The Quest for Comprehensive Social Protection

Normative & Institutional Challenges and Opportunities, the emerging Zambian case in comparative perspective

Professor Evance Kalula, University of Cape Town
Zambian Social Protection Bill

- **Three Components:**
  1) **Basic Social Protection**
     - Protects and promotes livelihoods and welfare of individuals/households suffering from poverty and social exclusion
  2) **Mandatory Social Protection**
     - Contributory form of social protection
     - Protects income earners
     - Provisions for unemployment
  3) **Complementary Social Protection**
     - Acquired on voluntary basis
     - Additional/higher protection to those covered through private insurance
Who does this Bill apply to?

- Wide definition of Poverty and Vulnerability
  - Vulnerable persons - such as children and disabled
  - Determined by the Minister

- The informal sector including:
  - Displaced persons
  - Refugees
Structures to Coordinate Social Protection

- National Social Protection Council
  - Representatives from relevant ministries
    - National Social Security Agency
      - Basic Social Protection
      - National Pension
      - Insurance Regulatory Authority

- National Social Protection Fund
Influence Zambian Legislation and Policies

- Bill should in line with
  - Zambian Employment Act
  - Persons with Disability Act
  - Citizen Economic Empowerment Act
  - Zambia National Provident Fund
  - National Health Policy of the Ministry of Community Development and Social Welfare
Influence of International Law

- Governing Principles
  - Universality
  - Progressive realization
  - State Responsibility
  - Partnership
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Regulation of Social Protection Fund

- Similar to system of Mozambique
  - Internal Audits
  - Sanctions for non-compliance
  - Tax Exemptions
  - Record Maintenance

- Social Security Tribunal
  - Appeals under the Social Security Act
  - Specialists to hear out matters before resorting to court
  - Decisions of Tribunals can be appealed to the High Court
Challenges and Opportunities

- Definitions
  - Poverty and vulnerability

- Structures
  - Duplication
  - Streamlining

- Targeting
  - Informal Sector
  - Management and Administration