

**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, 12 FEBRUARY 2021

1. Mr B N Herron to ask Mr B S Madikizela, Minister of Transport and Public Works:

According to the procurement reports issued from April to September 2020, the following payments have been made for accommodation and other services:

(a) Lagoon Beach Hotel: R64 684 378,25; (b) Houwhoek Hotel: R5 193 900,00; (c) Bidvest Properties: R3 263 759,16; (d) CTICC: R44 771 904,21; (e) Muster Property Services: R13 437 582,44; (f) Protea Hotel, Durbanville: R2 488 435,75; and (g) Reeds Country Lodge: R1 275 710,00:

- (1) whether each of the facilities listed above had the necessary accreditation to handle or dispose of medical waste; if so, what are the relevant details;
- (2) who was accommodated at each of the facilities listed above over the period April to September 2020;
- (3) what happened to the equipment procured for use at each of the facilities listed above;
- (4) whether each of the facilities listed above provided the various departments with full reports on how the funding was spent; if so, can copies of these reports be made available?

(38)

2. Mr D M Dugmore to ask Mr A R Winde, Premier:

With regard to the Public Protector's ruling against the Minister of Local Government, Environmental Affairs and Development Planning in the province:

- (1) Whether he has taken time to engage the Minister regarding his conduct and the seriousness of the findings against him; if not, why not; if so, what are the relevant details;

- (2) what are the implications and impact of the findings on the functioning of the provincial government and its image;
- (3) whether any (a) remedial action and (b) mitigation strategies have been put in place (i) to improve government efficacy in this regard and (ii) to prevent the reoccurrence of these transgressions; if not, why not; if so, what are the relevant details?

(39)

3. Ms N G Bakubaku-Vos to ask Ms S G Fernandez, Minister of Social Development:

With regard to the closure of three of the old-age homes of the Cape Peninsula Organisation for the Aged (CPOA) in the province:

- (1) (a) What circumstances led to the closure, (b)(i) what is the number of old people who stay in CPOA-run homes and (ii) what is the breakdown of this number per old-age home and (c)(i) how will the closure of the three old-age homes affect the numbers in other old-age homes and (ii) how will the risk of the spread of COVID-19 be mitigated;
- (2) whether the planned closures of the old-age homes will result in any job losses; if not, why not; if so, what are the relevant details;
- (3) whether her Department was made aware of the planned closures before the final decision was taken; if so, (a) what are the relevant details and (b) when was her Department made aware of the planned closures;
- (4) (a) what intervention did her Department take to assist with the situation and (b) what is the total breakdown of expenditure per annum that her Department incurred through transfers to the CPOA in (i) 2016, (ii) 2017, (iii) 2018, (iv) 2019, (v) 2020 and (vi) 2021 to date;
- (5) whether there are any other organisations at risk of closing down for similar reasons as those of the CPOA; if so, what are the relevant details?

(40)

4. Ms N D Nkondlo to ask Mr D J Maynier, Minister of Finance and Economic Opportunities:

With regard to Western Cape Government's COVID-19 relief fund:

- (a) What was the total expenditure of the fund between September 2020 and January 2021, (b) what criteria were followed to allocate the funds, (c)(i) how many businesses were funded, (ii) how much did each business receive, (iii) what are the geographical areas of the businesses, (iv) what is the gender of the business owners and (v) what are the types of business that were funded and (d) what is the number of small businesses that closed down in the Western Cape between September 2020 and January 2021?

(41)

5. Mr P Marran to ask Dr I H Meyer, Minister of Agriculture:

- (1) (a) What is the number of crashes involving vehicles transporting farm workers to and from work that occurred in (i) 2014, (ii) 2015, (iii) 2016, (iv) 2017, (v) 2018, (vi) 2019, (vii) 2020 and (viii) 2021 to date, including the (aa) areas in which they occurred, (bb) number of the deceased and (cc) number of those injured and (b) what are the (i) plans and (ii) measures put in place to make the transportation of farm workers to and from work safer;

- (2) whether the transportation of farm workers is regulated in the Western Cape; if not, why not; if so, what are the relevant details?

(42)

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

- (a) What are the details of the municipalities that have exceeded R500 000 for COVID-19 expenditure and (b) what is the total breakdown of the COVID-19 expenditure of all the municipalities in the province, including the (i) total expenditure per municipality, (ii) expenditure items and (iii) details of the (aa) small businesses, (bb) black-owned businesses and (cc) women-owned businesses that benefited from such expenditure in all the municipalities?

(43)

7. Mr M Kama to ask Mr A T Fritz, Minister of Community Safety:

With regard to the deployment of Law Enforcement Advancement Plan (Leap) officers at various hotspot areas in the City of Cape Town:

- (a) What is the number of officers deployed in (i) Hanover Park, (ii) Bonteheuwel, (iii) Khayelitsha, (iv) Philippi and (v) Nyanga in (aa) June 2020, (bb) July 2020, (cc) August 2020, (dd) September 2020, (ee) October 2020, (ff) November 2020, (gg) December 2020 and (hh) January 2021 and (b) what factors were considered and what criteria were followed to determine the number of deployed officers?

(44)

8. Mr M Kama to ask Mr A T Fritz, Minister of Community Safety:

What is the number of reported (a) murders and (b) other violent crimes in (i) Hanover Park, (ii) Bonteheuwel, (iii) Khayelitsha, (iv) Philippi and (v) Nyanga in (aa) June 2020, (bb) July 2020, (cc) August 2020, (dd) September 2020, (ee) October 2020, (ff) November 2020, (gg) December 2020 and (hh) January 2021?

(45)

9. Mr M Kama to ask Mr A T Fritz, Minister of Community Safety:

- (1) Whether the City of Cape Town has contracted any private security companies to conduct safety operations in the city; if so, what are the relevant details, including (a) a detailed list of the companies, (b)(i) the value and (ii) the duration of the contracts and (c)(i) the areas where these companies have been deployed and (ii) the contract specifications;
- (2) whether there are plans to deploy private security companies in the crime hotspot areas across the city; if not, why not; if so, what are the relevant details?

(46)

10. Mr M K Sayed to ask Ms D A Schäfer, Minister of Education:

With regard to the case against the principal of the Grove Primary School:

- (1) (a) What efforts have she and her Department made to ensure that summons 16290/19 at the Wynberg Magistrate's Court is enforced before the principal retires, (b) what measures have been implemented to ensure the proper and full

recovery of the funds that were misappropriated and received by the principal and other members of the school governing body;

- (2) whether she can provide further details of the progress of the legal proceedings, pending or otherwise, related to this matter; if not, why not; if so, what are the relevant details?

(47)

11. Mr M K Sayed to ask Ms D A Schäfer, Minister of Education:

With regard to the Auditor-General of South Africa's findings on the special reports on the financial management of the government's COVID-19 initiatives:

- (1) What are the (a) findings that have been made against her Department and (b) remedial action that has been taken against the respective authorities involved in the procurement;
- (2) whether any quality control measures have been put in place to ensure that schools receive the correct number of material and material of the correct quality, which had been purchased; if not, why not; if so, what are the relevant details;
- (3) whether her Department has incurred or risks incurring (a) wasteful and fruitless expenditure and/or (b) irregular expenditure as a result of the poor control measures related to its PPE expenditure?

(48)

12. Mr M K Sayed to ask Ms D A Schäfer, Minister of Education:

With regard to her Department's PPE procurement:

- (a) Which company or companies won the tender to supply PPE to the schools in the province, (b) what (i) are the details of the owners and/or directors of each company and (ii) is value of each contract and (c) what is the business address of each company that supplied PPE to the schools in the province?

(49)

13. Mr R I Allen to ask Ms A J D Marais, Minister of Cultural Affairs and Sport:

Considering the current challenges facing the arts, culture and sport sectors:

Whether she has received any plans from the national Department of Sport, Arts and Culture on its intention to roll out the next stage of any COVID-19 relief funding; if so, (a) what are the details of any such plans and (b) how will it particularly affect those in the arts, culture and sport sector in the Western Cape?

(50)

14. Mr R I Allen to ask Ms A J D Marais, Minister of Cultural Affairs and Sport:

Last year the Minister announced the DCAS relief fund, which helped 715 individuals in the arts, culture and heritage sectors, as well as several sport federations, coaches, technical assistants and athletes:

Whether there is a plan to continue this relief fund once again; if so, (a) what is the proposed budget for this, (b) how many individuals are estimated to benefit from this and (c) what is the time frame from when applications will open to when the outcome of the applications are made known?

(51)

15. Ms D M Baartman to ask Mr D J Maynier, Minister of Finance and Economic Opportunities:

With reference to the support of small, medium and micro enterprises (SMMEs) in the province:

(a) How did PPE procurement in the Western Cape benefit SMMEs expressed as a (i) percentage and (ii) rand value and (b) what measures has his Department put in place to assist SMMEs to register on the provincial database in order to tender for PPE procurement?

(53)

16. Mr D G Mitchell to ask Mr B S Madikizela, Minister of Transport and Public Works:

With reference to the Golden Arrow Bus Service (GABS):

(1) (a) Since the commencement of the lockdown, how many (i) attacks on GABS buses have taken place, (ii) charges have been laid and (iii) convictions have been finalised, (b) in what ways has his Department supported the work of the GABS and (c) how is this monitored and evaluated;

(2) whether his Department has engaged with the SAPS about the safety concerns of the GABS; if not, why not; if so, what are the relevant details?

(54)

17. Mr D G Mitchell to ask Mr B S Madikizela, Minister of Transport and Public Works:

With reference to the Western Cape Road Traffic Act, 1998 (Act 12 of 1998), and the provincial road traffic regulations:

(1) Whether he is part of the process to review the Act; if so, (a) what amendments are being considered and (b) why;

(2) whether further regulations are being contemplated to support a safer road traffic environment in the province; if so, what are the relevant details?

(55)

18. Mr B N Herron to ask Mr A W Bredell, Minister of Local Government, Environmental Affairs and Development Planning:

The residents in Kranshoek and Kwanokuthula, Bitou Municipality, are receiving extremely high water accounts from the Municipality. In Kranshoek water services are being disconnected and in Kwanokuthula access to electricity is being blocked due to water accounts in arrears. Municipal accounts that have been presented show that residents are being charged the same amount every month: R829,42 in Kranshoek and R1 254,44 in Kwanokuthula:

(a) Why is the Municipality charging an estimated or guessed amount every month, (b) how does the Municipality guess or estimate the amount of R829,42 in Kranshoek and R1 254,44 in Kwanokuthula, (c) why are the estimates different, (d) what is the equivalent water consumption for those amounts, (e) how often does the Municipality take an actual reading in each community, (f) how does the Municipality demand the payment of so-called "arrears" accounts when the actual consumption of each household has not been determined and the amount due is a guess, (g) what is the current total

arrears amounts of all the households in (i) Kwanokuthula and (ii) Kranshoek, (h) how often, if ever, are household accounts adjusted for actual water consumption readings, (i) what is the Municipality's indigent relief or assistance policy with regard to services such as water and electricity, (j) how many applications for indigent assistance (i) have been received by the Municipality and (ii) have not been finalised or approved, (k) why is the Municipality denying residents of Kranshoek access to water by disconnecting water services when the accounts are based on estimates, (l) why is the Municipality collecting water payments from pre-paid electricity purchases from residents in Kwanokuthula, (m) why is the Municipality denying residents their constitutional right to access to water and (n) when will the Mayor of Bitou or the Municipal Manager of Bitou meet with the residents of both communities to resolve these water bill matters?

(56)

19. Mr B N Herron to ask Mr A W Bredell, Minister of Local Government, Environmental Affairs and Development Planning:

With reference to a News24 article published on 3 February 2021 titled "Cape Town's safety and security boss resigns, citing early retirement":

- (1) When was the position "COVID-19 Crisis Coordinator" created on the staff establishment, (b) what is the position's grading and (c) whether the position is a section 56 appointment;
- (2) whether the position was advertised; if not, why not; if so, (a) where was the advertisement published and (b) can a copy be provided;
- (3) (a) what recruitment and selection process was followed, (b) what is the annual salary package for the position, (c) what is the job description, (d) what are the qualification requirements and (e) why was it necessary to create this position;
- (4) (a) why could the Executive Director responsible for Disaster Risk Management and/or the Executive Director responsible for Community Services and Health not manage the City's response to COVID-19, (b) what is the total cost implications of this decision for the City and (c) what is the period of the contract of appointment?

(57)

20. Ms N D Nkondlo to ask Mr D J Maynier, Minister of Finance and Economic Opportunities:

With regard to the section on broad-based black economic empowerment (BBBEE) performance information in the Provincial Treasury's 2019/20 Annual Report on page 136 to 139, which explains how the Cabinet approved a strategy that allowed the Western Cape Government by means of Provincial Treasury Instructions (PTIs) to use its discretion not to implement some provisions of BBBEE, as it relates to pre-qualification criteria (regulation 4), and not to implement regulation 6(9)(a) to (c), among others:

- (1) Whether the Provincial Treasury has ever sought an engagement with the BBBEE Commission on its decision to develop its own Economic Procurement Policy that will exempt or deviate from some provisions of the Broad-Based Black Economic Empowerment Act, 2003 (Act 53 of 2003) (BBBEE Act), as standing legislation before, during and/or after such a policy was drafted and approved by the the Cabinet of Western Cape Government; if not, why not; if so, what are the relevant details;

- (2) whether the Provincial Treasury obtained a legal review on the matter; if so, what are the relevant details;
- (3) whether this does not qualify as non-compliance, as prescribed by section 10(1) of the BBBEE Act; if not, why not; if so, what are the relevant details;
- (4) whether this is not a “deviation” or “exemption” from the BBBEE Act; if so,
- (5) whether the Provincial Treasury and the Western Cape Government approached the Minister of Trade, Industry and Competition as stipulated in section 10(2) of BBBEE Act to seek approval for the “exemption” or “deviation” by following the process as stipulated in Part 7, regulation 20, of the BBBEE regulations; if not, why not; if so, what are the relevant details;
- (6) whether the Provincial Treasury has over the years submitted its compliance reports in terms of the requirements of section 13G(1) of the BBBEE Act and in accordance with Statement 00, paragraph 3.1, of the Codes of Good Practice and Statement 004 of the BBBEE Commission; if not, why not; if so, (a) what has been its compliance performance levels;
- (7) whether the Provincial Treasury accepts the violation of the BBBEE Act as stipulated in section 13G(1) and such conduct amounting to an offence in terms of section 13N; if so, what are the relevant details;
- (8) whether the Head of Department, as an Accounting Officer, and the Provincial Minister, as Accounting Authority, are aware and understand that such failure to submit these compliance reports to the BBBEE Commission is a violation of their obligations in terms of the Public Finance Management Act 1999 (Act 1 of 1999); if so, what are the relevant details;
- (9) what are the details of the management letter and/or comments from Auditor-General of South Africa in its 2018/19 Annual Financial Report on BBBEE compliance?

(58)

21. Ms N D Nkondlo to ask Mr D J Maynier, Minister of Finance and Economic Opportunities:

With regard to the *Weekend Argus* headline of Sunday 7 February 2021, which read: “Covid-19 vaccine will cost Western Cape billions”, and stated that Premier Winde “has confirmed that he and his procurement team will meet this week to hash out a plan and source money from provincial treasury that will bolster the national Department of Health’s allocated doses for the province”:

- (1) Whether this development by the Premier to source money to purchase the COVID-19 vaccine for the province has been brought to his attention; if so, what are the relevant details;
- (2) (a) what are the details of the members of the Procurement Team, (b) how were they appointed, (c) what is their scope of work and (d) why this process is driven by the Premier and not by the Department of Health or the Provincial Treasury;
- (3) whether this matter was tabled at the Cabinet for discussion and decision; if not, why not; if so, (a) what are the relevant details and (b) what are the details of the minutes of the meeting or meetings at which the matter was discussed;

- (4) why was this matter not disclosed at the Ad-hoc Committee's session on 3 February during his Department's presentation titled "Funding for the COVID-19 vaccine" or by the provincial Department of Health?

(59)

22. Ms R Windvogel to ask Dr N Mbombo, Minister of Health:

With regard to the spread of COVID-19 in the Western Cape between October 2020 and January 2021:

- (1) What is the number of people in the province that have been infected by (a) the new variant 501Y.V2 and (b) older variants;
- (2) (a) what is the risk of non-COVID-19-related corpses in mortuaries being infected with COVID-19 and (b) what measures are in place to prevent this from happening and to prevent the subsequent spread of COVID-19 at funerals?

(60)

PLEASE NOTE: The replies to the questions contained in this Question Paper are due on 26 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.