



# Government Gazette

**REPUBLIC OF SOUTH AFRICA**

Vol. 481    Pretoria    8    July    2005    **No. 27770**



**AIDS HELPLINE: 0800-0123-22 Prevention is the cure**

---

## GENERAL NOTICE

---

### NOTICE 1108 OF 2005

## INDEPENDENT COMMISSION FOR THE REMUNERATION OF PUBLIC OFFICE BEARERS

---

### RECOMMENDATIONS ON THE SALARIES, ALLOWANCES AND BENEFITS OF PUBLIC OFFICE BEARERS FOR 2005/2006

---

1. The Independent Commission for the Remuneration of Public Office Bearers was established in terms of section 219 of the Constitution of the Republic of South Africa Act, 1996, and members of the Commission were duly appointed in terms of the Independent Commission for the Remuneration of Public Office Bearers Act, 1997, to make recommendations regarding the salaries, allowances and benefits of office bearers.
2. In terms of section 8(4) of the Remuneration of Public Office Bearers Act, 1998, the Commission shall publish annually in the Gazette, recommendations regarding the salary, allowances and benefits of political office bearers at all levels of government.
3. With due regard to the submissions received and information available to the Independent Commission for the Remuneration of Public Office Bearers and having considered the other relevant factors, the Commission makes the following recommendations for consideration:

#### 3.1 Grading Structure

Pending the continuation and completion of a comprehensive evaluation of all the positions of office bearers in the next review cycle, the present grading structure for office bearers should be retained.

#### 3.2 Percentage Increase for Office Bearers

That the remuneration, benefits and allowances of all categories of office bearers as defined in section 1 of the Remuneration of Public Office Bearers Act, No 20 of 1998, be increased by 5.75%.

Medical Aid, vehicle, retirement and housing benefits should be adjusted accordingly.

### 3.3 The President

That the total remuneration package of the President be increased, by resolution of the National Assembly, to R1 117 199.30 per annum, with effect from 01 April 2005.

### 3.4 Deputy President, Ministers and Deputy Ministers

That the remuneration of the Deputy President, Ministers and Deputy Ministers as set out in **Annexure A** be approved with effect from 01 April 2005, subject to the qualifications and definitions for the various notches published in Notice 56 in Government Gazette No 26968 of 5 November 2004.

### 3.5 The Remuneration for Members of the National Assembly and Permanent Delegates to the National Council of Provinces (NCOP).

That the remuneration for members of the National Assembly and Permanent Delegates to the National Council of Provinces (NCOP) as set out in **Annexure B** be approved with effect from 01 April 2005, subject to the qualifications and definitions for the various notches published in Notice 55 in Government Gazette No 26968 of 5 November 2004.

### 3.6 The Upper Limit of the salaries and allowances for Premiers, Members of Executive Councils and Members of Provincial Legislatures

3.6.1 That the upper limit of the remuneration for the members to any Provincial Legislature be determined by the President as a total package in accordance with **Annexure C** for implementation with effect from 01 April 2005, subject to the qualifications and definitions for the various notches published in Notice 54 in Government Gazette No 26968 of 5 November 2004.

3.6.2 The upper limit of the following allowances payable to members of any Provincial Legislature be determined by the President in amounts not exceeding the amounts paid by the State to public servants for the same purpose as determined by the relevant Minister from time to time:

- (a) the daily allowance payable to Public Office Bearers for accommodation on official duty away from the Provincial Legislatures (home base and constituency excluded) where documentary proof of expenditure is not a prerequisite for payment; and
- (b) the daily allowance payable to Public Office Bearers for incidental expenditure when away from the seat of the Provincial Legislature (home base and constituency excluded)

on official duty where documentary proof of expenditure is not a prerequisite for payment.

### 3.7 Traditional Leaders

3.7.1 That the remuneration for Kings, Chiefs, Headmen, as well as the Chairperson and Deputy Chairperson of the National House of Traditional Leaders (NHTL) as set out in **Annexure D**, reflecting an increase of 5.75%, be approved with effect from 01 April 2005.

3.7.2 That the daily allowance and subsistence for the Chairperson, Deputy Chairperson and Members of the National House of Traditional Leaders as set out in **Annexure D**, reflecting an increase of 5.75%, be approved with effect from 01 April 2005.

3.7.3 That the daily allowance and subsistence for the Chairperson, Deputy Chairperson and Members of any Provincial House of Traditional Leaders as set out in **Annexure D**, reflecting an increase of 5.75%, be approved with effect from 01 April 2005.

### 3.8 Local Government Institutions

That the upper limit of the annual remuneration of members of Provincial Government Institutions to be determined by the Minister for Provincial and Local Government, be increased by 5.75% of the present annual remuneration of Public Office Bearers for the 2005/2006 financial year.

### 3.9 Constitutional Court Judges and Judges

That the remuneration of the Constitutional Court Judges and Judges be determined by the President, subject to the approval by Parliament, as set out in **Annexure E**, with effect from 01 April 2005.

### 3.10 Magistrates

That the remuneration of Magistrates be determined by the President, subject to the approval by Parliament, as set out in **Annexure F**, reflecting an increase of 5.75% and the allocation of a motor vehicle allowance, with effect from 01 April 2005.

**MR JUSTICE D.E. MOSENEKE**

**CHAIRPERSON**

**ANNEXURE A**

**GRADING STRUCTURE, REMUNERATION AND ALLOWANCES FOR THE DEPUTY PRESIDENT, MINISTERS, DEPUTY MINISTERS (NATIONAL EXECUTIVE AUTHORITY) WITH EFFECT FROM 01 APRIL 2005**

COLUMN 1		COLUMN 2 (NOTCH 1)			COLUMN 3 (NOTCH 2)			COLUMN 4 (NOTCH 3)		
Grade	Office	Basic salary	Motor vehicle allowance	Total remuneration	Basic salary	Motor vehicle allowance	Total remuneration	Basic salary	Motor vehicle allowance	Total remuneration
Grade G	Deputy President	736410	184102	920512						
Grade F	Minister	608595	152149	760744	639036	159759	798795	669462	167365	836827
Grade E1	Deputy Minister	494661	123665	618326	519399	129849	649248	544123	136030	680153

All amounts reflected under the "Total remuneration" columns include an amount of R40 000 per annum determined in this Proclamation as the amount to which section 8(1)(d) of the Income Tax Act, 1962, applies.

ANNEXURE B												
GRADING STRUCTURE, REMUNERATION AND ALLOWANCES OF MEMBERS OF THE NATIONAL ASSEMBLY AND PERMANENT DELEGATES TO THE NATIONAL COUNCIL OF PROVINCES WITH EFFECT FROM 01 APRIL 2005												
Grade	Office	COLUMN 2 (NOTCH 1)				COLUMN 3 (NOTCH 2)				COLUMN 4 (NOTCH 3)		
		Basic salary	Motor vehicle allowance	Total remuneration	Basic salary	Motor vehicle allowance	Total remuneration	Basic salary	Motor vehicle allowance	Total remuneration		
Grade F	Speaker: National Assembly (NA) Chairperson NCOP	608595	157426	766021	639035	159758	798793	669463	167365	836828		
Grade E1	Deputy Speaker: NA Deputy Chairperson: NCOP	494661	123665	618326	519398	129849	649247	544122	136030	680152		
Grade E2	Parliamentary Councilor (PC): President Chief Whip Majority Party in NA Chief Whip (CW): NCOP Leader of the Opposition i.t.o. section 57(2)(d) of the Constitution	407497	101874	509371	427875	106969	534844	448267	112067	560334		
Grade D	PC: Deputy President House Chairperson: NA	387171	96792	483963	414276	103569	517845	425884	106471	532355		
Grade C1	Chairperson of a Committee of a House or a Joint Committee Chairperson of Committees	375173	93792	468965	401430	100357	501787	412675	103168	515843		
Grade C2	CW: Official Opposition / Largest Minority Party in a House Deputy Chief Whip: Majority Party in a House Deputy Chairperson of Committees	363591	90897	454488	389041	97260	486301	399950	99987	499937		
Grade B	Leader of a House Whip in a House Leader of a Minority Party other than the official opposition where that leader is a member of the NA or a permanent delegate to the NCOP	348969	87242	436211	366416	91603	458019	383862	95966	479828		
Grade A1	Member of NA Permanent Delegates	310404	77601	388005	332141	83035	415176	341449	85362	426811		

All amounts reflected under the "Total remuneration" columns include an amount of R40 000 per annum determined in this Proclamation as the amount to which section 8(1)(d) of the Income Tax Act, 1962, applies.

ANNEXURE C												
UPPER LIMIT OF THE SALARIES AND ALLOWANCES OF PREMIERS, MEMBERS OF EXECUTIVE COUNCILS AND MEMBERS OF PROVINCIAL LEGISLATURES WITH EFFECT FROM 01 APRIL 2005												
COLUMN 1		COLUMN 2 (NOTCH 1)			COLUMN 3 (NOTCH 2)			COLUMN 4 (NOTCH 3)				
Grade	Office	Basic salary	Motor vehicle allowance	Total remuneration	Basic salary	Motor vehicle allowance	Total remuneration	Basic salary	Motor vehicle allowance	Total remuneration		
Grade F	Premier	608595	152184	760743	639035	159758	798790	669463	159322	828785		
Grade E1	Executive Council Member Speaker	494661	123665	618326	519398	129849	649247	544122	136030	680152		
Grade D	Deputy Speaker	378171	96792	474963	414276	103569	517845	425884	106471	532355		
Grade C1	Chief Whip: Majority Party	375173	93792	468965	401430	100375	501805	412675	103168	515843		
Grade C2	Leader of Opposition i.t.o. section 116(2)(d) of the Constitution Chairperson of a Committee of a Legislature Chairperson of Committees	363591	90897	454488	389041	97260	486301	399950	99987	499937		
Grade B	Chief Whip: Official Opposition / Largest Minority Party Deputy Chief Whip: Majority Party Deputy Chairperson of Committees	348969	87242	436211	366416	91603	458019	383862	95966	479828		
Grade A1	Parliamentary Counsellor to the King Whip Leader of a Minority Party in a Legislature other than the Official Opposition	310404	77601	388005	332141	83035	415176	341449	85362	426811		
Grade A2	Member of a legislature	298943	74735	373678	307916	76978	384894	328846	82211	411057		

All amounts reflected under the "Total remuneration" columns include an amount of R40 000 per annum determined in this Proclamation as the amount to which section 8(1)(d) of the Income Tax Act, 1962, applies.

<b>ANNEXURE D</b>			
<b>REMUNERATION OF TRADITIONAL LEADERS WITH EFFECT FROM 01 APRIL 2005</b>			
<b>CATEGORY</b>		<b>SITTING ALLOWANCE</b>	<b>ANNUAL SALARY</b>
King / Paramount Chief			479 469
Chief			115 085
Chairperson NHTL			381 119
Deputy Chairperson NHTL			330 851
<b>ALLOWANCES PAYABLE TO MEMBERS OF THE NATIONAL HOUSE OF TRADITIONAL LEADERS FOR ATTENDING MEETINGS OF THE HOUSE, SEMINARS, WORKSHOPS AND CONFERENCES, IN ADDITION TO THEIR SALARIES AS TRADITIONAL LEADERS</b>			
<b>CATEGORY</b>	<b>SITTING ALLOWANCE</b>	<b>SUBSISTENCE</b>	<b>TRANSPORT</b>
Member	670,00 per day	Reasonable, actual expenses	Department of Transport tariffs for the use of privately owned vehicles
<b>ALLOWANCES PAYABLE TO MEMBERS OF THE PROVINCIAL HOUSES OF TRADITIONAL LEADERS FOR ATTENDING MEETINGS OF THE HOUSE, SEMINARS, WORKSHOPS AND CONFERENCES, IN ADDITION TO THEIR SALARIES AS TRADITIONAL LEADERS</b>			
<b>CATEGORY</b>	<b>SITTING ALLOWANCE</b>	<b>SUBSISTENCE</b>	<b>TRANSPORT</b>
Chairperson	797,00 per day	Reasonable, actual expenses	Department of Transport tariffs for the use of privately owned vehicles
Deputy Chairperson	717,00 per day	Reasonable, actual expenses	Department of Transport tariffs for the use of privately owned vehicles
Member	556,00 per day	Reasonable, actual expenses	Department of Transport tariffs for the use of privately owned vehicles



<b>ANNEXURE E</b>	
<b>REMUNERATION OF CONSTITUTIONAL COURT JUDGES AND JUDGES WITH EFFECT FROM 01 APRIL 2005</b>	
<b>DESIGNATION OF OFFICE</b>	<b>SALARY PER ANNUM (R)</b>
Chief Justice of South Africa	728128
Deputy Chief Justice	715853
President of the Supreme Court of Appeal	715853
Deputy President of the Supreme Court of Appeal	704375
Judge of the Constitutional Court	670270
Judge of the Supreme Court of Appeal	670270
Judge President of the High Court	666170
Judge President of the Labour Court	666170
Deputy Judge President of the High Court	655450
Deputy Judge President of the Labour Court	655450
Judge of the High Court	650500
Judge of the Labour Court	650500

<b>ANNEXURE F</b>			
<b>REMUNERATION OF MAGISTRATES WITH EFFECT FROM 01 APRIL 2005</b>			
<b>DESIGNATION OF OFFICE</b>	<b>SALARY PER ANNUM (R)</b>	<b>MOTOR VEHICLE ALLOWANCE</b>	<b>TOTAL REMUNERATION</b>
Special Grade Chief Magistrate	411305	126736	538041
Regional Court President	411305	126736	538041
Chief Magistrate	332226	103484	435710
Regional Magistrate	332226	103484	435710
Senior Magistrate	300589	75147	375736
Magistrate	273444	68361	341805