

MINUTES OF PROCEEDINGS

OF THE

PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

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THURSDAY, 3 SETEMBER 2020

1. The House met at 14:15.
2. The Deputy Speaker took the Chair and read the prayer.
3. [14:18] 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. [14:20] The Chief Whip moved without notice: That, notwithstanding the provisions of Rule 20(1), precedence be given to the Speakers Debate.
Agreed to.
5. [14:22] Speaker's Debate.
Challenges confronting women during the COVID-19 pandemic.
Debate concluded.
6. [15:30] Questions.
7. [16:26] Statements by Members.
8. [16:53] Response to statements by Members by Mr B Madikizela, Minister of Transport and Public Works.
9. [17:00] Motions with Notice.
10. [17:10] Ms N Makamba-Botya moved without notice: That the House notes the killing of the 7-year-old Cwenga Mafenuka by a member of a private security company earlier this year on 16 June; further notes that on the day, residents of the Winnie Madikizela community in Philippi were involved in a protest when a vehicle owned by a private security company came out of nowhere and started firing live ammunition at the protesters; further notes that one of the stray bullets hit and killed Cwenga on the forehead while she was sitting inside a shack; further notes that a case was opened at the Philippi East police station on that day, but to this day no one has been arrested; and calls for the immediate arrest and prosecution of the perpetrators of these horrible deeds.
Agreed to.

11. Mr F C Christians moved without notice: That the House offers condolences to the bereaved family of the 48-year-old Philiswa Ncithi who was killed by a stray bullet when she attended an open-air church service, referring to a recent article which highlighted the death of a God-fearing Christian who just wanted to worship and go to church; notes that Philiswa heard keyboards playing from the open-air service on Sunday evening in Oliver Tambo Avenue and she excitedly went and was shot; further notes that she was rushed by ambulance to the Heideveld Emergency Centre but that she had already passed away; further notes that a murder case has been opened but no arrest has been made; and wants to let the aggrieved family know that we stand behind them through this rough time.

Agreed to.

12. Mr R I Allen moved without notice: That the House condemns the brutal murder of a family of three at the beginning of August 2020 in Mfuleni; further extends its sincere condolences to the family and friends of Nomaphelo Kebe (45) her daughter Wendy (23) and son Sive; and notes with deep regret the ongoing criminal activities that cost residents their lives.

Agreed to.

13. Ms D M Baartman moved without notice: That the House notes that the Transnet Ports Authority is scheduled to hold a hearing this week to resolve a dispute over the offloading of liquefied petroleum gas (LPG) at the Port of Saldanha Bay between two companies, Avedia Energy and Sunrise Energy; further notes that these two companies have previously been involved in a legal dispute on the matter; and calls on the Transnet Port Authority to ensure a fair and speedy conclusion to the hearing and to assure the residents of Saldanha Bay that they have taken every precautionary step available to ensure their safety.

Agreed to.

14. Ms L J Botha moved without notice: That the House congratulates Ms Karen Dudley for being selected to form part of the *Mail & Guardian's* Powerful Women list for 2020; commends the transformative work done by Ms Dudley in her role at the Western Cape Education Department as the Director of Education for Early Childhood Development until Grade 9; and notes that the award list is truly a testimony of the excellent and tireless work done by women in our country.

Agreed to.

15. Ms N Makamba-Botya moved without notice: That the House welcomes the sentencing of a 62-year-old man, Peter Tshamese, by the Eastern Cape High Court yesterday; notes that Tshamese was sentenced to 18 years directed imprisonment for raping a 15-month-old baby; further notes that, whilst the sentence is welcomed, the sentence of life imprisonment should have been more appropriate in the circumstances and that the deviation by the court not to grant life sentence due to the age of this rapist is unwarranted; and notes that the courts should practice handing down harsh and heavy sentences against rapists and perpetrators of gender-based violence against women and children.

Agreed to.

16. Ms A Bans moved without notice: That the House notes that a fire, possibly caused by an electrical fault, destroyed parts of the iconic arts and culture centre, the Guga Sthebe new theatre, this week; further notes that this is a tragic setback for the artists who have been robbed of the only dedicated own venue they have in the community; and calls on the government and the City of Cape Town to make resources available urgently to renovate the damaged sections.

Agreed to.

17. Ms D M Baartman moved without notice: That the House notes that the Western Cape, along with Paarl, Wellington, the City of Cape Town and the V&A Waterfront, has been awarded the “Safe Travels Stamp” during the COVID-19 pandemic by the World Travel & Tourism Council (WTTC); also notes that the Stellenbosch Municipality was the first in Africa to receive this award; further notes that the WTCC works with private-sector tourism in 185 countries and has developed world-class protocols for adoption by municipalities, tourism bodies and establishments at this time; also notes that the accreditation of the Safe Travels Stamp requires adherence to stringent hygiene and safety protocols and that an application process to the WTTC is followed in which applicants must demonstrate health and safety processes, staff training, flexibility in reservation terms and compliance with “new normal” guidelines from the global body; and congratulates the Western Cape Government, the Drakenstein Municipality, the City of Cape Town and the V&A Waterfront for this achievement.

Agreed to.

18. Mr M K Sayed moved without notice: That the House notes that the Honourable Minister of Education, Debbie Schäfer, admitted that the return of the last grades has put screening at the start of a school day under pressure; also notes that heavy rain caused learners to rush in, bundle up for shelter and not adhere to COVID-19 rules of physical distancing; and calls on the WCED and schools to make plans to handle a more intense flow of children.

Agreed to.

19. Mr P Marran moved without notice: That the House notes tensions in Ceres, where a resident was shot by police, and in Wolseley, where a neighbourhood-watch member pinned a young man down to assault him severely; further notes that tensions have risen and that the issue of race is entering the fray; and calls on this government to play its role to ensure social cohesion and nation building in that area of Witzenberg.

Agreed to.

20. Mr M K Sayed moved without notice: That the House notes that the severe judgment of the Western Cape High Court found the Western Cape Government wanting in the case of setting aside the controversial Tafelberg site sale to a rich school at the expense of low-cost housing to enable workers to be closer to their workplaces; and supports calls to have the Public Service Commission join other independent investigation organisations to get to the bottom of who else benefited in this huge scandal sale of public land for private gains.

Agreed to.

21. Mr M Kama moved without notice: That the House notes a number of successes against crime recorded in the last few days, namely a boyfriend was sent to jail for life in the High Court and a mother was sent to jail for six months, suspended for three years, for the murder of the 18-month-old boy Jeremiah Ruiters in 2017; further notes that a mother was arrested for child neglect because her baby girl was left in a Knysna street and she appeared in court; further notes that two men were caught with R5,6 million worth of abalone and were sent to jail for effectively five years each in the High Court and R60 000 must be paid to the asset forfeiture unit; further notes that a taxi driver, Yolisa Matakata (29), was sentenced to two life sentences in the High Court on 24 counts of rape in 2017 and for robbery in Parklands and Joe Slovo; further notes that a man was arrested for murder and dumping the 22-year-old Nomvula Atoni's body in Browns Farm two weeks ago; further notes that three Nyanga men were arrested with almost 300 kg of dagga; further notes that a Khayelitsha man was arrested for illegally having three guns and ammunition; further notes that two suspects were caught after a Shoprite truck was hijacked and the stock recovered; further notes that a Bonteheuwel man was arrested with drugs, such as tik, dagga and mandrax; further notes that a suspect appeared in the Goodwood court after last Friday's cash-in-transit robbery; and commends the SAPS and our criminal justice system for getting criminals off the street.

Agreed to.

22. Mr D Smith moved without notice: That the House notes the good rainfall during the last few weeks and that most dams are close to or full; and notes that some of the sluices at the overflowing Clanwilliam Dam were opened for the first time in more than a decade.

Agreed to.

23. Mr D Smith moved without notice: That the House notes that the City of Cape Town cautioned people living in informal settlements last week about fire hazards in these areas; also notes that it follows a large number of these fires and people being killed in these areas; further notes a couple died in Strand in such a fire and their 10-year-old boy escaped; and calls on the City of Cape Town to up its game as the wild fire season is to start soon.

Agreed to.

24. Mr M Kama moved without notice: That the House notes renewed public allegations of mafia-like money extortions in the Cape Town CBD are made against so-called security groups who are said to be headed by gangsters who demand so-called protection money from businesses; and calls on the investigation agencies of the state, and especially the SAPS, to clean up this area and free Cape Town of their stranglehold.

Agreed to.

25. Mr P Marran moved without notice: That the House notes that 18 protesters were arrested and appeared in court for disrupting traffic over the weekend during an anti-farm-attack demonstration.

Agreed to.

26. Mr M Kama moved without notice: That the House pays tribute to all the police officers who put their life and limb on the line in the fight against crime; and notes that SAPS member Abongile Mayile (39) was shot in the head in Nyanga.

Agreed to.

27. Mr M Kama moved without notice: That the House notes the drive-by shooting near Worcester where a man in his car was wounded three times in the side and survived.

Agreed to.

28. Ms N Bakubaku-Vos moved without notice: That the House notes that the police made a breakthrough and arrested a suspect who was wanted for the murder of Nomvuzo Atoli from Nyanga; further notes that the suspect was arrested on 29 August with the assistance of the National Intervention Unit Team in Mthatha while hiding in Idutywa in the Eastern Cape; further notes that he is in the process of being transferred back to Cape Town; and welcomes the arrest and lauds the SAPS for its swift response and hard work after the body of Atoli was found dumped in Browns Farm on 13 August 2020.

Agreed to.

29. Mr M Kama moved without notice: That the House notes that the ANC in the Western Cape, as part of its commitment to fighting gender-based violence, will this Friday at 18:00 have a broad men's dialogue with President Ramaphosa in a quest to mobilise this sector of society to take a stand against these atrocious crimes; further notes that this is informed by the ANC's view that the fight against gender-based violence is not only a policing issue; and calls on everyone interested to follow this dialogue as it will be live on all the MYANC social media platforms.

Agreed to.

30. [17:43] FIRST ORDER

Consideration of Report of the Standing Committee on Finance, Economic Opportunities and Tourism on the recommendations for the appointment of candidates to the Western Cape Gambling and Racing Board, dated 21 August 2020 (see Announcements, Tablings and Committee Reports, No 67, dated 25 August 2020, p 198).

Declarations of vote made on behalf of the ANC, EFF, GOOD, FF Plus, and DA.

Abstain: Christians, F C (ACDP).

Question put: That the Report of the Standing Committee on Finance, Economic Opportunities and Tourism on the recommendations for the appointment of candidates to the Western Cape Gambling and Racing Board, dated 21 August 2020 be adopted.

Question agreed to.

The Report accordingly adopted.

- 31 The House adjourned at 17:55.

ROMEO ADAMS
Secretary to the Provincial Parliament