

**IMEMORANDAMU LEMAYELANA NETINHLOSO TEMTSETFOSIVIVINYO
WEKUSITA NGETIMALI EMACEMBU ETEPOLITIKI, WANGA-2017**

1. TINJONGO TALOMTSETFOSIVIVINYO

Kisitwa ngetimali tahulumende kwemacembu etepolitiki lamelelwe kusishayamtsetfo savelonkhe netetifundza ngekusebentisa Umtsetfo Wekusita Ngetimali Tahulumende Emacembu eTepolitiki Lamelelwe, Longunombolo ye-103 wanga-1997 (“Umtsetfo Wekusita Ngetimali”).

Mhla ti-06 Inkhwekhweti 2017 Libandla Lavelonkhe latsatsa sincumo sekusungula likomidi lesikhashana, ngekulandzela Umtsetfo Welibandla Lavelonkhe we-253 (1)(a), kute kutsi –

“kutfolwe futsi kwentiwe netincomo letimayelana nekusita ngetimali emacembu etepolitiki lamelelwe kusishayamtsetfo savelonkhe netetifundza eNingizimu Afrika ngenhloso yekwetfula umtsetfo wekuchibela nangabe kudzingekile nekutsi, ngekwenta njalo, kubukwe–

- indlela yahulumende naletimele yekusita ngetimali emacembu epolitiki; kanye
- nesidzingo sekutsi, nangabe kukhona indlela lengentiwe, kwentiwe ngekwemtsetfosimiso kusitwa ngetimali lokutimele ngato tonkhe tindlela tako kanye futsi netikhungo telutjalotimali temacembu etepolitiki[;].”

Likomidi Lesikhashana licela sive kutsi siphawule kutsi Umtsetfo Wekusita Ngetimali Tahulumende Emacembu eTepolitiki Lamelelwe, Longunombolo ye-103 wanga-1997 ungaciniswa njani kute kutsi kube nekungafihli lokukhulu ngendlela emacembu etepolitiki lasitwa ngayo ngekwetimali kute kucinisekiswe kusebenta kwawo. LeLikomidi litfole tiphawulo letibhalwe phasi letilishumi nesikhombisa futsi lachubeka lamema bonkhe labo labaphawulile kutsi bente tetfulo temlomo emhlanganweni wekulalelwa kweluvo lwemmango lotawubanjwa kusukela mhla ti-15 kuya kumhla ti-17 Ingc 2017.

2. KUCOCA NGALOMTSETFOSIVIVINYO

2.1. Sendlalelo saloMtsetfosivivinyo Wekusita Emacembu eTepolitiki Ngetimali, wanga-2017 (“Umtsetfosivivinyo”) uhlose kubuka sidzingo sekunika emandla esibophelelo semtsetfosisekelo lesentiwe ngekulandzela sigaba se-236 seMtsetfosisekelo waseRiphabhliki yaseNingizimu Afrika, wanga-1996 (“Umtsetfosisekelo”). Uphindze futsi uhlose kubuka ligunya lelisemtsetfweni leliphhelele lePhalamende ngekulandzela sigaba se-44 sekuphasisa umtsetfo lomayelana netindzaba letifanana nekuhambisa ngekwemtsetfosimiso kusitwa ngetimali lokutimele kwemacembu etepolitiki.

2.2. Sigatjana se-1 saloMtsetfosivivinyo sicuketse tinchazelo.

2.3. Sigatjana se-2 saloMtsetfosivivinyo sihlose kusungula Sikhwama Lesimelele Emacembu eTepolitiki ngenhloso yekugcugcutela nekwenta kancono intsandvo yelinyenti yemacembu lamanyenti. Lesikhwama sisita ngetimali emacembu etepolitiki latimbandzakanya ePhalamende kanye nakutishayamtsetfo tetifundza. Lesikhwama sabelwa lemali yiPhalamende, imali letfolwe ngekulandzela sigatjana se-18 kanye nentalo letfolwe emalini letjalwe ngekulandzela sigatjana se-4(3).

Lesikhwama lesikhona sasungulwa ngaphasi kweMtsetfo Wekusita Ngetimali Tahulumende Emacembu eTepolitiki Lamelelwe, Longunombolo ye-103 wanga-1997. Buka sigatjana se-24 lesiphatselene naloku.

2.4. Kusigatjana se-3 seMtsetfosivivinyo kuphakanyiswe kutsi kutawusungulwa Sikhwama Semacembu Lamanyenti Entsandvo Yelinyenti kute kutsi kube nemitfombolusito letimele yekusita ngetimali emacembu etepolitiki latimbandzakanya ePhalamende nakutishayamtsetfo tetifundza. Lesigatjana siphindze futsi sale kusitwa ngetimali lokucela etikhungweni tembuso kanye nakubohulumende bemave angephandle nome ema-ejensi.

2.5. Sigatjana se-4 seMtsetfosivivinyo siphakamisa emkhatsini walokunye kutsi Ikhomishini kufanele kutsi idiphozithe tonkhe timali lekufanele tingene kuleyo mali ku-akhawunti yasebhange lehlukile nekutsi ingatjala lemali lengadzingeki ngekushesha kutsi iphakelwe emacembu etepolitiki Koporansi Yelutjalotimali Yahulumende.

- 2.6. Sigatjana se-5 seMtsetfosivivinyo siphatselene nekulawulwa kwetikhwama letimbili. Uphakamisa kutsi sisebenti lesikhulu selukhetfo seKhomishini Letimele Yelukhetfo (“Ikhomishini”) kube ngiso sisebenti lesitilandzako futsi sibe sisebenti lesikhulu sato totimbili letikhwama.
- 2.7. Sigatjana se-6 saloMtsetfosivivinyo emkhatsini waletinye tintfo siphakamisa kutsi kwentiwa ngekwemtsetfosimiso kuphakela nekukhokhela emacembu etepolitiki timali. Lesigatjana siphindze futsi sityi loluphakelo lufanele kutsi lwentiwe ngendlela lemisiwe leyeyame:
- (a) kuluphakelo lolulinganako lolubuka:
- (i) luphakelo loluphasi lolusamba lesincunyiwe kuwo onkhe emacembu etepolitiki lamelelwe kuLibandla Lavelonkhe nome kutishayamtsetfo tetifundza; nome
- (ii) silinganiso lesikaliwe lesimelele luphakelo lwemacembu etepolitiki lamelelwe kuLibandla Lavelonkhe nome kutishayamtsetfo tetifundza; kanye
- (b) neluphakelo lolulinganako ngekubuka budlelwane belinani lalabamele licembu letepolitiki kuLibandla Lavelonkhe nakutishayamtsetfo tetifundza kutsi lihambisana nelinani letihlalo letikuletishayamtsetfo.

Lesigatjana siphindze futsi siphakamisa kutsi Ikhomishini kufanele kutsi ikhokhe imali lephakelwe ngemikhatsi lencunyiwe.

- 2.8. Sigatjana se-7 saloMtsetfosivivinyo sichaza tinhloso leyo mali lebuya kuletikhwama lekumele isetjentiselwe tona. Lesigatjana siphindze futsi sichaze kutsi yini lemali lengeke isetjentiselwe kona.
- 2.9. Sigatjana se-8 seMtsetfosivivinyo sihlose kulawula kusitwa ngco ngetimali kwemacembu etepolitiki futsi sicuketse tinchazelo letisebenta kuphela kuSehluko se-3.
- 2.10. Sigatjana se-9 saloMtsetfosivivinyo sihlose kwala kuphiwa imali lokusuke kucondziswe ngco kumacembu etepolitiki lokwentiwa yimitfombolusito letsite.
- 2.11. Sigatjana se-10 saloMtsetfosisekelo sihlose kulawula kuvetwa kweminikelo lenikelwe

ngco ecenjini letepolitiki. Senta kutsi kubekwe ebaleni yonkhe iminikelo lengetulu kwesamba lesincunyiwe efomini lelincunyiwe nangendlela yakhona. Siphindze futsi lesigatjana sichaze kutsi Ikhomishini kufanele kutsi iluvete nini lolo lwatiso.

- 2.12. Sigatjana se-11 saloMtsetfosivivinyo siyala kutsi kusitwe ngetimali ngco emalunga anome ngabe nguliphi licembu letepolitiki.
- 2.13. Sigatjana se-12 saloMtstefosivivinyo siphatselene nekutsi kudzingeka kutsi emacembu etepolitiki anike Ikhomishini lwatiso loluncunyiwe lolutsite nemadokhumenteni.
- 2.14. Sigatjana se-13 saloMtsetfosisekelo sihlose kulawula kutsi emacembu etepolitiki afanele kutsi atilandze njani mayelana nemali lakhokhelwe yona lebuya etikhwameni tekusita.
- 2.15. Sigatjana se-14 saloMtsetfosivivinyo sichaza kutsi kufanele Ikhomishini iyisebente njani indzaba yemali lengakasetjentiswa ekupheleni kwemnyakatimali. Lesigatjana siphindze futsi sichaze kutsi indzaba yetimali letingasetjentiswa kufanele kutsi ihanjiswe njani nangabe Iphalamende nome sishayamtsetfo sesifundza siyacitfwa.
- 2.16. Sigatjana se-15 saloMtsetfosivivinyo siphatselene nemandla eKhomishini ekwelusa nekuhlola.
- 2.17. Sigatjana se-16 saloMtsetfosivivinyo sinika Ikhomishini ligunya lekukhipha sicondziso lisicondzise ecenjini letepolitiki kute kugwemeke kunikwa sigwebo.
- 2.18. Sigatjana se-17 saloMtsetfosivivinyo sinika Ikhomishini ligunya lekumisa kukhokhwa kwemali ngaphasi kwetimo letitsite.
- 2.19. Sigatjana se-18 saloMtsetfovivinyo sinika Ikhomishini ligunya lekutsi libuyelwe yimali lemukelwe nome lesetjentiswe ngecembu etepolitiki ngalokungekho emtsetfweni.
- 2.20. Sigatjana se-19 saloMtsetfosivivinyo sihlose kunika Ikhomishini ligunya lekukhipha tihlawulo tekuphatsa letimayelana nekwephula umtsetfo nome kwephula umtsetfo

ngekuphindzelela.

- 2.21. Sigatjana se-20 siphatselene nemalungelo anome ngabe ngumuphi umuntfu kutsi abukete nome endlulise kunome ngabe ngusiphi sincumo lesentiwe yiKhomishini ngekulandzela Umtsetfosivivinyo. Siphindze futsi sihlose kusungula Inkantolo Yelukhetfo njengenkantolo lenemandla lakhetsekile ekulalela nekuncuma nome ngabe ngukuphi kubuketwa nome kwendluliswa kwesikhalo lesicondziswe kunome ngabe ngusiphi sincumo seKhomishini.
- 2.22. Sigatjana se-21 saloMtsetfosivivinyo senta kutsi Ikhomishini ibike ePhalamende.
- 2.23. Sigatjana se-22 saloMtsetfosivivinyo sihlose kuphakamisa kutsi tishayamtsetfo tingasita ngetimali emacembu etepolitiki kuphela ngekulandzela sigaba se-57(2) nesigaba se-116(2) seMtsetfosisekelo, ngalokufananako. Siphindze futsi salele imikhandlu yabomasipala kutsi basite ngetimali emacembu etepolitiki kanye nemakhandideyithi latimele.
- 2.24. Sigatjana se-23 saloMtsetfosivivinyo siphatselene netindzaba Ikhomishini lekufanele kutsi ishaye imitsetfosimiso kuto, kuye ngekutfole imvume kuLibandla Lavelonkhe macondzana netindzaba letitsite.
- 2.25. Sigatjana se-24 saloMtsetfosivivinyo senta kutsi kube nekucitfwa kweMtsetfo we-103 wanga-1997, njengaloku kusho kutindlekwenta tekuntjintja kulesigatjana, lokufaka ekhatsi kutsatsa lemitsetfosimiso lengaphasi kweMtsetfo we-103 wanga-1997 kutsi iyimitsetfosimiso lekumele kutsi yentiwe ibe ngephasi kwaloMtsetfosivivinyo.
- 2.26. Sigatjana se-25 saloMtsetfosivivinyo sicuketse tihloko letimfisha kanye nekucala kusebenta.

3. EMATIKO/IMITIMBA/BANTFU LOKUBONISANWE NABO

**Lamatiko/imitimba nome bantfu labandzelako bente tetfulo temlomo eKomidini
Lesikhashana:**

- Sikhwama Semafa Savelonkhe
- Ikhomishini Yelukhetfo Letimele
- Inkhomfa Yabobhishobhi Bemakhatholika baseNingizimu Lesentasine-Afrika
- Khongolose
- Ivoti Yami Ibalulekile
- I-COOL Youth Church
- Umkhandlu Wekutfutukisa Umtsetfosisekelo waseNingizimu Afrika
- Umkhandlu Welucwaningo Lwetesayensi Yelunfu
- Silondvoloti Semlandvo waseNingizimu Afrika
- I-Right2Know
- Bagadzi Benkhohlakalo
- Luhlelo Lwekutfutukisa Intsandvo Yelinyenti
- Sikhungo Selucwaningo Lwetemmango
- Inhlangano Yetinyonyana Tebasebenti baseNingizimu Afrika

4. KUTFWALWA NGETETIMALI NGUMBUSO

Kutfwalwa ngekwetetimali ngumbuso kugcina kuphela kumitfombolusito Ikhomishini kutawudzingeka kutsi ilawule timali letingetekile.

5. INCHUBO YEPHALAMENDE

5.1. Ikomidi inembono lotsi loMtsetfosivivinyo ufanele kutsi uphatfwe ngendlela yekulandzela inchubo leyasungulwa sigaba se-75 seMtsetfosisekelo, wanga-1996 njengaloku asikacukatsi tindlelakwenta letikutinchubo letibekwe kusigaba se-74 nome se-76 letisebenta kuMtsetfosisekelo.

5.2. Ikomidi inembono lotsi akudzingeki kutsi loMtsetfosivivinyo uyiswe eNdlini Yavelonkhe Yebaholi Bendzabuko ngekulandzela sigaba se-18(1)(a) seLuhlakamsebenti Lwemtsetfo Webuholi Bendzabuko Nekuphatsa, wanga-2003 (Umtsetfo Longunombolo ye-41 wanga-2003), njengaloku ungakacukatsi tindlelakwenta letiphatselene nemtsetfo wendzabuko nome wemihambo yemimango yendzabuko.