

NORTH WEST PROVINCIAL YOUTH COMMISSION ACT**NO. 14 OF 1994**

[ASSENTED TO 9 NOVEMBER, 1994] [DATE OF COMMENCEMENT: 11 NOVEMBER, 1994]

(English text signed by the Premier)

ACT

To provide for the establishment of a Provincial Youth Commission, the powers and functions of such Youth Commission, the appointment, tenure of office and the appointment of the staff of the Youth Commission; and to provide for incidental matters.

1. Definitions.—In this Act, unless inconsistent with the context—

"**Commission**" means the Provincial Youth Commission established by section 2;

"**Constitution**" means the Constitution of the Republic of South Africa, 1993;

"**Province**" means the Province of the North West; and

"**Premier**" means the Premier of the Province of the North West as contemplated by section 145 (1) of the Constitution.

2. Establishment of Provincial Youth Commission.—(1) There is hereby established a Provincial Youth Commission which shall exercise and perform the powers, functions and duties prescribed by this Act.

(2) The Commission shall, in respect of the exercise and performance of its powers, functions and duties, be accountable to the Provincial Legislature.

3. Composition of Provincial Youth Commission.—(1) The Commission shall consist of ten members appointed by the Premier, after consultation with the youth organisations in the Province, from the members of the Provincial Legislature and selected individuals, being—

(a) the head of the Commission who shall act as Special Advisor to the Premier and be the chairperson of the Commission;

(b) the deputy head of the Commission who shall act as and exercise and perform the powers, functions and duties of the chairperson when the office of the chairperson is vacant or the chairperson is incapacitated;

(c) eight members who shall be nominated and may fill the following portfolios:

(i) Social Services;

(ii) Economic Activity;

(iii) Education and Training;

(iv) Juvenile Justice;

(v) Finance and Administration;

(vi) Research, Information and Publicity;

(vii) Rural/Agriculture; and

(viii) Recreation, Arts, Sports and Culture.

(2) Subject to the provisions of subsection (3), a member of the Commission shall hold office for a period commencing on the establishment of the Commission, and terminate on the date upon which the five year term of the Provincial Legislature is dissolved as contemplated by section 128 (2) of the Constitution.

(3) The term of office of any member may before the expiration thereof be terminated by the Commission (whereupon the member concerned shall be removed from office)—

(a) on account of his misconduct;

(b) on account of unfitness for the duties of his office;

(c) on the ground of a permanent infirmity of mind or body which renders him incapable of discharging the duties of his office or discharging them properly.

(4) The office of a member shall become vacant—

(a) when he dies;

(b) when his term of office is terminated in terms of subsection (3);

(c) if he is absent from three consecutive meetings of the Commission without the prior consent of the Commission or that of its chairman;

(d) if he is a member by virtue of being a member of the Provincial Legislature and he ceases to be such a member.

(5) Any vacancy in the Commission shall be filled by the nomination of another member by the Premier in terms of this Act as soon as may be reasonably practicable after the occurrence of such vacancy, and any member so nominated shall remain in office for the unexpired portion of his predecessor's term of office.

(6) The members of the Commission, other than the members of the Commission who are members of the Provincial Legislature, shall be paid such remuneration as the Provincial Legislature may from time to time determine.

4. Powers and functions of Commission.—The Commission shall, in addition to the powers and functions assigned to it in terms of this Act or under any other law, be competent to—

(a) formulate appropriate policies on matters affecting the youth in the Province;

(b) make the necessary submissions through the Premier to the Provincial Legislature in regard to the policies of the youth in the Province;

(c) do and commission research on the situation of the youth in the Province;

(d) monitor Provincial Legislation and its impact on the youth;

- (e) convene interdepartmental meetings on specific issues facing the youth;
- (f) monitor the activities of departments that impact directly on the youth;
- (g) co-ordinate and ensure the implementation of specific programmes for the youth.

5. Financing of Commission.—The Commission shall be financed and be provided with a working capital out of moneys from time to time appropriated to the Commission by the Provincial Legislature.

6. Accountability of Commission.—The Commission shall be accountable to the Provincial Legislature through the office of the Premier.

7. Staff of Commission.—The Commission shall, in consultation with the Premier, appoint officers to assist the Commission in the performance of its functions and duties referred to in section 4.

8. Regulations.—(1) The Premier may, after consultation with the Commission, make regulations not inconsistent with the provisions of this Act in relation to—

- (a) the functions, powers and duties of members of the Commission referred to in section 3 (1) (c);
- (b) the calling of meetings of the Commission, the procedure and quorum at such meetings;
- (c) generally, in regard to any matter which the Premier may consider necessary to prescribe or regulate in order to attain or further the objects of this Act, and the generality of this provision shall not be limited by the preceding paragraphs of this subsection.

9. Short title.—This Act shall be called the North West Youth Commission Act, 1994.