

**NORTH-WEST PROVINCIAL RECONSTRUCTION AND  
DEVELOPMENT PROGRAMME FUND ACT**

**NO. 6 OF 1994**

[ASSENTED TO 25 AUGUST, 1995] [DATE OF COMMENCEMENT: 2 SEPTEMBER, 1995]

*(English text signed by the Premier)*

**ACT**

**To provide for the establishment of a Provincial Reconstruction and Development Programme Fund and for matters incidental thereto.**

**1. Definitions.**—In this Act, unless the context otherwise indicates—

"**financial year**" means the period extending from 1 April in any year to 31 March in the next succeeding year;

"**fund**" means the Provincial Reconstruction and Development Programme Fund established by section 2; and

"**responsible Member**" means the member of the Executive Council responsible for Finance.

**2. Establishment of Provincial Reconstruction and Development Programme Fund.**—There is hereby established a fund to be known as the Provincial Reconstruction and Development Programme Fund, which shall be credited with—

(a) money appropriated by the North West Provincial Legislature for the fund;

(b) domestic and foreign grants;

(c) interest derived from the investment of money standing to the credit of the fund;

(d) the proceeds derived from the sale of state assets for the purposes referred to in section 3; and

(e) money accruing to the fund from any other source.

**3. Utilisation of money of fund.**—Subject to the approval of the Executive Council, the money of the fund shall be utilised—

(a) for the purposes specified in an Act of the Legislature of the North West that provides for the implementation of the Provincial Reconstruction and Development Programme; and

(b) for the defraying of costs incidental to the administration of this Act.

**4. Banking account.**—A banking account in the name of the fund shall be kept with a banking institution decided upon by the responsible Member—

(a) into which all money received for the benefit of the fund shall be deposited; and

(b) from which transfers shall be made to the Provincial Revenue Fund for the financing of the purposes referred to in section 3.

**5. Unspent money.**—The executive authorities at provincial level that had been allocated money from the fund shall at the end of each financial year surrender unexpended money to the fund.

**6. Control and administration of fund.**—(1) The Head of the Department of Finance: North West Province shall be the accounting officer of the fund and shall, subject to the directions of the responsible Member—

(a) control the fund;

(b) cause a proper record of all the financial transaction, assets and liabilities of the fund to be kept; and,

(c) cause, as soon as possible after the end of each financial year, accounts of the revenue and expenditure of the fund for such year and a balance sheet of its assets and liabilities as at the end of that year, to be prepared.

(2) The fund shall be administered subject to the provisions of the North West Provincial Exchequer Act, 1994 (Act 4 of 1994), by officials of the Department of Finance: North West Province designated by the responsible Member.

**7. Audit.**—The accounts and balance sheet referred to in section 6 (1) shall be audited by the Auditor-General.

**8. Investment of money not immediately required.**—(1) Any money of the fund which is not required for immediate use may be invested with the Public Investment Commissioners or with a financial institution approved by the responsible member and may be withdrawn when required.

(2) Any unexpended balance of the money of the fund at the end of any financial year shall be carried forward as a credit of the fund to the next succeeding financial year.

**9. Short title.**—This Act shall be called the North West Provincial Reconstruction and Development Programme Fund Act, 1994.