

REPUBLIC OF SOUTH AFRICA

**SECOND ADJUSTMENTS
APPROPRIATION
(2023/24 FINANCIAL YEAR) BILL**

*(As introduced in the National Assembly (proposed section 77))
(The English text is the official text of the Bill)*

(MINISTER OF FINANCE)

[B 6—2024]

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BILL

To effect adjustments to the appropriation of money from the National Revenue Fund for the requirements of the State in respect of the 2023/24 financial year; and to provide for matters incidental thereto.

PREAMBLE

WHEREAS section 213(2) of the Constitution of the Republic of South Africa, 1996, provides that money may be withdrawn from the National Revenue Fund only in terms of an appropriation by an Act of Parliament or as a direct charge against that Fund, when it is provided for in the Constitution of the Republic of South Africa, 1996, or an Act of Parliament;

WHEREAS section 12(1) and (2) of the Money Bills and Related Matters Act, 2009 (Act No. 9 of 2009), provides for the tabling of a national adjustments budget, as envisaged in section 30 of the Public Finance Management Act, 1999 (Act No. 1 of 1999), with an adjustments appropriation Bill;

AND WHEREAS the Appropriation Act, 2023 (Act No. 8 of 2023), provides for the appropriation of money from the National Revenue Fund to provide for the requirements of the State in respect of the 2023/24 financial year, whereas the Adjustments Appropriation Act, 2023 (Act No. 21 of 2023), effected adjustments to the appropriation of money provided for in the Appropriation Act, 2023, and whereas further adjustments are required,

B E IT THEREFORE ENACTED by the Parliament of the Republic of South Africa, as follows:—

Interpretation

1. In this Act, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in section 1 of the Appropriation Act, 2023 (Act No. 8 of 2023), or section 1 of the Public Finance Management Act, 1999 (Act No. 1 of 1999), must bear the meaning so assigned. 5

Adjustments to appropriations of money for requirements of State

2. (1) Adjustments to appropriations by Parliament of money from the National Revenue Fund for the requirements of the State in the 2023/24 financial year to votes and the main divisions within a vote, and amendments to the purposes that are specified, are set out in the Schedule. 10

(2) The spending of appropriations envisaged in subsection (1) is subject to this Act, the Appropriation Act, 2023, and the Public Finance Management Act.

(3) (a) Despite the effective date of this Act, the appropriations referred to in subsection (1) and the expenditure thereof, incurred by 31 May 2024, must be regarded as appropriations and expenditure for the 2023/24 financial year. 15

(b) A request for roll-over envisaged in the Public Finance Management Act to any unspent funds of an appropriation referred to in subsection (1) may be submitted on or before 31 May 2024.

Amounts listed as specifically and exclusively appropriated

3. An amount that is marked specifically and exclusively appropriated in the Schedule may be used only for the purpose indicated, unless the amount or purpose is amended by, or in terms of, an Act of Parliament. 5

Conditions for appropriations

4. (1) The Minister may, in writing—
 (a) impose conditions on an amount in the Schedule in order to promote transparency and accountability and the effective management of the appropriation; and 10
 (b) stop the use of an amount in respect of which conditions imposed in terms of paragraph (a) are not met.
 (2) The stoppage of an amount in terms of subsection (1)(b) must be disclosed in the National Treasury's next quarterly report to the relevant Parliamentary Committees. 15

Delegations and authorisations

5. (1) The Minister may—
 (a) delegate to an employee of the National Treasury any power conferred on the Minister in terms of this Act, except section 6; and 20
 (b) authorise an employee of the National Treasury to perform any duty imposed on the Minister in terms of this Act.
 (2) A delegation or authorisation in terms of subsection (1)—
 (a) must be in writing;
 (b) is subject to any limitations or conditions that the Minister may impose; 25
 (c) may authorise the employee to sub-delegate, in writing, the delegated power or authorised duty to another suitable employee of the National Treasury;
 (d) does not divest the Minister of the responsibility concerning the exercise of the delegated power or the performance of the authorised duty; and
 (e) may be withdrawn by the Minister in writing. 30
 (3) The Minister may vary or revoke any decision taken by an employee as a result of a delegation or authorisation in terms of subsection (1), subject to any rights that may have vested as a result of the decision.

Regulations

6. The Minister may, by notice in the *Gazette*, make regulations regarding any ancillary or incidental administrative or procedural matter that is necessary to prescribe for the proper implementation or administration of this Act. 35

Short title

7. This Act is called the Second Adjustments Appropriation (2023/24 financial year) Act, 2024. 40

SCHEDULE

Vote	Main Division	Current Payments			Transfers and Subsidies	Payments for Capital Assets	Payments for Financial Assets
		Compensation of Employees	Goods and Services	Interest and Rent on Land			
	R'000	R'000	R'000	R'000	R'000	R'000	R'000
1 The Presidency Purpose: <i>Facilitate a common programme towards the achievement of the electoral mandate and the enhanced integrity of the state through considered planning, coordination, oversight, mobilisation and support.</i>	70 000	12 000	57 000			1 000	
1 Administration	54 000	12 000	41 000			1 000	
2 Executive Support	16 000		16 000				
3 Cooperative Governance Purpose: <i>Improve cooperative governance across the three spheres of government, in partnership with provinces, municipalities, civil society and communities, to enable accelerated service delivery.</i>	(400 000)		(400 000)				
5 Community Work Programme	(400 000)		(400 000)				
5 Home Affairs Purpose: <i>Efficiently determine and safeguard the identity and status of citizens. Regulate immigration to ensure security, promote development and fulfil South Africa's international obligations.</i>	200 000				200 000		
4 Institutional Support and Transfers Of which Departmental agencies and accounts – Represented Political Parties' Fund: Operations	200 000				200 000		
					200 000		
6 International Relations and Cooperation Purpose: <i>Formulate, coordinate, implement and manage South Africa's foreign policy and international relations programmes.</i>	80 000		80 000				
4 Public Diplomacy and Protocol Services	80 000		80 000				
12 Public Service Commission Purpose: <i>Promote constitutional values and the principles of public administration in the public service.</i>	12 000	12 000					
1 Administration	3 076	3 076					
2 Leadership and Management Practices	1 796	1 796					
3 Monitoring and Evaluation	2 467	2 467					
4 Integrity and Anti-corruption	4 661	4 661					
13 Public Works and Infrastructure Purpose: <i>Provide policy formulation for, and coordination, regulation and oversight of, the public works sector in relation to the accommodation, housing, land and infrastructure needs of national departments. Enhance intergovernmental relations by coordinating concurrent public works functions. Lead and direct the implementation of the national expanded public works programme. Promote growth, job creation and transformation in the construction and property industries.</i>	(70 000)	(20 000)	(35 000)		(15 000)		
1 Administration	(12 000)	(12 000)					
3 Expanded Public Works Programme	(8 000)	(8 000)					
4 Property and Construction Industry Policy and Research Of which Public corporations – Industrial Development Corporation of South Africa Limited – Presidential Infrastructure Coordinating Commission: Operations	(50 000)		(35 000)		(15 000)		
					(15 000)		
20 Women, Youth and Persons with Disabilities Purpose: <i>Lead, coordinate and oversee the transformation agenda for the socioeconomic empowerment, rights and equal treatment of women, youth and persons with disabilities.</i>	13 000		8 000		5 000		
1 Administration	8 000		8 000				
2 Mainstreaming Women's Rights and Advocacy Of which Departmental agencies and accounts – Commission for Gender Equality: Operations	5 000				5 000		
					5 000		

SCHEDULE

Vote	Main Division	Current Payments			Transfers and Subsidies	Payments for Capital Assets	Payments for Financial Assets
		Compensation of Employees	Goods and Services	Interest and Rent on Land			
	R'000	R'000	R'000	R'000	R'000	R'000	R'000
25	Justice and Constitutional Development <i>Purpose: Uphold and protect the Constitution and the rule of law, and render accessible, fair, speedy and cost-effective administration of justice in the interests of a safer and more secure South Africa.</i>	50 000	50 000				
	2 Court Services	30 000	30 000				
	4 National Prosecuting Authority	20 000	20 000				
27	Office of the Chief Justice <i>Purpose: Strengthen judicial governance and independence by rendering effective support to the Chief Justice in executing administrative and judicial powers and duties as both head of the Judiciary and the Constitutional Court.</i>	45 000	45 000				
	1 Administration	3 112	3 112				
	2 Superior Court Services	39 785	39 785				
	3 Judicial Education and Support	2 103	2 103				
	TOTAL		99 000	(290 000)	190 000	1 000	

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