



PROVINSIE VRYSTAAT

PROVINSIALE KOERANT

PROVINCIAL GAZETTE

FREE STATE PROVINCE

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KANTOOR VAN DIE PREMIER

OFFICE OF THE PREMIER

No. 6

14 November 2003

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Hierby word bekend gemaak dat die Premier die onderstaande Wet bekragtig het, wat hierby ter algemene inligting gepubliseer word:-

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

No. 6 van 2003 : Wet op die Vrystaat Provinsiale Raad vir Verdere Onderwys en Opleiding, 2003

No. 6 of 2003 : Free State Provincial Board for Further Education and Training Act, 2003

WET

Om voorsiening te maak vir die instelling van die Vrystaat Provinsiale Raad vir Verdere Onderwys en Opleiding (VPRVOO); en vir sake wat daarmee in verband staan.

DAAR WORD BEPAAL deur die Provinsiale Wetgewer van die Provinsie Vrystaat, soos volg:-

(Engelse teks deur die Premier bekragtig en geteken.)

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Woordomskrywings

1. (a) In hierdie Wet, tensy die samehang anders bepaal, beteken -

“LUR” die Lid van die Uitvoerende Raad verantwoordelik vir Onderwys in die Provinsie; en

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“Raad” die Vrystaat Provinsiale Raad vir Verdere Onderwys en Opleiding ingestel kragtens artikel 2.

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(b) Die akronieme wat in hierdie Wet gebruik word, het dieselfde betekenis soos deur die Minister van Onderwys gepubliseer in Regeringskennisgewing 82 van 4 Februarie 2000.

Instelling van die Raad

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2. Die Vrystaat Provinsiale Raad vir Verdere Onderwys en Opleiding word hiermee ingestel.

Werksaamhede van die Raad

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3. Die Raad kan uit eie beweging die LUR oor enige aspek van VOO adviseer en moet -

(a) die LUR oor beleid, doelwitte en prioriteite adviseer;

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(b) die LUR oor norme en standaarde met inbegrip van befondsing vir VOO adviseer;

(c) verslae oor VOO aan die Nasionale Raad vir Verdere Onderwys en Opleiding op versoek voorsien;

(d) die LUR help met implementering van die norme en standaarde vir die voorsiening van fisiese geriewe by VOO-instellings; en

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(e) die doelwitte en prestasies van die VOO-stelsel monitor en jaarliks verslag doen aan die LUR.

ACT

To provide for the establishment of the Free State Provincial Board for Further Education and Training (FSPBFET); and for matters connected therewith.

BE IT ENACTED by the Provincial Legislature of the Free State Province, as follows:-

(English text assented to and signed by the Premier.)

5 Definitions

1. (a) In this Act, unless the context otherwise indicates –

10 “**Board**” means the Free State Provincial Board for Further Education and Training established by section 2; and

“**MEC**” means the Member of the Executive Council responsible for Education in the Province.

15 (b) The acronyms used in this Act have the same meaning as published by the Minister of Education in Government Notice 82 of 4 February 2000.

Establishment of the Board

20 2. The Free State Provincial Board for Further Education and Training is hereby established.

Functions of the Board

25 3. The Board may advise the MEC on any aspect of FET on its own initiative and shall –

(a) advise the MEC on FET policy, goals and priorities;

(b) advise the MEC on norms and standards, including funding for FET;

30 (c) provide reports on FET to the National Board for Further Education and Training on request;

(d) assist the MEC with the implementation of the norms and standards for the provision of physical facilities at FET institutions; and

35 (e) monitor and report annually to the MEC on goals and performance of the FET.

Samestelling van die Raad

4. (1) Die Raad bestaan uit die volgende persone aangestel deur die LUR:
- (a) 'n amptenaar van die Departement van Onderwys; 5
 - (b) 'n VOO-eenheidvertegenwoordiger;
 - (c) een verteenwoordiger van elke verteenwoordigende vakbond;
 - (d) een verteenwoordiger van VBOO;
 - (e) een AOO-leerplanvertegenwoordiger;
 - (f) een Verteenwoordigende Raad van Leerders-lid per VOO-groepering; 10
 - (g) voorsitters van elke Raad van 'n openbare instelling vir verdere onderwys en opleiding.
- (2) Die LUR kan bykomende lede aanstel indien hy of sy dit nodig ag. 15

Ampstermyn van lede

5. (1) Die ampstermyn van lede van die Raad is drie jaar. 20
- (2) Enige lid wie se ampstermyn verstryk het, kan vir nog een termyn heraangestel word, behalwe die Voorsitter wat slegs vir een ampstermyn kan dien maar as gewone lid heraangestel kan word.

Ampsbeëindiging van lede

6. (1) 'n Persoon hou op om 'n lid van die Raad te wees indien hy of sy -
- (a) bedank deur skriftelike kennisgewing aan die Voorsitter, of in geval van die Voorsitter, aan die LUR; 30
 - (b) afwesig is van drie agtereenvolgende vergaderings van die Raad sonder toestemming van die Raad of 'n skriftelike verskoning;
 - (c) bankrot verklaar word, of uit 'n vertrouensamp verwyder word deur 'n geregshof of enige geloofwaardige tribunaal of skuldig bevind word aan 'n oortreding waarby oneerlikheid betrokke is of 'n oortreding wat strafbaar is met gevangesetting sonder die keuse van 'n boete; of 35
 - (d) deur 'n geregshof onbevoeg verklaar word om na sy of haar persoonlike sake om te sien. 40
- (2) Die LUR kan te eniger tyd 'n lid uit sy of haar amp verwyder indien goeie gronde aangevoer word. 45

Composition of the Board

4. (1) The Board shall consist of the following persons appointed by the MEC:

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- (a) an official from the Department of Education;
 - (b) a FET Unit Representative;
 - (c) one representative from each representative trade union;
 - (d) one representative from ABET;
 - (e) one GET Curriculum Representative;
 - 10 (f) one Student Representative Council member per FET cluster;
 - (g) chairpersons from each Council of a public further education and training institution.

(2) The MEC may appoint additional members if he or she deems it necessary.

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Term of office of members

5. (1) The term of office of members of the Board is three years.

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(2) Any member whose term of office has expired, is eligible for reappointment for one more term, except the Chairperson who can only serve one term of office but may be reappointed as an ordinary member.

Termination of office of members

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6. (1) A person ceases to be a member of the Board if he or she –

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(a) resigns by giving written notice to the Chairperson, or in the case of the Chairperson, to the MEC;

(b) is absent from three consecutive meetings of the Board without the leave of the Board or written apology;

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(c) is declared insolvent, or is removed from an office of trust by a court of law or any credible tribunal or is convicted of an offence involving dishonesty or an offence for which the sentence is imprisonment without the option of a fine; or

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(d) is declared unable to attend to his or her personal affairs by a court of law.

(2) The MEC may at any time remove a member of the Board from office on good cause shown.

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(3) The MEC may at any time dissolve and reconstitute the Board in accordance with the provisions of section 4, within 90 days of the dissolution, if he or she has reason to believe that the Board cannot perform its duties or that it has ceased to function.

- (3) Die LUR kan die Raad te eniger tyd ontbind en hersaamstel in ooreenstemming met die bepalings van artikel 4, binne 90 dae van ontbinding, indien hy of sy rede het om te glo dat die Raad nie sy pligte kan verrig nie of dat dit opgehou het om te funksioneer.

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Vul van vakatures

7. (1) Indien 'n lid sy of haar amp ontruim, word die gevolglike vakature gevul uit die kategorie verteenwoordig deur die voorganger in ooreenstemming met artikel 4.
- (2) 'n Lid aangestel ingevolge subartikel (1) dien vir die onverstreke ampstermyn van die voorganger.

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Uitvoerende Komitee

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8. (1) Die Raad stel 'n Uitvoerende Komitee in en bepaal sy werksaamhede.
- (2) 'n Besluit van die Uitvoerende Komitee word geag 'n besluit van die Raad, tensy sodanige besluit by die volgende vergadering van die Raad herroep word.

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Komitees van die Raad

9. Die Raad kan komitees instel om hom in die uitvoering van sy werksaamhede by te staan.

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Vergaderings van die Raad en komitees

10. (1) Vergaderings van die Raad en sy komitees word gehou op die tye en plekke wat die betrokke Voorsitter bepaal.
- (2) Wanneer die Voorsitter afwesig is van enige vergadering van die Raad of 'n komitee, kies die lede teenwoordig iemand uit hul geledere om by die vergadering voor te sit.
- (3) Die Raad kan reëls oor die prosedure by vergaderings van die Raad en sy komitees maak, met inbegrip van die kworum vir sodanige vergaderings, en enige ander saak wat nodig of dienstig is vir die uitvoering van sy werksaamhede.

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Toelaes

11. Geen toelaes word aan enige lid betaal nie. Enige eise wat 'n lid mag hê ten opsigte van die uitvoering van die werksaamhede van die Raad berus by die betrokke instelling of kiesafdeling wat die lid verteenwoordig.

Filling of vacancies

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7. (1) If a member vacates his or her office, the resultant vacancy must be filled in the same category as the predecessor represented in accordance with section 4.
- (2) A member appointed in accordance with subsection (1) serves for the unexpired term of office of the predecessor.

Executive Committee

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8. (1) The Board must establish an Executive Committee and determine its functions.
- (2) A decision of the Executive Committee must be regarded as a decision of the Board, unless such decision is revoked at the next meeting of the Board.
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Committees of the Board

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9. The Board may establish committees to assist it in the performance of its functions.

Meetings of the Board and committees

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10. (1) Meetings of the Board and its committees must be held at such times and places as may be determined by the Chairperson concerned.
- (2) Whenever the Chairperson is absent from any meeting of the Board or a committee, the members present must elect a person from among themselves to preside at that meeting.
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- (3) The Board may make rules relating to the procedure at meetings of the Board and its committees, including the quorum for such meetings, and any other matter necessary or expedient for the performance of its functions.

Allowances

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11. No allowances shall be paid to any member. The claims that any member may have in carrying out the functions of the Board shall lie with the respective institution or constituency which a member represent.

Regulasies

12. Die LUR kan regulasies in ooreenstemming met die Wet maak.

Kort titel

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13. Hierdie Wet heet die Wet op die Vrystaat Provinsiale Raad vir Verdere Onderwys en Opleiding, 2003.

Regulations

12. The MEC may make regulations consistent with this Act.

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Short title

13. This Act shall be called the Free State Provincial Board for Further Education and Training Act, 2003.

PROVINSIALE KOERANT

(Verskyn elke Vrydag)

Alle korrespondensie, advertensies, ens. moet aan die Beampte Belas met die Provinsiale Koerant, Posbus 517, Bloemfontein, geadresseer word. Gratis eksemplare van die Provinsiale Koerant of uitknipsels van advertensies word NIE verskaf nie. Indien eksemplare van die Provinsiale Koerant verlang word, moet R7,30 vir elke eksemplaar gestuur word.

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Prys per los eksemplaar (posvry).....	R 7,30

Seëls word nie aanvaar nie.

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Alle advertensies moet die Beampte Belas met die Provinsiale Koerant bereik nie later **nie as 12:00 sewe werksdae** voordat die Koerant uitgegee word. Advertensies wat na daardie tyd ontvang word, word oorgehou vir publikasie in die uitgawe van die volgende week, of as die adverteerder dit verlang, sal dit in die Koerant wat op die pers is as 'n "Laat Advertensie" geplaas word. In sulke gevalle moet die advertensie aan die Beampte oorhandig word **nie later nie as 10:30 op die Donderdag** van die week voordat die Koerant gepubliseer word en dubbeltarief sal vir dié advertensie gevra word.

'n "Laat Advertensie" sal nie sonder definitiewe instruksies van die Adverteerder as sodanige geplaas word nie.

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Kennisgewings wat volgens Wet in die Provinsiale Koerant geplaas moet word: R2,60 per sentimeter of deel daarvan, enkelkolom.

Advertensiegelde is vooruitbetaalbaar aan die Beampte belas met die Provinsiale Koerant, Posbus 517, Bloemfontein 9300.

PROVINCIAL GAZETTE

(Published every Friday)

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