

# PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

## ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

FRIDAY, 21 MAY 2021

### COMMITTEE REPORTS

1. **Annual Activity Committee Report of the Standing Committee on Finance, Economic Opportunities and Tourism for the 2020/21 financial year, dated 12 May 2021, as follows:**

#### **Members**

The Committee comprised of the following members:

Baartman, DM (DA) (Chairperson)  
Makamba-Botya, N (EFF)  
Mitchell, DG (DA)  
Nkondlo, ND (ANC)  
Van der Westhuizen, AP (DA)

#### **Alternate Members**

America, D (DA)  
Bans, AP (ANC)  
Maseko, LM (DA)  
Mvimbi, LL (ANC)  
Schäfer, BA (DA)  
Xego, M (EFF)

#### **1. Introduction**

The mandate of the Committee is to:

- 1.1 Maintain oversight over the executive members and the Departments concerning the way in which they perform their responsibilities, including the implementation of legislation and to hold them accountable; and
- 1.2 Consider and report on legislation, other matters and the annual reports referred to it by the Speaker.

In fulfillment of its mandate the Committee:

- 1.2.1 Facilitated public participation and involvement in the legislative and other processes of the Committee.
- 1.2.2 Conducted its business in a fair, open and transparent manner.
- 1.2.3 Promoted cooperative governance.
- 1.2.4 Reported regularly to the House.

## **2. Reporting Departments and Entities**

- 2.1 Provincial Treasury
- 2.2 Western Cape Gambling and Racing Board
- 2.3 Department of Economic Development and Tourism
- 2.4 Western Cape Destination Marketing, Investment and Trade Promotion Agency (WESGRO)
- 2.5 Saldanha Bay Industrial Development Zone Licencing Company SOC Ltd (SBIDZ)

## **3. Overview of Committee's activities**

Number of Committee Meetings	14
Number of Public Hearings	11
Number of International Study Tours	0
Number of Oversight Visits	2
Number of Provincial Bills considered	1
Number of NCOP Bills considered	1
Workshops/conferences attended	1

## **4. Oversight activities**

The Standing Committee on Finance, Economic Opportunities and Tourism (the Committee) conducted its oversight responsibilities and produced a high level of output, holding a total of 14 meetings, two oversight visits and nine public hearings during the 2020/21 financial year, despite the pandemic. The Committee also finalised one NCOP Bill and one Provincial Bill during 2020/21.

### **4.1 Legislation**

During the 2020/21 financial year, the Committee deliberated on Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020], Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Second

Adjustments Appropriation Bill [B 7–2020], and Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 financial year) [B 3–2021]. All Votes were supported.

The Committee also deliberated on Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Appropriation Bill [B 4–2021], on 18 and 19 March 2021, respectively. Both Votes were supported.

The Committee finalised the processing of the National Gambling Amendment Bill (the Bill) [B 27B–2018](S76) during the 2020-21 financial year. The Bill was officially referred to the Committee on 19 November 2019, and the Committee chose to reiterate the stance taken by the previous Standing Committee in the Fifth Parliament, as there were no further amendments made to the Bill since it lapsed after the election. On 22 November 2019 the Committee adopted the Final Mandate to not support the Bill. The Final Mandate was ATC'd on 30 July 2020 and sent to the NCOP, when it was requested.

The Committee also finalised the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020] (the Bill) during the 2020-21 financial year. Although this Bill was Gazetted in early 2020, the COVID-19 pandemic caused a slight delay in the processing of the Bill as many of the processes could not move forward as it normally would. The Bill was referred to the Committee on 1 June 2020 and the Committee received a briefing on the Bill on 9 June 2020. The Committee resolved to advertise the Bill, requesting submissions from the public. The Bill was advertised across the Western Cape in mainstream and community newspapers, in English, Afrikaans and isiXhosa. Members of the public were asked to submit their comments via email as well as WhatsApp messages or voice notes. The Bill was advertised for an extended period to accommodate for the impact of the COVID-19 pandemic and the restrictions on movements of persons. Thereafter, on 9 September 2020, the Committee held a virtual public hearing on the Bill via Microsoft Teams (MS Teams) and all industry stakeholders and members of the public were invited to make verbal submissions on the Bill. All matters on the Bill were processed virtually via MS Teams given the COVID-19 pandemic, where large gatherings were prohibited. Various meetings were held following the virtual public hearing due to the differing legal opinions submitted by the State Law Adviser and WCPP's Legal Adviser, who were assigned to the Bill. After much deliberation, the Committee decided to move forward with the informal and formal consideration of the Bill. This virtual meeting took place on 31 March 2021 and the Bill was supported by the Committee.

## **4.2 Committee meetings**

Given the restrictions placed on the country due to the rapid spread of the COVID-19 virus at the end of March 2020, the Committee could no longer hold in-person meetings. The Committee held its first virtual meeting via MS Teams on 27 May 2020. The Committee was briefed by ArcelorMittal South Africa (AMSA) and the Department of Trade, Industry and Competition on the winding down of AMSA operations in Saldanha Bay.

The Committee held two meetings on Kannaland Local Municipality's possible solar power project with a private company, as the Members had concerns about the financial viability of the project given the Municipality's financial situation and because they had been placed under

Administration. Various Ministers and Departments were involved in resolving this matter, which the Committee would keep abreast of.

The Committee also received a briefing from the Provincial Minister of Finance and Economic Opportunities and the Wesgro Board on the process the Board undertook to determine the remuneration of Wesgro's Chief Executive Officer. The Minister and Board were then requested to keep the Committee updated on the matter.

The Committee was also requested to interview possible candidates to fill the vacancies on the Western Cape Gambling and Racing Board (WCGRB). The Committee was informed that three vacancies should be filled; one position had been vacant since 11 June 2020 and two more positions would become vacant in December 2020 and May 2021, respectively. The Committee received a briefing from Provincial Treasury on the candidates on 12 August 2020 and proceeded with interviewing six candidates on 21 August 2020. The names of the recommended candidates were communicated to the Minister on 21 August 2020.

In keeping with previous years' committee activities, the Committee deliberated on the 2019/20 Annual Reports of the Department of Economic Development and Tourism and its Entities; Wesgro and Saldanha Bay IDZ Licencing Company SOC Ltd (SBIDZ-LC), on 10 December 2020. The Committee also deliberated on the 2019/20 Annual Reports of the Provincial Treasury and its Entity, WCGRB, on 10 December 2020. These deliberations were delayed due to the COVID-19 pandemic as departments had received an extension for submission of Annual Reports.

During the year, the Committee also received a briefing on the Feasibility Study for the Western Cape Integrated Liquefied Natural Gas Importation and Gas-to-Power Project. Many of the Committee's meetings held during the latter part of the financial year focused on matters related to the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020].

### **4.3 Oversight visits**

The 2020/21 financial year was a particularly difficult year to conduct in-person oversight visits given the COVID-19 pandemic and the restrictions placed on movement of persons, gathering of large groups and rules for social distancing. However, the Committee conducted two oversight engagements once the COVID-19 infections had reduced, significantly, and some of the restrictions were lifted or reduced.

On 15 October 2021, the Committee undertook an oversight visit to Eskom's Ankerlig Power Station in Atlantis to engage Eskom on the proposed Liquefied Natural Gas (LNG) infrastructure project at the Station, and to receive an update on the maintenance of the plant. On the same day, the Committee met with the Department of Economic Development and Tourism and the Atlantis Special Economic Zone (ASEZ) to receive an update on the establishment of the ASEZ, an update on attracting investment to the Western Cape in the renewable energy sector, and a briefing on the Eskom Gas to Power Request for Proposal Process. The Committee also met with ASEZ investors/companies on the processes to join the ASEZ, red tape challenges encountered, and the impact of provincial/national legislation on business operations.

The Committee also undertook its own Economic/Energy/Tourism Visit Week in the George and Mossel Bay areas from 2 to 6 November 2020. The Committee engaged with various stakeholders such as the Department of Economic Development and Tourism, the Department of Trade, Industry and Competition, George Municipality, Mossel Bay Municipality, George Business Chamber, Mossel Bay Business Chamber, Eskom (Gourikwa Power Station), Total South Africa, MBHE African Power and the Airports Company South Africa (George Airport). The Committee received briefings on energy-related matters, the ease-of-doing-business within the municipalities, challenges experienced by businesses pre and post-COVID-19, and the impact of the pandemic on tourism and business processes. The Committee also went on walkabouts of the Gourikwa Power Station, and the Total SA and MBHE premises.

## **5. Legislation**

In the 2020/21 financial year, the Committee dealt with the following legislation:

### **5.1 Provincial bills**

- 5.1.1 Vote 3: Provincial Treasury in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]
- 5.1.2 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]
- 5.1.3 Vote 3: Provincial Treasury in the Schedule to the Western Cape Second Adjustment Appropriation Bill [B 7–2020]
- 5.1.4 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Second Adjustment Appropriation Bill [B 7-2020]
- 5.1.5 Vote 3: Provincial Treasury in the Schedule to the Western Cape Third Adjustment Appropriation Bill (2020/21 financial year) [B 3–2021]
- 5.1.6 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Third Adjustment Appropriation Bill (2020/21 financial year) [B 3–2021]
- 5.1.7 Vote 3: Provincial Treasury in the Schedule to the Western Cape Appropriation Bill [B 4-2021]
- 5.1.8 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Appropriation Bill [B 4–2021]
- 5.1.9 Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020]

### **5.2 NCOP bills (Section 76)**

- 5.2.1 National Gambling Amendment Bill [B 27B–2018]

## **6. Facilitation of public involvement and participation**

In line with its mandate to facilitate public participation as part of the legislative process, the Committee held public hearings on all the Bills. To give effect to this, the Committee advertised the Annual Report, the Western Cape Appropriation Bills and the Western Cape Nineteenth Gambling and Racing Amendment Bill across the Western Cape, informing and inviting stakeholders to participate in the virtual public hearings.

## **7. Financial particulars**

The Committee's adjusted budget for the 2020/21 financial year was R 219 136.00 and the Committee incurred actual expenditure of R 174 000.00, resulting in an under-expenditure of R 45 136.00.

## **2. Annual Activity Report of the Standing Committee on Health for the 2020/21 financial year.**

### **Members:**

#### **Democratic Alliance**

Philander, WF (Chairperson)

Allen, RI

Botha, LJ

#### **African National Congress**

Windvogel, R

#### **Economic Freedom Fighters (EFF)**

Xego, M

#### **Alternate Member**

Bans, AP (ANC)

## **1. Introduction**

The mandate of the Committee is to:

- 1.1 Maintain oversight over the Executive.
- 1.2 To keep the Department of Health accountable to it.
- 1.3 To consider and report on legislation and other matters referred to it by the Speaker.
- 1.4 To monitor the implementation of legislation.

In the fulfilment of its mandate, the Committee:

- 1.5 Facilitated public participation in the legislative and other processes of the Committee.
- 1.6 Conducted its business in a fair, open and transparent manner.
- 1.7 Promoted cooperative governance.
- 1.8 Reported regularly to the House.

## **2. Reporting department**

- 2.1 Department of Health

### 3. Overview of committee activities

Number of committee activities	25
Number of public hearings	4
Number of oversight visits	5
Number of cluster visit weeks	0
Number of international study tours	0
Number of provincial Bills considered	4
Number of NCOP visit weeks	0
Number of NCOP Bills considered	0
Number of committee meetings	12
Workshops or conferences attended	0

### 4. Committee activities

In June 2020, the Committee was briefed by the Department of Health on TB related cases and on the levels of children's vaccinations in the province. This followed media reports on the decrease in the number of people that were getting treatment for TB and low numbers of children that were vaccinated in the province. The Department reported that due to the Covid-19 pandemic there was a significant decrease of approximately 30% in the number of children who received immunisation in April 2020 as compared to the 85% of children that received immunisation in April 2019. It was highlighted that the worst affected districts were all the Covid-19 hotspot areas in the province, namely, the Overberg district, West Coast and the Cape Metropolitan Area.

During the month of August 2020, the Committee was briefed by the Department of Health on the progress made in the implementation of the Western Cape Health Facility Boards and Clinic Committees Act, 2016 (Act 4 of 2016). This followed complaints from the various community health forums about the slow progress made by the Department on the implementation of the Act. This was also part of the Committee's mandate to monitor the implementation of legislation passed by the Provincial Parliament. The Department reported that challenges such as the interest amongst communities to volunteer has varied; the teething problems to get the full functionality of committees (inadequate number of members, lack of quorum for meetings); challenges related to the appointment of councilors; lack of remuneration was seen as disincentive and processes within the Department required streamlining were reported as the main contributing factors to the slow progress made in the implementation of the Act.

In August 2020, the Department of Health briefed the Committee on the safety protocols of the Tygerberg and Paarl Hospitals and provided a status update on the Tygerberg Hospital's infrastructure project. The meeting was scheduled as a result of media reports on inadequate safety measures that were introduced at these hospitals in response to the COVID-19 pandemic. The Department reported that the safety protocols such as risk assessments based on individual vulnerability and workplace environment, risk mitigation, medical surveillance, case management based on exposure, symptomatic and confirmed disease were in place at the Tygerberg Hospital. It was also reported that a total of 684 out of 803 positive employees at the Tygerberg Hospital have returned back to work. It was further reported that the safety protocols at the Paarl Hospital included amongst other things, the individual risk assessment for each staff member, Covid-19 workplace risk assessment, all staff self-screen every day for any

Covid-19 symptoms, everyone entering the facility was screened, the social distance was enforced, masks were compulsory for anyone entering the facility, the hospital was broadcasting reminders and COVID-19 posters throughout the facility.

In terms of the status update of the Tygerberg Infrastructure Programme, the Committee was informed that in November 2018, the Provincial Treasury confirmed a conditional grant earmarked allocation of R 1,97 billion for a 10-year programme. In March 2019, the Western Cape Government, Department of Health and Department of Transport and Public Works submitted a joint strategy for the 10-year Maintenance and Remedial Works Programme. A total of R 150 million was allocated for 2019/20, adjusted to R 83,55 million and R 150,5 million was allocated for the 2020/21 financial year. The Tygerberg Infrastructure Programme aims to address the poor physical condition of the hospital which severely compromised healthcare service delivery and provides a sub-standard working environment.

In September 2020, the Committee conducted a number of unannounced oversight visits to various health facilities across the province. The Committee conducted a visit to the Gouda Clinic in Drakenstein and Worcester EMS station in Worcester; a visit to the Klapmuts Clinic in Stellenbosch and TC Newman Community Day Care Centre in Paarl and a visit to the Red Cross Children's Hospital, Klipfontein Road in Rondebosch. In addition, the Committee conducted unannounced oversight visits to health facilities in the West Coast, namely, the

Saldanha Clinic, Hanna Coetzee Clinic, Vredenburg Hospital and Hopefield Clinic. Also, the Committee conducted a visit to a temporary site in Genadendal. In March 2021, the Committee held a briefing by the South African TB Caucus Secretariat on the establishment of the Western Cape Province TB Caucus.

During the financial year under review, the Committee deliberated on Vote 6: Health in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]; deliberated on Vote 6: Health in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020]; deliberated on Vote 6: Health in the Schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] financial year and deliberated on Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B4 2021] financial year.

## **5. Legislation**

During the 2020/21 financial year, the Committee dealt with the following pieces of legislation:

### **5.1 Provincial bills**

- 5.1.1 Vote 6: Health in the schedule to the Western Cape Adjustments Appropriation Bill (COVID-19) Bill [B 4–2020];
- 5.1.2 Vote 6: Health in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020];
- 5.1.3 Vote 6: Health in the Schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] financial year; and
- 5.1.4 Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B 4–2021] financial year.



## **6. Facilitation of public Involvement and participation**

In line with the Committee's mandate to facilitate public involvement in its activities, members of the public were invited to participate during its deliberations on:

- 6.1 Vote 6: Health in the schedule to the Western Cape Adjustments Appropriation Bill (COVID-19) Bill [B 4–2020];
- 6.2 Vote 6: Health in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020];
- 6.4 Vote 6: Health in the Schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] financial year; and
- 6.5 Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B 4–2021] financial year.

## **7. Financial particulars**

The Standing Committee was allocated an amount of R110 000.00. The budget was spent on the advertisements and logistical arrangements for the budget votes refereed to this committee. Furthermore, the Committee incurred costs during the visit to the health facilities in the West Coast region.

## **3. Annual Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning for the 2020/21 financial year, dated 18 May 2021, as follows:**

### **Members**

The Committee comprised of the following members:

Van Der Westhuizen, AP (DA) (Chairperson)  
 Baartman, DM (DA)  
 Herron, BN (Environmental Affairs and Development Planning) (GOOD)  
 Marais, PJ (Agriculture) (FF Plus)  
 Marran, P (ANC)  
 Maseko, LM (DA)

### **Alternate Members**

America, D (DA)  
 Mitchell, DG (DA)  
 Schäfer, BA (DA)  
 Smith, D (ANC)

## **1. Introduction**

The mandate of the Committee was to -

- 1.1 maintain oversight over the Executive Members and the Departments and their Entities, of the way in which they perform their responsibilities including the implementation of

- legislation and to hold them accountable to the Western Cape Provincial Parliament;  
and
- 1.2 consider and report on legislation, other matters and the Annual Reports referred to it by the Speaker.

In fulfillment of its mandate the Committee -

- 1.3 facilitated public participation and involvement in the legislative and other processes of the Committee;
- 1.4 conducted its business in a fair, open and transparent manner;
- 1.5 promoted co-operative governance; and
- 1.6 reported regularly to the House.

## **2. Reporting Department(s) and Entities**

- 2.1 Department of Environmental Affairs and Development Planning
- 2.2 Department of Agriculture
- 2.3 CapeNature
- 2.4 Casidra

## **3. Overview of Committees Activities**

No of Committee Meetings	26
No of Public Hearings	13
No of Oversight Visits	2

## **4. Oversight activities**

The 2020/21 year was considered a challenging, yet productive year in which interactions with the Departments and Entities and the many stakeholders consulted were both cordial and productive and ensured that committee members could approach their oversight function with objectivity and insight. Due to the COVID-19 pandemic, and the resulting need to maintain social distancing, the Committee switched to conducting its business by way of virtual meetings on Microsoft Teams. The ICT staff of the Western Cape Provincial Parliament rendered invaluable support in order for the Committee to switch to online meetings.

The financial year was eventful and several initiatives have resulted in follow-up activities and meetings. Legislation took preference over other committee activities. The following is a summary of the Committee's activities during the year.

- 4.1 The Committee's main focus for the year was on the processing of section 76 legislation, provincial bills, subordinate legislation and money bills. Regarding section 76 bills, the Committee proceeded with its public participation process on the National Forests Amendment Bill [B 11B–2016] (NCOP) and the National Environmental Management Laws Amendment Bill [B 14D–2017] (NCOP). Many comments were received and interested stakeholders who requested to address the Committee were given the opportunity to do so. The Committee also processed and considered the

Upgrading of Land Tenure Rights Amendment Bill [B 6B–2020] (NCOP) referred to it and in turn submitted its negotiating mandates on the three amendment bills within the timeframes as specified by the NCOP. The final mandates will be considered in the new financial year.

- 4.2 In terms of provincial legislation, the Western Cape Land Use Planning Amendment Bill [B 6–2020] was referred to the Committee. The Committee concluded its public participation process in the financial year under review and will be addressing submissions received in the 2021/22 financial year. The Draft Western Cape Biodiversity Bill was also referred to the Committee and the proofreading stage for publication was completed in the year under review. The bills are listed below.
- 4.3 In terms of subordinate legislation, the Norms and Standards for the Management of Elephants in South Africa, 2019 was referred to the Committee for comment. Notable amendments were highlighted and recommendations were made to the NCOP by the Committee. Similarly, the Norms and Standards for the Trophy Hunting of Leopard in South Africa, issued in terms of the National Environmental Management: Biodiversity Act, 2004 (Act 10 of 2004) was also addressed by the Committee and comments were submitted to the NCOP for consideration.
- 4.4 In terms of Money Bills, the Committee deliberated on Vote 9 and on Vote 11 in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020] in July 2020 where the origin and principles of the reduction on the adjusted estimate to assist with the pandemic was outlined. The pandemic necessitated further deliberation on Vote 9: Environmental Affairs and Development Planning and Vote 11: Agriculture, in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020], that took place in November 2020 as well as a third adjustment for Vote 9: Environmental Affairs and Development Planning, in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021] in March 2021. The main appropriated budget for the 2021/22 financial year for Vote 9: Environmental Affairs and Development Planning and Vote 11: Agriculture, in the Schedule to the Western Cape Appropriation Bill [B 4–2021] was the subject of intense discussion. The bills are listed below.
- 4.5 The Committee received a briefing by CapeNature on the state of affairs at the nature reserves and the impact of the lockdown on its activities and revenue generation. The Committee focused on CapeNature's conservation operations during the national lockdown with specific reference to ecological management, fire management and alien vegetation clearing, marine protected areas, compliance, infrastructure maintenance, special projects, protected area management planning, stakeholder engagement, the socio-economic impact and landscape service delivery outside of the protected areas. The impact on its financial position and ecotourism was also outlined as well as role clarification regarding its partners and stakeholders. Emphasis was placed on law enforcement and dealing with environmental transgressions. The short, medium and long term status of upgrading and maintenance projects in respect of tourism facilities were also an area of focus.

- 4.6 The Department of Agriculture and Casidra's five year Strategic Plans (2020 – 2025) were also a focal point where the Committee examined the Department and Entity's strategic frameworks and planned performance over the five year period with specific reference to the results-based management approach that integrated strategy, people, resources, processes and measurements to improve decision-making, transparency and accountability.
- 4.7 The Committee continued to follow up on progress in respect of the Amalienstein and Waaikraal farms, owned by the Western Cape Department of Transport and Public Works and managed by Casidra, focusing on the viability and sustainability of the farms as well as the future ownership of the farms. The Department of Agriculture provided the Committee with an overview of its management plan, which included a five year turnaround strategy, for Amalienstein and Waaikraal. This strategy included the terms of reference for both Amalienstein and Waaikraal and the procurement process that was underway to appoint a service provider to map the transfer process of the farms to the communities. The financial situation of the farms were highlighted as well as the legal requirements for the transfer of housing in terms of rezoning, subdivision and registration regulations. The Committee was pleased to determine that the National Department of Agriculture, Land Reform and Rural Development commissioned an evaluation report on Zoar, that included Amalienstein, with the main focus on allowing the Tenure Branch of the former Department of Rural Development and Land Reform to transfer the land held in trust by the Minister of Agriculture, Land Reform and Rural Development to a Communal Property Association or to the Municipality.

To this end, the Committee met with the National Department of Agriculture, Land Reform and Rural Development on the progress of the transfer of land that is presently held in trust for the coloured population group in the Western Cape under the Transformation of Certain Rural Areas Act, 1998 (Act 94 of 1998) (TRANCRAA). The engagement proved beneficial and the Committee was provided with a comprehensive list of the land in the Western Cape that was earmarked for transfer to communities. The TRANCRAA process was explained with reference made to each project, the relevant district, the size of the land, the timeline for the transfer of this land, the outstanding issues preventing the transfer and interventions in this regard. The Committee was pleased to hear that the National Minister had instructed the Department of Agriculture, Land Reform and Rural Development to attend to the transfer of land in terms of TRANCRAA as a matter of urgency and will follow up in this regard.

- 4.8 The Committee continued to be concerned about the impact of the drought on the agricultural sector in the country and particularly the Western Cape, both for commercial and emerging farmers as well as on those employed in the sector. The Committee's concern was further exacerbated by the decision of the National Government to declassify the drought as a national disaster as large parts of the country continued to suffer from the effects of the drought and it was clear that ongoing support to farmers was desperately needed. The Department of Agriculture was invited to brief the Committee in this regard and to address the Committee's concerns for both stock and fruit farming in the Western Cape with specific reference to support needed and/or requested from the National Department of Co-operative Governance and Traditional Affairs and the National Department's response to such requests. The Committee was also provided with an agricultural outlook of the winter crop harvests. The Committee

commended the Department of Agriculture on its management of the drought in the Western Cape.

- 4.9 The Committee conducted two oversight visits, one to the Overstrand Region and another to Genadendal. The purpose of the visit to the Overstrand Region was to engage with industry specific stakeholders, the National Department of Environment, Forestry and Fisheries, the Overstrand Municipality and CapeNature on specific projects and programmes. The Committee visited Abagold Limited, the Milkwood Forest and the Kogelberg and Stony Point Nature Reserves. The purpose of the visit to Genadendal was to visit the Klein Ezeljacht Farm, a land reform project, to obtain an overview of the farming activities, partnerships, successes and challenges as well as to determine the support provided by the Department of Agriculture and other government departments to emerging farmers. Both visits proved insightful and has led to many follow up initiatives with the relevant stakeholders.
- 4.10 The Annual Reports of the Department of Environmental Affairs and Development Planning and its Entity, CapeNature, as well as the Annual Reports of the Department of Agriculture and its entity, Casidra were evaluated.

## **5. Legislation**

In the 2020/21 Financial Year, the Committee dealt with the following items of legislation:

### **5.1 Provincial Bills**

- 5.1.1 Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.2 Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020]: Vote 11 - Agriculture
- 5.1.3 Western Cape Second Adjustments Appropriation Bill [B 7–2020]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.4 Western Cape Second Adjustments Appropriation Bill [B 7–2020]: Vote 11 - Agriculture
- 5.1.5 Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.6 Western Cape Appropriation Bill [B 4–2021]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.7 Western Cape Appropriation Bill [B 4–2021]: Vote 11 - Agriculture
- 5.1.8 Western Cape Land Use Planning Amendment Bill [B 6–2020]

### **5.2 NCOP Bills (Section 76)**

- 5.2.1 National Forests Amendment Bill [B 11B–2016] (NCOP)
- 5.2.2 National Environmental Management Laws Amendment Bill [B 14D–2017] (NCOP)
- 5.2.3 Upgrading of Land Tenure Rights Amendment Bill [B 6B—2020] (NCOP)

## **6. Facilitation of Public Involvement and Participation**

In line with its mandate to facilitate public participation as part of the legislative process and to manage this within the parameters of compliance with COVID-19 protocols, the Committee created awareness and opportunity for the public to participate in the legislative process by advertising in print media, using social media such as Facebook, Twitter and Instagram as well as drafting specific letters to affected and interested stakeholders to comment on legislation.

The public was therefore given the opportunity to request to make verbal presentations to the Committee, to submit written comments and to submit oral submissions via WhatsApp voice notes.

## **7. Financial Particulars**

The Committee's actual expenditure for the 2020/21 financial year as at 31 March 2021 was R189 620.08 against an adjusted budget of R201 176.

## **4. Report of the Standing Committee on Health on its oversight visit to the Genadendal Clinic on 16 February 2021.**

The Standing Committee on Health, having conducted an oversight visit to the Genadendal Clinic on 16 February 2021, reports as follows:

### **The delegation**

The delegation of the Standing Committee on Health included the following Members:

Allen RI (DA)  
Botha, LJ (DA)  
Philander, WF (DA) (Chairperson and leader of the delegation)  
Windvogel, R (ANC)

### **Additional Member**

Baartman, DM (DA)

Bakubaku-Vos, NG (ANC)  
Mackenzie, RD (DA)  
Maseko, LM (DA)

### **Apology**

Xego, M, (EFF)

### **The following parliamentary officials accompanied the delegation:**

Ms N Jamce

Ms W Hassen-Moosa

## Background

The Standing Committees on Health, Education and Premier and Constitutional Matters embarked on a pre-State of the Province Address (SOPA) visits to Genadendal in the Overberg District on Tuesday 16 February 2021.

The Standing Committee on Health, in particular, resolved to conduct an oversight visit to the Genadendal Clinic (the Clinic). The purpose of the visit was to assess the progress made in the infrastructure maintenance project at the Clinic. Ms. Neshaan Peton, the Primary Health Care Manager for the Theewaterskloof Sub-District welcomed the delegation. She gave a summary of the services that were offered by the facility and the service pressure that the Clinic was experiencing during the COVID-19 pandemic.

### 1. Salient points that emanated from the visit to the Genadendal Clinic

- 1.1 During the visit, the Committee noted that the Clinic was operating from a temporary site at the Moravian Church within the Genadendal community until the maintenance project is completed.
- 1.2 It was reported that finding a suitable temporary site for the re-allocation of the Clinic took four months due to several delays that were encountered as the site identified was deemed not suitable.
- 1.3 With regards to the maintenance project, progress meetings between the Department of Health officials and community stakeholders were conducted on a monthly basis and a Community Liaison Officer has been appointed.
- 1.4 It was reported that the Clinic building belongs to a Community Trust and the project at the Clinic was a maintenance project. The community was hoping for a new facility. They requested a Community Day Centre to be built for residents to access a large scale of health services.
- 1.5 The Clinic is a Primary Health Care facility that operates from 07:30 to 16:00 from Monday to Friday.
- 1.6 It offers services such as mother and child health, chronic diseases care, women's health, HIV and TB care, men's health, and acute services. The Clinic also offers outreach services and Allied Health Care Services.
- 1.7 The referral pathways for the Clinic are Caledon and Worcester Hospitals. In addition, the psychiatry patients are referred to the *Lentegeur Psychiatric Hospital in Mitchells Plain*.
- 1.8 The Clinic has nine staff members, namely, one Operational Manager, one Clinical Nurse Practitioner, one Professional Nurse, one Enrolled Nurse, one Health Promoter who also works for the Greyton Clinic, one Admission Clerk, one Cleaner, one intern and one Counsellor.
- 1.9 All administrative functions were provided by the Sub-district office.
- 1.10 The Clinic outsourced services such as gardening, cleaning, and security services.
- 1.11 During the 2018/2019 financial year, the annual headcount for the Clinic was 11 850 and an average of 987 per month, 11521 with an average headcount of 960 in 2019/2020 and a headcount of 6 197 with an average of 774 per month during the 2020/21 financial year.
- 1.12 The AZ Building & Project Maintenance contractor from Cape Town arrived on site at the Clinic on 1 November 2020.

- 1.13 It was reported that the maintenance project was on track and the health services will be moving back to the Clinic in April 2021.
- 1.14 The upgrade of the Clinic costs R7 million and the maintenance upgrade aims to improve patients' folders, provide a bigger registry, a new disabled toilet and a sputum booth.
- 1.15 The Clinic requires additional staff personnel due to the growing population in Genadendal and the surrounding communities.
- 1.16 It was further reported that a Doctor from the Caledon Hospital conducts weekly outreach visits to the Clinic.

## **2. Challenges at the Genadendal Clinic**

- 2.1 Additional staff is needed at the Clinic.
- 2.2 The lack of ambulance services was reported as a challenge.
- 2.3 Chronic diseases and antenatal visits were reported to be on the rise.
- 2.4 There is a high default rate for the chronic medication patients and immunisation for children.
- 2.5 The immunisation rate for measles was also low in Genadendal.
- 2.6 High default rate for chronic medication in the farming communities in Theewaterskloof Sub-District was reported as a major challenge due to the long distance from the farms to the health facilities.
- 2.7 There was no Clinic Committee at the Clinic.
- 2.8 The office space was also reported as a challenge at the Clinic

## **3. Resolutions**

The Committee RESOLVED that the Department of Health should brief the Committee on:

- 3.1 The rollout and distribution of the chronic medication in the Theewaterskloof Sub-District.
- 3.2 The customer care services training that the Department provides to the healthcare personnel in the province.

## **4. Recommendations**

The Committee RECOMMENDED that the Department of Health should:

- 4.1 Formulate a plan of action for the distribution of the chronic medication in the farming communities to address the high default rate of chronic medication in farms across the Overberg District including the Genadendal area.
- 4.2 Arrange with the schools in Genadendal to allow healthcare workers to vaccinate children at schools, this will address the low rate of immunisation in Genadendal and the surrounding areas.
- 4.3 Engage with the Department of Agriculture and request it to share the stakeholder database. This will assist the Department of Health to form partnerships with the farming community for the distribution of chronic medication and health services to the farms, in the Overberg District which include the Genadendal area.



## **5. Request for Information**

The Committee REQUESTED the Department of Health to provide it with the following information by Monday 22 March 2021:

- 5.1 A detailed report on the ongoing infrastructure project at the Genadendal Clinic. The report should include additional space that has been added into the existing building.
- 5.2 Detailed information on services that have been outsourced from the District and outside the District by the AZ Building & Project Maintenance contractor in the Clinic. The information should include the number of people that are employed by the Contractor for this project and how many are from the Overberg District.

The Committee successfully concluded its visits to the Genadendal Clinic