

PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

TUESDAY, 21 NOVEMBER 2017

COMMITTEE REPORTS

1. REPORT OF THE STANDING COMMITTEE ON COMMUNITY SAFETY ON THE ANNUAL REPORTS OF THE DEPARTMENT OF COMMUNITY SAFETY AND THE WESTERN CAPE LIQUOR AUTHORITY FOR THE YEAR ENDED 31 MARCH 2017, DATED 3 NOVEMBER 2017.

The Standing Committee on Community Safety, having considered the Annual Reports of the Department of Community Safety and the Western Cape Liquor Authority referred to it for the year ended 31 March 2017, reports as follows:

1. Introduction

The Western Cape Provincial Parliament's Annual Report programme for the 2016/17 financial year was advertised in newspapers to invite stakeholders and members of the public to attend and participate in the discussions. Before proceeding to the consideration of the report of the Department of Community Safety (hereafter the Department), the Head of Department was given an opportunity to make opening remarks.

The Department and the entity were examined on:

Part A: General Information,

Part B: Departmental Performance Information; and

Part D: Human Resources Management of the Department's Annual Report.

The Committee also posed questions on Part C: Governance.

Members of the public were also given the opportunity to pose questions and to make input on the Annual Report during the discussions.

2. Overview

In the absence of the Minister of Community Safety, Mr D Plato, the Committee agreed to pose and record its questions in a letter to the Minister, requesting his timeous response. The questions are listed later in the report.

Mr G Morris, the Head of the Department (HoD), explained the Errata of the Department's Annual Report, which was submitted prior to the meeting.

3. Findings

- 3.1 The Memorandum of Understanding with the South African Police Service (SAPS), in respect of the recommendations of the Khayelitsha Commission of Inquiry report, is still in progress.
- 3.2 The Violence Prevention through Urban Upgrade (VPUU) is evaluating areas earmarked for roll out of its project.
- 3.3 Dysfunctional closed circuit television cameras in Khayelitsha, Site C are being replaced. These cameras however are frequently broken down, largely due to vandalism but are frequently repaired.
- 3.4 The Department, as part of an interdepartmental planning approach to ensure better facilitation of joint programmes, is in the process of co-developing integrated business plans, service level agreements and Memoranda of Understanding with other departments. An example of a joint programme is the School Safety Programme as well as an integrated 16 days of Activism Programme for 2017.
- 3.5 The Department is in the process of aligning its monitoring and evaluation tools to ensure that it is able to gauge the success of the Alcohol Harms Reduction Game Changer.
- 3.6 The Department's resources are not yet realigned to the new legislation that has been implemented in the last 5 years. This includes the legislation that gave rise to the office of the Western Cape Police Ombudsman, and the current design does not sufficiently address the operational needs for such an office. The Department is therefore undergoing a redesign of its organisational structure to be aligned to the expectations to which the Department needs to comply.
- 3.7 The Department transferred R2, 3 million to Community Police Forums (CPFs).
- 3.8 The dysfunction of CPF structures remain a consistent area of concern.
- 3.9 The Director posts for Security Advisory Services, Crime Prevention Centre and Community police Relations were vacated during 2016/17. Two of the posts were vacated as a result of resignations and one was as a result of retirement.
- 3.10 The Department acknowledged that there is a need for better functional equipment, such a circular stop signs for traffic control for volunteers of the Walking Bus Project (WBP).
- 3.11 Given that WBP volunteers use WhatsApp to communicate, the Department admitted it is considering to better equip volunteers by addressing key logistical needs, such as funds for airtime.
- 3.12 By aligning the WBP to the Neighbourhood Watches (NHWs), funding directed to the NHWs may be used to further assist the WBP volunteers to conduct their work.
- 3.13 NHW accreditation usually takes less than six weeks, usually, however there is a three month period within which to complete the process.
- 3.14 The Promote Professional Policing (PPP) will be transferred to the Western Cape Police Ombudsman (WCPO) for full implementation in the 2018/19 financial year.

- 3.15 The Department has had a workshop with the South African Police Service (SAPS), the WCPO, the National Prosecuting Authority, as well as other stakeholders, on compliance to the Domestic Violence Act (DVA) 116 of 1998.
- 3.16 The Department intends to do a DVA audit across the province at all SAPS stations in the next year.
- 3.17 The Department is looking to expand existing safety kiosks to create 24 hour safe zones, specifically in using police reservists.
- 3.18 There is an Enterprise Risk Committee comprising of the Head of the Department, as the Committee Chairperson, and all the departmental Chief Directorates. This committee identifies risks and these are raised with the Audit Committee.
- 3.19 All departmental staff who are remunerated outside of their employ within the Western Cape Government have received approval.

4. Public Input

Mr M Mbiko of the Nyanga Development Forum addressed the Committee and thanked Department of Community Safety as well as the Standing Committee on Education for his previous engagements with these role-players.

5. Western Cape Liquor Authority

Dr L Mdunyelwa, Chief Executive Officer, and Mr M Jones, Chairman of the Board, of the Western Cape Liquor Authority (WCLA) provided brief introductory comments. The comments focused on the transition as an entity to the Department of Community Safety, commending the progress to date.

6. Findings

- 6.1 The WCLA reported that the transition as an Entity to the Department was smooth despite happening across only six months.
- 6.2 As a result of the good working relationship with the Department, the WCLA is a position to redesign its Annual Performance Plan, to address the Department's mandate and the Alcohol Harms Reduction Game Changer's (AHRGC) mandate.
- 6.3 Inspectors have received accreditation from national structures such as the Department of Trade and Industry (DTI). The DTI assisted with training on online case management.
- 6.4 The WCLA is currently working on a Memorandum of Understanding with the Department of Community Safety and the Department of Trade and Industry (DTI) to address the integrated policing of the liquor industry.
- 6.5 The WCLA has capacity constraints in the Liquor Licensing, the Inspectorate and the Corporate Services directorates.
- 6.6 The WCLA currently has 11 inspectors.
- 6.7 A total of 740 compliance notices were issued during 2016/17.
- 6.8 In its outreach and education program, the WCLA focused on door-to-door campaigns, accompanied by the SAPS. Local media were also invited to attend the door-to-door programme.
- 6.9 The WCLA also used media alerts and interviews on local radio stations in promoting its outreach programmes.
- 6.10 The enhanced licensing application system is aimed at preventing the use of fraudulent licences. Inspectors are able to scan the unique QR Code to identify the

legitimacy of a licence certificate. Investigations into the 30 fraudulent cases were facilitated through collaboration with the SAPS and the DPCI (Hawks).

- 6.11 Targets for performance indicators were set in anticipation of the Alcohol Harms Reduction Game Changer. There was a focus on increasing the monetary value of the fines as opposed to the issuance of high volumes of fines.
- 6.12 As part of the *Be Conscious* programme, video and audio clips were uploaded on the WCLA website in all the three official provincial languages.
- 6.13 The Licence Management and Tracking System (LMaTS) is a three year programme that allows for year-to-year roll over, hence it is reflected as an under expenditure.
- 6.14 The Auto Renewal system is considered as a sizeable source of revenue.

7. Resolutions:

- 7.1 In absence of Minister D Plato, the Committee resolved to send its questions on the content of his foreword in the Department of Community Safety's 2016/17 Annual Report, for response.

The questions submitted to the Minister are as follows:

- 7.1.1 Does the Minister pursue the issue of the high prevalence of illegal firearms, its accessibility, its trade and the subsequent deaths that are caused because of the use of these firearms?
- 7.1.2 Does the Minister pursue resolutions to address the increase in farm murders, and if so, what are the measures taken to address these matters?
- 7.1.3 Has the Department of Community Safety conducted any research into the prevalence of the availability of firearms in the Province, if not, are there any planned studies?
- 7.1.4 Is there a tracking system in place to monitor the role and functionality played by graduates of the Northlink FET College, the Chrysalis Academy and the Wolwekloof Academy? For how long after graduation are these persons monitored?
- 7.1.5 Is the implementation of the Alcohol Harms Reduction Game Changer effective? What are the plans to further implement measures related to this Game Changer?
- 7.1.6 In the foreword, reference is made to the Office of the Western Cape Police Ombudsman as going from strength to strength. Please elaborate on what is meant by this progress, and which criteria are used to measure this progress.
- 7.1.7 Will the Walking Bus Project be rolled out in other areas? If so, when and in which areas?
- 7.1.8 Which safety measures are in place for volunteers of the Walking Bus Project?

- 7.2 The Committee RESOLVED to invite the Western Cape Education Department and the Department of Community Safety to present on the role they play in implementing the National Anti-Gangsterism Strategy in the Western Cape.

8. Request for information

The Committee requested that the Department of Community Safety provide the Committee with the following information by 13 December 2017:-

- 8.1 A breakdown of the funds issued to the CPFs, via the Expanded Partnership Programme, to the Khayelitsha precinct for the 2016/17 financial year.
- 8.2 The ratio of accredited vs non-accredited Neighbourhood Watches in the Western Cape.
- 8.3 An updated list of highlights and challenges of the Walking Bus Programme.

The Committee requested that the Western Cape Liquor Authority provide the Committee with the following information by 13 December 2017:-

- 8.4 A list of the communities and schools that were identified for the Outreach programme.
- 8.5 A list of the radio stations at which the 15 interviews were conducted to raise awareness of the WCLA.

Report to be considered.

2. REPORT OF THE STANDING COMMITTEE ON EDUCATION ON THE ANNUAL REPORT OF THE WESTERN CAPE EDUCATION DEPARTMENT FOR THE YEAR ENDED 31 MARCH 2017, DATED 18 OCTOBER 2017.

The Standing Committee on Education, having considered the Annual Report of the Western Cape Education Department for the year ended 31 March 2017 referred to it, reports as follows:

1. Introduction

Annual Reports are the key instruments for departments to report on performance measured against performance targets and budgets as outlined in the Strategic Plans and Annual Performance Plans of departments. As part of its oversight function, the Standing Committee on Education considered the Annual Report of the Western Cape Education Department (hereinafter as WCED or Department) on 18 October 2017.

The Western Cape Provincial Parliament's Annual Report Programme for the 2016/17 financial year was advertised in newspapers to invite stakeholders and members of the public to attend and participate in the discussions. Before proceeding to the consideration of the report of the WCED, the Minister and the Head of the Department were given the opportunity to make opening remarks.

The Department was questioned on:

- Part A: General Information;
- Part B: Performance Information;
- Part C: Governance; and
- Part D: Human Resources Management.

Members of the public were also given an opportunity to pose questions and to make inputs during the discussions.

2. Overview

The Provincial Minister of Education, Hon D Schäfer, provided an overview of the successes and challenges faced by the WCED during 2016/17. The WCED focused on the quality of education as the key to growing the economy. During the year under review, the WCED pursued new and innovative partnerships, projects and initiatives amidst the challenges and the economic crisis experienced by the country.

In view of the measures that were outlined in the WCED's initiatives, there has been an increase in the 2016 National Senior Certificate with the Western Cape achieving a pass rate of 86%, the highest pass rate in the country. The class of 2016 also achieved a pass rate of 77,2% in Mathematics and 73,8% in Physical Science.

3. Findings

- 3.1. According to the WCED, the Collaboration Schools Pilot Initiative has gone well with two extra schools added to the pilot initiative from the beginning of 2017.
- 3.2. Another excellent progress according to the WCED is the E-Learning Game Changer.
- 3.3. School safety remains an ongoing concern for the WCED. The After-School Game-Changer is aimed at providing after-school opportunities for learners.
- 3.4. As the lead department in Provincial Strategic Goal 2 (PSG2), the WCED has absorbed the provincial response to the National Anti-Gang Strategy, to ensure that it has the best possible provincial response to it within its legislative and constitutional mandate.
- 3.5. In addition to the Safe Schools Call Centre and security mechanism support, the WCED offered educational programmes in 2016/2017 to learners to encourage positive pursuits, such as sports, arts, drama and information about future careers.
- 3.6. The employment of safety fieldworkers to support schools with school safety committees and school safety plans, would support and/or preventative programmes and acts as positive role models and mentors at schools.
- 3.7. The WCED has a formal partnership underpinned by a Memorandum of Understanding with the City of Cape Town. The partnership involved the deployment of 36 law enforcement officers of the City, known, in terms of the project, as School Resource Officers (SROs) to 18 schools in high risk areas in the Metropolitan area.
- 3.8. The WCED reported that the Western Cape Provincial School Education Act (Act 12 of 1997) came into effect on 16 January 1998 and the first amendment of the Act was assented to on 6 December 2010. A number of provisions in the Act have become redundant and some superfluous, as it is not aligned to the relevant legislative developments in South Africa. It informed the Committee that the Bill would be submitted to the Provincial Parliament soon.
- 3.9. The WCED has made significant progress in the Western Cape Provincial Schools Education Amendment Bill. This will, inter alia, enable the formal implementation of the School Evaluation Authority (SEA). Over the last year the Department has conducted a very positive pre-pilot and are now busy with a full pilot. The SEA is intended to improve the school quality assessment framework and establish a new SEA in the Western Cape to conduct independent evaluations of school quality that is credible, transparent and effective in enabling school improvement in the province.
- 3.10. The WCED reported an increase in the pass rate at schools serving the poorest communities (Quintiles 1 to-3) and a decrease in the number of under-performing schools.
- 3.11. The WCED reported improvements in Mathematics and Language Systemic results for Grades, 6 and 9 from 2015, which were sustained in the 2016 Systemic results.
- 3.12. The Department reported that the increase in learner numbers and the ageing nature of the school's infrastructure has led to ongoing budget allocation for new classrooms and schools. This has resulted in budgetary shifts to support the maintenance of existing infrastructure.

- 3.13. The WCED spent 98,82% of the adjusted budget for 2016/17. The under-expenditure amounted to R229 505 million, or 1,18% of the adjusted budget, which is within the national benchmark of 2%.
- 3.14. The WCED plans to implement three goals over the next three years:
 - 3.14.1. An improvement in the level of language and mathematics in all schools.
 - 3.14.2. An increase in the number and quality of passes in the National Senior Certificate.
 - 3.14.3. An increase in the quality of education provision in poorer communities.
- 3.15. The WCED has developed the provincial curriculum management strategies, which aim to improve academic performance of all Grade R–12 learners through the following:
 - 3.15.1. Developing the knowledge and pedagogic practices of curriculum officials, heads of department and teachers;
 - 3.15.2. Supporting the provision of LTSM; and
 - 3.15.3. Continuously reflecting on and evaluating practices, plans and progress.

The WCED will also increase access to, and support for, vocational subjects.
- 3.16. The WCED aims to improve the quality of learning in Grade R. This will be done through a focus on teacher skills and professional status and on early identification of those learners who need remedial assistance. The aim is to ensure that the Grade R year provides an effective foundation phase for learning.

4. Concerns

In terms of Standing Rules 86, the following minority views were expressed:

- 4.1. The African National Congress raised a concern that the Minister of Education, Ms D Schäfer, left the meeting early because she had to attend a Cabinet meeting, scheduled at the same time as the Annual Report of the WCED.
- 4.2. The African Christian Democratic Party and the African National Congress raised a concerns that the proposed amendments of the on the Western Cape Provincial School Education Act (Act 12 of 1997) makes provision for the consumption or sale of alcohol on school premises or during school activities subject to conditions. This inclusion will have a negative impact on schools across the province, given the challenges of alcohol abuse in poorer communities.

5. Public comments

- 5.1. Mr M Gabier of the Progressive Professionals Forum for the Western Cape and Mr M Mbiko of the Nyanga Tourism-Platform were afforded an opportunity to make oral submissions on the Annual Report of the WCED. The Head of the Department duly responded to the questions and statements posed by them.

6. Information requested

The Committee REQUESTED that the WCED provides the following information by 15 January 2018:

- 6.1. An analysis/breakdown of the bursary allocations for 2016/17. The breakdown should indicate bursaries by district.
- 6.2. An analysis of the 37 dismissal and misconduct cases. The breakdown should include types of charges, gender, reasons for dismissal.

- 6.3. A breakdown of the 14 764 termination cases. The breakdown should include whether it was Mathematics or Language teachers, their gender and the specific areas.
- 6.4. A breakdown of the ten unregistered independent schools. The breakdown should include the areas, number of learners registered at the schools and language taught in.
- 6.5. A report on the absenteeism rates of teachers, by district, for the 2016/17 financial year.
- 6.6. A report on the eight schools that have been closed as indicated in the Annual Report. This report should include the location, capacity and where those learners have been accommodated.

7. Conclusion

The Committee expressed its appreciation for the information provided by the Minister, Head of Department, and officials of the Western Cape Education Department and the members of the public. Also, the manner in which the meeting was conducted was of high standard and the Committee thanked everyone who participated.

3. REPORT OF THE STANDING COMMITTEE ON TRANSPORT AND PUBLIC WORKS ON THE 2016/17 ANNUAL REPORTS OF THE DEPARTMENT OF TRANSPORT AND PUBLIC WORKS AND ITS ENTITY GOVERNMENT MOTOR TRANSPORT FOR THE YEAR ENDED 31 MARCH 2017.

The Standing Committee on Transport and Public Works, having considered the Annual Reports of the Department of Transport and Public Works and its Trading Entity, Government Motor Transport, for the year ended 31 March 2017, referred to it, reports as follows:

1. Introduction

As part of its oversight function, the Standing Committee on Transport and Public Works (the Committee) considered the Annual Reports of the Department of Transport and Public Works (the Department) and its Trading Entity, Government Motor Transport (GMT), on 20 October 2017. Annual reports are the key instruments for departments to report on performance measured against their performance targets and budgets as outlined in their Strategic Plans and Annual Performance Plans.

The Annual Report Programme for the 2016/17 financial year was advertised in newspapers, inviting stakeholders and members of the public to attend and participate in the discussions.

The Committee deliberated on Part A: General Information, Part B: Performance Information and Part D: Human Resource Management of the Annual Reports of the Department and its Trading Entity.

2. Department of Transport and Public Works

2.1 Overview

The Department plays a significant role in all aspects of service delivery to the people of the Western Cape.

From an expenditure perspective, the Department spent 99,1% of its budget allocation and maintained a clean audit report for the fifth consecutive year. The continued deterioration of the rail system has impacted on commuters and has also increased congestion and pressure on other elements of the public transport system in the Western Cape. Poor driver behaviour on the province's roads has continued to lead to road crash fatalities. The sale of the Tafelberg property in Sea Point brought the policy around the use of state owned property for affordable housing to the fore. The upper limits of the employee compensation budget also impacted on the filling of critical vacant posts as limited funds were available.

Structural defects in respect of schools were a challenge to the Department and the Committee will continue to monitor interventions in this regard. The Department continued to support the Go George Transport System and provided innovation within the Provincial Traffic Section with the development of the District Safety Plans that are directed towards reducing the number of fatalities on our roads.

The filling of vacancies in terms of employment equity targets remains a challenge for the Department especially in terms of attracting Africans and females. However, small strides were made in increasing the representivity of women in senior management positions.

2.2 Findings

- 2.2.1 The promotion of employment equity within the Department's organisational structure to correct the imbalance in terms of race and gender is concerning and has consistently been raised by the Committee. The Department has managed to improve their gender representivity in their senior management team from 30% women in the 2015/16 financial year to 36% women in the year under review. The Department has been less successful in rectifying the race balance.
- 2.2.2 The National Minister of Transport has committed R8,4 billion to repairing the rail network infrastructure and rolling stock. There is a comprehensive plan between all three spheres of government with regard to Metrorail and the Public Rail Agency of South Africa to improve public transport in order to deal with the problem of traffic congestion.
- 2.2.3 The South African National Taxi Council will be holding its provincial elective conference in November this year. There exist two factions within this organisation. The Department has entered into a departmentally facilitated mediation process where an independent mediator (with a legal background) will be appointed to engage both parties on their identified issues.
- 2.2.4 Four properties were identified to be made available through the provincial Department of Human Settlements to private sector developers for the construction of affordable housing. The geographic location of these properties are Mitchells Plain, Charlesville and George.
- 2.2.5 The progress of the Manenberg site is dependent on the overall plan of the Manenberg Community Programme that involves the possible rationalisation of schools in the area and also the identification of a site for a new hospital. There has been cordial community involvement with the School Governing Bodies and School Principals in the area. It is a possibility that a new school will be built on part of the old GF Jooste

Hospital site and the remainder of the site would be utilised for a smaller development.

- 2.2.6 Irregular expenditure, amounting to R5 million, during the year was partly attributed to non-adherence to preferential Procurement Regulations, common law fraud and non-compliance with Supply Chain Management delegations . R4,4 million of this amount was condoned in terms of irregular expenditure because services were provided for the actual cost. The remaining R597, 000 was as a result of fraud. In this case the Department succeeded to recover part of this amount from the relevant official's pension fund pay out. The official has been prosecuted and has been convicted on 46 counts of theft. The accused was later sentenced to six years imprisonment wholly suspended for 5 years and 3 years correctional supervision. As a result, the Department was only able to recover R168 000 of the debt and the balance was raised as a liability.
- 2.2.7 The Department was challenged on its disposal policy for immovable property. The current policy is in the process of being reviewed and will be presented to Cabinet before the end of 2017. This policy will guide the disposal of immovable property in terms of certain principles and priorities in respect of socio-economic objectives that will be aligned to the Government Immovable Asset Management Act, 2007 (Act 19 of 2007).
- 2.2.8 The Western Cape Provincial Property Portfolio Committee was established in terms of Regulation 3 (1) of the Western Cape Land Administration Act, 1998 (Act 6 of 1998). The Committee consists of officials from provincial and national government departments and four external members not employed by government with proven property expertise. The Provincial Property Portfolio Committee's Annual Report, as provided for in the Regulations, has not been tabled in the Western Cape Provincial Parliament. The Department has acknowledged that there was noncompliance in terms of providing the necessary reports in terms of the specific legislation and committed to ensure that proper and complete records are maintained in order for this provision to be adhered to. It should be noted that the Western Cape Land Administration Act (Act 6 of 1998) is under review as it was promulgated prior to the Government Immovable Asset Management Act, 2007 (Act 19 of 2007) coming into effect.
- 2.2.9 The empowerment of communities to participate in applying for government tenders was encouraged by the Department. The Department has many programmes, one of which is located within the supply chain section. Here a dedicated team engages rural communities and provides training on the completion of the relevant forms as well as registration on the Construction Industry Development Board, the Western Cape Supplier Database and the National Treasury Central Supplier database. These teams include officials from the South African Revenue Services in order to assist prospective service providers with the issuing of tax clearance certificates. In addition, because all formal tenders are registered on the I-Tender system, prospective service providers receive a SMS or email alerting them that a tender is going out for a specific category of work.
- 2.2.10 The Sea Point Main Road (Tafelberg) property was offered to the market with the tender process closing in June 2015. During November 2015, the Provincial Cabinet granted approval for the disposal of the property to the successful bidder. A subsequent court challenge has made further consultation necessary. This process has

been concluded and the Provincial Cabinet has taken a decision to dispose of the property. This matter is presently being challenged in Court. The National Government instituted an Intergovernmental Dispute Resolution (IGR) process which was served on Provincial Government. The Province responded that the Tafelberg matter did not fall within the IGR mechanism as it included a third party, which was a private individual and not a sphere of government. There is presently a legal process underway in terms of the Ndifuna Ukwazi Group as well as an application lodged by National Government.

- 2.2.11 When the provincial cabinet decided not to rescind from the Tafelberg matter, part of the decision was that the Helen Bowden site would be utilised to maximise the number of affordable housing opportunities that would make the development financially viable without the need for additional subsidies. There are 110 residents on the Helen Bowden site and the Department has been counselled that it would not be advisable to embark on an eviction process at this point in time as the Department would then be forced to provide suitable alternative accommodation for the affected residents.
- 2.2.12 The number of registered vehicles increased by 2.82%. Road safety education is beneficial in that it trains and educates the youth by teaching them the rules of the road. Participatory education techniques include debate competitions and developing models and solutions for road safety.
- 2.2.13 The marginal underspending on Programme 3: Transport Infrastructure, is mainly due to transfer payments not affected as municipalities were unable to execute infrastructure projects as planned. The Department provides subsidies to municipalities for the upgrading of municipal main roads which is often the main street running through a town. The Department subsidises 80% of the cost of the infrastructure project. No claims were received from municipalities during the year under review.
- 2.2.14 The underspending on Programme 6: Community-Based Programmes, was partly due to the loss of accreditation by a training provider, Northlink College, with the Sector Education and Training Authority that resulted in the implementation of the Trade Test Support Programme being delayed.
- 2.2.15 One of the main services of the Department is Public Works Infrastructure Services and one of its key functions is to construct and maintain health, education and general building facilities. The Department of Basic Education (DBE) established the Accelerated Schools Infrastructure Delivery Initiative (ASIDI) with the aim of eradicating backlogs in school infrastructure by applying a combination of strategies for immediate and medium-term improvements in infrastructure delivery.

The request from the DBE to the Western Cape Education Department was to design and build three replacement schools in 12 months. Filcon was awarded the tender and the three sites were handed over to this contractor on the 18th of March 2013. Problems were experienced during the contract period and this in turn led to the contract being cancelled on the 3rd of April 2014. The Directors of Filcon were South African. The company is held liable and therefore claims instituted for damages is pursued against the company. The Department has a mechanism in place whereby it performs a check on South African based contractors with whom they do business.

When Filcon failed to produce satisfactory results, the Department appointed a completion contractor. They also obtained legal advice at the time because part claims for damages suffered against the contractor could not be made. For this reason, the schools had to be completed so that the incidental costs and other damages could be assessed while rectifying poor performance by the initial contractor and then finally instituting a claim. The schools have now been completed and the final accounts are in the process of being reconciled so that the Department can pursue the claim for damages suffered against the company at which point one single claim will be instituted.

2.2.16 Apprentices who are supported by the Department attended training at the Bellville Mechanical Workshop. A total of 15 mechanical artisans completed their training through the Apprenticeship Programme, of which four artisans were permanently employed by the Department after registration. The Department's aim is to retain as many of the artisans as possible as the availability of apprentices is much needed by the South African economy.

2.2.17 The Kwa-Faku Primary School is a replacement school project initiated by Department and the Western Cape Education Department (WCED) to alleviate an existing structurally defective school. The school was opened on the 17th of July 2000. The media has widely reported that this school is an experimental project as the building is made out of styrofoam and concrete, which is classified as Alternative Building Technology. Since then numerous defects have been reported to the WCED and the Department, including a problem with dust. These concerns were raised and reported to the Western Cape Education Department by the Principal and parents of learners in 2010 with no response. As a result of the defects, learners have been moved out of the school and are currently being accommodated in mobile classrooms. The construction of the mobile classrooms amounted to R7,8 million. Conditions within these mobile classrooms are not conducive to learning as the structures retain heat and become very hot in summer which may have an effect on the concentration capacity of the learners. This project was not part of the Department's initial plan but after intervention from the Standing Committee, was added to the plans for the year under review.

The placing of the mobile units compromised the original design which was planned to take up the land of the final school. The school has been redesigned to fit into the remaining land without compromising the outcome of the final school to any of the applicable building standards. Alternative Building technology and designs are important and should be supported and pursued where it is proven to be a viable option but not at the expense of a community.

2.2.18 The Leeuwenhof Residence is a provincially owned building which is the residence of the Premier. The Department has spent R7.23 million for scheduled maintenance in phase one, which comprises an exercise to divert some of the underground water that was impacting on the residential buildings. Phase 2 is due to be undertaken during the current financial year.

2.2.19 The Department is in the process of reviewing their organisational structure for the Roads Branch and these posts were evaluated in terms of the new organisational design. The micro-structure organogram is in the process of being implemented.

- 2.2.20 The annual turnover rates for staff by critical occupation was high across post levels three to five. This relates to the road worker/ road supervisor level and the entry level for a provincial traffic officer.

3. Information requested

- 3.1 The Committee REQUESTED that the Department provides it with the following:
- 3.1.1 A list of the properties and the value attached to each property that constitutes the R200 billion worth of government owned immovable infrastructure assets;
 - 3.1.2 A breakdown of the properties that are leased by national, provincial and private entities and the tariffs charged;
 - 3.1.3 A breakdown per district level of the 88 953 work opportunities that were created in terms of the Expanded Public Works Programme;
 - 3.1.4 A breakdown per district level of the 539 unemployed young people who were offered training opportunities in construction;
 - 3.1.5 The cost of the construction of the Kwa Faku Primary school that involved the use of alternative building technology techniques, the cost of erecting the mobile units at the school, the anticipated cost of a replacement school and the cost of any maintenance to the original structure that may have been undertaken;
 - 3.1.6 A list of the workshops that were offered, specifying the areas in which they were offered, for the training of communities on the tendering procedure; and
 - 3.1.7 A date as to when the hospital that is to replace the previous GF Jooste hospital will be completed.

4. Recommendations

- 4.1 The Committee RECOMMENDED that:
- 4.1.1 Amendments to the Disposal Policy on infrastructure include an active public participation strategy as well as ongoing engagement with affected stakeholders; and
 - 4.1.2 Communication with rail commuters should be improved, not only in respect of current faults and train delays, but also on the future plans of Metrorail.

5. Resolutions

- 5.1 The Committee RESOLVED to, at a future date, request the Department to brief it on its:
- 5.1.1 Disposal policy relating to the Helen Bowden Site outlining the current situation as well as the current state of affairs at the site; and
 - 5.1.2 Strategic Talent Plan and Employment Equity Plan with specific reference to measures undertaken to address the disparity in employment equity targets, specifically in terms of race, gender and persons with disabilities, in order to ensure representivity with the Department and GMT.

6. Government Motor Transport

6.1 Overview

GMT is a crucial component to the service delivery capacity of the many arms of government. It encompasses a wide range of functions and is the only trading entity within

the Department of Transport and Public Works. It operates as an independent business unit responsible for vehicle fleet management services to provincial and national government as well as to other entities. GMT has maintained its clean audit status. GMT continues to strive to deliver efficient fleet management services and has also made progress on a number of initiatives such as the completion of the pilot for driver tags.

6.2 Findings

- 6.2.1 The Committee noted the long and successful service of Mr Johan Koegelenberg, Director of GMT. Mr Yasir Ahmed, the Chief Director for Transport Regulations, is presently caretaking GMT. There is a process underway to fill this position.
- 6.2.2 The need for cost-cutting across all government departments required GMT to assist its client departments in ensuring effective and efficient use of vehicles in the fleet and the prevention of abuse of fleet vehicles. This however did not impact on other programmes or functions. Part of the cost saving methodology was keeping rate increase at a minimum. Apart from this there was no impact in terms of service delivery or standards within GMT.
- 6.2.3 The disparity that exists within the levels of representivity within GMT in terms of gender and race is concerning. The Department is attempting to ensure that it attracts people who have the necessary experience and competence and who are prepared to work for government.
- 6.2.4 The construction of new premises and office accommodation allowed GMT to acquire additional capacity to grow the fleet to optimal levels and to continue to improve its services to clients. The budget of 2016 indicated a plan to consolidate GMT in terms of new premises. The delay in the move to Rusper Street Maitland was as a result of a problem with the contractor. The initial phase of the consolidation involved moving a number of the officials that are currently housed in the Hope Street, Roeland Street area to Rusper Street and then to move all vehicles from the Top Yard. There needs to be further work at Rusper Street in terms of the construction of a multi-story car park and a second office area. The Department has an estimate of the financials for the second and third phase and, based upon the funding provided in terms of the upcoming Medium Term Expenditure Framework, will be able to commence the work, complete it and finally see a consolidation of GMT in Maitland.

The contract was terminated with the original contractor due to non- performance and the fact that there were applications for liquidation against the contractor. On this basis the Department cancelled the contract before suffering any damages. It then had to appoint a completion contractor. Before a site is handed to a contractor, the contractor must submit a construction guarantee. In this case, the completion contractor was unable to do so within the time-frames provided and the contract was cancelled. The site was not yet handed over to the second contractor at this stage. Therefore a third process had to be undertaken. A contractor was appointed and the site was handed over and completed in terms of Phase one.

- 6.2.5 The Department has commenced with online auctions, e-auctioning, which is a cost effective means that yields a greater responses. The revenue or proceeds from the auctions amounted to R55,3 million for the year.

- 6.2.6 The Committee expressed concern regarding the representivity levels within GMT. The Department has an Employment Equity Plan in place. In terms of succession planning, the Department, with the support of the Corporate Services Centre, has embarked on a process to develop a Strategic Talent Plan that aims to identify talent streams or pools within the Department in order for it to focus on and be able to identify people and support them through the organisation so that they are able to meet the necessary requirements from one position to the next.
- 6.2.7 The revenue collected decreased by R25million compared to the previous year. This was due to client departments trying to save money and in so doing travelled much less than the previous year. Therefore the number of kilometres travelled impacts directly on GMT's reserves.
- 6.2.8 The debt outstanding from previous years relates to clients not wanting to settle interest debt. The impact of this on service delivery is not significant.

7. Information requested

- 7.1 The Committee REQUESTED that the Department provides it with the following:
 - 7.1.1 The names of the contractors who were awarded tenders during the various phases of the construction of the new GMT premises in Maitland, the contract values attached to each tender as well as the plans for the current sites in Paarden Island and Roeland Street;
 - 7.1.2 In addition to the above, an assurance that public funds were not lost in the process;
 - 7.1.3 A clear plan, budget and timeframe for the implementation of the second and third phases of Rusper Street, Maitland as well as the project completion date; and
 - 7.1.4 The duration of the contract valued at R30 million that was awarded to Third Quarter Consulting CC.
- 7.2 The Committee further REQUESTED that the Department of the Premier provides it with the names of the provincial government departments who have made applications to the Department of Public Service Administration requesting a deviation from the Public Service Regulations, copies of the applications that were made and the respective responses to these applications.

8. Inputs by Members of the Public

Verbal submissions were received from members of the public on transport infrastructure within Nyanga, the awarding of tenders to contractors and on the sale of the Tafelberg site. Members of the Public and the Department were encouraged to engage with each other in respect of their various concerns.

9. Acknowledgement

- 9.1 The Committee wishes to acknowledge and congratulate the following Members and Officials on their contribution to its work as well as in their respective areas of work within the Department:
 - 9.1.1 Adv Lennit Max, Chairperson of the Committee from 1 April 2016 to 15 January 2018 in respect of the year under review, for his leadership in effectively directing the

Committee to fulfil its oversight role;

- 9.1.2 Mr Nceba Hinana, current Chairperson of the Committee, on his appointment;
- 9.1.3 Mr Cedric Ismay, Chief Financial Officer of the Department, who retired at the end of May 2017 and Adv Chantal Smith on her appointment as Chief Financial Officer;
- 9.1.4 Mr Johan Koegelenberg, Director of GMT, who retired at the end of March 2017 after 46 years of service in Government; and
- 9.1.5 Mr Kenny Africa, Mr Yasir Ahmed and Ms Bernie McMahon for their sterling achievements at the National Department of Transport's Annual Transport award ceremony in 2016.

10. Conclusion

The Committee notes its appreciation for the response of the Department of Transport and Public Works and Government Motor Transport to the scrutiny of the Annual Reports and wishes to thank the Minister and Head of Department for their contributions and efforts in this regard.

4. REPORT OF THE STANDING COMMITTEE ON ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING ON THE 2016/17 ANNUAL REPORTS OF THE DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING AND ITS ENTITY, CAPENATURE, FOR THE YEAR ENDED 31 MARCH 2017.

The Standing Committee on Environmental Affairs and Development Planning, having considered the Annual Reports of the Department of Environmental Affairs and Development Planning and its Entity, CapeNature, for the year ended 31 March 2017, referred to it, reports as follows:

1. Introduction

As part of its oversight function, the Standing Committee on Environmental Affairs and Development Planning (the Committee) considered the Annual Reports of the Department of Environmental Affairs and Development Planning (the Department) and its Entity, CapeNature, on 25 October 2017. Annual reports are the key instruments for departments to report on performance measured against their performance targets and budgets as outlined in their Strategic Plans and Annual Performance Plans.

The Annual Report Programme for the 2016/17 financial year was advertised in various newspapers, inviting stakeholders and members of the public to attend and participate in the discussions.

The Committee deliberated on Part A: General Information, Part B: Performance Information and Part D: Human Resource Management of the Annual Reports of the Department and its Entity.

2. Department of Environmental Affairs and Development Planning

2.1 Overview

The Department obtained a clean audit for the year under review. This was the Department's third consecutive clean audit report. The Department achieved 98.9% programme expenditure on its budget for the 2016/17 financial year, achieving over 90% of its planned targets.

During the 2016/17 financial year, the Environmental Implementation Plan was published in the *Provincial Gazette*. The Western Cape Climate Change Response Strategy (Smart Agri) was completed in partnership with the Department of Agriculture and launched on 17 May 2016. 98% of the Environmental Impact Assessment (EIA) applications were finalised within the legislative timeframe and the Annual State of Air Quality Management Report was completed.

The Department's current challenge includes water security and the prevailing drought in the Western Cape.

The Department's Annual Performance Plan for 2016/17 comprised 70 performance indicators. Of these indicators, 65 were achieved, four were partially achieved and one indicator was not achieved.

2.2 Findings

- 2.2.1 The 2016/17 financial year saw the Department operate under intense budget constraints, which has affected service delivery and the ability to "do more with less"; however, the Department still achieved more than 90% of its planned targets.
- 2.2.2 In terms of challenges, the Department was unable to provide the much needed professional and technical support to municipalities in respect of Spatial Planning and Land Use Management, Development Facilitation and Urban Growth Management.
- 2.2.3 Given the amount of law reform that has occurred since the position of Commissioner for the Environment became mandatory in the Provincial Constitution in 1997, and given the amount of environmental legislation that has been introduced since then, the Department does not feel that there is a need for a Commissioner for the Environment. Besides the financial implications for implementing this post, the primary consideration for not needing a Commissioner for the Environment is because of national reform that has taken place in the environmental sector, and because of the Committee's role as an oversight body in the sector, provincially.
- 2.2.4 The Western Cape has some of the most biodiverse areas in the world; however, the province also has some of the driest areas in the world. Surface water resources, currently the Western Cape's primary water source, are unevenly distributed, and have been used to their limits. The current drought has been the Department's greatest challenge over the 2016/17 financial year. There is an urgent need to do more to make the province climate resilient; however, year-on-year the Department's budget is reduced, which forces the Department to reduce its role in addressing the drought crisis. Escalating demand and finite supply of water means that the protection and rehabilitation of river systems and ground water recharge areas are required.
- 2.2.5 Funding has been made available in the adjustment budget to address water security. The funding is being used to contribute to a focused and coordinated water awareness campaign, to contribute to a Wastewater Re-use Feasibility Study in the Drakenstein Municipal area, and to protect water source areas in the upper Breede catchment. However, water security goes hand-in-hand with food security and job security, which speaks to quality of life.

- 2.2.6 In terms of climate change, the hardest hit by shifting weather patterns and extreme weather events are the most vulnerable within society including the poor, children and the elderly. The Department's role in the climate change response is twofold. Firstly, the Department has a mandate to guide the policy and strategy of the Western Cape Government's collective response and to track progress of the efforts being made. Secondly, the Department is obligated to incorporate climate change responsive decision making into all other aspects of environmental affairs and development planning oversight, management and enforcement.
- 2.2.7 The Green Scorpions play an important role in mitigating illegal environmental activities such as poaching and illegal dumping. Going forward, the Green Scorpions will be used more frequently to hold government accountable in terms of sewerage and water services. More municipalities will be receiving directives and will even be facing criminal charges.
- 2.2.8 The Western Cape Government is in the process of evaluating its readiness to respond to shale gas development demands, if exploration goes ahead within the Karoo Basin of South Africa. Shale gas is still an unproven reserve in that the Department still does not know if the gas can be viably extracted. This will remain unknown until the exploration of shale gas commences. Companies have submitted exploration applications but these have been pending for the last five years. A Strategic Environmental Assessment for Shale Gas was completed by the National Department of Environmental Affairs in order for evidence-based policy formulation to occur. The Western Cape Government is in the process of amending the policy context for shale gas. Most of the reports on South Africa's readiness for shale gas are very clear on national role players in the shale gas sector; however, they are very vague about who the provincial and local government role players will be. The Western Cape Government's priority has been to improve the state of readiness for provincial and local government.
- 2.2.9 General waste management is dealt with by municipalities and relevant by-laws. Hazardous waste is dealt with by national government, which can be a problem. Waste management could become the province's next biggest disaster if not dealt with adequately.
- 2.2.10 The Department achieved an overall vacancy rate of 1.6% for the 2016/17 financial year, which is an improvement on the 7.5% vacancy rate of 2015/16. However, despite the low vacancy rate, the Department experienced challenges in attracting and retaining GIS Technicians and Environmental Officers. The Department has had limited opportunity to focus on skills retention in terms of identifying employees for career pathing. However, skills retention has been identified as part of the Employment Equity Plan because the Department recognises the need for a stable workforce. One of the challenges is that employees in specialised fields such as the Occupational Specific Dispensation posts leave the Department due to the budget constraints it faces, as employees can only occupy higher posts in other departments. The Department is unable to match offers made to these employees by other departments. Furthermore, the Department's Cost of Employment threshold is capped. The Department has employed contract workers in order to address this challenge but this is not sustainable over the long term. Additionally, interns that were trained have also left the Department. However, the Department achieved over 90% of its targets and outcomes despite capacity constraints.

- 2.2.11 The average amount of sick days taken by employees in the Department is nine days. This could be linked to capacity constraints in terms of employees “doing more with less” and feeling overworked.
- 2.2.12 The Department was commended for delivering on its mandate given the finite amount of resources available to it.

3. Information requested

- 3.1 The Committee REQUESTED that the Department provides it with the following by 15 January 2018:
 - 3.1.1 The presentations made by the City of Cape Town and the Department of Agriculture in respect of drought management and water security projects;
 - 3.1.2 The Cost-Benefit Analysis on the Climate Change Response Strategy when it is finalised in March 2018;
 - 3.1.3 A report on the Minister’s engagement with provincial and national role-players that took place on 25 October 2017 in relation to the water crisis; and
 - 3.1.4 The report from the Minister on municipalities’ response to the drought crisis in the Western Cape.

4. Resolutions

- 4.1 The Committee RESOLVED to invite the Department to brief it on the following matters in 2018:
 - 4.1.1 Waste management in the province;
 - 4.1.2 The economic impact and opportunities stemming from climate change, and the results of the Cost-Benefit Analysis on the Climate Change Response Strategy which will be completed in March 2018.

5. CapeNature

5.1 Overview

CapeNature is mandated to manage and protect the rich and internationally recognised biodiversity in the Western Cape. The Western Cape holds eight out of 21 strategic water resources in the country. A total of 92% of the land managed by CapeNature comprises mountain catchment areas, in which the reserves are situated.

CapeNature set 23 measurable targets for the 2016/17 financial year. 21 targets were achieved and two were partially achieved. One of the two targets that were partially achieved was a demand driven target, which dealt with biodiversity permits, while the other partially achieved target dealt with implementing the Entity’s Monitoring Effectiveness Tracking Tool (METT). 13 of the 23 targets were overachieved. CapeNature spent 96% of its 2016/17 budget. The Entity achieved a clean audit, which is an improvement on the last financial year.

During the 2016/17 financial year, CapeNature dealt with the drought experienced over various areas in the Western Cape. The absence of rain and continued reduction of dam levels highlighted the importance of maintaining a steady flow of clean potable water from mountain catchments to the people of the Western Cape to sustain livelihoods and the economy.

CapeNature won two awards at the annual Mail and Guardian Greening the Future award ceremony, one for Biodiversity Stewardship and one for Species Conservation.

5.2 Findings

- 5.2.1 Land transformation continues to be a challenge for CapeNature, as it encroaches on important conservation, water resources and agricultural areas, resulting largely in the loss of provisioning of ecosystem services. Should the loss of natural habitats and ecosystems continue at the current rates, there will be little natural vegetation and associated biodiversity, ecological infrastructure and ecosystem service provision left outside of protected areas by 2050.
- 5.2.2 CapeNature supported 21 Small, Medium and Micro Enterprises in and around nature reserves and a total of 557 Expanded Public Works Programme employment contracts, which were entered into between CapeNature and job seekers from 70 communities across the Western Cape.
- 5.2.3 There was a slight drop in fire ignitions during the 2016/17 financial year. Ignitions dropped from 160 in the 2015/16 financial year to 124 in the 2016/17 financial year; however, the fires were more severe and were also out of season. Over 20% of the fires in the year under review were due to natural causes such as lightning. The rest of the fires were due to human fault.
- 5.2.4 Some small communities in the Western Cape, such as the community outside Riversdale, do not seem to have control over the conservation of indigenous plant materials that are used for traditional medicine. CapeNature should look at conserving this traditional knowledge in the future, and assisting community members to market traditional products.
- 5.2.5 CapeNature staff conducted 105 enforcement actions during the 2016/17 financial year. This included issuing 74 fines and the registration of 31 case dockets. The Entity should consider partnering with the private sector to tackle biodiversity crime, as the current enforcement actions are not sufficient to cover the amount of biodiversity crimes in the Western Cape.
- 5.2.6 The R13 million underspending during the year under review related to the unexpected delay experienced at the Kogelberg Nature Reserve Phase 2 development and operational challenges experienced with regards to alien clearing.
- 5.2.7 CapeNature has advertised some vacancies on its board. The closing date for nominations was 24 October 2017. The Department will act as the coordinator for putting the long list of applicants together. This list will then be re-routed to the Committee via the Minister's office. The Committee may then commence with the interviews to fill the vacancies.
- 5.2.8 CapeNature was commended for the two awards that it won at the Mail and Guardian Greening the Future award ceremony and for its efforts to conserve the Western Cape's biodiversity assets.

6. Information requested

- 6.1 The Committee REQUESTED that CapeNature provides it with the following by 15 January 2018:
- 6.1.1 The Provincial and Biodiversity Spatial Plan;
 - 6.1.2 A breakdown of the eight key water resources found in the Western Cape; and
 - 6.1.3 Regular updates on the Entity's engagement with local communities on biodiversity and indigenous knowledge.

7. Conclusion

The Committee notes its appreciation for the responses of the Department of Environmental Affairs and Development Planning and CapeNature to the scrutiny of the Annual Reports and wishes to thank the Minister, Head of Department, Chief Executive Officer of CapeNature and the Chairperson of the CapeNature Board for their contributions and efforts in this regard. The Committee also commended the Department and CapeNature officials for displaying an infinite amount of passion for the work they do.

5. REPORT OF THE STANDING COMMITTEE ON CULTURAL AFFAIRS AND SPORT ON THE ANNUAL REPORT OF THE DEPARTMENT OF CULTURAL AFFAIRS AND SPORT, AND ITS ENTITIES, NAMELY, THE WESTERN CAPE CULTURAL COMMISSION, THE WESTERN CAPE LANGUAGE COMMITTEE AND HERITAGE WESTERN CAPE, FOR THE YEAR ENDED 31 MARCH 2017, DATED 2 NOVEMBER 2017.

The Standing Committee on Cultural Affairs and Sport, having considered the Annual Report of the Department of Cultural Affairs and Sport, and its entities, namely, the Western Cape Cultural Commission, the Western Cape Language Committee and Heritage Western Cape, referred to it for the year ended 31 March 2017, reports as follows:

1. Introduction

The Western Cape Provincial Parliament's Annual Report programme for the 2016/17 financial year was advertised in newspapers to invite stakeholders and members of the public to attend and participate in the discussions. Before proceeding to the consideration of the report of the Department of Cultural Affairs and Sport, the Minister and the Head of Department were given an opportunity to make opening remarks. Before proceeding to the consideration of the reports of the Western Cape Cultural Commission (WCCC), the Western Cape Language Committee (WCLC) and Heritage Western Cape (HWC), the respective chairpersons or representatives of each entity were given the opportunity to make opening remarks. The Chairperson of the Western Cape Provincial Sports Confederation was also given the opportunity to comment.

The Department and its entities were examined on:

Part A: General Information,

Part B: Departmental Performance Information; and

Part D: Human Resources Management of the Department's Annual Report.

The Committee also posed questions on Part C: Governance.

Members of the public were also given the opportunity to pose questions and to make input on the Annual Reports during the discussions.

2. Department of Cultural Affairs and Sport

2.1 Overview

The Provincial Minister of Cultural Affairs and Sport, Hon AJD Marais, provided an overview of the successes and challenges faced by the Department of Cultural Affairs and Sport (hereafter the Department) during 2016/17. The Minister emphasised the Department's roll out of the Oral History initiative, its ongoing efforts to build innovative and sustainable partnerships, as well as the establishment of new public library centres.

3. Findings related to the Department's Annual Report discussion

- 3.1 The Department met the targets of 114 of its 116 performance indicators during 2016/17.
- 3.2 The Department received its 5th consecutive clean audit.
- 3.3 In the absence of a formalised measuring tool, the Department uses feedback from participants and its official attendance registers to gauge the degree of social impact of its initiatives.
- 3.4 The Department has several partnerships across the spectrum of its programmes to enhance social inclusion whether it be via sport, cultural, arts, archives, museum and library driven initiatives, as well as language initiatives.
- 3.5 The Department established new public library centres in Abbotsdale, Ashbury, Citrusdal, Herbertsdale, Berghof and Op-die-Berg.
- 3.6 The Department has leveraged partnerships to increase the footprint of the services it offers. It has in this regard, strengthened and forged an array of partnerships, be it with the public or private sector.
- 3.7 The Department's targets for the Afterschool Game Changer are ongoing.
- 3.8 Funds from the Transformation Project at the Bartolomeu Dias Museum was not utilised, largely because the Museum's roof required repairs. As such, the Project could not be rolled out at the Museum. Instead the savings were used for the Britannica online subscription for Library Services, and to fund the increase of the number of participants for the South African National School's Championship.
- 3.9 The Department's Supply Chain Management unit uses a preferential point system to procure locally produced products. This system uses an intricate formula that considers the cost quoted by a service provider, its Black Economic Empowerment contribution status and the local content of its services and/or products.
- 3.10 The Director for Enterprise Content Management post was initially a three year contract post but has been extended. This post was filled following a secondment from the Department of the Premier.
- 3.11 There are 79 non-affiliated museums. Non-affiliated basically means that the Department does not fund such institutions. These institutions are therefore not considered province-aided.
- 3.12 The Department provided museological expertise to assist non-affiliated museums with brochure designs, assessment of collections, and assisting and advising regarding exhibition layouts.

- 3.13 Heritage Western Cape managed the process to grant approval of the removal of the Cecil John Rhodes statue from the University of Cape Town. HWC granted a permit for the removal of the statue and its storage. UCT owns the statue and is currently responsible for storing the statue.
- 3.14 Pilot projects in KwaZulu-Natal and Limpopo resulted in funding cuts for the Club Development Programme (CDP). There has been a systematic downturn regarding assisting clubs that are aligned to the CDP.
- 3.15 The post for the Deputy Director for Language Services has not yet been filled but the recruitment process is currently underway.
- 3.16 The Department issues its highest recognition to *registered practitioners* for initiation ceremonies; however the Department does not formally accredit these persons.
- 3.17 There is often conflict when families select persons to facilitate initiation processes, and these persons are often not equipped to handle the processes.
- 3.18 The Minister of Cultural Affairs and Sport is in the process of appointing a board for the Cango Caves.
- 3.19 The Department is reviewing the annual Sport Legends Awards and considering hosting the event biennially.
- 3.20 There were several transfer payments postponed to the 2017/18 financial year.
- 3.21 The Department does not directly fund school choirs, however it provides funding to the Western Cape Choral Music Association (WeCCMA). The WeCCMA does however allocate funds to some school choir activities.
- 3.22 The Department's risk identification process policy has been formulated in consultation with the Department of the Premier.
- 3.23 During the year under review, there were no declared conflicts of interest from the Department's Bid Evaluation Committee and Bid Adjudication Committee.

4. Western Cape Provincial Sport Confederation

- 4.1 Mr JP Naude, Chairperson of the Western Cape Provincial Sport Confederation (WCPSC), reported that the WCPSC has a good relationship with the South African Sport Confederation and Olympic Committee (SASCOC).
- 4.2 Mr Naude added that the emphasis to strengthen the Women and Girls Commission will ideally lead to growth in female representation on the WCPSC's executive.

5. Western Cape Cultural Commission

- 5.1 Ms Bulelwa Basse, Chairperson of the WCCC informed, the Committee that the foreword in the WCCC's Annual Report was written on her behalf as she was, at the time, medically incapacitated to write the foreword herself.
- 5.2 There were two resignations from the WCCC for the 2016/17 year.
- 5.3 Four of the 19 meetings held by the WCCC during 2016/17 were plenary sessions.

6. Western Cape Language Committee

- 6.1 Mr Koopman, Chairperson of the WCLC, reported on a project aimed at promoting the use of sign language by deaf female patients during their medical consultations. The initiative allows deaf females to use sign language in their respective mother tongues when consulting health practitioners at state clinics. The Worcester community has been earmarked as the designated roll out location.
- 6.2 There are also efforts to have initiatives with the South African Police Service.

- 6.3 The WCLC also requires a sign language enabled person, as well as marginalised languages to be brought onto the WCLC.
- 6.4 DEAFSA, in its capacity as partner of the WCLC, covered the cost of a R46 000 promotional video.
- 6.5 The target of the number of instances of advice given by the WCLC to the Minister of Cultural Affairs and Sport is largely determined by the number of Committee meetings per year.

7. Heritage Western Cape

- 7.1 There are current negotiations with the City of Cape Town regarding the delegation of municipal responsibilities in matters pertaining to heritage in the province.
- 7.2 The draft regulations for public participation is expected to be rolled out to all districts by end of 2017/18 and thereafter the draft will be available for public comment for 30 days.
- 7.3 Appeals must be heard within 21 days of the appeals being submitted. There is however no deadline to finalise appeals.

8. Public Input

Mr M Mbiko, of the Nyanga Tourism Platform, was given a platform to participate. Following his comments directed to the Department, it was agreed that the relevant departmental officials present interact with him regarding his contributions. He requested whether or not cultural councils comprise of different departments or community based organisations, and if community based organisations are eligible, what processes need to be followed to establish such councils in the Nyanga precinct to specifically address matters related to initiation. He also wanted to know the role that various departments play in the interdepartmental MOD programme. He also requested updates on a proposed Nyanga Heritage Policy.

9. Requests for information

The Committee requested the Department to provide the following information by 14 December 2017:-

- 9.1 A list of the areas where the Oral History Initiative was rolled out during the 2016/17 financial year, as well as the areas identified for roll out during 2017/18.
- 9.2 A breakdown of the number of work opportunities created, as well as the number of work opportunities that were afforded to youth as a result of establishing the new library centres.
- 9.3 A list of the non-affiliated Museums.
- 9.4 A list of the 19 affiliated museums.
- 9.5 A narrative of the procedure to apply for affiliated status.
- 9.6 A breakdown of the 347 work opportunities created via the EPWP. The list should also indicated the nature of the work opportunities. The Department reported that these opportunities were based in the areas of building maintenance, performing arts, promotion of language, culture and a culture of reading.
- 9.7 A breakdown of the process for museums to attain a province-aided status.
- 9.8 A narrative of the reasons for the postponement of the use of transfers in Programme 2 to the 2017/18 financial year. Kindly provide the reasons per instance, if the reasons are varied.

- 9.9 Information on the roles and responsibilities of the Western Cape Choral Music Association, as well as its mandate and a breakdown of how the allocated funding is spent, and the impact it has on schools.
- 9.10 Feedback following the Department's engagement with Mr M Mbiko, of the Nyanga Tourism Platform, including the dates of this engagement and any subsequent engagements.

10. Resolutions

The Committee RESOLVED to add the following items to its Committee Programme:-

- 10.1 A briefing by the Department of Cultural Affairs and Sport, and its Entity, the Western Cape Cultural Commission, on the challenges linked to traditional initiation processes in the Western Cape.
- 10.2 A briefing by Heritage Western Cape on the delegation of responsibilities.
- 10.3 Conduct an oversight visit to the Cango Caves.
- 10.4 Conduct an oversight visit to one of the schools listed as a Neighbouring School in the Department's Sport Directorate.
- 10.5 Conduct an oversight visit to the new provincial heritage site located in the Hessequa area.
- 10.6 Request a briefing by the Department regarding the nature and plans for the Entreprenur Content Management position. The position, initially a three year contract, has been extended. The briefing should therefore also reflect the impact of this ad hoc nature of this post.

Report to be considered.