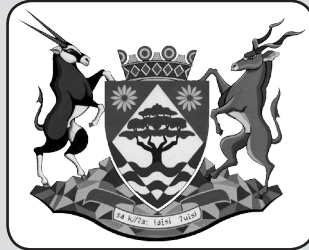


NORTHERN CAPE PROVINCE

PROFENSI YA KAPA-BOKONE



NOORD-KAAP PROVINSIE

IPHONDO LOMNTLA KOLONI

EXTRAORDINARY • BUITENGEWOON

Provincial Gazette
Kasete ya Profensi

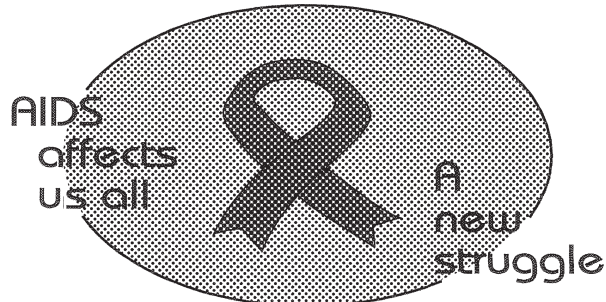
iGazethi YePhondo
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Vol. 24

KIMBERLEY
27 NOVEMBER 2017
27 NOVEMBER 2017

No. 2155

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AIDS HELPLINE

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DEPARTMENT OF HEALTH

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As of **Monday, 04 January 2016**, the **Government Printing Works** has become the custodian of the Northern Cape *Provincial Gazette*.

GPW will start accepting notices from Northern Cape (NC) customers with the following conditions:

- Any submissions received from the NCPL (Northern Cape Provincial Legislature) from the 01 January 2016 will be rejected.
- Any submissions received from NC customers where the proof of payment is made to NCPL will also be rejected.
- Over and above these 2 points, the **GPW** Business rules and Submissions deadlines will apply.

Each province has standard notice types that are published in that specific *Provincial Gazette*.

The valid notice types applicable for the Northern Cape *Provincial Gazette* are:

Proclamations, General Notice, Municipal Notice, Premier's Notice

IMPORTANT NOTICE:

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CONTENTS

		<i>Gazette</i>	<i>Page</i>
		<i>No.</i>	<i>No.</i>
GENERAL NOTICES • ALGEMENE KENNISGEWINGS			
166	South African Schools Act (84/1996): Amendment of the School Governing Body Regulations.....	2155	4
167	South African Schools Act (84/1996): Northern Cape Public Schools Resource Target List for 2018 determined in terms of Paragraph 120 of the Amended National Norms and Standards for School Funding ...	2155	7

GENERAL NOTICES • ALGEMENE KENNISGEWINGS

NOTICE 166 OF 2017

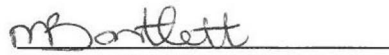
DEPARTMENT OF EDUCATION

SOUTH AFRICAN SCHOOLS ACT 84 OF 1996

AMENDMENT OF THE SCHOOL GOVERNING BODY REGULATIONS

I, Martha Bartlett, Member of the Executive Council for Education in the Northern Cape, hereby make amendments to the Regulations for the Election of and Determination for the Constitution of a School Governing Body, published under Government Notice No.35 in Gazette No. 2089 of 24 April 2017, in terms of sections 18(1) and 28 of the South African Schools Act, 1996 (read with section 31 of the Northern Cape School Education Act, 1996, as set out in the Schedule hereto.

The amendments indicated in the text commence on the date that these regulations are published in the Gazette.



Ms. MARTHA BARTLETT, MPL

MEC: EDUCATION

SCHEDULE**Amendment of Regulation 14 of the Regulation**

1. Regulation 14 of the Regulations is hereby amended –
 - (a) by substituting the reference “regulation 13.3” in sub-regulation 14.2 with the reference “sub-regulation 14.3”

Amendment of Regulation 16

2. Regulation 16 of the Regulations is hereby amended –
 - (a) by the substitution of the reference “16.3” in sub-regulation 16.5 with the reference “16.4”

Amendment of Regulation 20

3. Regulation 20 of the Regulations is hereby amended -
 - (a) by substituting the percentage number “10%” in sub-regulation 20.1 with “15%”
 - (b) by the deletion of 20.3

Amendment of Regulation 23

4. Regulation 23 of the Regulations is hereby amended by-
 - (a) by the substitution of the references “22.4,22.5 and 22.6” in sub-regulation 23.7 with the references “23.4, 23.5 and 23.6”
 - (b) by substituting the reference “22.7” in sub-regulation 23.8 with the referencing “23.7”

Amendment of Regulation 29

5. Regulation 29 of the Regulations is hereby amended-
 - (a) by deletion of the Regulation and addition of the following regulation after Regulation 28

29. A vacancy shall occur whenever a member:

- (a) Resigns in writing;
- (b) Becomes deceased;
- (c) Becomes disqualified as contemplated in regulation 10
- (d) Absents him or herself from two or more consecutive meetings of the governing body without the authorization of the governing body to do so;
- (e) Is removed from office in accordance with provisions contained in a code of conduct contemplated in Section 18A of the Act;
- (f) No longer falls within the category of members that he or she represented at the time of the election;
- (g) If at any point, through an investigation by an electoral officer is found that an irregularity occurred during the election of such a member.

29.1 By-Elections due to vacancies in the governing body

29.2 Should a vacancy contemplated in regulation 29.4 exist, the principal of the school must in writing and within 14 days, inform the District Director of the existence of such vacancy.

29.3 A school electoral officer must be appointed for each by - election.

29.4 A by – election must be held whenever:

- (a) the number of parent members of a governing body falls to a number equal to or less than the total of the other members of the governing body;
- (b) the number of members who, at the constitution of a governing body, were elected, or declared elected, falls to a number equal to or less than the quorum referred to in the constitution of a fully constituted governing body; or
- (c) a member of the category of members of a governing body referred to in section 23 or 24 of the Act is no longer represented on a governing body

29.5 Whenever a vacancy occurs as envisaged in regulation 29 a by- election must be held within 90 days of occurrence of such vacancy.

29.6 The procedure described in regulations 17– 22 shall apply to the by - elections.

29.7 A member elected in accordance with this paragraph remains in office for the unexpired term of office of his or her predecessor.

29.8 Should a vacancy contemplated in regulation 29.4 occur in respect of an elected parent member, a school governing body must temporarily co-opt a parent to serve as a member with full voting rights for a period not exceeding 90 days.

29.9 In the event of a vacancy in the categories of membership referred to in regulation 4.2 (b), (c) and (d) eligible members of the category concerned shall, within 60 days, hold an election to fill the vacancy.

29.10 The appointment of the co-opted parent referred to in regulation 29.8 shall take place within 21 days.

29.11 A governing body member with a child in the exit grade (7 or 12) must inform in writing, the governing body chairperson and principal three months in advance before the end of the academic year.

29.12 If the Head of Department determines on reasonable grounds that a governing body has ceased to perform functions allocated to it in terms of the Act or has failed to perform one or more functions, he or she must follow procedure as set out in Section 22 and 25 of the Act.

29.13 Functioning of the new governing body

The newly elected governing body must start to function immediately after the successful completion of the election process.