

**PARLIAMENT OF THE
PROVINCE OF THE
WESTERN CAPE**

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QUESTION PAPER

WRITTEN REPLY

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Note: * Indicates translated version.

FRIDAY, 28 JANUARY 2022

1. Mr B N Herron to ask Mr A R Winde, Premier:

With regard to the Premier's announcement that he intends to appoint a former Minister, whose name has been furnished to his Department for the purpose of his reply, as a Special Adviser:

- (1) (a) What functions, in terms of section 12 of the Public Service Act, 1994 (Act 103 of 1994), is this person qualified to perform and (b) how is he qualified to perform these functions;
- (2) whether, in considering the appointment of a Special Adviser, he considered that this person allegedly committed an offence in terms section 32(B)(3) of the National Qualifications Framework Amendment Act, 2019 (Act 12 of 2019), by falsely claiming a qualification or part qualification; if not, why not; if so, why did he proceed with the nomination or appointment of this person as a Special Adviser;
- (3) whether, in considering the appointment of a Special Adviser, he considered that this person had been found by the Public Protector to have breached the Executive Members' Ethics Act, 1998 (Act 82 of 1998), and the Executive Ethics Code by misleading the Western Cape Provincial Parliament while he served in the Premier's Cabinet; if not, why not; if so, why did he proceed with the nomination or appointment of this person as a Special Adviser;
- (4) whether the appointment of this person affects the Premier's commitment to a "government of integrity" made at the beginning of his term of office; if not, why not; if so, how does the appointment support the commitment to a "government of integrity";
- (5) (a) which compensation level did he motivate for, or appoint, this person, (b) what is the basis of the compensation level and (c) what is the compensation or proposed compensation to be paid to this person upon taking up office as a Special Adviser;

- (6) in terms of the “dispensation for the appointment and remuneration of persons (special advisers) appointed to executive authorities on ground of policy considerations in terms of section 12a of the Public Service Act, 1994”, (a) what was this person’s level of expertise and the stature in the particular field that he submitted to the Minister of Public Service and Administration and (b) what is the annual compensation?

(1)

2. Mr B N Herron to ask Mr A R Winde, Premier:

- (1) Whether he or the Western Cape provincial government embarked on a restructuring or reorganisation process; if so;
- (2) whether this will result in the centralisation of infrastructure and economic development departments in the Premier’s office; if so, why is this regarded as necessary;
- (3) whether this plan proposes that the Premier’s office will have two Ministers; if so, why is this necessary;
- (4) what was the role of a certain company, whose name has been furnished to his Department for the purpose of his reply, in this process, planning or reorganisation;
- (5) what qualified this company to advise on or prepare a plan for government restructuring;
- (6) whether this company was appointed by way of a competitive process or tender; if not, (a) why not and (b) how was the company appointed;
- (7) (a) whether the Economic Development Partnership (EDP) was part of the process; if so, what was the role of the EDP and (b) what qualified the EDP to conduct this work;
- (8) whether a payment transfer was made to the EDP in relation to this plan; if so, what are the relevant details;
- (9) whether a copy of the business case or plan for this reorganisation or restructuring and be made available?

(2)

3. Mr B N Herron to ask Ms A J D Marais, Acting Minister of Community Safety:

According to the City of Cape Town’s adjustment budget the Western Cape Safety Plan, as implemented through the City’s LEAP plan, has a “revised business plan” resulting in budget adjustments:

- (1) (a) When was the revised business plan concluded between the City and the Province, (b) can a copy of the revised business plan as referred to in the City’s adjustment budget be made available and (c) in what ways does the revised business plan amend the Western Cape Safety Plan;
- (2) whether the Western Cape Safety Plan has been rewritten; if so, can a copy be made available;
- (3) what is the impact of the budget on the Western Cape provincial government?

(3)

4. Mr D America to ask Mr A W Bredell, Minister of Local Government, Environmental Affairs and Development Planning:

Following the recent fire that affected the Overstrand Municipality, particularly Kleinmond:

- (1) (a) How many hectares of land was affected in total, (b) of the land that was affected, how much was (i) public land and (ii) private land and (c) under whose jurisdiction did the land fall in b(i);
- (2) whether there were any fire assessments or mitigation strategies in place before the fire took place; if not, why not; if so, what are the relevant details;
- (3) (a) how many firefighters were deployed in total and (b) from which local municipalities were they deployed;
- (4) what support did the Provincial Disaster Management Centre provide to the Overstrand Municipality in fighting the fire?

(4)

5. Mr D America to ask Mr A W Bredell, Minister of Local Government, Environmental Affairs and Development Planning:

In terms of the fire service capacities of municipalities in the Western Cape:

- (a) How many (i) firefighting vehicles and (ii) aerial firefighting aircraft does each municipality possess, (b) how many firefighters are there in each municipality and (c) which municipalities were the recipients of the 60 firefighting vehicles bought by the Province between 2016 and 2021?

(5)

6. Ms W F Philander to ask Mr D G Mitchell, Minister of Transport and Public Works:

With regard to the train line between Bellville and Wellington towards Worcester belonging to Transnet Freight Rail:

Whether his Department has been informed of when the services running from Worcester to Cape Town, of which the Gouda, Hermon and Saron communities make use of, will be restored and be fully operational; if so, what are the relevant details?

(6)

7. Ms W F Philander to ask Mr D G Mitchell, Minister of Transport and Public Works:

With regard to the non-operational line between Wellington and Kraaifontein due to vandalism to the TFR overhead lines:

- (1) Whether there is engagement from his Department's side with Prasa to establish when the lines will be fixed and the service restored; if so, what are the relevant details;
- (2) whether his Department has been informed of the expected timeline for the repairs of the overhead lines between Wellington and Worcester and when the Worcester service will resume; if so, what are the relevant details?

(7)

8. Mr A P van der Westhuizen to ask Dr I H Meyer, Minister of Agriculture:

With reference to his reply to question 2 of 20 August 2021:

Whether his Department has received any feedback from the National Treasury regarding the requested R116 000 000 drought relief funding; if so, what was the response?

(8)

9. Mr A P van der Westhuizen to ask Dr I H Meyer, Minister of Agriculture:

(1) (a) What has been the total amount to date of the Presidential Employment Stimulus vouchers for subsistence farmers distributed in the province and (b) what has been the role of his Department in the implementation of the Presidential Employment Stimulus vouchers in the Western Cape;

(2) whether any incidents of the abuse of this support programme in the province have been brought to his attention; if so, what are the relevant details?

(9)

10. Mr R I Allen to ask Ms A J D Marais, Acting Minister of Community Safety:

(1) How many illegal firearms have been confiscated by (a) the SAPS and (b) law enforcement officers in the province (across regions) during the last 12 months;

(2) how many firearms have been taken from (a) SAPS members and (b) law enforcement officers in the Western Cape during the last 12 months;

(3) how many people have been killed by (a) the SAPS and (b) law enforcement officers in the Western Cape during the last 12 months?

(10)

11. Mr G Bosman to ask Ms A J D Marais, Acting Minister of Community Safety:

With reference to the processing of DNA specimens at the Forensic Science Laboratory (FSL) of the South African Police Service (SAPS):

(a) What is the total number of backlogged cases as a result of delayed DNA processing at the SAPS FSL in the province, (b) how many of these cases are related to sexual offences and (c) what is the timeline for the eradication of the case backlog related to sexual offences?

(11)

12. Mr G Bosman to ask Ms A J D Marais, Acting Minister of Community Safety:

With reference to the amendment of section 36D(1) of the Criminal Law (Forensic Procedures) Amendment Act, 2013 (Act 37 of 2013), the objective of which is to “contribute towards the population of the forensic DNA database”:

(1) What measures has the SAPS taken to equip its stations with the necessary additional sampling kits in preparation for the increased volume of testing;

(2) whether the SAPS has enough trained officers to administer the sampling kits; if so, (a) how many officers have been trained and (b) where are they stationed in the province; if not;

(3) whether there are additional officers being trained; if so, (a) what are the relevant details and (b) how many;

- (4) what measures has the SAPS taken to ensure that the additional testing arising from this Act does not further contribute to the DNA backlog in the province?

(12)

13. Mr G Bosman to ask Ms A J D Marais, Acting Minister of Community Safety:

With regard to the article on page 1 of the *Cape Times*, dated 17 January 2022, “Brackenfell rape accused officer set to appear in court today”:

- (1) (a) What measures are contained in the “internal disciplinary process(es)” that are instituted against police officers who perpetrate sexual offences and (b) how is the SAPS making itself more accessible for women to report crimes safely and without fear of further crimes being perpetrated against them by the police;
- (2) (a) how many cases of sexual offences committed by police officers in the province were reported in 2021 and (b) what are the details of these cases;
- (3) whether the SAPS received complaints from the public of SAPS officials refusing to open cases and take the statement of members of the public who wish to report sexual offenses; if so, what are the relevant details?

(13)

14. Mr A P van der Westhuizen to ask Mr A W Bredell, Minister of Local Government, Environmental Affairs and Development Planning:

- (1) (a) On what date, (b) how and (c) by what entity was his Department informed about plans by the SA Maritime Authority to dump toxic waste aboard the NS Qingdao bulk carrier along the Western Cape shores;
- (2) (a) what caused the issuing of an emergency dumping permit for the chemicals and (b) what can be done to avoid a similar situation in the future;
- (3) (a) whether his Department was able to assess the risks involved and (b) did the Department play a role in determining the location for the dumping of the waste; if so, what are the relevant details;
- (4) what informed the decision to move the vessel to this specific location for the dumping of the toxic waste;
- (5) whether the dumping had a negative effect on the environment; if not, what are the relevant details; if so, what are the relevant details?

(14)

PLEASE NOTE: The replies to the questions contained in this Question Paper are due on 11 February 2021. Should the replies not be submitted before or on the deadline, the Members have the right to have the questions transferred to the Question Paper for oral reply in accordance with Rule 206.