



Government Gazette

REPUBLIC OF SOUTH AFRICA

Vol. 517 Cape Town 22 July 2008

No. 31266

THE PRESIDENCY

No. 780

22 July 2008

It is hereby notified that the President has assented to the following Act, which is hereby published for general information:—

No. 9 of 2008: Appropriation Act, 2008.



AIDS HELPLINE: 0800-123-22 Prevention is the cure

(English text signed by the President.)
(Assented to 17 July 2008.)

ACT

To provide for the appropriation of money from the National Revenue Fund for the requirements of the State in the 2008/09 financial year; and to provide for matters incidental thereto.

PREAMBLE

WHEREAS section 213(2) of the Constitution of the Republic of South Africa, 1996, provides that money may be withdrawn from the National Revenue Fund only in terms of an appropriation by an Act of Parliament;

AND WHEREAS section 26 of the Public Finance Management Act, 1999 (Act No. 1 of 1999), provides that Parliament must appropriate money for each financial year for the requirements of the State,

BE IT THEREFORE ENACTED by the Parliament of the Republic of South Africa, as follows:—

Definitions

1. In this Act, unless the context indicates otherwise, any meaning ascribed to a word or expression in section 1 of the Public Finance Management Act must bear the meaning so ascribed, and—

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

“**current payments**” means any payment made by a national 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, payments for capital assets and payments made under section 73 of the Public Finance Management Act;

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

(a) for an asset that can be used continuously or repeatedly in production for more than one year, and which is expected to have future economic benefits or service potential for the national department making the payment; and

(b) that must be classified as or deemed to be a payment for capital assets in accordance with the *Reference Guide to the new Economic Reporting 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);

“**transfers and subsidies**” means any payment made by a national department to another organ of state or to a person or organisation outside government in respect of which the national department does not receive a direct benefit of similar value in return, and includes the payment of conditional grants.

Appropriation of money for requirements of State

2. (1) Appropriations by Parliament of money from the National Revenue Fund for the requirements of the State 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) The spending of appropriations contemplated in subsection (1) is subject to the Public Finance Management Act. 5

Appropriation listed as specifically and exclusively

3. (1) The Minister may—

(a) impose a condition in respect of an appropriation listed as specifically and exclusively in the Schedule in order to promote and enforce transparency and effective management in respect of revenue, expenditure, assets and liabilities of departments, public entities and constitutional institutions contemplated in section 6(1)(g) of the Public Finance Management Act; and 10

(b) stop any allocation in terms of such appropriation until the condition imposed by the Minister is met. 15

(2) An amount stopped in terms of subsection (1)(b) must be reported to Parliament and the Auditor-General at the tabling of the next appropriation legislation in Parliament after the commencement of this Act.

Utilisation of saving

4. Despite the provisions of any law, the National Treasury may approve the utilisation of a saving in an amount appropriated under a vote for transfer to a specific institution, other than an amount specifically and exclusively appropriated, for any other purpose within that vote. 20

Short title

5. This Act is called the Appropriation Act, 2008. 25

Act No. 9, 2008

APPROPRIATION ACT, 2008

SCHEDULE

Vote			Current Payments	Transfers and Subsidies	Payments for Capital Assets
		R'000	R'000	R'000	R'000
1	The Presidency <i>Aim: To lead, manage and develop the strategic agenda of government and oversee and ensure its realisation by government as a whole</i>	290 040	254 519	28 440	7 081
	1 Administration <i>Provide effective leadership, management and administrative support to the principals and branches of the Presidency</i> <i>Of which</i> – Isigodlo Trust: South African Women in Dialogue – South African Chapter on the African Renaissance	183 980	173 009	4 107 3 000 1 000	6 864
	2 Communications <i>Provide a comprehensive communication, research, knowledge and information management service to enable the Presidency to communicate effectively with all its stakeholders, including the public and government</i>	22 812	22 759		53
	3 Executive Co-ordination <i>Strengthen the strategic management and leadership capability of government through facilitating the alignment of strategies of all spheres of government and state-owned enterprises</i> <i>Of which</i> – National Youth Commission	83 248	58 751	24 333 24 333	164
2	Parliament <i>Aim: To provide the support services required by Parliament to fulfil its constitutional functions, to assist political parties represented in Parliament to secure administrative support and service constituents, and to provide Members of Parliament with the necessary facilities</i>	904 532	625 200	265 698	13 634
	1 Administration <i>Provide strategic leadership, institutional policy, overall management, administration and corporate services to the executive, management and staff of Parliament</i>	215 677	210 321		5 356
	2 Legislation and Oversight <i>Provide procedural and administrative services to effectively fulfil Parliament's functions of passing legislation and overseeing executive action</i>	178 268	174 479		3 789
	3 Public and International Participation <i>Fulfil Parliament's public participation and international participation role and provide support to undertake such activities</i> <i>Of which</i> – International associations	64 489	59 391	2 625 2 625	2 473
	4 Members' Facilities <i>Provide telephone, travel and other facilities to Members of Parliament in the National Assembly and National Council of Provinces</i>	183 025	181 009		2 016
	5 Associated Services <i>Provide financial support to political parties represented in Parliament, and to its leaders and constituency offices</i> <i>Of which</i> – Constituency allowance – Political party support – Party leadership support	263 073		263 073 202 801 54 964 5 308	
3	Foreign Affairs <i>Aim: To formulate, co-ordinate, implement and manage South Africa's foreign policy and international relations programmes</i>	4 340 708	2 980 867	767 578	592 263
	1 Administration <i>Conduct the overall policy development and management of the Department</i>	1 049 913	526 078	6 335	517 500
	2 Foreign Relations <i>Promote relations with foreign countries and participate in international organisations and institutions, in pursuit of South Africa's national values and foreign policy objectives</i>	2 410 711	2 331 375	5 674	73 662

* Specifically and Exclusively Appropriated

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APPROPRIATION ACT, 2008

Vote			Current Payments	Transfers and Subsidies	Payments for Capital Assets
		R'000	R'000	R'000	R'000
3	Public Diplomacy and Protocol <i>Promote an understanding, both domestically and internationally, of South Africa's role and position in international relations, and provide protocol services</i>	147 258	123 414	22 743	1 101
	<i>Of which</i>				
	– Municipal rates and taxes for diplomatic missions			22 743	
4	International Transfers <i>Fund membership fees and transfers to international organisations</i>	732 826		732 826	
	<i>Of which</i>				
	<i>Membership Fees</i>				
	– African, Caribbean and Pacific			3 650	
	– Bureau of International Exposition			27	
	– Commonwealth			17 745	
	– Southern African Development Community			30 789	
	– United Nations			79 381	
	– United Nations Human Rights Council			316	
	<i>Transfers to International Organisations</i>				
	– African Union			122 922	
	– Group of 77 Countries			105	
	– India-Brazil-South Africa Trust Fund			7 378	
	– New Partnership for Africa's Development			31 620	
	– Organisation for Economic Co-operation and Development			216	
	– Other International Organisations			1 032	
	– Gambian Government: Local Office Costs			211	
	– United Nations Development Programme: Local Office Costs			5 200	
	<i>International Co-operation and Technical Assistance</i>				
	– African Renaissance and International Co-operation Fund			398 925	
	– Bacterial and Toxic Weapons Convention			458	
	– Comprehensive Test Ban Treaty			5 518	
	– Humanitarian Aid			24 072	
	– Indian Ocean Rim Research Centre			133	
	– Economic and technical co-operation for G77 developing country members (Perrez-Guerrero Trust Fund)			56	
	– South Centre Capital Fund			1 107	
	– United Nations Development Programme in Southern Africa			1 052	
	– United Nations Programmes: Technical Assistance			105	
	– United Nations Voluntary Fund for Disability			70	
	– United Nations Children's Fund			211	
	– United Nations Convention on the Law of Sea			527	
4	Home Affairs <i>Aim: To protect and regulate the interests of the inhabitants of the Republic of South Africa regarding their individual status, identity and specific rights and powers, and to manage a supporting service for this</i>	4 505 019	3 124 746	1 132 060	248 213
	1 Administration <i>Provide for the overall management of the Department and centralised support services</i>	1 294 444	1 159 344	1 134	133 966
	2 Services to Citizens <i>Deliver core functions by granting rights and citizenship to eligible members of the population</i>	1 182 622	1 065 585	2 790	114 247
	3 Immigration Services <i>Control immigration taking into account South Africa's skills needs and manage refugees and asylum seekers in South Africa</i>	900 058	899 817	241	
	4 Transfers to Agencies <i>Provide financial support to the Film and Publication Board, the Government Printing Works and the Electoral Commission</i>	1 127 895		1 127 895	
	<i>Of which</i>				
	– Film and Publication Board			33 519	
	– Government Printing Works			135 222	
	* – Electoral Commission			959 154	
5	Public Works <i>Aim: To provide and manage the accommodation, housing, land and infrastructure needs of national departments; lead and direct the implementation of the national Expanded Public Works Programme; and promote growth, job creation and transformation in the construction and property industries</i>	4 141 402	1 580 315	1 512 706	1 048 381

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