

(3) The Board may delegate its functions, except the function to advise the Minister and the Director-General on tenure security matters and the functions contemplated in subsection (1)(a) and (f), to the Land Rights Management Committees.

Remuneration of members of Board

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15D. (1) The remuneration, allowances and other terms and conditions of appointment and service benefits of members of the Board must be determined by the Minister in consultation with the Minister of Finance, taking into account—

- (a) the role, duties and responsibilities of a member of the Board;
- (b) affordability in relation to the responsibilities of the Board; and
- (c) the level of expertise and experience required from a member of the Board.

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(2) Conditions of appointment may differ in respect of—

- (a) the chairperson and other members of the Board;
- (b) full-time and part-time members; or
- (c) any other appropriate circumstances.

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Disqualification from membership

15E. A person may not be appointed as a member of the Board if he or she—

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- (a) is an unrehabilitated insolvent;
- (b) has been declared by a court to be mentally ill;
- (c) has been convicted of an offence in the Republic or elsewhere and was sentenced to imprisonment for a period exceeding 12 months without the option of a fine, other than an offence committed prior to 27 April 1994 associated with a political objective for which amnesty was granted by the Truth and Reconciliation Commission;
- (d) is a member of the National Assembly, a provincial legislature or any municipal council, or is a delegate to the National Council of Provinces;
- (e) is not a citizen of, or does not have the right of permanent residence in, the Republic; or
- (f) has, as a result of improper conduct, been removed from a position of trust by a competent court of law.

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Vacation and removal from office

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15F. (1) A member of the Board must vacate office if—

- (a) he or she becomes disqualified in terms of section 15E;
- (b) he or she resigns; or
- (c) he or she has been absent, without leave of the chairperson, from more than two consecutive meetings of the Board.

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(2) (a) If a member of the Board dies or vacates his or her office before the expiry of the period for which he or she was appointed, the Minister must appoint a person to fill the vacancy for the unexpired term for which such member had been appointed.

(b) The provisions of section 15B(2) to (7) apply to the filling of a vacancy in terms of paragraph (a).

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(3) (a) Subject to the provisions of the Promotion of Administrative Justice Act, 2000 (Act No. 3 of 2000), the Minister may remove a member of the Board on the grounds of misconduct, incapacity or incompetence.

(b) A decision to remove a member of the Board must be based on a finding to that effect by an investigative committee appointed by the Minister.

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(c) The Minister may suspend a member of the Board who is under investigation in terms of paragraph (b).