



# Wes-Kaapse Provinsiale Parlement Western Cape Provincial Parliament IPalamente yePhondo leNtshona Koloni

MEETING MINUTES OF PROCEEDINGS  
Friday, 9 November 2018 (11:00)  
Committee Room 2, 4th floor, 7 Wale Street, Cape Town

---

## PUBLIC ACCOUNTS COMMITTEE

### ATTENDANCE

#### PRESENT:

**African Christian Democratic Party**  
Christians, FC (Chairperson)

**African National Congress**  
Tyatyam, SG  
Beerwinkel, CF (Alternate)

**Democratic Alliance**  
Maseko, LM  
Mitchell, DG  
Joseph, D

**Additional Member**  
Nkondlo, ND (ANC)

**The following persons were in attendance:**

**Department of the Premier**  
Mr L Buter, Legal Adviser

**Western Cape Provincial Parliament**  
Mr A le Roux, Legal Adviser  
Ms W Achmat, Committee Coordinator

### 1. Welcome

The Chairperson opened the meeting and welcomed the Committee members, including the departmental official from the Department of the Premier. The Chairperson provided an overview that the briefing by the Legal Adviser of the Western Cape Provincial Parliament is on the sub-judice rule and other matters of subject to legal proceedings relating to the application by the Minister of Economic Opportunities against the Auditor-General of South Africa in the Western Cape High Court (ATC 80-2018).

The Committee adjourned from 11h08 until 11h16 to allow copies to be made of the following:

- The email from the Legal Adviser from the Department of the Premier, Mr Buter sent to the Speaker on the 30 October 2018 at 13h58; and
  - The legal opinion of Mr le Roux.
- 2. Briefing by the Legal Adviser of the Western Cape Provincial Parliament on the application by the Minister of Economic Opportunities against the Auditor-General of South Africa in the Western Cape High Court (ATC 80-2018).**

Mr le Roux briefed the Committee on the sub-judice rule and other matters of subject to the legal proceedings relating to the application by the Minister of Economic Opportunities against the Auditor-General of South Africa in the Western Cape High Court (ATC 80-2018).

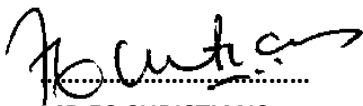
The Committee deliberated on the content of the presentation.

### **3. Resolutions/Actions**

The Committee REQUESTED that the following information be submitted to it by 27 November 2018:

- 3.1 A written copy of the legal opinion of Mr Buter which was prepared for the PAC meeting of 9 November 2018; and
- 3.2 A report which document the occurrences that lead up to the point where Mr Buter emailed the Speaker at 13h58 on the 30 October 2018 to inform her of the application by the Minister of Economic Opportunities against the Auditor-General of South Africa in the Western Cape High Court, wherein this communique impacted on the oversight mandate of the Public Accounts Committee on the 30 October 2018.

The meeting adjourned at 13h20.



MR FC CHRISTIANS

**CHAIRPERSON: PUBLIC ACCOUNTS COMMITTEE**

**DATE: 21 November 2018**