

PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

FRIDAY, 18 JUNE 2021

COMMITTEE REPORTS

1. **Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on its oversight visit to the Brandvlei Dam Project on 7 May 2021, as follows:**

Delegation

The delegation consisted of the following members:

Marran, P (ANC)

Van Der Westhuizen, AP (DA: Chairperson and leader of the delegation)

Apologies were received from members Baartman, DM (DA), Maseko, LM (DA) and Marais, PJ (FF Plus)

1. Introduction and background

Section 114 (2)(b)(i) of the Constitution of the Republic of South Africa mandates provincial legislatures to provide for mechanisms to maintain oversight over the Provincial Executive Authority in the province.

During the deliberation on the Department of Agriculture's Annual Report for the 2019/20 financial year on 4 December 2020, the Committee was informed that the Department submitted a proposal for funding to the Department of Water Affairs (DWS) to raise the current Brandvlei Feeder Canal by 30cm and that this would allow an additional amount of water to be diverted during the winter months for storage which would bring a significant additional area under irrigation.

The Committee further determined that, due to an undertaking by the national Minister of Water and Sanitation, the DWS would undertake the construction work and that the R20 million budgeted by the Department of Agriculture for this project was surrendered to the Provincial Revenue Fund for COVID-19 related expenditure.

The Committee was concerned about the continued delays in respect of this beneficial project but was pleased that the Department of Agriculture indicated willingness to pursue this matter with the DWS.

To this end, the Committee resolved that it would request regular updates on this matter and further resolved to conduct an oversight visit to the Brandvlei Dam and related projects in the Breede River Valley area to observe progress made in terms of construction and to gain a better understanding of the potential benefits of the projects once completed.

In addition, the Committee met on 10 February 2021 to discuss improving the safety of transporting farm workers and resolved to visit a farm where good designs for structures were already in place that would give some form of protection and add to the dignity of passengers whilst being transported on the back of otherwise open vehicles.

2. Overview of the visit

The visit commenced with a briefing by the Department of Agriculture, officials from the Department of Human Settlements, Water and Sanitation (DHSWS) as well as members from the Water Users Associations on the Brandvlei Project at the Breede Valley Municipality. The delegation then proceeded to the Papenkuil Pump Station, the Brandvlei Feeder Canal and the Holsloot Weir and concluded its day visit at a farm where good design structures were in place for transporting farm workers.

3. Findings

Increasing the capacity of the Brandvlei Dam feeder canal to allow more water to be diverted into the dam would result in the diversion of additional water needed to irrigate more agricultural land. It was anticipated that the additional irrigated land will generate primary jobs, secondary jobs and may draw in R2,2 billion worth of value chain investment by the private sector.

An upgrade to the Papenkuil pump station would allow an increase of the yield from the Brandvlei Dam. The upgrade would entail the replacement of pumps as the original motors at the pump station were almost 40 years old and from England which made it difficult to source replacement parts. The DHSWS has completed a feasibility study in this regard. Of concern to the Committee was the supply chain management process within the DHSWS which appeared to be tedious and therefore resulted in delays in the procurement of goods and services and also hampered emergency procurement, which then led to delays with repair work. This resulted in a loss of water that would have been stored and made available for irrigation.

Annual flooding of the Holsloot River caused large scale damages and affected the members of the Holsloot Water Users Association who were farming on large tracts of irrigated agricultural land. In collaboration with various stakeholders, the Department of Agriculture

embarked on a facilitative process supporting the Holsloot Water Users Association. This resulted in the development of a River Maintenance Management Plan and the implementation of alien vegetation infestation clearing projects. The Stellenbosch University was appointed for the implementation and for conducting the investigation and modeling of the Holsloot Weir Project which was completed in April 2021 at a cost of R76,95 million.

The visit concluded with a visit to a farm near De Doorns where the Committee was shown various designs for canopies with benches intended to mitigate injury to farm workers while being transported to the farm and back home. A distinctive feature of the structures was the relative ease by which they could be lifted from, and fitted to, the trucks by fork lifts. This allowed the truck to be used for general farm work during the day.

4. Resolutions

The Committee RESOLVED to engage with CapeNature on the progress of alien vegetation clearing in the Holsloot area.

5. Acknowledgements

The Committee expressed its appreciation to the officials and water association members for an informative engagement.

2. Report of the Standing Committee on Social Development on its oversight visits to the Heaven Night Shelter in Green Point and the Sanitary Dignitary Project in Paarl on 4 May 2021.

The Standing Committee on Social Development having conducted oversight visits to the Heaven Night Shelter in Green Point and the Sanitary Dignitary Project in Paarl on 4 May 2021, reports as follows:

The delegation

The delegation of the Standing Committee on Social Development included the following Members:

Democratic Alliance

Bosman, G (Chairperson)

Mackenzie, RD

Philander, WF

African National Congress

BakuBaku-Vos, NG

AL JAMA-AH

Brinkhuis, G

Additional Member

Bans, A (ANC)

Windvogel, R

Persons in attendance

The register for all attendees is available on request.

1. Background

The Standing Committee on Social Development conducted oversight visits to the Heaven Night Shelter in Green Point and the Sanitary Dignitary Project storage facility in Paarl on Tuesday 4 May 2021 as part of its oversight function.

The purpose of the visit to the Heaven Night Shelter was to assess the safety protocols that were in place at the Shelter. The Committee also wanted to inspect how the shelter was dealing with the COVID-19 pandemic and to get a better understanding of the services that the shelter provides to the homeless people around the Cape Metropolitan Area. During its visit to the Heaven Night Shelter, the Committee was joined by Councillors from the City of Cape Town, Councillors Mahon, Jowell, and Mahango.

The Committee also visited the Department of Social Development's warehouse for the Sanitary Dignitary Project in Paarl. The purpose of the visit was to inspect the storage warehouse and to get a better understanding of how the sanitary pads were distributed from the warehouse to various schools across the province. The Committee also wanted to get a better understanding of the impact of the COVID-19 pandemic on the Sanitary Dignitary Project.

2. Salient points that emanated from the visit to the Heaven Night Shelter in Green Point

- 2.1 Mr. Khan, the CEO of the Heaven Night Shelter (the Shelter) in the Western Cape welcomed the Committee and proceeded to brief the Committee on the services and safety protocols of the Shelter.
- 2.2 He reported that the Shelter was established in 1978, registered as a Non-Profit Organisation (NPO) in 2000, and as a Public Benefit Organisation in 2004. It caters for the homeless people.
- 2.3 The Shelter believes in the future where communities, organisations, and government can create a supportive network to ensure that no one is forced to live on the streets to survive.
- 2.4 The Shelter's core mandate is to provide temporal shelter, physical care, social welfare, and family reunification services to adult homeless persons and support adult people living on the streets who are committed to reintegration.
- 2.5 The Shelter is in partnership with religious institutions, community organisations, welfare bodies, service providers, businesses, the Department of Social Development, the City of Cape Town and individuals concerned with the care and welfare of the destitute.
- 2.6 The Shelter promotes community awareness of the social problems arising out of destitution and encourages the participation of the public in the alleviation of such problems and to reduce the opportunities for people to continue living on the streets.
- 2.7 The Shelter reported that it receives +-200 walk-in clients looking for a shelter per annum.
- 2.8 The Shelter caters for persons between 18-65 years of age.

- 2.9 It has a total of 96 beds of which 33 beds are allocated to females and 63 beds are allocated to males.
- 2.10 The Shelter has a manager, four supervisors, and one social worker as part of its staff compliment.
- 2.11 With regards to the admission process of the Shelter, on the arrival of clients, a social worker conducts an in-depth assessment and help the homeless person construct a Personal Development Plan (PDP).
- 2.12 The PDP conducted by the social worker specifies the best way the Shelter could temporarily accommodate its clients and what needs to be done.
- 2.13 The progress of its clients are measured regularly and the PDP is adjusted if necessary.
- 2.14 The social worker focuses on the case file and the shelter clients' reunification process with their families. The Shelter reported that it was in urgent need of a Social Auxiliary Worker and was in discussion with the Department of Social Development to assist the Shelter in this regard.
- 2.15 The Shelter has full-time field workers that are appointed to encourage people to come off the streets and get the persons back home. The process involves introducing the homeless person to a shelter like the Haven and Night. In addition, the fieldworker engages with property owners, business, and the City of Cape Town to reduce the "bed space" on the streets.
- 2.16 Mr. Mntuwempi, the Shelter Manager indicated that he was responsible for administration, hospitality, good order, and arrangements concerning work opportunities and the clients' exit from the Shelter.
- 2.17 The Shelter is part of a larger group of 16 shelters across the province in areas such as Bellville, Ceres, Claremont, District 6, Haven Old Age Home, Kalk Bay, Kensington, Kraaifontein, Moira Henderson House, Mossel Bay, Napier Street, Paarl, Swartland, Retreat, and Wynberg.
- 2.18 Mr. Mntuwempi also informed the Committee that part of taking responsibility is that clients have to pay R12 per day for services if unemployed or R750 per month if income exceeds R1400.00 per month and the clients who cannot pay the R12 admission fee can earn their stay by working in the Shelter.
- 2.19 Mr. Mntuwempi took the Committee on a walkabout of the facility and showed them the rooms, canteens, kitchen, and storeroom. He pointed out areas that were due for maintenance.
- 2.20 In response to the COVID-19, it was reported that the Shelter responded by introducing enhanced hygiene practices and social distancing following the World Health Organisations advice.
- 2.21 The Shelter used literature and talks to educate its clients about the COVID-19 screening. Furthermore, the client's movements were restricted when the country was on lockdown.
- 2.22 Mr. Mntuwempi highlighted that the shortage of space and lack of security on site were some of the challenges experienced by the Shelter.

The Councillors from the City of Cape Town also gave input during the visit. They informed the Committee that the shelters are the responsibility of the provincial government not the City of Cape Town. It was reported that the City of Cape Town works closely with the provincial government to identify City land. The City of Cape Town Councillors also informed the Committee that land which was earmarked for a shelter in Milnerton was unfortunately occupied by the land invaders. The Councillors mentioned that the City of Cape Town does not

have funds for new safe places. They reported that the City of Cape Town gives the shelters a rebate on electricity and water services.

3. Visit to the warehouse for the Sanitary Dignitary Project in Paarl

The Committee conducted a visit to the Sanitary Dignitary Project in Paarl. The Committee was welcomed by officials from the Department of Social Development and the Western Cape Education Department.

- 3.1 Mr. Arnolds, from the Department of Social Development briefed the Committee on the Sanitary Dignitary Project.
- 3.2 He informed the Committee that the project aims to restore the dignity of schoolgirls who have poor school attendance and low self-esteem as a result of the lack of financial resources essential for affordable basic sanitary towels.
- 3.3 He reported that the Department has two warehouses for the Sanitary Dignitary Project, one in Paarl and the other one in the Cape Town CBD.
- 3.4 He reported that the social workers in schools determine the needs for the sanitary towels in each school.
- 3.5 The project started with a total of 222 schools. Some schools have requested not to be part of the project because they were getting the sanitary towels from the Dischem Sanitary Project.
- 3.6 A total of 110 schools were benefiting from the project in 2021. The Committee was informed that the numbers were growing.
- 3.7 The Committee conducted a walkabout of the facility and inspected the storerooms where the sanitary towels were kept.
- 3.8 In terms of the distribution process for the sanitary towels, the towels are brought from the production factory to the DSD warehouse. The Department then distributes the towels to the various schools in the province on a monthly basis.
- 3.9 The Committee was informed that the Department of Social Development was not paying for the warehouse at JJ du Preez Le Roux Clinic in Paarl. The building belongs to the Department of Transport and Public Works and it has been earmarked to be utilised as a local office for the Department of Social Development in Paarl.

4. Request for Information

The Committee REQUESTED the Department of Social Development to provide it with a detailed process on the application process for the Sanitary Dignitary Project by 27 June 2021.

The Committee successfully concluded its visits.

3. Annual Activity Report of the Standing Committee on Social Development for the 2020/21 financial year.

Members:

Democratic Alliance

Bosman, G (Chairperson)

Mackenzie, RD

Philander, WF

African National Congress
BakuBaku-Vos, NG

Economic Freedom Fighter (EFF)
Makamba-Botya, N

Alternate Members
Bans, AP (ANC)
Windvogel, R (ANC)

1. Introduction

The mandate of the Committee is to:

- 1.1 Maintain oversight over the Executive.
- 1.2 To keep the Department of Social Development 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 departments

- 2.1 Department of Social Development

3. Overview of committee activities

Number of committee activities	27
Number of public hearings	6
Number of oversight visits	0
Number of cluster visit weeks	0
Number of international study tours	0
Number of provincial Bills considered	5
Number of NCOP visit weeks	0
Number of NCOP Bills considered	1
Number of committee briefing meetings	15
Workshops or conferences attended	0

4. Committee activities

In June 2020, the Standing Committee on Social Development was briefed by the Department of Social Development on the Western Cape Laws Repeal Bill [B 5–2019]. The purpose of the Bill was to repeal the Aged Persons Act, 1967 (Act 81 of 1967), and the National Welfare Act,

1978 (Act 100 of 1978), in so far as they apply in or have been assigned to the Province of the Western Cape. The Committee considered, deliberated, and reported on the Bill.

Pursuant to the Committee being tasked by the Speaker with the appointment of the Western Cape Commissioner for Children, a position that was the first of its kind in the province and in South Africa. In June 2020, the Committee scheduled a meeting with the Premier to formally introduce Ms. C Nomdo, the Commissioner for Children, to the Members of the Provincial Parliament and to the people of the Western Cape. Also, to provide the Commissioner with an opportunity to engage with the Committee and give progress made in setting up the Office and to engage the Committee on the short- term plans of the Commissioner.

In July 2020, following the briefing to the National Assembly by the South African Social Security Agency (SASSA) where it provided an outline of its abysmal financial standing and utterly poor management of human resources. The Standing Committee invited the SASSA Western Cape Regional Office to a briefing meeting on the impact of the alleged irregular expenditure to the people of the Western Cape. The Committee wanted to understand how this wasteful expenditure occurred and what consequence management mechanisms were put in place by the Agency.

Due to the COVID-19 Pandemic, in July 2020, the Committee deliberated on Vote 7: Social Development in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020].

In September 2020, the Committee was briefed by the NCOP Permanent Delegate and the national Department of Social Development on the Social Assistance Amendment Bill [B8B-2019] NCOP s76. In this meeting, the Committee resolved to schedule one virtual public hearing due to the COVID-19 pandemic. The Committee successfully deliberated on the Bill and recommended that the House confers on the Western Cape's delegation in the National Council of Provinces the authority to support the Bill.

In October 2020, the Committee held a follow-up briefing by the Western Cape Commissioner for Children on the operations of the Western Cape Commissioner for Children and progress made in setting up the Office of the Commissioner. During the month of November 2020, the South African Social Security Agency (SASSA): Western Cape briefed the Committee on the extension of the COVID-19 relief of distress grant.

5. Legislation

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

5.1 Provincial bills

- 5.1.1 Western Cape Laws Repeal Bill [B 5–2019].
- 5.1.2 Social Development on Vote 7: Social Development in the Schedule to the Western Cape Appropriation Bill [B 3–2020].
- 5.1.3 Vote 7: Social Development in the schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020].
- 5.1.4 Vote 7: Social Development in the schedule to the Western Cape Adjustments Third Appropriation Bill [B 3–2021] (2020/21 Financial Year).

- 5.1.5 Deliberations on Vote 7: Social Development in the Schedule to the Western Cape Appropriation Bill [B 4–2021].

6. NCOP Bill

Social Assistance Amendment Bill [B 8B–2019] NCOP s76 Bill.

7. Facilitation of public Involvement and participation

In line with the Committee's mandate to facilitate public participation as part of the legislative process, members of the public were invited to participate in the consideration of and deliberations on:

- 7.1 The public hearing on the Western Cape Laws Repeal Bill [B 5–2019]
- 7.2 Public hearing on Vote 7: Social Development in the Schedule to the Western Cape Appropriation Bill [B 3–2020].
- 7.3 Public hearing on the Vote 7: Social Development in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]
- 7.4 Public hearing on the Social Assistance Amendment Bill [B 8B–2018] (NCOP)
- 7.5 The Annual Report of the Department of Social Development
- 7.6 Public hearing on the deliberations on Vote 7: Social Development in the schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] (2020/21 Financial Year)
- 7.7 Public hearing on the deliberations on Vote 7: Social Development in the schedule to the Western Cape Appropriation Bill [B 4–2021].

8. Financial particulars

The Standing Committee was allocated an amount of R110 000.00. The budget was spent on the advertisements for the legislation and budget votes referred to the Committee. The Committee budget was also spent on advertisement the Committees deliberation on the Annual Report of the Department of Social Development.

4. Annual Report of the Standing Committee on Transport and Public Works for the 2020/21 financial year, dated 8 June 2021, as follows:

Members

The Committee comprised of the following members:

Mitchell, DG (DA) Chairperson
 America, D (DA)
 Herron, BN (GOOD)
 Mvimbi, LL (ANC)
 Van der Westhuizen, AP (DA)

Alternate Members

Baartman, DM (DA)
 Dugmore, CM (ANC)
 Nkondlo, ND (ANC)
 Maseko, LM (DA)
 Schäfer, BA (DA)

1. Introduction

1.1 The mandate of the Committee is to:

- 1.1.1 Maintain oversight over the Executive member and his Department and its Entity, including the implementation of legislation and to hold them accountable to the Western Cape Provincial Parliament; and
- 1.1.2 Consider and report on legislation, other matters and Annual Reports referred to it by the Speaker.

1.2 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 co-operative governance; and.
- 1.2.4 Reported regularly to the House.

2. Reporting Department

Department of Transport and Public Works.

3. Reporting Entity

Government Motor Transport

4. Overview of Committee's activities

4.1	Number of committee meetings	11
4.2	Number of provincial bills considered	4
4.3	Number of public hearings	5

5. Oversight activities

- 5.1 The first quarter started differently than usual due to COVID-19 and lockdown. MS Teams was installed for members and staff and the Committee had one virtual meeting via MS Teams on the Department's 4th Quarterly Performance Report (January 2020 – March 2020).
- 5.2 The second quarter continued with various COVID-19 restrictions in place and the Committee conducted four meetings via MS Teams during this quarter. The Committee's first meeting in the second quarter was a briefing by Mr R Maseko, Acting

Regional Manager: Metrorail Cape Town and Mr B Mpondo, Administrator: PRASA on the status of the turnaround strategy for PRASA in the Western Cape, the procurement process for the building of the security wall, the status of a more formalised security contract to ensure the safety of commuters and PRASA property; and the filling of senior positions. Due to the COVID-19 pandemic an adjusted appropriation was introduced and the Committee deliberated on Vote 10: Transport & Public Works, in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020] and considered and adopted the Committee Report on Vote 10: Transport and Public Works. The Committee had further briefings by the Department on the current state of taxi violence in the Western Cape and the mechanisms put in place by the Department to assist relevant role players, its 1st Quarterly Performance Report (April 2020 – June 2020) and the Conradie Better Living Model Exemplar Project.

- 5.3 During the third quarter the Committee conducted four meetings via MS Teams. During this quarter there was again arson attacks on the busses of Golden Arrow Bus Services (GABS). The Committee received a presentation by GABS on the impact of the arson attacks on GABS, its workers, and commuters; the effect of these attacks on taxi and train services and vice versa; and the measures that could be implemented to prevent these attacks. The Committee concluded the quarter with the deliberation on Vote 10: Transport & Public Works, in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020] and the deliberation on the Annual Reports of the Department of Transport and Public Works and Government Motor Transport for the 2019/20 financial year.
- 5.4 The fourth quarter continued with various COVID-19 restrictions in place and the Committee started the year by considering and adopting the Draft Committee Report on the Annual Report of the Department of Transport and Public Works and Government Motor Transport for the 2019/20 financial year. The Committee deliberated on Vote 10: Transport & Public Works, in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021] and Vote 10: Transport & Public Works, in the Schedule to the Western Cape Appropriation Bill [B 4–2021]. Upon conclusion of its deliberations the Committee considered and adopted the Committee Report on Vote 10: Transport and Public Works in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021] and the Western Cape Appropriation Bill [B 4–2021].

6. Legislation

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

6.1 Provincial bills

- 6.1.1 Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]: Vote 10
- 6.1.2 Western Cape Second Adjustments Appropriation Bill [B 7–2020]: Vote 10
- 6.1.3 Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021]: Vote 10
- 6.1.4 Western Cape Appropriation Bill [B 4–2021]: Vote 10

7. Financial particulars

At the close of the 2020/21 financial year, expenditure attributed to the activities of the Committee accumulated to R46 757.

5. Annual Report of the Standing Committee on Local Government for the 2020/21 financial year, dated 15 June 2021, as follows:

Members

The Committee comprised of the following members:

America, D (DA) (Chairperson)
 Makamba-Botya, N (EFF)
 Maseko, LM (DA)
 Smith, D (ANC)
 Van der Westhuizen, AP (DA)

Alternate members

Allen, RI (DA)
 Marran, P (ANC)
 Mitchell, DG (DA)
 Lili, A (ANC)
 Schafer, BA (DA)
 Xego, M (EFF)

1. Introduction

1.1 The mandate of the Committee was to:

- 1.1.1 Maintain oversight over the executive member and his Department, including the implementation of legislation, and to hold them accountable to the Western Cape Provincial Parliament; and
- 1.1.2 Consider and report on legislation, other matters and annual reports referred to it by the Speaker.

1.2. In fulfilment 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; and
- 1.2.4 reported regularly to the House.

2. Reporting Department

Department of Local Government.

3. Overview of Committee's activities

3.1	Number of committee meetings	15
3.2	Number of oversight visits	2
3.3	Number of provincial bills considered	4
3.4	Number of NCOP bills considered	1
3.5	Number of public hearings	6

4. Oversight activities

- 4.1 The first quarter started differently than usual due to COVID-19 and lock down. MS Teams was installed for members and staff and the Committee had two virtual meetings via MS Teams in the first quarter. The Committee proceeded to deliberate on the Local Government: Municipal Structures Amendment Bill [B 19B–2018] and the first meeting was a briefing by the Department of Cooperative Governance and Traditional Affairs on the Bill. The Committee concluded the first quarter with a briefing by the Department on its Fourth Quarter Performance Report of the previous year.
- 4.2 The second quarter continued with various COVID-19 restrictions in place and the Committee conducted five meetings via MS Teams during this quarter. The Committee's first meeting in the second quarter was a briefing by the Auditor-General on the 2018/19 Audit Outcomes of Municipalities in the Western Cape followed by a discussion with the Department of Local Government and Provincial Treasury on corrective measures at underperforming municipalities. Due to the COVID-19 pandemic an adjusted appropriation was introduced and the Committee deliberated on Vote 14: Local Government, in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020] and considered and adopted the Committee Report on Vote 14: Local Government in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]. The Committee concluded its public participation process on the Local Government: Municipal Structures Amendment Bill [B 19B–2018] and adopted the Negotiating Mandate Report on 15 September 2020.
- 4.3 During the third quarter the Committee conducted four meetings via MS Teams and one oversight visit to Kannaland Municipality and were part of the NCOP delegation which visited the same municipality during the NCOP Provincial Visit Week. The Committee's first meeting in the third quarter was a briefing by the Department on the status of all forensic and Special Investigating Unit investigations at municipalities in the Western Cape and the state of readiness of Disaster Management in view of the upcoming fire season. The Committee also considered and adopted the Final Mandate Report on the Local Government: Municipal Structures Amendment Bill [B 19B–2018] (NCOP). The Committee concluded the quarter with the deliberation on Vote 14: Local Government, in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020] and the deliberation on the Annual Report of the Department of Local Government for the 2019/20 financial year.

- 4.4 During the fourth quarter the Committee conducted four meetings via MS Teams and one oversight visit to Genadendal. The Committee's first meeting in the fourth quarter was the adoption of the Draft Committee Report on the Annual Report of the Department of Local Government for the 2019/20 financial year and various other documents. The Committee conducted an oversight visit to Genadendal on 12 February 2021 and was briefed by the Department on its 2nd and 3rd Quarterly Performance Reports (July 2020 – September 2020 and October 2020 – December 2020) and the status of all Section 106 investigations at municipalities in the Western Cape. The Committee deliberated on Vote 14: Local Government, in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021] and Vote 14: Local Government, in the Schedule to the Western Cape Appropriation Bill [B 4–2021]. Upon conclusion of its deliberations the Committee considered and adopted the Committee Reports on Vote 14: Local Government in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021] and the Western Cape Appropriation Bill [B 4–2021]. The Committee concluded the quarter with a briefing by the Department of Cooperative Governance on the Local Government: Municipal Systems Amendment Bill [B 2B–2019].

5. Legislation

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

5.1 Provincial bills

- 5.1.1 Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]: Vote 14
- 5.1.2 Western Cape Second Adjustments Appropriation Bill [B 7–2020]: Vote 14
- 5.1.3 Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021]: Vote 14
- 5.1.4 Western Cape Appropriation Bill [B 4–2021]: Vote 14

5.2 NCOP bills

- 5.2.1 Local Government: Municipal Structures Amendment Bill [B 19B–2018]

6. Financial particulars

At the close of the 2019/20 financial year, expenditure attributed to the activities of the Committee accumulated to R93 894.

6. ANNUAL ACTIVITY REPORT 2020/2021 OF THE STANDING COMMITTEE ON COMMUNITY SAFETY, CULTURAL AFFAIRS AND SPORT FOR THE PERIOD OF 1 APRIL 2020 TO 31 MARCH 2021

The Standing Committee on Community Safety, Cultural Affairs and Sport, conducts oversight over multiple portfolios. The Committee's membership is different for each of the two main portfolios, that is, matters related to Community Safety and matters related to Cultural Affairs and Sport.

Members

The Committee overseeing the Cultural Affairs and Sport portfolio comprised of the following members.

Allen RI (Chairperson) (DA)
 Bans AP (ANC)
 Bosman G (DA)
 Botha LJ (DA)
 Marais PJ (FFP)

Alternate Members

Brinkhuis G (Al Jama-Ah)
 Kama M (ANC)
 Mackenzie RD (DA)
 Philander WF (DA)
 Van Der Westhuizen AP (DA)
 Windvogel R (ANC)
 Xego M (EFF)

The Committee overseeing the Community Safety portfolio comprised of the following members.

Allen RI (Chairperson) (DA)
 Bosman G (DA)
 Botha LJ (DA)
 Christians FC (ACDP)
 Kama M (ANC)

Alternate Members

Brinkhuis G (Al Jama-Ah)
 Lekker PZ (ANC)
 Lili A (ANC)
 Mackenzie RD (DA)
 Philander WF (DA)
 Van Der Westhuizen AP (DA)
 Windvogel R (ANC)
 Xego M (EFF)

Additional Members

Bans AP (ANC)
 Marais PJ (FFP)
 Windvogel R (ANC)

Additional Members in this report refers to Members who have not been ATCd as being permanent or alternate members of the Community Safety portfolio but have been active across committee activities.

The Standing Committee on Community Safety, Cultural Affairs and Sport, reports on its 2020/21 annual activities, as follows:

1. Introduction

The mandate of the Committee, is to:

- a. Maintain oversight over the Executive and other stakeholders responsible for community safety, cultural affairs and sport, in the province.
- b. To hold the Department of Community Safety, the Western Cape Police Ombudsman, the Western Cape Liquor Authority and the South African Police Service accountable. To also hold accountable the Department of Cultural Affairs and Sport, and its Entities (Western Cape Language Committee, Western Cape Cultural Commission and Heritage Western Cape).
- c. To consider and report on legislation and other matters referred to it by the Speaker.
- d. To monitor the implementation of legislation.

In the fulfilment of its mandate, the Committee:

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

The Committee deals with two distinct portfolios, the report will detail the activities per portfolio.

2. Reporting Departments

- 2.1. The Department of Cultural Affairs and Sport, and its Entities (Western Cape Language Committee, Western Cape Cultural Commission and Heritage Western Cape).
- 2.2. The Department of Community Safety.

3. Cultural Affairs and Sport portfolio

During the year, the Standing Committee on Community Safety, Cultural Affairs and Sport (Cultural Affairs and Sport Portfolio) held 16 briefings, including six public hearings, and conducted one oversight visit. The Western Cape Provincial Parliament standardised virtual meetings via Microsoft Teams during 2021 due to the COVID-19 alert level restrictions imposed to limit in-person gatherings. The Committee conducted all of its meetings via this virtual platform, including the public hearings.

The Department of Cultural Affairs and Sport briefed the Committee on its 2019/20 Quarterly Performance Reports for the first three quarters of that financial year. The Department of Cultural Affairs and Sport, presented three adjustments to its 2021/22 Appropriation. These meetings were held in July [B 4—2020] and November 2020 [B 7—2020] and in March 2021 [B 3—2021]. The significant number of adjusted estimates was influenced by the effects of the

COVID-19 pandemic. The Department of Cultural Affairs and Sport also presented on its financial matters related to the Western Cape Appropriation Bill [B 4–2021]. The Committee also deliberated on the 2019/20 Annual Reports of the Department of Cultural Affairs and Sport and its Entities.

The Committee also dealt with three other key Bills during the 2020/21 financial year. These include, the Customary Initiation Bill [B 7B–2018] (NCOP), and later the amended version of the Customary Initiation Bill [B 7D–2018] (NCOP), the Recognition of Customary Marriages Amendment Bill [B 12B–2020] (NCOP) and the Western Cape Museums Ordinance Amendment Bill [B 5–2020].

These legislative processes required engagements with the Department of Traditional Affairs, the Department of Justice, and the Department of Cultural Affairs and Sport.

In the build up to the State of the Province Address during February 2021, the Committee conducted an oversight visit to the historic Genadendal Mission Museum.

4. Overview of activities for the Cultural Affairs and Sport portfolio

Number of Committee Meetings:	16
Number of Public Hearings:	6
Number of Oversight Visits:	1
Number of Cluster Visit Weeks:	0
Number of International Visits:	0

5. Community Safety portfolio

During the year, the Standing Committee on Community Safety, Cultural Affairs and Sport (Community Safety Portfolio) held 15 briefings, including two interview sessions, and four public hearings.

The Department of Community Safety briefed the Committee on its 2019/20 Quarterly Performance Reports for the first three quarters of that financial year. The Department of Community Safety presented two adjustments to its 2021/22 Appropriation. These meetings were held in July [B 4–2020] and November 2020 [B 7–2020]. The Department of Community Safety also presented on its financial matters related to the Western Cape Appropriation Bill [B 4–2021]. The Committee also deliberated on the 2019/20 Annual Reports of the Department of Community Safety and the Western Cape Liquor Authority.

The Western Cape Police Ombudsman (WCPO) presented two key reports. The first was its report on Prisoner Transport by the South African Police Service (SAPS) and the second focused on SAPS' Victim Empowerment Programme.

The Committee also had several engagements with the SAPS and the City of Cape Town's Safety and Security Directorate. The interactions focused their respective input on the Department of Community Safety's Policing Needs and Priorities Report for 2019/20, the policing strategies to combat gang violence in the Western Cape, as well as matters related to forensic science in the policing sector. Although the Committee met on matters related to forensic science, the SAPS' National Office had not timeously responded to the invitation to present.

During the 2020/21 financial year the Committee conducted interviews to shortlist candidates for consideration to be appointed to the Governing Board of the Western Cape Liquor Authority. The Committee did so on two separate occasions. The first occasion in November 2020, following a briefing on the role of the Board by the Department of Community Safety, was to fill two vacancies. In February 2021 the Committee conducted interviews in order to short list candidates for the Board's new term of office, commencing March 2021. The Committee adopted a hybrid approach in that in-person interviews were conducted in the Chamber and candidates who opted for a virtual interview, were accommodated via Microsoft Teams.

6. Overview of activities for the Community Safety portfolio

Number of Committee Meetings:	15
Number of Public Hearings:	4
Number of Oversight Visits:	0
Number of Cluster Visit Weeks:	0
Number of International Visits:	0

7. NCOP Legislation

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

- 7.1. Customary Initiation Bill [B 7B–2018] (NCOP).
- 7.2. Customary Initiation Bill [B 7D–2018] (NCOP).
- 7.3. Recognition of Customary Marriages Amendment Bill [B 12B–2020] (NCOP).

8. Provincial bills

- 8.1. Vote 4: Community Safety in the schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020].
- 8.2. Vote 13: Cultural Affairs and Sport in the schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020].
- 8.3. Vote 4: Community Safety in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020].
- 8.4. Vote 13: Cultural Affairs and Sport in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020].
- 8.5. Vote 13: Cultural Affairs and Sport in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 financial year) [B 3–2021].
- 8.6. Western Cape Museums Ordinance Amendment Bill [B 5–2020].

9. Facilitation of public Involvement and participation

In line with the Committee's mandate to facilitate public participation as part of the legislative process, members of the public were invited to participate in the consideration of and deliberations on:

- 9.1 The Annual Reports of the Department of Community Safety and the Western Cape Liquor Authority, and, the Department of Cultural Affairs and Sport, and its Entities

(Western Cape Language Committee, Western Cape Cultural Commission and Heritage Western Cape).

- 9.2 The deliberations on Vote 4: Community Safety in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020].
- 9.3 The deliberations on Vote 13: Cultural Affairs and Sport in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020].
- 9.4 The deliberations on the Customary Initiation Bill [B 7B–2018].
- 9.5 The deliberations on the Recognition of Customary Marriages Amendment Bill [B 12B–2020].
- 9.6 The deliberations on Vote 4: Community Safety Sport in the Schedule Western Cape Second Adjustments Appropriation Bill [B 7–2020].
- 9.7 The deliberations on Vote 13: Cultural Affairs and Sport in the Schedule to Western Cape Second Adjustments Appropriation Bill [B 7–2020].
- 9.8 The deliberations on Vote 13: Cultural Affairs and Sport in the Schedule to Western Cape Third Adjustments Appropriation Bill (2020/21 financial year) [B 3–2021].
- 9.9 The deliberations on Vote 4: Community Safety in the Schedule to the Western Cape Appropriation Bill [B 4–2021].
- 9.10 The deliberations on Vote 13: Cultural Affairs and Sport in the Schedule to Western Cape Appropriation Bill [B 4–2021].

10. Financial particulars

The Standing Committee was allocated an amount of **R100 000** and following all expenditure, spent **R98 523, 13**. The budget was spent on the advertisements for the annual report meetings, the various Appropriation and Adjustments Appropriation Bills, and the other legislation that was addressed during the year. The Committee invited the public and notified them of their democratic responsibility to participate in the committee activities.