



# SWAZILAND GOVERNMENT GAZETTE EXTRAORDINARY

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PUBLISHED BY AUTHORITY

# PART C

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## LEGAL NOTICE NO. 143 OF 2006

### THE COMMISSIONS OF ENQUIRY ACT, 1963 (Act No. 35 of 1963)

#### THE COMMISSION OF ENQUIRY TO INVESTIGATE INTO THE CONDUCT OF A FORMER MINISTER NOTICE, 2006 (Under Section 3)

In exercise of the powers conferred by Section 3 of the Commissions of Enquiry Act, 1963 the Prime Minister issues the following Notice.

#### *Citation*

1. This Notice may be cited as the Commission of Enquiry to Investigate into the Conduct of a former Minister Notice, 2006.

#### *Establishment of the Commission*

2. (1) There is established a Commission of Enquiry to Investigate into the conduct of a former Minister (Hon Mfomfo Nkhambule) as Minister.

(2) The Commission for this enquiry is the Commission as established under Legal Notice No. 66 of 2006.

(3) Evidence which the Commission may have heard in terms of Legal Notice No. 66 of 2006 touching on Honourable Mfomfo Nkhambule shall be accepted and deemed as evidence heard under the enquiry in terms of this Legal Notice, unless the Commissioner decides otherwise.

#### *Functions of the Commission*

3. (1) The functions of the Commission are to investigate and enquire into the propriety or otherwise of the conduct of Honourable Mfomfo Nkhambule, whilst the said Nkhambule acted as Minister of the Crown, responsible for Natural Resources and Energy whether -

(a) Honourable Mfomfo Nkhambule did -

- (i) interfere with, influence or in anyway involve himself directly or indirectly in the recruitment and or appointment of the Chief Executive Officer at Swaziland Electricity Board;
- (ii) in anyway interfere with or influence the contract of the Chief Executive Officer at Swaziland Electricity Board;
- (iii) call, invite or summon at the Minister's residence over a weekend a member of the Board of the Swaziland Electricity Board in order to compromise, demotive or in any manner improperly influence that member so as to influence the Board with respect to certain tenders which were not delivering.

(b) The said Hon. Mfomfo Nkhambule in respect of (a) above -

- (i) behaved or conducted himself in any manner prejudicial to the good name and reputation of the Government;

- (ii) conducted himself or abused his public office or position contrary to the provisions of section 239 (d) or (e) of the Constitution.

(2) The Commission shall report in writing and make its recommendations to the Prime Minister based on its findings.

***Powers***

4. The Commission shall have such powers under the Commissions of Enquiry Act, 1963 as may be necessary to accomplish its task with dispatch.

***Venue***

5. The Commission shall hold its proceedings at such places and times as the Commission may determine.

***Secretariat***

6. By letter under the hand of the Secretary to the Cabinet or the Principal Secretary in the Prime Minister's Office, a suitable typist and any other secretarial staff may be assigned to the Commission on terms and conditions as the Prime Minister may determine.

***Duration of Enquiry***

7. (1) The duration of the enquiry shall not be more than three weeks.

(2) The Prime Minister may, notwithstanding paragraph (1), terminate or extend the duration of the Commission.

***Remuneration***

8. The Commission shall be paid such allowances as the Prime Minister may determine in consultation with the Minister responsible for Finance.

A. T. DLAMINI  
PRIME MINISTER

Mbabane  
15<sup>th</sup> July, 2006

1. The first part of the report deals with the general situation of the country and the progress of the work during the year. It is a summary of the work done and the results obtained.

2. The second part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

3. The third part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

4. The fourth part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

5. The fifth part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

6. The sixth part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

7. The seventh part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

8. The eighth part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.

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12. The twelfth part of the report deals with the work done in the various departments and the results obtained. It is a summary of the work done and the results obtained.