



Wes-Kaapse Provinsiale Parlement Western Cape Provincial Parliament IPalamente yePhondo leNtshona Koloni

WCPP 11/3/5

**MINUTES OF PROCEEDINGS
AD HOC COMMITTEE ON PUBLIC SERVICE COMMISSION
Thursday 16 March 2023 (13:00)
Virtual Meeting via MS Teams**

ATTENDANCE

Members

Baartman, DM (DA)
Bosman, G (DA)
Fry, C (DA)
Kaizer-Philander, W F
Klaas, TM (EFF)
Lekker, P (ANC)
Maseko, LM (DA)
Sayed, MK (ANC)
Sileku, I (DA)
Van der Westhuizen, AP (DA)

Alternate Member

Pretorius, G (DA)

Apologies

Murray, C (DA)
August, S N (GOOD)
Marais, PJ (FF Plus)

Western Cape Provincial Parliament

Mr J Vermeulen, Senior Procedural Officer
MS N Mshumpela, Administrative Assistant

1. Election of Chairperson

The Senior Procedural Officer welcomed the Committee and advised that in accordance with Standing Rule 82 (1) it had to proceed to elect a chairperson.

The floor was opened for nominations for a chairperson.

Member Bosman moved that: Member Philander be Chairperson.

No further nominations were received and the motion was agreed to.

2. Point of procedure

After the elected Chairperson took the Chair, member Sayed said that from the ANC there was a concern that as the Public Service Commission Act was amended, the ATC referral and terms of reference was incorrect.

2.1 The ATC terms of reference (ATC No. 29 of 15 March 2023) was as follows:

“Establishment of the following Ad-hoc Committee to give effect to section 196(8)(b)(i) of the Constitution, 1996, read with section 4(3)(b) of the Public Service Commission Act, 1997 (Act 46 of 1997), to consider applications and to recommend to the House a candidate for nomination by the Premier for appointment to serve on the Public Service Commission.

2.2 Member Sayed further mentioned that the ATC terms of reference must be corrected as the Public Service Commission Act was amended. He referred to the amendment to Section 4 as follows and quoted from the Amended Act “(6) Subsection (4) does not apply to the renewal of term of office of a commissioner in accordance with subsection (5).” He therefore requested that the terms of reference to the Committee should include reference to renewal of a term and not just the application procedure as per the current terms of reference.

3. Next actions

The Chairperson stated that what was ATC'd was the motion read out and duly adopted in the House and ruled that the administration would be consulted with regards to the concern that was raised and that the members would be informed of the way forward.

The meeting adjourned at 13:15.



WF KAIZER-PHILANDER MPP

CHAIRPERSON: AD-HOC COMMITTEE ON PUBLIC SERVICE COMMISSION