

GENERAL NOTICE

NOTICE 653 OF 2005

In terms of section 6 (7) and section 6 (8) of the National Energy Regulator Act, 2004 (Act No. 40 of 2004), the Minister of Minerals and Energy hereby calls for nominations for three full-time and five part-time members of the Energy Regulator. In terms of section 5 (4) of the Act, the Minister must designate one of the full-time members to be primarily responsible for electricity regulation, another for gas regulation and another for petroleum pipeline regulation.

The members of the Energy Regulator must:

- (a) be collectively have adequate legal, technical, business, economic or other experience relevant to the electricity, piped gas and petroleum pipelines industries;
- (b) be collectively broadly representative of South African society as a whole;
- (c) be committed and available to fulfil their role as members of the Energy Regulator; and
- (d) demonstrate impartiality and objectivity in such a manner that a fair balance between continuity and capacity building is achieved.

The Energy Regulators will be supported on administrative and technical matters by a secretariat and, where specialised knowledge is required, consultants may be employed. In terms of section 26(2) of the Gas Act 2001 (No 48 of 2001) and section 25(2) of the Petroleum Pipelines Act 2003 (No 60 of 2003), the Regulator may be required to sit as a Tribunal, therefore at least one member should be an advocate or attorney, preferably with experience of administrative and regulatory law.

Integrity, competence, the ability to exercise independent judgement and the strength to resist inappropriate pressure will be indispensable qualities of successful candidates.

The successful candidates will be required to undergo training in all aspects of electricity, gas and petroleum pipeline regulation.

In terms of section 5 (6) of the Act, the appointment of a part-time member will be for a period of four years and the appointment of a full-time member will be for a period of five years.

No person may be appointed if that person:

- (a) is not a South African citizen or the holder of a permit as a permanent resident in the Republic;
- (b) is an unrehabilitated insolvent; or
- (c) has, within a period of ten years immediately before the date of the proposed appointment, been convicted of an offence involving dishonesty or served a sentence of imprisonment without the option of a fine for any offence;

The all inclusive remuneration packages of the full time members shall be structured on the same basis as that of Director-General of the State and the remuneration of the part-time members shall be calculated on a pro-rata basis.

Nominations must include the following information:

- (a) Full name of the nominee;
- (b) A certified copy of the nominee's identity document;
- (c) A certified copies of the nominee's qualifications;
- (d) Detained curriculum vitae of the nominee;
- (e) Motivation for the nomination;
- (f) Which post the nomination is submitted (that is full-time electricity, gas or petroleum pipelines or for part-time); and
- (g) A letter from the nominee agreeing to serve as a member of the Regulator.

A person may nominate herself or himself.

Nominations should be addressed to:

Director General
Department of Minerals and Energy
Private Bag X59
Pretoria
0001

Nominations close at 12h00 on Friday 27 May 2005

Enquiries should be directed to:

Mr H Gumede
Chief Director: Hydrocarbons
Tel: 012/3178694

or

Mr O Aphane
Chief Director: Electricity
Tel: 012/317 8217