



northern cape provincial government

office of the premier

Department:
Office of the Premier
Northern Cape Province
REPUBLIC OF SOUTH AFRICA

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Enquiries: Adv. A. Milford

Date: 9 March 2026

Reference: L7.2.1.2.1-1/2026

The Member of the Executive Council
Northern Cape Provincial Treasury
Private Bag X5054
KIMBERLEY
8300

CERTIFICATE: NORTHERN CAPE SECOND ADJUSTMENTS APPROPRIATION BILL, 2026

1. I hereby conform that I have perused the above-mentioned Bill and hereby certify that:
 - i) it is not in conflict with the Constitution of the Republic of South Africa, 1996;
 - ii) the language, drafting form and style of the proposed Bill conforms to the juridical editing standards and procedures of the Republic of South Africa; and
 - iii) it is not *contra bonos mores*.
2. I accordingly advise that the Bill may be taken through the legislative process.
3. Kindly ensure that this certificate accompanies the Bill when it is introduced to the Northern Cape Provincial Legislature.

Yours sincerely

MS G. BOTHA
HEAD: STATE LAW ADVISORY SERVICES



NORTHERN CAPE PROVINCE

**NORTHERN CAPE
SECOND ADJUSTMENTS APPROPRIATION
BILL, 2026**

(As introduced by the MEC for FINANCE, ECONOMIC DEVELOPMENT AND TOURISM)

[B5 - 2026]

BILL

To effect adjustments to the appropriation of money from the Northern Cape Provincial Revenue Fund for the requirements of the Office of the Premier, in respect of the financial year ending 31 March 2026; and to provide for 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WHEREAS Section 226(2) of the Constitution of the Republic of South Africa, 1996 provides that money may be withdrawn from the Provincial Revenue Fund only in terms of an appropriation by a provincial Act, or as a direct charge against the Provincial Revenue Fund, when it is provided for in the Constitution or a provincial Act;

AND WHEREAS the Northern Cape Appropriations Act, 2025 (Act No 1 of 2025), provides for the appropriation of money from the Provincial Revenue Fund to provide for the requirements of the Northern Cape Province in respect of the financial year ending 31 March 2026;

AND WHEREAS Section 31 of the Public Financial Management Act, 1999 empowers the MEC for Finance in a province to table an adjustments budget to make adjustments to the appropriations in the Provincial Appropriation Act.

BE IT THEREFORE ENACTED by the Northern Cape Provincial Legislature, as follows—

Definitions and interpretation

1. In this Act, unless the context indicates otherwise, any word or expression to which a meaning has been assigned in the Northern Cape Appropriation Act, 2025 (Act No. 1 of 2025), or the Public Finance Management Act, has the meaning assigned to it in those Acts, and—

“current payments” means any payments made by a provincial department in respect of the operational requirements of that department, and includes 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;

“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;

“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;

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

Appropriation of adjusted amounts of money for the requirements of the Northern Cape Province

2. (1) Adjusted appropriations, by the Northern Cape Provincial Legislature, of money from the Northern Cape Revenue Fund, for the requirements of the Northern Cape Province in the 2025/2026 financial year, to votes and main divisions within a vote, and for the specific listed purposes, are set out in the Schedule to the Act.
- (2) The spending of allocations contemplated in subsection (1) is subject to the Public Finance Management Act.

Short title

3. This Act is called the Northern Cape Second Adjustments Appropriation Act, 2026.

SCHEDULE 2025/26									
Details of Second Adjusted Appropriation									
Vote	Details of vote	Total	Current Payments			Transfers and Subsidies	Payments for Capital Assets	Payments for Financial Assets	Amounts Specifically and Exclusively Appropriated
			Compensation of Employees	Goods and Services	Interest and Rent on land				
			R'000	R'000	R'000				
1	Office of the Premier	7 044	-	7 344	-	(600)	-	-	3 500
	<i>Aim:</i> To provide strategic leadership, direction and coordinated planning, monitoring and evaluation of developmental programmes to improve quality of life for all.								
	1 Administration	(300)	-	-	-	(300)	-	-	-
	<i>of which conditional grants are:</i> Commitments made by the Premier	-	-	-	-	(3 800)	-	-	-
	Top-Up on Premier's Discretionary Funds	-	-	-	-	3 500	-	-	3 500
2 Institutional Development	7 344	-	7 344	-	-	-	-	-	
3 Policy and Governance	-	-	-	-	-	-	-	-	
3	Transport, Safety and Liaison	(39 255)	(12 000)	(20 000)	-	-	(7 255)	-	-
	<i>Aim:</i> To coordinate and facilitate safety and security through civilian oversight over the police, promotion of good community police relations, coordination of integrated social crime prevention, traffic law enforcement, transport systems, administration and road safety education and awareness.								
	1 Administration	(15 000)	-	(15 000)	-	-	-	-	-
	2 Civilian Oversight	(2 500)	(2 500)	-	-	-	-	-	-
	3 Transport Operations	(3 500)	(3 500)	-	-	-	-	-	-
<i>of which conditional grants are:</i> EPWP Integrated Grant for Provinces Public Transport Operations Grant									
4 Transport Regulations	(18 255)	(6 000)	(5 000)	-	-	(7 255)	-	-	
5	Roads and Public Works	(10 000)	(10 000)	21 883	-	-	(21 883)	-	-
	<i>Aim:</i> To ensure safe transport system, meet accommodation needs, contribute to empowerment and development of communities and optimise managerial process.								
	1 Administration	(10 000)	(10 000)	-	-	-	-	-	-
	2 Public Works Infrastructure	-	-	-	-	-	-	-	-
	3 Transport Infrastructure	-	-	21 883	-	-	(21 883)	-	-
<i>of which conditional grants are:</i> Provincial Roads Maintenance Grant			21 883	-	-	(21 883)	-	-	
4 Community Based Programme	-	-	-	-	-	-	-	-	
<i>of which conditional grants are:</i> EPWP Integrated Grant for Provinces									
6	Economic Development and Tourism	(5 300)	(5 300)	-	-	-	-	-	-
	<i>Aim:</i> To create an enabling economic growth and development in the Northern Cape Province.								
	1 Administration	(2 130)	(2 130)	-	-	-	-	-	-
	2 Integrated Economic Development Services	(404)	(404)	-	-	-	-	-	-
	<i>of which conditional grants are:</i> EPWP Integrated Grant for Provinces								
	3 Trade and Sector Development	-	-	-	-	-	-	-	-
	4 Consumer Protection and Business Regulation	(1 097)	(1 097)	-	-	-	-	-	-
5 Economic Planning	(905)	(905)	-	-	-	-	-	-	
6 Tourism	(764)	(764)	-	-	-	-	-	-	

SCHEDULE 2025/26									
Details of Second Adjusted Appropriation									
Vote	Details of vote	Total	Current Payments			Transfers and Subsidies	Payments for Capital Assets	Payments for Financial Assets	Amounts Specifically and Exclusively Appropriated
			Compensation of Employees	Goods and Services	Interest and Rent on land				
			R'000	R'000	R'000				
12	Agriculture, Environmental Affairs, Rural Development and Land Reform <i>Aim:</i> <i>To develop the agricultural sector and contribute to the improvement of livelihoods in the province by ensuring equitable access and participation in the agricultural value chain, improving global competitiveness, promoting sustainable use of natural resources and ensuring food security.</i>	(14 007)	(14 007)	-	-	-	-	-	
	1 Administration	(5 007)	(5 007)	-	-	-	-	-	
	2 Sustainable Resource Management	-	-	-	-	-	-	-	
	<i>of which conditional grants are:</i> Land Care Programme Grant								
	3 Agricultural Producer Support and Development	(2 000)	(2 000)	-	-	-	-	-	
	<i>of which conditional grants are:</i> Comprehensive Agricultural Support Programme Grant IlimaLetsema Projects Grant								
	4 Veterinary Services	(2 000)	(2 000)	-	-	-	-	-	
	5 Research and Technology Development Services	(2 000)	(2 000)	-	-	-	-	-	
	6 Agricultural Economics	(1 000)	(1 000)	-	-	-	-	-	
	7 Rural Development	-	-	-	-	-	-	-	
	<i>of which conditional grants are:</i> EPWP Integrated Grant for Provinces								
	8 Environment and Nature Conservation	(2 000)	(2 000)	-	-	-	-	-	
	Amount to be Voted	(393 295)	(62 807)	9 350	(1 000)	(310 000)	(29 138)	-	3 500
	<i>Direct Charge: Provincial Legislature Members</i>	-	-	-	-	-	-	-	-
	Total Adjustment Amount	(393 295)	(62 807)	9 350	(1 000)	(310 000)	(29 138)	-	3 500

**EXPLANATORY MEMORANDUM ON THE OBJECT OF THE NORTHERN CAPE
SECOND ADJUSTMENTS APPROPRIATION
BILL, 2026**

OBJECTS OF THE BILL

1. Section 27 (2) of the Public Finance Management Act, 1999 (Act No. 1 of 1999) (hereinafter referred to as “the Act”) empowers the Member of the Executive Council for Finance in a province to table the annual budget for a financial year in the Provincial Legislature to appropriate funds in the Revenue Fund as a charge against the Revenue Account for the requirements of the province.
2. Section 30(1) of the Public Finance Management Act (PFMA) (1999) empowers the Member of the Executive Council for Finance to table an adjustments budget in the Provincial Legislature when necessary.
3. Section 30(2) of the PFMA specifies the type of spending that the adjustments budget may provide for. This second adjustments appropriation provides for:
 - (a) adjustments due to significant and unforeseeable economic and financial events:
 - (b) virements and shifts within the vote: a virement is the use of unspent funds from amounts appropriated under one main division (programme) to defray excess expenditure under another main division (programme) within the same vote. Section 43 of the PFMA, read together with Treasury regulation 6.3, sets out the parameters within which virements may take place.
4. The Bill seeks to provide for:

An amount of R62.807 million which is reduced from compensation of employees from various departments due to slow spending, an amount of R313.200 million is reduced from transfers and subsidies as declared underspending, and an amount of R7.255 million is reduced from capital assets due to slow implementation of projects. An amount of R21.883 million is included as a virement to correct the classification of expenditure.

An amount of R3.5 million is made available as immediate relief towards the mine workers as a result of the circumstances surrounding the closure of the Ekapa mine.

CONSTITUTIONAL AND LEGAL IMPLICATIONS

The provisions of the Bill are consistent with the Constitution of the Republic of South Africa, 1996, and the Public Finance Management Act, 1999 (Act No. 1 of 1999).

CONSULTATION

National Treasury, accounting officers of provincial departments, and other relevant stakeholders were consulted during the drafting process.

PARLIAMENTARY PROCEDURE

The Bill must be enacted by the Northern Cape Provincial Legislature in terms of section 104(1)(b) of the Constitution.