No. R. 106 3 February 2006

SKILLS DEVELOPMENT ACT, 1998 (ACTNO.97 OF 1998)

APPROVAL OF THE CONSTITUTION OF THE MINING QUALIFICATIONS AUTHORITY (MQA)

The Minister of Labour has on 1 July 2005 in terms of section 13 (1) of the Skills Development Act, approved the constitution of the MINING QUALIFICATIONS AUTHORITY as set out in the Schedule.

SCHEDULE

MINING QUALIFICATIONS AUTHORITY

PRIVATE BAG X118
MARSHALLTOWN, 2107
TEL: (011) 832-1022
FAX: (011) 832 1041/1027/3574



74-78 MARSHALL ST UNION CORPORATION BLD 5th FLOOR MARSHALLTOWN, JOHANNESBURG

28 September 2005

The Director-General
Department of Labour
Attention: Mr Benedict Mogadime
Sector Liaison Manager: Seta Performance
Private Bag x 117
PRETORIA
0001

Dear Sir

CONSTITUTION: MINING QUALIFICATIONS AUTHORITY [MQA]

Our telephonic discussions in the abovementioned regard has reference.

Please find attached MQA Constitution approved by the MQA Board at its meeting held on **28** April 2005. Please note that the Constitution have been signed by all Stakeholders, namely State, Employers and Labour.

Yours faithfully

Originalsigned by CEO

LIVHU NENGOVHELA
CHIEF EXECUTIVE OFFICER



CONSTITUTION

OF THE

MINING QUALIFICATIONS AUTHORITY (MQA)

23 SEPTEMBER 2005

TABLE OF CONTENTS

PR	EAMBLE	1
	Definitions	2
2	Purpose of Constitution	4
3	Name	4
4	Place of Business	4
5	Legal status	5
6	Scope of coverage	5
7	Organisations in sector	5
8	Objects of Authority	5
9	Powers of Authority	6
10	Functions	7
11	Members of Authority	11
12	Committees	12
13	Executive Committee	14
14	Nomination and appointment of members of Authority and committees	15
15	Vacation of office of Authority and committee members	17
16	Appointment and functions of Chief Executive Officer	19
17	Delegation and assignment of functions	20
18	Appointment and functions of chairperson	21
19	Appointment and functions of secretary	22
20	Rights and obligations of members	22
21	Meetings	23
22	Quorum	24
23	Procedures at meetings	25
24	Decision-making at meetings	25

25	Funds of Authority	26
26	Accounting officer of Authority	. 28
27	Dissolution of Authority and Committees	29
28	Limitation of liability	31
29	Arbitration	31
30	Code of conduct	31
31	Amendments to Constitution	31
32	Taking over administration of Authority	31
Sch	edule "A" :Scope of coverage	34
Sch	edule "B" : Organisations in sector	36
Sch	edule "C" : Organisations which may nominate members to Authority	37
Sch	edule "D" : Arbitration process	38
Sch	edule "E": Code of Conduct	40