

REPUBLIC
OF
SOUTH AFRICA



REPUBLIEK
VAN
SUID-AFRIKA

**NORTH-WEST
NOORDWES**

**PROVINCIAL GAZETTE
PROVINSIALE KOERANT**

Price

Prys

Vol.

Date: 30/10/2000

No. 5608

NOTICE NO. 377

It is hereby notified that the Premier has assented to the following Act which is hereby published for general information:-

Act No.5 of 2000: North West Tender Board Act, 2000

Hierby word bekend gemaak dat die Premier sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word:-

Wet No.5 van 2000: Noordwes Tenderraad Wet, 2000

ACT

To amend the north West Tender Board Act, 1994; so as to provide that a limited number of members of that Board may be officers or employees; so as to provide for the application of the Regulations made in terms of the State Tender Board Act, 1968 until such time as the responsible Member makes regulations under the North West Tender Board Act; to provide for the retrospective operation of that Act; and to provide for matters incidental thereto.

(English text signed by the Premier on 17/10/2000)

BE IT ENACTED by the **PREMIER** and the **LEGISLATURE** of the **NORTH WEST PROVINCE** as follows:

Amendment of section 3 of Act 3 of 1994.

1. Section 3 of the North West Tender board Act, 1994, (Act 3 of 1994 – hereafter called the “Principal Act”) is amended by the substitution for subsection (1), of the following subsection :

“(1) The board shall consist of not less than six and not more than ten members, of whom not more than two may be officers or employees : Provided that, notwithstanding the provisions of this subsection, the responsible member shall only appoint an officer of employee to the board if he or she is satisfied that good reason exists to do so.”

Amendment of section 10 of Act 3 of 1994.

2. Section 10 of the Principal Act is amended by the insertion, immediately after subsection (2), of the following subsection :

“(3) Until the responsible Member makes regulations in terms of subsection (1), the regulations made in terms of the State Tender Board Act, 1968 (Act 86 of 1968) and any directives issued thereunder, in so far as it can be applied and are not inconsistent with the provisions of this Act, continue to apply : Provided that, whenever the responsible Member makes regulations in respect of any of the matters referred to in subsection (1), that part of the existing regulations relating to any matter dealt with in the regulations so made by the responsible Member shall be deemed to have been withdrawn.”

Amendment of section 11 of Act 3 of 1994.

3. Section 11 of the Principal Act is amended by the substitution for the section, of the following section:

“Repeal of Laws.

The State Tender Board Act, 1968 (Act 86 of 1968) and the Bophuthatswana Tender Act, 1975 (Act 8 of 1975), are repealed in so far as, and to the extent that their administration have been assigned to the Province, and those laws shall therefore not apply to the procurement of supplies and services for, the disposal of movable property of, and the hiring or the letting of anything or the acquisition, or granting of any right for or on behalf of, the Government of the North West.”.

Amendment of section 12 of Act 3 of 1994.

1. The North West Tender Board Act, 1994 (Act 3 of 1994), is amended by the substitution for section 12 thereof, of the following section:

“This Act shall be called the North West Tender Board Act, 1994, and shall be deemed to have come into operation on 24 June 1994.”.

Short title.

2. This Act shall be called the North West Tender Board Amendment Act, 2000.