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PREMIER'S NOTICE

NOTICE BY THE PREMIER
OF THE
MPUMALANGA PROVINCE

No. 12, 2007

REMUNERATION AND ALLOWANCES OF MEMBERS OF THE EXECUTIVE COUNCIL AND MEMBERS OF THE MPUMALANGA PROVINCIAL LEGISLATURE

1. In terms of section 6(3)(a) of the Remuneration of Public Office Bearers Act, 1998 (Act No. 20 of 1998)(hereinafter referred to as "the Act"), and having given due regard to the upper limit of the salaries and allowances to be paid annually to Members of Executive Councils and Members of Provincial Legislatures as determined by the President in terms of section 6(1) of the Act, which determination was proclaimed in Proclamation No. 35, 2007 and published in *Government Gazette* No. 30499 dated 21 November 2007, I hereby determine that the annual remuneration and allowances for the Members of the Executive Council of the Mpumalanga Provincial Government and the various grades of the Members of the Mpumalanga Provincial Legislature specified in Column 1 of Schedule 1, shall be as specified respectively in Columns 2, 3 and 4 of Schedule 1, with effect from 1 April 2007, subject to section 6(7) to (9) of the Act.
2. Column 4 of Schedule 1 (Notch 3) applies to a re-elected member who has occupied his or her current office, or an office in the same or a higher grade according to Schedule 2, for a period of at least 24 months in total, whether before or after 14 April 2004.
3. Column 3 of Schedule 1 (Notch 2) applies to all re-elected members other than those referred to in paragraph 2. When a re-elected member to whom Column 3 of Schedule 1 applies, has held his or her current office, or an office in the same or a higher grade according to Schedule 2, for a period of 24 months in total, Column 4 of Schedule 1 (Notch 3) becomes applicable to that member.
4. Column 2 of Schedule 1 (Notch 1) applies to all Members of the Executive Council and all members of the Provincial Legislature who are not re-elected members.
5. For the purposes of calculating the period of 24 months referred to in paragraphs 2 and 3, a re-elected member who –
 - (a) was a Minister, Deputy Minister or a member of Parliament or a Provincial Legislature on 13 April 2004; and
 - (b) pursuant to the elections of 14 April 2004 was, in the case of a Minister or Deputy Minister, appointed by the President as a Minister or Deputy Minister in terms of section 91(3)(c), or section 93(1)(b), respectively, of the Constitution of the Republic of South Africa, 1996, or in the case of a member of Parliament or a Provincial Legislature, was designated by the Electoral Commission as a permanent delegate to the National Council of Provinces (NCOP) in terms of section 61(2)(b) of the Constitution,is regarded to have continued to occupy the position occupied by him or her on 13 April 2004 until so designated or appointed.
6. In this Notice –
 - (a) "member of Parliament" means a member of the National Assembly or a permanent delegate to the National Council of Provinces; and

- (b) "re-elected member" means a person -
- (i) who at any time before 14 April 2004 occupied an office mentioned in Schedule 2; and
 - (ii) whose service in any one or more of those offices has not been interrupted at any time for a continuous period of more than 24 months.
- (c) The appointment of a person by the President as a Minister or Deputy Minister from outside the National Assembly shall be deemed to be the election of such a person for purposes of this Notice.
7. In terms of section 6(4) of the Remuneration of Public Office-Bearers Act, 1998, I further determine the amount of R40 000.00 per annum as that portion of the remuneration of a Member of the Executive Council and a Member of the Provincial Legislature mentioned in Column 1 of Schedule 1 to which section 8(1)(d) of the Income Tax Act, 1962 (Act No. 58 of 1962), applies.
8. Premier's Notice No. 11, 2006 dated 19 September 2006, published in *Provincial Gazette* No. 1373 of 26 September 2006, is hereby repealed.

Given under my Hand at NELSPRUIT this twenty seventh day of November, Two thousand and Seven.

T.S.P. MAKWETLA
PREMIER: MPUMALANGA PROVINCE

SCHEDULE 1

GRADE, REMUNERATION AND ALLOWANCES FOR MEMBERS OF THE EXECUTIVE COUNCIL AND MEMBERS OF THE MPUMALANGA PROVINCIAL LEGISLATURE

Column 1		Column 2 (Notch 1)			Column 3 (Notch 2)			Column 4 (Notch 3)		
Grade	Office	Basic Salary in Rand per annum	Motor vehicle allowance in Rand per annum	Total Remuneration in Rand per annum	Basic Salary in Rand per annum	Motor vehicle allowance in Rand per annum	Total Remuneration in Rand per annum	Basic Salary in Rand per annum	Motor vehicle allowance in Rand per annum	Total Remuneration in Rand per annum
Grade E1	Executive Council Member Speaker	562 337	140 584	702 921	590 459	147 614	738 073	618 566	154 641	773 207
Grade D	Deputy Speaker	440 140	110 035	550 175	470 954	117 738	588 692	484 150	121 037	605 187
Grade C1	Chief Whip: Majority Party	426 501	106 624	533 125	456 350	114 088	570 438	469 134	117 283	586 417
Grade C2	Leader of Opposition in terms of section 116(2)(d) of the Constitution Chairperson of a Committee of the Provincial Legislature Chairperson of Committees	413 334	103 333	516 667	442 267	110 566	552 833	454 668	113 666	568 334
Grade B	Chief Whip: Official Opposition Deputy Chief	396 402	99 177	495 579	416 546	104 135	520 681	436 379	109 095	545 474

	Whip: Majority Party									
	Deputy Chairperson of Committees									
Grade A1	Whip: Provincial Legislature	352 871	88 218	441 089	377 582	94 396	471 978	388 163	97 040	485 203
	Leader of a Minority Party in the Provincial Legislature other than the Official Opposition									
Grade A2	Member of the Provincial Legislature	339 842	84 959	424 801	350 043	87 509	437 552	373 837	93 459	467 296

All amounts reflected under the "total remuneration" columns include an amount of R40 000 per annum determined in this Notice, as the amount to which section 8(1)(d) of the Income Tax Act, 1962 (Act No. 58 of 1962), applies.

SCHEDULE 2

Grade	Position
Grade F	<ul style="list-style-type: none"> • Minister (National Executive Authority) • Premier • Speaker: National Assembly (NA) • Chairperson: National Council of Provinces (NCOP)
Grade E1	<ul style="list-style-type: none"> • Deputy Minister (National Executive Authority) • Deputy Speaker: National Assembly • Deputy Chairperson: (NCOP) • Member of the Executive Council of a Province • Speaker: Provincial Legislature
Grade E2	<ul style="list-style-type: none"> • Parliamentary Counsellor: President • Chief Whip: Majority Party in National Assembly • Chief Whip: (NCOP) • Leader of the Opposition in terms of section 57(2)(d) of the Constitution
Grade D	<ul style="list-style-type: none"> • Parliamentary Counsellor: Deputy President • House Chairperson: NA and NCOP • Deputy Speaker: Provincial Legislature
Grade C1	<ul style="list-style-type: none"> • Chairperson of a Committee of a House or a Joint Committee • Chief Whip of Majority Party: Provincial Legislature
Grade C2	<ul style="list-style-type: none"> • Chief Whip: Official Opposition/Largest Minority Party in a House • Deputy Chief Whip: Largest Majority Party in a House • Leader of Opposition in terms of section 116(2)(d) of the Constitution: Provincial Legislature

	<ul style="list-style-type: none"> • Chairperson of a Committee of a Provincial Legislature • Chairperson of Committees: Provincial Legislature
Grade B	<ul style="list-style-type: none"> • Leader of a House: NA and NCOP • Whip in a House: NA and NCOP • Leader of a Minority Party other than the Official Opposition: NA • Chief Whip of Official Opposition/Largest Minority Party: Provincial Legislature • Deputy Chief Whip of Majority Party: Provincial Legislature • Deputy Chairperson of Committees: Provincial Legislature
Grade A1	<ul style="list-style-type: none"> • Member of the National Assembly • Permanent Delegate to the NCOP • Whip: Provincial Legislature • Leader of a Minority Party in a Provincial Legislature other than the Official Opposition • Parliamentary Counsellor to the King
Grade A2	<ul style="list-style-type: none"> • Member of Provincial Legislature