

PROVINCE OF KWAZULU-NATAL

# **APPROPRIATION BILL, 2008**

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*(The English text is the official text of the Bill)*

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(MEC FOR FINANCE AND ECONOMIC DEVELOPMENT)

## BILL

To provide for the appropriation of money from the Provincial Revenue Fund for the requirements of the Province in the 2008/09 financial year ending on 31 March 2009 and to provide for subordinate matters incidental thereto.

## PREAMBLE

**WHEREAS** section 226(2) of the Constitution of the Republic of South Africa, 1996 provides that money may be withdrawn from the Provincial Revenue Fund only in terms of an appropriation by a provincial Act;

**AND WHEREAS** section 26 of the Public Finance Management Act, 1999 (Act No. 1 of 1999) provides that the Provincial Legislature must appropriate money for each financial year for the requirements of the Province;

**BE IT THEREFORE ENACTED** by the Provincial Legislature of the Province of KwaZulu-Natal, as follows: —

### Definitions

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

“**conditional grants**” means allocations to the province from the national government’s share of revenue raised nationally, provided for in section 214(1)(c) of the Constitution of the Republic of South Africa, 1996;

“**current payments**” means any payments made by a provincial department in respect of the operational requirements of that department, and includes, amongst others, payments for the compensation of employees, goods and services, interest, rental of immovable property and financial transactions relating to assets and liabilities, but excludes transfers and subsidies and payments for capital assets;

“**payments for capital assets**” means any payments made by a provincial department —

- (a) for assets that can be used continuously or repeatedly in production for more than one year, and from which future economic benefits or service potential is expected to flow directly to the provincial department making the payment; and
- (b) that must be classified as or deemed to be payments for capital assets in accordance with the “*Reference Guide to the new Economic Format*” (November 2003, Version 2) and the “*Asset Management Framework*” (April 2004, Version 3.3), issued by the National Treasury under section 76 of the Public Finance Management Act;

“**Province**” means the province of KwaZulu-Natal established in terms of section 103 of the Constitution of the Republic of South Africa, 1996;

“**Provincial Legislature**” means the legislature of the Province of KwaZulu-Natal;

“**Public Finance Management Act**” means the Public Finance Management Act, 1999 (Act No. 1 of 1999);

**“transfers and subsidies”** means any payments made by a provincial department to another organ of state or any other person in respect of which the provincial department does not receive anything of similar value directly in return, and includes the payment of conditional grants; and

**“this Act”** includes the Schedule.

(2) Any word or expression to which a meaning has been assigned in the Public Finance Management Act has the meaning assigned to in that Act.

### **Appropriation of money for the requirements of the Province**

2. (1) Appropriations by the Provincial Legislature of money from the Provincial Revenue Fund for the requirements of the province in the 2008/09 financial year, to votes and main divisions within a vote, and for the specific listed purposes, are set out in the Schedule.

(2) Spending of appropriations is subject to the Public Finance Management Act and section 3 of this Act.

### **Appropriation listed as “specifically and exclusively”**

3. Despite the provisions of any law, appropriations to a vote or main divisions within a vote that are listed as “specifically and exclusively” may only be utilised for the purpose indicated and may not be used for any other purpose, unless an Act of the Provincial Legislature amends or changes the purpose for which it was allocated.

### **Short title**

4. This Act is called the KwaZulu-Natal Appropriation Act, 2008.

## (Schedule)

Vote	Description	Vote and main divisions	Details of appropriated amounts			Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	
1	<b>Office of The Premier</b> <i>To support the Premier in carrying out his constitutional and statutory duties through professionally executing departmental mandates, co-ordinating and facilitating macro-provincial and other transversal issues and programmes, promoting co-operative and good governance, providing the highest quality of policy and legal analysis and advice, creating policy relating to regulations, information and legislation, and supporting the Executive branch in executing laws and policies.</i>	R000 397 802	R000 329 950	R000 57 633	R000 10 219	R000 60 000
	1 Administration ..... <i>To provide administrative support to the Premier, Executive Council and the Director-General in fulfilling their legislative and oversight function and in promoting corporate governance.</i>	66 850	65 003	-	1 847	
	2 Institutional Development ..... <i>To improve service delivery through institutional capacity building and transformation management.</i>	100 970	92 283	828	7 859	
	3 Policy and Governance ..... <i>To initiate the development and implementation of policies and strategies to achieve a co-ordinated approach towards sustainable provincial growth and development.</i> <i>of which transfers to public entities are:</i> KwaZulu-Natal Gambling Board Amafa aKwaZulu-Natal KwaZulu-Natal Youth Commission <i>of which specific allocation is:</i> Soccer development (In and out- of school) in collaboration with SAFA	229 982	172 664	56 805 15 449 19 291 15 054	513	60 000
2	<b>Provincial Legislature</b> <i>To create a legislative environment that is responsive to the needs of the people of KwaZulu-Natal, and to facilitate the general upliftment of the quality of life by monitoring the utilisation of all available resources in the province.</i>	168 137	116 440	42 709	8 988	-
	1 Administration ..... <i>To conduct the overall management of the Provincial Legislature.</i>	66 118	54 664	2 466	8 988	
	2 Parliamentary Services ..... <i>To provide operational and institutional support to the Provincial Legislature.</i>	48 987	48 987	-	-	
	3 Facilities for Members and Political Parties ..... <i>To render administrative support services to office-bearers and other Members of the Legislature with regard to facilities and benefits.</i>	53 032	12 789	40 243		
3	<b>Agriculture and Environmental Affairs</b> <i>To provide quality agricultural, veterinary, environmental and conservation services to the people of KwaZulu-Natal, together with its partners and communities.</i>	1 665 752	1 191 459	347 045	127 248	95 382
	1 Administration ..... <i>To support the line function components of the department in achieving their goals.</i>	226 850	201 351	92	25 407	
	2 Agricultural Development Services ..... <i>To unlock the agricultural potential of the province and to create food security for all the inhabitants of the province.</i> <i>of which conditional grants are:</i> Land Care Grant Comprehensive Agricultural Support Programme <i>of which transfers to provincial government enterprise is:</i> Ithala Development Finance Corporation	925 440	813 832	14 189 5 990	97 419 4 422	7 345 88 037
	3 Environmental Management..... <i>To ensure effective compliance and governance in respect of environmental management.</i>	181 692	176 276	994	4 422	
	4 Conservation..... <i>To cater for transfer payments to various institutions in the Province.</i> <i>of which transfers to public entities are:</i> Ezemvelo KZN Wildlife	331 770	-	331 770 329 920	-	
4	<b>Economic Development</b> <i>To formulate and implement strategies that create an environment conducive to sustainable economic development in KwaZulu-Natal.</i>	2 646 518	338 135	2 304 672	3 711	1 453 839
	1 Administration ..... <i>To provide for the overall management of the department, and to render a support service to other programmes in terms of transversal functions.</i>	66 825	65 575	-	1 250	
	2 Integrated Economic Development Services..... <i>To provide strategic leadership, direction and co-ordination of economic empowerment initiatives in the province.</i> <i>of which transfer to provincial government enterprise is:</i> Ithala Development Finance Corporation	878 468	176 338	700 710 644 572	1 420	
	3 Trade and Industry Development ..... <i>To stimulate economic growth through industry development, trade and investment promotion.</i> <i>of which specific allocation is:</i> Dube TradePort	1 631 730	65 495	1 566 035	200	1 453 839
	4 Business Regulation and Governance..... <i>To enable an equitable and socially responsible business environment.</i>	58 165	20 297	37 127	741	
	5 Economic Planning..... <i>To develop provincial economic policies and strategies to achieve and measure sustainable economic development.</i>	11 330	10 430	800	100	

## (Schedule)

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			Current Payments	Transfers and subsidies	Payments for capital assets	
		R000	R000	R000	R000	R000
5	<b>Education</b> <i>To provide opportunities for all people in the province to have access to quality education, which will improve their position and contribute to the advancement of democratic values in KwaZulu-Natal.</i>	21 389 127	18 738 152	1 391 426	1 259 549	1 179 775
1	Administration ..... <i>To provide for the Executing Authority and the overall management of the department.</i> <i>of which conditional grant is:</i> HIV and AIDS (Life Skills Education)	1 199 591	1 044 332	21 200	134 059	
2	Public Ordinary School Education..... <i>To provide public ordinary education in the province.</i> <i>of which conditional grants are:</i> Infrastructure Grant to Provinces National School Nutrition Programme	18 184 148	16 380 884	815 663	987 601	37 610
3	Independent School Subsidies..... <i>To monitor and subsidise independent schools according to national policies and norms.</i>	52 110	-	52 110	-	602 756 376 435
4	Public Special School Education..... <i>To provide public education in special schools and full-service schools.</i>	469 166	322 250	60 451	86 465	
5	Further Education and Training..... <i>To provide Further Education and Training (FET) at public FET colleges in accordance with the Further Education and Training Act.</i> <i>of which conditional grant is:</i> FET College Sector Recapitalisation grant	701 086	242 071	434 520	24 495	
6	Adult Basic Education and Training..... <i>To afford adults the chance to improve their level of literacy and numeracy, in accordance with the Adult Basic Education Act.</i>	116 004	114 696	14	1 294	162 974
7	Early Childhood Development..... <i>To provide Early Childhood Education (ECD) at the Grade R and earlier levels.</i>	208 234	190 526	7 468	10 240	
8	Auxiliary and Associated Services..... <i>To provide examination support services to learners in the relevant grades, and ensure quality in the provision of education, through quality assurance.</i>	458 788	443 393	-	15 395	
6	<b>Provincial Treasury</b> <i>To ensure an equitable distribution of financial resources and provide strategic leadership in areas of financial and fiscal management and corporate governance.</i>	522 072	365 930	150 102	6 040	162 700
1	Administration..... <i>To render support services to the Minister and department.</i>	178 146	173 726	28	4 392	
2	Fiscal Resource Management..... <i>To effectively manage and monitor the provincial and local government fiscal resources.</i>	63 976	63 172	16	788	
3	Financial Management..... <i>To ensure effective and efficient management of physical and financial assets for provincial and local government.</i>	38 655	38 326	25	304	
4	Internal Audit..... <i>To develop effective risk management strategies and governance, to build and maintain successful client relationships, to develop knowledge by creating a learning culture and to build foundations for excellence to support the KZN Provincial Government in achieving its objectives.</i>	53 018	52 429	33	556	
5	Growth and Development ..... <i>To cater for special projects as approved by the Provincial Executive Council.</i> <i>of which specific allocation is:</i> Feasibility study for the Government Precinct Contribution towards construction of Moses Mabhida Soccer stadium	188 277	38 277	150 000	-	12 700 150 000
7	<b>Health</b> <i>To develop a sustainable, co-ordinated, integrated and comprehensive health system at all levels of care, based on the primary health care approach through the District Health System.</i>	15 042 826	13 381 350	407 983	1 253 493	2 453 338
1	Administration ..... <i>To provide overall strategic leadership, co-ordination and management of activities towards the achievement of optimal health status of all communities in the province, as well as the administration of the department in line with good governance practice.</i>	305 488	299 792	642	5 054	
2	District Health Services..... <i>To render Primary Health Care services and District Hospital services.</i> <i>of which conditional grants are:</i> Health Professionals Training and Development Forensic Pathology Services Comprehensive HIV and AIDS Grant	6 915 052	6 574 884	250 280	89 888	36 692 87 757 629 694
3	Emergency Medical Services ..... <i>To render pre-hospital emergency medical services including inter-hospital transfers and planned patient transport.</i>	632 501	567 074	521	64 906	
4	Provincial Hospital Services..... <i>To render hospital services which are accessible, appropriate and effective and the provision of general specialist services including specialised rehabilitation service, and a platform for training health professionals and research.</i> <i>of which conditional grant is:</i> Health Professionals Training and Development	3 899 492	3 813 565	56 858	29 069	150 585
5	Central Hospital Services..... <i>To provide tertiary health services and to create a platform for the training of health workers.</i> <i>of which conditional grants are:</i> Health Professionals Training and Development National Tertiary Services	1 440 152	1 215 520	3 138	221 494	24 815 903 297

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			Current Payments	Transfers and subsidies	Payments for capital assets	
		R000	R000	R000	R000	R000
	6 Health Sciences and Training..... <i>To render training and development opportunities for actual and potential employees of the department.</i>	578 293	510 534	62 414	5 345	
	7 Health Care Support Services..... <i>To manage the supply of pharmaceuticals and medical sundries to hospitals, community health centres, clinics and local authorities.</i>	34 130	-	34 130	-	
	8 Health Facilities Management..... <i>To cater for the facilities management of community health clinics and health centres, district hospitals, emergency medical services facilities, provincial hospitals, central and tertiary hospitals, as well as all other buildings and structures.</i> <i>of which conditional grants are:</i> Hospital Revitalisation Forensic Pathology Services Infrastructure Grant to Provinces	1 237 718	399 981	-	837 737	285 666 40 000 294 832
8	<b>Housing</b> <i>To manage the implementation of the Housing Programmes in partnership with its stakeholders, in order to create sustainable human settlements characterised by affordable and adequate shelter in KwaZulu-Natal.</i>	1 799 693	269 482	1 402 248	127 963	1 575 586
	1 Administration..... <i>To render executive support services to the Head of Department in order to fulfill internal leadership and external liaison roles.</i>	88 396	85 546	-	2 850	
	2 Housing Needs, Research and Planning..... <i>To provide effective and efficient strategic planning and policy support to the department.</i>	19 666	17 698	-	1 968	
	3 Housing Development Implementation, Planning and Targets..... <i>To promote effective and efficient housing delivery.</i> <i>of which conditional grant is:</i> Integrated Housing and Human Settlement Development Grant	1 511 372	58 808	1 330 098	122 466	1 450 098
	4 Housing Assets Management, Property Management..... <i>To develop and implement mechanisms to manage departmentally owned housing stock and fast track the transfer of the stock to qualifying beneficiaries in terms of the Extended Enhanced Discount Benefit Scheme.</i> <i>of which conditional grant is:</i> Integrated Housing and Human Settlement Development Grant	180 259	107 430	72 150	679	125 488
9	<b>Community Safety and Liaison</b> <i>To be the lead agency in driving the integration of community safety initiatives, towards a crime free Kwa-Zulu-Natal</i>	104 022	99 434	3 100	1 488	-
	1 Administration..... <i>To provide strategic direction and support, administrative, financial, executive and legal support, and human resource services.</i>	24 673	24 458	-	215	
	2 Civilian Oversight..... <i>To monitor police conduct and assess the effectiveness of visible policing, facilitate research development and co-ordination of social crime prevention initiatives, as well as to promote and establish good relations with communities.</i>	79 349	74 976	3 100	1 273	
10	<b>The Royal Household</b> <i>To create a sustainable, conducive environment for the Zulu Monarch in which to lead, develop and protect the Zulu Nation.</i>	39 356	37 399	116	1 841	-
	1 Support Services - His Majesty the King..... <i>To provide administrative and auxiliary services to His Majesty the King and the Royal Family.</i>	22 001	20 941	60	1 000	
	2 Royal Household Planning and Development..... <i>To provide for the overall infrastructure design and maintenance of the Royal Households.</i>	14 725	13 840	44	841	
	3 His Majesty the King's Farms..... <i>To provide support through the upkeep of His Majesty the King's Farms.</i>	2 630	2 618	12	-	
11	<b>Local Government and Traditional Affairs</b> <i>To promote people-centred, accountable and viable local governance that accelerates service delivery and ensures sustainable communities.</i>	1 027 816	806 356	194 965	26 495	89 000
	1 Administration..... <i>To provide all supporting activities within the department, as well as the Ministry and all special projects.</i>	145 068	138 167	600	6 301	
	2 Local Governance..... <i>To implement an institutional, administrative and financial municipal framework, and to provide a municipal infrastructure framework.</i> <i>of which specific allocations are:</i> Infrastructure provision for soccer stadia	376 564	219 664	156 200	700	89 000
	3 Development and Planning..... <i>To promote informed integrated planning and development in the province.</i> <i>of which transfer to public entity is:</i> Provincial Planning and Development Commission	194 012	180 302	13 020	690	
	4 Traditional Institutional Management..... <i>To support and enhance the capacity of traditional authorities/councils.</i>	132 960	129 571	395	2 994	
	5 Urban and Rural Development..... <i>To assist communities that are largely classified within the Second Economy Framework to access socio-economic opportunities and to assist with the challenges that are facing them, to enhance service delivery and improve the quality of life.</i>	116 562	82 132	19 000	15 430	
	6 Systems and Institutional Development..... <i>To develop and implement a comprehensive capacity building strategy for the department, in addition to establishing business units to handle monitoring and evaluation and external communications in order to promote municipal and traditional institutional transformation.</i>	62 650	56 520	5 750	380	

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Vote	Description	Vote and main divisions	Details of appropriated amounts			Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	
12	<b>Transport</b> <i>To provide the public with an integrated and accessible road and public transport infrastructure, to promote road and public transport safety and ensure that, in delivering on its mandate, the department meets the developmental needs of the province.</i>	R000 3 755 282	R000 1 197 884	R000 21 405	R000 2 535 993	R000 662 702
1	Administration ..... <i>To provide support services and conduct the overall administration of the department.</i>	159 786	114 435	2 800	42 551	
2	Road Infrastructure..... <i>To provide a balanced, equitable provincial road network, through the upgrading of surfaced roads and the construction, rehabilitation and maintenance of roads, causeways and bridges.</i> <i>of which conditional grant is:</i> Infrastructure Grant to Provinces	2 963 668	603 592	5 605	2 354 471	662 702
3	Transportation..... <i>To plan, regulate, enforce and develop public transport and freight transport in order to ensure balanced, equitable, safe and sustainable public and freight transport services.</i>	79 037	62 037	11 000	6 000	
4	Traffic Management..... <i>To ensure the provision of a safe road environment through the regulation of traffic on public roads, law enforcement, the implementation of road safety campaigns and awareness programmes and the registration and licensing of vehicles and</i>	436 649	363 822	2 000	70 827	
5	Community Based Programme ..... <i>To direct and manage the implementation of programmes and strategies that lead to the development and empowerment of communities.</i>	116 142	53 998	-	62 144	
13	<b>Social Welfare and Population Development</b> <i>To provide, promote and develop a transformed, integrated, people-centred, developmental social welfare service to all people in KwaZulu-Natal, to maximise their quality of life and social well-being.</i>	1 198 113	634 223	501 858	62 032	
1	Administration ..... <i>To provide overall strategic management and support services for the department.</i>	251 549	232 542	1 143	17 864	
2	Social Welfare Services..... <i>To provide developmental social welfare services and social relief to children, families, older persons, victims of crime and abuse, people affected by HIV and AIDS and people with disabilities, as well as in the fields of substance abuse and social crime prevention.</i>	829 431	347 863	439 353	42 215	
3	Development and Research..... <i>To provide sustainable development programmes which will enable targeted individuals, households and communities expanded access to services and opportunities for sustainable livelihoods.</i>	117 133	53 818	61 362	1 953	
14	<b>Works</b> <i>To lead in infrastructure development and property management in KwaZulu-Natal.</i>	733 087	459 979	218 278	54 830	210 846
1	Administration ..... <i>To conduct the overall operations of the department, policy formulation by the Minister and the department's management, and to render professional, administrative and office services.</i>	186 454	176 718	440	9 296	
2	Real Estate..... <i>To provide and facilitate the provision of accommodation and management services to clients, achieve optimal utilisation of state fixed assets, improve integrated service delivery, policy development and monitoring and evaluation as well as leasing of buildings and land evaluations.</i> <i>of which conditional grant is:</i> Devolution of Property Rate Funds Grant to Provinces	225 055	13 986	210 885	184	210 846
3	Provision of Buildings, Structures and Equipment..... <i>To provide for the erection and/or acquisition of buildings, structures and engineering works and the maintenance of buildings to client specifications.</i>	321 578	269 275	6 953	45 350	
15	<b>Arts, Culture and Tourism</b> <i>To create an environment conducive to the delivery of effective, efficient and sustainable services in arts, culture and tourism fields and provide world-class library and archival services for the people of KwaZulu-Natal.</i>	355 260	195 034	134 988	25 238	26 195
1	Administration ..... <i>To provide for effective management and administration of the department and to ensure effective and efficient use of financial and human resources.</i>	48 019	47 752	-	267	
2	Cultural Affairs..... <i>To provide for projects and interventions in the arts, culture and language services and to provide an environment conducive to the celebration, nourishment and growth of these sectors.</i> <i>of which transfers to public entities are:</i> The Playhouse Company	86 213	47 619	18 950	19 644	
3	Library and Archive Services..... <i>To provide library and information services, as well as archive services.</i> <i>of which conditional grant is:</i> Community Library Services Grant	109 947	78 346	5 350 26 328	5 273	
4	Tourism Development..... <i>To develop the tourism industry, establish sound relations with stakeholders, and provide support to the public entities funded by the department.</i> <i>of which transfers to public entities are:</i> KZN Tourism Authority Natal Sharks Board	111 081	21 317	89 710 66 413 23 297	54	26 195

## (Schedule)

Vote	Description	Vote and main divisions	Details of appropriated amounts			Amounts specifically and exclusively appropriated
			Current Payments	Transfers and subsidies	Payments for capital assets	
16	<b>Sport and Recreation</b> <i>To maximise opportunities through the promotion and development of sustained Sport and Recreation Programmes to improve the quality of life of the citizens of KwaZulu-Natal.</i>	R000 215 492	R000 167 987	R000 32 462	R000 15 043	R000 59 735
1	Administration ..... <i>To conduct the overall management of the department.</i>	39 338	37 257	28	2 053	
2	Sport Co-ordination ..... <i>To promote, develop, administer and fund sport in the Province of KwaZulu-Natal.</i> <i>of which conditional grant is:</i> Mass Sport and Recreation Participation Programme	176 154	130 730	32 434	12 990	59 735
<b>Total</b>		<b>51 060 355</b>	<b>38 329 194</b>	<b>7 210 990</b>	<b>5 520 171</b>	<b>8 029 098</b>

