



**SEYCHELLES BROADCASTING CORPORATION
(AMENDMENT) ACT, 2017**

(Act 6 of 2017)

I assent



Danny Faure
President

19th April, 2017

AN ACT to amend the Seychelles Broadcasting Corporation Act (Act 2 of 2011).

ENACTED by the President and the National Assembly.

1. This Act may be cited as the Seychelles Short title
Broadcasting Corporation (Amendment) Act, 2017.

Amendment of
Act 2 of 2011

2. The Seychelles Broadcasting Corporation Act, 2011 is hereby amended as follows —

- (a) by inserting in section 2, after the definition of “regulations” the following definition —

“Vice-Chairperson” means the Vice-Chairperson of the Board appointed under section 4(3);

- (b) by repealing section 4(3) and substituting therefor the following subsections —

“(3) The Board shall consist of a Chairperson, Vice-Chairperson and seven other members, all of whom shall be appointed by the President in the following manner —

- (a) the Chairperson, the Vice-Chairperson and one member shall be appointed by the President selected from a panel of 3 candidates for each category proposed by the Constitutional Appointments Authority in accordance with the conditions set out below:
- (i) in making these proposals the Constitutional Appointments Authority shall take into consideration the qualifications, experience and eligibility of the persons proposed as set out in paragraphs (ii) to (iv);

- (ii) the Chairperson, shall have knowledge or practical experience in respect of matters in either administration, management, broadcasting, education, literature or culture;
 - (iii) the Vice-Chairperson, shall have knowledge or practical experience in respect of the media;
 - (iv) the Member, shall have special knowledge or practical experience in respect of financial matters;
- (b) one Member shall be nominated by the Speaker of the National Assembly;
 - (c) one Member shall be nominated by the Chief Justice;
 - (d) one Member shall be nominated by the Association of Media Practitioners of Seychelles;
 - (e) one Member shall be nominated by the Citizens Engagement Platform Seychelles;
 - (f) one Member shall be nominated by the Seychelles Inter-Faith Council; and
 - (g) one Member shall be nominated

by the Seychelles Chamber of
Commerce and Industry. ;

(3A) The Chief Executive Officer, the Deputy Chief Executive Officer and an employee of the Corporation elected by the employees of the Corporation shall be *ex officio* Members of the Board but shall not have any voting rights.

(3B) A person shall not be appointed as Chairperson, Vice-Chairperson or Member if that person —

- (i) is a member of the National Assembly;
- (ii) is an office bearer or a member of executive committee of any political party;
- (iii) is the owner, shareholder or manager of a media outlet including a production house or programme distributor who provides service through cable or internet;
- (iv) is an employee of the corporation or was an employee of the Corporation for any length of time within the three year period immediately prior to the proposed appointment.”;

- (i) by inserting in subsection (1), after the word "Chairperson", the word "Vice-Chairperson";
- (ii) by repealing subsection (3) and substituting therefor the following subsections—

"(3) There shall be a Chief Executive Officer and a Deputy Chief Executive Officer of the Corporation who shall be appointed by the President in consultation with the Speaker of the National Assembly and the Chief Justice, from candidates who have applied to the Board in respect of the post.

(3A) The Chief Executive Officer shall, subject to the control and supervision of the Board, be responsible for the implementation of the decisions of the Corporation for the effective management and carrying out of the affairs of the Corporation and may sign documents on behalf of the Corporation.";

- (iii) by inserting after subsection (4) the following subsections—

(5) The term of Office of the Chief Executive Officer or the Deputy Chief Executive Officer shall be five years and both officers shall be eligible for reappointment.

(6) The Chief Executive Officer may delegate any of his or her functions

to the Deputy Chief Executive Officer or to any employee of the Corporation.

(7) The Deputy Chief Executive Officer shall assist the Chief Executive Officer in performing duties as may be assigned by the Chief Executive Officer and shall perform all the duties of the Chief Executive Officer in his or her absence.

(d) in section 6—

(i) by repealing subsection(1) and substituting therefor the following subsection—

“(1) The Chairperson, Vice-Chairperson and the Members shall subject to subsection (2) hold office for a term of five years”;

(ii) by inserting in subsection (2), after the word “Chairperson” the word “Vice-Chairperson”;

(iii) by inserting in subsection(3), after the words “Chief Executive Officer” the words “Deputy Chief Executive Officer”;

(e) in section 7—

(i) by repealing in subsections (1), (2) and (3) the word “Minister” and substituting therefor the word “President”;

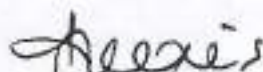
(ii) by inserting in subsections (1), (2) and (3) after the word “Chairperson” the words “, Vice-Chairperson”;

- (iii) by repealing in subsection (5), the words "the Chief Executive Officer or any Member" and substituting therefor the words "Vice-Chairperson, any Member, Chief Executive Officer or the Deputy Chief Executive Officer";
- (f) by inserting in section 8(3), after the words "attend any meeting" the words "the Vice-Chairperson or in his or her absence";
- (g) by inserting in section 12(3)(b), after the words "payable to" the words "the Chairperson, Vice-Chairperson,";
- (h) by inserting in section 17, after the word "Chairperson" the words ", Vice-Chairperson";
- (i) by inserting in section 18, after the word "Chairperson" the words ", Vice-Chairperson";
- (j) by inserting in section 19(1), after the word "Chairperson" the words ", Vice-Chairperson";
- (k) by inserting in section 20, after the word "Chairperson" the words ", Vice-Chairperson";
- (l) by repealing section 21 and substituting therefor the following section—

"21. The Minister may, in consultation with the Board, make rules for carrying out the provision of this Act."

- (m) by inserting in section 26(2)(b), after the word "Chairperson" the words ", Vice-Chairperson".

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 11th April, 2017.



Ms. Jutta Alexis
Clerk to the National Assembly