;

‘officer’ means the Secretary, and any other person who may be appointed by the Speaker in terms of section 16B;

[Definition of ‘officer’ substituted by sec 1 of Act 3 of 1998 w e f 1 April 1998.]

‘Secretary’ means the provisional secretary or the Secretary to the Provincial Legislature appointed in terms of section 143 of the Constitution;

‘Speaker’ means the Speaker of the Provincial Legislature referred to in section 131 of the Constitution;

‘standing orders’ means the rules and orders made by the Provincial Legislature in connection with the order and conduct of its business and proceedings under section 137(1) of the Constitution; and

‘the Constitution’ means the Constitution of the Republic of South Africa, 1993 (Act 200 of 1993).

Chapter 1

FREEDOM OF SPEECH AND DEBATE

2 Freedom of speech and debate

(1) Subject to the standing orders, there shall be freedom of speech and debate in or before the Provincial Legislature and any committee, and such freedom shall not be impeached or questioned in any court or place outside the Provincial Legislature.

