

MINUTES OF PROCEEDINGS

OF THE

PARLIAMENT OF THE

PROVINCE OF THE

WESTERN CAPE

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THURSDAY, 17 SEPTEMBER 2020

1. The House met at 14:15.
2. The Deputy Speaker took the Chair and read the prayer.
3. [14:16] The Deputy Speaker made a general announcement regarding the sitting of the Western Cape Provincial Parliament in accordance with Rule 1A of the Standing Rules pertaining to Members in remote attendance by electronic means.
4. [14:18] The Chief Whip moved without notice: That, notwithstanding the provisions of Rule 20(1), precedence be given to the Subject for Discussion.

Agreed to.
5. [14:19] The House discussed the following subject in the name of hon F C Christians:

The illegal land invasions or land grabs in the Western Cape.

Debate concluded.
6. [15:13] Interpellations.
7. [15:32] Questions.
8. [16:36] Statements by Members.
9. [17:00] Response to statements by Members by Mr A T Fritz, Minister of Community Safety.
10. [17:05] Motions with Notice.
11. [17:15] Mr P Marran moved without notice: That the House sends condolences to the municipality, family and friends of John Levendal, deputy mayor of the Breede Valley, who died yesterday morning after a short illness.

Agreed to.

12. Mr F C Christians moved without notice: That the House extends condolences to the bereaved family of the 29-year-old Desmond Khoba, with reference to a recent article that highlighted the death of the father of two in Elsies River; notes that Desmond had just celebrated the birth of his son a few days before a tragic car accident took his life; further notes that it was believed that they were heading to a KFC and no one knows who was driving the car that lead to the accident; further notes that Giovanni, Desmond's friend, also did not make it – he got a chance to talk with his mother and was pinned underneath the car; further notes that a 3-year-old boy was also involved in the crash but was protect by another survivor and was discharged from hospital; and let the bereaved families know that we are behind them.

Agreed to.

13. Mr P Marran moved without notice: That the House notes that the Karoo area remains in a drought grip even after the Western Cape received the best rainfalls in about six years; and notes that the dams in the peninsula catchment area are beginning to overflow.

Agreed to.

14. Mr R D Mackenzie moved without notice: That the House notes the current turmoil at the Western Cape High Court over public allegations of improper conduct, undue interference, assassination plots, and nepotism; acknowledges that a strong, united judiciary is vital for the effective functioning of our country; and calls on the Chief Justice, Mogoeng Mogoeng, to intervene to restore the dignity and proper functioning of the Western Cape High Court in the interests of justice and democracy.

Agreed to.

15. Ms M M Wenger moved without notice: That the House extends its deepest condolences to the family and friends of Mr Cederic Schilder, the father of Ms Nerine Schilder, who serves the Members of this House; notes that Mr Schilder passed away yesterday, 16 September 2020, at the age of 77; further notes that Mr Schilder had spent 31 years of his life as a trawler fisherman and served at the Meadowridge Primary School in Lentegeur before his retirement; further notes that Mr Schilder will fondly be remembered as a real giant of care, one who spent his last days with his loving family; and confirms that our hearts go out to Ms Nerine Schilder and trusts that the family will find comfort in the legacy left behind by Mr Cederic Schilder.

Agreed to.

16. Mr P Marran moved without notice: That the House notes that vast quantities of cigarettes and alcohol that had been confiscated under the COVID-19 protective lockdown period by the Saldanha Bay Municipality have disappeared without a trace; and calls for a full report on this occurrence.

Agreed to.

17. Ms W F Philander moved without notice: That the House notes with sadness the passing away of councillor John Levendal, Deputy Mayor of the Breede Valley Municipality; Deputy Mayor Levendal was a school principal in the Hex River Valley before he entered politics as Mayor of the De Doorns Municipality, deceased Deputy Mayor Levendal had served in this capacity in the Breede Valley Municipality since 2011 and was well known in the rural community, where he built up significant relations with farmers and workers in the area; conveys our sincere condolences and sympathy to the

Levendal and extended families, to colleagues and friends; salutes Deputy Mayor Levendal for his leadership role, his passion for his community and his credible love for the community of the Breede Valley; and we wish them all the best in this difficult time.

Agreed to.

18. Mr M K Sayed moved without notice: That the House welcomes the establishment of self-help organisations, such as Sustainable Bo-Kaap, aimed at building self-reliant community based on food gardens; and encourages all spheres of government to support such efforts.

Agreed to.

19. Mr M K Sayed moved without notice: That the House condemns the religious intolerance, bigotry and toxic masculinity displayed last week in Paarl when a man attacked a Muslim woman, tried to remove her veil and abused her verbally; and calls on investigators to deal with such criminals.

Agreed to.

20. Mr G Bosman moved without notice: That the House notes with sadness the passing away of architect Gawie Fagan; further notes that he is acknowledged by his contemporaries as one of the finest South African architects of the 20th century, with numerous awards for his work, which include honorary doctorates from the University of the Free State and the University of Stellenbosch, the Gold Medal of Honour from the South African Institute of Architects, the University of Pretoria Chancellor's Award, and the City of Cape Town Civic Honours; further notes that he was known not only for his original architectural work, which influenced generations of architects, but also, together with his wife Gwen, for his conservation work, which included the restoration of 24 historical houses in the town of Tulbagh that had been devastated by an earthquake; further notes that over time they became leading experts on the conservation and restoration of Cape Dutch-era architecture; further notes that Gawie and Gwen were leading advocates of a movement to prevent the foreshore highways from being completed and destroying a vital section of Cape Town's built environment, which centred on Heritage Square, and extended into the Bo-Kaap; further notes that they would go on to lobby for the restoration of the waterfront for the City's residents, which ultimately culminated in the world-famous V&A Waterfront development; and extends our sincere condolences to the friends, colleagues and family of Gawie Fagan and, in Heritage Month, acknowledges his incredible contribution to the preservation and restoration of our historical built environment.

Agreed to.

21. Ms D M Baartman moved without notice: That the House notes that there has been a decline of 67% in the tourism and hospitality sector in the country with job losses estimated at over 100 000 in the Western Cape due to the impact of the COVID-19 lockdown regulations; acknowledges that the City of Cape Town and the Western Cape has, over the last 10 years, hosted the most international association conferences in Africa, with the Western Cape having hosted 57 international association meetings with approximately 21 000 delegates and an average of 3,6 days per event with international congresses in 2019; recognises that in the 2019 fiscal year the City of Cape Town and the Western Cape Convention Bureau secured bids with an estimated economic impact of R1 billion for the province; also notes that yesterday, 16 September, President Ramaphosa announced that international borders will open on 1 October, with the

exception of high-risk COVID-19 countries; and welcomes the promise of a definite date for our borders to open and the Western Cape's strong commitment to safe and responsible tourism, which was reflected in the award of the Safe Travels Stamp by the World Travel and Tourism Council (WTTC).

Agreed to.

22. Mr M K Sayed moved without notice: That the House notes that the Witsand community is victorious in its long fight for a new primary and temporary secondary school in that needy area of Atlantis after the Department of Education approved a temporary school from next year; encourages learners to grab hold of this opportunity to improve their education; and urges the government to ensure that water and electricity is operational.

Agreed to.

23. Mr G Bosman moved without notice: That the House notes the celebration of Heritage Day on 24 September next week; recognises and the diverse cultural traditions of the Western Cape, encourages the celebration thereof, and acknowledges their contribution to South Africa as rainbow nation; and further notes that this is what makes our democracy unique and that such a celebration promotes social cohesion.

Agreed to.

24. Mr M K Sayed moved without notice: That the House notes the long battle that a learner in Hermanus at the private institution, Curro, had with a school bully; and notes that he now wants to be transferred to a Curro school in Cape Town to complete his matric in peace next year.

Agreed to.

25. Ms D M Baartman moved without notice: That the House notes that the Minister of Mineral Resources and Energy, Gwede Mantashe, announced that the National Energy Regulator of South Africa (Nersa) has provided its concurrence to three section 34 ministerial determinations; further notes that this will provide for the procurement of 11 813 MW of new electricity capacity in terms of the 2019 IRP, which will be the next step in opening the Renewable Energy Independent Power Producer Procurement Programme (REIPPP) bid window 5, the Gas Independent Power Producer Programme (GasIPP) and energy storage procurement; recognises that the Western Cape already houses 12 renewable energy IPP projects and the head offices of 89 renewable energy companies; and calls on Minister Mantashe to sign and gazette the final section 34 ministerial determinations urgently, which will allow for a more energy-secure future for the Western Cape and South Africa.

Agreed to.

26. Ms W F Philander moved without notice: That the House congratulates and extends sincere appreciation to the CEO, Dr Matodzi Mukosi, all the medical practitioners and the staff of the Red Cross War Memorial Children's Hospital for the ground-breaking work that they are doing at the world-class facility; further notes that during the COVID-19 pandemic the Hospital was able to absorb adolescent patients from other healthcare facilities; extends appreciation to the Children's Hospital Trust and all the various donors who fervently support the facility, as we observed during our oversight visit on 16 September 2020; and notes that this facility does not only offer healthcare but also fosters the inclusive family bond and social assistance in endeavouring complete recovery.

Agreed to.

27. Ms A Bans moved without notice: That the House notes that the famous Cape cook, Flori Schrikker of Bonteheuwel, died after a heart bypass operation; further notes that she and Koelsoem Kamalie, who died earlier this same year, regularly cooked together and even co-wrote a Cape cookbook; and sends condolences to her family and friends.
Agreed to.
28. Ms G Bakubaku-Vos moved without notice: That the House notes that the University of the Western Cape extended its numbers with almost 3 000 residents by taking into use a new R640 million hostel in Belhar – 100 m from the Bellville campus; and welcomes this step towards housing more students.
Agreed to.
29. Ms P Z Lekker moved without notice: That the House notes and lauds five minor boys of around ten years from Philippi who found a lost Labrador dog and walked kilometres to take the dog to a place of safety, the National Society of Prevention of Animal Cruelty.
Agreed to.
30. Ms G Bakubaku-Vos moved without notice: That the House notes that the latest GBV victim is a woman at a quarantine facility in Mossel Bay who was raped by a cleaner; further notes that the provincial Department of Public Works moved the victim to another (safer) facility; and notes that the SAPS are investigating the incident.
Agreed to.
31. Ms R Windvogel moved without notice: That the House notes that the 13-year-old Mike Wann, a pianist at the Paarl Boys' High School, won a national high-school music prize.
Agreed to.
32. Mr M Kama moved without notice: That the House notes that three suspects were caught with illegal drugs to the value of R4 million in an Elsies River roadblock; and lauds the police for pushing drug sellers back.
Agreed to.
33. Mr M Kama moved without notice: That the House notes that two people were shot, killed and their bodies dumped next to the Baden Powell Drive in Khayelitsha: a man was found on Sunday and a woman was found on Monday; and calls on investigators to solve these murders.
Agreed to.
34. Ms R Windvogel moved without notice: That the House notes the death of renowned Cape Town architect Gawie Fagan who died at his home, designed and built by himself, on Sunday at age 94; also notes that he was a leading heritage and conservationist who is responsible for restoring many important structures; and send condolences to his wife, Gwen, and his family.
Agreed to.
35. Mr M K Sayed moved without notice: That the House notes that the Public Service Commission's report to the legislature on the further extension of the appointment of the head of the Department of Education post his retirement was submitted to this institution without annexures; and calls on the Speaker of this legislature to investigate the matter thoroughly and to report back to the full House.
Agreed to.

36. [17:53] The Deputy Speaker gave a Ruling on a point of order raised by hon Mitchell during Interpellations in the House on 10 September 2020.
37. [17:54] The Deputy Speaker gave a ruling on a point of order raised by Hon Mitchell during Interpellations concerning the remark made by Hon Smith in the House on 10 September 2020 and directed him to withdraw his remark.

Whereupon the Hon Member withdrew the remark.

38. The House adjourned at 17:56.

ROMEO ADAMS
Secretary to the Provincial Parliament