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PART C - LEGAL NOTICES

156. Commission of Enquiry into the Affairs of the University Notice, 2004 S1

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LEGAL NOTICE NO. 156 OF 2004

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

**THE COMMISSION OF ENQUIRY INTO THE AFFAIRS OF THE
UNIVERSITY NOTICE, 2004
(Under Section 3)**

In exercise of the powers conferred by Section 3 of the Commission of Enquiry Act, 1963 the Minister for Education makes the following Notice -

Citation and Commencement

1. This Notice may be cited as the Commission of Enquiry into the Affairs of the University Notice, 2004 and shall come into force on the date of publication.

The Establishment of the Commission in this Notice.

2. (1) There is hereby established a Commission of Enquiry into the Affairs of the University Council (hereinafter referred to as the Commission).

(2) The Commission shall consist of the following members -

- (a) Mr. David Matse - Chairperson
- (b) Mr. Gwece Dlamini - Member
- (c) Ms. Treasure Maphanga - Member
- (d) Ms. Stella Nkosi - Member
- (e) Mr. Jabulane Shabalala - Secretary

Functions of the Commission

3. The Commission shall perform the following functions -

- (a) undertake a review of all documents from the Commissions appointed under Legal Notice No. 124 of 2002 and Legal Notice No. 54 of 2003;
- (b) investigate the University policies in relation to implementation;
- (c) investigate the administrative, recruitment, retention criteria and practice used to the University personnel;
- (d) investigate the criteria and practice used for promoting staff;

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- (d) investigate the criteria and practice used for promoting staff;
- (e) investigate the adequacy of qualifications of academic staff carrying out university programs;
- (f) investigate research facilities and their use;
- (g) investigate the adequacy of resources in supporting academic programs;
- (h) investigate the management and inventory of stores and equipment and disposal systems;

- (i) investigate any other matter which the Commissioners may determine to appropriate; and
- (j) make recommendations on the basis of their findings.

Period to be covered

4. The Commission shall enquire into or investigate the operations of the University for the period commencing from the year 1992 and ending in the year 2002.

Duration

5. (1) The Commission shall operate for a period of four weeks commencing on 2nd November 2004.

(2) The Commission shall operate for a period not later than 7th December 2004.

(3) Notwithstanding subsections (i) and (ii), the Minister may, by Notice published in the Gazette, extend the period of the enquiry or the date by which it shall present its report.

Enquiry venue

6. The enquiry shall be held at such places and times, as the Chairperson shall determine.

Enquiry to be in Camera

7. Unless the Minister otherwise directs, the proceedings of the enquiry shall be held in camera.

Quorum

8. Four members including the Chairperson shall constitute a quorum for the purpose of enquiry.

Allowances

9. Members of the Commission shall be paid such allowances as the Minister may determine.

Incidental Evidence

10. The Commission may use any documents, books and materials that the Commissions of Enquiry established under Legal Notice No. 124 of 2002 and Legal Notice No. 54 of 2003 may have used or have in their possession, which Commission considers relevant.

J. G. KUNENE
Principal Secretary