

No 3

REPUBLIC OF SOUTH AFRICA

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

(HANSARD)

**THIRD SESSION – SIXTH PARLIAMENT
OF THE PROVINCE OF THE WESTERN CAPE**

6, 20 & 27 MAY 2021

CABINET

The Premier	Mr A R Winde
Minister of Finance and Economic Opportunities	Mr D J Maynier
Minister of Health	Ms N Mbombo
Minister of Local Government, Environmental Affairs and Development Planning.....	Mr A W Bredell
Minister of Human Settlements	Mr T A Simmers
Minister of Agriculture.....	Dr I H Meyer
Minister of Cultural Affairs and Sport.....	Ms A J Du Toit Marais
Minister of Transport and Public Works.....	Mr B S Madikizela
Minister of Transport and Public Works.....	Mr D G Mitchell (24.05.2021)
Minister of Social Development.....	Ms S Fernandez
Minister of Community Safety.....	Mr A T Fritz
Minister of Education	Ms D A Schäfer

OFFICE-BEARERS OF PROVINCIAL PARLIAMENT

Speaker	Mr M Mnqasela
Leader of Government Business	Mr A T Fritz
Deputy Speaker.....	Ms B A Schäfer
Leader of the Opposition	Mr C M Dugmore
Chief Whip : DA.....	Ms M M Wenger
Chief Whip : Opposition.....	Ms P Z Lekker
Secretary	Mr R Adams

MEMBERS OF PROVINCIAL PARLIAMENT

PARTIES

Democratic Alliance = DA
African National Congress = ANC
African Christian Democratic Party = ACDP
Economic Freedom Fighters = EFF
AL JAMA-AH = AL JAMA-AH
Freedom Front Plus = FF PLUS

Allen, Reagan Ivan	DA
America, Derrick.....	DA
Baartman, Deidre Maudelene.....	DA
Bakubaku-Vos, Ntombezanele Gladys.....	ANC
Bans, Anyanda Precious	ANC
Bosman, Gillion	DA
Botha, Ms Lorraine Juliette.....	DA
Bredell, Anton Wilhelm	DA
Brinkhuis, Galil	AL JAMA-AH
Christians, Ferlon Charles	ACDP
Dugmore, Cameron Muir.....	ANC
Fernandez, Ms Sharna Gail.....	DA
Fritz, Albert Theo	DA
Herron, Brett Norton.....	GOOD
Kama, Mesuli	ANC
Lekker, Ms Patronella Zingisa	ANC
Lili, Andile	ANC
Mackenzie, Ricardo Denver	DA
Madikizela, Bonginkosi Success	DA
Makamba-Botya, Nosipho.....	EFF
Marais, Petrus Jacobus.....	FF PLUS
Marran, Patrick	ANC
Marais, Ms Anroux Johanna Du Toit	DA
Maseko, Ms Letta Matlhodi.....	DA
Maynier, David John	DA
Mbombo, Ms NomaFrench	DA
Meyer, Ivan Henry	DA
Mitchell, Daylin Gary.....	DA
Mnqasela, Masizole.....	DA
Mvimbi, Lulama Lennox	ANC
Nkondlo, Ms Nobulumko Degracia	ANC
Philander, Wendy Felecia	DA
Sayed, Muhammad Khalid	ANC
Schäfer, Ms Beverley Ann.....	DA
Schäfer, Ms Deborah Anne	DA
Simmers, Tertuis Alfred.....	DA
Smith, Danville	ANC
Van der Westhuizen, Andricus Pieter	DA
Wenger, Ms Mireille Mary.....	DA
Winde, Alan Richard	DA
Windvogel, Rachel	ANC
Xego, Melikhaya	EFF

**PERMANENT DELEGATES TO
NATIONAL COUNCIL OF PROVINCES**

Arnolds, Andrew	EFF
Gillion, Ms Maurencia Natalie.....	ANC
Labuschagne, Ms Cathlene.....	ANC
Londt, Johan Jaco	DA
Labuschagne, Ms Cathlene.....	ANC
Njadu, Edward Zoyisile	ANC
Sileku, Isaac Mbulelo	DA

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REPUBLIC OF SOUTH AFRICA

DEBATES

OF THE

PARLIAMENT OF THE

PROVINCE OF THE

WESTERN CAPE

(HANSARD)

**THIRD SESSION – SIXTH PARLIAMENT
OF THE PROVINCE OF THE WESTERN CAPE**

The sign* indicates a translation. The sign †, used subsequently in the same speech, indicates the original language

THURSDAY, 6 MAY 2021

3775

PROCEEDINGS OF THE WESTERN CAPE PROVINCIAL PARLIAMENT

[Hybrid sitting held with some members present in the House and some in virtual attendance through Microsoft Teams]

The House met at 14:15.

The Speaker took the seat and read the prayer.

ANNOUNCEMENTS, TABLING AND COMMITTEE REPORTS - see p. 3816

BUSINESS OF THE HOUSE

The SPEAKER: Hon Premier, hon members, welcome and to our guests in the gallery. Hon members, if I may just before we go further with the Order and the business of the day, just indicate to the hon members who are connected virtually and to our guests, especially the Fourth Estate, the members of the Fourth Estate, the media, let us observe the rules for virtual sittings as per the stipulations.

So if you want to address the House, please indicate by a show of hand, or in the chat room, so that we are able to recognise you, hon members. For the members of the media, you know you are guests. It is in no way different from when you are in the House here up in the gallery.

So I kindly request that you observe the proceedings, but you do not activate your camera, nor shall you in any way activate your microphone, and if there is a point of order, hon members, again I repeat, do so by a show of hand or by indicating in the chat room, which has been designed for that purpose, and the Presiding Officer will take stock of your request or your point of order.

Where we are now, we have got this virtual and a hybrid session as it stands, so the Rules of Order will apply in this House sitting.

Hon members, I recognise the Chief Whip.

REVEREND COURTNEY SAMPSON

(Motion)

The CHIEF WHIP (DA): Thank you, hon Speaker. I propose that the motion, as printed on the Order Paper in my name, be given precedence:

That the Western Cape Provincial Parliament recognises the invaluable contributions of Reverend Courtney Sampson to help shape and promote our democracy while serving in the role as Western Cape Provincial Head of the Electoral Commission of South Africa (IEC).

In 1994, at the advent of our country's democracy, Rev Sampson began his journey of more than two decades at the helm of the IEC in the Western Cape. During his tenure, Rev Sampson was an advocate for voter rights and often spoke about the important role of young voters in continuing our democracy. We are grateful for his unwavering service to the Western Cape and the country after presiding over six elections.

Furthermore, that we welcome and wish Mr Michael Hendrickse the very best as he takes on the role as the new Western Cape IEC Provincial Head.

Agreed to.

The SPEAKER: Now that there are no objections, I will now afford all the political parties an opportunity to make a declaration if they so wish. Also I think I need to bring to the attention of the hon members that the EFF, hon member Xego, is not present. If, hon member Makamba-Botya, you will do the declaration, please indicate by identifying yourself.

It is now the opportunity for the ANC and then it will be the EFF thereafter. I now recognise the ANC.

The LEADER OF THE OFFICIAL OPPOSITION (ANC): Thank you. Hon Speaker, every so often our country and province are blessed with truly committed men and women who serve the Republic in a way which restores our faith in the innate goodness of humankind. Reverend Courtney Sampson is one such individual. He has gone about his work with absolute commitment, dedication and humility, and a fundamental belief in the need to build and strengthen our democracy.

To build a democracy that serves and is accountable to the people. Not only by helping along with others in Team IEC to establish a proud South African tradition of free and fair elections since the dawn of democracy in '94, but also always acting according to the letter and the spirit of our Constitution.

I know that it pained Courtney that the levels of inequality and poverty in many communities often threatened the IEC's ability to ensure free and fair elections, of the same level of quality that historically advantaged communities, with quality infrastructure and services, had. When a community does not have venues big enough or venues without electricity or toilets or space to park vehicles in adequate security, this can impact negatively on the right to vote.

In very stark terms we have had a situation where the voting experience for some takes five minutes in a very secure environment, while others sacrifice long hours.

The IEC's responsibility, according to the Constitution, is to ensure that the national, provincial and local elections are free and fair. However, it is the responsibility of those elected to work tirelessly with our communities to build a non-racial, united, non-sexist and prosperous country, and to overcome the pervasive inequality, poverty and unemployment of our society.

We can all bear witness to the attempts of Courtney Sampson and the IEC team, under his leadership, to ensure extra queues for voters in congested voter stations. We could never expect the IEC to take responsibility for unequal infrastructure, but what we saw were heroic efforts under very difficult circumstances to ensure smooth and dignified elections. It is incumbent on local governments to provide community infrastructure of equal standards in all our communities.

Hon Speaker, Courtney Sampson is a spiritual person driven by his belief in the Almighty, and it is clear that his faith and love for humanity has helped him through these last 22 years of service to the country and our province. It was his faith that carried him through the personal tragedy that he and his family experienced during his tenure.

Hon Speaker, Reverend Sampson is an academic of note. He holds a Th.M magnum cum laude from Emory University; an M.A. in Religious Studies from UCT; as well as an B.A. Honours from UCT. He also holds a diploma in Theology from St Paul's College in Grahamstown. Hon Speaker, Reverend Courtney Sampson is also a teacher having lectured at UWC for over seven years. He was, and I believe remains a community activist having served the Anglican Church in many capacities: Chairperson of the Western Cape Council of Churches from 1989 to 1994, and directly involved as a Board member of the Churches Urban Planning Commission, amongst many other issues.

The SPEAKER: Thank you. I would like you to finish that, but the time is up now ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: Can I just say my last sentence?

The SPEAKER: Please do. It is time.

The LEADER OF THE OFFICIAL OPPOSITION: I apologise, Reverend Sampson, there is much more that I wanted to say. Three minutes is difficult, but in conclusion I want to thank you for your role in both the struggle to attain our freedom and your role in strengthening our democracy and routing the culture of free and fair elections so deeply.

In conclusion, I want to welcome our new IEC CEO, sitting next to Reverend Sampson, Mr Michael Hendrickse. He is a tried and tested official who brings ...[Interjection.]

The SPEAKER: Thank you.

The LEADER OF THE OFFICIAL OPPOSITION: ... a wealth of experience to his role. As the ANC Opposition, you will have our full support and backing for the task that lies ahead. The first one is the registration weekend on 17 and 18 July. [Interjection.] [Time expired.]

The SPEAKER: †Baie dankie, [thank you.] Hon members, I extended a bit of kindness to hon member Dugmore because of the nature of the motion, hon Chief Whip, and I am hoping to do the same to those who cannot finish on time. It was very important to do that. In the spirit again of Reverend Courtney Sampson, who understand what we are trying to achieve with the work he has started in this province. I now recognise the EFF.

Ms N MAKAMBA-BOTYA (EFF): Thank you hon Speaker. The EFF started its journey with Reverend Courtney Sampson during the 2014 national and provincial elections period. Throughout this interaction we experienced Rev Sampson as a transparent, extremely honest and accommodating individual, who was and is driven by his love of religion, athletics, cricket and youth development.

Reverend Sampson's vision was and is still to increase youth participation in registering as voters. The apathy of some youths partaking in political activities was of great concern to him. Reverend Sampson is cognisant of the fact that the discourse on reconciliation is becoming subservient. According to Reverend Sampson the new discourse is poverty and not reconciliation like in 1994, a sentiment which is also shared by the EFF, as observed from time to time.

Reverend Sampson showed the Western Cape and South Africa the importance of being educated and has proven academic qualification, e.g. his two Masters degrees from UCT and M in the university in the US. Unlike some in the political sphere, which I will not mention here.

We herewith express our sincere gratitude and appreciation of Reverend Courtney Sampson and a very special thank you to his family for sharing him with us. Your continuous well-being will forever be in our prayers.

In conclusion, hon Speaker, I would also like to welcome his successor, Mr Michael Hendrickse, in his new role as the new Western Cape Head of IEC.

We wish you the very best and hope that you will assume your duties and conduct them without fear, favour or prejudice against one political party or the other. Thank you, hon Speaker.

Mr B N HERRON (GOOD): Thank you, hon Speaker. Hon Speaker, on behalf of the GOOD Movement we would like to extend our appreciation and thanks to Reverend Courtney Sampson for his steady and impartial hand in conducting elections in the Western Cape over the last several elections.

In particular we would like to acknowledge that he conducted elections in the spirit of democracy to ensure that every voter in every election was able to express their political will freely and fairly. We thank him for his service. Thank you.

Mr F C CHRISTIANS (ACDP): Thank you, hon Speaker. Hon Speaker, it gives me a singular honour on behalf of the ACDP to utter a few words about this man of God, Reverend Courtney Sampson.

As Head of the IEC in the Western Cape he has served the people of South Africa with distinction since 1999. He has held this position for the past 25 years and has earned respect from all political parties across South Africa, but also internationally. This chaplain, this academic, lecturer, sportsman and mentor, brought dignity and respect to a very, very demanding position. His humble nature allowed him to remain calm during potential storms that he has influenced with his meaningful demeanour. He had a personality of note.

But, hon Speaker, on a personal note I got to know Reverend Courtney Sampson more than 40 years ago in the Church of the Resurrection in Bonteheuwel, David Profit Street, where he and Father Claassen was my teacher in the confirmation classes. So I knew him as a honorary man and a man of great wisdom, being part of my life in a very, very early age.

He of course was at the helm of this organisation that oversaw elections in the Western Cape and we know how tough it was, but this man has stood his ground, being fair and being honest. Even when he spoke to the media his levelheadedness was great to admire from this man. He will leave a gap, but we are sure with Mr Michael Hendrickse taking over from Reverend Courtney Sampson, the IEC in the Western Cape will be in good hands. I thank you.

Mr P J MARAIS (FFP): Thank you, hon Speaker. Everybody has chewed on this so I have to really think deep what I am going to say.

I know the Reverend Courtney Sampson as a fine example of integrity, which is so lacking in this political system we are in. He is an example of competence and of efficacy. His boots will be hard to fill, he is a hard act to follow, and I can only hope that his high standards will not suffer after his departure. He is incorruptible and I wish him a well-deserved rest, not retirement.

His objectivity, non-partisanship and availability for queries from any party, is something to be respected. I can only hope that his successor will follow his fine example. Very, very high standards, very, very high standards, we can only hope that that will not suffer because of his departure.

Mr G BRINKHUIS (AL JAMA-AH: Thank you, hon Speaker. Hon Speaker, on behalf of the Al Jama-ah we would like to thank Mr Sampson for all his contributions with regard to the IEC works in the Western Cape. We thank him very much as he leaves a great legacy behind. Thank you, hon Speaker.

The PREMIER: Thank you very much, hon Speaker. Hon Speaker, it is an honour for me to rise here today on behalf of the Democratic Alliance. I think also as you have heard from all of the political parties in this House, the sentiments raised by them, but also on behalf of the citizens of this province to say to Reverend Courtney Sampson, we owe you a load of gratitude. We really do honour the role that you have played in our democracy over the last years. As you have heard, a man of principle, a man that has stood his ground, and a man that really has nurtured and helped us grow this fragile democracy, this new, young democracy of ours in its formative years and the development of this democracy in the first part of our journey here in the Western Cape.

We have heard people talking about his passion around making sure that we create more of an environment to get more young people into voting and having a say in their democracy, and we thank him for that. We thank him for the dedication and what must have been at times a very difficult job. I only see it from, and saw it from one side, and generally a political side, and I want to thank him for those late-night phone calls. It did not matter when it was, when there was an issue on the ground and you phoned, Courtney Sampson would answer the phone, and he would always do so with this calmness, with this, "Let us just sit down," and of course as a politician you were generally in a frantic mood because there was somebody challenging somebody else on the ground, amongst the number of voting stations that he was in charge of across this province, but he would do so in this calm, dignified manner that earned him the respect that you could hear today amongst the speakers of our Legislature.

I think of the 12 years that he headed up the IEC here, but he served more than 20 years, and of course those coincided very much with the time that I myself have been involved in provincial politics. When I was first elected to this Legislature and of course played my own role as a constituency MP, etcetera, and of course over the years the engagements that I had, but of course I only just, I do not only speak on behalf of myself here, I speak on behalf of the Democratic Alliance in this province, but also on behalf of the citizens, as I am sure they will all join me in wishing Courtney Sampson all the very best in his retirement, but also thank him so very much for this dedication and the role that he has played.

I think back to some of those days, on setting up some of those, especially those remote rural voting stations, sometimes during loadshedding times, sometimes during winter storms, and of course also managing all the political storms that took place over these years that he has been at the helm of, but I want to say to the Reverend Courtney Sampson that for me the one thing that really stands out the most was of course when I had the privilege and honour of being elected to serve the people in the province in this position, and you know, when you spend months in the trenches, fighting an election, and I must say personally I did not really think about that moment, at the end of that race when an announcement would be made, because you are caught up in this election

campaign, but I will never ever forget that day that we were at the Convention Centre out in Century City and this was the 2019 election in May, and we had all done our numbers, we had all done our sums, but nobody really had the final ...[Interjections.]

The SPEAKER: Will you please wrap up, hon Premier.

The PREMIER: ... and it was the hon Sampson that said to me, "Mr Winde, if your party votes for you in the Legislature, you will become the Premier," and it hit me like a ton of bricks that day, that this honour that I had, and it was you that actually stood up and said it in that moment, and I want to thank you for that, and I want to thank you for the time and dedication, and I want to wish you well in your retirement.

I also want to say to Mr Hendrickse, thank you very much for stepping into these great shoes, and I am pretty certain that we have got to know you here and in the role that you have played in the IEC, in the same role, that you too are going to take up and follow in the same vein.

The SPEAKER: Thank you, hon Premier.

The PREMIER: Congratulations.

The SPEAKER: Thank you very much, hon Premier. Hon members, will you please stand up and just ask also Reverend Sampson to rise and we just put hands together with him. [Applause.]

Reverend, all I can say is that you find consensus among the politicians. [Laughter.] It is not something easy to achieve, and we can only, on behalf of this Provincial Parliament and all the political parties, wish you well, sir, in your retirement, and of course your future trajectory, and we know that life is never complete until you are done with it itself.

So good luck and of course it has been said here to Mr Michael Hendrickse, good luck, †meneer, [sir], and I cannot say what the political parties say, but all I can say is that we know that you have been appointed because you are fit for purpose. Good luck and we will support you in any way possible as this Parliament.

Hon members, that concludes the declarations. Now I am going to quickly go back to an item that I reserved for this opportunity. I wanted us to exhaust this opportunity first and then go to my guests that are up there in the gallery, thank you.

Earlier on myself and the Deputy Speaker, we had a session with the guests from Nigeria, and as we welcomed them in the Chamber and I can just reflect on my earlier engagement with the Deputy Speaker. These are academics, members of the academia, who really are here to learn about our political system, our governance and leadership. They are here, sent by the Nigerian Ministry of Foreign Affairs, participating in an executive leadership development programme with the University of Cape Town Graduate School of Business, and they are here for the three months from now.

So they will be here for a good three months in Cape Town, in the most beautiful city, as one of the most beautiful cities in the world, and they have chosen to visit this Parliament, hon Premier, hon members, because they want to reflect on the work we do and also understand some of the things we have done, especially some of the achievements over the past year and challenges thereto.

So our engagement led to us arranging as well that they engage with the Administration and the Secretary to Parliament, Mr Romeo Adams, they have started to engage with them and they will be doing so with any of the sections of this Parliament. They have also engaged the Provincial Government and they indicated to us that they spoke to Wesgro in particular.

Now I would like to request the hon members to join me in welcoming the delegation. [Applause.]

I think to the guests, I have said it earlier on, Nigeria and South Africa have a unique relationship in our history and post-democracy, and we continue to enjoy those relationships and good luck and enjoy your stay. Again, thank you.

RULINGS

During debate on the 30 March the hon Mackenzie raised a point of order on the utterances made by hon Kama regarding the liquor authority and alleged threats against it. Having had the opportunity to peruse the Hansard transcript of the hon Kama's speech, I found nothing unparliamentary in the remarks made by hon Kama and regard the comments as an expression of free speech within the confines of the Rules of the House. I so rule.

In terms of the second ruling, on the 30 March during the debate the hon Kama raised a point of order on whether the hon, the Minister of Community Safety was reflecting and casting aspersions on hon Xego when he said, and I quote: "He is part of the problem in the Western Cape, he is promoting violence in the province." I responded at the time that I would check in Hansard and come back to the House with a ruling.

According to the Hansard transcript, the hon, the Minister said the following in relationship to hon Xego:

"Hon Xego is part of the violence in South Africa. He is part of the problem. I do not even want to address what he says because he is many times part of the problems of making this an unsafe province. Then he says, 'Oh, this is the most unsafe province.' He is the cause of the unsafe province."

The hon Minister continues and says after the point of order has been raised:

"Let me even state it further, the party, the EFF is a big part of our problem in terms of stability in this province and on stopping the violence. They do not stop the violence; they cause the violence."

Rule 59 states, and I quote:

1. No member may (a) impute improper motives on; (b) reflect on the integrity or dignity of; or (c) verbally abuse another member.
2. A member who wishes to bring any improper or unethical conduct on the part of another member to the attention of the House, may do so only by way of a substantive motion comprising of a clearly formulated and properly substantiated allegation.

I have no problem with what the Minister stated after the point of order had been raised. This is done in relation to a political party in the House and not directed at a member of the House. What I do have a problem with is the Minister's earlier statements where he referred directly to hon Xego and accused him of conduct in violation of Rule 59 1(a). I therefore request, the hon the Minister to withdraw the words "hon Xego is part of the violence in South Africa, he is part of the problem. He is many times part of the problems of making this an unsafe province, he is the cause of an unsafe province."

Hon Minister Fritz?

The MINISTER OF COMMUNITY SAFETY: I withdraw hon Deputy Speaker.

STATEMENTS BY MEMBERS

The DEPUTY CHIEF WHIP (DA): Thank you, hon Deputy Speaker. Hon Deputy Speaker the hypocrisy and the double standards of ANC leaders have never been clearer. Through you, Deputy Speaker, one should question the Leader of the Opposition who allows one of his members to sit in this House despite being embroiled in a Hawks' investigation. This comes after funds conveniently vanished for a Nelson Mandela Day celebration back when the alleged member was at a local municipality.

But, Deputy Speaker, we are not surprised. Let us remember a former ANC MPP who was found guilty by the Conduct Committee for inflating her travel claims for her benefit at the taxpayers' cost. And, so Speaker, the revelations of the Zondo Commission reverberate with the ANC in the Western Cape. We have a President whose response is either 'I am shocked' or complete ignorance to all the allegations of corruption, despite having been the Head of Government Business during the Zuma years.

And here in the Western Cape, we have the Leader of the Opposition who preaches about a process of so-called renewal in his party. The shock and horror to see the alleged renewal when the President suspends the Secretary General, and the same Secretary General suspends the President. No wonder there is no time for accountability in the ANC and its governments.

Speaker, here in the Western Cape, however, we do things differently. Our province is home to the country's top five best run municipalities as well as the only metro that is in a financially sound position. Our municipalities also lead in the delivery of free basic units of electricity, water, sewerage and sanitation. This is not a coincidence; it is a result of DA good governance. In contrast, the ANC municipalities in the province owe Eskom almost R90 million. Deputy Speaker, Beaufort West, ... [Interjection.]

The DEPUTY SPEAKER: Finish off.

The DEPUTY CHIEF WHIP (DA): ...another ANC municipality, only achieved 18% in performance in the recent Ratings Africa Report. If this is not enough of an indication of incompetence it took the DA Government to prevent an ANC-run Matzikama from wasting public money on outsourcing procurement programmes. As such, Deputy Speaker, with local government elections this year, the public really only has one choice to make to ensure accountability wins. I thank you. [Time expired.]

The OFFICIAL LEADER OF THE OPPOSITION: Thank you very much, Deputy Speaker. Clause 72 (1) of the Western Cape Constitution adopted in 1997 by the Western Cape Legislature, and then certified by the Constitutional Court states that the Environmental Commissioner must: (a) monitor urban and rural development which may impact on the environment; (b) investigate complaints in respect of environmental administration; (c) recommend a course of conduct to any provincial organ of state or municipality whose activities have been investigated and (d) act in accordance with the principals of cooperative governance.

Now, what is important here is to salute the foresight of those who actually drafted this provision and especially those who proposed the Commission at the time. On Tuesday 11 May, the first public hearing on the proposed amendment to the Western Cape Constitution will take place in the Mossel Bay Town Hall at 15:00. The DA Provincial Government is proposing to remove this Environmental Commissioner in its entirety from the Provincial Constitution.

Speaker, we recall how we as the ANC and civil society had to fight for over ten years to ensure that the Children's Commissioner was appointed last year in 2020. Former Premier Helen Zille had promised to appoint a Commissioner in 2009. She broke her promise because it was clear that the former Premier, Helen Zille, did not want a public spotlight on the plight of children in our province.

As the ANC, we believe that not only do we need to appoint the Environmental Commissioner without delay but in fact, we need to add to its functions. Our province faces the major threat of climate change. We experience serious challenges to secure adequate and safe water for human consumption and use by the agricultural sector. We are trying to build a green economy and secure sustainable development which puts people before profits. The environment is critical to the very prosperity of the Western Cape. The tourism economy is central to our province and tourists flock here to experience our natural environment and our beauty. We should see an Environmental Commissioner as an asset and we therefore call on the people, the political parties and civil society to unite with us in ensuring that the Environmental Commissioner is appointed. Thank you. [Time expired.]

Ms N MAKAMBA-BOTYA (EFF): Thank you, Deputy Speaker. The EFF calls on Premier Allan Winde to remove Western Cape Minister, Debbie Schäfer, from her position with immediate effect. Since assuming that office as a Minister, Ms Schäfer has demonstrated a high level of incompetence and lack of knowledge with regards to duties of the office in which she occupies.

Under her watch, the matric results continue to decline each and every year while she continues to employ backwards education strategies that are out of touch with reality. With ample evidence available in her Department and before her eyes, since 2009 the numbers of Grade R learner intake have been growing. She has failed to capacitate schools and to create more room for these increasing numbers, including the building of new schools.

Today we are sitting with thousands of unplaced learners in areas such as Forest Village at Mfuleni, to name a few. The Minister has turned a blind eye as she does not have a plan to place them in schools. Those children who have missed out on schoolwork will only be placed tomorrow, 7 May.

Her Department has recently claimed that there are only 735 unplaced learners in the province, but they realised later that the actual number is in fact running in thousands. They now blame parents for duplicating numbers. Even in the event that the Department will be able place all learners into schools, the Minister still does not know how she will assist these learners to catch up all the work missed and be up to date with other learners. [Inaudible.] learners with educational pats, will not on its own solve the problem. The sooner Ms Schäfer is relieved of her duties as Minister of Western Cape Education Department and another [Inaudible.] appointed, the better. Thank you, Deputy Speaker.

Ms L J BOTHA (DA): Thank you. Deputy Speaker, the time has long arrived for ANC members of this House to use their influence and help their national counterparts fulfil education obligations. Instead, they use unplaced learners as a political tool to evade their accountability towards education.

Deputy Speaker, back in 2007, the former MEC for Education, hon Cameron Dugmore, said:

“We face a massive infrastructure challenge in the province in regard to the building of new schools as well as maintaining our existing facilities. It is hoped that the bid to National Treasury, arising out of the National Audit of Schools’ Needs, will result in increased funding to meet some of these challenges.”

It is thus ironic that the same party and the same member now fail to acknowledge that this remains the fundamental reason why thousands of learners are left without placement at the start of the academic year. †Skielik sê hulle niks en doen absoluut niks. [Suddenly they say nothing and they do absolutely nothing.]

Deputy Speaker, the statement by former MEC Dugmore indicates that the ANC is well aware of the education funding crisis and it has now been 14 years. It is remarkable that the ANC back then had such determination to get more national money for learners in the Western Cape but this DA Administration, Deputy Speaker, on the other hand does accountability justice.

The Provincial Education Department has placed over 20 000 learners in a period of three months with zero assistance from National Government, despite the clear need for more resources and yet the ANC has the audacity to criticise the time lag it takes to provide mobile classroom infrastructure, for which they are fundamentally responsible.

My question, through you Deputy Speaker, to the hon Sayed is the following: If the concern is truly for the young people of the province why not address resource gaps with the Minister Motshekga? Do we not all remember that education is a co-competency of the Province and Central Government? But, Deputy Speaker, our ANC counterparts again †sê niks en hulle doen niks [say nothing and they do nothing.]

The DEPUTY SPEAKER: Thank you.

Ms L J BOTHA: †Dololo [Nothing] accountability. †Hulle is maar net [They are only just] all talk and no action, Deputy Speaker. I thank you.

Mr F C CHRISTIANS (ACDP): Thank you, Deputy Speaker. Hon Deputy Speaker, since July 2020 until April 2021 there have been 1 078 attempts of illegal land invasions across the Western Cape, with the majority recorded in the City of Cape Town. The Provincial Human Settlements Department has spent more than R355 million in the 2020/2021 financial year to prevent land invasions and occupation of houses that are completed. Houses that are completed and ready for occupation by qualified beneficiaries are illegally occupied. This and the land invasions are a serious state of affairs as they have a negative impact on the ability to deliver housing opportunities to previously identified beneficiaries.

Deputy Speaker, what is more alarming is that 50 new informal settlements have been built since lockdown began 12 months ago. Land grabs and land invasions threaten the resources of the Province and the City and take much needed funds that could benefit other communities in the Western Cape. These land grabs are organised and seem to follow a well-planned strategy, and this must stop. The ACDP calls on the full might of the law to be brought against these perpetrators that are orchestrating these campaigns of land grabs and land invasions. Land invasions negatively impact the economy of this province, overseas and nationally and we ask the Western Cape Government to act. I thank you.

The CHIEF WHIP (ANC): Thank you, Deputy Speaker. The recent by-elections held on 21 April of this year illustrates once again a trend that was started in 2019. The DA support at the election polls is fast declining. This time however, they could not blame their experimental leader. In 2012, the DA had set its target to 30% of the national vote by 2014. It only achieved 22%. In 2019 it came down to 20% of the national vote. In the by-elections of 11 November 2020 alone, the DA lost 3 wards to the ANC, one in Mfuleni in Gauteng, one in the City of Johannesburg, Mmadibeng in the North West and one in the Renosterberg, Northern Cape. On the same day it also lost wards to Al Jama-ah and the Patriotic Alliance in the City of Johannesburg, whilst losing a ward to the EFF in J P Marx and a ward to GOOD in George. On 9 December last year, the DA lost two wards to the ANC in Oudtshoorn and on 21 April 2021, the DA lost yet another ward to the ANC in Knysna.

In other words, in only the last three sets of by-elections, the DA has lost in excess of eight wards country wide. This is clearly illustrative of a party in crisis that is overwhelmingly being rejected by South Africans at the polls.

They have simply become a regional party here in the Western Cape whose electoral ceiling was reached in 2014. I thank you, Deputy Speaker.

Mr R I ALLEN (DA): Thank you, Deputy Speaker. Hon Deputy Speaker, as we participate in the very first sitting for the new financial year, I wish to draw attention to the House of the successes made by the Law Enforcement Advancement Programme Officers who were deployed about one year ago. In a statement the Minister for Community Safety, Albert Fritz, notes the work done by these officers in the most recent week which has led to 80 arrests and the confiscation of several firearms and illegal substances.

Deputy Speaker, these are significant strides demonstrating our commitment towards tackling crime and it has to be kept in mind, Deputy Speaker, that as we know, as a province we may only supplement policing resources, the mandate still resides with the National Cabinet in Pretoria.

But Deputy Speaker, the City of Cape Town is also doubling up its efforts to combat crime. It has recorded just under 200 arrests in only one week, which also came with the confiscation of several illegal items that perpetuate the violence of organised crime in our province. The work of these officers, Deputy Speaker, to perform, is thus widely welcomed in our efforts to fight crime and again, despite this not being part of the core mandate of this Provincial Government.

Deputy Speaker, while the National Government forgets about its safety mandate and continuously showcases serious concerns on the accountability on this longstanding concern in the province, the DA has demonstrated accountable governance in action. Our publicly available stats and facts speak for themselves. The National Minister of the South African Police Service, on the other hand, leads a SAPS organisation in which one branch does not speak to the other. And so, it is sadly unsurprising that we do not get answers to our parliamentary questions dealing with SAPS' operation here in our province.

But let me provide another example, Deputy Speaker. The SAPS National Forensics Science Laboratory sidestepped a Provincial Community Safety Committee invitation on the DNA backlog here in the Western Cape. [Interjection.] We still do not have the answer to the predicament in this backlog that it presents to the criminal justice system. Deputy Speaker, the DA in the Western Cape is doing justice to accountable governance. Thank you. [Time expired.]

Mr P J MARAIS (FFP): Thank you, Speaker. Hon Speaker, the Freedom Front Plus concedes that educational qualifications are not a yardstick by which to measure political fitness. This has been proven by people; great statesmen like Winston Churchill, through the Second World War as British Prime Minister; Napoleon Bonaparte who nearly conquered the whole of Europe but had no academic qualifications.

But nevertheless, we want to emphasise the need to have people of the greatest integrity in Parliament, so that people can trust us with their future.

We do not see any reason why somebody should falsify any qualification they might have, in order to secure a position or to turn favour towards them. We therefore appeal to members of this House and even the civils to have some integrity when filling in those forms, asking for your qualifications, that you do not load it in order to get favour for appointments. But we nevertheless concede that educational qualifications should never be a measuring yardstick by which we judge competency levels. Thank you.

Mr G BRINKHUIS (AL JAMA-AH): Thank you, Deputy Speaker. The Province should look at their policies to help the private sector people to create more businesses and encourage local government to lower business rates, as an incentive to encourage new businesses in the different wards. These businesses can create more jobs, thus improving the lives of people until more people have work and fewer people depend on Government grants. Government, at every level, will just be about hoping that the situation does not go from bad to worse. People need to start businesses and create jobs. Thank you, Deputy Speaker.

Mr G BOSMAN (DA): Thank you, hon Deputy Speaker. Hon Deputy Speaker, it was in January this year that vulnerable residents were waterbombed by SAPS vehicles, led by the Public Order Policing, at the SASSA Bellville offices. Just yesterday, we noticed that the IPID report which effectively excuses all involved, including the ANC Minister of Social Development, Minister Lindiwe Zulu, who was on site at the time. This is how it works in the ANC, Deputy Speaker. One can walk all over the poor and treat the vulnerable with the greatest of disdain, while keeping one's job and answering to no one, absolutely no one.

Another good example, Deputy Speaker, that same ANC Minister Zulu, has haemorrhaged more than R6 billion in her department, of fruitless and wasteful expenditure that has been marked irregular. This money is gone, Deputy Speaker, with no real benefits to the residents or those waiting for their grants to be paid. All we have for it are unanswered questions, unanswered letters and we have tenders being awarded at excessive prices. Why all the noncompliance in procurement in Social Development? Why do the grants decrease, but the politicians keep on being rewarded?

Deputy Speaker, the ANC allowed over 200,000 temporary disability grants to lapse, with around 50,000 of those being in the Western Cape. When these vulnerable residents went to SASSA to reapply for these grants, as they were told to do, they were met with police brutality which saw the waterbombing of the frail, elderly and disabled. Yet, this National Government is singing their own praises for supposedly clearing the TDG crisis, a crisis which they, themselves, started. It is worth noting that if it were not for the pressure from the Provincial Parliament, Provincial Department of Social Development and the City of Cape Town, any eradication of the grant backlog would not have happened at all.

Deputy Speaker, yet we sit here today, and we have got a very different story to tell in this province because in the Western Cape, accountability matters from the bottom to the top. The Provincial Department of Social Development has set aside R10,5 million for the Sanitary Dignity Project.

They have committed more than 1,000 more bed spaces for the homeless, in addition to the 1,499 we already have, and we have set aside a further R25 million for the Nutritional Food Relief Programme during this difficult time. [Interjection.] This is the type of governance we need, Deputy Speaker, not the lack of accountability we see from the National ANC. I thank you. [Time expired.]

The DEPUTY SPEAKER: Hon members, we are now moving over to Notices of Motion. In terms of the new Rule 151, all Notices of Motion by members are required to be delivered to the Secretary for placing it on the Order Paper. These motions, duly submitted, will be printed on the Order Paper.

LOCAL MUNICIPALITIES: STATUS OF

(Notice of Motion)

Mr D AMERICA: I give notice that I shall move:

That the House debates the status of local municipalities in the Western Cape.

[Notice of motion printed on the Order Paper.]

FARMWORKERS: PLIGHT OF

(Notice of Motion)

Mr G BRINKUIS: I give notice that I shall move:

That the House debates the plight of farmworkers still being ill-treated and under paid on farms.

[Notice of motion as printed on the Order Paper.]

GENDER-BASED VIOLENCE PERPETRATORS

(Notice of Motion)

Mr R D MACKENZIE: I give notice that I shall move:

That the House debates the failure of the justice system to hold to account perpetrators of gender-Based violence.

[Notice of motion as printed on the Order Paper.]

LAND INVASIONS IN THE WESTERN CAPE

(Notice of Motion)

Mr F C CHRISTIANS: I give notice that I shall move:

That the House debates the current Land Invasions taking place in the Western Cape, since March 2020 the City of Cape Town has witnessed 1025 land invasions at a cost to the City of R116 million in the 2020/2021 financial year.

[Notice of motion as printed on the Order Paper.]

GANGSTERISM: SAPS FAILURE TO COMBAT

(Notice of Motion)

Mr R D MACKENZIE: I give notice that I shall move:

That the House debates the mismanagement and failure of the South African Police Service (SAPS) to combat gangsterism in the Western Cape.

[Notice of motion as printed on the Order Paper.]

GOVERNANCE: ACCOUNTABILITY AND TRANSPARENCY

(Notice of Motion)

Ms M M WENGER: I give notice that I shall move:

That the house debates the status of accountability and transparency across all levels of government in South Africa.

[Notice of motion as printed on the Order Paper.]

ENERGY SECURITY

(Notice of Motion)

Ms D M BAARTMAN: I give notice that I shall move:

That the House debates energy security in the Western Cape.

[Notice of motion as printed on the Order Paper.]

NATIONAL PUBLIC PROCUREMENT LEGISLATION

(Notice of Motion)

Ms D M BAARTMAN: I give notice that I shall move:

That the House debates the impact of the national public procurement legislation on the Western Cape, with particular emphasis on “cost-effectiveness” – also colloquially referred to as “value-for-money” – in terms of Section 227 of the Constitution.

[Notice of motion as printed on the Order Paper.]

COVID-19: IMPACT ON SMME’s AND INFORMAL TRADERS

(Notice of Motion)

Ms D M BAARTMAN: I give notice that I shall move:

That the House debates the impact of COVID-19 on SMME’s and Informal Trading, and solutions thereto implemented by the Western Cape Province.

[Notice of motion as printed on the Order Paper.]

LOCAL GOVERNMENTS: INSTABILITY CAUSED BY DA LEADERS

(Notice of Motion)

Ms A BANS: I give notice that I shall move:

That the House debates the instability in local governments caused by meddling by DA leaders, as in Beaufort West where the new ANC-aligned speaker, Latitia Deyce, replaced the DA’s representative after a motion of no confidence and after by-election success.

[Notice of motion as printed on the Order Paper.]

DA: QUALIFICATION SCANDALS

(Notice of Motion)

The DEPUTY CHIEF WHIP (ANC): I give notice that I shall move:

That the House debates how the CV scandal in the DA grows with Cape Town’s Water MMC Xanthea Limberg as the latest culprit.

[Notice of motion as printed on the Order Paper.]

UNPLACED LEARNERS

(Notice of Motion)

Ms N MAKAMBA-BOTYA: I give notice that I shall move:

That the House debates the issue of unplaced learners in Western Cape schools, which has now become a trend that continues to grow each year.

[Notice of motion as printed on the Order Paper.]

COVID-19: THIRD WAVE RESPONSE PLAN

(Notice of Motion)

Ms N MAKAMBA-BOTYA: I give notice that I shall move:

That the House debates the Western Cape Government's response plan to reduce the spread of COVID-19 amid claims of a potential third wave of infections in the winter season.

[Notice of motion as printed on the Order Paper.]

APARTHEID SPATIAL PLANNING

(Notice of Motion)

Ms N MAKAMBA-BOTYA: I give notice that I shall move:

That the House debates the Western Cape Government's policy on the issue of apartheid spatial planning in the Cape Town city centre.

[Notice of motion as printed on the Order Paper.]

CRIME: FIGHTING

(Notice of Motion)

Ms N MAKAMBA-BOTYA: I give notice that I shall move:

That the House debates the Western Cape Government's efforts in fighting crime in the province.

[Notice of motion as printed on the Order Paper.]

ANDISWA QHINA: MISSING PERSON

(Notice of Motion)

Ms N MAKAMBA-BOTYA: I give notice that I shall move:

That the House calls on all law enforcement services in the province to work together and to do their level best to find the 32-year-old Andiswa Qhina from Samora Machel; notes that Andiswa was last seen on Monday morning while heading to work; notes that her family was later sent texts and videos by her kidnappers who are demanding a ransom amount of R60 000; condemns this barbaric behaviour by those who hold her captive; calls on anyone who might have any lead about her whereabouts to contact the police and to provide them with relevant information; and notes that crime and gender-based violence in this country and in this province has reached a level of untold proportions with criminals conducting crime with total impunity.

[Notice of motion as printed on the Order Paper.]

The DEPUTY SPEAKER: We now move to Motions without Notice. I would like to inform you that in terms of the new Standing Rule of 150, pertaining to motions without notice, condolence or congratulatory motions were submitted to the Programming Authority prior to this plenary on 4 May 2021. I have been informed that in the Programming Authority Meeting of 4 May 2021, political parties did submit the names of hon members in the desired order of speaking, and who had wished to move a motion without notice in this sitting of the House. I will therefore, just for noting and for the purpose of the minutes, call out the hon members whose names have accordingly been submitted and approved. The following members' motions have been approved by the Programming Authority as follows: hon America, hon Lekker, hon Wenger, hon Botha, hon Botha second time, hon Allen, hon Philander, hon Allen, hon Mitchell and hon Mvimbi.

I now put the motions duly submitted and approved by the Programming Authority to the House. Are there any objections to the motions being moved without notice? No objections. Agreed to. The motions will appear in the minutes of the proceedings and in Hansard.

**RATINGS AFRIKA REPORT
TOP FINANCIAL SUSTAINABLE MUNICIPALITIES**

(Motion)

Mr D AMERICA: I move without notice:

That the House congratulates the top financially sustainable municipalities as stated in the recent independent Ratings Afrika report; notes that this further confirms that our province is home to some of the best performing municipalities in the country as the top five municipalities situated in the Western Cape are Mossel Bay, Saldanha Bay, City of Cape Town, Swartland and the Overstrand; and especially notes that, out of all of the eight metropolitan municipalities in South Africa, it is only the City of Cape Town that is regarded as in a financially sustainable position.

[Motion as printed in Minutes.]

LATE MAMA KIKI RWEXAMA

(Motion of condolence)

The CHIEF WHIP (ANC): I move without notice:

That the House notes the sudden passing of Mama Kiki Rwexama after a short illness; notes that she was a stalwart leader of the ANC and its Women's League; and sends condolences to her family. Hamba Kahle Mbokodo, Hamba Kahle Qawekazi Malibongwe.

[Motion as printed in Minutes.]

**CRAIG FOSTER, PIPPA EHRLICH AND JAMES REED
'MY OCTOPUS TEACHER' – OSCAR**

(Motion)

The CHIEF WHIP (DA): I move without notice:

That the House congratulates filmmaker Craig Foster and producers Pippa Ehrlich and James Reed for winning an Academy Award ("Oscar") in the category of Best Documentary; notes that this highest prestige award in the film industry with global recognition for *My octopus teacher* was filmed in False Bay, Cape Town, and showcases the talent and resilience of the Western Cape film industry; and notes that this remarkable Netflix documentary allowed the world a unique insight into the life of an octopus and serves as a reminder of the fragility of life and our shared responsibility to preserve and protect Mother Nature.

[Motion as printed in Minutes.]

LATE JANNIE MEYER

(Motion of condolence)

Ms L J BOTHA: I move without notice:

That the House extends its sincere condolences to the family, friends and colleagues of former Councillor Jannie Meyer; and notes that he will be remembered for his invaluable contributions and service in the Citrusdal–Cederberg area through his active community leadership. May he rest peacefully.

[Motion as printed in Minutes.]

LATE JAKOBUS APRIL

(Motion of condolence)

Ms L J BOTHA: I move without notice:

That the House extends its sincere condolences to the family, friends and colleagues of branch chairperson and community activist, Mr Jakobus April; his nearest family members are in our thoughts and prayers; and we will remember him for his valuable contribution at the Graafwater branch and the broader Cederberg community.

[Motion as printed in Minutes.]

YOUTH SAFETY AMBASSADOR PROGRAMME

(Motion)

Mr R I ALLEN: I move without notice:

That the House notes the launch of the Youth Safety Ambassador Programme by the Department of Community Safety; wishes those employed through this programme well in their work; and further notes their contribution to violence prevention strategies in our province, particularly in the areas vulnerable to crime.

[Motion as printed in Minutes.]

LATE NADIA GOETHAM

(Motion of condolence)

Ms W F PHILANDER: I move without notice:

That the House extends sincere condolences to the family, friends and colleagues of the beloved book publisher, Nadia Goetham, from Jacana Media Publishers in Paarl; and wishes to honour her work, particularly her efforts to develop talent in others and to encourage young black authors. Her nearest family members are in our thoughts and prayers.

[Motion as printed in Minutes.]

**DEPARTMENT OF CULTURAL AFFAIRS AND SPORT
SPORTS FEDERATION FUNDING**

(Motion)

Mr R I ALLEN: I move without notice:

That the House congratulates the Western Cape Department of Cultural Affairs and Sport on the handing over of R12,9 million to 145 affiliated sports federations in the province; notes that the sport sector has suffered immensely due to the lockdown restrictions and that the funding by the Department is much-needed support to grow the sector once again; and further calls on the House to note that this funding will have a positive impact on youth development.

[Motion as printed in Minutes.]

LATE MONTY OLIVER

(Motion of condolence)

The DEPUTY CHIEF WHIP (DA): I move without notice:

That the House expresses its deepest condolences to the family, friends and colleagues of the late Councillor Monty Oliver; notes that Councillor Oliver was first elected as the councillor for Ward 63 in the City of Cape Town in 2000 and occupied the position with inspirational leadership until his passing; notes that during his tenure as a public servant he served in the following structures: as a member of the City's Sports and Recreation Portfolio Committee; as the Sub-council 18 Chairperson (2011–2016); as a member of the City's Economic Opportunities and Assets Management Portfolio Committee (2016–2021); and as an Assistant Whip for the City of Cape Town's DA caucus for five years; notes that the residents of Cape Town, particularly those of Ward 63, are grateful for his dedication to service delivery and to ensuring that the community was well looked after; and noted that he leaves a legacy of integrity and dignity.

[Motion as printed in Minutes.]

LATE GRAEME BLOCH

(Motion of condolence)

Mr L L MVIMBI: I move without notice:

That the House commiserates with the family, friends and comrades of the late mass democratic movement stalwart and committed non-racialist, Prof Graeme Bloch, husband of former ANC Deputy Secretary General, Cheryl Carolus; notes that he was an educationist of note; and salutes him for his courage, integrity, commitment and role in making the first democratic South Africa a reality.

[Motion as printed in Minutes.]

The DEPUTY SPEAKER: I have also received a list of names of members whose motions were not approved at the programming authority meeting. I will now afford the opportunity to those members whose motions were not approved. Members are reminded that the 30 minutes as per the Standing Rule of 152 (d) will start now. I recognise the hon Lekker.

DA-LED CITY OF CAPE TOWN

(Motion)

The CHIEF WHIP (ANC): Thank you, Deputy Speaker. Hon Deputy Speaker, I move without notice:

That the Legislature notes the island mentality runs deep in the DA-led Cape Town, as this Council makes all sorts of excuses not to submit itself to public scrutiny by the DA-run Province, and that it thinks it is superior to the Legislature. Calls on the DA to bring the City in line with our unitary state and government model, I so move.

[Motion as moved by Member.]

The CHIEF WHIP (ANC): I move without notice:

That the House notes that the island mentality runs deep in the DA-led City of Cape Town as this Council makes all sorts of excuses for not submitting itself to public scrutiny by the DA-run Province and that it thinks it is superior to the legislature; and calls on the DA to bring the City of Cape Town in line with our unitary state and government model.

[Motion as printed on Order Paper.]

Objection recorded.

IVAN CLOETE: COLENZO FARM

(Motion)

Mr A P VAN DER WESTHUIZEN: Hon Deputy Speaker, I move without notice:

I rise to congratulate the farmer, Ivan Cloete, on verbally being promised a lease agreement for the state farm, Colenso, near Darling. This follows after he was served with a notice to vacate the land within 21 days, as the farm has been promised to a syndicate that included an ANC MK veteran, that already has access to land. This was exposed and supported by our colleagues, hon Annette Steyn in the National Assembly, and hon Dr Ivan Meyer, Minister of Agriculture in the Western Cape. We wish Mr Ivan Cloete well with his future farming operations and trust that the verbal promise will soon result in a written lease agreement. I so move.

[Motion as moved by Member.]

Mr A P VAN DER WESTHUIZEN: I move without notice:

That the House congratulates farmer Ivan Cloete on being promised verbally a lease agreement for the state farm, Colenso, near Darling; notes that this follows after he was served with a notice to vacate the land within 21 days as the farm had been promised to a syndicate that included an ANC MK veteran who already had access to land; notes that this was exposed and supported by our colleagues, Hon Annette Steyn, in the National Assembly, and Hon Dr Ivan Meyer, Minister of Agriculture in the Western Cape; and wishes Mr Cloete well with his future farming operations and trust that the verbal promise will soon result in a written lease agreement.

[Motion as printed on Order Paper.]

Objection recorded.

DA: UNDERMINING OF ACCOUNTABILITY AND TRANSPARENCY

(Motion)

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, Deputy Speaker. I move without notice:

That the Legislature notes a growing tendency by the Democratic Alliance to undermine multi-party, and public accountability and oversight in particular, the unwillingness of the MEC of Local Government to call on the City of Cape Town to respond to questions from MPLs, whilst at the same time, seeking to reduce the mandate of this Legislature which is to further cooperative governance, accountability and transparency. I so move.

[Motion as moved by Member.]

The LEADER OF THE OFFICIAL OPPOSITION: I move without notice:

That the House notes a growing tendency in the Democratic Alliance to undermine multi-party and public accountability and oversight in particular, as is seen in the unwillingness of the Minister of Local Government to call on the City of Cape Town to respond to questions from MPPs while, at the same time, he seeks to reduce the mandate of this legislature, which is to further cooperative governance, accountability and transparency.

[Motion as printed on Order Paper.]

Objection recorded.

CITY OF CAPE TOWN SUCCESSES

(Motion)

Ms D M BAARTMAN: Thank you, Deputy Speaker. I move without notice:

That this House notes and congratulates the exemplary work of the City of Cape Town in 1. Launching the Cape Skills and Employment Accelerator Project which seeks to upskill and create employment for 200 women and youth in the textile industry, partnering with more than 40 SMMEs to empower and uplift Cape Town's historically rich textile sector; 2. Promoting the City as a luxury tourism market for international travellers, which led to Cape Town being ranked amongst the world's top cities for remote working this year; 3. Securing more than R11 billion worth of investment in 2020, which created more than 7,000 jobs and trained nearly 3,000 people in key sectors in the City, such as call centre operations, clothing, manufacturing, craft and design, green economy and boat building; 4. Being the metro with the lowest unemployment rate in the fourth quarter of 2020 in South Africa, and securing R230 million to support local business; 5. Being ranked first in two categories in the subnational Doing Business survey conducted by the World Bank, outperforming nine other metros in the categories of electricity and construction permits, as well as registering properties; and 6. Launching its Job Connect Workforce Development Programme, which seeks to link SMMEs and corporate businesses with qualified individuals, as well as offering training and employment opportunities to jobseekers. I so move.

[Motion as moved by Member.]

Ms D M BAARTMAN: I move without notice:

That the House notes and congratulates the exemplary work of the City of Cape Town in (i) launching the Cape Skills and Employment Accelerator Project, which seeks to upskill and create employment for 200 women and young people in the textile industry, and this programme has partnered with more than 40 SMMEs to empower and uplift Cape Town's historically rich textile sector; (ii) continuing its work to promote Cape Town as a luxury tourism market for international travellers, which led to Cape Town being ranked among the world's top cities for remote working this year, and this is the new frontier when it comes to tourism in the future and welcoming international travellers without displacing local jobs; (iii) securing more than R11,27 billion worth of investment in 2020, which created more than 7 000 jobs and trained nearly 3 000 people in key sectors in the City, such as call centres operations, clothing manufacturing, craft and design, the green economy and boat building; (iv) being the metropolitan area with the lowest unemployment rates in the fourth quarter of 2020 in South Africa; furthermore, its work with Strategic Business Partners in securing R230 million, which supported local businesses and protect the livelihoods of residents; (v) working effectively to reduce red tape and improve the ease-of-doing business with the City of Cape Town, which has seen the City ranked first in two categories in the Subnational Doing Business Survey conducted by the World Bank, as the City outperformed nine other metropolitan areas in the categories of Electricity and Construction Permits, as well as in Registering Properties; and (vi) launching its Job Connect Workforce Development Programme, which seeks to link SMMEs and corporate businesses with qualified individuals, as well as offering training and employment opportunities to job seekers.

[Motion as printed on Order Paper.]

Objection recorded.

BY-ELECTIONS: KNYSNA AND BEAUFORT WEST

(Motion)

Mr D SMITH: Thank you, Deputy Speaker. Deputy Speaker, I move without notice:

That the Legislature notes the results of the recent by-elections in the Western Cape, where the ANC was victorious both in Knysna and in Beaufort West and congratulates the ANC on its inroads. Thank you.

[Motion as moved by Member.]

The MINISTER OF COMMUNITY SAFETY: Old news, old news!

Mr D SMITH: I move without notice:

That the House notes the results of the latest by-elections in the Western Cape where the ANC was victorious both in Knysna and Beaufort West; and congratulates the ANC on the inroads it is making.

[Motion as printed on Order Paper.]

Objection recorded.

DA: DOUBLE STANDARDS IN DISCIPLINARY MATTERS

(Motion)

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, Deputy Speaker. I move without notice:

That this House expresses its concerns that the DA has double standards in dealing with disciplinary matters as witnessed by the fact that both Marius Koen, Saldanha Mayor, and Xanthea Limberg have not been suspended while the allegations against them regarding their CVs are investigated, in stark contrast to the immediate suspension for former MEC, Madikizela. I so move.

[Motion as moved by Member.]

An HON MEMBER: Object. The hon member must step aside. Bongi must step aside.

The LEADER OF THE OFFICIAL OPPOSITION: I move without notice:

That the House notes the resignation of Minister Bonginkosi Madikizela; and further expresses its concerns that the DA has double standards in dealing with disciplinary matters as witnessed by the fact that both Marius Koen, Saldanha Mayor, and Xanthea Limberg have not been suspended while the allegations against them regarding their CVs are investigated, in stark contrast to the immediate suspension for former Minister Madikizela.

[Motion as printed on Order Paper.]

Objection recorded.

LATE LONWABO JACK

(Motion of condolence)

The CHIEF WHIP (ANC): Thank you, Deputy Speaker. I move without notice:

That the Legislature sends its condolences to family, friends and comrades of the late Lonwabo Jack; further notes that the Western Cape has a bloody history of murders of LGBTIQ+ members; and calls on the Provincial Government to reveal what it is doing for this vulnerable community. I so move.

[Motion as moved by Member.]

The CHIEF WHIP (ANC): Thank you, Deputy Speaker. I move without notice:

That the House sends its condolences to family, friends and comrades of the late Lonwabo Jack; further notes that the Western Cape has a bloody history of murders of LGBTIQ+ members; and calls on the provincial government to reveal what it is doing for this vulnerable community.

[Motion as printed in Minutes.]

Agreed to.

CROPS: PROFITS ON EXPORT

(Motion)

Mr P MARRAN: Thanks, Deputy Speaker. I move without notice:

That the Legislature notes the extra crop profit exports that food farmers made during this year, especially table grapes and citrus, as well as other crops and therefore the call to bosses to share their windfall profits with workers. I so move.

[Motion as moved by Member.]

Mr P MARRAN: I move without notice:

That the Legislature notes the extra crop profit exports that food farmers made during this year, especially table grapes and citrus, as well as other crops and therefore the call to bosses to share their windfall profits with workers.

[Motion as printed in Minutes.]

Agreed to.

ANC: INTERNAL MACHINATIONS

(Motion)

Mr R D MACKENZIE: Hon Deputy Speaker, I move without notice:

That the House commiserates with our colleagues of the African National Congress, and specifically with reference to its staff at Luthuli House, who continue to work without pay; the party's staff in the Western Cape who were unpaid, and many of whom were dismissed in the absence of due process; and the ANC Western Cape leadership, who may be anxious to receive suspension letters and must then take on the duty of suspending one another; notes that the pressure to follow the example of comrades Ramaphosa and Magashule is surely an immense burden; and finally notes that the Democratic Alliance will not allow South Africa to be held hostage by the internal machinations of the national ruling party and the DA will concentrate its efforts on taking up the real plight faced by the residents of this country, and work tirelessly for their benefit.

[Motion as moved by Member.]

Mr R D MACKENZIE: I move without notice:

That the House commiserates with our colleagues of the African National Congress, and specifically with reference to its staff at Luthuli House, who continue to work without pay; the party's staff in the Western Cape who were unpaid, and many of whom dismissed in the absence of due process; and the ANC Western Cape leadership, who may be anxious to receive suspension letters and must then take on the duty of suspending one another; notes that the pressure to follow the example of comrades Ramaphosa and Magashule is surely an immense burden; and finally notes that the Democratic Alliance will not allow South Africa to be held hostage by the internal machinations of the national ruling party and the DA will concentrate its efforts on taking up the real plight faced by the residents of this country, and work tirelessly for their benefit.

[Motion as printed on Order Paper.]

Objection recorded.

KHAYELITSHA POLICE: CONDUCT OF

(Motion)

Ms N MAKAMBA-BOTYA: Deputy Speaker, I move without notice:

That the House notes with disgust and disdain the conduct of police officers in Khayelitsha who told a woman to go investigate her own case when she tried to open a case of rape; notes that the police officers in question are alleged to have told the woman in question that she appeared too calm to claim that she was raped; notes that gender-based violence is a serious issue and social ill that continues to cripple our country daily; and calls for an investigations to be initiated of the police officers involved and that they be suspended with immediate effect.

[Motion as moved by Member.]

Ms N MAKAMBA-BOTYA: I move without notice

That the House notes with disgust and disdain the conduct of police officers in Khayelitsha who told a woman to go investigate her own case when she tried to open a case of rape; notes that the police officers in question are alleged to have told the woman in question that she appeared too calm to claim that she was raped; notes that gender-based violence is a serious issue and social ill that continues to cripple our country daily; and calls for an investigations to be initiated of the police officers involved and that they be suspended with immediate effect.

Motion as printed in Minutes.]

Agreed to.

DR GERHARD DU TOIT AND CISKA DU TOIT

(Motion)

Mr P MARRAN: Hon Deputy Speaker, I move without notice:

That the Legislature notes the success a Boland couple had with their homegrown extra virgin olive oil which was found to be the best on the continent of Africa, as well as one of the best in this country during various local competitions. We wish Dr Gerhard and Ciska du Toit of Villiersdorp all the best with the results of their present crop. I so move.

[Motion as moved by Member.]

Mr P MARRAN: I move without notice

That the House notes the success a Boland couple had with their home-grown extra virgin olive oil that was found to be the best on the continent, as well as one of the best in this country, at various local competitions; and wishes Dr Gerhard and Ciska du Toit of Villiersdorp all the best with the results of their present crop.

Motion as printed in Minutes.]

Agreed to.

POVERTY ERADICATION AND ALLEVIATION

(Motion)

Mr P J MARAIS: Thank you so much, Speaker. Deputy Speaker, I move without notice:

That the Premier considers piggy backing the role of poverty eradication and alleviation onto all Ministers in this Cabinet. It should not just be the function of social services, but the function of each Minister to have a policy on poverty alleviation and eradication. Thank you.

[Motion as moved by Member.]

Mr P J MARAIS: I move without notice

That the House calls on the Premier to consider conferring the responsibility for poverty eradication and alleviation on all the Ministers in this Cabinet as it should not just be the function of social services, but the responsibility of each Minister to have a policy on poverty alleviation and eradication.

Motion as printed in Minutes.]

Agreed to.

RAMADAN AND EID AL-FITR

(Motion)

Mr G BRINKHUIS: Thank you, Deputy Speaker. I move without notice:

That I would like to wish all the Muslims all around the world well for the month of Ramadan and may they have a Ramadan Mubarak, and may they enjoy the month of Ramadan, and as well as the day of Eid al-Fitr. Thank you, Deputy Speaker.

[Motion as moved by Member.]

Mr G BRINKHUIS: I move without notice:

That the House wishes all the Muslims around the world well for the month of Ramadan; and may they have a Ramadan Mubarak, and may they enjoy the month of Ramadan as well as the day of Eid al-Fitr.

[Motion as printed in Minutes.]

Agreed to.

QUALIFICATION SCREENING: PROVINCIAL EXECUTIVE

(Motion)

Ms N MAKAMBA-BOTYA: Deputy Speaker, I move without notice:

That the House calls on Premier Allan Winde to institute a qualification screening process of members of his own Provincial Executive and going down to the departmental office-bearers in the Provincial Government; notes that lying about obtaining qualifications that one does not possess is not only a criminal offence in this country but an infringement of various provisions of the Executive Members' Ethics Act, 1998 (Act 82 of 1998); and notes that those found to have committed such an offence bring the entire governance structure into disrepute.

[Motion as moved by Member.]

Ms N MAKAMBA-BOTYA: I move without notice:

That the House calls on Premier Allan Winde to institute a qualification screening process of members of his own provincial Executive and going down to the departmental office-bearers in the provincial government; notes that lying about obtaining qualifications that one does not possess is not only a criminal offence in this country but an infringement of various provisions of the Executive Members' Ethics Act, 1998 (Act 82 of 1998); and notes that those found to have committed such an offence bring the entire governance structure into disrepute.

Motion as printed in Minutes.]

Agreed to.

MATZIKAMA MUNICIPALITY: MALADMINISTRATION

(Motion)

Ms N MAKAMBA-BOTYA: Thank you, Deputy Speaker. I move without notice:

That the House welcomes the order of the Western Cape High Court, ordering the Matzikama Municipality to comply with investigations into maladministration, fraud and corruption, which continue to involve the Municipality. The EFF also calls on Minister Anton Bredell to use the very same energy and launch similar investigations in DA-led municipalities across the province, such as in the City of Cape Town, which continue to be met by one standard after another. The MEC should not use the Executive powers conferred upon his office, to strategically fight political battles against municipalities governed by other political parties, whilst turning a blind eye against those ranked by the DA. I so move.

[Motion as moved by Member.]

Ms N MAKAMBA-BOTYA: I move without notice:

That the House welcomes the order of the Western Cape High Court ordering the Matzikama Municipality to comply with investigations into maladministration, fraud and corruption, which continue to engulf the Municipality; further calls on Minister Anton Bredell to use the very same energy and launch similar investigations into DA-led municipalities across the province, such as in the City of Cape Town, which continues to be marred by one scandal after another; and notes that the Minister should not use the executive powers conferred upon his office to fight political battles strategically against municipalities governed by other political parties, while turning a blind eye to those run by the DA.

[Motion as printed on Order Paper.]

Objection recorded.

QUALIFICATION SCANDALS

(Motion)

Ms N MAKAMBA-BOTYA: I move without notice:

That the House notes and condemns the double standards used by the DA-led Western Cape Government in dealing with officials implicated in qualification scandals; notes that while Premier Allan Winde was quick to suspend former Minister Madikizela, the same cannot be said about the Saldanha Bay Municipality Mayor Marius Koen amid allegations that he also lied about his qualifications, as Minister Anton Bredell turns a blind eye and does nothing to intervene in the matter; and notes that black people in that party are getting suspended from Government positions during investigations, while white people are left comfortable in those positions during investigations involving the same subject matter.

[Motion as moved by Member.]

Ms N MAKAMBA-BOTYA: I move without notice:

That the House notes and condemns the double standards used by the DA-led Western Cape Government in dealing with officials implicated in qualification scandals; notes that while Premier Allan Winde was quick to suspend former Minister Madikizela, the same cannot be said about the Saldanha Bay Municipality Mayor Marius Koen amid allegations that he also lied about his qualifications, as Minister Anton Bredell turns a blind eye and does nothing to intervene in the matter; and notes that black people in that party are getting suspended from government positions during investigations, while white people are left comfortable in those positions during investigations involving the same subject matter.

[Motion as printed on Order Paper.]

Objection recorded.

**BERGRIVIER MUNICIPALITY
EVICTION OF HOMELESS FROM TEMPORARY SHELTER**

(Motion)

Ms N MAKAMBA-BOTYA: Thank you, Deputy Speaker. I move without notice:

That the EFF notes and condemns the actions of the municipal manager in the subdistrict Bergrivier Municipality on the West Coast, for using law enforcement officials to unlawfully evict homeless people in the Rhino Park Sports Ground temporary shelter in the Piketberg facility. This, following the actions of the Municipality providing these homeless people with a shelter during the height of COVID-19 infections in 2020 and later, trying to throw them out on the street. The Municipality has a constitutional obligation to provide these homeless people with alternative accommodation in the event that it no longer wants them to occupy the shelter in question. Here, we are dealing with vulnerable individuals in society, who should be treated with care and humanity at all times. I so move.

[Motion as moved by Member.]

Ms N MAKAMBA-BOTYA: I move without notice:

That the House notes and condemns the actions of the municipal manager of the subdistrict of the Bergrivier Municipality on the West Coast for using law enforcement officials to evict unlawfully homeless people in the Rhino Park Sports Ground temporary shelter at the Piketberg facility; notes that this follow the actions of the Municipality in providing these homeless people with the shelter during the height of COVID-19 infections in 2020 and later trying to throw them out on the streets; notes that the Municipality has a constitutional obligation to provide these homeless people with alternative accommodation in the event that it no longer wants them to occupy the shelter in question; and notes that here we are dealing with vulnerable individuals in society who should be treated with care and humanity at all times.

[Motion as printed on Order Paper.]

Objection recorded.

**REPORT OF THE STANDING COMMITTEE ON FINANCE, ECONOMIC
OPPORTUNITIES AND TOURISM ON THE WESTERN CAPE NINETEENTH
GAMBLING AND RACING AMENDMENT BILL [B 1-2020]**

(Consideration)

The DEPUTY SPEAKER: Thank you, Mr Secretary. I have been informed by the Chief Whip that the Programming Authority resolved that there would be no list of speakers and that parties who wish to do so, will now be afforded an opportunity to make a declaration on the report for a maximum of three minutes, if they so desire. I will now afford parties an opportunity to make a declaration if they wish. I recognise the ANC.

Mr L L MVIMBI (ANC): Thank you very much, hon Deputy Speaker. The Western Cape Gambling and Racing Board has become increasingly reliant on funding from Provincial Treasury. The amended Bill in the main, seeks to ensure that the Regulator had an independent source of income to ensure that it was self-sufficient, and that gambling was regulated appropriately. In principle, the ANC supports the objectives of this Bill.

There are many critical issues that were raised by stakeholders during the public hearing that need to be taken into consideration by the Legislature, before this Bill is passed. For instance, there were complaints that the COVID-19 pandemic and the National State of Disaster had had a devastating impact on gambling operations. Casinos had been under very stringent limitations. The pandemic had severely impacted revenue generation ability: limited pay-out machine operators had been operating for only a few weeks. Therefore, further increases in costs carry the real risk of closure and job losses.

Moreover, while funding for the Board might be obtained through these amendments, it will be disastrous for the industry. The National Gambling Board pointed out that the proposed increase in LPM operator fees called into question the issue of transformation in the gambling industry. One of the main factors that a potential new entrant considered, was the cost of licensing. Such high fees deterred new entrants into the industry and entrenched monopolies within the gambling industry. This could lead to fewer historically disadvantaged individuals being able to participate in the gambling industry.

Furthermore, the proposed LPM operator fees, along with the deletion of the daily exclusivity, could entrench the existence of monopolies and create higher barriers to entrants. The Board should be encouraged to have robust and ongoing stakeholder engagement with all players in the industry, to present plans on how to address this concern. Thank you very much, Deputy Speaker.

Ms D M BAARTMAN (DA): Thank you. Deputy Speaker, fellow South Africans. The Standing Committee on Finance, Economic Opportunities and Tourism considered the subject of the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020], referred to in accordance with Standing Rule 173. The Committee unanimously supported the Bill reporting no objections and reporting on the Amendment Bill without amendments.

The Amendment Bill aims to amend the Western Cape Gambling and Racing Act 1996, so as to provide that certain fees are to be paid to the Western Cape Gambling and Racing Board instead of into the Provincial Revenue Fund, making the Board independent financially to provide for casino operator fees to amend the Provisions in Schedule 2 relating to limited gambling machine operator fees and to provide for matters incidental thereto.

The Committee received comprehensive submissions from the respective industry who represent most, if not all of the relevant stakeholders affected by this Amendment Bill, as part of its public participation process. Further, the Committee went above and beyond in order to ensure due diligence, and that members are able to apply their minds to the content of the respective legislation.

In this regard, I would like to thank the parliamentary and departmental officials for assisting us throughout this process and providing guidance and advice. It is further imperative that when we legislate, we legislate for years to come.

And I would like to echo my colleague, member Mvimbi, who spoke about transformation and monopolies in the respective industry. Because in this regard, the National Department and Minister need to allow new entrants into the market and the opening of this market, and we would welcome this push by our colleague.

The members of this Committee were unanimous that this industry should pay for its own regulation, instead of pushing that burden onto all the people of the Western Cape. Deputy Speaker, the DA supports this Bill. I thank you.

The DEPUTY SPEAKER: Thank you, hon Baartman. I am just – if you can give me a second, I am going to announce how many members are in the House, meaning in the House and online. One minute. Thank you very much, Mr Secretary. I recognise that there are 28 hon members present and entitled to vote, and the House is therefore quorate.

Question put: That the Report of the Standing Committee on Finance, Economic Opportunities and Tourism on the Western Cape Nineteenth Gambling and Racing Amend-ment Bill [B 1–2020], dated 31 March 2020 be adopted.

Abstain – 2: ACDP and Al Jama-ah

Question agreed to.

The Report accordingly adopted.

**REPORT OF THE STANDING COMMITTEE ON AGRICULTURE,
ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING
ON THE UPGRADING OF THE LAND TENURE RIGHTS AMENDMENT BILL
[B 6B–2020] (NCOP)**

(Consideration)

The DEPUTY SPEAKER: Thank you, Mr Secretary. Order. The House has received the report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Upgrading of the Land Tenure Rights Amendment Bill, conferring authority on the Western Cape delegation in the NCOP to support this Bill. This mandate has been sent to the NCOP. I will now afford parties an opportunity to make a declaration if they so wish. I recognise the ANC.

Mr P MARRAN (ANC): Thank you, Deputy Speaker. Let me quickly get to my declaration. Just a minute. Thanks, Deputy Speaker. The ANC supports the Amendment Bill to upgrade the law pertaining to Land Rights, which is aimed specifically at tribal authorities' rights in rural areas.

The ANC supported all the way, a process that will in the end, also benefit women in outlying areas who are even treated as minors, in legal matters especially, for instance as far as their husband's estates are concerned. In some cases, women get no precedence ahead of their minor sons with land allocations.

The DA postulates about the clean-up of the legislation and raises all kinds of technical reasons to oppose the Bill, but it is no surprise as the DA does not really care about black farmers and workers on farms. The DA showed its bias when workers demanded a minimum salary increase, by speaking and lobbying against it, establishing an alternative worker organisation and even stated in its policy manifest that workers must take a salary cut to the level of a poor social pension grant. Other than the DA, the ANC will always stand by the vulnerable and poor people and will always fight laws that discriminate against women and children.

Speaker, I, Pat Marran, rise on behalf of the African National Congress to declare support for the upgrading of the Land Tenure Rights Amendment Bill. I thank you.

Mr B N HERRON (GOOD): Thank you, Deputy Speaker. Deputy Speaker, we support the Bill. We do not support the Report. Thank you.

Mr F C CHRISTIANS (ACDP): Deputy Speaker, we do not support the Bill. We think that this is undue haste where Parliament seeks to comply with the set date of the Court, and we cannot support this Bill. Thank you.

Mr P J MARAIS (FFP): Deputy Speaker, in supporting the Bill, the only appeal I wish to make is that in terms of the Constitution which declares that all legislation must be of equal application, I wish that we would look at especially in the Western Cape, that all the lands held in terms of the TRANCAA ... [Interjection.] [Audio distorted.] similarly, as other communal land and that ... [Interjection.] Is that a point of order, Speaker?

The DEPUTY SPAKER: One minute, Hon Marais, just one minute? Somebody's mic is on. Can you please mute yourselves, other than hon Marais? Hon Marais, you may continue.

Mr P J MARAIS: Yes. Thank you, Deputy Speaker. My appeal is that this House investigates whether this Bill will negatively affect anything related to land held in terms of the TRANCAA for coloured people's land, which used to resolve under Act 9, which was repealed, and that communal land should be addressed similarly, irrespective of whether it is in the former homelands or whether it is in terms of Act 9, which now resorts under the TRANCAA.

Mr A P VAN DER WESTHUIZEN (ANC): More than 27 years have passed since the ANC won the elections on 27 April 1994. The upgrading of the Land Tenure Rights Act of 1991 is therefore an Act drafted by the old apartheid government. It was a time of unequal rights. It was a time when the apartheid government was still keeping the former homelands alive. It was a time of race and gender discrimination.

It was a time when legislation violated citizens' rights. One would think that the ANC would have rushed to scrap such an outdated and discriminatory law, but no, the ANC Government was quite happy to keep some of the old apartheid laws in place.

The Constitutional Court in 2018 declared sections of ULTRA to be unconstitutional because of its discrimination against women. It also found that ULTRA was still recognising that EPBC states, as if they still existed. The National Assembly was given 24 months to address these serious issues. One would have thought that the ANC Government would have been embarrassed, due to its failure to address an issue so centred in our politics, as a matter of urgency.

After the first court order was ignored, the Government eventually approached the judiciary again, asking for a further postponement of the due date to address ULTRA's unconstitutionality. A further extension of 18 months until 30 April 2021, was granted and again, National Government sat on its hands for months. As such, the Memorandum to the Bill states, and I quote:

"The Department has not consulted widely on the Bill. Consequently, we as provinces were put under a lot of pressure to rush the process to finalise our mandates to our representatives in the National Council of Provinces. The rights regarding property, is an important cornerstone of a modern economy. The issues which the original Act tried to address, remain important and legitimate concerns. Many South Africans still find themselves in disadvantaged positions, as they do not have the same rights as that of property owners. We are in serious need of lateral thinking and modern-day solutions to address such issues, yet the ANC Government has dropped the ball on this vital issue. The Western Cape could not support such a feeble attempt to bring apartheid legislation in line with the Constitution, particularly, when it is acknowledged by the Department of Agriculture, Rural Development and Land Reform that this Bill was not widely consulted, as also required by our Constitution. We therefore mandated our representatives in the NCOP, not to support this Bill."

I thank you.

The DEPUTY SPEAKER: Thank you very much, hon member. I have to announce that there are currently 28 members present and entitled to vote, and the House is therefore quorate. The question put before the House that the Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Upgrading of Land Tenure Rights Amendment Bill, conferring authority on Western Cape delegation in the NCOP to support this Bill, be ratified and adopted. I recognise the Chief Whip. I see there is a mistake there.

The CHIEF WHIP (DA): Thank you, Deputy Speaker. Could we just get clarity whether the report is to support the Bill or to not support the Bill?

The DEPUTY SPEAKER: Give me one second. Ja, I am going to take lead from the Chairperson of the Standing Committee, who has clearly indicated on record to not support the Bill. I recognise the Chief Whip.

The CHIEF WHIP (DA): Thank you, Deputy Speaker. I have just pulled the ATC of Tuesday 13 April, the Committee Report, if I may read it for reading in the record.

The DEPUTY SPEAKER: Yes, please.

The CHIEF WHIP (DA):

“(Final mandate stage) Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Upgrading of Land Tenure Rights Amendment Bill [B6B–2020] (NCOP), dated 12 April 2021, as follows:

The Standing Committee on Agriculture, Environmental Affairs and Development Planning, having considered the subject of the Upgrading of Land Tenure Rights Amendment Bill [B6B–2020] (NCOP) referred to it in accordance with Standing Rule 217, recommends that the House confers on the Western Cape’s delegation in the NCOP the authority not to support the Amendment Bill.”

The DEPUTY SPEAKER: I will take that. Thank you very much for the record. Are there any objections not to support this Bill? No objections?

An HON MEMBER: Yes.

Ms N MAKAMBA-BOTYA: The EFF abstains, Deputy Speaker.

The DEPUTY SPEAKER: The EFF abstains. Now, instead of everybody shouting out over a screen, I am going to exercise the numbers. There are currently 17 Democratic Alliance; 6 ANC, 1 Economic Freedom Fighter; 1 GOOD; 1 ACDP; 1 Freedom Front Plus; and 1 Al Jama-Ah. I note that the EFF abstains. I am now going to put and I am going to assume that there are other objections from the ANC?

An HON MEMBER: Yes.

The DEPUTY SPEAKER: Yes. I note your objection. The Democratic not supports. ACDP?

Mr F C CHRISTIANS: Madam Chair, I said we do not support.

The DEPUTY SPEAKER: I note that. Thank you very much. Freedom Front Plus: I think if you can just repeat that for me, hon Marais?

Mr P J MARAIS: I put a caveat there. I made a reservation. What I meant to say, if it does not apply to other lands in terms of the TRANCAA, then it is not acceptable to me.

If it does apply to everybody in terms of communal land, I would take it back and come with a different solution, but I abstain this time.

The DEPUTY SPEAKER: Thank you, you abstain. And finally, Al Jama-Ah, I think said abstained. If you can just clarify?

Mr G BRINKHUIS: That is correct, Deputy Speaker. Al Jama-Ah abstains. Thank you.

The DEPUTY SPEAKER: Noted, thanks. So, it carries in favour of the Democratic Alliance. Thank you very much.

Mr B N HERRON: Deputy Speaker?

The DEPUTY SPEAKER: Yes, hon member?

Mr B N HERRON: I just wanted to make sure that you had GOOD's support for the Bill.

The DEPUTY SPEAKER: Yes, I note your support for the Bill and read it into the record, if I had not done that. Thank you very much, hon Herron.

Abstain – 3: EFF and Al Jama-ah and FF Plus

Question agreed to.

The Report accordingly adopted.

**REPORT OF THE PUBLIC ACCOUNTS COMMITTEE ON THE 2019/20
ANNUAL REPORTS OF THE 12 DEPARTMENTS OF THE WESTERN CAPE
GOVERNMENT INCLUDING THEIR PUBLIC ENTITIES**

(Consideration)

The DEPUTY SPEAKER: Thank you, Mr Secretary. I have been informed by the Chief Whip that the Programming Authority resolved there would be no list of speakers and that parties who wish to do so, will be afforded an opportunity to make a declaration on the report for a maximum of 3 minutes, if they so desire. I call on the first. I recognise the ANC.

Mr L L MVIMBI (ANC): Thank you very much, hon Deputy Speaker. The annual reports are instrumental in exercising our oversight responsibility and holding the Executive to account. Accountability and oversight are the bedrock and cornerstone of a functional constitutional democracy. They are also an important monitoring and evaluating tool of service delivery, to the electorate.

As a consequence of accountability and oversight, the Standing Committee on public accounts had successful meetings with the various departments and their respective entities, to consider Annual Reports and Auditor-General reports.

The outcomes of the Auditor-General reports are encouraging and commendable, as the majority of the departments achieved clean audits. There are a few departments and entities that regressed from unqualified to qualified audit reports. What is concerning is the continued rise in cases of irregular, unauthorised, wasteful and fruitless expenditure.

Among the departments that have experienced this practice, I can mention the Provincial Treasury, the Department of Community Safety, Agriculture, as well as the Department of the Premier. In future, we would like to call upon the Departments to ensure that such practices are arguably, not occurring and do everything in their power to prevent this.

It is in this regard, hon Deputy Speaker, I would like to call on all the departments to implement pre-emptive and preventative measures, to avert a repeat of these malpractices. The Provision of the Amendment Public Order Act must be implemented in terms of consequent management.

Although I have mentioned this Department, I am not trying to actually target them, but I just want to illustrate that it is arguably possible to avert this. For example, I can mention the Department of Transport and Public Works, which is one of the departments that does not have any irregular, as well as unauthorised fruitless and wasteful expenditure.

Also, Deputy Speaker, it is important that the Department must also submit their annual reports on time, as it might have been the case in the past that some departments were late in the submission of their annual reports. We have also learnt that the Department of Health has not submitted its report, however we have learnt that its report is now available, and we are actually looking forward into engaging in a robust discussion about it. Thank you very much, hon Deputy Speaker.

Ms L M MASEKO (DA): Thank you very much, Deputy Speaker. Deputy Speaker, the Western Cape leads from the front and shows its commitment to responsible financial management. The Provincial Government has once again proven itself to be the best run and most financially healthy and fiscally responsible government in the country. In total, 75 percent of all departments and entities received a clean audit. A minority of departments and entities, just 20 percent, received unqualified audits with findings.

There is a stark difference in financial management between the DA-led Western Cape and other ANC-led provincial governments. The Gauteng Provincial Government, the next best performing province, only received 30 percent clean audits for the 2019/2020 financial year, while the Western Cape outperformed the North West, the worst performing province, by a staggering 71 percent. The Provincial Department of Health has, for the second year running, been the only provincial Health Department to be awarded a clean audit. Other provinces have not performed as well.

The Department of Health in the Northern Cape is a playbook for disastrous financial management. It has quite simply run out of money, the bank overdraft set at R459 million, and would have to use more than 10 percent of the following year's budget to meet their obligations.

Gauteng faces an estimated R23,8 billion of unbudgeted medical claims against its Health Department and the Eastern Cape has incurred irregular expenditure of R388 million.

The DA in the Western Cape is always mindful that the money which we spend is not our own. It is the people's money which must be used to benefit, uplift and empower each and every resident in the Western Cape, which is why on average, the Western Cape departments spend 98,5 percent of their allocated budgets, bringing services and protecting the interests of the people of the Western Cape.

Deputy Speaker, the numbers speak for themselves. The Western Cape Government remains the best run province in the country. I thank you.

The DEPUTY SPEAKER: Thank you, hon member. I have to announce that there are currently 28 hon members present and entitled to vote, and the House is therefore quorate.

Question put: That the Report of the Public Accounts Committee on the 2019/20 annual reports of the 12 departments of the Western Cape Government (WCG), including their entities, dated 25 March 2021, be adopted.

Question agreed to.

The Report accordingly adopted.

The DEPUTY SPEAKER: Hon members, that concludes the business for the day. The Secretary will now end the meeting and all members will be exited from the sitting. The House is adjourned. Thank you.

The House adjourned at 18:25.

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ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

FRIDAY, 7 MAY 2021

TABLING

The Speaker:

The Premier

Tabling of a letter received from Western Cape Premier regarding the findings in the Public Protector's report with reference 49 of 2020/21.

Copy of letter attached.

TUESDAY, 11 MAY 2021

ANNOUNCEMENT

The Speaker

Provincial Notice 44 of 2021, published in the *Provincial Gazette Extraordinary* 8428, dated 10 May 2021: Publication of the Western Cape Biodiversity Bill [B 2–2021] for comment before or on 7 June 2021.

COMMITTEE REPORT

Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Western Cape Land Use Planning Amendment Bill [B 6–2020], dated 7 May 2021.

The Standing Committee on Agriculture, Environmental Affairs and Development Planning, having considered the subject of the Western Cape Land Use Planning Amendment Bill [B 6–2020] referred to it in accordance with Standing Rule 173, reports the Amendment Bill without amendments.

In accordance with Standing Rule 90, the African National Congress expressed its minority view that it has concluded its deliberations on the Amendment Bill.

WEDNESDAY, 12 MAY 2021

COMMITTEE REPORTS

1. Report on the Annual Committee Activities of the Budget Committee for the 2020/21 financial year, as follows:

The Committee comprises the following members:

Baartman, DM (DA) Chairperson
Brinkhuis, G (AL JAMA-AH)
Mackenzie, RD (DA)
Mvimbi, LL (ANC)
Philander, WF (DA)

Alternate members

Allen, RI (DA)
America, D (DA)
Bosman, G (DA)
Botha, LJ (DA)
Maseko, LM (DA)
Mitchell, DG (DA)
Nkondlo, ND (ANC)
Smith, D (ANC)
Van der Westhuizen, AP (DA)
Wenger, MM (DA)

1. Introduction

1.1 The mandate of the Committee is to:

- 1.1.1 Consider and make recommendations to the House on budget allocations in the annual Medium Term Budget Policy Statement (MTBPS), the main budget, the Budget Review and the relevant Bills with a view to improve spending effectiveness and efficiency;
- 1.1.2 Review and assess overall provincial expenditure and non-financial reports on a quarterly basis for spending efficiency and effectiveness;
- 1.1.3 Engage the provincial government on spending patterns;
- 1.1.4 Perform such other tasks assigned to it by resolution of the House; and
- 1.1.5 Ensure public involvement in all budgetary processes.

1.2 In fulfilment of its mandate the Committee -

- 1.2.1 facilitated public participation and involvement in the legislative and other processes of the Committee;
- 1.2.2 conducted its business in a fair, open and transparent manner;
- 1.2.3 promoted co-operative governance; and
- 1.2.4 reported regularly to the House.

1. Reporting department

2.1 Provincial Treasury

2. Overview of Committee's activities

Number of Committee Meetings	17 (this includes public hearings)
Number of Public Hearings	6
Number of Oversight Visits	0
Number of Provincial Bills considered	4
Number of NCOP Bills considered	3

4. Oversight activities

On 15 March 2020, the President of South Africa, Cyril Ramaphosa, declared a national state of disaster and announced a range of measures to ensure that the citizens of the Province are protected from the COVID-19 outbreak; this included that employees may work from home. This led to the Committee having to meet on a virtual platform. The Committee was invited by National Parliament to attend a virtual joint meeting on 22 April 2020 where all nine Provinces were briefed on the Division of Revenue Bill [B 3–2020] [NCOP]. There were over 200 online members, making it difficult for members to pose their questions.

The Committee resolved to receive the same briefing, hold a public hearing and consider and adopt the Negotiating Mandate Report on this Bill on 12 May 2020.

The Committee considered and held public hearings on the Division of Revenue Amendment Bill [B 9–2020] (NCOP) and the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020] in July 2020. The Committee was also briefed by Provincial Treasury on 2019/20 4th Quarter Performance (Financial and Non-financial).

In August 2020, the Committee was briefed on the 2021/22 Submissions for the Division of Revenue by the Financial and Fiscal Commission.

The Committee held a workshop in October where the Financial and Fiscal Commission (FFC) briefed the Committee on the FFC constitutional mandate in relation to the provincial legislature; the briefings further focused on the manner in which to budget with gender sensitivity by the Gender Commission and services rendered by the Research Unit of the Western Cape Provincial Parliament (WCPP) available to Committees of WCPP.

The Committee held the following recurring annual briefings:

- The Provincial Economic Review and Outlook (PERO);
- The Municipal Economic Review and Outlook (MERO) in October 2020;
- The Annual reporting process by National and Provincial Treasury; and
- The Audit Outcomes of the Public Finance Management Act (Act No 1 of 1999) for the Western Cape Provincial Departments and Entities by the Auditor-General in early December 2020.

5. Legislation

In the 2019/20 financial year, the Committee dealt with the following legislation:

- 5.1 The Division of Revenue Bill [B 3–2020] (NCOP) in May 2020
- 5.2 The Division of Revenue Amendment Bill [B 9–2020] (NCOP); and
- 5.3 The Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020].
- 5.4 The Second Division of Revenue Amendment Bill [B 24–2020] (NCOP);
- 5.5 The Western Cape Second Adjustments Appropriation Bill [B 7–2020] in November 2020.
- 5.6 The Western Cape Third Adjustments Appropriation Bill (2020/21 financial year) [B 3–2021]; and
- 5.7 The Western Cape Appropriation Bill [B 4–2021] in March 2021.

6. Facilitation of Public Involvement and Participation

In line with its mandate to facilitate public participation as part of the legislative process, the Committee held six public hearings. To give effect to this, the Committee advertised the annual reporting activities, informing and inviting stakeholders to participate in public hearings.

7. Financial particulars

The Committee's actual expenditure for the 2020/21 financial year was R 102 830 against a budget allocation of R132 000 resulting in an under expenditure of R29 170.

2. (*Negotiating mandate stage*) Report of the Standing Committee on Local Government on the Local Government: Municipal Systems Amendment Bill [B 2B–2019] (NCOP), dated 5 May 2021, as follows:

The Standing Committee on Local Government, having considered the subject of the Local Government: Municipal Systems Amendment Bill [B 2B–2019] (NCOP) referred to the Committee in accordance with Standing Rule 217, confers on the Western Cape's delegation in the NCOP the authority to support the Bill. The Committee further proposes the following amendments:

1. General comments

The Amendment Bill requires language editing and formatting. Further, the Commonwealth conventions on legislative drafting apply to all forms of legislation, including Bills. The Amendment Bill does not comply with these conventions. Some of the errors or problematic drafting practices contained in the Amendment Bill are the following:

- 1.1 Clause 2: Incorrect punctuation in section 54A (10): Delete inverted commas and second full stop at the end of the proposed subsection.
- 1.2 Clause 3: Incorrect numbering: Section 56(4A) should become (5), and consequential amendments should be brought about.
- 1.3 Clause 5(1): Incorrect numbering – there is no sub-clause (2). Delete the sub-clause numbering.
- 1.4 Clause 5(1)(e): Incorrect wording. Delete “and” at end of sub-clause.
- 1.5 Clause 5(1)(f): Incorrect indication of amendment and incorrect punctuation. Delete inverted commas before (f), and full stop at the end. Add semi-colon and “and”.

- 1.6 Clause 5(1)(g): Incorrect indication of amendment. Delete inverted commas before (g).

The provisions mentioned above are not the only provisions in which these or other errors appear.

It is proposed that the Amendment Bill should be amended to ensure consistency with accepted legislative drafting practices and Commonwealth conventions.

2. Comments on specific provisions

2.1 Clause 1: Amendment of section 1

The definition in the principal Act for “political office bearer” does not include a reference to a whip. The definition should be amended to include a reference to a whip, to ensure alignment with the Local Government: Municipal Structures Amendment Bill [B 19D- 2018].

It is proposed to amend the definition of “political office bearer” by inserting a reference to whip.

There is no definition for the term “second” or “secondment”.

It is proposed to insert a definition for “second” or “secondment”, to clarify that conditions may be set.

2.2 Clause 2: Substitution of section 54A

This clause deals with the “***Appointment of municipal managers and acting municipal managers***”.

To that end, this clause provides for the substitution of Section 54A of the Principal Act.

In that regard, Clause 54A (8) of the Bill provides that “***...if a person is appointed as municipal manager in contravention of this section, the MEC for local government must take appropriate steps to enforce compliance by the municipal council with this section, which may include an application to a court for a declaratory order on the validity of the appointment, or any other legal action against the municipal council...***”

A consideration of the above provision suggests that an MEC is authorised to even approach the Court to ensure compliance. And this is commendable, as it accords with the objectives of the Bill to professionalise Councils and to ensure good Governance.

However, the Bill falls short in its follow-through, when one considers Clause 54A (9). This particular clause provides that “***...where an MEC for local government fails to take appropriate steps referred to in subsection (8), the Minister may take the steps contemplated in that subsection...***”.

If one of the objectives of the Bill is to ensure compliance and accountability, then it is unclear why it is provided that the MEC is **compelled** to act, while the Minister, in turn, only has a **discretion** to do so.

In addition, Clause 54A (8) provides that “... ***if a person is appointed as municipal manager in contravention of this section, the MEC must take steps...***”.

The Bill is however silent on any retributive action to be taken against those who in fact appointed that person in the first place.

This flies in the face of ensuring compliance and accountability.

Further, the Bill provides for the instance where the MEC may fail to take appropriate steps, but, inexplicably, and mindful of its purported objective of ensuring compliance, prudent Governance and accountability, the Bill is silent on any accountability that should befall the MEC for not taking the appropriate steps.

It is proposed to amend section 54A to provide for:

- a) Compelling the Minister to take appropriate steps where the MEC fails to do so;
- b) Accountability by those who appointed someone contrary to the compliance prescripts;
- c) Accountability by the MEC where he/she fails to take appropriate steps.

The reference to “senior manager” in section 54A (10) is incorrect as this proposed section deals with municipal managers.

It is proposed to change the reference to “municipal manager”.

The cross-reference to subsection (7)(b) in section 54A (10) is incorrect and referral should be made to subsection (8).

It is proposed to omit the cross-reference to subsection (7)(b) and substitute with cross reference to subsection (8).

2.3 Clause 3: Substitution of section 56

There is an incomplete cross-reference in section 56(2).

It is proposed to include reference to subsection (1)(a)(i) in the introductory part.

2.4 Clause 4: Amendment of sections 54A and 56

Clause 4 aims to amend the wording in sections 54A and 56. However, both these sections are substituted in their entirety by the Bill, so the amendment is superfluous.

It is proposed to delete clause 4.

2.5 Clause 6: Substitution of section 57A

This clause, with reference to Section 57A of the Principal Act, deals with the “***Employment of dismissed staff and record of disciplinary proceedings***”

In particular, Clause 6(9) provides that “**the Minister must maintain a record of all staff members that have:**

- (a) **been dismissed for misconduct; or**
- (b) **resigned prior to the finalisation of the disciplinary proceedings, which record must be made available to municipalities as prescribed.”.**

It is observed that there are numerous instances where staff resign from the employment of a Municipality before they are subjected to disciplinary proceedings where there are allegations of misconduct against them.

Again, in the interest of the Bill’s purported objective of ensuring accountability and good governance, and to ensure the prudent management of public funds, it is unclear why the Bill is silent on obliging a Municipal Council to, notwithstanding the resignation of a staff member, still institute legal proceedings, within a certain timeframe, for the recovery of public funds lost due to mismanagement or misconduct.

It is proposed that by **expressly providing for a specific timeframe within which this must happen**, will underscore the Bill’s objective of vigilant financial management and clean governance.

a. Clause 10: Insertion of section 71B

This clause deals with “***Staff members prohibited from holding political office***” by the insertion of Clause 71B.

In particular, Clause 71B (1) provides that “***a staff member may not hold political office in a political party, whether in a permanent, temporary or acting capacity.***”

In turn, Clause 71B (2) provides that “***...a person who has been appointed as a staff member before Subsection (1) takes effect, must comply with subsection (1) within one year of the commencement of subsection (1).***”.

If it is accepted (***and it is submitted that there are no grounds NOT to draw this inference***), that the primary purpose of this provision is to ensure the prevention of a “conflict of Interest” where an employee of the Municipality is also a Political Party office-bearer, then it is unclear why the Bill provides for ***indulging*** that employee for another 12 months after it has become known that the employee is in fact “conflicted”. This is not congruent with the Bill’s purported objective of clean Governance and Transparency.

It is submitted that the one year period is arbitrary, and provides no objective or rational basis for continuing the indulgence of a “conflicted” employee and as the provision stands, flies in the face of the Bill’s objectives.

2.7 Clause 12: Amendment of section 106

This clause seeks to amend Section 106 of the Principal Act by the substitution of Subsection (5) of the following subsection:

“Where an MEC fails to conduct an investigation within 90 days, notwithstanding a request from the Minister, the Minister may in terms of this section conduct such investigation”.

Again, it is observed that, whereas the MEC is compelled to act, the Minister only has a discretion to do so in relation to the same matter. This, it is submitted, is incongruent with the “compliance” objective.

In addition, the Bill is silent on any consequences in relation to the MEC for his/her “failure” to act.

It is proposed that the Bill provides for:

- a) Compelling the Minister to take appropriate steps where the MEC fails to do so;
- b) Accountability by the MEC where he/she fails to take appropriate steps; and
- c) In line 21 after the word “conduct” insert the words “and finalise”.

2.8 Clause 13: Amendment of section 120

The Minister is also obligated to make regulations in other sections, such as proposed section 57A.

It is proposed that all cross-references are completed and corrected.

2.9 Clause 14: Amendment of Schedule 1: Voting at meetings

From the text of the Bill, it is not clear how non-compliance will be detected, and how, and by whom, this will be enforced.

Mindful of the Bill's purported objective of Accountability and good Governance, it is also not clear what "consequences" will ensue, inside the Council or externally, and for a Councillor who does in fact vote contrary to legislation.

It is submitted that, notwithstanding the Bill's stated objectives, it falls short of its own mark, by not providing for follow-through in instances of non-compliance and that an opportunity exists in the Bill for the creation of new Statutory Offences, as a deterrent to non-compliance, be it in relation to a Staff member, a Councillor, or an MEC.

2.10 Clause 16: Repeal of Act 7 of 2011

This provision is incomplete.

It is proposed that section 82 of the Structures Act also be repealed. If said section is not repealed, there will be conflicting provisions in the two Acts.

MONDAY, 17 MAY 2021

ANNOUNCEMENT

The Speaker:

Referral of document to committee in accordance with Standing Rule 92

Standing Committee on Education

Public Service Commission Report: Investigative Report: Complaint Case 9920200731161606 / 1920/02/28/003: Department of Education: Chere Botha School.

TABLINGS

The Speaker:

Public Service Commission reports

1. Investigative Report: Complaint Case 9920200731161606 / 1920/02/28/003: Department of Education: Chere Botha School.
2. Report to the Provincial Parliament in terms of section 196(4)(e) of the Constitution, read with section 196(6): 1 April 2019 to 31 March 2020.

Copies attached.

WEDNESDAY, 19 MAY 2021

ANNOUNCEMENT

The Speaker:

Referral of document to committee in terms of section 54(1) and (2) of the Financial Management of Parliament and Provincial Legislatures Act, 2009 (Act 10 of 2009), as amended:

Parliamentary Oversight Committee

Western Cape Provincial Parliament – In-year Monitoring Report as at 30 April 2021.

TABLINGS

The Speaker:

- 1. Tabling of document in terms of section 54(1) and (2) of the Financial Management of Parliament and Provincial Legislatures Act, 2009 (Act 10 of 2009), as amended:**

Western Cape Provincial Parliament – In-year Monitoring Report as at 30 April 2021.

- 2. Report received from municipality and tabled in terms of sections 132(1) and (2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003):**

Swartland Municipality

- (i) Oversight Report 2019/20.**
- (ii) Annual Report 2019/20.**

Copies attached.

PROCEEDINGS OF THE WESTERN CAPE PROVINCIAL PARLIAMENT

[Hybrid sitting held with some members present in the House and some in virtual attendance through Microsoft Teams]

The House met at 10:00.

The Speaker took the Chair and read the prayer.

ANNOUNCEMENTS, TABLING AND COMMITTEE REPORTS - see p. 3875**BUSINESS OF THE HOUSE**

The SPEAKER: You may all be seated. Order, hon members, and welcome to this important sitting of the House. Order, hon members. Hon members, having just had the privilege of opening our proceedings today with a multi-denominational prayer, and mindful of the most cherished basic human rights of freedom, especially the freedom of religion, I would like to recognise the ongoing conflict between the people of Israel and the people of Palestine, and the resultant and tragic loss of life.

Hon members, please join me in observing a moment of silence to mourn this loss of life on both sides of the conflict, and to pray for a speedy and amicable solution to this very complex and of course a protracted dispute between Israel and Palestine.

Hon members, while we mourn the loss of life due to this dispute, we equally mourn the tragic loss of life of 13 lives due to the tragic mass shooting that have occurred in Khayelitsha recently. Will the hon members kindly join me in observing a moment of silence in this regard. Let us please rise.

May their souls rest in peace. Please be seated. Thank you.

Thank you, hon members. We are going to proceed in the same fashion as we conduct our meetings that we pursue virtually, especially given the fact that we have got a hybrid session. I recognise the hon members in the virtual platform. I must say that I am sitting here with my right of the House with the hon Premier, hon member Van der Westhuizen, hon Minister Bredell, hon Minister Simmers and hon member Baartman. Thank you very much for making sure that the Speaker does not sit here alone. It is humbling to have you present here.

So the hon members in the virtual platform, please do not speak unless you have been recognised by the Presiding Officer, and of course we do so in line with the Directives issues by me since the beginning of lockdown, and we continue to do so even at this day and age. May I request also the members that are joining us from the Fourth Estate, the members of the media, please do not activate your microphones and do not activate your cameras. You only do so joining us because you are part of the important task of democracy and ensuring that there are checks and balances and press freedom.

So you must do your business, conduct your affairs consistent with what you do when you are otherwise seated here up in the gallery. So that is the manner in which you are connected here today.

Hon members, I am going to also further request that the hon members who wish to raise a point of order, please do so orderly and there is a chamber, there is a chatroom where you can also indicate that you want to speak and the Presiding Officer will recognise you.

At this point thank you very much, the Deputy Speaker will take here forward. I will see you again later. Is the Deputy Speaker ready? Alright.

Chief Whip, I recognise you.

BUSINESS OF THE HOUSE

(Motion)

The CHIEF WHIP (DA): Thank you, hon Speaker, I move without notice:

That notwithstanding the provisions of Rule 20(1), precedence be given to the Subject for Discussion.

Agreed to.

[*The Deputy Speaker takes the Chair.*]

THE STATUS OF LOCAL MUNICIPALITIES IN THE WESTERN CAPE

(Subject for Discussion)

Mr D AMERICA: Good afternoon, thank you, hon Deputy Speaker.

Hon Deputy Speaker, I would like to thank you for agreeing to this debate, but it is appropriate for us at this stage to pause and assess where we are insofar as the state of municipalities in the Western Cape. I want to quote the words that were immortalised by Charles Dickens in his novel "*A tale of two cities*":

"We live in the best of times and the worst of times."

Sadly some of our people are living in the best of towns and others live in the worst of towns.

Allow me to challenge the ANC to offer one example of a municipality governed by them, that offers a better life for all. With loadshedding upon us it is only testimony of ANC mismanagement, but again reminds us of those municipalities in the Western Cape that have outstanding debts with Eskom. They are all governed by the ANC. Let us not forget the outstanding debts of ANC municipalities of Beaufort West, Cederberg, Kannaland and Matzikama. In total the collective debt owed is nearly over R1 million. No DA-run municipality in the Western Cape owes Eskom any money.

When the ANC wanted to actually spend its money in the right areas in Kannaland, there is no money left to do so. After being under financial administration since 2018, the Kannaland Municipality, with an ANC/ICOSA coalition, was willing to spend R735 million on a questionable electricity outsourcing deal. If it were not for Minister Bredell's action, this highly problematic scheme would have plunged the municipality into turmoil and cemented a future of decline.

Despite our relentless efforts, hon Deputy Speaker, to root out corruption and maladministration, our tasks are often frustrated by municipalities not under DA control. A recent example, the ANC controlled Matzikama Municipality proceeded to appoint an acting municipal manager who had been released on bail and stand accused of fraud, corruption and money laundering. This is in addition to the SIU investigation for alleged PPE corruption.

In the Cederberg Municipality the SIU found that the ANC has appointed a municipal manager who had been charged with defeating the ends of justice, allegedly instructed municipal employees not to cooperate with investigations.

This is in addition to the corruption and fraud charges laid against a former Speaker who happens to be a member of this House, the Legislature, and the mismanagement does not stop there.

Beaufort West is the worst performing administration in the province, with a rating of just 18%. This explains why the Department of Human Settlements had to send a second letter of demand for the immediate return of R1,9 million it provided so that external toilets could be upgraded in the area.

In these towns our people live in the worst of towns under ANC governance. Where our people live in the best of towns, they are all governed by the DA.

Hon Deputy Speaker, the Ratings Africa's recent report shows that the City of Cape Town remains South Africa's only metropolitan municipality to be in good standing and financially sustainable. Aside from Cape Town, National Government would need to spend over R50 billion to cover the cash deficits across municipalities.

Hon Deputy Speaker, the Western Cape is committed to promote dignity amongst our people. We continue to provide a series of safety nets for those in the need and make sure that the rights to basic services remain intact.

In the Western Cape our municipalities lead in all consumer unit metrics relating to receiving free basic water, electricity, sewerage and sanitation and solid waste management services. This shows that we are a caring government, despite what the Opposition might say. Not only does this prove that our administrations are efficient and deliver on its promise, but further shows the commitment to caring and propos governance.

Hon Deputy Speaker, many people have lost hope and due to poverty, have been deprived of their dignity. To this end the City of Cape Town continues its COVID-19 relief to communities.

Over the past year the City of Cape Town has allocated more than R39 million to an emergency food relief programme, going above and beyond their municipal mandate to assist those who have fallen on hard times due to the global pandemic and national lockdown. Over 262 soup kitchens have benefited from this programme, and more than 200,000 residents now receive a warm meal daily.

Hon Deputy Speaker, following the storms in the Overberg, much needed support in the form of road rehabilitation, emergency service and humanitarian support, came from our local and district municipalities, in partnerships with Agri Western Cape, the private sector, Gift of the Givers and residents, and ensured that those who were worst affected by the storms, received much needed assistance, and that casualties were kept to an absolute minimum.

Hon Deputy Speaker, the sad reality in Local Government is that there are a number of allegations relating to fraud, corruption and maladministration being reported. To strengthen the capacity to investigate and expedite investigations into allegations of fraud and corruption, an additional R8,6 million over the medium-term is budgeted by the Provincial Department.

As a result of our zero-tolerance approach to corruption, 45% of the country's clean audits is concentrated within the Western Cape. The Auditor-General explains that this success is owed to proper processes of checks and balances, and we are formalising administrations and is reinforced by the presence of decisive leadership and practices which work to prevent corruption.

Hon Deputy Speaker, heading to the polls later this year, residents have one of the most important decisions to make. If we are to properly recover from this pandemic and look towards a more hopeful future, the decision is not just about loyalty to one brand, it is equally not about continuing with tradition, or being lured by unattainable promises by smaller parties. Rather it is about making a mark that serves to build a courageous legacy for our children, starting right at the grassroots of government. How each of us votes this year contributes to our recovery ...[Interjection.] across communities, neighbourhoods and at all municipalities. I thank you, hon Deputy Speaker. [Time expired.]

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, thank you very much. Hon Deputy Speaker, the ANC welcomes this debate today on Local Government in our province, but we are disturbed that the very member who brings this debate, the Chairperson of the Standing Committee on Local Government, hon member America, is the very person who has unlawfully and constitutionally refused to convene the Standing Committee to discuss the Bredell dossier that has been provided to him, which contains very serious allegations of unlawful interference by himself and his Department in the affairs of Local Government, and also alleged collusion with certain members of the Hawks.

Hon Deputy Speaker and Premier, this is scandalous. We appeal to you to intervene and protect the right of this Legislature to perform its oversight role. We give notice that we will ...[Interjection.]

The CHIEF WHIP (DA): Point of order.

The LEADER OF THE OFFICIAL OPPOSITION: ... approach the ...

The DEPUTY SPEAKER: One minute, hon member, there is a point of order. Hon member Wenger, what is your point of order?

The CHIEF WHIP (DA): Thank you, hon Deputy Speaker. Could you advise, according to the Rules, if one member would like to wish, or would like to inform the House of any improper motives of another member, that that should be done by a substantive motion? Would you assist us in that respect?

The DEPUTY SPEAKER: That is quite correct. Hon member Dugmore, you do know the Rules, that you do have to bring a substantive motion if there is any accusation of maladministration or any collusion whatsoever, to the House, please.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, hon Deputy Speaker. Are you referring to the allegations against hon member America, which are very serious and scandalous? Or are you referring to the allegations against MEC Bredell, which are equally serious?

The DEPUTY SPEAKER: I am referring to hon member America, hon member Dugmore, because you need to bring a substantive motion with regards to that accusation you have made.

The LEADER OF THE OFFICIAL OPPOSITIONS: Okay.

The DEPUTY SPEAKER: In terms of hon Minister Bredell, that has already been debated in this House. Thank you.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you. So, hon Deputy Speaker, I would like to also indicate that we are now forced to ask the National Council of Provinces to hold a public hearing on the Bredell dossier and request that the NCOP summons hon member America to explain his shameful behaviour.

It is clear that since the beginning of the Sixth Administration we have highlighted the need for attention to be given to our municipalities, which remain at the coalface of the delivery of basic services to our people, but there should be little doubt that this debate today on Local Government is merely, as hon member America has proved, a petty, point-scoring exercise.

Let me be very clear from the side of the ANC, that any official or any councillor or any public rep who breaches the law, should face the full might of the law, obviously having the right to defend themselves in a court of law, and that is our position.

He also makes a snide comment and I notice, hon Deputy Speaker, that the Chief Whip did not object to his snide comment about hon member Danville Smith, and it is public knowledge that Danville Smith has followed the ANC guidelines, he has stepped aside and he will defend himself in the court case that he is facing, and that is where the truth will come out.

That was clearly also a case of attempting to cast aspersions on another member.

I see the Chief Whip has raised another point of order, I hope my time is being respected.

The DEPUTY SPEAKER: Thank you very much. Hon Chief Whip, is that a new hand?

The CHIEF WHIP (DA): It is, but it is not a point of order. I would like to know if the hon member will take a question?

The LEADER OF THE OFFICIAL OPPOSITION: No.

The DEPUTY SPEAKER: You have it, hon Chief Whip. You may proceed, hon member Dugmore.

The LEADER OF THE OFFICIAL OPPOSITION: Hon member America comes to this House and basically misleads this House by claiming R735 million on an energy project in Kannaland. Everyone knows that no contracts had been signed at the time of the court case brought by MEC Bredell, and in fact NCOP members and members of this House will tell you that since the recovery plan in the Kannaland Municipality, the finances there have been stabilised.

In fact there were more people appointed in the office of the DA Speaker in Kannaland than there were appointed when a new coalition between the ANC and ICOSA took over, and we have suddenly seen this energy project is being supported, which is basically money for consultants that will not produce a kilowatt of power, and suddenly, having championed this notion of the energy project in Kannaland, it is suddenly now something that no one wants to touch, including hon member Baartman, who was very actively in support of that project at one stage.

So let us then actually look at the facts. It is not surprising that the DA continues to lose by-elections. We support clean audits, but actually what hon member America is missing is the actual impact on the poor, rural and urban working-class people of this – you can go into Khayelitsha now and to Philippi, you look at the absolute flooding. The fact is that the City has not replaced storm water drainage. Why did he not, for instance, talk about the DA councillor who basically was going to be arrested by the Hawks for alleged corruption in regard to food parcels? He does not mention that. He does not mention that Xanthea Limberg, who clearly cannot prove what is on her CV. She has not been suspended, but hon member Madikizela is no longer even a member of this House. What about the Mayor of Saldanha who still has not produced his so-called MBA? He remains in his office.

This is a party of double standards that protects one cabal, mainly the cabal of the elite and privileged and mainly white members of the DA and has a different set of rules at Local Government. That is the kind of DA that we are dealing with.

We know that we had a mere reprimand by the hon Premier in regard to MEC Bredell's behaviour and the finding of the Public Protector in regard to unethical behaviour, and when a mere two months later the hon Premier was faced with a finding by the same Public Protector against another member of his Cabinet, to have wilfully made false and misleading statements to this House, there was again no censure from the Premier or the Speaker for that matter. Instead, the Premier taking drastic steps against his former MEC Madikizela, suspended him.

It is clear that we have referred to hon member Limberg, and the DA, through hon member America, has the audacity to come into this House and try and convince us that they are an ethical party. It is a joke, hon member America. The people can see it and that is why the DA in this province and elsewhere is a sinking ship. It is a sinking ship because it wants to talk about clean audits, but fails to clean up Mitchells Plain and Khayelitsha, fails to deal with failing infrastructure and now, because of the questions we are asking in this House, the City of Cape Town does not even want to respond to those questions that we put to MEC Bredell. This just shows like you, hon member America, you do not want accountability, you do not want oversight, but you will see ...[Interjections.]

The CHIEF WHIP (DA): Point of order, hon Deputy Speaker.

The DEPUTY SPEAKER: Thank you very much, hon member Dugmore, take your seat. What is your point of order, Chief Whip?

The LEADER OF THE OFFICIAL OPPOSITION: I am seated, I am seated, I am seated.

The CHIEF WHIP (DA): The hon member ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: Hon Deputy Speaker, I am seated. I am seated.

The DEPUTY SPEAKER: Hon member Dugmore, I know, thank you. Thank you. Over to you, hon Chief Whip.

The CHIEF WHIP (DA): Thank you. I would like to raise a point of order that the hon member Sayed is often on the floor for, and to remind hon member Dugmore that he should not refer to a member as "you", but rather via the Chair, please.

The DEPUTY SPEAKER: Thank you. I trust hon Dugmore, a seasoned politician, will be able to continue doing so, thank you very much. Hon member Dugmore, may I also just ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: Yes, I was referring to hon member America, whose disgraceful conduct in this House, in failing to honour oversight, is the matter that I have been raising. I want to then talk about ...[Interjections.]

The CHIEF WHIP (DA): Point of order!

The DEPUTY SPEAKER: Hon member Dugmore, I was just busy. I am sure you did not hear me, but I just want to heed the call on Rule 60, which is the reflection upon decisions that have already been made in the House in less than six months.

We have concluded the matter on hon Minister Anton Bredell, so please do take care. Thank you.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, hon Deputy Speaker. With due respect, the dossier on MEC Bredell, hon Minister Bredell, which has been presented to hon member America and he has been asked to convene a hearing, contains a whole lot of other information which he refuses to convene the Committee to discuss. That is the point I am making.

So those issues have not been discussed in this House. We have heard the silence in regard to the Swellendam Council. Once again, a DA Mayor Myburgh, that they took a decision on wind turbines in the Swellendam area, and there was utter silence from two DA councillors in particular because they had interests in the farms where the turbines were going to be elected. They did not declare those interests. Silence from MEC Bredell.

If this DA administration was serious about lifestyle audits, they would do them for DA mayors as well. Yet we have heard utter silence on these matters. In Theewaterskloof the same DA shenanigans continue with DA nepotism and cronyism through the appointments of consultants and acting municipal managers. MEC Bredell refuses to act when there was no quorum when the Theewaterskloof municipal manager was appointed and once again this is a situation, hon members and hon Deputy Speaker, where a better qualified, more experienced black female candidate was not appointed, compared to the person who was appointed, who happens to be white and male, but the MEC refuses to look at the issue of the quorum in regard to this particular appointment.

The DEPUTY SPEAKER: Thank you, hon member, your time is up.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you.

An HON MEMBER: Hear-hear!

The MINISTER OF HUMAN SETTLEMENTS: Hon Deputy Speaker, hon Premier, hon Cabinet colleagues, hon members present and hon guests who are also logged virtually.

Hon Deputy Speaker, a more appropriate topic one could not have asked for and it is for this reason that I would really like to thank the sponsor, hon member Derrick America, for proposing this debate which I ...[Inaudible.] remind certain hon members it is about the status of local municipalities in the Western Cape. †Nie sekere lede in die DA nie, moet ek benadruk. [Not certain members in the DA, I have to emphasise.]

Now, hon Deputy Speaker, the majority of municipalities in the Western Cape have and continue to show that they are head and shoulders above what is being experienced by many citizens across the country.

†Ons almal weet die beste munisipaliteit in die land is natuurlik van ons provinsie. Om meer spesifiek te wees van die Suid-Kaap en sy naam is Mosselbaai. Wie is aan bewind, en net vir ingeval sekere nog wonder wie aan bewind is, die Demokratiese Alliansie, 'n party wat weet hoe om te regeer sonder om te lieg en te bedrieg. 'n Party vir wie die mense van die provinsie en die land werklik saak maak, en ten alle tye 'n prioriteit voor is.

Terloops, hierdie is ook die munisipaliteit waar een van ons vlagskip-behuisingsprojekte tans ontwikkel word, naamlik die Mountain View Projek.

[Translation of Afrikaans paragraphs follow.]

[We all know the best municipality in the country is of course from our province. To be more specific, from the Southern Cape and its name is Mossel Bay. Who is in charge, and just in case some are still wondering who is in charge, the Democratic Alliance, a party that knows how to govern without lying and deceiving. A party to which the people of the province and the country really matter, and to whom they are a priority at all times.

By the way, this is also the municipality where one of our flagship housing projects are currently being developed, namely the Mountain View Project.]

This project, which commenced in July 2019, with a budget of R297 million, forms part of our integrated residential development programme. It will ensure that the lives of more than 1,000 people, which exclude the extended families, will be improved when it is completed by July 2022. These housing opportunities, where people from all walks of life, creeds, cultures, languages, sexual orientations and with different incomes, will live together in one community.

†Die inwoners van Mosselbaai word saamgebring deur hierdie projek, agbare Adjunkspeaker, omdat daar noue samewerking is tussen die Provinsiale Regering en die welbestuurde plaaslike DA-beheerde munisipaliteit, onder andere. Ons albei weet en verstaan as vennote dat dit oor die inwoners gaan en nie oor ons eie belang nie, soos ongelukkig in baie ANC-beheerde munisipaliteite.

So kan ek verder ook voorbeelde maak van George en Swellendam waar ons juis onlangs huise oorhandig het. Grootmaatdienste was wel 'n kwessie op George, maar dit was en word steeds aangespreek, want beide munisipaliteite is daarop ingestel om ons mense se lewens te verbeter.

Kaap Agulhas is nog 'n uitstekende voorbeeld en met hulle word die uitgestelde eienaarskap-loodsprogram tans getoets.

Agb Adjunkspeaker, baie ander ongelooflike voorbeelde kan van my tong afvloeï, maar wat hier saak maak is dat wanneer daar tussen die verskillende regeringsfere saamgewerk word, word vordering gemaak, dienste word gelewer vir almal, en die standaard van die inwoners se lewens verbeter onmiddellik en drasties.

[Translation of Afrikaans paragraphs follow.]

[The citizens of Mossel Bay are unified by this project, hon Deputy Speaker, because there is close cooperation between the Provincial Government and the well-governed local DA-controlled municipality, amongst other things. We both know and realise as partners that it is about the citizens and not our own interest, as unfortunately is the case in many ANC-controlled municipalities.]

So I can further also quote examples of George and Swellendam where we have recently handed over houses. Large scale services were indeed an issue in George, but it was and is still being addressed, because both municipalities are focussed on improving the lives of our people.

Cape Agulhas is another excellent example and with them the postponed ownership launch programme is currently being tested.

Hon Deputy Speaker, many other unbelievable examples can flow from my tongue, but what matters here is when there is cooperation between the different spheres of government, progress is made, services are rendered for all, and the standard of the citizens' lives improves immediately and drastically.]

Hon Deputy Speaker, sadly the same cannot be said for a few municipalities in this province. Just in the past financial year we have seen how the likes of Matzikama could not spend a single cent, even though they had an allocation of R5 million for housing. Housing opportunities in that municipality are lost, †en raai wie regeer daar? Die ANC. [and guess who governs there? The ANC.]

In Cederberg, whose Council since 2019 I have really tried to engage with, could only spend in the last financial year a mere 18%. Their target was to deliver 100 top structures. How many was delivered? †Raai wat? Nul. Wie regeer? Die ANC. [Guess what? Zero. Who governs? The ANC.]

Bitou is another municipality where the expenditure was 32% and they could only deliver 27 top structure out of a target of 112, and guess who the majority party there is in the coalition? The ANC.

In fact all the municipalities that are lagging behind in the delivery of housing opportunities across our province, are led by the ANC, or where the ANC is the majority coalition partner, and this is a fact, because where they do govern there is a lack of capacity, a lack for coordination within their municipalities, because they cannot even provide for bulk infrastructure ...[Interjections.]

An HON MEMBER: On a point of order, hon Deputy Speaker.

The MINISTER OF HUMAN SETTLEMENTS: ... required to unlock human settlement development.

The DEPUTY SPEAKER: One minute, hon Minister. Can I ask who is – sorry, my computer has gone on hold if you can just sort that out. Who is on the point of order? Hon member Sayed, there I see you, what is your point of order?

The DEPUTY CHIEF WHIP (ANC): Yes, it is member Sayed. Sorry, it was not a point of order, my mistake, it is a question. I want to ask a question to the hon Minister Simmers, on who voted for the ANC now recently in Bitou? Is he willing to take a question?

The DEPUTY SPEAKER: Hon Minister, you want to take a question?

The MINISTER OF HUMAN SETTLEMENTS: Put it in writing, thank you.

The DEPUTY SPEAKER: Put it in writing, hon member Sayed. Thank you very much ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): Will do ...[Inaudible.]

The DEPUTY SPEAKER: ... you may proceed, hon Minister Simmers.

The MINISTER OF HUMAN SETTLEMENTS: Hon Deputy Speaker, and where the ANC governs, we also see poor contract management. The implications thereof are late submissions of applications and supporting documentation to enable that Human Settlements can evaluate and assess projects for their readiness or even for approval.

Everything that you would require the local authority to have in place, they do not have in place. They do not even have the ability to govern in the bulk of their municipalities.

†My advies aan hierdie ANC en ANC-koalisie, vrot-appelbeheerde munisipaliteite wat ons provinsie se naam swak maak, is kom steek 'n bietjie kers op by ons en leer hoe om te regeer, maar julle wil nie eers verder gaan kyk nie. Op die Weskus is die Breede Rivier Munisipaliteit, u het Swartland. Hulle kan vir u wys hoe om te regeer en hoe om u munisipaliteit-areas om te draai. Loer ook dalk sommer bietjie daar in by Drakenstein, Stellenbosch of Witzenberg. Daar kan u baie, baie lesse leer hoe om goed op tyd ook in te dien in die belang van die mense.

[Translation of Afrikaans paragraph follows.]

[My advice to these ANC and ANC coalition, rotten apple controlled municipalities that give our province a poor name, is come and get advice from us, and learn how to govern, but you do not want to even go and look further. On the West Coast is the Breede Rivier Municipality, you have Swartland. They can show you how to govern and turn around your municipality areas. Perhaps also have a look there by Drakenstein, Stellenbosch or Witzenberg. There you can learn many, many lessons on how to submit things on time in the interest of the people.]

As you can see, hon Deputy Speaker, through our collective efforts with our partners in Local Government, we are ensuring that our people can ultimately benefit from where we forge ahead together.

Hon Deputy Speaker, as a government and as a Provincial Government here, but also with our partners in Local Government, we have consistently demonstrated our ability to deliver and perform, and at times outperform targets. This is something we remain committed to, as our priority is the people of the Western Cape, †nie ons sakke met tenders nie. [not our pockets with tenders.]

Hon Deputy Speaker, the DA difference is that we actually do deliver. †Ons sit en dagdream nie en dink nuwe planne uit nie. [We do not sit and daydream and think of new plans.] I would like to say to the residents across this province that you can experience a similar difference and an improvement in your lives. Let us rid ourselves from the ANC, its alliance partners and those alike. Thank you very much, hon Deputy Speaker.

Mr B N HERRON: Thank you, hon Deputy Speaker. Hon Deputy Speaker, it really astounds me that the speakers from the DA ignore what has happened in Atlantis today on a debate about Local Government.

It astounds me that they do not deviate from their speech and deal with a food-relief scheme scandal that I alerted the Premier and the MEC for Local Government in April last year about, and it is now coming to play today, the day that we are debating the state of the Western Cape municipalities, and in which the DA speakers would like to brag about the City of Cape Town's feeding scheme. The same feeding scheme that is under investigation for fraud and money laundering.

Hon Deputy Speaker, when the AG released his last municipal audit results report, he said that we should focus on how firm steps are going to be taken to restore the integrity of these institutions, but in this province we have an MEC responsible for Local Government who has demonstrated over and over again that he is not prepared to take firm steps if this does not align with the interest of his party.

In fact, the MEC was found to have undermined the integrity of the George Municipality when he interfered on behalf of the DA, in the appointment of a senior manager, and the MEC was not prepared to take firm steps when his own mayor of Oudtshoorn was reporting corruption and maladministration. The MEC protected the municipal manager, fired the mayor, and tried to convince the DA caucus to suggest to him that he places the municipality under administration, and we observed lately that the MEC is permitting the City of Cape Town to refuse to answer questions about good governance.

The correlation between the failure of integrity and the failure and inability to take firm steps and the failure of leadership, is plain for all to see, where we see that the three municipalities who are contributing the most to irregular expenditure in this province, are the City of Cape Town with R950 million; George with R621 million, and Oudtshoorn with R170 million. The three municipalities that the MEC will not intervene in. Thank you. [Time expired.]

Ms D M BAARTMAN: Thank you, hon Deputy Speaker. Hon Deputy Speaker, I was going to start with telling the House about the Rating Africa report, which indicates that for the past five years the Western Cape has essentially scored the highest out of all provinces when it comes to financial sustainability, and, hon Deputy Speaker, I was going to go on in a lengthy debate later on about the new green vehicles in terms of energy and the vehicles, that the DTIC has put a new green paper out, and to encourage residents to submit their comments for these electric vehicles, but given that we are now on the issue of the Kannaland energy project, hon Deputy Speaker, I would just like to remind colleagues that in my first communication about Kannaland, and I quote, I indicated that:

“We must continue to monitor this development when it comes to the InovaSure project.”

And if colleagues remember correctly, in SCOPA, and Minister Bredell was at that SCOPA meeting, I was quoted to say:

“Why would Kannaland Municipality, which is under administration, want to continue with a project that they know they do not have the finances or capacity for to implement?”

And the reason that there is no contract is because the Court said that you cannot sign the contract.

So I am not sure if the hon member Dugmore, hon Deputy Speaker, knows how court procedures work, but perhaps, hon Deputy Speaker, listening and reading are skills, but with that, hon Deputy Speaker, I would like to speak about the new Municipal Energy Resilience Project which the Department of Economic Development and Tourism with the Department of Local Government has launched with our respective municipalities, and it is critical that energy security is brought to the Western Cape to protect and support our local businesses, and this is why, through the MER Project, the Province has allocated R48,8 million over the MTF period, with another R20 million ring-fenced in the Provincial Reserves, so that the Western Cape can become the first province to beat loadshedding. This is a provincial intervention which aims to support local governments in the Western Cape to buy ...[Inaudible.] produce their own electricity. [Interjection.]

The LEADER OF THE OFFICIAL OPPOSITION: Hon Deputy Speaker, on a point of order.

The DEPUTY SPEAKER: Hon member Dugmore, what is your point of order?

The LEADER OF THE OFFICIAL OPPOSITION: My point of order is I would like to ask whether hon member Baartman would accept a question about how many kilowatts of power are going to be produced by these municipalities?

The DEPUTY SPEAKER: Hon member Baartman, would you like to answer the question?

Ms D M BAARTMAN: Hon Deputy Speaker, I will answer the question. If hon member Dugmore attends some of the committee meetings on time and not ask the same questions that his colleagues already asked and answered, he would know that in terms of the MER Project the experts have now been appointed to assist the following municipalities with their respective documentation ...[Interjections.]

Ms N D NKONDLO: Answer the question!

Ms D M BAARTMAN: [Inaudible.] No, hon Deputy Speaker, I am busy answering my question.

The DEPUTY SPEAKER: Order, please, order!

The LEADER OF THE OFFICIAL OPPOSITION: Answer the question.

The DEPUTY SPEAKER: Order! Hon member Baartman has the freedom to answer as she so wishes in terms of her question. I cannot intervene on that, hon member Dugmore. You may proceed, hon member Baartman.

Ms D M BAARTMAN: These municipalities are Drakenstein, Mossel Bay, Overstrand, Saldanha Bay, Stellenbosch and Swartland, as well as the City of Cape Town Metro.

Now one cannot just implement an IPP, it takes time to implement that IPP and you need resources and capacity to ensure that your documents are in order, that your application is correct, that you have the technical expertise and the ability to implement, unlike ANC municipalities across South Africa we do not just implement and then find out we do not have the ability to do so. We first make sure our research and evidence are correct, hon Deputy Speaker.

The DEPUTY SPEAKER: Hon member Baartman, just take a seat for a second. I see hon member Mitchell. Is your hand up? And the I see hon member Nkondlo.

The DEPUTY CHIEF WHIP (DA): Yes, hon Deputy Speaker. Hon Deputy Speaker, I want to raise a point of order, and hon member Dugmore has done it and before him hon member Sayed as well.

They proceed to ask the question, whether the member has indicated that they would accept or take the question. Can I please ask that you rule and caution all members to not continue in that fashion, because otherwise we make a mockery of the Rules.

The DEPUTY SPEAKER: Thank you, noted, hon Deputy Chief Whip. Hon member Sayed, you will have to wait, I see hon member Nkondlo first. Hon member Nkondlo, what is your point of order?

Ms N D NKONDLO: No, it is also asking a question in the interest of listening as a skill. If hon member Baartman can answer how many kilowatts will be produced from these municipalities that she has read.

The DEPUTY SPEAKER: Hon member Nkondlo, we are not going to do a Q & A now, we are in the middle of a debate. So I really do not want this to be a test subject on whether we are conveying the amount of knowledge or not. We are in the middle of a debate and hon member Baartman has the freedom and privilege to argue her point in whatever matter she so chooses.

So I am going to overrule that. I note what hon Deputy Chief Whip is saying, and I am now recognising hon member Sayed.

The DEPUTY CHIEF WHIP (ANC): Hon Deputy Speaker, thank you very much for recognising me. Hon Deputy Speaker, just on what the hon Deputy Chief Whip had said, just a point of correction, and I think you need to listen carefully as to how myself and hon member Dugmore crafted what we said. We did not go ahead and ask the questions. We asked if we can ask a question about a particular matter.

So we need to really listen attentively before we want to drive the Chair of the session towards a particular ruling. Let us listen attentively and then make a determination, thank you.

The DEPUTY SPEAKER: I fully understand what you are saying, hon member Sayed, but if hon member Baartman chooses to ignore the way you asked the question and answer it in her own way, she has the rights and privileges to do that.

So I cannot rule on her not answering you in the way you may perceive. You may proceed, hon member Baartman.

Ms D M BAARTMAN: Thank you, hon Deputy Speaker, and again listening is a skill. If one does not know whether one can implement an IP ...[Interjections.]

The DEPUTY SPEAKER: Hon member Baartman, I do apologise, there are two hands up. I am going to take hon member Mackenzie first, so, hon member Fernandez, I apologise if you were first, I have not seen. Hon member Mackenzie?

Mr R D MACKENZIE: Hon Deputy Speaker, thank you. Hon member Nkondlo did exactly the same thing which hon member Sayed is now saying he did not do. When one asks a question you ask if you can ask a question, not include the question in that.

The DEPUTY SPEAKER: Absolutely noted, thank you very much. Hon member Fernandez? Order!

The MINISTER FOR SOCIAL DEVELOPMENT: Hon Deputy Speaker, can you hear me loud and clear?

The DEPUTY SPEAKER: I can.

The MINISTER OF SOCIAL DEVELOPMENT: I think on a point of order the Rules are very clear. The question is put, "Will the member take a question?"

It stops there. You do not go on and ask the question. Once the member has indicated, “Yes, I will ...” ...[Interjections.]

Ms N D NKONDLO: On a point of order ...[Interjections.]

The MINISTER OF SOCIAL DEVELOPMENT: ... “... or no I will not ...” ...[Interjections.]

Ms N D NKONDLO: On a point of order, hon Deputy Speaker.

The MINISTER OF SOCIAL DEVELOPMENT: ... then you proceed ...[Interjections.]

Ms N D NKONDLO: On a point of order.

The MINISTER OF SOCIAL DEVELOPMENT: ... and you ask the question.

The DEPUTY SPEAKER: Hon member Nkondlo, you cannot shout over the microphone. I am listening to hon member Fernandez. You may proceed, hon Minister.

Ms N D NKONDLO: But you are not recognising me. I have said “point of order”, you are not recognising me.

The DEPUTY SPEAKER: Because we have a Minister in the middle of a conversation. If you put your hand up I will recognise you. I would like hon Minister Fernandez to finish what she is saying, thank you.

The MINISTER OF SOCIAL DEVELOPMENT: Thank you, hon Deputy Speaker. My point was just the question. The hon member has to put the question which says, “Will the hon member take a question – period.” Then the hon member has the right to say yes or no, and then the question gets posed.

The question cannot be weaved into, “Will the hon member take a question?” and then the question actually gets asked. That is irregular in terms of the Rules.

So I do think you need to rule on it because it is a trend that is surfacing and there are regular members who pose their questions in such a way that even though the other member says no, the question is still hanging in the air.

So it requires a ruling, hon Deputy Speaker. Thank you.

The DEPUTY SPEAKER: Right. Hon member Nkondlo, I see your hand up.

Ms N D NKONDLO: Hon Deputy Speaker, what are the Rules saying on a matter that you have already ruled on? You are allowing both hon member Mackenzie and now hon Minister Fernandez to continue on a matter that you have already ruled on, and I think this is out of order and demonstrates bias from yourself, because already the matter was ruled on and you continue allowing them to raise their hands and speak on a matter that you have ruled on, unless there is a change of Rules?

The DEPUTY SPEAKER: Hon member Nkondlo, I have not actually ruled on it. I said, "I noted," to the Deputy Chief Whip, but I will rule on that now. That we will no longer pose questions to the members who are speaking without allowing a pause for members to be able to answer a yes or a no.

I would like to proceed, otherwise we are going to be wasting a lot of time. May I proceed and allow – hon member Marais, I see your hand is up?

Mr P J MARAIS: Hon Deputy Speaker, thank you very much. I think we should get order in this House. If a member breaks the Rule and he did not ask whether a Minister will take a question, it means whatever he asked should not be an official question, not agreed to by the speaker and it should not be in Hansard then.

So I want to request the Chair to rule on this. If I get up and accuse you of something or ask a question without having got permission to ask it from that member or the Chair, does it have the right to appear in Hansard, or should it be left out?

†Me D M BAARTMAN: O, dankie, agb Adjunkspeaker, maar regtigwaar, [Ms D M BAARTMAN: Oh, thank you, hon Deputy Speaker, but really,] listening is a skill. You see, hon Deputy Speaker, unlike ANC municipalities across this country, research and evidence for DA municipalities are important. If *tante* Sarah Municipality goes and just implements an IPP, then I can tell you how many kilowatts it is going to be, but along the line your public participation, your contracts, what the technical details are in terms of the experts, are going to be wrong. You cannot just put up an IPP overnight. In the DA municipalities we do things right and that is why we have the Municipal Energy Resilience Project, to ensure that we do things right.

Hon Deputy Speaker, the DA in the Western Cape remains committed to leveraging every opportunity for economic recovery and growth of the Western Cape economy in order to support the growth of jobs, to support dignity and the safety of all residents in the province, and when it comes to the opportunities that are available to us, I would like to encourage every resident, to encourage every stakeholder, whether in the public or the private sector in the Western Cape, to submit their comments and views on the recently released DTIC Auto Green Paper on the advancement of new energy vehicles in South Africa, which will focus on the production of electric vehicles.

The Mossel Bay Municipality has already started years ago doing research on creating an environment for electric vehicles in order to grow their local economy.

In Laingsburg Municipality you already have a Jaguar electric vehicle charging point on the N1 there in front of the Wimpy. So let us as communities submit our comments on this paper.

Hon Deputy Speaker, further when it comes to our municipalities we are committed to skills and we are committed to ensure that the informal trading sector is able to have the freedom of trade.

On 6 November 2020 the BPO Academy at the College of Cape Town launched its official opening, which aimed to provide opportunities for young people to gain the necessary skills to graduate into exciting careers within the BPO sector, a fast-growing sector. The first of its kind and endorsed by the server, SETA.

The City of Cape Town specifically is also supporting the BPO sector and this academy by contributing R55 million over the next three years, for jobs, training and placement in call centre companies, which has led to the launch of the BPO Academy as well. The sector created 7,354 additional jobs in the Western Cape last year and is one of only two sectors that was able to do so.

The Provincial Government is further working with its work and skills programme, creating 1,166 full-time jobs in the BPO sector, and has allocated an additional R98,9 million over the MTEF period, to provide 3,000 unemployed youth with learning opportunities in the sector.

Hon Deputy Speaker, I want to go further and congratulate the City of Cape Town because recently, when it comes to our informal traders, municipalities in the Western Cape have been partnering to uplift and empower this important sector. The City of Cape Town Council has recently approved a revised informal trading plan for the Athlone CBD, and this revised plan will see 72 informal trading opportunities being created along Old Klipfontein Road. This plan will support a vibrant local economy and further economic growth in the area, and I welcome Alderman Twigg from the City of Cape Town's comments that:

"Informal trading provides an income to those who are unemployed and affords locals with the freedom to support either local or traditional, formal sector retail options."

And I wholeheartedly support the view of this sector.

Further, hon Deputy Speaker, recently in my own constituency in Laingsburg the Department of Economic Development and Tourism has completed the building of an informal trading centre, which houses four very proud local informal traders from the community, and containerised versions have also already been built or are almost completed within the Witzenberg and Cape Agulhas areas, and to Minister Maynier, through you, hon Deputy Speaker, he must please come and visit Siena Lottering and Katriena van Wyk †wat vetplantjies en roosbome verkoop; Ester Mouton wat verskillende houtmeubels en kunsvlyte verkoo[p; George Meyer wat skilderye verkoop en wat graag jongmense wil leer om te skilder, en Madeleine Van Wyk ...[Tussenwerpsels.] [who sells succulents and rose bushes; Ester Mouton who sells different wood furniture and works of arts and crafts; George Meyer who sells paintings and who wants to teach the youth to paint, and Madelaine van Wyk ...[Interjection.]] who sells something of everything.

Hon Deputy Speaker, I thank you. [Time expired.]

Mr F C CHRISTIANS: Thank you, hon Deputy Speaker. Hon Deputy Speaker, this important debate is critical for the advancement of the people of the Western Cape.

The state of the municipalities is not a block-ticking exercise, but it is about the lives of our people on the ground, and the question must be asked: has the lives of our people improved? Sadly not.

As the ACDP in the Western Cape, we cannot believe that there are still people in this province and in the City of Cape Town, still on a waiting list, hoping to get a house for more than 20 years. How do we bring back dignity to our people? People are losing hope because they do not see the improvement of their lives; they do not see the difference.

Municipalities are at the coalface of service delivery and yet every day we get barricades in the streets; service delivery protests – why? Because they are unhappy that they are not getting the services that us owe to them.

The ACDP offers a difference on how to build this broken system. The ACDP offers leaders in this Local Government elections, that are God-fearing, servant leaders that will put the people first. The state of municipalities with clean audits does not improve the lives of the vulnerable. They want to see service delivery.

Hon Deputy Speaker, this province needs a fresh start, it needs an ACDP start. This province and the City of Cape Town are spending billions and billions of rands on the safety of our people, yet our people are not safe. We just saw 13 people being killed in Khayelitsha. People are not safe. The people of the Western Cape deserve better and they deserve an ACDP Government.

We, as the ACDP, know how to serve. Put the ANC and the DA together and we will govern better than both of them. Thank you, hon Deputy Speaker.

Mr P J MARAIS: Hon Deputy Speaker, political parties are the agents of the State and they are not the State itself. This is my view as a member of the Freedom Front Plus, and that of an imminent political scientist, because a healthy State is one that succeeded in putting the general interest and the economy first before the particular interest of their party. That should play no role in service delivery.

[Inaudible.] in South Africa ...[Inaudible.] is a direct indictment of those parties who ignored the urgent needs of its citizens and served rather particular selfish needs of its party members and of this, both the DA and ANC are guilty. They are playing tennis with the corrupt ball. The one hits the ball at the opposing side, only to be returned to them again.

Cadre deployment has given party loyalty higher ratings than levels of competencies. It has prevented drastic action to be taken against councillors who are corrupt. This has caused immense suffering to the poor and desperate shack dwellers waiting on municipal services.

At present ratepayers are experiencing high electricity and water tariffs, poor street lighting and potholes in roads, but these are considered mere collateral damage by a failed State called South Africa. We are a failed State; we are rated 85th in the world because we cannot even meet the economic welfare needs of our people.

Voters will hopefully be the final judge and turn the situation around in the October elections. The Freedom Front Plus promises to revolutionise local government if we are victorious in the October elections.

The DA must be reminded before they boast, that in the land of the blind the man with one eye may be king, but definitely not the best ...[Interjection.] [Time expired.]

Mr P MARRAN: Hon Deputy Speaker, hon Premier, members and officials present. What a shame for ...[Inaudible.] or municipalities to deteriorate in this province. Shame on the DA for not caring at all for the ordinary people in the Western Cape. Shame on the croneious, corruptive, capturous, complacent and racist DA for allowing basic service delivery to crumble while openly giving priority to those in leafy suburbs. Shame on the deceptive DA to milk billions of rands from hard-pressed people in one of the most difficult times in modern world history with one of the first pandemics of its sort where people are negatively affected, but on the DA's so-called Day Zero Watch, it is allowing massive water tariffs and electricity profits to be amassed unduly to subsidise the rich without giving anything back in return to the poorer communities. It is unethical.

The unscrupulous DA milks people from giant amounts at a time that many can ill afford it. The so-called DA flagship, Cape Town, has issued multiple municipal bonds ...[Inaudible.] pretence of upgrading infrastructure for water services, yet large quantities of sweet water is, after expensive cleaning, released into the sea without reuse or storage of the scarce resource.

When the City fathers and mothers with bulky pockets bulging with cash milk National Government to pay for ...[Inaudible.] taking the ...[Inaudible.] why billions of rands worth of water is poured into the sea again. Is this because Cape Town's people are so eager and easy to be robbed of billions of their hard-earned rands?

This daylight robbery by the DA is done by the party without a conscience, as it abuses a basic need to scoop what it can from residents, without scruples and feeling guilty. In fact, feeling nothing. That is the bleeding liberals at heart; lots of hot air but hollow of substance, and it proves once more that the DA cannot be trusted. All it can do is to tick the bookkeeping boxes in ...[Inaudible.] profits it robs from the poor, while it turns the ...[Inaudible.] into a ...[Inaudible.] friendly only for and to the rich and famous; a playground for the world's super rich.

This party of the privileged and pretenders struts along as it postulates to be a saviour of people. The best thing to Local Government and deceives voters ...[Inaudible.] angel, but it is a wolf disguised as a lamb. It is not a Robin Hood robbing from the rich to feed the poor. It is deceiving ...[Inaudible.] of those that uses and abuses the poor to make life easier for the rich. It only protects its own ...[Inaudible.] against unmasking for if that happens then people will see the DA as a party held together by some that believes in lies, more lies and DA lies.

Some of the lies, hon Deputy Speaker, is when the MEC of Housing have spoken about the poor delivery of houses within the ANC municipalities. He must speak about the Transhex Project in Breede Valley, where the municipality and the province have only delivered less than 20 houses over a period of three years. He must speak about that ...[Inaudible.] municipality who have in the previous financial year failed to provide a housing plan for that municipality. The MEC must not come and speak lies.

Shame on the DA, shame ...[Inaudible.] Arendse and Dirk Smit to destabilise and interfere within the Cape municipalities. Shame on the DA who do not spend the billions of informal settlements upgrading meant for the poor. Shame on the DA for its huge test of ...[Inaudible.] gear and hardware which is only used to fight the poor. Shame on the heartless DA. I thank you, hon Deputy Speaker.

An HON MEMBER: Hear-hear, hear-hear!

An HON MEMBER: Step aside!

The MINISTER FOR LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, hon Deputy Speaker, hon Premier, members of the Legislature, ladies and gentlemen.

There are none so blind as those who choose not to see. The truth is inconvenient to the members of the ANC, and its inconvenience stems from the fact that the representatives of the ANC are not in politics for the good of the poor or the marginalised. They are in politics for their own benefit. They are in politics to enrich themselves and that is why they ignore the facts that are inconvenient.

Tell me if I am wrong, show me an ANC politician who sends their children to poor rural schools, or who send their parents to a public hospital in the Eastern Cape. Instead, we have ANC Ministers who sit in Caspirs as the police spray the poor and disabled with water cannons as they queue for R350 SASSA grants. What a disgrace.

Hon Deputy Speaker, I see the ANC in this province preaching to everyone how unified they are. This is a party who cannot even decide who their leader in the province is. They cannot elect their leaders, they have been run by a task team for years.

Another interesting thing, the ANC keeps going on about how they are tackling corruption and praising the Zondo Commission and seeing members step aside. Why are the corrupt members not in jail, hon Deputy Speaker? It must be pointed out that the Zondo Commission is not a court. More than a billion rand has been spent over the past four years on this Commission and not one person is in jail. The ANC knows only the SIU and the NPA can put people in jail.

So the ANC simply cuts the budget of the NPA by over R400 million to protect their own cadres not to go to jail, not be fired or kicked out. Step aside ...[Inaudible.] what a joke.

Hon Deputy Speaker, a few facts. It is a fact that every ANC-run municipality in this country has either already collapsed or is in a state of collapse. So show me the single ANC-run municipality that proves me wrong. Which ANC-run municipality in this country is an example of ANC excellence?

Fact 2: Every National Government-led parastatal is either bankrupt or broken or nearly there. Eskom, SAA, SABC, Denel, Prasa and even the Post Office. These are examples of ANC-led businesses. Be honest, tell the truth, is the ANC doing a good job? No. Do the lives of the oppressed and the marginalised matter to the ANC? No. Does the ANC deserve to be in charge of anything? No.

Fact 3: Do you know there remains an estimated 4,000 schools in the Eastern Cape where students must relieve themselves in pit toilets? The extent of raw sewerage flowing down the Vaal River in Gauteng has seen the Human Rights Commission slam the Local and Provincial Government in that province. 45% of the people in Gauteng, more people than in the entire Western Cape, is reliant on that water for drinking.

Hon Deputy Speaker, in Gauteng the Esidimeni tragedy saw 143 vulnerable people, vulnerable and marginalised people, die. The causes, including starvation and neglect, the incident has been called the greatest cause of human rights violation in democratic South Africa. Who has been held accountable? Can the ANC tell us? No one.

South Africa, like the world, is in the grip of a COVID pandemic. To date the vaccine programme, managed by the ANC Government, has been a complete disaster. A third wave is upon us and South Africa has vaccinated fewer people than Zimbabwe. Even war-torn countries like Iraq and Afghanistan have vaccinated more people; what a disgrace.

Hon Deputy Speaker, but there is hope, there is real hope. Allow me ...[Interjections.]

The DEPUTY SPEAKER: One minute, hon Minister, there is a point of order.

The DEPUTY CHIEF WHIP (ANC): Chair, on a point of order, Chair. From the input of the Minister, it does not seem as if the Minister is speaking to the topic of discussion ...[Interjections.]

The DEPUTY SPEAKER: Hon member Sayed ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): ... we are discussing Local Government ...[Interjections.]

The DEPUTY SPEAKER: Hon member Sayed ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): ... not Provincial and National Government ...[Interjections.]

The DEPUTY SPEAKER: Hon member Sayed, that is not a point of order. You do know that. You may proceed, hon Minister.

The MINISTER FOR LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: There is hope, real hope. Allow me to sketch the picture of hope. Hope based on the facts and stats.

In the Western Cape 25 municipalities, the only ones who are in arrears with Eskom, are a handful ANC municipalities. That is a fact. This province has received 18 clean audits in the past year and the Councils, which have performed worse? You guessed it.

Another fact, the delivery of free basic services to the poorest of the poor is highest in the Western Cape. This is a fact.

The difference between the Western Cape municipalities and every other province is like day and night. Hon Deputy Speaker, according to Stats South Africa, the unemployment rate in South Africa is 32,5%; the highest number since 2008. In the Eastern Cape it is more than 40%; in the Western Cape the rate is 21%, the lowest by far. It is not a surprise this province has seen our population growing by more than 650,000 people over the past five years. The continued meltdown in every other province in this country, in particular our neighbouring provinces, sees people moving to our largest towns and cities in desperation for opportunities. They realise in the Western Cape they have a real chance at a future. There are real opportunities here. Not only opportunities for the ANC and their friends and families.

Hon Deputy Speaker, municipalities in this province have been outperforming every other municipality in the country for years; that is a fact. Our municipalities have good roads, good infrastructure and generally good leadership that is held accountable, and every single independent report out there shows this. The list of achievements in this province is endless. We can go to the RSEP Programme in Vredenburg Walkways for the marginalised and poor to better their lives. Working spaces in Wesbank for the marginalised and poor. In Saldanha Bay we have seen the development of a Middelpoos Box Park Business Centre. In Piketberg we have built a fully equipped gym for the marginalised and the poor. In Touws River a 5-a-side astro soccer pitch for the marginalised and the poor. Many other projects have been completed in towns such as Worcester, Malmesbury, Plettenberg Bay, Ceres, etcetera.

Since 2009 we have added nine new Tucson Centres to the 28 across this province. This benefits 1,3 million people who would otherwise battle to access the range of Government services due to remote rural locations.

Hon Deputy Speaker, the Western Cape is a disaster prone province and over the past 10 years we have prepared and built a system that is without parallel in Africa. We have seen an estimated 17,000 wildfires per year, and 95% of them we put out in the first hour.

We have assisted our small municipalities in procuring purpose-built firefighting vehicles. Today we are the only province in this country who can boast that every town in this province has firefighting capacity that is equipped with modern equipment.

Hon Deputy Speaker, these are the facts, these are the inconvenient truths to the ANC. I could continue with many more examples and stories. These are the facts and need to be told. We are living in the time of desperation and we need to hold up examples of excellence and good governance. We need to celebrate the wins, we need to acknowledge when there are people and institutions in this country who do a good job. At the end of the day, if you are truly honest with yourself, there can be no doubt that Local Government and municipalities in this Western Cape are without compare.

I end by acknowledging and thanking our civil servants and our officials for their hard work over the past year and particularly our disaster officials and emergency response and nurses and doctors who are out there every day, protecting and helping people in the Western Cape against wildfires, floods or COVID. You are the heroes, and we see you. I thank you.

The DEPUTY SPEAKER: Thank you very much, hon Minister. That concludes the debate on this subject. In terms of Rule 197 we now move over to Interpellations on the Order Paper. [Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: Sorry, hon Deputy Speaker? I think you have missed my hand for a point of order.

The DEPUTY SPEAKER: I apologise, I did. What is your point of order, hon member Dugmore?

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, hon Deputy Speaker. Hon Deputy Speaker, my point of order relates to the fact that you informed MEC Bredell that he had one minute left. I timed from that moment on, and there was at least three minutes that were given before the – and that is the type of bias that is simply not acceptable.

The DEPUTY SPEAKER: Hon member Dugmore ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: Could you please ...[Interjections.]

The DEPUTY SPEAKER: ... I did not inform ...[Inaudible.]

The LEADER OF THE OFFICIAL OPPOSITION: Sorry?

The DEPUTY SPEAKER: ... could be proved on the Hansard. So unfortunately you are incorrect, I did not give any time of a minute countdown.

The LEADER OF THE OFFICIAL OPPOSITION: Okay, we will check the Hansard, because I clearly heard you, hon Deputy Speaker ...[Interjections.]

The DEPUTY SPEAKER: You may ...[Inaudible.]

The LEADER OF THE OFFICIAL OPPOSITION: ... saying, "You have one minute left."

The DEPUTY SPEAKER: Ja, and actually just confirmed by the Table staff, that Minister Bredell ended way before the end of his time. So you can certainly check that on the Hansard, there was no bias whatsoever, and I must just tell the members that I am actually quite lenient, bearing in mind that you are online, so I give you a couple of seconds every time. The Table staff can verify that. I am not biased around time.

[Debate concluded.]

STATEMENTS BY MEMBERS

The DEPUTY CHIEF WHIP (DA): Thank you, hon Speaker. Hon Speaker, it has almost been two years since the MOU between PRASA and the Provincial Government has been signed. In addition to this, it has been a year since the Standing Committee of Transport and Public Works has been briefed about the turnaround strategy for the Western Cape rail transport. Yet here we are, Speaker, with informal settlements having been established on the railways and train stations vandalised to the brink of destruction. The central line is still not fully operational, despite the support the Western Cape Government has given to PRASA.

Not only does this disruption disrupt day-to-day economic activities, but it also adversely affects the disposable income of those who rely on public transport. Consumers have been forced to substitute rail transport for that of taxis. Over the past eight years, the use of trains has decreased by 64% and has resulted in an increase of 16% taxi use. As it currently stands, the industry is responsible for the transportation of 15 million people every day or more concisely, 75% of all daily commuting.

Whilst the only long-term solution is for South Africa to have an efficient and affordable rail service, this Provincial Government stepped up in the interest of the citizens of this province. Hon Speaker, the Blue Dot taxi initiative, which was recently launched, builds on from the experiences of the Red Dot taxi service and aims to address the violence in the taxi industry, and to improve general services for commuters. This will be done through incentivising better behaviour through an award system and so far, hon Speaker, 1 000 taxis have signed up.

Through you, Speaker, my question to the Opposition is this: do you offer the same level of support to the taxi industry and commuters where your party governs? As this DA-led Government steps up to the plate, we look forward to National finally delivering on its mandate. I thank you, Speaker.

Mr M KAMA (ANC): Thank you, Speaker. Hon Speaker, the ANC is saddened and angered by the mass shootings that left 13 people dead and scores of others seriously wounded in Khayelitsha over the weekend.

We condemn these heinous crimes in the strongest possible terms and convey our deepest sympathies to all the bereaved families.

It has been widely accepted that criminal gangs fighting for territory and control of the extortion ring in the area, is what led to the massacre. This is not the first, nor the second, nor third time that we witness mass shootings in Khayelitsha or other townships in the province. The brutality with which the latest shooting spree was committed is shocking and should push everyone to action and reclaim the streets from the gangs. Something drastic needs to be done. We need all stakeholders in Khayelitsha to join hands to suppress gangsterism in the area.

In this regard we commend the KDF, which has already started organising the people and all stakeholders in the community, to find lasting solutions to the crisis. We welcome the swift response by the Western Cape police's Integrated Task Team comprised of intelligence officials and a combat contingent, amongst others, which resulted in the arrest of 11 suspects in the early hours of Monday morning.

On top of all such efforts to deal with extortion in the province, the National Minister and the Police Commissioner, both provincially and nationally, should urgently find ways to implement Recommendation 7 of the Khayelitsha Commission of Inquiry, which spoke to the urgent reallocation of human resources to three Khayelitsha police stations. The MEC should also deploy more LEAP officers to Khayelitsha for peace and stability purposes.

In turn, the MEC should brief this House on how many LEAP officers would be deployed and for what duration. The DA Government and the Standing Committee on Community Safety should spend more time in supporting such to do more than playing politics to advance their ill-advised provincial police force. I thank you, Speaker.

Mr R D MACKENZIE (DA): Thank you, hon Speaker. Hon Speaker, this province, like every province in the country, is facing severe economic consequences due to the COVID-19 pandemic and the hard lockdown regulations, with a decimated key sector such as tourism and the hospitality industry, and also the arts and culture sector. But not every province has a metro that performs as well the City of Cape Town, who despite the circumstances, are still able to secure more than R11,2 billion worth of investments which created more than 7 000 jobs and trained more than 3 000 people in key sectors, such as the call centre operations, clothing manufacturing, arts and craft design and the Green Committee Economy and of course, BOD building.

In fact, Speaker, the City has numerous projects and programmes that set up businesses and entrepreneurs to succeed in our City. The City works to reduce red tape and improve the ease of doing business and succeeded in running first in two categories in the Subnational Doing Business survey conducted by the World Bank. That is during a global pandemic.

The City has established a business hub which helps entrepreneurs to set up and improve their businesses. The help desk advises businesses on how to apply for start-up funding and draw up a business plan. Recently, the Cape Skills and Employment Accelerator Project was launched and will create employment for over 200 women and youth in the textile industry, while it partners with more than 40 SMMEs to empower and uplift Cape Town's historically rich textile industry.

Our township economies which are vital to the economic prosperity of Cape Town, have not been left behind. The Small Business Incubation and Development Project supports local business incubators with funding, facilities and business development workshops in Nyanga, Khayelitsha and Atlantis.

Speaker in conclusion, despite the global pandemic, the DA-led City of Cape Town was the metro with the lowest unemployment rate in the fourth quarter of 2020, in South Africa. That is the DA difference. That is where we govern. The economic programmes and the interventions by the City of Cape Town are working, are protecting and are creating jobs across the City of Cape Town, and that is the DA-governed City of Cape Town. Thank you.

Mr F C CHRISTIANS (ACDP): Thank you, Speaker. Speaker, the ACDP is very concerned about the video that went viral, where a boy set a girl's hair alight at Belgravia High School. Speaker, the boy was suspended, and the girl was sent for counselling. The ACDP wants to thank Belgravia High School for taking swift action, but Speaker, the ACDP also want to urge victims of bullying at schools to report these incidents. The only way to curb these incidents is to report these incidents.

Speaker, I even want to go further to say that the Department and the Minister must really look at the person who is doing the bullying, the perpetrator, because many of them come from households where they are abused. Maybe, it is another area where the Department can look into, to see how the Department and the schools can assist the perpetrators of bullying. Because like I said, sometimes they come out of homes or they come out of communities where they are being bullied and then, they bully at school. So, I would like the Minister to take special note of that, so that we attend not only to the victim, but also to the perpetrator. I thank you, Speaker.

The CHIEF WHIP (ANC): Thank you. The ANC welcomes the decision by the Cape High Court yesterday, to interdict the sale of, amongst others, the SABC Rocklands building in Sea Point. We commend the Minister of Human Settlements, hon Lindiwe Sisulu, for championing this cause of ensuring that state and parastatal buildings be used and revamped for integrated social housing. We, in this province, know all too well that the Tafelberg matter is still not concluded despite our pleas, together with numerous other non-governmental and community organisations, for this Provincial Government to do the right thing and use Tafelberg as a space for integration, and build a truly non-racial society.

The DA-led Provincial Government continues to block any meaningful effort to use Tafelberg for integrated social housing. We, in this province, know all too well that this DA-led Provincial Government will do all in its power to prevent the integration of our communities and deconstruct apartheid spatial planning and implementation. The Rocklands building must therefore be identified as one suitable for social housing and ensure that areas such as Sea Point become fully integrated. We welcome the progressive stance our court has taken in ensuring that unilateral decisions are not taken, but rather, the needs of the broader communities are considered when state and parastatal buildings are disposed of. We call on the National Department ... [Interjection.] of Human Settlements to continue championing integrated human settlements for we know that this DA Government works for and continues to perpetuate past privilege. I thank you, Speaker. [Time expired.]

Mr A P VAN DER WESTHUIZEN (DA): Hon Speaker, our oceans are under pressure. Just this week the police again arrested two individuals for the illegal possession of almost 24 000 dried abalone on the N7 close to Philippi. Thus far, the sole reliance on legal restrictions and regulations has not been successful to protect wild abalone stocks. It is estimated that more than 2 500 tons of abalone are poached annually, exceeding the almost 2 000 tons that is commercially produced. Without an effective coast guard and law enforcement capacity, it has been difficult to prevent the decimation of wild abalone stocks.

South African abalone farms produce only about 1,6% of the 170 000 tons consumed globally and is already creating 3 000 jobs. The potential for growth is therefore massive, yet South African abalone is some of the cheapest in the market, due to the poor quality of poached, confiscated abalone that is later put back in the market through auctions. The Abalone Farmers Association of South Africa has already presented solutions to the Standing Committee. Their plans include stock enhancement which sows abalone larvae at suitable venues along our coast. Local communities could also gain the right to farm with abalone and there can be regulations to ensure that abalone is only processed by legal processes.

National Government should go back to the drawing board and seriously engage with commercial abalone farms on their proposals. Public private partnerships in Japan and New Zealand, resulted in commercial abalone farms providing the larvae, also called spat plantings, to Government initiatives in order to restock wild abalone. It is time to learn from international experience and adapt that knowledge for local conditions. We have the potential to create jobs and protect the species that has fed humans over many centuries. I thank you.

Mr P J MARAIS (FF PLUS): Thank you, Speaker. Speaker, the Freedom Front Plus recorded a massive increase in support at the polls in yesterday's by-election in Tshwane, Pretoria. We increased our vote from a low mere 4% in 2016 to 31% of the vote at the expense of the Democratic Alliance. This trend is a huge swing away from the DA and left-wing politics, to a more conservative approach that should be adopted in South Africa if we want to bring law and order back, stimulate the economy and increase international interest in our country, which has now been rated as a failed state; we being 85th on the world

list of failed states because we cannot feed our people, bring about economic stability and govern corruption-free. The Freedom Front Plus is on the march. We have become an unstoppable force. Thank you.

Mr G BRINKHUIS (AL JAMA-AH): Thank you, Speaker. Hon Speaker, in solidarity with the Palestinians in their struggle against apartheid, we note that the situation in Israel and Palestine has once again, led to the avoidable deaths of many people inside Gaza and Israel, and multiple more deaths in East Jerusalem and the West Bank.

We note that the United Nations Security Council appears unable to even express a motion of concern about the violence and the deaths. We believe that the two-state Oslo process is dead, and an alternative way must be found to bring justice and peace to the situation. We know that the life of a baby in Gaza cannot be of less value than the life of a baby in Sderot. We know that the life of a woman in Tel Aviv cannot be more precious than the life of a woman in Gaza.

Further, we move that as a Provincial Government, we cannot be indifferent or resign ourselves to intractability. On the contrary, we should do what the anti-apartheid movement called on other allies to do when we were struggling against apartheid; and calls made to their governments were not to do business with apartheid South African companies and they complied. We asked that the South African government and its lobbies not be represented officially at any legislative functions, and they complied. We asked that apartheid South African trade missions be barred from legislative functions, and they did. We asked that apartheid South Africa not be permitted to use any cultural and sporting facilities under the control of the legislated ... [Interjection.] [Time expired.]

Ms D M BAARTMAN: Thank you. Hon Speaker, fellow South Africans, in a global pandemic, financial accountability is more important now than ever. People want to know when they will be receiving their vaccines, but people also want to know how the people's money has been spent. It is for this reason that the Western Cape Provincial Treasury started producing the procurement disclosure report, to showcase that the Western Cape Government spend the people's money to the benefit of the people across its public procurement.

So far, the Western Cape departments have collectively spent more than R144 million or 22% on micro-enterprises, these being enterprises earning less than R10 million each. They spent more than R280 million or 33% on small enterprises, these are enterprises earning R10 to R50 million, totalling more than 55% spent on SMMEs or just over R431 million. Further, the Western Cape public entities have collectively spent more than 61% on SMMEs or just over R2 million. The Western Cape Government consistently shows that we prioritise and recognise the importance of small and micro enterprises in our economy, by outperforming the national mandate that 30% of all COVID-19 expenditure must be spent on SMMEs.

Further, the Auditor General's report indicated that 75% of departments and entities of the Western Cape Government received a clean audit and only 20% received unqualified with no findings, meaning essentially that in total, 95% of the Western Cape Government was found to have sufficient internal controls to prevent irregular, unauthorised and wasteful expenditure.

In terms of governance controls, the Western Cape Government leadership received a score of 100%, nearly double that of the next best province, which is KwaZulu-Natal, at 52% and 95% more than the worst province, which is the North West, scoring only 5%. Ratings Africa's recent report also shows that the City of Cape Town remains South Africa's only metropolitan municipality in financial good standing. This is evidence of the financial accountability ... [Interjection.] of the Western Cape. Thank you, Speaker. [Time expired.]

The SPEAKER: We now move to Notices of Motion. In terms of the new Rule 151, all Notices of Motion by members are required to be delivered to the Secretary for placing on the Order Paper. I trust that the members have done that. These motions then, will subsequently be submitted and published on the Order Paper below the line.

KHAYELITSHA: CURRENT SPATE OF KILLINGS

(Notice of Motion)

Mr F C CHRISTIANS: I give notice that I shall move:

That the House debates the current spate of killings in Khayelitsha, where 13 people were shot and killed on Saturday 15 May 2021.

[Notice of motion as printed on the Order Paper.]

STATE CAPTURE INQUIRY: REVELATIONS

(Notice of Motion)

Mr R D MACKENZIE: I give notice that I shall move:

That the House debates the public revelations made before the Commission of Inquiry into Allegations of State Capture and the extent of state capture in South Africa.

[Notice of motion as printed on the Order Paper.]

LGBTQIA+ COMMUNITIES

(Notice of Motion)

Mr R I ALLEN: I give notice that I shall move:

That the House holds a discussion on the state of violence and discrimination towards queer ("LGBTQIA+") communities in South Africa and on efforts to prevent and address such atrocities.

[Notice of motion as printed on the Order Paper.]

CAPE FLATS VIOLENCE

(Notice of Motion)

Mr M KAMA: I give notice that I shall move:

That the House debates the ongoing shootings of people on the Cape Flats; and notes that none of the containment measures by the present DA Government seems to assist to bring the numbers significantly under control.

[Notice of motion as printed on the Order Paper.]

POLICE RESOURCES: SCARCITY OF

(Notice of Motion)

Mr R I ALLEN: I give notice that I shall move:

That the House debates the scarcity of police resources in the Western Cape, noting that the South African Police Service is the lead agency in this regard.

[Notice of motion as printed on Order Paper.]

PUBLIC MONEY: ABUSE OF

(Notice of Motion)

Ms R WINDVOGEL: I give notice that I shall move:

That the House discusses the abuse of public money meant to assist workers during the pandemic time.

[Notice of motion as printed on the Order Paper.]

STATE-SUBSIDISED SOCIAL DEVELOPMENT SUPPORT

(Notice of Motion)

Mr G BOSMAN: I give notice that I shall move:

That the House debates the status of state-subsidised social development support across the three spheres of government.

[Notice of motion as printed on Order Paper.]

COVID-19: POPULATION IMMUNITY

(Notice of Motion)

Ms W F PHILANDER: I give notice that I shall move:

That the House discusses the importance of achieving population immunity through the efficient administration and provision of vaccinations for the coronavirus disease of 2019 (COVID-19); and deliberates in such a discussion on the future of the Western Cape in a post-COVID-19 global environment.

[Notice of motion as printed on Order Paper.]

SERVICE DELIVERY: STATE OF

(Notice of Motion)

The LEADER OF THE OFFICIAL OPPOSITION: I give notice that I shall move:

That the House debates the state of service delivery in the Western Cape.

[Notice of motion as printed on Order Paper.]

TUBERCULOSIS AWARENESS

(Notice of Motion)

Ms W F PHILANDER: I give notice that I shall move:

That the House debates the efforts of the Government and the society to raise awareness of and to stop the spread of tuberculosis.

[Notice of motion as printed on Order Paper.]

MUSEUMS, HERITAGE SITES AND CULTURAL ICONS

(Notice of Motion)

Mr R I ALLEN: I give notice that I shall move:

That the House debates the state of museums, heritage sites and cultural icons, including Robben Island.

[Notice of motion as printed on Order Paper.]

LAND: NEED FOR

(Notice of Motion)

The LEADER OF THE OFFICIAL OPPOSITION: I give notice that I shall move:

That the House debates the need for land in the Western Cape for integrated human settlements, agriculture, industrial development and social development.

[Notice of motion as printed on Order Paper.]

SCHOOLS: BULLYING - EFFORTS TO ADDRESS

(Notice of Motion)

Ms L J BOTHA: I give notice that I shall move:

That the House debates the efforts of state and non-state actors in addressing bullying at our schools.

[Notice of motion as printed on Order Paper.]

DISTRICT SIX: RESTITUTION PROJECTS

(Notice of Motion)

Ms L M MASEKO: I give notice that I shall move:

That the House debates the current status of housing developments in District Six, with particular reference to continued delays with the restitution projects managed by the national Department of Agriculture, Land Reform and Rural Development, led by Minister Thoko Didiza.

[Notice of motion as printed on Order Paper.]

POLICE RESOURCES: CRIME IN HOTSPOT AREAS

(Notice of Motion)

Mr M KAMA: I give notice that I shall move:

That the House debates the allocation of police resources in the Western Cape and the plans to address violent crimes in hotspot areas.

[Notice of motion as printed on Order Paper.]

ILLEGAL LAND INVASIONS

(Notice of Motion)

Ms L M MASEKO: I give notice that I shall move:

That the House debates the continued trend of illegal land invasions in the Western Cape, with particular emphasis on how all three spheres of government need to work together to address the issue and to recognise the importance of cooperation in protecting the dignity and rights of Western Cape residents.

[Notice of motion as printed on the Order Paper.]

The SPEAKER: Now, may I then at this point go to the Motions without Notice, in terms of Rule 150. Hon members, you know that Rule 150 pertaining to Motions without Notice – condolences motions and also, the motions of congratulatory nature – were submitted with the Programming Authority prior to this plenary and that was 18 May. So, the hon members are also reminded that the Motions without Notice pertaining to congratulatory and condolences, will not be allowed in this sitting, that have not been processed by the Programming Authority. Which is you will not be delivering it here now. All of these have been recorded.

Let me further state that I have been informed that in the Programming Authority Meeting on 18 May 2021, all the political parties did submit the names of the hon members in the desired order of speaking, and who had wished to move a Motion without Notice in this sitting of the House. I now put to the House the Motions duly submitted and approved by the Programming Authority.

STORM VICTIMS

(Motion of condolence)

Mr D AMERICA: I move without notice:

That the House extends its deepest condolences to the families and loved ones of those who passed away during the recent storms in the Southern Cape; and notes that two residents tragically lost their lives in the Riviersonderend and Stormsvlei area, with a further two in the Bonnievale area.

[Motion as printed in the Minutes.]

EID-UL-FITR

(Motion)

The LEADER OF THE OFFICIAL OPPOSITION: I move without notice:

That the House congratulates the Muslim community that celebrated their Eid-ul-Fitr festival last week, which is characterised by love, unity and sharing with the vulnerable, marking the end of the holy month of Ramadhan, which was marked by heightened self-discipline and human solidarity; and pays tribute to the Muslim community for their contribution towards social cohesion and poverty alleviation, especially during their holy period.

[Motion as printed in the Minutes.]

BESSIE VILJOEN: CENTENNIAL BIRTHDAY

(Motion)

Ms L M MASEKO: I move without notice:

That the House notes and sends its well wishes to Ms Bessie Viljoen from the Breede Valley who celebrated her centennial birthday earlier this year; notes that Tannie Bessie has spent her life in service to her community and education, as a teacher in Limpopo and the Western Cape, specifically in Paarl and Worcester; notes that she completed her teaching degree at the Wellington Teachers' Training College and began her career in 1940; and further extends its best wishes to the legendary 100-year-old teacher in the Western Cape, Tannie Bessie Viljoen.

[Motion as printed in the Minutes.]

LATE NICKLO PEDRO

(Motion of condolence)

The LEADER OF THE OFFICIAL OPPOSITION: I move without notice:

That the House commiserates with the family, friends and comrades of the late Nicklo Pedro, a Mossel Bay anti-apartheid stalwart, Robben Island prisoner, social justice activist, mentor to many and former ANC councillor, who passed away last week; and commemorates his legacy.

[Motion as printed in the Minutes.]

GIFT OF THE GIVERS

(Motion)

Mr D AMERICA: I move without notice:

That the House thanks and congratulates Gift of the Givers, community members and businesses of Struisbaai and surrounds for their invaluable humanitarian assistance to the affected residents who suffered severe distress during the recent storm in the Overberg region; coupled with the swift and efficient actions of Disaster Management through the Department of Local Government, as well as the support of the Department of Water and Sanitation, it is noted that further disaster was mitigated and avoided; and notes that we are deeply indebted to brave officials and residents of the province for their combined efforts.

[Motion as printed in the Minutes.]

CAPE PENINSULA UNIVERSITY OF TECHNOLOGY RUGBY TEAM

(Motion)

Mr M XEGO: I move without notice:

That the House congratulates the Cape Peninsula University of Technology's rugby team for retaining their Varsity Shield title on Sunday 9 May 2021 at the Tuks Stadium in Pretoria; notes that they achieved this milestone by beating the Walter Sisulu University's All Blacks by 30 to 26 in the final of the Varsity Shield tournament; and further notes that we are very proud of their exploits and encourage them to keep flying the CPUT and Western Cape flag high.

[Motion as printed in the Minutes.]

INTERNATIONAL NURSES DAY

(Motion)

Ms W F PHILANDER: I move without notice:

That the House notes the commemoration of International Nurses Day on 12 May 2021; extends its sincere appreciation for the invaluable role nurses around the world play as we continue to fight COVID-19 and stringently maintaining all other healthcare services with utmost dedication; acknowledges the long, hard hours that nurses work to take care of the most vulnerable in society; and notes that a registered nurse pledges to serve humanity with conscience, dignity and first consideration to their patients – this is a noble tradition indeed.

[Motion as printed in the Minutes.]

SAPS MEMBERS: MURDERS

(Motion of condolence)

Mr R I ALLEN: I move without notice:

That the House notes that four South African Police Service (SAPS) members were murdered by brazen criminals during the first three months of 2021; condemns the murder of police officers; extends our sincere condolences to the families of the victims, their friends and the entire safety fraternity; notes the important mandate of SAPS as the lead agency in our fight against crime; and calls on members of the public to come forward if they have any information that may lead to the arrest of those responsible.

[Motion as printed in the Minutes.]

**LATE KEANNO AFRICA, CEDRIC FORTUIN, JAYDENE HECTOR,
SUE ANN RAUSS AND GERALDO WANZA**

(Motion of condolence)

Mr F C CHRISTIANS: I move without notice:

That the House extends sincerest condolences to the families and loved ones of the five young people who died tragically in a car crash; notes that a recent article in *Die Burger* (10 May 2021) reported that five young people were tragically injured in a four-car crash; notes that the crash occurred after 23:00 on Saturday 8 May and that six critically injured people were hospitalised; notes that those who died are Cedric Fortuin, Geraldo Wanza, Jaydene Hector, Sue Ann Rauss and Keanno Africa; and notes that the grieving families and the community of Ceres are in our prayers and we pray for the complete recovery of those hospitalised.

[Motion as printed in the Minutes.]

COVID-19 VACCINATIONS

(Motion)

Ms R WINDVOGEL: I move without notice:

That the House notes that vaccination against COVID-19 in the Western Cape organised by the National Department of Health and supported by the Provincial Department of Health is progressing well; calls on all vulnerable residents to register for the vaccinations; and calls on citizens to follow all COVID-19 protocols.

[Motion as printed in the Minutes.]

LATE EMILY MOHALA

(Motion of condolence)

Ms N MAKAMBA-BOTYA: I move without notice:

That the House notes the passing of Ms Emily Mohala on 9 May 2021; notes that Ms Mohala was a member of the EFF in good standing, as well as a member of the Regional Command Team in the West Coast region; notes that her hard work and dedication to the movement are an example that others should follow and emulate; notes that she will always remain in our memories and hearts as a movement, and we hope to carry on where she left off and take the movement forward; and sends our heartfelt condolences to her family and loves ones; may her soul rest in revolutionary peace.

[Motion as printed in the Minutes.]

Agreed to.

Hon members, the motions will appear in the Minutes of Proceedings and in Hansard, in each individual members' name, as if that hon member has read the motion out loud, here in the House. So, all of these motions are recorded as such. I will now afford the opportunity to the hon members to move Motions without Notice, as per the Standing Rule 150 2(d). This could also include Motions without Notice that were not approved in Programming Authority. So, the hon members are reminded that the 30-minute rule will apply, as per the Standing Rule 150 2(d), which starts now. Now, in simple terms, hon members, I press the dial, the watch now, to set the time. At the end of 30 minutes, I stop with the motions. So, I now recognise, I have got a speaker, I have got a list of parties here and the ACDP and the FF Plus, hon Marais, does appear as well.

RAMADAN: SUPPORT TO VULNERABLE RESIDENTS

(Motion)

Mr R D MACKENZIE: Thank you, hon Speaker. I move without notice:

That the House notes that, during the Muslim holy month of Ramadan, the faithful are encouraged to support vulnerable residents; extends its gratitude to the Muslim communities of the Western Cape for their invaluable generosity during the month of Ramadan; welcomes the hosting of Iftar for the poor and needy, as demonstrated by Muslim communities in the province; and supports the ongoing charitable efforts of Muslim residents in uplifting the vulnerable. I so move.

[Motion as moved by Member.]

Mr R D MACKENZIE: Hon Speaker, I move without notice:

That the House notes that, during the Muslim holy month of Ramadan, the faithful are encouraged to support vulnerable residents; extends its gratitude to the Muslim communities of the Western Cape for their invaluable generosity during the month of Ramadan; welcomes the hosting of Iftar for the poor and needy, as demonstrated by Muslim communities in the province; and supports the ongoing charitable efforts of Muslim residents in uplifting the vulnerable.

[Motion as printed in Minutes.]

Agreed to.

DEPARTMENT OF LABOUR: UIF-TERS INVESTIGATIONS

(Motion)

Ms N D NKONDLO: Thank you, Speaker. I move without notice:

That the House notes and welcomes the efforts of the UIF and the Department of Labour through the “follow the money” project to verify if the UIF-TERS were used as intended and monies have been paid to the intended beneficiaries; that resulted in one fraudulent case, involving R3,8 million by an employer in the Western Cape, currently with the Special Investigation Unit (SIU); and further calls on the Premier to give support where required to bring this company to book in keeping with the spirit of “good governance” in the province. I so move.

[Motion as moved by Member.]

Ms D M BAARTMAN: Objection. It has to be the Labour Department that has to bring that. Thank you.

The SPEAKER: Is that an objection?

Ms D M BAARTMAN: Yes, thank you. It is not in a provincial mandate. The Department of Labour must bring that matter. Thank you.

Ms N D NKONDLO: Hon Speaker, I move without notice:

That the House notes and welcomes the efforts of the UIF and the Department of Labour through the “follow the money” project to verify if the UIF-TERS were used as intended and that monies have been paid to the intended beneficiaries; notes that this resulted in one fraudulent case, currently with the Special Investigation Unit (SIU), involving R3,8 million by an employer in the Western Cape; and further calls on the Premier to give support where required to bring this company to book in keep in the spirit of “good governance” in the province.

[Motion as printed on Order Paper.]

Objection recorded.

KHAYELITSHA, KRAAIFONTEIN AND MFULENI: VIOLENCE

(Motion)

Mr R I ALLEN: Thank you, Speaker. I move without notice:

That the House condemns the spate of murders and violence in Khayelitsha, Kraaifontein and Mfuleni over the weekend of 15 and 16 May 2021, in which at least fourteen individuals lost their lives; extends our heartfelt condolences to the families and loved ones of the deceased; and welcomes the arrest of eleven suspects of these crimes on Monday 17 May 2021. We further call for a comprehensive and effective investigation into these heinous criminal activities and for swift response from our criminal justice system; and notes that such violent criminality plagues communities, thus demonstrating the severe need for full implementation of the Western Cape Government Provincial Safety Plan; and emphasise that the Provincial Safety Plan is designed to assist the South African Police Service (SAPS), which, due to a lack of policing resources and effective national leadership, is unable to fulfil its safety mandate in the Western Cape. I so move.

[Motion as moved by Member.]

The CHIEF WHIP (ANC): Too long.

The SPEAKER: Thank you, hon Allen. Hon members, are there any objections to the motion being read without notice?

The CHIEF WHIP (ANC): There is. It is too long.

Mr R I ALLEN: Hon Speaker, I move without notice:

That the House condemns the spate of murders and violence in Khayelitsha, Kraaifontein and Mfuleni over the weekend of 15 to 16 May 2021, in which at least fourteen individuals lost their lives; extends our heartfelt condolences to the families and loved ones of the deceased; welcomes the arrest of eleven suspects of these crimes on Monday 17 May 2021; calls for a comprehensive and effective investigation into these heinous criminal activities and for swift response from our criminal justice system; notes that such violent criminality plagues communities, thus demonstrating the severe need for full implementation of the Western Cape Government Provincial Safety Plan; and emphasises that the Provincial Safety Plan is designed to assist the South African Police Service (SAPS), which, due to a lack of police resourcing and effective national leadership, is unable to fulfil its safety mandate in the Western Cape.

Objection recorded.

The CHIEF WHIP (DA): Speaker?

The SPEAKER: Chief Whip?

The CHIEF WHIP (DA): Just to understand. Is there a rule that says that motions have a particular length?

An HON MEMBER: Yes.

The SPEAKER: Chief Whip, there is no rule, but there seems to be an issue of desirability by the hon Chief Whip of the ANC. Will you change your position if I have to rule differently? In this case, let me just be clear, hon Chief Whip of the Majority Party. There is no rule that says because it is long or because you just do not like it, then you must vote differently. But we can certainly check if the hon Chief Whip of the Opposition has a different view while she is objecting to the motion?

Mr P MARRAN: It borrows to a statement.

The SPEAKER: No, you simply – we need a reason to object in terms of the Standing Rules.

Mr P MARRAN: That is the reason.

The SPEAKER: Okay.

The CHIEF WHIP (ANC): Mr Speaker?

The SPEAKER: Hon Chief Whip of the Opposition?

The CHIEF WHIP (ANC): Inasmuch as I do not want to respond, but hon Marran has covered me fairly well.

The SPEAKER: Alright. There are two areas of objection in the motion. One is the motion being Moved without Notice, which is an objection can be on that basis that it was Moved without Notice. Then, the second one is when there is an area or a dispute on the content thereof, which then that could also be one. So, which one are we dealing with? We do not have one that deals with the length.

The CHIEF WHIP (ANC): Speaker, can I address you?

The SPEAKER: Yes.

The CHIEF WHIP (ANC): Why is it that we have to argue on this motion now because there is an objection, and the issue is there is an objection to the motion and that should carry.

The SPEAKER: Thank you, Chief Whip. I wanted to hear what the objection is. You just answered. It is an objection to the motion. So those are the grounds on which you can do an objection on the motion or an objection to the motion being read without notice. We are just following the Rules, Madam the Chief Whip.

The CHIEF WHIP (ANC): Thank you, Speaker. Thank you.

The SPEAKER: Hon Chief Whip of the Majority Party, we now move and the hon members, we are now moving to the next motion. [Interjection.]

Mr R I ALLEN: Speaker?

The SPEAKER: There is a hand of hon Bosman. Before you proceed, hon Allen. Hon Bosman, is that a point of order, sir?

Mr G BOSMAN: Yes, Speaker. I just wanted to ask a point of clarity. I am not sure I heard the Chief Whip of the Opposition. Was she objecting to this House condemning murders in Khayelitsha?

The SPEAKER: Let me, for the record, indicate that when I, on a number of occasions hon Bosman, to the hon The Chief Whip of the Opposition, the nature of your objection. She said on record she objects to the motion. Now, let me proceed. I am only the presiding officer and I deal with the Rules. I am not part of your debate, so let me move to the next speaker and that is hon Allen.

FAITH-BASED ORGANISATION NETWORK

(Motion)

Mr R I ALLEN: Thank you so much, Speaker. I move without notice:

That the House notes that the Western Cape Government engages its Faith-Based Organisation Network to work with faith-based leaders in the province during the COVID-19 pandemic; notes that the inter-ministerial team led by Minister Ivan Meyer, Minister Sharna Fernandez and Minister Anroux Marais; and extends its gratitude to the Provincial Ministers and the faith-based leaders for their ongoing, vital joint efforts in alleviating the impact of the pandemic in the province. I so move.

[Motion as moved by Member.]

Mr R I ALLEN: Hon Speaker, I move without notice:

That the House notes that the Western Cape Government engages its Faith-Based Organisation Network to work with faith-based leaders of the province during the COVID-19 pandemic; notes that the interministerial team is led by Minister Ivan Meyer, Minister Sharna Fernandez and Minister Anroux Marais; and extends its gratitude to the Provincial Ministers and the faith-based leaders for their ongoing, vital joint efforts in alleviating the impact of the pandemic in the province.

[Motion as printed in Minutes.]

Agreed to.

UIF-TERMS: NON-COOPERATING COMPANIES

(Motion)

Ms N D NKONDLO: Hon Speaker, I move without notice:

That the House notes and calls for the Provincial Minister of Economic Development and Tourism, David Maynier, in his engagement with the industry to call out the eight non-cooperating companies in the Western Cape that have been reported by UIF Commissioner on 12 May 2021 to the Standing Committee of Finance, Economic Development and Tourism at the meeting about the UIF-TERS disbursement and challenges thereof. He must further encourage these companies to do their civil duty and corporate obligations outlined in the King IV Codes of Good Practice, by cooperating with the UIF and the Department of Labour regarding Government funds transferred to them to allocate them to their workers in the spirit of transparency and measured in terms of good and ethical corporate citizenship. I so move.

[Motion as moved by Member.]

Ms N D NKONDLO: Hon Speaker, I move without notice:

That the House notes and calls for the provincial Minister of Economic Development and Tourism, David Maynier, in his engagement with the industry to call out the eight non-cooperating companies in the Western Cape that have been reported by UIF Commissioner on 12 May 2021 to the Standing Committee on Finance, Economic Development and Tourism at the meeting about the UIF-TERS disbursement and challenges thereof; and notes that he must further encourage these companies to do their civil duty and corporate obligations outlined in the King IV Codes of Good Practice by cooperating with the UIF and the DOL regarding government funds transferred to them to allocate to their workers in the spirit of transparency and measured in terms of good and ethical corporate citizenship.

[Motion as printed in Minutes.]

Agreed to.

COVID-19 VACCINATIONS: CHOICE OF VACCINE

(Motion)

Mr P J MARAIS: Thank you, Speaker. I move without notice:

That in the light that the Western Cape Government's decision to procure its own vaccines, the Freedom Front Plus requests that this House should consider that persons living with comorbidities be given the choice of vaccines, as recommended by their doctors, instead of being forced to take a specific vaccine. Different vaccines have different efficacy rates and side effects, which could negatively affect the person's long-term health conditions with consequent adverse legal implications for this Province. This request is in keeping with the Gauteng High Court judgment, *Afriforum v SAHPRA*, regarding the request for Ivermectin and the rights of patients to choose to use it. I so move.

[Motion as moved by Member.]

The SPEAKER: Thank you, hon Marais. Order, hon members, order. Are there any objections to the motion being moved without notice?

An HON MEMBER: Yes, there is.

The SPEAKER: There is an objection. The objection has been noted and the motion will be recorded in the Order Paper.

Mr P J MARAIS: Hon Speaker, I move without notice:

That the House, in the light that the Western Cape government's decision to procure its own vaccines, resolves that persons living with comorbidities be given the choice of vaccines, as recommended by their doctors, instead of being forced to take a specific vaccine; notes that different vaccines have different efficacy rates and side effects, which could negatively affect the person's long-term health conditions with consequent adverse legal implications for the Province; and notes that this is in keeping with the Gauteng High Court judgment (*Afriforum v SAHPRA*) regarding the request for Ivermectin and the rights of patients to choose.

[Motion as printed on Order Paper.]

Objection recorded.

Mr P J MARAIS: Chairman, can I ask who objected?

An HON MEMBER: The DA.

The SPEAKER: The ANC.

An HON MEMBER: And the DA.

The SPEAKER: And the DA.

Mr P J MARAIS: Wonderful!

An HON MEMBER: But it was the DA first.

The SPEAKER: Both your friends objected, hon Marais. May I ... *[Interjection.]*

Mr P J MARAIS: The public will give their answer in October.

**WESTERN CAPE NINETEENTH GAMBLING
AND RACING AMENDMENT BILL [B 1–2020]**

(Consideration and finalisation)

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you, Speaker. I wish to introduce the Bill which obviously regulates matters relating to the industry for consideration by the House.

Ms N D NKONDLO (ANC): †Enkosi Somlomo. *[Thank you Speaker.]* I wish to reiterate the stance of the ANC on this Bill, as shared by my colleague at the last sitting.

In principle, the ANC supported the objectives of the Bill as it seeks that the Western Cape Gambling and Racing Board has an independent source of income and to ensure that the Regulator is self-sufficient, and that gambling was regulated appropriately. Section 44(3) is amended to provide for certain fees to be paid to the Board, instead of being paid into the Provincial Revenue Fund.

Furthermore, the Bill makes provision in Section 44 for casino operator fees to be payable to the Board by holders of casino operating licences. The amounts payable in terms of Section 44(c) for the limited gambling machine operator fees, as well as the casino operator fees payable in terms of Section 44 ... [Audio distorted.] of the amended Bill, failed to take into consideration the impact of COVID-19 on casinos and how their revenue generation ability has been affected. The representatives from the industry have raised this point sharply during the public hearings, that further increases in costs would be disastrous for the industry and carried the real risk of closure and job losses.

For instance, the limited gambling machine operator fee where the number of limited gambling machines does not exceed 500 machines per operator, is R1,9 million per annum for a period of 10 years. The casino operator fee where the original value of the casino development did not exceed R175 million, is R2,8 million per annum. This may negatively impact on transformation in the gambling industry and these fees may entrench monopolies and create higher barriers to entry in the industry, and lead to fewer historically disadvantaged individuals being able to participate in the gambling industry.

While we support the financial independence of the Board and for it to be able to be self-sufficient, we reiterate and re-emphasise that we are not oblivious to the exorbitant fees that may hinder transformation and entrench monopolies in the industry. We will hold the Board accountable on how it will address these concerns and continuously engage the industry to find solutions to this challenge. I thank you.

Ms D M BAARTMAN (DA): Thank you, Speaker. Hon Speaker, fellow South Africans. The Committee on Finance, Economic Opportunities and Tourism considered the Western Cape Nineteenth Gambling and Racing Amendment Bill [B1–2020]. The Committee unanimously supported the Bill, reporting no objections and without amendments. The Amendment Bill aims to amend the Western Cape Nineteenth Gambling and Racing Act 1996 so as to provide that certain fees are to be paid to the Western Cape Nineteenth Gambling and Racing Board, instead of into the Provincial Revenue Fund, to provide for casino operator fees to amend the provisions of Schedule II relating to limited gambling machine operator fees and to provide for matters incidental thereto.

The Committee received comprehensive submissions from the respective industry who represent most, if not all of the relevant stakeholders affected by this Amendment Bill, as part of its public participation process. Further, the Committee went above and beyond in order to ensuring due diligence and that members are able to apply their minds to the content of the legislation.

In this regard, I would like to thank the parliamentary and departmental officials for assisting us throughout this process, and for providing guidance and advice to the Committee. We would further like to call upon the National Government to ensure that they open the market, given that this is a national mandate and that this does not only go to big business, but also small businesses and entrepreneurs.

Further Speaker, in terms of the casino return on investment, revenue and income, currently these casinos make the most return regarding the income in the Western Cape and they have a severe negative impact on the social fabric of our society. And thus, given the amounts that are proposed by this Bill, I would like to request that the House supports this as the industry should pay for its own regulation, instead of pushing that burden onto the people of the Western Cape.

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you, Speaker. I recommend that the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020], be finalised.

The SPEAKER: Thank you, hon Maynier. Hon members, for the record I have to announce that there are currently 34 members present in the House and that is 20 from the DA, 10 ANC, one GOOD party, one ACDP, one FF Plus and one Al Jama-Ah. FF Plus absent. To the hon members, are there any objections to the approval of the principle and finalisation of the Bill?

Ms D M BAARTMAN: No.

Mr F C CHRISTIANS: Speaker, I abstain. The ACDP abstains.

HON MEMBERS: No objections.

Mr P J MARAIS: I abstain. Freedom Front.

Mr G BRINKHUIS: Speaker, Al Jama-Ah abstains.

The SPEAKER: Thank you, hon members. Noting that there are no objections, I want to put the question. Those in favour of the question being adopted, please say 'yes'?

HON MEMBERS: Yes.

The SPEAKER: Those not in favour of the question being approved, please [Interjection.]

An HON MEMBER: No.

The SPEAKER: Thank you, hon members. [Interjection.]

Mr F C CHRISTIANS: Speaker, the ACDP abstains.

The SPEAKER: The ayes have it and the question is approved. Thank you.

The SECRETARY: Western Cape Nineteenth Gambling and Racing Amendment Bill.

The SPEAKER: Thank you, Mr Secretary. The Bill will be sent to the Premier for assent.

WESTERN CAPE LAND USE PLANNING AMENDMENT BILL [B 6-2020]

(Consideration and finalisation)

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Speaker, hon members of the Legislature, ladies and gentlemen I rise to table the Western Cape Land Use Planning Amendment Bill [B 6-2020] for consideration by the House. Thank you.

Mr P MARRAN (ANC): Thank you, Speaker. Speaker, with this Bill, the Department's inept handling of complex laws and regulations are showing like a proverbial old petticoat under a pretty girl's new dress. LUPA is new legislation drafted in the past few years after decades of old order mix-match laws. One would have expected of officials to grab this opportunity to settle a lot of old and redundant red tape.

The Department did not fully use this stance to renew the whole process and many rules, instead it now wants to add technical changes to speed up planning permissions and bureaucracy. The ink on the printed LUPO is barely dry. All the officials went back to be updated and what must be done? The officials want things to proceed faster. In order to make things faster, not only ordinary snail mail must be accepted against signature, but emails should also be accepted. It is suspicious if snail mail is suddenly fine for official use, if only a few months ago it was not, and the new technology has proven itself yet.

Email has been with us for many years now and even an e-Government service is rendered by and for Government. Now, after the fact, as a mere afterthought, it is not good enough anymore. Is it any wonder that some residents out there are suspicious that this move is aimed at keeping poor people without flashy electronic equipment, out of the line? The ANC says: go check your law and then, bring back all amendments at once, rather than to run to the Legislature with a variety of small piecemeal changes. The ANC declares to abstain from this vote. I thank you.

The SPEAKER: Thank you, hon Marran. Hon members, I recognise the GOOD party.

Mr B N HERRON (GOOD): Hon Speaker, we support the Bill. Thank you.

Mr A P VAN DER WESTHUIZEN (DA): Hon Speaker, George Bernard Shaw once said:

"The single biggest problem in communication is the illusion that it has taken place."

In terms of the Western Cape's Land Use Planning Act, often called LUPA, municipalities need to inform and allow affected landowners to comment on land use applications that may affect their rights. To be more specific, Section 44(2) of LUPA currently requires municipalities to serve notices in line with Section 115 of the Local Government Municipal Systems Act, Act 32 of 2000. The Systems Act, a national Act, however, is outdated in this respect and limits the options available to municipalities by which potentially affected landowners may be informed of applications which may inform them.

Traditionally, local governments used the option of registered or certified mail through the Post Office, as the preferred communication method with landowners. The options available under the Systems Act exclude modern communication methods, such as emails. The closure of post offices during the Level 5 lockdown and previous strikes by post office workers, brought developments of properties that required rezoning applications to a temporary standstill. The problems with and the backlogs experienced by the Post Office are well documented, although the ANC seems to deny this.

The Committee have seen the incredibly long queues at our post offices. It has also been found that the majority of intended recipients no longer collect registered or certified mail addressed to them from the Post Office. The Committee has been assured by our legal advisor that municipalities are bound by the Promotion of Administrative Justice Act to communicate clearly and effectively in such applications. Many property owners have already switched to email for their monthly municipal statements and the trend is continuing. There are, therefore, cheaper, but particularly better communication options available in order to inform landowners of such applications.

The Committee gave its members extra time to consult and to study, and to consult with their respective caucuses. It is therefore a pity that the ANC, at the last meeting of the Committee, did not see it fit to support the Bill, as was confirmed today. Despite this, a majority of the members of the Standing Committee resolved to support the Bill [Bill B 6-2020]. We recommend to the House to follow suit. I thank you.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Speaker, I ask that the House finalise the Bill. Thank you.

The SPEAKER: Thank you, hon Minister. Hon members, that concludes the debate on the consideration of the principle of this Bill. We have the same quorum as the previous Bill. Are there any objections to the approval of the principle and finalisation of the Bill?

An HON MEMBER: No.

The SPEAKER: No, okay. Thank you. No objections. Agreed to. The Secretary will read the Bill.

The SECRETARY: Western Cape Land Use Planning Amendment Bill.

The SPEAKER: Thank you, Mr Secretary. Hon members, the Bill will be sent to the Premier for assent.

Thank you very much, hon members. It has been a very fruitful and productive day of the sitting and that concludes the business of the day. The Secretary will now end this session. Thank you very much to all the hon members, virtually and the hon members that are here with me and thank you for sticking with me throughout this day. I am impressed, hon Premier, hon Bredell, hon Simmers and hon Van der Westhuizen. You did not leave me alone here. And also, I thank hon Sayed for joining us during this session. That concludes the business of the day.

The House adjourned at 18:25.

ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

THURSDAY, 20 MAY 2021

COMMITTEE REPORT

(Negotiating Mandate stage) Report of the Budget Committee on the Division of Revenue Bill [B 3–2021] (NCOP), dated 18 May 2021, as follows:

The Budget Committee, having considered the subject of the Division of Revenue Bill [B 3–2021] (NCOP) referred to it in accordance with Standing Rule 217, confers on the Western Cape's delegation in the NCOP the authority to not support the Bill.

The reason for the Committee not supporting the Bill, is summarised as follows:

Division of Revenue 2021/2022 Financial Year

According to the National Budget that was tabled by Finance Minister Tito Mboweni on 24th February 2021, national government has allocated 41.5% of national raised fund to provincial government and 9% to local governments.

The Western Cape provincial government will receive:

- **R 54 448 million¹ as its equitable share** which is an **increase of R771 million** (1.4%) from the 2020/21 budget. This represents 10.39% of the provincial equitable share for the 2021/22 financial year.
- **R13 530 million in conditional grants** which represents 11.68% of the conditional grants allocated to the provinces.

Which is a **net total of R67 978 million.**²

¹ National Treasury. 2021a. p73.

Provinces are facing large reductions in the Provincial Equitable Share (PES) over the next three years. Relative to the 2020 Budget, the PES will be reduced by R5.232 billion in 2021/22; R8.743 billion in 2022/23 and R6.761 billion in 2023/24; aggregating to a total of R20.737 billion over the 2021 Medium Term Expenditure Framework (MTEF). These reductions, over the MTEF, are to account for the freezing of the public sector wages (R8.541 billion), compensation-related fiscal consolidation reductions (R10.228 billion) and non-compensation related fiscal consolidated reductions (R3.198 billion).

The Local Government Equitable Share (LES) will decrease by R3.1 billion to R78 billion in the 2021/22 financial year which is a decline of 9% for the 2020/21 revised allocation of R85.7billion.

It is important to note that the local government sphere received R11 billion in the previous financial year in order to respond to Covid-19. In comparison to the original budget for the 2020/21 financial year, local government's equitable share is increasing by 4.4%.

Local Governments in the Western Cape will receive **R5 930 million as its local government equitable share** which is a **decrease** of 7.5% from the revised 2020/21 allocation and represents 7.6% of the revenue share in the 2021/22.

When reviewing the equitable share for the Western Cape, several issues arise which need to be taken into consideration regarding the proposed allocation for the province. Firstly, the equitable share formula does not take into account the holistic provision needed for individuals moving towards economic centers such as the Western Cape and Gauteng. Components of the PES are used to measure the demand for government services within a province which included the largest provincial competencies such as health and education. However, there is a delay in the reporting of the population increases since the population figures for the previous year are used for the population variable in the PES formula. Therefore, the outdated data used to calculate the PES results in insufficient funds to deliver services and address the needs of residents in the Western Cape. The retrospective nature of the calculation does not allow for the need to deliver services immediately to residents.

Furthermore, the cumulative effect of Cost of Living Adjustment is not accounted for in the formula which have largely negated the population adjustments that have been incorporated.

Secondly, continued maladministration and entrenched corruption poses a serious risk to the financial wellbeing and stability of governments within South Africa. Further bailout of state-owned enterprises such as South African Airways continue to lead to decreases in provincial budgets.

² National Treasury. 2021c. p13.

For example, during the second adjustment budget for the 2020/21 financial year, R2.3 billion was cut from the Western Cape's budget in large part due to the R10 billion bailout of SAA which had been announced by the Minister of Finance, Tito Mboweni in November 2020.

Thirdly, the National Treasury does not hold all provinces responsible for enforcing efficiency mechanisms. For example, in the Eastern Cape, 1 900 schools have been earmarked for closure. However, the Eastern Cape Province is still receiving funding for these schools while they are still in operation. This is funding that could be better spent on well performing Departments of Education in provinces where the increase number of learners have necessitated the need for larger classrooms, more teachers and new schools.

Finally, Premier Alan Winde wrote to President Cyril Ramaphosa indicating that the province had concerns with funding to combat Covid-19 in the province in the first half of last year. The President indicated that funding would not be an obstacle and that national government would mobilise R20 billion to fight the pandemic. Despite the commitment of funding for the Western Cape, national government has hamstrung provincial finances which lead to the Western Cape mobilising R1.7 billion of its fiscal reserves in order to cushion provincial departments from severe cuts to their budgets.

It is for these reasons that it is proposed that the Western Cape Provincial Parliament does not support the proposal of the division of revenue.

Provincial Conditional Grants

R129 million will be added to the *Health Facility Revitalisation Direct Grant* over the MTEF in 2021 for the construction of the Tygerberg Regional Hospital and the Klipfontein Hospital with R14 million this year.³

There is a new addition to the Covid-19 funding component, namely the HIV, TB, Malaria and Community Outreach Grant that will only be allocated during the 2020/21 financial year.⁴ R2.4 billion has also been allocated to the provinces for the Covid-19 vaccine rollout through this grant. Two new components of Mental Health Services and Oncology have been added to the grant.⁵

A new standalone grant, the *Informal Settlement Upgrading Grant*, has been introduced in 2021 and consists of a component previously found within the *Human Settlements Development Grant*. The Western Cape has been allocated R457.4 million of the R3.9 billion allocated to the grant for the 2021/22 financial year.⁶

Provincial Grant Allocations for the Western Cape are as follows:

³ NCOP. Research Unit. 2021. p7.

⁴ NCOP. Research Unit. 2021. p7.

⁵ Ibid, p8.

⁶ Ibid, p7.

National Dept (Vote)	Name of Allocation	Type of Allocation	2020/21 Allocation	1 st Adjustment 2020/21	2 nd Adjustment 2020/2021	2020/21 Adjusted Allocation	2021/22 Allocation	Increase/ Decrease
			R '000					
Basic Education (Vote 16)	Education Infrastructure Grant	General conditional allocation to provinces	1 091 162	(159 441)	-	931 721	1 158 098	226 377
	HIV and AIDs (Life Skills Education) Grant	Conditional allocation	19 878	(4 802)	-	15 076	20 368	5 292
	Learners with Profound Intellectual Disabilities Grant	Conditional allocation	28 499	-	-	-	28 553	54
	Maths, Science and Technology Grant	Conditional allocation	35 479	(5 069)	-	30 410	36 347	5 937
	National School Nutrition Programme Grant	Conditional allocation	412 548	-	-	-	434 387	21 839
Health (Vote 18)	National Tertiary Services Grant	General conditional allocation to provinces	3 426 618	-	(30 010)	3 396 608	3 272 981	(123 627)
	Health Facility Revitalisation Grant	Conditional allocation	698 793	-	-	-	724 865	26 072
	HIV, TB, Malaria and Community Outreach Grant	Conditional allocation	1 867 472	552 220	9 426	2 429 118	2 147 742	(281 376)
	Human Resources and Training Grant	Conditional allocation	881 370	-	(11 514)	869 856	795 929	73 927
	National Health Insurance Grant	Conditional allocation	19 480	-	-	-	17 779	(1 701)
Transport (Vote 40)	Provincial Roads Maintenance Grant	General conditional allocation to provinces	1 067 344	(161 654)	61 316	967 006	1 099 046	132 040
	Public Transport Operations Grant	General conditional allocation to provinces	1 073 596	-	-	-	1 132 644	59 048
Agriculture, Land Reform and Rural Development (Vote 29)	Comprehensive Agricultural Support Programme Grant	Conditional allocation	111 555	(21 212)	(1 042)	89 301	116 753	27 452
	Ilima/Letsema Projects Grant	Conditional allocation	50 464	(9 084)	(492)	40 888	57 721	16 833
	Land Care Programme Grant: Poverty Relief and Infrastructure Development	Conditional allocation	5 045	-	(60)	4 985	5 451	466
Human Settlements (Vote 33)	Human Settlements Development	Conditional allocation	1 907 551	(202 265)	-	1 705 286	1 575 285	(130 001)
	Informal Settlements Upgrading Partnership Grant: Provinces	Conditional allocation	-	-	-	-	457 429	457 429
Social Development (Vote 19)	Early Childhood Development Grant	Conditional allocation	87 152	-	53 067	140 219	102 273	(37 946)
Public Works and Infrastructure (Vote 13)	Expanded Public Works Programme Integrated Grant for Provinces	Conditional allocation	25 983	-	-	-	29 773	3 790
	Social Sector Expanded Public Works Programme Incentive Grant for Provinces	Conditional allocation	42 950	-	-	-	39 027	(3 923)
Sports, Arts and Culture (Vote 37)	Community Library Services Grant	Conditional allocation	186 126	(34 700)	-	151 426	188 862	37 436
	Mass Participation and Sport Development Grant	Conditional allocation	83 491	(22 684)	(453)	60 354	88 884	28 530

Allocations to Municipalities to Supplement the Functions Funded from Municipal Budgets:

Vote	Name of allocation	City	2020/21 Allocation	1 st Adjustment 2020/2021	2 nd Adjustment 2020/2021	2020/21 Adjusted Allocation	2021/22 Allocation	Increase/ Decrease
			R '000					
Human Settlements (Vote 33)	Urban Settlements Development Grant	City of Cape Town	1 481 604	(144 459)	-	1 337 145	972 431	(364 714)
National Treasury (Vote 8)	Integrated City Development Grant	City of Cape Town	65 944	-	(784)	65 160	-	(65 160)

Local Government Grant Transfers

The scope of the Municipal Infrastructure Grant will be expanded to allow municipalities to use up to 5% of their allocation to develop Infrastructure Asset Management Plans.⁷ In addition, a new standalone grant, the *Informal Settlement Upgrading Partnership Grant*, has been introduced in the 2021/22 financial year and consists of components previously located within the *Urban Settlements Development Grant*.⁸

Specific Purpose Allocations to Municipalities:

Name of Grant	Category	Municipality	2020/21 Allocation	1 st Adjustment 2020/21	2 nd Adjustment 2020/21	2020/21 Adjusted Allocation	2021/22 Allocation	Increase/ Decrease
			R '000					
Infrastructure Skills Development Grant	A	City of Cape Town	11 000	-	(131)	10 869	12 000	1 131
	B	George	6 200	-	(74)	6 126	6 000	(126)
Local Government Financial Management Grant	A	City of Cape Town	1 000	-	-	-	1 000	-
	B	Matzikama	1 550	-	-	-	1 550	-
	B	Cederberg	2 011	-	-	-	2 023	12
	B	Bergervier	1 550	-	-	-	1 550	-
	B	Saldanha Bay	1 550	-	-	-	1 550	-
	B	Swartland	1 550	-	-	-	1 550	-
	C	West Coast District Municipality	1 000	-	-	-	1 000	-
	B	Witzenberg	1 550	-	-	-	1 550	-
	B	Drakenstein	1 550	-	-	-	1 550	-
	B	Stellenbosch	1 550	-	-	-	1 550	-
	B	Breede Valley	1 550	-	-	-	1 550	-
	B	Langeberg	1 550	-	-	-	1 550	-
	C	Cape Winelands District Municipality	1 000	-	-	-	1 000	-
	B	Theewaters-kloof	1 700	-	-	-	1 650	(50)
	B	Overstand	1 550	-	-	-	1 550	-
	B	Cape Agulhas	1 550	-	-	-	1 550	-
	B	Swellendam	1 770	-	-	-	1 720	(50)
	C	Overberg District Municipality	1 000	-	-	-	1 000	-
	B	Kannaland	2 647	-	-	-	2 811	164
	B	Hessequa	1 550	-	-	-	1 550	-
	B	Mossel Bay	1 550	-	-	-	1 550	-

⁷ NCOP. Research Unit. 2021. p14.

⁸ NCOP. Research Unit. 2021. p13.

	B	George	1 550	-	-	-	1 550	-
	B	Oudtshoorn	2 517	-	-	-	2 663	146
	B	Bitou	1 550	-	-	-	1 550	-
	B	Knysna	1 550	-	-	-	1 550	-
	C	Garden Route District Municipality	1 000	-	-	-	1 000	-
	B	Laingsburg	1 800	-	-	-	1 750	(50)
	B	Prince Albert	1 700	-	-	-	1 650	(50)
	B	Beaufort West	1 700	-	-	-	1 914	214
Expanded Public Works Programme Integrated Grant for Municipalities	C	Central Karoo District Municipality	1 000	-	-	-	1 000	-
	A	City of Cape Town	44 772	-	-	-	49 772	5 000
	B	Matzikama	1 940	-	-	-	1 836	104
	B	Cederberg	2 121	-	-	-	1 755	366
	B	Bergvliet	2 135	-	-	-	2 075	(60)
	B	Saldanha Bay	2 870	-	-	-	2 646	(224)
	B	Swartland	1 867	-	-	-	1 832	(35)
	C	West Coast District Municipality	1 187	-	-	-	1 401	214
	B	Witzenberg	2 360	-	-	-	2 617	257
	B	Drakenstein	4 093	-	-	-	3 287	(806)
	B	Stellenbosch	4 961	-	-	-	5 998	1 037
	B	Breede valley	3 076	-	-	-	2 965	(111)
	B	Langeberg	2 024	-	-	-	2 210	186
	C	Cape Winelands District Municipality	1 503	-	-	-	1 413	(90)
	B	Theewaters-kloof	1 931	-	-	-	1 721	(210)
	B	Overstrand	2 500	-	-	-	2 530	30
	B	Cape Agulhas	2 026	-	-	-	2 297	271
	B	Swellendam	1 804	-	-	-	1 682	(122)
	C	Overberg District Municipality	1 188	-	-	-	1 053	(135)
	B	Kannaland	1 171	-	-	-	1 359	188
	B	Hessequa	1 158	-	-	-	1 154	(4)
	B	Mosel Bay	2 539	-	-	-	1 672	(867)
	B	George	4 109	-	-	-	3 068	(1 041)
	B	Oudtshoorn	2 243	-	-	-	1 784	(459)
	B	Bitou	2 173	-	-	-	996	(1177)
	B	Knysna	1 254	-	-	-	1 118	(136)
	C	Garden Route District Municipality	2 072	-	-	-	2 071	(1)
	B	Laingsburg	1 252	-	-	-	1 098	(154)
	B	Prince Albert	1 032	-	-	-	1 243	211
	B	Beaufort West	1 859	-	-	-	1 285	(574)
	C	Central Karoo District Municipality	1 262	-	-	-	1 269	(7)
Programme and Project Preparation Support Grant	A	City of Cape Town	-	-	-	-	70 890	70 890

Infrastructure Grant Allocations to Municipalities:

Name of Grant	Category	Municipality	2020/21 Allocation	1 ST Adjustment 2020/21	2 nd Adjustment 2020/21	2020/21 Adjusted Allocation	2021/22 Allocation	Increase/Decrease
			R '000					
Municipal Infrastructure Grant	B	Matzikama	31 190	-	(383)	30 807	22 308	(8 499)
	B	Cederberg	15 590	-	(191)	15 399	16 320	921
	B	Bergrivier	14 479	-	(178)	14 301	15 134	833
	B	Saldanha Bay	19 311	-	(237)	19 074	20 299	1 225
	B	Swartland	21 183	-	(260)	20 923	22 301	1 378
	B	Witzenberg	22 286	-	(273)	22 013	24 980	2 967
	B	Breede Valley	34 240	-	(420)	33 820	36 260	2 440
	B	Langeberg	21 960	-	(268)	21 592	23 025	1 433
	B	Theewaters-kloof	26 275	-	(332)	25 953	35 602	9 649
	B	Overstand	21 887	-	(269)	21 618	23 053	1 435
	B	Cape Agulhas	10 961	-	(135)	10 826	11 373	547
	B	Swellendam	20 887	-	(9 148)	11 739	12 362	623
	B	Kannaland	10 233	-	(126)	10 107	10 594	487
	B	Hessequa	13 588	-	(167)	13 421	14 181	760
	B	Mossel Bay	23 967	-	8 598	32 565	25 277	(7 288)
	B	George	39 851	-	(485)	39 366	42 262	2 896
	B	Oudtshoorn	21 627	-	(265)	21 362	22 775	1 413
	B	Bitou	20 063	-	(246)	19 817	21 104	1 287
	B	Knysna	24 887	-	(305)	24 582	26 260	1 678
	B	Laingsburg	6 609	-	(80)	6 529	6 719	190
	B	Prince Albert	7 543	-	(93)	7 450	7 718	268
	B	Beaufort West	13 906	-	(172)	13 734	14 521	787
Energy Efficiency and Demand Side Management Grant	A	City of Cape Town	10 000	(1 000)	-	9 000	10 000	1 000
	B	Swartland	4 000	(400)	-	3 600	-	(3 600)
	B	Drakenstein	-	-	-	-	3 000	3 000
	B	Theewaters-kloof	4 000	(400)	-	3 600	3 500	(100)
	B	Swellendam	-	-	-	-	3 000	3 000
	B	Hessequa	4 000	(400)	-	3 600	4 500	900
	B	George	5 000	(500)	-	4 500	-	-
Integrated National Electrification Programme (Municipal) Grant	B	Bitou	-	-	-	-	4 159	4 159
	B	Matzikama	850	-	-	-	-	(850)
	B	Cederberg	22 754	(5 754)	-	17 000	17 000	17 000
	B	Bergrivier	3 000	(1 000)	-	2 000	1 000	(1 000)
	B	Saldanha Bay	5 000	(2 000)	-	3 000	5 087	2 087
	B	Swartland	7 652	(2 000)	-	5 652	8 355	2 703
	B	Witzenberg	-	-	-	-	12 762	12 762
	B	Drakenstein	27 000	(10 000)	-	17 000	10 965	(6 035)
	B	Stellenbosch	16 200	(4 200)	-	12 000	18 000	6 000
	B	Breede Valley	22 097	(5 097)	-	17 000	21 000	4 000
	B	Langeberg	3 000	(1 000)	-	2 000	2 890	890
	B	Theewaters-kloof	6 737	(1 737)	-	5 000	7 120	2 120
	B	Overstand	8 000	(2 000)	-	6 000	18 519	12 519
	B	Cape Agulhas	2 500	-	-	2 500	2 625	125
	B	Swellendam	2 000	-	-	2 000	5 867	3 867
	B	Kannaland	-	-	-	-	2 699	2 699
	B	Hessequa	2 000	-	-	-	-	(2 000)
	B	Mossel Bay	12 000	(2 000)	-	10 000	10 026	26
	B	George	7 000	(1 000)	-	6 000	15 100	9 100
	B	Oudtshoorn	3 000	-	-	3 000	3 206	206
	B	Bitou	5 000	(1 000)	-	4 000	4 250	250
	B	Knysna	5 000	(5 000)	-	-	-	-
	B	Beaufort West	6 400	(1 186)	-	5 214	6 100	886
Rural Roads Asset Management Systems Grant	C	West Coast District Municipality	2 579	-	-	-	2 586	7
	C	Cape Winelands District Municipality	2 711	-	-	-	2 748	37
	C	Overberg District Municipality	2 670	-	-	-	2 708	38
	C	Garden Route District Municipality	2 445	-	-	-	2 478	33
	C	Central Karoo District Municipality	1 948	-	-	-	1 963	15
Regional Bulk Infrastructure Grant	B	Matzikama	-	-	-	-	7 661	7661
	B	Witzenberg	19 471	-	-	-	20 000	529

Water Services Infrastructure Grant	B	Matzikama	47 000	-	(17 000)	30 000	41 935	11 935
	B	Cederberg	30 000	-	(30 000)	-	4 600	4 600
	B	Bergrivier	-	-	6 596	6 596	6 596	-
	B	Drakenstein	-	-	4 095	4 095	4 095	-
	B	Langeberg	-	-	21 093	21 093	20 000	(1 093)
	B	Theewaters-kloof	-	-	2 500	2 500	2 500	-
	B	Overstand	-	-	-	-	5 182	5 182
	B	Cape Agulhas	-	-	7 700	7 700	7 700	-
	B	Swellendam	-	-	10 707	10 707	10 707	-
	B	Kannaland	20 000	-	(10 000)	10 000	10 000	-
	B	George	-	-	-	-	3 082	3 082
	B	Oudtshoorn	40 000	-	(30 000)	10 000	-	(10 000)
	B	Knysna	-	-	5 835	5 835	5 107	(728)
	B	Laingsburg	-	-	7 496	7 496	7 496	-
Integrated Urban Development Grant	B	Drakenstein	58 649	-	(722)	57 927	59 256	1 329
	B	Stellenbosch	47 490	-	(584)	46 906	56 941	10 035
Informal Settlements Upgrading Partnership Grant: Municipalities	A	City of Cape Town	-	-	-	-	518 140	518 140
Urban Settlements Development Grant	A	City of Cape Town	1 481 604	(144 459)	-	1 337 145	972 431	(364 714)
Neighbourhood Development Partnership Grant (Capital)	A	City of Cape Town	66 536	(34 600)	(12 332)	19 604	50 000	30 396
	B	Langeberg	20 000	-	-	-	10 000	(10 000)
	B	Knysna	15 000	-	-	-	10 000	(5 000)
Public Transport Network Grant	A	City of Cape Town	1 989 974	(1 194 995)	(44 208)	750 771	2 288 640	1 537 869
	B	George	153 645	(24 388)	(7 188)	122 069	183 379	61 310

Allocations-in-kind to Municipalities:

Name of Grant	Category	Municipality	2020/21 Allocation	1 st Adjustment 2020/21	2 nd Adjustment 2020/21	2020/21 Adjusted Allocation	2021/22 Allocation	Increase/Decrease
			R '000					
Municipal Systems Improvement Grant	B	Drakenstein	300	-	-	-	-	(300)
	B	Stellenbosch	1 500	-	-	-	-	(1 500)
	C	Cape Winelands District Municipality	-	-	-	-	500	500
	B	Kannaland	1 900	(265)	-	1 636	-	(1 636)
	B	Hessequa	300	-	-	-	-	(300)
	B	Mossel Bay	300	-	-	-	-	(300)
	B	George	2 300	-	-	-	-	(2 300)
	B	Oudtshoorn	300	-	-	-	-	(300)
	B	Bitou	300	-	-	-	-	(300)
	B	Knysna	300	-	-	-	-	(300)
	C	Garden Route District Municipality	300	-	-	-	4 500	4 200
	B	Laingsburg	300	-	-	-	-	(300)
	B	Prince Albert	300	-	-	-	-	(300)
	B	Beaufort West	300	-	-	-	-	(300)
	C	Central Karoo District Municipality	300	-	-	-	2 000	(1 700)
Integrated National Electrification Programme (Eskom) Grant	A	City of Cape Town	76 547	(27 411)	-	49 136	85 038	35 902
	B	Cederberg	-	-	-	-	9 072	9 072
	B	Saldanha Bay	3 892	(3 892)	-	-	10 994	10 994
	B	Swartland	885	(2)	-	883	4 031	3 148
	B	Stellenbosch	2 548	(6)	-	2 542	2 843	301
	B	Breede Valley	15 203	(5 410)	-	9 793	4 593	(5 200)
	B	Theewaters-kloof	8 073	780	-	8 853	10 189	1 336
	B	Kannaland	-	-	-	-	284	284
	B	Mossel Bay	-	-	-	-	245	245
	B	George	2 852	(707)	-	2 145	4 204	2 059

Neighbourhood Development Partnership Grant (Technical Assistance)	A	City of Cape Town	3 600	-	-	-	5 000	1 400
	B	Drakenstein	600	-	-	-	1 200	600
	B	Langeberg	800	-	-	-	-	(800)
	B	Knysna	5 000	-	-	-	1 000	(4 000)
Regional Bulk Infrastructure Grant	B	Cederberg	36 587	15 000	(15 326)	36 261	21 973	(14 288)

Municipal Infrastructure Grant and Integrated Urban Development Grant⁹:

Project Name	Category	Municipality	2021/22 Allocation
			R '000
Construction of sports field in Witzenberg	B	Witzenberg	1 500
Upgrading of pineview sport facility in Grabouw	B	Theewaterskloof	7 858

Minority View

In terms of Standing Rule 90, the African National Congress and Al Jama-Ah expressed its minority view that it supports the Bill.

FRIDAY, 21 MAY 2021

COMMITTEE REPORTS

- Annual Activity Committee Report of the Standing Committee on Finance, Economic Opportunities and Tourism for the 2020/21 financial year, dated 12 May 2021, as follows:**

Members

The Committee comprised of the following members:

Baartman, DM (DA) (Chairperson)
Makamba-Botya, N (EFF)
Mitchell, DG (DA)
Nkondlo, ND (ANC)
Van der Westhuizen, AP (DA)

Alternate Members

America, D (DA)
Bans, AP (ANC)
Maseko, LM (DA)
Mvimbi, LL (ANC)
Schäfer, BA (DA)
Xego, M (EFF)

⁹ National Treasury, 2021b. p302.

1. Introduction

The mandate of the Committee is to:

- 1.1 Maintain oversight over the executive members and the Departments concerning the way in which they perform their responsibilities, including the implementation of legislation and to hold them accountable; and
- 1.2 Consider and report on legislation, other matters and the annual reports referred to it by the Speaker.

In fulfillment of its mandate the Committee:

- 1.2.1 Facilitated public participation and involvement in the legislative and other processes of the Committee.
- 1.2.2 Conducted its business in a fair, open and transparent manner.
- 1.2.3 Promoted cooperative governance.
- 1.2.4 Reported regularly to the House.

2. Reporting Departments and Entities

- 2.1 Provincial Treasury
- 2.2 Western Cape Gambling and Racing Board
- 2.3 Department of Economic Development and Tourism
- 2.4 Western Cape Destination Marketing, Investment and Trade Promotion Agency (WESGRO)
- 2.5 Saldanha Bay Industrial Development Zone Licencing Company SOC Ltd (SBIDZ)

3. Overview of Committee's activities

Number of Committee Meetings	14
Number of Public Hearings	11
Number of International Study Tours	0
Number of Oversight Visits	2
Number of Provincial Bills considered	1
Number of NCOP Bills considered	1
Workshops/conferences attended	1

4. Oversight activities

The Standing Committee on Finance, Economic Opportunities and Tourism (the Committee) conducted its oversight responsibilities and produced a high level of output, holding a total of 14 meetings, two oversight visits and nine public hearings during the 2020/21 financial year, despite the pandemic. The Committee also finalised one NCOP Bill and one Provincial Bill during 2020/21.

4.1 Legislation

During the 2020/21 financial year, the Committee deliberated on Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020], Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020], and Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 financial year) [B 3–2021]. All Votes were supported.

The Committee also deliberated on Vote 3: Provincial Treasury and Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Appropriation Bill [B 4–2021], on 18 and 19 March 2021, respectively. Both Votes were supported.

The Committee finalised the processing of the National Gambling Amendment Bill (the Bill) [B 27B–2018](S76) during the 2020-21 financial year. The Bill was officially referred to the Committee on 19 November 2019, and the Committee chose to reiterate the stance taken by the previous Standing Committee in the Fifth Parliament, as there were no further amendments made to the Bill since it lapsed after the election. On 22 November 2019 the Committee adopted the Final Mandate to not support the Bill. The Final Mandate was ATC'd on 30 July 2020 and sent to the NCOP, when it was requested.

The Committee also finalised the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020] (the Bill) during the 2020-21 financial year. Although this Bill was Gazetted in early 2020, the COVID-19 pandemic caused a slight delay in the processing of the Bill as many of the processes could not move forward as it normally would. The Bill was referred to the Committee on 1 June 2020 and the Committee received a briefing on the Bill on 9 June 2020. The Committee resolved to advertise the Bill, requesting submissions from the public. The Bill was advertised across the Western Cape in mainstream and community newspapers, in English, Afrikaans and isiXhosa. Members of the public were asked to submit their comments via email as well as WhatsApp messages or voice notes. The Bill was advertised for an extended period to accommodate for the impact of the COVID-19 pandemic and the restrictions on movements of persons. Thereafter, on 9 September 2020, the Committee held a virtual public hearing on the Bill via Microsoft Teams (MS Teams) and all industry stakeholders and members of the public were invited to make verbal submissions on the Bill. All matters on the Bill were processed virtually via MS Teams given the COVID-19 pandemic, where large gatherings were prohibited. Various meetings were held following the virtual public hearing due to the differing legal opinions submitted by the State Law Adviser and WCPP's Legal Adviser, who were assigned to the Bill. After much deliberation, the Committee decided to move forward with the informal and formal consideration of the Bill. This virtual meeting took place on 31 March 2021 and the Bill was supported by the Committee.

4.2 Committee meetings

Given the restrictions placed on the country due to the rapid spread of the COVID-19 virus at the end of March 2020, the Committee could no longer hold in-person meetings. The Committee held its first virtual meeting via MS Teams on 27 May 2020. The Committee was briefed by ArcelorMittal South Africa (AMSA) and the Department of Trade, Industry and Competition on the winding down of AMSA operations in Saldanha Bay.

The Committee held two meetings on Kannaland Local Municipality's possible solar power project with a private company, as the Members had concerns about the financial viability of the project given the Municipality's financial situation and because they had been placed under Administration. Various Ministers and Departments were involved in resolving this matter, which the Committee would keep abreast of.

The Committee also received a briefing from the Provincial Minister of Finance and Economic Opportunities and the Wesgro Board on the process the Board undertook to determine the remuneration of Wesgro's Chief Executive Officer. The Minister and Board were then requested to keep the Committee updated on the matter.

The Committee was also requested to interview possible candidates to fill the vacancies on the Western Cape Gambling and Racing Board (WCGRB). The Committee was informed that three vacancies should be filled; one position had been vacant since 11 June 2020 and two more positions would become vacant in December 2020 and May 2021, respectively. The Committee received a briefing from Provincial Treasury on the candidates on 12 August 2020 and proceeded with interviewing six candidates on 21 August 2020. The names of the recommended candidates were communicated to the Minister on 21 August 2020.

In keeping with previous years' committee activities, the Committee deliberated on the 2019/20 Annual Reports of the Department of Economic Development and Tourism and its Entities; Wesgro and Saldanha Bay IDZ Licencing Company SOC Ltd (SBIDZ-LC), on 10 December 2020. The Committee also deliberated on the 2019/20 Annual Reports of the Provincial Treasury and its Entity, WCGRB, on 10 December 2020. These deliberations were delayed due to the COVID-19 pandemic as departments had received an extension for submission of Annual Reports.

During the year, the Committee also received a briefing on the Feasibility Study for the Western Cape Integrated Liquefied Natural Gas Importation and Gas-to-Power Project. Many of the Committee's meetings held during the latter part of the financial year focused on matters related to the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020].

4.3 Oversight visits

The 2020/21 financial year was a particularly difficult year to conduct in-person oversight visits given the COVID-19 pandemic and the restrictions placed on movement of persons, gathering of large groups and rules for social distancing. However, the Committee conducted two oversight engagements once the COVID-19 infections had reduced, significantly, and some of the restrictions were lifted or reduced.

On 15 October 2021, the Committee undertook an oversight visit to Eskom's Ankerlig Power Station in Atlantis to engage Eskom on the proposed Liquefied Natural Gas (LNG) infrastructure project at the Station, and to receive an update on the maintenance of the plant. On the same day, the Committee met with the Department of Economic Development and Tourism and the Atlantis Special Economic Zone (ASEZ) to receive an update on the establishment of the ASEZ, an update on attracting investment to the Western Cape in the renewable energy sector, and a briefing on the Eskom Gas to Power Request for Proposal Process. The Committee also met with ASEZ investors/companies on the processes to join the ASEZ, red tape challenges encountered, and the impact of provincial/national legislation on business operations.

The Committee also undertook its own Economic/Energy/Tourism Visit Week in the George and Mossel Bay areas from 2 to 6 November 2020. The Committee engaged with various stakeholders such as the Department of Economic Development and Tourism, the Department of Trade, Industry and Competition, George Municipality, Mossel Bay Municipality, George Business Chamber, Mossel Bay Business Chamber, Eskom (Gourikwa Power Station), Total South Africa, MBHE African Power and the Airports Company South Africa (George Airport). The Committee received briefings on energy-related matters, the ease-of-doing-business within the municipalities, challenges experienced by businesses pre and post-COVID-19, and the impact of the pandemic on tourism and business processes. The Committee also went on walkabouts of the Gourikwa Power Station, and the Total SA and MBHE premises.

5. Legislation

In the 2020/21 financial year, the Committee dealt with the following legislation:

5.1 Provincial bills

- 5.1.1 Vote 3: Provincial Treasury in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]
- 5.1.2 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]
- 5.1.3 Vote 3: Provincial Treasury in the Schedule to the Western Cape Second Adjustment Appropriation Bill [B 7–2020]

- 5.1.4 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Second Adjustment Appropriation Bill [B 7-2020]
- 5.1.5 Vote 3: Provincial Treasury in the Schedule to the Western Cape Third Adjustment Appropriation Bill (2020/21 financial year) [B 3–2021]
- 5.1.6 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Third Adjustment Appropriation Bill (2020/21 financial year) [B 3–2021]
- 5.1.7 Vote 3: Provincial Treasury in the Schedule to the Western Cape Appropriation Bill [B 4–2021]
- 5.1.8 Vote 12: Economic Development and Tourism in the Schedule to the Western Cape Appropriation Bill [B 4–2021]
- 5.1.9 Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020]

5.2 NCOP bills (Section 76)

- 5.2.1 National Gambling Amendment Bill [B 27B–2018]

6. Facilitation of public involvement and participation

In line with its mandate to facilitate public participation as part of the legislative process, the Committee held public hearings on all the Bills. To give effect to this, the Committee advertised the Annual Report, the Western Cape Appropriation Bills and the Western Cape Nineteenth Gambling and Racing Amendment Bill across the Western Cape, informing and inviting stakeholders to participate in the virtual public hearings.

7. Financial particulars

The Committee's adjusted budget for the 2020/21 financial year was R 219 136.00 and the Committee incurred actual expenditure of R 174 000.00, resulting in an under-expenditure of R 45 136.00.

2. Annual Activity Report of the Standing Committee on Health for the 2020/21 financial year.

Members:

Democratic Alliance

Philander, WF (Chairperson)
Allen, RI
Botha, LJ

African National Congress

Windvogel, R

Economic Freedom Fighters (EFF)

Xego, M

Alternate Member

Bans, AP (ANC)

1. Introduction

The mandate of the Committee is to:

- 1.1 Maintain oversight over the Executive.
- 1.2 To keep the Department of Health accountable to it.
- 1.3 To consider and report on legislation and other matters referred to it by the Speaker.
- 1.4 To monitor the implementation of legislation.

In the fulfilment of its mandate, the Committee:

- 1.5 Facilitated public participation in the legislative and other processes of the Committee.
- 1.6 Conducted its business in a fair, open and transparent manner.
- 1.7 Promoted cooperative governance.
- 1.8 Reported regularly to the House.

2. Reporting department

- 2.1 Department of Health

3. Overview of committee activities

Number of committee activities	25
Number of public hearings	4
Number of oversight visits	5
Number of cluster visit weeks	0
Number of international study tours	0
Number of provincial Bills considered	4
Number of NCOP visit weeks	0
Number of NCOP Bills considered	0
Number of committee meetings	12
Workshops or conferences attended	0

4. Committee activities

In June 2020, the Committee was briefed by the Department of Health on TB related cases and on the levels of children's vaccinations in the province. This followed media reports on the decrease in the number of people that were getting treatment for TB and low numbers of children that were vaccinated in the province. The Department reported that due to the Covid-19 pandemic there was a significant decrease of approximately 30% in the number of children who received immunisation in April 2020 as compared to the 85% of children that received immunisation in April 2019. It was highlighted that the worst affected districts were all the Covid-19 hotspot areas in the province, namely, the Overberg district, West Coast and the Cape Metropolitan Area.

During the month of August 2020, the Committee was briefed by the Department of Health on the progress made in the implementation of the Western Cape Health Facility Boards and Clinic Committees Act, 2016 (Act 4 of 2016). This followed complaints from the various community health forums about the slow progress made by the Department on the implementation of the Act. This was also part of the Committee's mandate to monitor the implementation of legislation passed by the Provincial Parliament. The Department reported that challenges such as the interest amongst communities to volunteer has varied; the teething problems to get the full functionality of committees (inadequate number of members, lack of quorum for meetings); challenges related to the appointment of councilors; lack of remuneration was seen as disincentive and processes within the Department required streamlining were reported as the main contributing factors to the slow progress made in the implementation of the Act.

In August 2020, the Department of Health briefed the Committee on the safety protocols of the Tygerberg and Paarl Hospitals and provided a status update on the Tygerberg Hospital's infrastructure project. The meeting was scheduled as a result of media reports on inadequate safety measures that were introduced at these hospitals in response to the COVID-19 pandemic. The Department reported that the safety protocols such as risk assessments based on individual vulnerability and workplace environment, risk mitigation, medical surveillance, case management based on exposure, symptomatic and confirmed disease were in place at the Tygerberg Hospital. It was also reported that a total of 684 out of 803 positive employees at the Tygerberg Hospital have returned back to work. It was further reported that the safety protocols at the Paarl Hospital included amongst other things, the individual risk assessment for each staff member, Covid-19 workplace risk assessment, all staff self-screen every day for any Covid-19 symptoms, everyone entering the facility was screened, the social distance was enforced, masks were compulsory for anyone entering the facility, the hospital was broadcasting reminders and COVID-19 posters throughout the facility.

In terms of the status update of the Tygerberg Infrastructure Programme, the Committee was informed that in November 2018, the Provincial Treasury confirmed a conditional grant earmarked allocation of R 1,97 billion for a 10-year programme. In March 2019, the Western Cape Government, Department of Health and Department of Transport and Public Works submitted a joint strategy for the 10-year Maintenance and Remedial Works Programme. A total of R 150 million was allocated for 2019/20, adjusted to R 83,55 million and R 150,5 million was allocated for the 2020/21 financial year. The Tygerberg Infrastructure Programme aims to address the poor physical condition of the hospital which severely compromised healthcare service delivery and provides a sub-standard working environment.

In September 2020, the Committee conducted a number of unannounced oversight visits to various health facilities across the province.

The Committee conducted a visit to the Gouda Clinic in Drakenstein and Worcester EMS station in Worcester; a visit to the Klapmuts Clinic in Stellenbosch and TC Newman Community Day Care Centre in Paarl and a visit to the Red Cross Children's Hospital, Klipfontein Road in Rondebosch. In addition, the Committee conducted unannounced oversight visits to health facilities in the West Coast, namely, the

Saldanha Clinic, Hanna Coetzee Clinic, Vredenburg Hospital and Hopefield Clinic. Also, the Committee conducted a visit to a temporary site in Genadendal. In March 2021, the Committee held a briefing by the South African TB Caucus Secretariat on the establishment of the Western Cape Province TB Caucus.

During the financial year under review, the Committee deliberated on Vote 6: Health in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill [B 4–2020]; deliberated on Vote 6: Health in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020]; deliberated on Vote 6: Health in the Schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] financial year and deliberated on Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B4 2021] financial year.

5. Legislation

During the 2020/21 financial year, the Committee dealt with the following pieces of legislation:

5.1 Provincial bills

- 5.1.1 Vote 6: Health in the schedule to the Western Cape Adjustments Appropriation Bill (COVID-19) Bill [B 4–2020];
- 5.1.2 Vote 6: Health in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020];
- 5.1.3 Vote 6: Health in the Schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] financial year; and
- 5.1.4 Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B 4–2021] financial year.

6. Facilitation of public involvement and participation

In line with the Committee's mandate to facilitate public involvement in its activities, members of the public were invited to participate during its deliberations on:

- 6.1 Vote 6: Health in the schedule to the Western Cape Adjustments Appropriation Bill (COVID-19) Bill [B 4–2020];
- 6.2 Vote 6: Health in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020];
- 6.3 Vote 6: Health in the Schedule to the Western Cape Third Adjustments Appropriation Bill [B 3–2021] financial year; and
- 6.4 Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B 4–2021] financial year.

7. Financial particulars

The Standing Committee was allocated an amount of R110 000.00. The budget was spent on the advertisements and logistical arrangements for the budget votes refereed to this committee. Furthermore, the Committee incurred costs during the visit to the health facilities in the West Coast region.

3. Annual Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning for the 2020/21 financial year, dated 18 May 2021, as follows:**Members**

The Committee comprised of the following members:

Van Der Westhuizen, AP (DA) (Chairperson)
Baartman, DM (DA)
Herron, BN (Environmental Affairs and Development Planning) (GOOD)
Marais, PJ (Agriculture) (FF Plus)
Marran, P (ANC)
Maseko, LM (DA)

Alternate Members

America, D (DA)
Mitchell, DG (DA)
Schäfer, BA (DA)
Smith, D (ANC)

1. Introduction

The mandate of the Committee was to -

- 1.1 maintain oversight over the Executive Members and the Departments and their Entities, of the way in which they perform their responsibilities including the implementation of legislation and to hold them accountable to the Western Cape Provincial Parliament; and
- 1.2 consider and report on legislation, other matters and the Annual Reports referred to it by the Speaker.

In fulfillment of its mandate the Committee -

- 1.3 facilitated public participation and involvement in the legislative and other processes of the Committee;
- 1.4 conducted its business in a fair, open and transparent manner;
- 1.5 promoted co-operative governance; and
- 1.6 reported regularly to the House.

2. Reporting Department(s) and Entities

- 2.1 Department of Environmental Affairs and Development Planning
- 2.2 Department of Agriculture
- 2.3 CapeNature
- 2.4 Casidra

3. Overview of Committees Activities

No of Committee Meetings	26
No of Public Hearings	13
No of Oversight Visits	2

4. Oversight activities

The 2020/21 year was considered a challenging, yet productive year in which interactions with the Departments and Entities and the many stakeholders consulted were both cordial and productive and ensured that committee members could approach their oversight function with objectivity and insight. Due to the COVID-19 pandemic, and the resulting need to maintain social distancing, the Committee switched to conducting its business by way of virtual meetings on Microsoft Teams. The ICT staff of the Western Cape Provincial Parliament rendered invaluable support in order for the Committee to switch to online meetings.

The financial year was eventful and several initiatives have resulted in follow-up activities and meetings. Legislation took preference over other committee activities. The following is a summary of the Committee's activities during the year.

- 4.1 The Committee's main focus for the year was on the processing of section 76 legislation, provincial bills, subordinate legislation and money bills. Regarding section 76 bills, the Committee proceeded with its public participation process on the National Forests Amendment Bill [B 11B–2016] (NCOP) and the National Environmental Management Laws Amendment Bill [B 14D–2017] (NCOP). Many comments were received and interested stakeholders who requested to address the Committee were given the opportunity to do so. The Committee also processed and considered the Upgrading of Land Tenure Rights Amendment Bill [B 6B–2020] (NCOP) referred to it and in turn submitted its negotiating mandates on the three amendment bills within the timeframes as specified by the NCOP. The final mandates will be considered in the new financial year.
- 4.2 In terms of provincial legislation, the Western Cape Land Use Planning Amendment Bill [B 6–2020] was referred to the Committee. The Committee concluded its public participation process in the financial year under review and will be addressing submissions received in the 2021/22 financial year.

The Draft Western Cape Biodiversity Bill was also referred to the Committee and the proofreading stage for publication was completed in the year under review. The bills are listed below.

- 4.3 In terms of subordinate legislation, the Norms and Standards for the Management of Elephants in South Africa, 2019 was referred to the Committee for comment. Notable amendments were highlighted and recommendations were made to the NCOP by the Committee. Similarly, the Norms and Standards for the Trophy Hunting of Leopard in South Africa, issued in terms of the National Environmental Management: Biodiversity Act, 2004 (Act 10 of 2004) was also addressed by the Committee and comments were submitted to the NCOP for consideration.
- 4.4 In terms of Money Bills, the Committee deliberated on Vote 9 and on Vote 11 in the Schedule to the Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020] in July 2020 where the origin and principles of the reduction on the adjusted estimate to assist with the pandemic was outlined. The pandemic necessitated further deliberation on Vote 9: Environmental Affairs and Development Planning and Vote 11: Agriculture, in the Schedule to the Western Cape Second Adjustments Appropriation Bill [B 7–2020], that took place in November 2020 as well as a third adjustment for Vote 9: Environmental Affairs and Development Planning, in the Schedule to the Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021] in March 2021. The main appropriated budget for the 2021/22 financial year for Vote 9: Environmental Affairs and Development Planning and Vote 11: Agriculture, in the Schedule to the Western Cape Appropriation Bill [B 4–2021] was the subject of intense discussion. The bills are listed below.
- 4.5 The Committee received a briefing by CapeNature on the state of affairs at the nature reserves and the impact of the lockdown on its activities and revenue generation. The Committee focused on CapeNature's conservation operations during the national lockdown with specific reference to ecological management, fire management and alien vegetation clearing, marine protected areas, compliance, infrastructure maintenance, special projects, protected area management planning, stakeholder engagement, the socio-economic impact and landscape service delivery outside of the protected areas. The impact on its financial position and ecotourism was also outlined as well as role clarification regarding its partners and stakeholders. Emphasis was placed on law enforcement and dealing with environmental transgressions. The short, medium and long term status of upgrading and maintenance projects in respect of tourism facilities were also an area of focus.

- 4.6 The Department of Agriculture and Casidra's five year Strategic Plans (2020 – 2025) were also a focal point where the Committee examined the Department and Entity's strategic frameworks and planned performance over the five year period with specific reference to the results-based management approach that integrated strategy, people, resources, processes and measurements to improve decision-making, transparency and accountability.
- 4.7 The Committee continued to follow up on progress in respect of the Amalienstein and Waaikraal farms, owned by the Western Cape Department of Transport and Public Works and managed by Casidra, focusing on the viability and sustainability of the farms as well as the future ownership of the farms. The Department of Agriculture provided the Committee with an overview of its management plan, which included a five year turnaround strategy, for Amalienstein and Waaikraal. This strategy included the terms of reference for both Amalienstein and Waaikraal and the procurement process that was underway to appoint a service provider to map the transfer process of the farms to the communities. The financial situation of the farms were highlighted as well as the legal requirements for the transfer of housing in terms of rezoning, subdivision and registration regulations. The Committee was pleased to determine that the National Department of Agriculture, Land Reform and Rural Development commissioned an evaluation report on Zoar, that included Amalienstein, with the main focus on allowing the Tenure Branch of the former Department of Rural Development and Land Reform to transfer the land held in trust by the Minister of Agriculture, Land Reform and Rural Development to a Communal Property Association or to the Municipality.

To this end, the Committee met with the National Department of Agriculture, Land Reform and Rural Development on the progress of the transfer of land that is presently held in trust for the coloured population group in the Western Cape under the Transformation of Certain Rural Areas Act, 1998 (Act 94 of 1998) (TRANCRAA). The engagement proved beneficial and the Committee was provided with a comprehensive list of the land in the Western Cape that was earmarked for transfer to communities. The TRANCRAA process was explained with reference made to each project, the relevant district, the size of the land, the timeline for the transfer of this land, the outstanding issues preventing the transfer and interventions in this regard. The Committee was pleased to hear that the National Minister had instructed the Department of Agriculture, Land Reform and Rural Development to attend to the transfer of land in terms of TRANCRAA as a matter of urgency and will follow up in this regard.

- 4.8 The Committee continued to be concerned about the impact of the drought on the agricultural sector in the country and particularly the Western Cape, both for commercial and emerging farmers as well as on those employed in the sector.

The Committee's concern was further exacerbated by the decision of the National Government to declassify the drought as a national disaster as large parts of the country continued to suffer from the effects of the drought and it was clear that ongoing support to farmers was desperately needed. The Department of Agriculture was invited to brief the Committee in this regard and to address the Committee's concerns for both stock and fruit farming in the Western Cape with specific reference to support needed and/or requested from the National Department of Co-operative Governance and Traditional Affairs and the National Department's response to such requests. The Committee was also provided with an agricultural outlook of the winter crop harvests. The Committee commended the Department of Agriculture on its management of the drought in the Western Cape.

- 4.9 The Committee conducted two oversight visits, one to the Overstrand Region and another to Genadendal. The purpose of the visit to the Overstrand Region was to engage with industry specific stakeholders, the National Department of Environment, Forestry and Fisheries, the Overstrand Municipality and CapeNature on specific projects and programmes. The Committee visited Abagold Limited, the Milkwood Forest and the Kogelberg and Stony Point Nature Reserves. The purpose of the visit to Genadendal was to visit the Klein Ezeljacht Farm, a land reform project, to obtain an overview of the farming activities, partnerships, successes and challenges as well as to determine the support provided by the Department of Agriculture and other government departments to emerging farmers. Both visits proved insightful and has led to many follow up initiatives with the relevant stakeholders.
- 4.10 The Annual Reports of the Department of Environmental Affairs and Development Planning and its Entity, CapeNature, as well as the Annual Reports of the Department of Agriculture and its entity, Casidra were evaluated.

5. Legislation

In the 2020/21 Financial Year, the Committee dealt with the following items of legislation:

5.1 Provincial Bills

- 5.1.1 Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.2 Western Cape Adjustments Appropriation (COVID-19) Bill (2020/21 Financial Year) [B 4–2020]: Vote 11 - Agriculture
- 5.1.3 Western Cape Second Adjustments Appropriation Bill [B 7–2020]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.4 Western Cape Second Adjustments Appropriation Bill [B 7–2020]: Vote 11 - Agriculture

- 5.1.5 Western Cape Third Adjustments Appropriation Bill (2020/21 Financial Year) [B 3–2021]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.6 Western Cape Appropriation Bill [B 4–2021]: Vote 9 - Environmental Affairs and Development Planning
- 5.1.7 Western Cape Appropriation Bill [B 4–2021]: Vote 11 - Agriculture
- 5.1.8 Western Cape Land Use Planning Amendment Bill [B 6–2020]

5.2 NCOP Bills (Section 76)

- 5.2.1 National Forests Amendment Bill [B 11B–2016] (NCOP)
- 5.2.2 National Environmental Management Laws Amendment Bill [B 14D–2017] (NCOP)
- 5.2.3 Upgrading of Land Tenure Rights Amendment Bill [B 6B—2020] (NCOP)

6. Facilitation of Public Involvement and Participation

In line with its mandate to facilitate public participation as part of the legislative process and to manage this within the parameters of compliance with COVID-19 protocols, the Committee created awareness and opportunity for the public to participate in the legislative process by advertising in print media, using social media such as Facebook, Twitter and Instagram as well as drafting specific letters to affected and interested stakeholders to comment on legislation.

The public was therefore given the opportunity to request to make verbal presentations to the Committee, to submit written comments and to submit oral submissions via WhatsApp voice notes.

7. Financial Particulars

The Committee's actual expenditure for the 2020/21 financial year as at 31 March 2021 was R189 620.08 against an adjusted budget of R201 176.

4. Report of the Standing Committee on Health on its oversight visit to the Genadendal Clinic on 16 February 2021.

The Standing Committee on Health, having conducted an oversight visit to the Genadendal Clinic on 16 February 2021, reports as follows:

The delegation

The delegation of the Standing Committee on Health included the following Members:

Allen RI (DA)
Botha, LJ (DA)
Philander, WF (DA) (Chairperson and leader of the delegation)
Windvogel, R (ANC)

Additional Member

Baartman, DM (DA)

Bakubaku-Vos, NG (ANC)

Mackenzie, RD (DA)

Maseko, LM (DA)

Apology

Xego, M, (EFF)

The following parliamentary officials accompanied the delegation:

Ms N Jamce

Ms W Hassen-Moosa

Background

The Standing Committees on Health, Education and Premier and Constitutional Matters embarked on a pre-State of the Province Address (SOPA) visits to Genadendal in the Overberg District on Tuesday 16 February 2021.

The Standing Committee on Health, in particular, resolved to conduct an oversight visit to the Genadendal Clinic (the Clinic). The purpose of the visit was to assess the progress made in the infrastructure maintenance project at the Clinic. Ms. Neshaan Peton, the Primary Health Care Manager for the Theewaterskloof Sub-District welcomed the delegation. She gave a summary of the services that were offered by the facility and the service pressure that the Clinic was experiencing during the COVID-19 pandemic.

1. Salient points that emanated from the visit to the Genadendal Clinic

- 1.1 During the visit, the Committee noted that the Clinic was operating from a temporary site at the Moravian Church within the Genadendal community until the maintenance project is completed.
- 1.2 It was reported that finding a suitable temporary site for the re-allocation of the Clinic took four months due to several delays that were encountered as the site identified was deemed not suitable.
- 1.3 With regards to the maintenance project, progress meetings between the Department of Health officials and community stakeholders were conducted on a monthly basis and a Community Liaison Officer has been appointed.
- 1.4 It was reported that the Clinic building belongs to a Community Trust and the project at the Clinic was a maintenance project. The community was hoping for a new facility. They requested a Community Day Centre to be built for residents to access a large scale of health services.
- 1.5 The Clinic is a Primary Health Care facility that operates from 07:30 to 16:00 from Monday to Friday.

- 1.6 It offers services such as mother and child health, chronic diseases care, women's health, HIV and TB care, men's health, and acute services. The Clinic also offers outreach services and Allied Health Care Services.
- 1.7 The referral pathways for the Clinic are Caledon and Worcester Hospitals. In addition, the psychiatry patients are referred to the *Lentegeur Psychiatric Hospital in Mitchells Plain*.
- 1.8 The Clinic has nine staff members, namely, one Operational Manager, one Clinical Nurse Practitioner, one Professional Nurse, one Enrolled Nurse, one Health Promoter who also works for the Greyton Clinic, one Admission Clerk, one Cleaner, one intern and one Counsellor.
- 1.9 All administrative functions were provided by the Sub-district office.
- 1.10 The Clinic outsourced services such as gardening, cleaning, and security services.
- 1.11 During the 2018/2019 financial year, the annual headcount for the Clinic was 11 850 and an average of 987 per month, 11521 with an average headcount of 960 in 2019/2020 and a headcount of 6 197 with an average of 774 per month during the 2020/21 financial year.
- 1.12 The AZ Building & Project Maintenance contractor from Cape Town arrived on site at the Clinic on 1 November 2020.
- 1.13 It was reported that the maintenance project was on track and the health services will be moving back to the Clinic in April 2021.
- 1.14 The upgrade of the Clinic costs R7 million and the maintenance upgrade aims to improve patients' folders, provide a bigger registry, a new disabled toilet and a sputum booth.
- 1.15 The Clinic requires additional staff personnel due to the growing population in Genadendal and the surrounding communities.
- 1.16 It was further reported that a Doctor from the Caledon Hospital conducts weekly outreach visits to the Clinic.

2. Challenges at the Genadendal Clinic

- 2.1 Additional staff is needed at the Clinic.
- 2.2 The lack of ambulance services was reported as a challenge.
- 2.3 Chronic diseases and antenatal visits were reported to be on the rise.
- 2.4 There is a high default rate for the chronic medication patients and immunisation for children.
- 2.5 The immunisation rate for measles was also low in Genadendal.
- 2.6 High default rate for chronic medication in the farming communities in Theewaterskloof Sub-District was reported as a major challenge due to the long distance from the farms to the health facilities.
- 2.7 There was no Clinic Committee at the Clinic.
- 2.8 The office space was also reported as a challenge at the Clinic

3. Resolutions

The Committee RESOLVED that the Department of Health should brief the Committee on:

- 3.1 The rollout and distribution of the chronic medication in the Theewaterskloof Sub-District.
- 3.2 The customer care services training that the Department provides to the healthcare personnel in the province.

4. Recommendations

The Committee RECOMMENDED that the Department of Health should:

- 4.1 Formulate a plan of action for the distribution of the chronic medication in the farming communities to address the high default rate of chronic medication in farms across the Overberg District including the Genadendal area.
- 4.2 Arrange with the schools in Genadendal to allow healthcare workers to vaccinate children at schools, this will address the low rate of immunisation in Genadendal and the surrounding areas.
- 4.3 Engage with the Department of Agriculture and request it to share the stakeholder database. This will assist the Department of Health to form partnerships with the farming community for the distribution of chronic medication and health services to the farms, in the Overberg District which include the Genadendal area.

5. Request for Information

The Committee REQUESTED the Department of Health to provide it with the following information by Monday 22 March 2021:

- 5.1 A detailed report on the ongoing infrastructure project at the Genadendal Clinic. The report should include additional space that has been added into the existing building.
- 5.2 Detailed information on services that have been outsourced from the District and outside the District by the AZ Building & Project Maintenance contractor in the Clinic. The information should include the number of people that are employed by the Contractor for this project and how many are from the Overberg District.

The Committee successfully concluded its visits to the Genadendal Clinic.

TUESDAY, 25 MAY 2021

ANNOUNCEMENT

The Speaker:

Changes to the membership of the Democratic Alliance in the ad-hoc committee with effect from 25 May 2021.

Honourable L J Botha is added as a permanent committee member and Honourable D G Mitchell is removed as a committee member.

WEDNESDAY, 26 MAY 2021

TABLING

The Speaker:

Errata to the Western Cape Provincial Parliament's Quarterly Progress Report for quarter 4 of 2020/21

Corrections in the Quarterly Progress Report for quarter 4 of 2020/21.

Copy attached.

COMMITTEE REPORT

(Final mandate stage) Report of the Budget Committee on the Division of Revenue Bill [B 3–2021] (NCOP), dated 25 May 2021, as follows:

The Budget Committee, having considered the subject of the Division of Revenue Bill [B 3–2021] (NCOP) referred to it in accordance with Standing Rule 217, recommends that the House confers on the Western Cape's delegation in the National Council of Provinces the authority not to support the Bill.

Minority view

In accordance with Standing Rule 90, the African National Congress and Al Jama-Ah expressed a minority view that they support the Bill.

PROCEEDINGS OF THE WESTERN CAPE PROVINCIAL PARLIAMENT

[Hybrid sitting held with some members present in the House and some in virtual attendance through Microsoft Teams]

The House met at 10:00.

The Deputy Speaker took the Chair and read the prayer.

ANNOUNCEMENTS, TABLING AND COMMITTEE REPORTS - see p. 3922**BUSINESS OF THE HOUSE**

The DEPUTY SPEAKER: You may be seated. My apologies! Good afternoon hon members, Premier and any guests that are online or in the House. Before we proceed, I would like to remind members about some of the logistical arrangements. Today we will be using the hybrid model for the sitting of the House and I trust that all our members have been connected to participate without any technicalities.

Our sitting today will be conducted in terms of the Standing Rules and Directives issued by the Speaker on 17 April 2020 and when we talk about the sittings, we are referring to hybrid means, so remember that you have to ensure that as members you have enough data connectivity in order for a good quality audio and video link and that there are no disturbances. The hybrid system has been functioning very well and poor audio or video is not attributed to this system but rather the quality of your data connectivity participating in the sittings.

Members who are present both in the Chamber and via Microsoft Teams have all the privileges and immunities imparted by the law, and members who are considered out of order by the Presiding Officer will have their microphones muted and being called to order.

In instances where the Directives do not cover a particular eventuality the Standing Rules must apply. In instances where the Rules cannot be applied the ruling by the Presiding Officer will be final. [Interjection.]

Order! Please mute your microphones, and when an hon member present in the Chamber wishes to raise a point of order please, hon members may address the Presiding Officer as normal, but must mute their mics when they have completed speaking, and to just remind you that we do have language translation services which are available both in the Chamber and as per normal for those members online using a second device.

Finally, hon members, as ruled by the Presiding Officer in the Sitting of the House on 23 April 2020, no interjections shall be permitted during the debate. If there is one, which we know there is not today, but in this regard I also wish to draw the attention of the hon members to Rule 40 of our Standing Rules.

STATEMENTS BY MEMBERS:

Ms L J BOTHA (DA): Speaker, last week the Provincial Minister for Education revealed in this House that approximately 100 children during the last three years were bullied at schools in the province. Just one week later, I stand before you to extend our sincere condolences to the family and friends of a matric learner at Rhenish High School. The learner committed suicide. Though this death may not be linked to bullying, as the case is being investigated, her sad passing speaks to psychological and societal ills, as well as challenges existing in the safety of communities.

Speaker, the issue, however, extends beyond simply erecting fences. That is something too often inaccurately criticised, but what this issue does speak to is the desperate need for the South African Police Service to clamp down on organised crime. It is destroying the lives of young people as we note the murder of another matriculant gunned down in Mitchells Plain this week and the shooting in Delft by young people themselves.

Speaker, members of this House, irrespective of party colours, we must help communicate the support lines and departmental interventions to assist our youth. We must encourage parents to become involved along with their children in locating available support, which has also been extended by the Provincial Department of Education, to the space of cyber bullying. We are encouraged by the deployment of Youth Safety Ambassadors, under the leadership of the Department of Community Safety, under their Violence Prevention programmes, particularly for vulnerable communities. However, we need the lead safety agency in the country to firmly tackle organised crime before it continues to claim more innocent lives of youth by the day. We need to see criminals brought to book. We need to see family violence units adequately supported. I thank you.

The LEADER OF THE OFFICIAL OPPOSITION (ANC): Speaker, the ANC notes that the DA is currently, once again, isolated with its attempt to amend the Provincial Constitution by removing the provision for the Environmental Commissioner. That they would be able to secure the two thirds required to amend the Constitution at this stage, seems very far off. All the public hearings have overwhelmingly come out in support of the establishment on an urgent basis of the Commissioner, while the submission made yesterday by the former DA Chief Whip in this Provincial Legislature, Mark Wiley, coming out against this amendment of the Provincial Constitution, shows just how out of touch this DA caucus is with its membership as well. Mr Wiley made a strong case for the appointment. Again, the deep divisions and discord between this DA Provincial Government and the rest of the DA and its membership, are glaring.

In a province that suffers terribly from climate change, through drought, wildfires and a receding coastline, it is preposterous that this Provincial Government is pushing for an amendment which does not support the establishment of the Commissioner. The ANC, Speaker, calls on the DA to do the honourable thing and withdraw this amendment. I thank you. [Interjection.]

An HON MEMBER: Hear-hear!

Ms N MAKAMBA-BOTYA (EFF): Thank you, Speaker. The EFF condemns the latest shooting of civilians in the Delft township by a marauding band of criminals, who continue to terrorise the people in the communities and claim their lives for no reason. The latest series of shootings took place on 25 May 2021, on Tuesday evening, and claimed the lives of three people, whilst another two were left seriously injured from gunshots. The perpetrators of these heinous crimes continue to be rampant in their approach, as one of the victims of these gunshots is a 13-year-old girl from the area. One community member from the area even went to the extent of saying 'Delft is not a good place' and further outlined that shooting of this kind takes place on a daily basis, without any assistance from those entrusted with enforcing the law.

In 2019, Premier Alan Winde remarked that his so-called Safety Plan would be data driven, utilising technology and information to focus specifically on crime hotspots where and when crime happens. I find it extremely shocking that in the year 2021, such technology and information are not yet utilised in the hotspots where crime happens and when it happens. What we were sold back then was nothing but a big lie. It is now clear that the DA-led Western Cape Government is useless when it comes to issues of combating crime. All they do is waste taxpayers' money on a so-called Safety Plan which is not only backwards, but also not practical and remains useless. The police services in this country are rotten to the core and cannot even perform the minimum duty of at least being visible in our township communities. If crime is to be controlled and defeated, we will first need proper leadership in place, with workable ideas and willingness to capacitate law enforcement services. I thank you, Speaker.

Ms L M MASEKO (DA): Thank you very much, hon Speaker. The Western Cape Government is often accused of attempting to be an island, but when faced with a non-responsive National Government, their track record shows that the Province is not afraid to step in and step up to bring services to residents. District Six is a case in point. More than 20 years, hundreds of families, five ANC Ministers, five ANC Presidents: no justice nor restitution. What was the only thing served? ANC delays and ANC excuses. Already this year, the handing over of 108 homes has been delayed twice and despite a self-imposed, deadline just days away, to my knowledge, residents still do not know when they will be moving in.

Between 1996 and 1999, Derek Hanekom was appointed the Minister of Agriculture and Land Affairs by President Mandela. Our current Minister, Thoko Didiza, succeeded him when she was appointed by President Mbeki in 1999. It is under her leadership that the first homes were handed over in 2004. Since then, †dololo [nothing.] Between 2006 and 2009, Minister Xingwana led the Department after President Motlanthe appointed her, but what happened then? Dololo. And our longest serving Minister Nkwinti, who served under President Jacob Zuma for nine years, but what did they serve? You guessed it: dololo. Then, for just more than a year, Minister Nkoana-Mashabane was appointed by President Ramaphosa to lead the Department. This was only for National Government to come nearly full cycle and appoint Minister Didiza to the newly created Department of Agriculture, Land Reform and Rural Development. New masks, new outfits, new titles. It is the same serving, yes, it is dololo. [Time expired.]

Mr F C CHRISTIANS (ACDP): Thank you, Speaker. Hon Speaker, I am a father and a parent, and today I stand here with a heavy heart that bleeds for the communities who are exposed to senseless violence every day. Just yesterday, Speaker, as a member of this House, I walked the streets of Hillview and Lavender Hill, accompanied by leaders of the ACDP and leaders of the community. Speaker, we responded to a call from a community member crying out for help. The ongoing fights of gangs and druglords have made the streets one of the most dangerous places to be in and the community faces this situation every day. I saw SAPS patrolling the area, but I did not see one law enforcement officer patrolling the streets.

Now, my question is where is the evidence of this R1,4 billion Safety Plan announced by Premier Alan Winde? While we, as the ACDP, were walking the streets of Lavender Hill, communities from Clarke Estate and Elsie's River added their cries for help. The body count is mounting in Lavender Hill, Elsie's River, Khayelitsha, Mitchells Plain, Delft, Mfuleni and various other areas. Ongoing killings in these areas force people to become prisoners in their own homes. Parents are petrified when they must send their children to school. Monday afternoon, Keenan Classen 19-years-old, was murdered by a suspected skollie in St Charles Street, Hillview. And Speaker, as I was preparing this speech, some community members sent me a message: at quarter to 8 this morning, Ayden Farmer was killed on his way to work. As the ACDP, we are asking the Premier and his Government to address these senseless killings and intervene. I thank you.

The CHIEF WHIP (ANC): Thank you, Mr Speaker. The ANC in the Western Cape calls on SAPS and the Provincial Government to deploy more resources, to quell tensions in Ottery, Lavender Hill and surroundings, following an outbreak of a gang war between the Mongrels, the Fast Guns and the No Fears, which has left five dead and five more seriously wounded. The shooting spree started on 21 May with the brutal attack on Tyrone Hope, a young father who was gunned down in front of a tuckshop, 2 metres away from his home. On 25 May, Uncle Billy was also gunned down in front of his gate.

The gangs are acting with impunity and terrorising our communities across the City of Cape Town. The continued gang terror sends a wrong message to communities that Cape Town is a Mafia state. In mid-May, there were 40 reported deaths of gunshot wounds in three days. These gangs use the same modus operandi: young boys are converted to drug addicts and child soldiers who are defending the drug turf. In most cases, the high flyers are never arrested. Police only arrest drugrunners and users.

This is another big failure of the so-called Safety Plan, which did not prioritise addressing the root causes of crime and building rehab centres for our communities. Moreover, the delayed deployment of the additional 500 LEAP officers is to be blamed for the continued carnage. We call on SAPS to deploy more police resources to hotspot areas and away from the leafy suburbs. I thank you.

Ms W F PHILANDER (DA): Speaker, the Standing Committee on Health embarked on an unannounced oversight visit to vaccination sites in Mitchells Plain, Nyanga and Eerste River yesterday. One of the elderly residents proudly said to me:

“I was very excited and could not wait to get my vaccine. I came here at 8 o’clock this morning and all went smoothly. The staff were professional and polite. So, I want to congratulate and thank them. My message to everyone over 60 is to register and get vaccinated. You will not be sorry.”

Speaker, this is the kind of healthcare service delivery residents in the Western Cape deserve amidst an ongoing pandemic. There is, however, a desperate need for clarity amongst residents, especially following the slow procurement and arrival of vaccines undertaken by the ANC. The fact is that their centralised approach does not work and with hindsight, the Opposition’s critique of our Government efforts to supplement initial efforts, is senseless.

Nonetheless, I welcome the interventions by the Provincial Government in supporting not only the smooth operation of rolling out jabs and readiness to escalate services in terms of equipment and staff, but now being the only province to undertake a support intervention in the vaccine notification system.

Speaker, this will provide residents with clear answers as to when and where registered residents can get their jabs timeously. This is in addition to efforts to ramp up ease of access to the vaccination registration process in the Western Cape, by using Cape Access Centres for registration, and lobbying on young people and old-age homes to help their elders. We have seen similar support from our libraries.

This very week we unfortunately heard how part of the National Department of Health communication budget was allegedly handed over to party allies. Speaker, when will the looting of State funds by the ANC comrades come to an end? [Interjection.] Speaker, when National Government fails, the Provincial Government supplements without fail. I thank you, Speaker. [Time expired.]

Mr P J MARAIS (FFP): The Freedom Front Plus hereby records its utter shock and dismay at the City of Cape Town’s decision to write off R295 million of current outstanding debt in arrears and announcing a future debt write-off amounting to R4 billion from previous years, despite Central Government budget cuts to municipalities just announced. This is mindboggling on the back of further electrical, water and property rate tariff increases, completely ignoring the public outcries of more than 2 000 people. The Freedom Front Plus see this as the DA municipality casting its nets in a pool which they know has the most fish, with an eye on the October elections, and calls for an investigation into good governance at local level which includes remaining economically stable and viable. Thank you.

Mr G BRINKHUIS (AL JAMA-AH): Thank you, Speaker. Hon Speaker, over the past weekend 22 people have been shot and killed, amongst them innocent people and young children, and a 4-year-old lost an eye during the crossfire.

These shootings occurred in Khayelitsha, Hanover Park, Delft and Mfuleni. This is not the first time that crime and violence is causing havoc in poor and black communities. The Province has an oversight responsibility over policing. Such responsibilities over policing are not being achieved towards effective policing and creating a safe environment for our people. The Province is failing the people of the Cape Flats and in the townships, by not doing proper policing oversight of Local Government's responsibilities to eradicate crime.

It is clear that the Western Cape police lack leadership or the will to deal effectively with gangsterism and other criminal activities. Daily, there are bodies lying in the streets. I am not referring to that of gangsters – let them die – but the lives of innocent men, women, and young children. All the MEC of Community Safety does is to condemn the violence and admit that the gangsters use children to do much of their work.

It is a fact that thousands of shebeens and drug dens are breeding grounds for crime. Densely populated informal settlements are faced with huge challenges of policing. Poverty and poor levels of infrastructure with no roads and lights, and the failure to provide adequate infrastructure, roads and public lighting, by the City and the Province, are all contributing factors to the rising crime rate. We know that the Province has enough resources to effectively fight against crime, but they have allocated these resources discriminately between police stations and not to where the most urgent needs are, on the Cape Flats, in townships. [Interjection.] Thank you, Speaker. [Time expired.]

Mr D AMERICA (DA): Thank you, Speaker. At our last sitting, the hon Leader of the Opposition told this House about a dire situation in the Swellendam Municipality. However, I would like to point out a few facts surrounding this dire situation. The Municipality of Swellendam received five clean audits in the last seven years and two unqualified audits. It earned the Auditor General's special award for most improved municipality in the Western Cape in 2014. In 2015, the Govan Mbeki National Award for the best Upgrade of an Informal Settlement Programme in the country, was awarded to Swellendam Municipality. In 2016, the municipality was rated South Africa's number one municipality for good governance, by Good Governance South Africa.

Last week, the hon Dugmore spoke against the Mayor of Swellendam with reference to a wind generation project. However, Speaker, I put it to this House that neither the Mayor of Swellendam nor any member of his family, or councillor, have had any direct or indirect interest in any wind generation project whatsoever. According to the hon member, the Council also, and I quote, 'took a decision on wind turbines.' This was never done. It is a complete fabrication. And furthermore, the hon Leader of the Opposition stated that AG reports and SIU reports are held away from councillors. That is a fabrication of the reality. An SIU investigation into fraud and corruption was instituted in 2011 by this current Mayor and was concluded in 2014.

Speaker, the member also stated that AG reports are not provided to councillors. It is provided to MPAC and MPAC is, incidentally, chaired by the ANC. [Interjection.] And lastly, Speaker, this hon member is the Goebbels of this House and the ... [indistinct – speaking simultaneously] of disinformation and he will fabricate information for political point scoring. Thank you. [Time expired.]

The SPEAKER: Hon members, I would like to request the hon Premier and the Members of the Executive: if you so wish to respond to the Member Statements, you have got five minutes to do so, and I give you your five minutes now in terms of Rule 145(6). [Interjection.]

The LEADER OF THE OFFICIAL OPPOSITION: Just a point of order?

The SPEAKER: Yes, hon Leader of the Opposition?

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, Speaker. If I am not mistaken because it is sometimes difficult to understand everything, let alone comprehend everything that member America says, but I think that he referred to an hon member as Goebbels and I want to ask if that is parliamentary?

The SPEAKER: Thank you, hon Leader of the Opposition. Let me ascertain from the hon America, whether it is, in fact, the case. Hon America, do you want to confirm or just to provide clarity in that regard?

Mr D AMERICA: Yes, I did say so, Speaker.

The SPEAKER: Will you please withdraw that, hon America?

Mr D AMERICA: Speaker, on what basis?

The SPEAKER: The hon members have got names and you can only refer to them as such. You may not use inferences that may cast aspersions or draw inferences that are ... [Interjection.]

Mr D AMERICA: Thank you, Speaker, in that case I withdraw. Thank you.

The SPEAKER: ... inconsistent with the Rules and therefore, your understanding is welcome in this regard. Thank you very much, hon America. Thank you, hon Leader of the Opposition. Will you please switch off your microphone? Thank you, thank you very much. In terms of Rule 145(6) that the Executive, if they so wish, may respond to Member Statements for no more than five minutes. No responses? I thank you. [Interjection.]

The MINISTER OF COMMUNITY SAFETY: Hon Chair. Speaker, my hand is up.

The SPEAKER: Hon Minister Fritz. Welcome, sir.

The MINISTER OF COMMUNITY SAFETY: Goebbels [Inaudible.]. Thank you, Speaker. I want to put this House at rest and say that the Western Cape Government will continue to implement the Safety Plan. We have been disadvantaged by the South African Police Service in the fact that they have always under-resourced us. They have always given us the least of allocations in terms of police officers, police vehicles, funding, and DNA sets, the very same ANC Government, and all other parties, who are now talking about the Safety Plan. I think we want all of them to join us in making the Safety Plan a success.

We are especially, hon Speaker, very focused on the fact that all our LEAP officers are now about to be rolled out and unfortunately, they cannot be everywhere.

We have looked at the data where the highest murder rates currently are and that is where we are deploying them. Additionally, our area-based teams will be implemented and rolled out in all those areas that are annually the highest in terms of violence. We are very encouraged that the area-based teams, the whole society with our NGOs, Government departments, school principals, social workers, are also all coming to address the absolute origins of violence, the origins of where it emanates, the fact that children are joining gangs; to get those children out and away from joining gangs, to rather join our positive gang. We will not be deterred and taken away from our task to make this province safer. We will continue.

Of course, I will continue to condemn it, I do not condone it. If the Al Jama-Ah party wants to condone the violence, then they must go ahead and condone it. We will condemn the violence and condemn gangsterism wherever it is. That is the point that we want to emphasise, hon Speaker. We will also continue to work with our formations, such as Neighbourhood Watches and take them to a next level of professionalism. We will continue to work with our CPFs, our Community Police Forums and ask them all to stop playing politics. Let us work together and let us solve the problems. It may be impossible, but we believe we can make a difference in eradicating violence. I thank you, Mr Speaker.

The SPEAKER: Thank you, hon Minister Fritz. Hon members, that concludes Member Statements. We now move to Notices of Motion. In terms of the new Rule, Rule 151, all the Notices of Motion have been listed on the Order Paper. There are eight motions that are listed there in the Notices of Motion. For all the members who have submitted the motions on time, that has been recorded as such. Thank you very much, the hon members.

COVID-19: THIRD WAVE READINESS

(Notice of Motion)

Mr F C CHRISTIANS: Hon Speaker, I give notice that I shall move:

That the House debates the readiness of the Province to meet the outbreak of the third wave of Covid-19, predicted to be in the Western Cape in two to three weeks.

[Notice of motion as printed on the Order Paper.]

TRANSPORT NATIONAL PORT AUTHORITY

(Notice of Motion)

Ms D M BAARTMAN: Hon Speaker, I give notice that I shall move:

That the House debates the inefficiencies at the Transnet National Port Authority as it relates to the Port of Cape Town.

[Notice of motion as printed on the Order Paper.]

WESTERN CAPE SCHOOLS: STATE OF

(Notice of Motion)

Ms N MAKAMBA-BOTYA: Hon Speaker, I give notice that I shall move:

That the House debates the state of Western Cape schools.

[Notice of motion as printed on the Order Paper.]

TITLE DEEDS: IMPACT OF

(Notice of Motion)

Ms L M MASEKO: Hon Speaker, I give notice that I shall move:

That the House debates the impact of title deeds in supporting the economic development and redress through a sense of ownership in Western Cape communities.

[Notice of motion as printed on the Order Paper.]

SERVICE DELIVERY: SLOW PACE OF

(Notice of Motion)

Mr M XEGO: Hon Speaker, I give notice that I shall move:

That the House debates the slow pace of service delivery in the Western Cape townships.

[Notice of motion as printed on the Order Paper.]

COVID-19 THIRD WAVE

(Notice of Motion)

Mr G BRINKHUIS: Hon Speaker, I give notice that I shall move:

That the House debates the COVID-19 third wave as the priority to save lives and secure livelihoods.

[Notice of motion as printed on the Order Paper.]

SAFETY PLAN AND HIGH LEVELS OF CRIME

(Notice of Motion)

Ms N MAKAMBA-BOTYA: Hon Speaker, I give notice that I shall move:

That the House debates the high levels of crime that continue to affect the people of Western Cape and the assessment of the Safety Plan that was first introduced by Premier Alan Winde.

[Notice of motion as printed on the Order Paper.]

COVID-19: PREPAREDNESS

(Notice of Motion)

Mr M XEGO: Hon Speaker, I give notice that I shall move:

That the House debates the preparedness of the Western Cape Provincial Government for and its response to the increasing numbers of COVID-19 infections in the province.

[Notice of motion as moved by Member.]

The SPEAKER: We now move to the Motions without Notice in terms of Rule 150. I know that the hon members are aware now that the Motions without Notice, those that are of condolences and congratulatory in nature, have been dealt with by the Programming Authority and in this case, for the purposes of this meeting, on 25 May. I would like to remind the hon members that those motions where there was no agreement in terms of the structure or the content, were not allowed by the Programming Authority in terms of the new Rule.

COVID-19: VACCINE REGISTRATION

(Motion)

Ms W F PHILANDER: Hon Speaker, I move without notice:

That the House notes that without registration residents may not receive the vital COVID-19 vaccines; affirms that achieving population immunity is best realised through the mass vaccination of residents; congratulates the Provincial Departments of Health, Social Development, the Premier and Cultural Affairs and Sport for their role in providing guidelines, resources and services to support residents' access to the national registration system; and encourages all qualifying residents, under the various phases of vaccine rollout, to register for their vaccinations.

[Motion as printed in the Minutes.]

**LATE KEANNO AFRICA, CEDRIC FORTUIN, JAYDENE HECTOR,
SUE ANN RAUSS AND GERALDO WANZA**

(Motion of condolence)

Mr P MARRAN: Hon Speaker, I move without notice:

That the House sends its condolences to the Ceres community and families of Geraldo Wanza, Jaydene Hector, Cedric Fortuin, Keanno Africa and Sue Ann Rauss who tragically lost their lives in a horrific crash involving multiple vehicles on the evening of 8 May 2021. May their souls rest in peace.

[Motion as printed in the Minutes.]

CITY OF CAPE TOWN: 2021 CITY NATURE CHALLENGE

(Motion)

Mr A P VAN DER WESTHUIZEN: Hon Speaker, I move without notice:

That the House congratulates the City of Cape Town for winning two categories at the 2021 City Nature Challenge; notes that in this competition against 150 cities worldwide, 1 315 residents took part; notes that this allowed the City to make the most observations and record the greatest number of species, 71 142 and 4 766 respectively, in the global challenge; and notes that this win is further proof of the immense biodiversity in the Western Cape and the need to protect it at all costs.

[Motion as printed in the Minutes.]

MERVYN COETZEE

(Motion)

Mr G BRINKHUIS: Hon Speaker, I move without notice:

That the House acknowledges Mr Mervyn Coetzee of Bonteheuwel who graduated with a PhD in Education: Language and Literacy earlier this month; further acknowledges that Mr Coetzee was raised under very trying circumstances and comes from a poverty-stricken family that many times had nothing to eat; notes that he worked as a casual pool cleaner at the Sea Point Pavilion to earn extra money for the family; further notes that he was a victim of bullying at school due to two thumbs on each hand and was encouraged by his brother to complete his matric; recognises his courage and determination to pursue further studies at the University of the Western Cape where he completed a BA in English and Philosophy; recognises his completion of an Honours degree in English and several years later a Masters in English Literature; notes that he spent the 1990s at the Cape Peninsula University of Technology, UWC and the University of Cape Town in various capacities as tutor, writing consultant and lecturer, and also taught in the US where he lived for several years; further notes that he spent 18 months in Dublin, Ireland, and initially enrolled for a PhD in Linguistics and later switched to a PhD in Education so he could investigate students' personal narratives; and congratulates Mr Coetzee on his academic achievements.

[Motion as printed in the Minutes.]

**HONOURABLE ALBERT FRITZ
ELECTION AS INTERIM PROVINCIAL LEADER**

(Motion)

Ms W F PHILANDER: Hon Deputy Speaker, I move without notice:

That the House congratulates the Honourable Albert Fritz on his election as the interim Provincial Leader of the Democratic Alliance in the Western Cape; and wishes him well in his leadership role.

[Motion as printed in the Minutes.]

SAPS HARARE: MEMBERS SUSPECTED OF EXTORTION

(Motion)

Mr M KAMA: Hon Deputy Speaker, I move without notice:

That the House commends the SAPS for the arrest and apprehension of four of its Harare members suspected of extortion; and calls on justice to take its course.

[Motion as printed in the Minutes.]

UIF TERS: ABUSE OF

(Motion)

Mr M KAMA: Hon Deputy Speaker, I move without notice:

That the House commends the SAPS Hawks for swiftly swooping down on people who allegedly abused Ters money meant for poor workers.

[Motion as printed in the Minutes.]

Motions Agreed to.

The SPEAKER: Hon members, I now put the opportunity to the hon members in terms of Standing Rule 150 2(d) that the motions for whom the Programming Authority could not agree upon, that we are going to be dealing with those without exceeding 30 minutes and those 30 minutes start now.

HEAD OF PROVINCIAL TRAFFIC: COURT APPEARANCE

(Motion)

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, Speaker. I move without notice:

That the House expresses its deep concern that despite the fact that the Head of Provincial Traffic appeared in the Cape Town Magistrate's Court in October 2020 on charges of sexual assault, crimen injuria and attempting to commit a sex act, he remains in his post within the Department of Transport and Public Works; and therefore, call on Minister Daylin Mitchell to immediately suspend him. I so move.

[Motion as moved by Member.]

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, Speaker. I move without notice:

That the House expresses its deep concern that despite the fact that the Head of Provincial Traffic appeared in the Cape Town Magistrate's Court in October 2020 on charges of sexual assault, crimen injuria and attempting to commit a sex act, he remains in his post in the Department of Transport and Public Works; and therefore calls on Minister Daylin Mitchell to suspend him.

[Motion as printed in Minutes.]

Agreed to.

KRAAIFONTEIN INFORMAL SETTLEMENT: DISASTER RELIEF

(Motion)

Ms N MAKAMBA-BOTYA: I move without notice:

That the House notes the selective nature in which the City of Cape Town responds and allocates resources pertaining to Disaster Risk Management. This comes after the residents of the Kraaifontein informal settlement were refused disaster relief by the City following the floods that they have been experiencing in the recent rains. This stance by the City of Cape Town is not only inhumane when it comes to the plight of the poor, but it also has tenets of racism. The City has a mandate to provide service delivery to all the people in its jurisdiction, equally, fairly and without favour, by not taking into account race or class of the members of that society. By so doing, they are not doing anyone a favour, but executing a constitutional duty which they are obliged to execute. I so move.

[Motion as moved by Member.]

The SPEAKER: Thank you, hon Makamba-Botya. Are there any objections to the motion being read without notice?

The CHIEF WHIP (DA): Yes.

Ms D M BAARTMAN: Yes.

The SPEAKER: There is an objection. Noted and the motion will be printed on the Order Paper. Thank you.

Ms N MAKAMBA-BOTYA: I move without notice:

That the House notes the selective nature in which the City of Cape Town responds and allocates resources pertaining to Disaster Risk Management; notes this comes after the residents of the Kraaifontein informal settlement were refused disaster relief by the City following the floods they have been experiencing after recent heavy rain; notes this stance by the City of Cape Town is not only inhumane when it comes to the plight of the poor, but it also has tenets of racism; notes the City has a mandate to provide service delivery to all the people in its jurisdiction, equally, fairly and without favour, by not taking into account race or class of the members of that society; and notes that by so doing, they not doing anyone a favour but executing a constitutional duty which they are obliged to execute.

[Motion as printed on Order Paper.]

Objection recorded.

ELIM PRIMARY SCHOOL LEARNERS: TRANSPORT

(Motion)

The DEPUTY CHIEF WHIP (ANC): Thank you, hon Speaker. I move without notice:

That the House notes with concern that there are still children of farmworkers from rural farm areas around Elim who are not provided with Western Cape Education Department transport to the Elim Primary school in the Overberg, despite the school being 11 kilometres from where they reside; having been registered in November last year for transport; and that an empty bus, paid for by the Western Cape Education Department, drives through the areas and gets to the school empty; and that the House calls on the Education MEC to rectify this matter. I so move.

[Motion as moved by Member.]

The SPEAKER: Thank you, hon Sayed. Hon members, are there any objections to the motion being read without notice?

An HON MEMBER: Yes.

The SPEAKER: Is that an objection?

An HON MEMBER: Yes, Speaker. Thank you, hon members. There is an objection. Hon Sayed, the motion will be printed on the Order Paper, thank you.

The DEPUTY CHIEF WHIP (ANC): Hon Speaker, I move without notice:

That the House notes with concern that there are still children of farmworkers from rural farm areas around Elim in the Overberg who are not provided with Western Cape Education Department transport to the Elim Primary school despite the school being 11 kilometres from where they reside; notes that they have been registered in November last year for transport; notes that an empty bus paid for by the WCED drives through the areas and gets to the school empty; and calls on the Minister of Education to rectify this matter.

[Motion as printed on Order Paper.]

Objection recorded.

COVID-19: THIRD WAVE

(Motion)

Mr P J MARAIS: Speaker, I move without notice:

That the House, in the light of the drastic budget cuts of R20,7 billion over the MTEF period, compounded by the high increase in COVID-19 infections and the expected, eminent third wave, that this House resolves to ask the Western Cape Provincial Treasury and Department of Health to enter into serious discussions with their national counterparts, to acquire additional funds to meet the challenges posed by the expected COVID-19 third wave; and that the Premier approach the private sector for whatever support they may be able and willing to provide. I so move.

[Motion as moved by Member.]

Mr P J MARAIS: Speaker, I move without notice:

That the House, in the light of the drastic budget cuts of R20,7 billion over the MTEF period, compounded by the high increase in COVID-19 infections and the expected third wave, resolves to instruct the Western Cape Provincial Treasury and Department of Health to enter into serious discussions with their national counterparts to acquire additional funds to meet the challenges posed by the expected COVID-19 third wave.

[Motion as printed in Minutes.]

Agreed to.

WESTERN CAPE COMMISSIONER OF CHILDREN

(Motion)

The DEPUTY CHIEF WHIP (ANC): Thank you, hon Speaker. I move without notice:

That the House notes and welcomes the work of the first Western Cape Commissioner of Children, Christina Nomdo, who is striving to ensure children's rights and submitted her first in-depth study on corporal punishment at schools. I thank you.

[Motion as moved by Member.]

The SPEAKER: Thank you, hon Sayed. Hon members, are there any objections to the motion being submitted without notice?

The CHIEF WHIP (DA): Point of order.

Mr P J MARAIS: I am accepting the motion.

The CHIEF WHIP (DA): May I raise a point of order?

The SPEAKER: What is the point of order, hon Chief Whip?

The CHIEF WHIP (DA): It appears to be a motion of congratulations which then did not come to the Programming Authority. So, it is not an objection to the motion per se, but rather the process that was followed.

The SPEAKER: Thank you, hon Chief Whip. Hon Deputy Chief Whip of the ANC?

The DEPUTY CHIEF WHIP (ANC): Hon Speaker, I beg to differ. Maybe, we have got a different understanding as to the interpretation of what is a motion of congratulations. That was not a motion of congratulations, Speaker, because we have submitted similar motions to the Programming Authority and some of them have been rejected, especially those that come across in this nature which has not to do with a death or if it is not to do with something that someone has achieved, and we are not using the word: congratulations. So, I think we need to understand that there may be different interpretations. Maybe it is something for us to discuss further offline. Thank you.

The SPEAKER: Yes. Thank you, I would like to rule in this way, hon Sayed, the Deputy Chief Whip of the ANC. There is nothing untoward. The Chief Whip is raising an objection on the fact that it is not with notice, so there is no objection on the content. I think that is then leading us to the Programming Authority to discuss these matters and agree on the structure, and the nature of such motions which should be considered for that purpose. On that note, the motion will be recorded on the Order Paper. Thank you, hon members.

The CHIEF WHIP (DA): Speaker? My apologies, Mr Speaker.

The SPEAKER: Hon Chief Whip?

The CHIEF WHIP (DA): So, my point of order was not to object to hon Sayed's motion, but rather to ask that he submits it to the Programming Authority.

The SPEAKER: Thank you, hon Chief Whip. We are dealing with the motions here now. So, you are suggesting that – because it cannot be happening post facto.

The CHIEF WHIP (DA): Understood. Thank you, Mr Speaker.

The SPEAKER: Thank you. Are you now objecting still?

The CHIEF WHIP (DA): No, I am not.

The DEPUTY CHIEF WHIP (ANC): Hon Speaker. I move without notice:

That the House notes and welcomes the work of the first Western Cape Commissioner of Children, Christina Nomdo, who is striving to ensure children's rights and submitted her first in-depth study on corporal punishment at schools.

[Motion as printed in Minutes.]

Agreed to.

SAPS: FAILURE TO ASSIST

(Motion)

Ms N MAKAMBA-BOTYA: Thank you, Speaker. I move without notice:

That the House condemns the laziness of the South African Police Service in the Western Cape for their failure to execute their duties in trying to save human lives. This comes after 1-year-old Ivakele Xolose from Joe Slovo, fell into a water canal and was later found in Langa, which is 10 kilometres away from his home. When Ivakele's father called a member of the SAPS to say that his child is missing and was last seen close to the water canal, they responded by saying that there is nothing they could do as there were no divers. We believe that the SAPS still could have done more than to offer a cold response. They could have tried to source assistance from elsewhere, such as calling other emergency services closer to the area. The police service in this country still remains passive to the pressing issues involving our people as they continuously articulate the same rhetoric of 'there is nothing we can do'. I so move.

[Motion as moved by Member.]

The SPEAKER: Thank you, hon Makamba-Botya. Hon members, are there any objections to the motion being submitted without notice? No objections.

Mr M KAMA: Thank you, Speaker. Sorry, I had raised my hand. I thought you would notice. I object, Speaker, that it is submitted without notice.

The SPEAKER: Thank you, hon Kama. The motion will be printed on the Order Paper, noting the objection in this case.

Ms N MAKAMBA-BOTYA: Thank you, Speaker. I move without notice:

That the House condemn the laziness of the South African Police Service in the Western Cape for their failure to execute their duties and to try to save human lives; notes that this comes after 1-year-old Ivakele Xolose from Joe Slovo fell into a water canal and was later found in Langa, which is 10 km away from his home; further notes when Ivakele's father called a member of the SAPS to say that his child is missing and was last seen closer to the water canal, they responded by saying that there is nothing they could do as there were no divers; notes that we believe that the SAPS still could have done more than to offer a cold response and that they could have tried to source assistance from elsewhere, such as calling other emergency services closer to the area; and notes that the police service in this country still remains passive to the pressing issues involving our people as they continuously articulate the same rhetoric of "there is nothing we can do".

[Motion as printed on Order Paper.]

Objection recorded.

COVID-19: SCHOOLS AND THE THIRD WAVE

(Motion)

Ms R WINDVOGEL: Thank you, Speaker. I move without notice:

That the House notes the fact that many schools are already facing the brunt of the third wave of the COVID-19 pandemic and notes the fact that this province was not fully ready during first few stages. I so move.

[Motion as moved by Member.]

The SPEAKER: Thank you, hon Windvogel. Hon members, are there any objections to the motion being read without notice?

HON MEMBERS: Object. Object, Speaker.

The SPEAKER: There is an objection. The motion will be printed on the Order Paper.

Ms R WINDVOGEL: Hon Speaker, I move without notice:

That the House notes the fact that many schools are already facing the brunt of the third wave of the COVID-19 pandemic; and notes the fact that this province was not fully ready during first few stages.

[Motion as printed on Order Paper.]

Objection recorded.

DISASTER SEASON: READINESS

(Motion)

Ms R WINDVOGEL: Thank you so much, Speaker. I move without notice:

That the House notes the season for flooding, all sorts of ailments and fires is upon us; notes the many claims by the DA in the Western Cape that it is ready for this time; and calls on this Government to concentrate on the diseases such as TB and others that plague the poor. I so move, thank you.

[Motion as moved by Member.]

Ms R WINDVOGEL: Hon Speaker, I move without notice:

That the House notes the season for flooding, all sorts of ailments and fires is upon us; notes the many claims by the DA in the Western Cape that it is ready for this time; and calls on this government to concentrate on the diseases such as TB, diarrhoea and others that plague the poor.

[Motion as printed in Minutes.]

Agreed to.

The SPEAKER: Hon members, we are now moving to the end and I make the following submission:

That next month, which is Youth Month, there will be a number of events taking place by different stakeholders in the province but for the members of the Speaker's Consultative Political Party Forum, we will have a meeting, hon members, the leaders of political parties and we will brief each other in that session accordingly.

The House is adjourned. Thank you very much, have a great evening.

The House adjourned at 17:15

ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

FRIDAY, 28 MAY 2021

ANNOUNCEMENT

The Speaker:

The Minister of Health

Referral of document to standing committees in accordance with Standing Rule 92:

Annual Report of the Department of Health for 2019/20 (Vote 6: Health).

Referred to the Standing Committee on Health and also referred to the Public Accounts Committee.

TABLINGS

The Speaker:

Tabling of documents in terms of section 25(1)(a) of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000):

Garden Route District Municipality

1. Council resolution: 2021/22 Integrated Development Plan (IDP) budget, the Performance Management System (PMS) process plan and time schedule.
2. 2021/22 Integrated Development Plan (IDP) budget, the Performance Management System (PMS) process plan and time schedule.
3. Council resolution: Final budget (Medium-term Revenue and Expenditure Framework)
4. 2021/22 Final reviewed Integrated Development Plan (IDP).

Copies attached.

WEDNESDAY, 2 JUNE 2021

TABLINGS

The Speaker:

Tabling of documents in terms of section 132(2) of the Local Government: Municipal Finance Management Act, 2003 (Act 56 of 2003):

(a) Overstrand Municipality

- (i) Oversight Report on the Annual Report for 2019/20.
- (ii) Annual Report for 2019/20.

(b) West Coast District Municipality

- (i) Oversight Report on the Annual Report for 2019/20.
- (ii) Annual Report for 2019/20.

Copies attached.

**INTERPELLATIONS,
QUESTIONS AND REPLIES**

INTERPELLATIONS*Housing opportunities***1. Mr B D Herron asked the Minister of Human Settlements:**

On 26 March 2019, during the Budget speech of the then Minister of Human Settlements, he said: "Various pockets of land of approximately 8,4 hectare have been identified and secured in this regard. When completed the project will yield 10 000 opportunities, which will be for mixed income, mixed use and different tenure and will be of extraordinary high density."

(a) What land parcels were "identified" and "secured" for the 10 000 housing opportunities and (b) what progress has been made to develop the 10 000 housing opportunities in these areas?

THE MINISTER OF HUMAN SETTLEMENTS: Thank you very much, hon Speaker. Before responding, it must be highlighted that on 26 February 2021, as part of a written question, the hon member Brett Herron asked, and I quote:

"If these 13,000 housing opportunities exclude the 10,000 housing opportunities announced in March 2019, then [Inaudible – no sound on audio.] but progress has been made with the planning and the development of these 10,000 housing opportunities. Where will these 10,000 housing opportunities be delivered and what land parcels have been secured by way of release, acquisition or power of attorney for the development of these 10,000 housing opportunities."

Today, hon Speaker, the member repeats himself by enquiring about progress of the development, as well as which land parcels have been secured. It is therefore prudent to point out that subject to Rules 139(5)(b) and [Inaudible] (7)(b):

"No matter may be proposed for discussion in the House which is the same in substance as a matter that has been discussed during the preceding period of six months."

As much as the initial [Inaudible.] written reply and it was not a discussion in the House, it is quite evidence that the member seeks to create and drive distorted versions of what the actual facts are, seeing that the member will be issuing a press statement shortly after this interpellation [Inaudible.] as it has become his standard practice, I trust it will contain all the facts and not be some fairy-tale.

So let me reiterate to the member the (a) part of his question. Land that was identified is still in the ownership of the National Department of Public Works, which is now called "National Department of Public Works and Infrastructure", or "NDPWI". The Provincial Department of Transport and Public Works, which is "DTPW", and the City of Cape Town. Those identified are in the following areas: Bergvliet, Camps Bay, Oranjezicht, Parow, Cape Town, Simon's Town, Southfield, Tamboerskloof and Zeekoeivlei.

To date no decision has been taken by the National Department of Public Works and Infrastructure regarding the release of the requested land portions in their ownership after numerous attempts to get clarity on the issue.

I would like to encourage the member to engage [Inaudible.] who is the Minister of Public Works and Infrastructure, to release the parcels of land so that the various studies and statutory processes can also occur.

Further to this to also encourage his party [Inaudible.] to include the Western Cape in her department's strategic integrated projects, particularly since [Inaudible.] the member's party leader completely disregarded the Western Cape. This continues to be of deep concern [Inaudible.] as both the member and his party leader were advocates for the release of well-located land in the province and more so in Cape Town. Yet now when his party leader has the ability to do so, it is not forthcoming. Given that we have a housing waiting list of just under 600,000, one would have thought that it would be a priority for the member's party leader. This exclusion and continuous refusal to release land, shows clearly that there is a complete disregard for Human Settlement projects in the province and quite frankly they do not care about our residents who have been waiting for years on end for a housing opportunity.

It is further ironic, hon Speaker, as it was during member Herron's tenure as Maycom member of Transport and Human Settlements in the City of Cape Town in the 2017/18 financial year, that the City had to return R166 million of its Urban Settlement Development Grant, or USDG as it is commonly called, to the National Department of Human Settlements. This amount would have produced approximately 1,038 housing opportunities.

The (b) part of his question, hon Speaker, furthermore only Oranjezicht is secured by the Department through the City of Cape Town and the Provincial Department of Transport and Public Works. This precinct is in the ownership of the Provincial Department of Transport and Public Works and the City of Cape Town. [[Time expired.]

Mr B N HERRON: Thank you, hon Speaker. Hon Speaker, the reason I keep asking this question is because I cannot get a straight answer out of this Government.

On the eve of 2019 elections the former Minister for Human Settlements and now the former Minister for Transport and Public Works, and of course former Provincial Leader of the DA, told this Parliament that 8,4 hectares of land had been secured to build 10,000 housing opportunities for mixed income families. These pockets of land were identified in Bo-Kaap, Oranjezicht, Tamboerskloof and the CBD. Eighteen months later, last October, I began asking questions, because if the land had been secured, as stated, there should have been some measurable progress by now.

I asked the present MEC for Human Settlements about the 10,000 housing opportunities and he responded that his Department had not received transfer of land in Bo-Kaap, Oranjezicht, Tamboerskloof or the CBD, and that no progress report can be provided, and I quote him:

“As there has not been any properties transferred to my Department.”

In direct contradiction of his predecessor's eve of election promise, a promise that was obviously nothing more than misleading.

In February, responding to more of my questions, MEC Simmers sought to explain that the housing opportunities former Minister Madikizela had referred to, were linked to land held by the Department of Public Works, but he did not bother explaining why Minister Madikizela had stated that the necessary land had already been secured.

MEC Simmers did indicate that the Oranjezicht precinct in the ownership of the Provincial Department of Transport and Public Works and the City of Cape Town had been availed to the Department for planning purposes in terms of a power of attorney, and that is the progress report.

Twelve years of DA-led Government, 15 years of DA-led City Government, have delivered zero affordable housing in well-located areas close to Cape Town, but they have managed to deliver a power of attorney for planning purposes. It is not clear, hon Speaker, if that power of attorney includes the City of Cape Town's land on Upper Orange Street near De Waal Park, where the City has already created an exercise park on the part of land.

Cape Town remains fundamentally structured in accordance with the Apartheid Group Areas Act, by perpetuating spatial injustice, the DA-led Government perpetuate division and deny residents of one of the most unequal cities in the world, the opportunity to begin to forge an inclusive and sustainable future. The failure to navigate the City to more equitable ground is compounded by the lying.

If you do not wish to take my word for it, you may wish to read the High Court's description of this Government as “a constitutional delinquent”, because of its failure to embrace special transformation. This is a government that makes election promises they have no will to keep. It is a disgrace. It is a disgrace that this Government has not given one family of the tens of thousands who were forcibly removed by apartheid decree from the inner city, to an affordable opportunity to return. Thank you.

Ms L M MASEKO: Thank you very much, hon Speaker.

“When people talk, listen completely.”

That is not my words, but Ernest Hemingway's words. Hon Speaker, hon member Herron is for the third time asking the same question, expecting a different answer to the same question.

As a former member of the City of Cape Town, the member is well-aware of the fact that creating homes are time and capital-intensive projects. With continued land invasions and a shrinking budget from National Government, it means that this Government needs to be selective and make the hard choices when it comes to where we spend our money.

Presently the DA-led City of Cape Town is working tirelessly to create housing opportunities within the inner city. Multiple housing projects in the City are set to create 2,000 housing opportunities and will reach important milestones this year.

Perhaps it will be important to take the opportunity to remind member Herron that his own colleague is the Minister of Public Works, who has the authority to release land to the City of Cape Town, and to the Provincial Government.

Vacant mega-land parcels, such as Denel, Culemborg and Wingfield, owned by the National Department, have the potential to deliver more than 10,000 housing opportunities right in the heart of the City. Member Herron should partner with us in lobbying his own colleague to unlock the potential of transferring these land parcels to the City of Cape Town.

Again, member Herron, through you, hon Speaker, showcase political will for transformation by transferring these land parcels to the City of Cape Town. Your leader holds the keys to transformation in Cape Town. I thank you, hon Speaker.

Mr P MARRAN: Thank you, hon Speaker. Good afternoon everyone. Hon Speaker, this is yet another example of how the DA abuses the parliamentary privileges by making empty promises and spreading false information.

In that speech the MEC indicated that the delivery approach included catalytic and provincial priority projects, with a potential to yield 144,798 housing opportunities. These mixed development projects would include houses for indigent, gap housing, rental units, social houses and service stands. These include the Southern Corridor Integrated Human Settlements Programme to upgrade informal settlements near the airport along the N2, to provide 51,540 housing opportunities. This included the Taiwan; the YB section – which was expected to yield approximately 5,000 housing opportunities; the construction of the Conradie Better Living Model Project, on which has been spent millions already. It was meant to start in 2019 to create 3,000 housing opportunities.

In all these projects nothing has happened. The people were just fed blue lies, like it is in the case of deliberate mistruth and misrepresentations of qualifications by DA members.

Over and above these, more blue lies were spread with the empty promises of Bo-Kaap, Oranjezicht and inner-City inference to create 10,000 opportunities, to cater for residents in the areas of Bo-Kaap, Oranjezicht, Tamboerskloof and the Central Business Area. We know the DA is vehemently opposed to housing opportunities in the inner-City, as exposed by its continued fight to sell the Tafelberg site to private developers, instead of using it for affordable housing.

But alas, we have got no information on the so-called discovery of pockets of land that were identified, or if a survey is at all on the cards to determine where the people may settle. The MEC must give an update on these developments, because the people want answers. I thank you.

Mr B N HERRON: Thank you, hon Speaker. In fact I have asked this question four times, not three times, and I have had different answers because I have even had an answer from the Premier's Office, in which the spokesperson for the Premier points out that the problem has been that I have referred to the transfer of land instead of the securing of land. So there are five different, conflicting answers and that is why this interpellation is on the Order Paper today.

Hon Speaker, if this Government wants to resolve the housing crisis, it will stop hiding behind the false excuse that land is unavailable and funding has been cut. If Government is that committed to increasing the rate of delivery and addressing the housing shortage, it can make it happen if it really wants to. It suits this Government to hide its failures behind funding cuts and false claims that it has no access to land. The real reason housing is regressing in the Western Cape and the City of Cape Town, is because this Government and those governments do not regard housing as their responsibility.

They are constrained by the limited National Grant funding only because they choose to be. This Government managed to find R1,3 billion to form a learner law enforcement office troop. They had the choice to invest in housing or education, but they chose to play cops and robbers with people's lives.

This party is in government in this province, in this City and in over 20 municipalities in the Western Cape, and they have access to thousands and thousands of hectares of land. The party has absolute discretion to allocate suitable land to address the housing shortage and spatial integration, but they choose not to. Housing is not a priority. If it were, they could turn around the failing housing delivery by simply changing their attitude.

They can deliver 10,000 housing opportunities promised in the inner-City, and they do not need the National Government funding and they do not need National Government land. They have been making the same promises for 10 years.

In 2010 they tabled a Cape Town Central City Regeneration Programme. That programme promised to achieve densification by developing affordable housing in the inner-City, and that 2010 promise, those identified sites in the inner-City, if you use them you could build the affordable housing without the need of any National Government land.

You have had a plan for 11 years. The only excuse for not implementing this plan is that you have no political will to do so. It was just another bold announcement that signifies nothing. If you want to build 10,000 inner-City affordable housing units, release the Tafelberg School to social housing; release this large Dorp Street precinct that you bought for the Education Department and let it be used for mixed-use development. Release Government Garage, release the Presswood Street precinct. Whatever happened to the Artscape Precinct Project? Dust off the City of Cape Town's inner-City affordable housing plan we launched in 2017, which you cancelled; release Pickwick Street, release New Market Street, release Roeland Street Fruit and Veg Site.

You can trot out promises on the eve of elections every two or three years, but your track-record remains a big fat zero. Thank you.

The MINISTER OF HUMAN SETTLEMENTS: Thank you very much, hon Speaker. In Afrikaans we have a saying, †“Jy is sienende blind en horende doof,” [you have eyes and no eyes and sham deafness,] and listening to the hon member Herron, I would just like to highlight [Inaudible.]

Oranjezicht is a site which is secured by my Department through the City of Cape Town and the Provincial Department of Transport and Public Works. This precinct is thus in the [Inaudible.] Provincial Department of Transport and Public Works, and the City of Cape Town. All other precincts I have mentioned in the (a) part of my response belong to Transport and Public Works at a national level, hon Speaker, and I should also emphasise, and the member touched on that, †dit is waarom ek sê hy is horende doof; hy luister nie wat hy vir homself beantwoord nie [that is why I say he shams deafness; he does not listen to what he answers for himself.]

This full portion of land has been available to the Department for planning purposes in terms of the power of attorney which the member highlights, because as a department we do not sit on our laurels, hon Speaker. My Department has conducted a preliminary feasibility study of the said precinct earlier this year.

[Inaudible.] study will soon be conducted by my Department to determine the various relevant options and costing aspects, but yet again, hon Speaker, the other precincts which I highlighted in the (a) part of my question, had that land been released [Inaudible.] by member Herron's party leader, whose is the National Minister, we could have commenced a feasibility study and we could have ultimately been a step forward instead of regressing where we currently are, and I would love to refer the member yet again, †jy is sienende blind. [You have eyes and no eyes.]

In my response to this member, hon Speaker, earlier this year, and I am going to give the member the date, it was on 26 February in my written response. There is a detailed clarity on each step of the way, hon Speaker.

And last but not least, hon Speaker, once again the Premier's Office, through his media person, provided clarity on what Minister Madikizela meant at that stage when he was the incumbent Minister of Human Settlements, so all clarity has been given. †Maar as 'n mens sienende blind is en horende doof, en jy glo in feëstories [Onhoorbaar.] agbare Speaker, dan gaan jy jou eie weergawe van realiteit glo, en jy gaan jou eie goeie weergawe van die realiteit wat jy vir jouself skep aan die breër gemeenskap verkoop, [But if one has eyes and no eyes and you sham deafness, and you believe in fairytales [Inaudible.] hon Speaker, then you are going to believe your own account of reality, and you are going to sell the reality you create for yourself to the broader community,] and I think it is time that the hon member Herron, through you, hon Speaker, and his party leadership, that they start being held accountable for actually ultimately unpacking information in such a way that it distorts at many a times the reality and the facts which have been provided to them in written responses, but also in this House. I thank you, hon Speaker.

[Debate concluded.]

*Western Cape Government: tainted image***2. Mr C M Dugmore asked the Premier:**

With regard to the Public Protector's findings against the Minister of Local Government, Environmental Affairs and Development Planning for which he has reprimanded the Minister:

(a) Whether the finding have tainted the image of the Western Cape Government and (b) what lessons have been learned from the experience?

The PREMIER: Thank you very much, hon Speaker, and to the hon Leader of the Opposition for the question.

Hon Speaker, from the outset it is worth reminding the House that the complaints by member Dugmore relates to a letter written nearly two years ago. It took a full year for the hon member Dugmore to file his complaint, and then another year for the Public Protector to investigate, even though the Act stipulates that an investigation should be completed within 30 days.

It was only when Mr Dugmore made public comments about the Western Cape Public Protector's office's lack of attendance to the matter, that it was taken up by the National Office. In her letter to my office in July 2020, the Public Protector cites the reason for the delay as the COVID-19 pandemic. Given that the complaint was first lodged on 19 February 2020, before South Africa had even registered its first official case of COVID-19, this simply cannot be true.

The true reason for this delay would appear that the complaint, nearly two years old at the time, was not deemed to be disserving of the urgent application of the well-publicised stretched resources within the office of the Public Protector. Until Mr Dugmore made it clear that he now wanted an investigation dealt with urgently. The motivation for doing so I think is clear.

In January 2021 we received the Public Protector's report detailing her findings into the complaint by member Dugmore, and that Minister Anton Bredell had breached the Executive Ethics Code. The remedial action which she has prescribed in that report, is that I submit her report to the Legislature, along with any comments and a report on the action taken by me, to this House by 5 February. I have complied with the prescribed action and in so doing confirmed that the action taken by me was the issue of a letter of reprimand to Minister Bredell.

It seems though that member Dugmore does not understand, nor is he familiar with the concept of accountability as he continues to ask me the same questions, hoping for a different answer.

So, hon Speaker, (a) there are no implications or impacts of this particular finding or sanction on the future functioning of the Western Cape Government. The complaint in the finding of the Public Protector were directed as the actions of Minister Bredell alone and not done in his personal capacity, or by his Department of officials.

In taking the remedial action as I did, I have ensured that my Cabinet member was held to the Code of Ethics, as determined by the Public Protector in this matter, and the image of the Western Cape as one that is accountable, lawful and transparent, has been reinforced.

(b) The extent and ambit of the Executive Members' Code of Conduct as currently applied by the office of the Public Protector to all actions taken by persons who hold positions as members of our various executives, has been highlighted to the members of my Executive; both by way of commentary from Minister Bredell after capacitating himself as to the content and effect, and in our ongoing discussions with legal advisors on the lawfulness, impact and effects of the Public Protector's views on the extent of the obligations on members of my Cabinet under the Executive Ethics Code. Thank you.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, hon Speaker, and thank you to the Premier for his reply.

It is clear that what I had asked the Premier was to indicate that in the light of the finding against MEC Bredell, whether the image of the Province have been tainted. It is clear that he did not respond to that issue; and secondly what lessons have been learnt from the experience.

I want to make it very clear that it is simply unacceptable that the Provincial Office of the Public Protector did not respond within the 30 days as required by law, and it is on record from our side that that particular office, the Western Cape Office of the Public Protector, has not shown seriousness when it comes to many complaints against particular DA politicians in this province. We have put it on record and after this issue was again ...[Interjections]

Mr P J MARAIS: How? How?

The LEADER OF THE OFFICIAL OPPOSITION: ... in the public domain, after this issue emerged in the public domain, many, many others have emailed us saying exactly the same. The office of the Western Cape Public Protector does not investigate or come back on certain issues, and that is why we have asked for an investigation into the Western Cape Office of the Public Protector. We are concerned that there might be an element of capture and we need to investigate that.

Now the question is the following: that why I ask about lessons is that the very same MEC Bredell has received a letter from the Theewaterskloof Municipality caucus of the ANC, outlining (1) that there was not a quorum in the meeting which was there to elect the municipal manager, but in this particular case, and that is the political issue that we have been raising about MEC Bredell's intervention on behalf of the DA in George, that not only was the code of ethics interfered with, but essentially you had an attempt by the DA to undermine employment equity in that municipality. That is actually what was happening here, and that needs to be looked at, because the candidate who had more experience was actually the one that the DA did not want to appoint, and they therefore appointed their person who happened to be white and male.

Now in Theewaterskloof we have established that a much better qualified, more experienced black woman had applied for this particular position, and yet once again – so I want to ask the Premier, you suspended MEC Bredell, at least MEC Madikizela. We asked for the suspension of MEC Bredell. That never happened, but yet MEC Madikizela gets suspended.

So we have double standards here, but what we really need to unwrap and expose is that what is happening in this Department is that there is unlawful interference which actually undermines employment equity and trying to build a representative local government or service in this particular regard, and the Premier must tell us ...[Interjection.] do they have a list of people that they will appoint to municipalities, irrespective ...[Interjection.] of other applicants, like in Theewaterskloof? [Time expired.]

Mr R D MACKENZIE: Thank you, hon Speaker. It is interesting member Dugmore mentioned capture from a party that captured a whole state.

Hon Speaker, I can confirm that this incident has not tainted the image of the Western Cape Government as the Premier has acted responsibly and showed again why the DA-led Government values accountability and responsibility. This Government takes action.

Unlike the ANC governments, where members of their executives are heavily implicated in malfeasance, maladministration and corruption, and they are still in the executive positions. That is the difference between the DA and the ANC.

The exemplary work of this Western Cape Government speaks for itself, including of the recent handling of the Cape Town fires and the Cape storm currently taking place. In contrast the ANC-run City of Joburg had to turn to their neighbouring metros to assist them in firefighting, where the City of Joburg, with a population of 5,5 million people only has six working fire engines. That is the difference between the governments.

The lesson that we have learned from this experience, hon Speaker, is the DA must continue to be uncompromising and values our transparency and accountability. The lessons that every South African should learn is that the DA-led governments will place residents before their party and hold members accountable, unlike the ANC.

We want to thank the Premier who again showed accountability, responsibility, which is what the DA-led Western Cape Government is famous for, and we should not learn anything from the ANC governments. I thank you.

Mr B N HERRON: Thank you, hon Speaker. Hon Speaker, I am reminded of the words of a famous South African woman, a woman whose portrait hangs in Democratic Alliance hallways and offices. A woman who the owners of the DA regard as their real north star, her name is Helen Suzman, and she once said:

“It is the answers not the questions that are embarrassing.”

Minister Bredell's conduct did taint the image of this Government; Mr Bredell's conduct exposed the truth about the DA, that they also engage in cadre deployment and can capture the state. Minister Bredell's conduct was a conflict of interest and thus a breach of the ethics code, but it is the response of the Premier, the Premier's answers that are embarrassing.

The Premier exposed that he does not understand what a conflict of interest is. That the Premier is unable to identify a conflict of interest because he thinks it arises only if there is some personal or financial benefit. That is extremely dangerous. The promise of a government with integrity relies on the Premier exercising good judgment uninfluenced by party or collegial loyalty.

We saw the same thing when the Premier was unable to do anything about the Public Protector's findings about former MEC Madikizela. The Premier was unable to act; he was paralyzed by the conflict between leading a government of integrity and having to deal with a dishonest member of the Cabinet. He kicked the can down the road, but his inability to understand a conflict of interest was exposed when he replied to my written questions, which confirmed that the Western Cape Government would pay for MEC Madikizela's legal to review the Public Protector's finding.

This is a luxury afforded to members of the Executive only, but Minister Madikizela's argument was that the Public Protector had no jurisdiction, because when he lied to Parliament he was not speaking as an MEC, but as an ordinary member of the DA.

So did the Premier not understand that if MEC Madikizela wanted to argue he was not subject to the Executive ethics code because he was not speaking as a member of the Executive, then he is not entitled to have his legal services paid for by the Province? Thank you, hon Speaker.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, hon Speaker. I am very happy that the acting Leader of the DA is going to be responding, because our point has been that this finding has damaged the image of the Provincial Government, and actually has been dealt with in a manner which actually exposes the deep-rooted divisions within the DA, because it was not only the finding, but also the fact that we have a situation where despite very serious allegations – and I am addressing this to hon member Fritz – against the DA Mayor in Saldanha, that he in fact does not have an MBA. He has not been suspended and he continues in his position.

There have been recent allegations as well, which the DA needs to respond to, Mr Fritz, that a counsellor at the City of Cape Town, Xanthea Limberg, has also purported to have qualifications which she did not have. Has she been suspended? No, she has not.

So when we ask, as we do here, what lessons have been learnt from this experience? It is clear to us that the DA has not learnt any lessons, that in fact under the real leadership of Helen Zille, who has come back to effectively take control and in fact destroy this party because of her narrow, ideological position that race does not matter, that redress is not important, even if her so-called "fit

for purpose” results in a completely unrepresentative civil service, and I think that it is this leadership that is now allowing, for instance, what happened in Theewaterskloof. The fact that a better qualified, more experienced black female candidate is simply overlooked to appoint a less qualified, less experienced white candidate in a municipality that clearly needs to be more representative of the community that it serves.

So it is clear to us that this Democratic Alliance has not learnt the lessons from this because we cannot use positions in Government to actually undermine national policy such as Broad-Based Black Economic Empowerment, employment equity and if we look at the representivity and how the levels of representivity have got worse under the tenure term of former Premier Helen Zille, they're not getting better under Premier Winde, and that then becomes a licence to municipalities governed by the ANC to actually utilise this to undermine representivity, and we know that we have capable people from across all communities, they need to be given the opportunity and not become victims of the DA's unwillingness to actually build transformation, because besides the finding against MEC Bredell against the breach of ethics, what we really need to look at in this particular situation is that the actual conduct of the DA in the George situation and in other situations [Inaudible.] still has to account for this. They actually undermined employment equity and then therefore went against.

So surely that is a lesson that this DA should have learnt, but clearly have not learnt. Thank you.

The SPEAKER: Thank you, hon the Leader of the Opposition. Hon members, I now recognise the hon Minister of Community Safety, hon member Fritz.

The CHIEF WHIP (DA): Point of order, hon Speaker. Sorry, that is very clearly a typo ...[interjection.]

The SPEAKER: I recognise you, hon Chief Whip.

The CHIEF WHIP (DA): Thank you, my apologies. It is very clearly a typo. According to the Rules the last is the Minister responsible, which is the Premier which has the last speaking slot. Apologies, it is obviously a copy and paste error from a previous paper. I hope the House will accept our apologies for that.

The SPEAKER: Thank you ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: He wants to become the Premier.

The SPEAKER: [Laughter.]

The MINISTER OF COMMUNITY SAFETY: I can speak, I can speak [Inaudible.]

The SPEAKER: [Laughter.] Thank you very much, we recognise that and we welcome the apology. I now recognise the hon Premier.

The PREMIER: Thank you very much, hon Speaker, and obviously in the words of the hon Dugmore, when he said it is very clear, I want to say it is very clear in my answer, because in my answer (a) and in my answer (b) I deal with no impact or implications for the Government. I dealt with that very clearly, but also it was obviously clear the typo drifted him off from this to some other political arena, but it is quite clear for me that he is still, and probably the documents he stands here holding in his hand, are still the Bell Pottinger playbook that he is working with. That is a much older document the hon Dugmore – I am not sure which of your factions are still relying on it, but both of your factions, and you speak about whether I suspended or not, and you have really fudged the whole issue on the Public Protector's report on Minister Bredell and on Minister Madikizela, and you ask why I then suspend Madikizela and not Bredell, and of course I did not suspend either of them on the Public Protector report. Of course, the suspension was something else and also it was interesting to see a lawyer in the representation here from GOOD, who quite frankly does not seem to understand what due process is all about and does not allow *audi alteram partem* to exist. He expects people to just make these decisions without allowing for people to go through process.

But when the hon Dugmore talks about suspensions and why is this not suspended, and he even starts drifting off into local government arenas and starts addressing the hon Fritz in his political capacity, one then wonders about who is suspended actually at this moment, whether it is Ace Magashule or perhaps the President, or who is suspended, nobody really knows. It seems to be going to be sorted out later this weekend.

But let us talk about the hon Dugmore and suspensions and how he deals with things. I think back to the hon Davids in this very House, who actually was found guilty of fiddling her travel claims and there was no suspension from the ANC whatsoever.

We have another hon member from this House who is appearing in court on corruption charges in that very member's benches, and I see no comment from him on suspensions of that member whatsoever, but he is looking for suspensions on the back of a code of ethics, and when we want to talk about ethics, hon member, it is about those ethics when you start to fudge these issues and you start to bring up questions here on issues in this Cabinet, and then you start bringing in local government issues, talking to the hon Fritz, while you are trying to answer this question.

Quite frankly that is where you start missing the boat, hon member. I can assure you that we have no implications or impacts on this particular Government, we have dealt with it properly and decisively, and of course at the end of the day the one thing that really stands out, which is a stark difference between when the ANC operates and when the DA operates, is the hon Minister of Local Government then, who was actually in a state of writing that letter on a political letterhead, was actually protecting the ratepayers of that municipality, because he spoke about process, "Make sure the process that runs is correct." That is actually what his job should be, and really I said this before, it is going to be interesting how the finding of this Public Protector actually starts to play its role when it starts to get applied to other provincial MECs of either Local

Government or Environmental Affairs that hold political party office of the ANC in any of those provinces, let alone those members who hold executive office at a national level and also hold political office at a national level on NEC, etcetera, and they start making decisions on their manifesto ... [Interjection.] within a party-political position ... [Interjection.] and whether that is seen as a breach of the ethics code. I think this is going to be an interesting journey still to come. Thank you very much. [Time expired.]

[Debate concluded.]

Vaccine roll-out strategy

3. Ms W F Philander asked the Minister of Health:

With regard to the halt and resale of the AstraZeneca vaccine in South Africa and the halt of the Sisonke Programme for the distribution of the Johnson & Johnson trial vaccine:

What impact does this have on the overall vaccine roll-out strategy in the province, in particular with reference to the incomplete state of Phase 1?

The MINISTER OF HEALTH: Thank you, hon member Philander, for the interpellation. As we know about the AstraZeneca that were returned to, I mean it was sold to the AU and the programme for the J&J kicked in after they were paused.

Indeed of course there will be a delay and also in terms of the quantity, because AstraZeneca was targeting 1,2 million of the healthcare workers. With the Sisonke part of the trial it is targeting 500,000 of the healthcare workers for the Phase 1, meaning that when we are done with the 500,000, then the leftovers of the health workers will need to be vaccinated in the upcoming commercialised vaccines that are coming, whether from the J&J or from the Pfizer.

With the two weeks delay because of the blood clots that we identified from the US, it does mean that instead of finishing off by, as envisaged in regard to the 500,000 doses, that we have to take the two weeks now where we have been on pause so that we finish and complete these now by end of May for Phase 1.

It does mean that now when we start Phase 2 mid-May, round about 17 May, we will have the overlap. Ideally we will have wanted to finish off the healthcare workers by the end of April and then we might do some, and then when we have the vaccines, commercialised ones, we finish off the ones that would have – because in the Western Cape it is supposed to be 132,000 of the health workers to be vaccinated, but with the vaccines that we have it will only be about 90,000 or so, therefore we wanted to, just to finalise and do the mopping up, so that by the time we start Phase 2, 17 May, all health workers would have been vaccinated.

Unfortunately, it is not going to be the case because of the two weeks delay in relation to the J&J Sisonke vaccines, and also because the original number of the vaccines that were going to come from the AstraZeneca were more than the vaccines that now are part of the Sisonke trial. Thank you very much.

Ms W F PHILANDER: Thank you, hon Speaker. Hon Speaker, since the Sisonke rollout programme was suspended for approximately two weeks, we have delays in reaching our population immunity targets accordingly, and though National Government was unaware, in accordance with the Minister's reply, of the possible side effects from the J&J vaccine, it caught them on the back foot, so we must do what we can to relay fears from healthcare workers who have received and who are receiving this vaccine. Though, hon Speaker, what is the Minister's response to this?

Hon Speaker, we further welcome the arrival of the Pfizer vaccine on Sunday, 2 May, and note in the Minister's reply as well that the latest information, as discussed at the Digicon by the Premier and the Health Team, that there will be an overlap, as mentioned by the Minister, in rolling out Phases 1 and 2 due to the timeframe of the arrival of the two different vaccines.

With the information available to the Minister, does concurrently rolling out Phases 1 and 2 pose any risks to the Provincial Department's rollout plan holistically?

In closing, hon Speaker, since we are expected to start Phase 2 in less than two weeks, also as the Minister has mentioned, on 17 May, in line with National Government's target one notes that the Western Cape's readiness to roll out 30,000 jabs a day, but the question is if we will receive enough vaccines to execute the plan accordingly, or if we will be receiving an unknown amount in piecemeal fashion as seen in the Sisonke programme and the related delays. I will conclude with that now, hon Speaker, thank you.

Ms R WINDVOGEL: Thank you, hon Speaker. Hon Speaker, we really have to caution the DA against using the COVID-19 pandemic to score cheap political points.

The question posed here feeds into the same DA narrative which forced the Western Cape Premier to announce plans for provincial vaccine procurement, which Minister Mkhize last week said it [Inaudible.] amount of fruitless and wasteful expenditure. The idea is to paint National Government in a negative light while portraying the DA in a better light.

Let me hasten to point out that the reason to stop the use of AstraZeneca vaccine are well-documented and was very necessary. The temporary hold of the Johnson & Johnson rollout was due to safety concern picked up in other countries. It was the manufacturer's decision to stop [Inaudible.] for safety reasons.

In all these cases National Government prioritised safety of the people and put forward the national interest. If the hon member cares about the health of the people, she must join the calls made by the ANC for the Western Cape Premier to immediately stop his divisive and wasteful plans to procure vaccine for the province, that money must be used to improve the state of our district hospitals and community clinics, particular in the rural regions. There are enough vaccines for all provinces.

The DA must prioritise the people and not its federal agenda, but what did we expect from a Cabinet full of selfabsorbed people who even misrepresent and lie about their qualifications?

The Premier and the MEC must tell us what is it with this preoccupation with the provincial rollout? Why are they continuing with it when it clearly failed before it could even take up? Thank you, hon Speaker.

Ms N MAKAMBA-BOTYA: Thank you very much, hon Speaker. In the beginning of this year during the State of the Province Address, the Premier touched on matters involving healthcare in the province, which falls square within your Ministry or the Department.

It then became clear during such speech by the Premier that a centralised vaccine procurement process by the National Government was not enough to achieve the necessary population immunity for this year.

The statement went further to give this Provincial Government's observation that those vaccines that the National Government was able to announce as secured, most will not be available before winter.

Now this shows clearly that the Provincial Government did not have hope that the vaccines which the National Government relied upon, will be available on time or before winter rather, meaning that this Provincial Government might have had other vaccines in mind, which it can procure before winter, and in the process doing something better than the National Government would. This is so because it was outlined that the Western Cape Government has adopted a four-point strategy.

The second point of the strategy was aimed at the procurement of additional vaccinations by the Provincial Government [Inaudible.] serving as a Minister of Health, and the reason or aim for that was to mitigate the risk that the centralised procurement process creates.

So now touching on the issues of vaccine rollout. We would like to know how many people have been vaccinated in the population of the Western Cape thus far? Thank you, hon Speaker.

Ms W F PHILANDER: Thank you, hon Speaker. Hon Speaker, the Opposition colleagues, through you, cannot deny the fact, hon Speaker, that the Western Cape can take confidence in agile financial management and performance.

It is, however, hon Speaker, highly unfortunate that Opposition parties wish to reflect the performance and responsiveness in our province in terms of infrastructural developments, while its national colleagues have effectively cut the budget, the Provincial Department has still proven outstanding capability, hon Speaker.

Hon Speaker, the availability of funds for the provincial procurement process is a clear and welcoming indication of the caring government ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): Hon Speaker?

The SPEAKER: Hon members, I seem to have a point of order. Hon member Sayed?

The DEPUTY CHIEF WHIP (ANC): Yes, hon Speaker, I just wanted to know whether the hon member Philander is able to take a question as to why the Health MEC ...[Interjections.]

The SPEAKER: Thank you ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): ... is no longer [Inaudible.] the leader of the DA Women's Network?

The SPEAKER: [Inaudible.] question, unless ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): Will she take that question, please? Thank you.

The SPEAKER: ... [Inaudible.] to do so.

An HON MEMBER: But you also do not have a leader.

The SPEAKER: May I – hon members, this is our sitting so it is not my sitting. I am requesting that if you wish to rise on a point of order, especially the one similar to what hon member Sayed was raising, you have to put the question, that is where you end, and then the next will be whether the hon member wishes to take that question, but you do not proceed irrespective of whether the hon member has accepted the offer for that question.

So please, let us not do it that way. Hon member Philander, I had to pause your time and I am now requesting to hear from you whether you wish to take that question?

Ms W F PHILANDER: None, hon Speaker.

The SPEAKER: Thank you, hon member Philander, you have got two minutes ...[Interjections.] you have got a minute left.

Ms W F PHILANDER: Sjoie, thank you, hon Speaker. I think the hon member must either go and find out who suspended who.

Thank you, hon Speaker. The availability of funds for the provincial procurement process is a clear and welcome indication of a caring government who puts people needs first. A population immunity remains the main defence in our continued fight against this pandemic.

Hon Speaker, let me move on quickly. In the Minister's view, could a clear timeframe from National Government regarding the quantity to improve the efficiency in the province be indicated?

Have we, to date, received enough from National Government to roll out 30,000 shots in two weeks' time to reach our target as promised by the ANC, and is it clear in the Minister's reply that further delays in the delivery cannot be ruled out? What will the Department do to mitigate these risks pertaining to the overlap of rolling out Phases 1 and 2?

Hon Speaker, I wish to commend the Department's Rollout Readiness roadshow, particularly for those at higher risk to COVID-19 and reiterate the importance of establishing public confidence in the rollout strategy by providing a clear way forward. Thank you, hon Speaker.

The MINISTER OF HEALTH: Thank you for the input. In regard to the overlap, it will not have much of an impact per se, because for Phase 2 is, the phase 2A is for the older persons, which is the 60 plus year olds and above, and Phase 1, as you indicated earlier, is for the healthcare workers.

As of 4 May there had been about 65,668 healthcare workers who have been vaccinated, and these should have been actually completed by the end of April, if we did not pause the J&J, and the allocation for us, by the time we have completed Phase 1, we will have had about 90,840 of health workers vaccinated. It shows that if you do the subtraction then, 132,000 minus 90,000, it does show that you still have got other health workers that will need to be vaccinated.

About the issue of the pause and all of those. It is not the National Department of Health nor the Provincial Department of Health, it is about the evidence, because people need to understand that as Health we have to use the evidence that is being brought, irrespective whether politically or ideologically you would have wanted to go another way round.

So it is the evidence that did show, based on the presentation by the researchers and scientists in regard to why we have to pause the AstraZeneca, again it is based on the evidence, and also regulations where that now for the J&J have to be paused because even if for us we would say we wanted to continue, but based on the ethics you cannot continue with any medical intervention if there is proof that suggests that there might be some elements of the adverse events or effects from that particular intervention. That is the evidence.

So let us not keep on praising and whatever all of those. Let us take this seriously. We have the Ad Hoc Committee where we take about three hours and make 40 pages of a presentation preparation for this House to be able to provide information. I get annoyed when you find that with the members all they want to do is play politics, because you are asked a question that why you even want to prepare so much of the information when we do not utilise that information, and we even come here and play jokes when we are dealing with issues of the life and death, especially with the healthcare workers who have to be there throughout, trying to assist all the families.

So, I appeal to the members that when we talk about serious issues, let us talk serious issues, they will be trying for the other issues related to whatever.

In regard to the question related to the procurement and also how many, whether we will, in terms of how many people have been vaccinated. Again, from hon member Makamba-Botya, for now we are using the central procurement, which is what National has confirmed that they will be providing 51 million – actually now it is going to be 60, because according to National they said Pfizer is going to be 30 million, J&J is going to be 31 million, and then it means, and noting that Pfizer has got double, two doses. So, it means that at least about 60 million of South Africans are supposed to be, ideally to be vaccinated by the end of March next year. However, we have just heard that now with the J&J, with their vaccines coming from Gqeberha, there will be a delay in the first vaccines that will be coming from there based on the contamination that has allegedly happened in the US in one of their plants.

So it means that we might not be able to achieve what needs to be achieved. Thank you, hon Speaker.

[Debate concluded.]

QUESTIONS FOR ORAL REPLY

COVID-19 vaccine: procurement

1. Mr C M Dugmore asked the Premier:

(a) What progress has been made with the procurement of a COVID-19 vaccine for the Western Cape and (b) what is the total cost that has been incurred to date?

The PREMIER: Thank you very much, hon Speaker, and thank you very much, through you to the hon member. The reply is as follows:

1. According to the National Department of Health, the National Vaccine Procurement Programme will see a total of 46 million vaccines procured for the country. In actual fact it is 46,000 million people that will have vaccines for the country, of which approximately 4,7 million will be allocated to the Western Cape for the rest of this year and going over to next year.

I strongly believe that the COVID-19 vaccine is the best way of beating COVID-19 and saving many lives. That is why this Government has done the responsible thing and ensure that we have a risk mitigation measure in place.

As part of this risk mitigation approach, we will continue to keep our vaccine acquisition team engaged. Despite only just a short while ago getting that number that I have just mentioned of 46 million vaccines given to us for the first time from the Minister.

The Department of Health in conjunction with the Provincial Treasury, have worked extensively on the planning processes and systems required in order to ensure a corruption-free responsible vaccine procurement programme, which delivers a vaccine that is safe and effective in our context.

These processes are ongoing and it is the responsible thing to do, noting our duty to our residents to ensure that vaccines are available. We care about the well-being and dignity of the residents of the province, and we believe that a successful mass vaccination strategy is the only way to beat COVID-19, to save lives and to save our economy. By taking a risk mitigation approach we will give our residents the best chance to stay safe and move forward.

And then (b), no costs have been incurred thus far for the procurement of vaccines, but also, hon Speaker, to add on to this question, and of course it was a while ago when we made the announcement and put the processes, and of course even in our budget process, put money aside for the procurement of vaccines. The question actually should be asked is would you trust the ANC to supply you with vaccines? And of course, you have to then apply your mind. I mean I have the spreadsheet here, and you have heard in the previous interpellation the Minister has said that the 1,099,200 vaccines where the first load to come for the rollout of the 60 year and older vaccine process, was supposed to be here on 19 April 2021. Of course, there is a delay.

I am happy to say that the 325,260 vaccines arrived on Sunday. This was the vaccines that were due to arrive on 3 May, and have. We actually are already right now, as we stand, in the system of this spreadsheet where we should have over 1,4 million vaccines in the system, we only have 325,000 vaccines in our system right now in South Africa, and this is the real issue that we are facing.

So, I will ask again, would you just straight out trust the ANC? This is the party that stole money when they had to run Madiba's funeral. I mean can you believe that? I mean that is just unbelievable. This is the party that during the middle of a pandemic we had to trust to procure PPE, and instead they stole the money.

This is the same party that we need to trust to keep the lights on in our country. We are all busy with risk mitigation at the moment, making sure that we deliver on behalf of the citizens of our province, according to our constitutional mandate, and that is why we have to make sure that we have also got our standby vaccine procurement programme.

Mr P J MARAIS: Hear-hear! That is good!

The PREMIER: And I am sorry that as we stand here today, I have not managed to put a vaccine on the table as yet. The ANC are trying very hard to stop us at every turn, but we will continue and I will keep this in place.

In actual fact is quite embarrassing that we stand here as a province in South Africa, or even as a country, as a country in South Africa where quite frankly right now today Ivory Coast has vaccinated more people than we have in South Africa; Nigeria has vaccinated more people than we have in South Africa;

Uganda has vaccinated more people than we have in South Africa; Sierra Leone, Ethiopia, Egypt, Kenya, Botswana, Senegal, Ghana, Cape Verde Islands, Rwanda, Zimbabwe have vaccinated way more people than we have in South Africa, and Morocco, by far, by far the leaders in vaccination of their people, and we, at the moment, as we stand, have only had the first real shipment of vaccine for rollout.

So of course, we have to make sure that we are mitigating this risk. Thank you.

An HON MEMBER: Give us the numbers.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, hon Speaker. Hon Speaker, in the light of the Premier's reply I would like to ask whether the Province has plans – I would like to ask that given that the National Minister has informed the Province that a total of 46 million vaccines have been secured for the country, and 4,7 for the Province - what additional vaccines does the Province want to still procure? And linked to that is whether he is aware that the Minister of Health has informed this province directly that attempts to procure vaccines on their own, can amount to fruitless and wasteful expenditure by this Provincial Government?

The PREMIER: So I think – thank you very much for that follow-up question. I think first of all is what vaccines will we procure? We are in the market and we are trying, and of course right now we will try to procure the vaccines that are already approved by SAHPRA, as well as those ones that are close to procurement by SAHPRA.

So of course, that is where we focus. I had an engagement with the new Minister in Bavaria of the EU, Minister Huml, and I engaged with her last week because what has happened in that province or in that state, which is a partner of ours as the regional leaders, partner provinces, and what they have done is they have actually even attracted the Sputnik manufacturing now into the Bavarian economy. So, I was engaging in around that and of course that is for what they are doing around Sputnik and we know that Sputnik is one of those other vaccines that are actually in application for approval in our country, and of course I have engaged yesterday with the advisor to the King of Jordan as well.

I wrote letters to just about everybody around the world from a diplomatic point of view, because of course once if I get some traction I then hand it over to the procurement team. I have not given up and I will continue to push to make sure that we actually get vaccines sooner than later, and even if we get vaccines today that actually help us so that we get everybody vaccinated as soon as possible, that makes sense to me. It makes sense to me, and if I can get more for other provinces, we will do exactly that, because at the current rate we are going to be vaccinating people next year, and we need to get back to work. We need to protect people from dying, we need to do it as quickly and as fast as possible.

So as soon as I do get a vaccine, of course it will have to be approved, and I have not hidden anything from the National Minister.

In actual fact the first vaccines that I ever got, it was still in the early days when AstraZeneca was available, we did not have a procurement team and the first million that I got I actually handed straight over to, via Dr Cloete, to the national team, because of course what I do, I do as a responsibility for the citizens of this province, but I also do it as a South African.

Then his second question about is he aware, of course I am aware. This document that I held up here is the document that came out of the discussion with the Minister. We had the discussion face-to-face, and face-to-face I said to the Minister, in front of the press, that, "Minister, we will still continue to see what we can get into the system, because it makes for good governance," and it definitely is not going to be fruitless and wasteful expenditure, because at that stage we then make a decision on whether we can get – if we bought the vaccines and you did not put into [Inaudible.] people's arms, well, that would be a different question, but if we got to that stage where we said what have we got in the pipeline, this number is still coming, we have still got X million people to vaccinate in this province, we can get tomorrow, we make that decision, and of course that will change the numbers at the end of the transaction. Those products have not even been delivered in our country as yet.

In actual fact that number includes not only just the Pfizer and the Johnson & Johnson vaccines, because there is another number built in which is other vaccines, which we are still waiting for the go-ahead – Sinovac, as well as Sputnik. We have not even got the go ahead as yet.

So of course, one would answer, what one would want to know is that wasteful expenditure or fruitless expenditure because we are already dedicating it to something that is not even approved. Of course, this is what we are busy with at the moment. We are busy with the risk mitigation we can put in place that is possible, and that is what it is about. It is about getting jabs in arms so that we can actually protect citizens from dying, and that is why the pressure is on to get people registered and on the 17th of this month to roll out the vaccines in this province as properly and as slickly as possible, that we could actually mitigate the risk as best as possible for those citizens, specifically those citizens at risk in our province. Thank you.

Ms W F PHILANDER: Thank you very much, hon Speaker. Through you to the Premier, hon Speaker. In terms of the collaboration between the two spheres, hon Speaker, how is the Western Cape Government working with National Government in order to support an efficient vaccine rollout, including the need for sufficient vaccine and the timeous rollout thereof? Thank you, hon Speaker.

The PREMIER: Thank you very much, hon Speaker, and thank you to the hon member Philander for the question. Absolutely, our Department and the National Department meet every week. Minister Mbombo, she has been saying now, the previous question was very much in line with this question as well, or the last interpellation question, and as I have just said that Minister Mkhize was in this province. He was actually here to have a look at our rollout, to see whether we were ready for it, and we took him around, showed him that rollout, and Minister Mbombo and her team can be very proud of what we had to show him and of course he was also very happy with what he saw.

At that same time we had that discussion on when and where and how, and of course that is the Health Department. At the same time we also have continued engagement at a national level via the PCC, and of course even between meetings, when we actually have political meetings, we also have administrative meetings that are ongoing almost every single day. The last discussion that was had between our team here in the province and the national team, was about how we deal with travellers coming specifically from India at the moment, and of course there was an advisory, MAC advisory document. We commented on that document, our officials engaged and I think it was on Tuesday there was a meeting at the National Health Council.

So of course we work very closely because we all, at the end of the day, also, as I said earlier, have a responsibility through the Constitution to deliver for the citizens of this province, but at the same time we are also South Africans that make sure, if we can make sure, that we help South Africa get the rollout of these vaccines as efficiently and effectively as possible, that makes for good business sense, it makes for a good South African response to try and claw back where we are at the moment in our vaccine response. Thank you.

Mr P J MARAIS: Thank you, hon Speaker. Hon Premier, thank you for having had the courage and conviction to start our own rollout. There is a lot of mistrust currently in the country about the vaccine. I personally had many calls from the people. The question they ask is one actually egged on by fear and they say, "The National Government is doing vaccinations and Premier Winde indicated the Province will do our own. Which do you recommend? Which one should we take?"

Now that is a curve ball. What advice do you want to give me that I can give to people who question the issue of do I take the national rollout vaccine, or do I wait till 17 May and rather take the provincial one? Because obviously fear is a big factor in this vaccine. There are all sorts of fake news going on. Some people say it is not fake, it is true. Then we hear about blood clots, then we hear about – we do not know what is in that needle. How do I know? They are not injecting me so I can die before the election.

All these type of things, it might sound strange, but the people are scared, and it will raise ...[Interjections.]

An HON MEMBER: Or you can die [Inaudible.] you are old.

Mr A LILI: No man!

Mr P J MARAIS: People are fearful, people are scared ...[Interjections.]

The SPEAKER: Order!

Mr P J MARAIS: ... especially because of comments like we just heard from some ape here – I do not know who it is – but I want to ask the Premier, will you recommend that we take the provincial vaccine or the national one?

The SPEAKER: Thank you, hon member Marais. Before the Premier rise, I would like to ask the hon member Lili to withdraw his remarks.

Mr A LILI: No, I am just joking and I am withdrawing.

The SPEAKER: Thank you. Thank you, hon member. May I then request the hon Premier to respond.

The PREMIER: Thank you very much, hon Speaker, and thank you very much to hon member Marais for the question.

I think first of all we must be quite clear that there is no provincial vaccine or national vaccine that is being rolled out on the 17th, they are all the same, although there are two makes. There will be the Johnson & Johnson vaccine and there will be the Pfizer vaccine. The Johnson & Johnson vaccine is the same vaccine in this province as it gets rolled out in other provinces, or in other countries. Of course, that is the vaccine that Minister Mbombo spoke about earlier in the interpellation, that 1,066 million vaccines that are ready, but of course there has been a question mark because of a factory that was manufacturing in the US, so they are doing some extra double tests on that specific vaccine, but I have no reason to believe that they would not be available on the 17th.

So, on the 17th there will be vaccines rolling out of Johnson & Johnson and at the same time there will also be Pfizer vaccines. At the end of the day you also will not really have a choice as to which one you can have because I presume that what we will do is we will probably get the Johnson & Johnson vaccines to the further reaches of the province, because it is a one dose vaccine, because it does not need the -70 degrees to transport it, although we have got a contract now in place that can transport the Pfizer vaccine at -70 to any part of our province, so that also has made it a lot easier, but I think logistically it is easier to actually send out to our smaller towns and village the one dose. Our bigger towns with bigger infrastructure will get the two dose, which is the Pfizer, and of course if you look at the scheduled delivery, we will build up in May, we will build up our numbers. We only get 325,000 doses of Pfizer every single week in May, until the last week. In the last week in May we get about 630,000 doses of Pfizer and then it continues at that level for the weeks following that, but again to that question, there is no difference in whether you are in another province.

So, it is not whether you choose the Western Cape vaccine or not. Our job at provincial level is to make sure we got a slick vaccine rollout and a system, but we are also linked to the national database, and the hon member Marais, I want to say to you that we need to encourage people to get registered. I said on a question today on the Digicon, somebody was worried about – you were just saying there are many people that are worried because there are questions to be asked. We must be able to give people openness, transparency and answers to their questions, that is very important.

We need to make sure that they are able to ask those questions so we have these open platforms, but you can also engage and today we announced that the dashboard is now going to have the vaccine numbers also on our dashboard, and you can actually drill in.

There is further detail on the dashboard that you can go into, I do not want to spend too much time on it today, but also people can go have a look at the Digicon, especially Dr Ismail and what he said about the dashboard. He took people practically through it.

I want to say a last thing about the mistrust in the vaccines. So of course, one of the questions I got today was we saw that there was some blood clotting with one of the vaccines, and of course you have got to be open and transparent about it. Six people out of 6 million people getting doses showed a blood clot system, or a blood clot coming into their system. At the moment – and you must make a choice based on that, but the opposite – and our numbers in the Western Cape are quite interesting, because it is also round about 6 million people, and out of 6 million people 11,500 have died because of COVID-19 in the last year in our province, but six people out of 6 million people got a blood clot.

You need to make a choice here, so I believe that every single day we are learning more now. I mean there are millions and millions and millions, hundreds of millions of people that have received the vaccine already in the world, and we need to monitor and see, but of course you have got to weigh up one risk against the other.

My real message is: do not get caught short and suddenly we have a third wave on us, and now suddenly you want to panic and go and get a vaccine. Get yourself registered. If you are over 60, it is an eight-step process, very simple. If you go onto our website there is a button there, it is the top banner, push the red button, you can register yourself. Register someone else who cannot, who does not have data or connectivity, you can put a trusted friend's cell number on there that they will send the message for you and a trusted friend, and then ask those questions. On our dashboard there is also a button to push to register for your vaccine.

So, hon member Marais, I think we need to be ...[Interjections.]

The SPEAKER: Hon ...[Interjections]

The PREMIER: ... open and transparent. Anybody is going to be nervous and we need to be able to give them those answers and we will endeavour to ...[Interjections.]

The SPEAKER: Hon Premier ...[Interjections.]

The PREMIER: ... give every single [Inaudible.]

The SPEAKER: ... there seems to be a point of order. Will you please take your seat. Hon Kama, is that a point of order and what is your point of order?

Mr M KAMA: No, thank you very much, hon Speaker. I was reluctant in raising because I wanted the Premier to finish, because my point of order actually is on what hon member Marais said earlier. I think when – if I may continue, or should I raise it then, hon Speaker?

The SPEAKER: Yes, you may proceed.

Mr M KAMA: Yes. When hon member Lili interjected, which I think you correctly advised him to withdraw, hon member Marais continued to say like, "We have heard from, like we have just heard from one ape here." I think that is a very offensive and racist language that he has used and he should be asked to withdraw.

The SPEAKER: We will investigate that. What exactly did he say?

Mr M KAMA: He says, "Like we have just heard from some ape." So he has called the member of the House an ape, a gorilla, or whatsoever that you would call, it is a racist term. Would he in fairness, hon Speaker...

The SPEAKER: Alright. Hon members, order. If that is the statement, we will have to solicit from the hon member Marais what exactly he said, and then if there is a conflict with that, then we will follow the Rules.

I wish to deal with this matter now and dispense with it, if you do not mind, hon Premier? Hon member Marais, do you want to come in here and appraise the House on what exactly you said?

Mr P J MARAIS: Yes, sir. This member – I did not know who it was, remember? Because we are open to the public too. So I do not know who interjected there, wishing me to be dead. I do not know what is worse, to wish somebody dead or to call somebody an ape. "Ape" meaning stupid. If it is a member I would say it is unparliamentarily ...[Interjections.]

The SPEAKER: Thank you ...[Interjections.]

An HON MEMBER: It is racist.

The SPEAKER: Thank you, hon member Marais. Hon member Marais, it is unbecoming of an hon member to call any person in this meeting or an hon member for that matter, anything other than an hon member, because that is how we refer to each other. I would like ...[Interjections.]

Mr P J MARAIS: I repeat, sir, I did not know who it was that spoke. He did not show his face, he did not have his video on. I do not know who said ...[Interjections.]

The SPEAKER: [Inaudible.]

Mr P J MARAIS: ... it, I just heard a voice.

The SPEAKER: I heard you, hon member Marais, but you need to withdraw that statement.

Mr P J MARAIS: Jip, I will withdraw, but must he withdraw that he wishes me dead? Or is that okay?

An HON MEMBER: No, he has already withdrawn.

The SPEAKER: He withdrew that statement as well, so ...[interjections.]

Mr P J MARAIS: Then I ...[interjections.]

The SPEAKER: ...and he [Inaudible.] condition. If you could ...[interjections.]

Mr P J MARAIS: I withdraw, hon Speaker, I withdraw.

Ms R WINDVOGEL: Thank you, hon Speaker. Hon Speaker, can the Premier shed more light on the 1 million vaccines he says he sent to National Government, and what are the details of these vaccines, and where did they come from and what was the cost? Thank you, hon Speaker.

The PREMIER: Thank you very much, hon Speaker. This was obviously quite a few months ago, it was AstraZeneca, it came through a wholesaler in the UK. At that stage we did not have the ability to procure because we had no procurement team, we also did not have a budget aligned to it, and it was a shipment of AstraZeneca that was supposed to be going to - at that stage AstraZeneca was only being sold to various countries and no private sector or subsidiary, and this was a shipment that was actually incorrectly sent to private sector wholesalers, and of course they were not able to get it at the price, and at that stage, if I remember correctly, the price that we were offered was something like \$5.20. At that moment, if you remember, I think that nationally the AstraZeneca price we were getting was around \$6.70 or something like that, but it was a much cheaper price than we were getting at a national level. It was just one million doses, and we were not able to procure it and at that stage, so we passed that on.

Obviously, AstraZeneca then became a product that we were not able to use anyway, but that was sort of earlier on and I think I just mentioned that because at the end of the day, even in our own procurement processes, I have always said it, I have always said it to National Government that no matter what we do, my first responsibility obviously is to the citizens of this province. But if I managed to get extra vaccines, I would get them and then make them available to citizens in other provinces and of course, that is what we did then, and I would continue to do. Thank you.

Schools: liquor sales at events

2. Mr B N Herron asked the Premier:

As noted in the Provincial Safety Plan, "recruitment and deployment will be evidence-led and data-driven":

(a) What evidence or data were used to support the decision to reduce the deployment of LEAP officers from 3 000 to 1 000; (b) of those 1 000 LEAP officers, how many are currently deployed in the City of Cape Town; (c) how will crime be tackled in hotspots where no LEAP officers have been deployed for intervention; (d) how much of the entire budget has been used for the number of officers trained and deployed and (e), where have violence prevention programmes been implemented?

The PREMIER: Thank you very much Speaker, and thank you to the hon member Herron for the question. The reply is as follows:

2. The aim of the Western Cape Safety Plan is to boost law enforcement capacity in our least safe neighbourhoods and to address the root cause of crime, and the violent crime more specifically in our society. This is an ongoing programme that will be rolled out over time. Through the cost calculation effort done by the Western Cape Government and the City of Cape Town, it was determined that with the current allocation budget, 1 000 Law Enforcement Officers, or LLEO's, will be deployed. It is still the Western Cape Government's undertaking to recruit and train and deploy 3 000 LEAP Officers over time.

Currently 506 LEAP officers have been recruited, trained and deployed in the City of Cape Town Metropole. There are a further 250 officers being trained now who are due to be deployed in July and the last group of officers deployed in October 2021. This means that at the end of this year, the Western Cape Crime Fighting capability will have been boosted by 1 000 of our own officers. LEAP recruits are trained in batches to ensure that every law enforcement officer is well equipped and prepared to keep residents safe.

It is important to note that addressing crime is currently the primary mandate of the National Government and the South African Police Services. In all areas across the province, crime is to be addressed by SAPS, but we have also been seriously under-resourced specifically here by SAPS in the Western Cape, especially in communities where crime rates are the highest. This is absolutely unacceptable. This Government refuses to sit back and do nothing because violence and crime affect so many of our communities. We therefore responded with our own Western Cape Safety Plan which uses data and evidence to ensure LEAP officers are deployed to areas where they are needed most. There is no doubt however, that SAPS needs more resources in the Western Cape, especially as per our Equality Court judgment on this matter, in poor black communities you face unfair discrimination by SAPS in their resourcing allocations on the base of race and poverty. And then:

The following was spent on training and deployment only, this is of the LEAP officers. A total actual spend 2019/20 of R121 379 893; total actual spend 2020/21 R213 195 147 and then a total budget allocation for the 2021/22 current financial year R496 279 795.

Violence prevention programmes are implemented across multiple Western Cape Government departments in numerous communities. The member did not state a timeframe for this specific question; however, he has asked this question previously to other members of my Cabinet and so I would also refer him to those replies.

But in addition, of course, and in the violence prevention space, it is the various projects like for example, in health, 1 000 days.

Identifying of boys at risk, the Safer Schools programmes and that is from fencing all the way to anti-bullying campaigns or the campaigns that they are running out at the moment where it is about 'don't do drugs'; 'please stay in school' and 'don't carry dangerous weapons.' It is about the ECD programmes, it is about the sport and after-school programmes, it is about the Chrysalis Programme and the extra identification of youngsters in hot-spot areas who actually end up getting an opportunity in life to redirect and to help them get away from those gangs or those difficulties that they find themselves in.

It is the Area Based Teams that are being set up across the province and then of course the data that comes from those Area Based Teams. It is the heat maps that come from the data, it is about also making sure that we bring this together in a continuous programme, not only within the province or at a municipal sphere, but also a national sphere.

So for example, when we bring in our Management or our Cabinets and of course in our Management Committees, yesterday we had the Safety Management Committee and of course the report back there – and I think if you ask any of the officials from the different governments or you ask any of the Ministers who were there, they would have all said probably the same thing; the report from the Brigadier who reported back from Bishop Lavis on what his plans were and how they align and join in, it actually starts to make you quite excited that the Safety Plan is starting to find traction on the ground.

So, you actually start to see that alignment and of course at the end of the day, you have a look at it, you say what are we doing? Is it making a difference, is it having an effect? And for me, what really stands out, if you move back to the first part of the question on the LEAP officers, and I look at just this week alone, the LEAP officers have been involved in more than 80 arrests, this week. And every single day that I look at the LEAP reporting and I see what is coming out of the system, it comes into my phone and I see the hundreds and hundreds of parcels of mandrax tablets or other drugs or firearms that are removed out of the system every single day, we get that report. And every time I see that firearm removed out of a community, especially a community that is held so captive by crime, that then says to me, this is the right kind of programme, that firearm could have been the firearm that took someone else's life this evening and that firearm removed by that officer, just that one, makes this worthwhile. Thank you.

Mr B N HERRON: Thank you Speaker, and thank you to the Premier for the answers. Speaker, my concern is the manner in which the Premier has answered this question, seems to have shifted the aim of the Western Cape Safety Plan and the Law Enforcement Auxiliary Programme. The aim initially was to reduce violent crime and use halving the murder rate as the index by which to measure it and to get reports that the Law Enforcement Officers are finding mandrax does not really respond to the initial aim of this project and the aim was not simply to reduce crime, it was actually to reduce violent crime and to halve the murder rate.

And I am wondering if - I also went out and engaged with communities – and I am wondering if the Premier has done that because my fear – and I am asking the question around this to the Premier – is that this Safety Plan and these promises are creating a false sense of security amongst the communities because those communities are being told they are safer because there are law enforcement auxiliary officers there and what they have there are learner Law Enforcement Officers who are not actually addressing violent crime and are placing these learner Law Enforcement Officers in danger as well as those communities who are lulled into a false sense of security.

What I saw was these LEAP officers parked behind community halls, lounging around. I was told by community members they do not feel safe because the learner Law Enforcement Officers leave at six p.m. in the evening, they only work six to six so this plan, and I am asking the Premier, if he would agree with me, is creating an illusion of policing that is not a real policing plan. And secondly, I would like to ask the Premier to address the question of inadequate resources. This term of office started with an inter-governmental dispute with the Minister of Police around adequate resources of policing and has that dispute being abandoned in favour of this LEAP project? Thank you.

The PREMIER: Thank you very much and thank you to the hon Herron for the follow-up. At the end of the day the aim is definitely still to halve the murder rate. We have always said that it is halve the murder rate in the next ten years, but you have to get to the causality and that is why the violence prevention, and the harms reduction are leading to this murder rate. So of course, if you are tackling the gangs and removing the drugs and removing the firearms, that is part of the causality, but part of the causality is also the first thousand days. That is what the Safety Plan is about. That is the advice coming from the professors and the specialists in our universities and of course those partners that we have taken advice on from other parts of the world, who have also embarked on similar plans to halve murder rates, to make communities safer.

Of course, his point around deploying a forced multiplier and some extra boots on the ground is not a switch, it is not something that just changes overnight and of course communities, if there are issues, we need to go and readdress that to these communities to say when you have a deployment, it is not as if tomorrow it is just going to change immediately. Fighting crime does not work like that. But one thing is given that the police and SAPS are under-resourced in our province and they are specifically under-resourced in those areas that are the murder hotspots. 50% of murders takes place in ten of the 152 police precincts in our province. Those ten precincts, who all happen to be in the City of Cape Town, they are in poorer communities and that is where there should be extra deployment. So, the first question, and that was the dispute declared is why do we not get extra deployment to those areas? We show overall that we have under-deployment in this province and of course, if I was the National Minister of Police, I would be saying which of the hot-spots in the country and why are we not over-deploying to those hot-spots to make a difference. And of course, that it did not happen, we declared a dispute. The dispute is still in place but what we did do was say let us hold back on continuing the legal process of that dispute because what we did also is get an agreement to give us those extra 1000 police officers. But it is still in place.

I, at the moment, want to really find ways in which we work with police rather than against them, and of course it is how we work together at all three spheres of government tackling crime focused on crime and tackling it head on. So that dispute is still in place although it has been parked while we are working and finding ways in which to work better, and Minister Fritz who leads this plan will tell you that it is really when you get to start dealing with the leadership in the police system that are on the ground in charge of the police stations in those police precincts, they absolutely value the way that it is working together so that we can have an impact.

And of course, his question was have I been on the ground, and absolutely, and really what I want to check when I am on the ground, two things: Do we find that synergy and work with the different law enforcement agencies and it is not only SAPS and Law Enforcement Officers, it is SAPS, the Law Enforcement Officers, how we integrate that with Social Development Officers, how we integrate it with traffic, how we integrate it with Metro Police, with CPFs and with Neighbourhood Watches. It is about getting all of those layers right and then the Violence Prevention Programmes across every single department, and so absolutely.

But then his last point that he raised was he found officers not actively on duty and I would request that he please report that, because of course that needs to be dealt with. It does not help if we have a police officer in whichever – whether it is a LEAP officer, a police officer, a traffic officer, anybody who is there in service of the community, trying to make it a safer place – who is asleep on the job, who is not actually actively on duty when they should be. We need to report that and deal with it.

Mr R I ALLEN: Thank you so much, Speaker. Speaker, through you to the Premier, the Premier mentioned earlier on that crime is to be addressed by the South African Police Service. In understanding that the establishment of SAPS is currently 21 000 SAPS members for the province, a court case found where one particular gang indicated that they potentially have a membership of 10,000. So, it could be argued that there are actually more gang members in our province than we have SAPS members. So, against that backdrop and the fact that crime is to be addressed by SAPS, is the Premier able to elaborate on what the status is of SAPS resourcing in the Western Cape and, how does the Province work towards supplementing this with the results? Thank you.

The PREMIER: Thank you very much, Speaker. Thank you very much to the hon Allen and I thought he was probably going to ask me something more about the LEAP officers because as the hon Herron said, have you been on the ground and I know that the hon Allen was on the ground with our officers, walking with them just over the weekend, so I want to thank him for that in the role that he plays in his oversight role.

But the question that he asks is about resourcing and of course, gave a number about gangs but that goes to the previous point that I made in that we have the highest per capita murder numbers in our country, although the numbers of murders are higher in two other provinces than in this province, but it says there are three provinces with massive problems and there should be maximum deployment and extra resourcing.

One would expect to see fighting for those extra resources at a national level, deploying them into the crime hot-spots and then looking at the whole thing from policing through the criminal justice system, but we know there are weaknesses along that whole value chain and there does not seem to be real action in trying to address it.

He speaks about the 21 000 deployed SAPS officers to our province and of course, that also puts it in context, the 1 000 extra LEAP officers, it is just adding extra force multiplied to the 21 000, but still, we are trying to get huge results out of the limited resources that we have. We are still, as we sit here today, based on the previous numbers where we have received the extra 1 000 officers, we were 5 000 officers too few in our province, so now we are sitting theoretically at 4 000 officers too few, but probably that number goes up every single year as we look at the differential between provinces, the crime levels between provinces and of course the number of people that come to this province to look for services for healthcare, for education and jobs and then our numbers go up again and we should be countering that with extra deployment across the board and continually doing so.

So quite frankly, to the hon Allen, we still have too few deployed in our province and we need to have more and of course that is why we are doing exactly what we are doing. It is a pity that we actually have to take resources and put a Safety Plan in place in a province, we should be able to leave it where it was and not actually fight this fight. We should be focusing on other things, but quite frankly when crime comes up, as the number one issue that faces our citizens, specifically those citizens in our poorer areas where they cannot do homework besides underneath the dining room table for the fear of being hit by a stray bullet; where you cannot just walk down the road or you do and you cross the road and you get shot at because your family member might have some other family member closely linked to some gang member and you just get arbitrarily shot at or, as we see so many of our children just getting shot at with stray bullets taking out our children as they are playing outside. And quite frankly we have to change this, and we will continue to push and do what we can to bring about this change. Thank you.

Mr F C CHRISTIANS: Thank you, Speaker. Speaker, the Safety Plan with the deployment of the LEAP officers in the hot spots was the plan to deploy more and more LEAP officers but a major problem that was identified before was the criminal justice system. The Premier spoke about appointing 150 investigators because we are arresting and arresting. How many of these cases go for investigation and justice has been done because we know we have a problem when it comes to investigators? How far is the province in appointing these investigators when it comes to assisting and trying these criminals when they are arrested? Thank you, Speaker.

The PREMIER: Thank you very much and of course the investigations definitely is an area where we are falling very short in our province linked to the criminal justice system. I know that that process along with the City of Cape Town is ongoing, I would have to get the details to get the actual detail of the numbers, so I will get that to the hon member or have it placed as a formal question. But it is part of the ongoing process.

This is not just about boots on the ground, this is about dealing with the whole aspect of how we deal with crime and the point as raised earlier and now by the hon Christians, is the criminal justice system and whether it is the helping our investigations because we know that our investigators have an average caseload of over 200 cases per investigator and quite frankly, if you want to be efficient, you need to have less than twenty, in actual fact probably somewhere around about ten. And that is where we are way, way under-resourced as he has said. But it is not only there, it is about how investigations get carried through, how the evidence ends up and of course, that is why we have had to put the extra resources just into court watching briefs because things fall flat, they do not have the proper dockets delivered and so yes, we talk about these various interactions across this whole value chain on trying to deal with crime in our province. I think in every single aspect, under-resourced and not sufficient manpower.

Mr M KAMA: Thank you very much, Speaker. Speaker, I think in one of the committee meetings that we had on Community Safety, the MMC from the City of Cape Town mentioned to the committee that some of these LEAP officers were used in some instances to prevent land invasions. Now I want to understand with all of that happening and with what has been mentioned now, the intention of the Safety Plan, which was to halve the murder rate, I think in ten years: I want to check if the Premier is really satisfied, because he again said that from time to time the Safety Plan will be reviewed.

Is he satisfied when even now we are struggling to deploy just 1 000 officers for a period of I think two years and instead of this Government trying to seem as if it does something, I want to check if the Premier is prepared to really support the cause of the ANC, that it is making to the provincial leadership of SAPS, that the murder rate should be used as one of the determinants to deploy resources around the province and therefore shift resources that are not being optimally used in the leafy suburbs and be deployed to the areas that really need them which are the poor areas in our different townships? Thank you.

The PREMIER: Thank you very much. The hon Kama has hit the nail on the head. It is exactly the problem. He says the deployment from the leafy suburbs to the crime hotspots. Why on earth has the ANC not done this? I cannot believe that they have not done this. We always put these numbers of the table and we must do that, rate them next to murders. Quite frankly, why on earth have you not done it? I absolutely support you on that. That is the first no-brainer, and it has not been done for years and years and years and I have got no idea why not. And that is the question, but do not ask me the question, ask the ANC the question.

The second question is on the deployment of LEAP officers to help with other issues, not necessarily focused in those hotspot areas and there was an agreement during the lockdown time that we could help with letting LEAP officers help with roadblocks, letting them help with other issues around managing Covid-19 but we have now since the lockdowns been getting all of those LEAP officers back into the reason that they are there. Exactly this question, make sure that the deployment of those officers is not there for roadblocks, it is not there for other issues in other parts of the province, they are

there in the hotspot areas to make sure that we are reaching the goal which is in the next ten years we have to halve the murder rate because that is exactly the point that the hon Kama makes.

Why are we not using the murder numbers as a deployment tool? I asked that question myself over and over and over again. Why does the ANC not use that tool as a deployment tool? Deploy people where you need them to make the difference in crime and of course that is why we keep on saying give us the management of SAPS in this province because quite frankly the ANC does not know what they are doing.

Violent crimes and murders

3. Mr M Kama asked the Minister of Community Safety:

What are the detailed plans and strategy of this Government to curb violent crimes and murders in the Western Cape?

The MINISTER OF COMMUNITY SAFETY: Good Afternoon. †As-salamu alaykum [Peace be upon you] to all our members in the House. The reply is as follows:

3. The question that hon Kama asks is essentially, almost identical to the question posed by member Herron. So, I am not going to repeat what the Premier has said. In fact, the Premier did an excellent job in answering the question about what we are doing and how are we rolling out our Safety Plan.

I want to also just zoom in a little bit into the practical part of what the response is. I think it is okay to make comments about people laying around here and laying around there but what we had yesterday is an absolutely excellent example of what we mean by an approach that is transversal, an approach that is integrated, an approach that deals effectively with the causes of crime and the root causes of crime, and as the Premier indicated earlier, we focused on the Bishop Lavis precinct and there is a Brigadier Jones that really illustrated the issue, and hon Christians would be delighted to hear that the approach is in fact dealing with the whole criminal justice system from arrest right through to prison. [Interjection.].

The whole value chain of the criminal justice system is dealt with at a local level. So when a person is arrested by our LEAP officers, no one else, by our LEAP officers, the immediate thing is to check whether that person is a parolee and when he is a parolee there is the whole point of revoking that parole, getting him back into prison because we have seen the high level of crimes committed by re-offenders, people put out on parole and this is the reason why we are so focused on the Area Based Teams that on the one side will have the kind of law enforcement part but the other part is the violence prevention part and the two must be interlinked and the two must be integrated and it is transversal.

It was so great to see every department yesterday at the Safety Manco; from Social Development to Housing to Public Works to Traffic, to everyone, every single one. And then the next phase, to have the police there, at the next meeting we will have the City of Cape Town there, every single one, but that is operational already in the Area Based Teams and in those ten precincts where the highest murders occur. So, we started now with Bishop Lavis, we are moving to Khayelitsha and then from there to Mitchells Plain. All ten areas will be done very, very soon. And what I will also do, I will also forward the rest of the technical stuff that I have written here to hon Kama, Speaker. Thank you very much.

Mr M KAMA: Thank you very much, Speaker and let me welcome the response from the MEC. Speaker, I am sure the MEC would agree with me that part of the challenges of this criminal justice system has to start from policing and making sure that we are able to investigate crime. Using the example of Kraaifontein, which is a murder capital, which I also visited I think about five weeks ago, I want to understand what is the Department doing, other than the 1 000 deployment officers, what is it doing to ensure that it fixes the infrastructure of these areas that we are talking about to make it a point that police are able to sufficiently do their work, they are able to investigate and they are able to prevent crime?

In Kraaifontein the roads are a mess, they took me on a ride there in Kraaifontein. It is difficult to move around the township because there are so many potholes, drains are blocked, it is just difficult to even operate. With the clear understanding that the mandate of the Province in relation to policing is that of oversight, I want to understand why is the Government prepared to even go and look for resources to do what is not necessarily their mandate and neglect what is Government's responsibility, which is to make sure that we create an environment that is conducive not only for policing but for the people to live in these areas? Thank you.

The MINISTER OF COMMUNITY SAFETY: †Enkosi [Thank you.] hon Kama. I think that is a very, very good question because it is so contextual to exactly what I just said around the issue of Area Based Teams. Part of our Area Based Teams also speaks to urban design. There are many times urban design facilitates crimes, it makes the area conducive for crime and that is the reason why we have had every single one at those meetings.

Our job is not to take a tractor and go and fix the road, our job is to facilitate that talk and that communication with everyone to look at trees that are overgrown, that where people get raped when they walk to work in the early morning. That is our job because that is part of the notion and the principle of urban design. And that is exactly what I am saying and in Kraaifontein, which is another hotspot, our urban and our extension and our *uitbreiding* in Afrikaans, our rolling out of the Area Based Teams is on track and it is coming there soon. We are already speaking to the Ward Councillors, we are already speaking to the sub-council. We are having amazing talks before we actually come and roll out and launch any one of things.

But the point about urban design, hon colleague and member I think is an important point, it is not just romanticising about it, oh, what is this one doing, we all talk together, we all find each other as the Premier said earlier, we really want to build relations with SAPS. And you know where we need to criticize, we criticize but we really want to build up relations with them. The one issue that I am taking to Cabinet very soon is the whole programme of Safer Cities and how we can take hands with SAPS to roll out the principle and this programme of Safer Cities.

We know exactly what you are saying hon member around urban design and the factors facilitating crime in those areas. †Enkosi. [Thank you.]

[Questions 6, 7 and 8 stand over.]

[Question time expired.]

[Questions 4, 5, 9 and 10 to be printed in Hansard]

Questions and replies as received from departments

ORAL QUESTIONS

For written reply:

SAPS: support to LEAP officers

4. Mr R I Allen asked the Minister of Community Safety:

What is the status of the support provided by the South African Police Service (SAPS) to Law Enforcement Advancement Plan (LEAP) officers?

The MINISTER OF COMMUNITY SAFETY:

4. With the roll out of the area-based interventions, which led to an improvement in the collaboration between the different Law Enforcement Agencies, the South African Police Service has taken the leading role in the planning and execution of operations in the 6 priority areas where LEAP deployments are currently taking place

Municipalities: disaster management support

5. Mr D America asked the Minister of Local Government, Environmental Affairs and Development Planning:

What is the readiness of his Department to assist municipalities with disaster management support relating to floods, storms or other phenomena that may threaten communities and infrastructure in the upcoming winter season?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

5. Planning plays a pivotal role in ensuring a rapid, effective and coordinated response to any major emergency/incident that occurs. The Department of Local Government co-ordinates the planning efforts between provincial departments and all thirty municipalities in the Western Cape province.

Annually, the Department of Local Government requires Winter Readiness Plans from organs of state to ensure preparation for the Winter Season. At the beginning of February 2021, the Department of Local Government (Disaster Management Centre) requested district, local municipalities and sector departments to ensure that their winter readiness and preparedness plans are in place to respond to emergency incidents during the winter season. These plans include response and temporary shelter for affected communities as well as the management of estuaries. Pro-active measures to mitigate flooding in informal settlements where relocation of structures is not possible, must also be put in place. These mitigation measures include awareness campaigns, improve storm water infrastructure, early warnings, cleaning of rivers, etc.

Furthermore, it is imperative for the Western Cape Province's risks such as the prolonged drought in parts of the province, informal settlements and wildland fires, floods and mudslides associated with wet weather, drownings, load shedding and the possibility of complex humanitarian emergencies to be considered in the winter readiness plans.

The Department of Local Government compiled and finalised the 2021 Provincial Winter Readiness Plan on 19 April 2021 which was disseminated to the National Disaster Management Centre as well as to all stakeholders. With the activation of the Centre for the Covid-19 pandemic, the Department has fostered close partnerships with stakeholders to ensure integrated response activities.

The Disaster Management Centre is also represented on the City of Cape Town's Flood Task Team which meets regularly before the winter season commences, to ensure measures are in place to prevent and mitigate the impacts posed by severe weather.

The Department of Local Government has also ensured that the following pro-active measures are in place for the winter season:

- An agreement with the South African National Defence Force (SANDF) for the use of helicopters for rescue operations;
- open communication channels & regular updates between the WCDMC & the South African Weather Service (SAWS) regarding impact based early weather warnings which are disseminated to stakeholders;
- as well as with the Department of Water and Sanitation, for the monitoring of dam levels & river flows.

The Province remains in a state of readiness for the winter season. In addition, it must be noted that hazard specific contingency plans and the Western Cape Preparedness, Response & Relief Plan are in place to deal with any disaster or to support any municipality during a disaster should the need arise.

Informal settlements: electricity connections

9. Ms N Makamba-Botya asked the Minister of Human Settlements

Whether his Department has done anything to assist residents in informal settlements in getting proper electricity connections in their dwellings in order to avoid the so-called illegal electricity connections; if not, why not; if so, what are the relevant details?

The MINISTER OF HUMAN SETTLEMENTS:

9. As you're fully aware, my department is not mandated to provide electricity connections to informal settlements. This is due to the subsidy quantum applicable to the informal settlements upgrading programme, not making provision for electricity connections.

The Municipality has to make applications to either Eskom / the Department of Energy to electrify informal structures.

We do however engage the local sphere of government about this, as this is an important matter to us

Firebreaks to prevent and mitigate fires

10. Mr D America asked the Minister of Local Government, Environmental Affairs and Development Planning:

With reference to the recent devastating fires in Cape Town near the University of Cape Town and surrounds and in the light of the importance of firebreaks in preventing and mitigating fires: What is the status of these firebreaks?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

10. Chapter 4 of the National Veld and Forest Fire Act, 1998 places a duty on landowners to prepare and maintain firebreaks. The enforcement of this act is the mandate of the National Department of Forestry, Fisheries and Environment (DFFE). The various Fire Protection Associations, also established in terms of this act, represent the landowners and are obliged to maintain registers of all firebreaks.

QUESTIONS TO THE PREMIER WITHOUT NOTICE

Ms N MAKAMBA-BOTYA: Thank you, Deputy Speaker. My question to the Premier today is as follows: I just want to know what steps would the Premier ordinarily take against a member or members of his Provincial Executive who are facing allegations of lying about their qualifications and in the light of the development that transpired within your Cabinet where one of the provincial Ministers admitted having lied about their qualifications, which is Minister Madikizela? Lastly, going forward, what would be your plan in making sure that the CVs of your Cabinet Ministers are a true reflection of the qualifications which they possess? In other words, do you have any plans of embarking in a qualification screening of all your Ministers in the Cabinet? Thank you very much, Deputy Speaker.

The PREMIER: Thank you very much and thank you very much to the hon Makamba-Botya for the question and I think obviously the process that has evolved in our province is one of public record. I think the first thing is that when the hon Madikizela was called out in a press release and press statement, he then very quickly admitted to not having his qualifications correctly written on his bio. But what I did do is when I engaged with him I said to him, you know obviously I need to apply my mind because I have also made certain statements around us as a Cabinet, we have also made certain statements around our lifestyle audits, our values and integrity and then what I did was I said that in order for him to also apply his mind, that I thought the best here would be for a 14 day suspension and within those 14 days what I would also do is put a proper process in place. Because I also believe that you need to have a record for future, you need to be able to show the process of how you applied your mind, and I actually asked our legal department then to commence with that process.

Of course, I think it is also public knowledge that then Bongi Madikizela in that period, then elected to stand down. In other words, he fell on his sword. And I want to say that perhaps on that space, that that is something that rarely happens in politics in South Africa, and I want to commend him for that, for doing the honourable thing as difficult as it is. The hon member asks about qualifications and of course, that is one thing in politics that you do not have to have a certain qualification to be a member of this Legislature. You do not have to have a qualification to be an executive member, a chairperson, a leader of the opposition, a chief whip, a whip. Whatever position you hold here as representing the citizens of this province, one would hope that your political party has a mixture of various skills that truly represents the citizens here in this House in the best interests of the citizens of this province.

But again, coming back to Bongi Madikizela, I again want to commend him for doing the honourable thing in stepping down and also the difficulty in doing that, he also stepped down from a number of positions, not only from the Cabinet, of course my position is only dealing with him as the Premier and in my role with him, as a member of my Cabinet. But as we know he stepped down from other positions, he stepped down as a member of this Legislature. He stepped down from political positions and of course what he also did was he made it very clear that he understands that he has erred, he is remaining within the Democratic Alliance and he is going to go and rebuild.

I think obviously the best thing to do here would be to actually finish that degree that was mentioned in his bio, as he said that initially was unfinished and then the unfinished seems to not be around anymore. But he did the honourable thing and as I have said earlier in some of the other debates, that we do not often see that in politics, especially in South Africa. We are seeing all sorts of issues around, even people not even prepared to accept suspensions while investigations take place and of course once again I think in politics and perhaps the question around my Cabinet, I value that we find that integrity with members in our Cabinet.

And of course, you know we will get challenged at any time and I believe in proper due process, investigation and then decisions get made in whichever way they happen, whether an individual steps down or whether I have to then act as a Premier and make a decision based on that evidence in front of me.

I do believe in proper due process and so perhaps the last part of the question. As I have said we put lifestyle audits in place in our Cabinet. Still today, two years on from a promise that was made at a national level we still do not see lifestyle audits at that level or in other provinces yet, but I think it is something we need to push for, and I am glad that we are leading from the front in this province.

We need to get lifestyle audits in place across our country because in our country it is the poorest of the poor that face the brunt of corruption and when money goes missing etc. Of course, in this case, it is not about corruption, it is not about money going missing, it is not about stealing, it is about whether there was a true reflection on his bio or his CV.

But of course, now one has to go back and say well when you do a lifestyle audit do you do other audits as well? I know that in this process there have been some other questions, I know that the hon Dugmore has asked a question of qualifications of the members of our Cabinet and they will submit those questions, we will get people to sign off on those qualifications and will submit that to the hon Dugmore, obviously that then means submitted to the citizens of this province. And of course, if there are any other areas that we need to look if we need to put those into processes like the lifestyle audit, well then of course we need to do that, because that is exactly what we want to try and achieve here as a cabinet, in a province, in a country that I think all needs to be doing and striving for the same thing. Thank you.

Ms N MAKAMBA-BOTYA: Thank you very much, Premier for your response. I hear you saying political positions do not require qualifications, but all I am asking is with those who have actually declared their qualifications on their CVs, will you then embark on a process now, conduct a screening of qualifications of your Cabinet? The issue at hand here is an issue of integrity more than anything else. I understand the part of the lifestyle audit which does not include the qualifications of the Cabinet. Thank you.

The PREMIER: Thank you and I agree with the point around integrity, so you will see that when the answer goes to the hon Dugmore, which becomes public, I ask each member to sign off on their qualifications so that they from an integrity point of view are actually signing that those are my qualifications.

The point about whether we actually spend money now to go and do a review on those qualifications, I cannot say yes or no to that. But what I will do is say well how do we bring this into the future, into a mechanism that adds it to the lifestyle audit for example. And we will definitely have a look at that. But of course, people must also be able to stand by and that is why I asked people to sign off on those qualifications.

Mr A P VAN DER WESTHUIZEN: Hon Premier what role do you see for agriculture in the economic recovery process and what steps do you think the Central Government can take to increase the contribution of agriculture to economic growth?

The PREMIER: Thank you very much to the hon Van der Westhuizen and I think I could hear it correctly, the role and then of course contribution from national. I think obviously the role, and it has stood out more than ever before, agriculture has always been a big component of our economy in the province, it has always been a backbone and a sort of, if you remember going back to Project Kholisa, where we took the two biggest job generators, it was tourism and agriculture. But I think nothing stood out more than the last year and the role that agriculture played in our economy in the province and the role that it has played, not only during this pandemic, where we are very proud of the increased growth rates while many other businesses were actually closing down, not able to keep jobs in place, agriculture was still employing more people, agriculture was growing.

If I remember correctly, in the first quarter, it was an astronomical number of 26 or 29% growth in that first quarter. Obviously, that is also seasonality driven, second quarter dropped to about 13% and I think overall we are sitting at about 3,4% GPD growth in the agricultural sector in our province in a country that is seeing negative growth, in a country that is seeing huge job losses.

So, I think as a sector, very, very important and none more so than we have seen in the last year. And of course, I think everybody knows I really am a proponent of innovation. I am a proponent of using technology to stay ahead of the game and it was interesting, even yesterday I was at the agricultural Department seeing part of the Wing Ceremony on people being trained in drone technology, drone technology for irrigation, drone technology for all different aspects of innovation in agriculture.

I think we stand out as a region thinking about programmes like the 'Fruit Look' and the 'Smart Pens' and all of the stuff that has been coming on for so long within our agricultural economy from a government point of view as a province. But also, from the private sector. I think we must take our hats off to the private sector and despite having debates in our country about expropriation without compensation, putting people at risk who specifically look at agricultural processes in the land, look at the investment that has taken place, look at the willingness to grow the economy, the willingness to build partnerships, the willingness to create jobs that have really stood out and of course, all of those accolades come on the back of some of the records that we have broken with record exports of citrus etc. during this period.

The point about the second part of the question about what more could we do at a national level. Quite frankly the ambiguity around policy, I have just spoken about the expropriation policy that really does cause problems with regard to investment. We are a country that has the highest youth unemployment rate in the world, we have really high unemployment rates, and we never seem to be, as a country asking our questions. So why, why is it getting worse and not better? Why are more people not in jobs and not getting better? What are the causes? We do not talk about the causes and then get down to fixing the problem, we just carry on flogging the same old horse so it would actually need a rethink in policy at a national level on understanding how economics work because the economics that we are trying to push at a national level is still very much an economics of decades ago and it is definitely not working in this environment.

We also need to be able to give more decisive rulings. Yesterday I was engaging on a wine farm where we made a decision at the extended Cabinet that the length it takes for a water licence is an average of 300 days in our system. I give the President all kudos here where he said in that programme, what are we going to do about this? Let us actually put a directive out that this must be done within 90 days. There is a *Government Gazette* that says 90 days, but do you think it gets followed? No ways. You are lucky if you get 300 days on getting a water licence in our system. Now that does not help anybody and the people who it really does not help are our new farmers. Our new farmers who we are trying to bring into this fold, how we are trying to create a change.

If you have a look at the change in the last five years on land reform, it was at 1% and now we are already seeing it over 5% in our region in the agricultural sector. You are starting to see exponential change. But we need to see way more than that and I think it is policy really at a national level that needs to change and the thinking around enabling this environment. Thank you.

Mr A P VAN DER WESTHUIZEN: Thank you for that answer Premier. Hon Premier, you have now dealt with the problems with National Government, and I can confirm that I have recently been in discussion with a farmer who has been waiting 440 days for a water-use licence.

The next question is but what steps have you taken, especially the Western Cape Government, to grow employment opportunities and therefore job security in agriculture? You have dealt with the high unemployment rate but to what extent can we as a government assist with the increase in employment opportunities?

The PREMIER: Thank you very much, hon member for that follow-up. I think first of all, like programmes I spoke about yesterday as how we as a government are trying to engage with the sector, be demand led, what is getting in the way of being innovative and innovation makes you competitive. What is happening in other parts of the world? We have got to help this sector in a competitive way.

So I think the things that stand out for me right now in where we find ourselves compared to say, a few years ago when it was actually my personal responsibility and I spoke about Project Kholisa, I think right now, it is about these kind of projects of getting technology to help farmers be more competitive, it is about how – and that specific programme – you engaged in a programme yesterday which is looking at drone pilots and drone technology and how that helps a sector be competitive and just in that engagement I come up with now what I think is a huge problem, which is the red tape reduction.

The 300 days or 400 days for a water licence, that is red tape. That is bureaucracy getting in the way. I picked up yesterday that, I do not know if you saw, but there are these regular drones that they fly but these big agricultural drones that they had there, that they have got these pilot licences for. And these agricultural drones take a 20-litre tank, and they carry, it could be herbicides, it could be for irrigation purposes, but it can take a weight, this is a big drone.

I was talking to them about how that starts to play a different role instead of having every five years fixed wing aircraft doing a flyover of this province to get our data up to date on who is planting what and you measure that with your exports and your production so you can really start to understand the data. Imagine instead of doing it every five years, you can do it once a year or every six months because you will do it by district, you will do it by region, you will do it even by farm because you will have the technology underneath the drone. For example, FruitLook which uses satellite which is expensive. Imagine being able to do that on the ground, within your regions.

So, it is those kinds of innovations which for me really, really stand out and that is what we need to do more of. But I also think cutting red tape. I heard yesterday that we manufacture these big drones here in South Africa. Not one drone manufacturing company can sell a drone in South Africa, because our ICASA rulings around the frequencies and things are not giving them the approvals. So, they are manufacturing in this country and they are selling up into Africa and into other countries so of course that immediately now, has to go to the Red Tape Team.

So, I suppose red tape and regulation, we need to make it much easier to do business. I think about the port and the congestion in the port. I see Minister Maynier has just invited the President, not only to go to Durban but come to this port and I have just seen now the Presidency has actually made a visit, I think it was today to meet our Ports Authority to come and have a look. We need to really make our ports efficient. [Interjection.].

An HON MEMBER: Viva President! Viva!

The PREMIER: Those are these kind of blockages – has he not been suspended? – I do not think you are allowed to interject in these sittings but ... [Interjection.]

The DEPUTY SPEAKER: Not really.

The PREMIER: ...thank you very much hon member for that question.

Mr A P VAN DER WESTHUIZEN: Thank you. Mr Premier you refer to technology and so on but what can we do from a training point of view, apart from just training of drone pilots? And how do you see the future role of Elsenburg, our Agricultural Training College as we know that the Department of Higher Education has actually said that they should be undertaking that kind of training? Are you aware of that and would you attend to the future of Elsenburg?

The PREMIER: Thank you very much and thank you to the hon member Van der Westhuizen for a very important part and I probably should have dealt with it in the first question. But I am glad that you have brought it up. I think it is critical and I think another area where I can see potential massive failure.

We know that Elsenburg is the top performing agricultural college in South Africa. It is a college that the National Department, it is the college that other colleges come to see what is happening there and guess what? In order to fix other agricultural colleges, you have got to then say well why do we not take the Elsenburg Agricultural College and hand it over to National Government because they will then make sure that everyone is fixed. It is like when you have got a flat tyre, you flatten all of them. It just does not make any sense to me at all, you should be supporting excellence and fixing the tyre elsewhere that is not offering you the maximum opportunity.

So, skills are really critically important, and it is Elsenburg and it is Stellenbosch and it is the way we work together, it is our other universities, but also I think that we should fight that tooth and nail that they do not take Elsenburg into the higher education fold. I think it will be the biggest disaster that has ever happened. It needs to be demand driven; we need to keep it as close to the sector as possible. Elsenburg must be focusing on the agricultural sectors of this province. It must not be nationally run with projects and probably then suddenly focusing on other things that are happening in other parts of the country. We really, really need to hold onto this college, and we need to fight this tooth and nail.

I think what is happening right now in our education system is really exciting for agriculture, because of course the STEM to STIMA which is where it is not only science, technology, engineering and maths. It is in our basic education space where we are actually putting more energy into creating the skills needed for that future competitive agricultural economy.

And so whether it is at university level, whether it is at Technicon level, whether it is at school level, but agricultural is becoming more and more of a mainstream skills development because that is how you do remain relevant, you remain competitive and you remain able to create the jobs to find the growth, to attract the investment, that is what we have got to be doing and when we have our skills programmes challenged like this, we need to all fight it tooth and nail. We need to find ways in which we become world best practice and not world worst practice. Thank you.

Questions and replies as received from departments

QUESTIONS

For written reply

WECD: User Asset Management Plan

1. Mr B N Herron asked the Minister of Education:

With reference to the reply to question 9 of 26 February 2021: (1) (a) Of the 1 544 school listed on the Department's User Asset Management Plan, how many schools have (i) libraries, (ii) computer rooms and (iii) science laboratories and (b) what has happened to the 95 schools unaccounted for in the response (1 067 primary schools and 382 secondary schools equal 1 449 schools but there are 1 544 schools in the province according to the Department's User Asset Management Plan and therefore 95 schools are unaccounted for); (2) (a) what budget has been made available to resolve the problems at the 78 schools that have been identified as constructed from "inappropriate material" and (b) what budget has been made available for repairs at the 22 schools in need of repair; (3) whether children are still attending the schools in (2); if so, (a) what are the relevant details and (b) in which areas are these schools situated; (4) (a) what budget has been made available for repairs and maintenance at the schools identified and (b) how many school buildings have been transferred to the Department of Transport and Public Works since 2009?

The MINISTER OF EDUCATION:

1. (1) (a) (i) Libraries: 528
(ii) Computer rooms: 1178
(iii) Science laboratories: 886

(b) There are 1 544 schools in the Western Cape – this includes 14 education facilities (such as Art and Music centres), 72 Special Schools, 1 450 Public Ordinary Schools and 8 state-owned ECD centres.

The member's previous question specifically sought the number of primary and high public schools. The response therefore did not include Special Schools, Pre-Primary Schools & other education facilities.

- (2) (a) The full or partial replacement of inappropriate materials at the remaining 78 public schools is budget dependent. Various measures are put in place to minimise the risks to all who use the facilities at these schools. These include:

Partial replacement of unsafe building sections built from inappropriate material or that show deterioration to the point of imminent failure;

- Renewals (retaining of super structure);

- Replacement of sections with mobile classrooms as a temporary measure in anticipation of the permanent replacement; and
- A ringfenced corrective maintenance budget.

On current plan, R1.2 billion for capital projects and R82.6 million for emergency maintenance is allocated to 36 of these schools for the period FY21/22 to FY 25/26.

The breakdown in terms of number of schools to be addressed is:

- R468 million is allocated to replace 8 schools. These schools are currently in design or construction phase and scheduled to be completed by FY 2024/25;
- 2 of these schools needed emergency maintenance and R3.1 million has been allocated in FY21/22 for this maintenance;
- R770 million is allocated to repair or replace 15 schools. These schools are currently in planning phase and work is scheduled to be completed by FY 2025/26.
- 6 of these schools need urgent stabilisation and R19.9 million has been allocated in FY21/22 for emergency maintenance;
- R59.6 million has been allocated in FY21/22 for the emergency and preventative maintenance at a further 13 schools.

Due to funding shortfalls, the focus for the remaining 42 schools will be to restore minimum functionality, and the emergency maintenance budget will be used for any rehabilitation work required to minimise the risk to the health and safety of all that use these school facilities.

- (b) 22 schools have been prioritised for repair and rehabilitation based on the assessment of the condition of the infrastructure. R314 million has been budgeted to FY2025/26 for these 22 schools.
- (3) (a) Yes, all 78 schools are functional schools, and in total 62 841 children are enrolled in these schools in 2021. The location details of these schools are attached (Annexure A).
- (4) (a) R109.6 million has been allocated over three years to FY2023/24 for maintenance purposes at 24 of the 78 schools.
- (b) The Department of Transport and Public Works (DTPW) is the custodian of Western Cape Government buildings and holds the records of property use by the various departments – including transfers of auxiliary buildings and the former sites of schools when they have moved to new buildings.

The WCED keeps records of school closures resulting in the use of the related property being relinquished to the DTPW. One school was closed and use of the property relinquished to DTPW since 2009.

Row Labels	Count of SCHOOL_NAME	Sum of 2021 Enrolment
CAPE WINELANDS	17	11211
Bella Vista	1	803
Breerivier	1	291
Ceres	2	1695
Dagbreek Uitbreiding	1	1216
Dal Josafat	1	664
Goudini-Weg	1	173
Huguenot	2	1718
Klein Nederburg	1	1048
La Motte	1	468
Langvlei	1	47
New Orleans	1	726
Paarl-Oos	1	1126
Victoriapark	1	900
Windmeul	1	194
Worcester	1	142
EDEN AND CENTRAL KAROO	15	15659
Borchards	1	1550
Bridgeton	3	4014
Calitzdorp	1	356
Conville	1	1541
Dysselsdorp	1	826
Friemersheim	1	237
Groot Brakrivier	1	975
Heidelberg	1	949
Nissenville	1	1118
Ocean View	1	356
Pacaltsdorp	1	1548
Prince Albert	1	1088
Riversdal	1	1101
METRO CENTRAL	11	7956
Athlone	1	730
Heideveld	1	594
Kalksteenfontein	1	833
Maitland East	1	561
Manenberg	4	3001
Primrose Park	1	534
Surrey Estate	1	825
Vanguard Estate	1	878
METRO EAST	1	871
H-Section	1	871
METRO NORTH	8	5961
Bellville-Suid	2	1141
Bishop Lavis	1	1428

Delft South	1	1216
Elsiesrivier	2	1186
Klipheuwel	1	299
Uitsig	1	691
METRO SOUTH	14	11681
Grassy Park	4	2863
Lotus River	1	981
Nyanga	2	2319
Ocean View	2	1362
Parkwood Estate	2	1704
Retreat	2	1018
Samora Machel	1	1434
OVERBERG	6	4041
Bergsig	1	1103
Caledon	1	105
Protem	1	53
Struisbaai-Noord	1	359
Villiersdorp	1	1611
Botrivier	1	810
WEST COAST	6	5461
Chatsworth	1	613
Hopefield	1	867
Klawer	1	1001
Lutzville-Wes	1	265
Moorreesburg	1	1550
St Helenabaai	1	1165
Grand Total	78	62841

*Department of Transport and Public Works: tenders***2. Mr B N Herron asked the Acting Minister of Transport and Public Works:**

- (1) (a) How many tenders for the maintenance of (i) schools and (ii) hospitals have been advertised since October 2019, (b) how many of these contracts were awarded to companies outside the Western Cape, (c) how many of these tenders require management contractors and (d) what is the CIDB grading required for these management contractors;
- (2) whether tender F044 (maintenance at schools) advertised in October 2019 was awarded; if not, (a) why not and (b) how were the school facilities maintained during the period 2019 to date; if so, what are the relevant details;
- (3) whether the Department has identified a panel of contractors; if so, (a) how often is this panel updated and (b) how is the selection of contractors undertaken;
- (4) how many contractors are listed on the Western Cape Government database per CIDB grading;
- (5) with reference to tender F006/02 that is currently being processed, (a) how was this tender advertised, (b) how many interested parties responded to the advertisement, (c) what is the CIDB grading required for this tender and (d) what is the role of the management contractor in tender F006/02?

The ACTING MINISTER OF TRANSPORT AND PUBLIC WORKS:

2. (1) (a) (i) No tenders specific to the maintenance of schools have been advertised since October 2019.
(ii) One tender specific to the maintenance of hospitals was advertised.
Note in relation to 1(a)(i) and (ii): Since October 2019, four multi-year and multi-facility tenders have been advertised.
- (b) None of these contracts was awarded to companies outside the Western Cape.
- (c) None of these tenders requires management contractors.
- (d) The tender for the appointment of Management Contractors was a different contract (S105/18) and was advertised with a CIDB grading of 9BG and 9CE.
- (2) It is assumed that reference is made to S044/19 and not F044/19, as stated in the question.
- (3) (a) Tender S044/19 was cancelled on 22 September 2020, due to suspected tender irregularities by bidders.
(b) The department had three scheduled maintenance contracts in place – S222/15, S223/15 and S001/16 which were used for the maintenance of schools.

- (4) The Department has not identified a panel of contractors. Contractors who want to do business with the Western Cape Government, are required to register on the National Treasury's Central Supplier Database, the Western Cape Supplier Database, as well as the CIDB's Register of Contractors.

When the Department has identified the need for contractors for specific projects, the tender will be advertised as an open competitive bid, where all potential tenderers who meets the requirements can submit a bid. The selection of framework contractors is undertaken in the same way that normal bids are, i.e in terms of the highest point scoring as per the Preferential Procurement Regulations. The decision making on contractor appointments is informed by the outcomes of the risk assessment processes the department follows as per the procurement prescripts and as documented in the tender. Furthermore, the number of framework contractors is based on planned projects as well as budget availability of the department.

The number of contractors listed on the Western Cape Supplier Evidence Bank per CIDB grading is listed in the table below. Please note that suspended means that the supplier's governance documents (such as their declaration of interest) has expired and the Western Cape Government are not allowed to do business with those suppliers until such time that the necessary documentation has been submitted and the suspension been lifted.

Class of Works and grading	Active	Suspended	TOTAL
CE -Grade 1	858	2309	3167
CE -Grade 2	749	2248	2997
CE -Grade 3	742	2240	2982
CE -Grade 4	746	2242	2988
CE -Grade 5	738	2236	2974
CE -Grade 6	738	2238	2976
CE -Grade 7	731	2227	2958
CE -Grade 8	726	2220	2946
CE -Grade 9	724	2219	2943
EB -Grade 1	739	2239	2978
EB -Grade 2	711	2224	2935
EB -Grade 3	711	2222	2933
EB -Grade 4	710	2224	2934
EB -Grade 5	709	2222	2931
EB -Grade 6	709	2222	2931
EB -Grade 7	706	2218	2924
EB -Grade 8	705	2217	2922
EB -Grade 9	706	2217	2923
EP -Grade 1	748	2250	2998
EP -Grade 2	716	2229	2945
EP -Grade 3	711	2228	2939
EP -Grade 4	710	2228	2938

EP -Grade 5	709	2226	2935
EP -Grade 6	707	2228	2935
EP -Grade 7	709	2221	2930
EP -Grade 8	706	2218	2924
EP -Grade 9	705	2218	2923
GB -Grade 1	963	2398	3361
GB -Grade 2	783	2253	3036
GB -Grade 3	767	2248	3015
GB -Grade 4	766	2247	3013
GB -Grade 5	758	2242	3000
GB -Grade 6	747	2242	2989
GB -Grade 7	750	2231	2981
GB -Grade 8	742	2226	2968
GB -Grade 9	740	2222	2962
ME -Grade 1	754	2236	2990
ME -Grade 2	723	2224	2947
ME -Grade 3	719	2224	2943
ME -Grade 4	724	2222	2946
ME -Grade 5	720	2221	2941
ME -Grade 6	716	2225	2941
ME -Grade 7	715	2220	2935
ME -Grade 8	714	2218	2932
ME -Grade 9	712	2217	2929
SB -Grade 1	714	2223	2937
SB -Grade 2	706	2218	2924
SB -Grade 3	704	2218	2922
SB -Grade 4	704	2218	2922
SB -Grade 5	704	2217	2921
SB -Grade 6	704	2217	2921
SB -Grade 7	704	2217	2921
SB -Grade 8	703	2216	2919
SB -Grade 9	703	2216	2919
SC -Grade 1	713	2230	2943
SC -Grade 2	702	2220	2922
SC -Grade 3	703	2220	2923
SC -Grade 4	701	2219	2920
SC -Grade 5	701	2218	2919
SC -Grade 6	701	2218	2919
SC -Grade 7	701	2218	2919
SC -Grade 8	701	2217	2918
SC -Grade 9	701	2216	2917
SD -Grade 1	703	2216	2919
SD -Grade 2	700	2215	2915
SD -Grade 3	700	2215	2915
SD -Grade 4	700	2215	2915

SD -Grade 5	701	2215	2916
SD -Grade 6	700	2215	2915
SD -Grade 7	701	2215	2916
SD -Grade 8	700	2215	2915
SD -Grade 9	700	2215	2915
SE -Grade 1	705	2221	2926
SE -Grade 2	702	2216	2918
SE -Grade 3	702	2216	2918
SE -Grade 4	701	2216	2917
SE -Grade 5	701	2216	2917
SE -Grade 6	701	2216	2917
SE -Grade 7	701	2216	2917
SE -Grade 8	701	2217	2918
SE -Grade 9	701	2215	2916
SF -Grade 1	710	2223	2933
SF -Grade 2	702	2217	2919
SF -Grade 3	703	2218	2921
SF -Grade 4	701	2217	2918
SF -Grade 5	702	2217	2919
SF -Grade 6	702	2215	2917
SF -Grade 7	701	2215	2916
SF -Grade 8	701	2215	2916
SF -Grade 9	701	2215	2916
SG -Grade 1	719	2218	2937
SG -Grade 2	704	2216	2920
SG -Grade 3	702	2216	2918
SG -Grade 4	702	2216	2918
SG -Grade 5	702	2216	2918
SG -Grade 6	702	2216	2918
SG -Grade 7	702	2216	2918
SG -Grade 8	702	2216	2918
SG -Grade 9	702	2218	2920
SH -Grade 1	522	1118	1640
SH -Grade 2	494	1100	1594
SH -Grade 3	493	1098	1591
SH -Grade 4	492	1098	1590
SH -Grade 5	489	1098	1587
SH -Grade 6	489	1096	1585
SH -Grade 7	489	1096	1585
SH -Grade 8	489	1095	1584
SH -Grade 9	488	1095	1583
SI -Grade 1	491	1094	1585
SI -Grade 2	486	1093	1579
SI -Grade 3	485	1093	1578
SI -Grade 4	485	1093	1578

SI -Grade 5	484	1093	1577
SI -Grade 6	484	1093	1577
SI -Grade 7	484	1093	1577
SI -Grade 8	484	1093	1577
SI -Grade 9	484	1093	1577
SJ -Grade 1	493	1103	1596
SJ -Grade 2	485	1096	1581
SJ -Grade 3	485	1096	1581
SJ -Grade 4	485	1096	1581
SJ -Grade 5	485	1094	1579
SJ -Grade 6	485	1095	1580
SJ -Grade 7	485	1094	1579
SJ -Grade 8	485	1093	1578
SJ -Grade 9	485	1093	1578
SK -Grade 1	512	1112	1624
SK -Grade 2	492	1097	1589
SK -Grade 3	490	1097	1587
SK -Grade 4	490	1096	1586
SK -Grade 5	490	1095	1585
SK -Grade 6	490	1095	1585
SK -Grade 7	490	1095	1585
SK -Grade 8	491	1094	1585
SK -Grade 9	490	1094	1584
SL -Grade 1	506	1100	1606
SL -Grade 2	488	1097	1585
SL -Grade 3	485	1096	1581
SL -Grade 4	486	1095	1581
SL -Grade 5	485	1094	1579
SL -Grade 6	485	1094	1579
SL -Grade 7	485	1094	1579
SL -Grade 8	485	1094	1579
SL -Grade 9	485	1094	1579
SM -Grade 1	496	1102	1598
SM -Grade 2	487	1095	1582
SM -Grade 3	485	1095	1580
SM -Grade 4	484	1094	1578
SM -Grade 5	484	1093	1577
SM -Grade 6	484	1093	1577
SM -Grade 7	484	1093	1577
SM -Grade 8	484	1093	1577
SM -Grade 9	484	1093	1577
SN -Grade 1	504	1105	1609
SN -Grade 2	492	1095	1587
SN -Grade 3	490	1095	1585
SN -Grade 4	489	1093	1582

SN -Grade 5	489	1093	1582
SN -Grade 6	489	1093	1582
SN -Grade 7	489	1093	1582
SN -Grade 8	489	1093	1582
SN -Grade 9	489	1093	1582
SO -Grade 1	530	1111	1641
SO -Grade 2	497	1096	1593
SO -Grade 3	493	1094	1587
SO -Grade 4	490	1094	1584
SO -Grade 5	489	1093	1582
SO -Grade 6	489	1093	1582
SO -Grade 7	489	1093	1582
SO -Grade 8	488	1093	1581
SO -Grade 9	489	1093	1582
SQ -Grade 1	530	1119	1649
SQ -Grade 2	494	1097	1591
SQ -Grade 3	489	1097	1586
SQ -Grade 4	490	1097	1587
SQ -Grade 5	488	1095	1583
SQ -Grade 6	487	1097	1584
SQ -Grade 7	487	1093	1580
SQ -Grade 8	487	1093	1580
SQ -Grade 9	487	1093	1580
Grand Total	110737	309037	419774

Legend:

CE - Civil Engineering
 EB - Electrical Engineering Works – Building
 EP - Electrical Engineering Works – Infrastructure
 GB - General Building Works
 ME - Mechanical Engineering Works
 SB - SQ – Relates to specialist Works, as listed below:
 SB - Asphalt Works
 SC - Building Excavations, Shaft Sinking, Lateral Earth Support
 SD - Corrosion protections (Cathodic, Anodic and electrolytic)
 SE - Demolition and Blasting
 SF - Fire protection and protection systems
 SG - Glazing, Curtain Walls & Shop Front
 SH - Landscaping, Irrigation and horticulture works
 SI - Lifts, Escalators & Travellators (Installation & Maintenance
 SJ - Piling and Specialized foundations for building structures
 SK - Road markings & signage
 SL - Structural steel work fabrications and erection
 SM - Timber buildings and structures
 SN - Waterproofing of basements, roofs & specialized walls
 SO - Water supply & drainage for building
 SQ - Steel security or precast concrete

- (5) (a) The tender was advertised on 2 October 2020 in the Government Tender Bulletin as prescribed by the PFMA, as well as the Construction Development Board(CIDB)'s I-Tender, as prescribed by the CIDB Act, with a closing date of 4 November 2020, as an open competitive bid.
- (b) For the Cape Metropole & Overberg Region, 166 offers were received.
For the Cape Winelands & West Coast Region, 148 offers were received.
For the Garden Route & Central Karoo Region, 112 offers were received.
- (c) The tender was advertised with a CIDB grading of 3GB or higher.
- (d) The Management Contractor plays no role whatsoever in tender F006/20.

Special Investigation Unit

3. Mr B N Herron asked the Minister of Community Safety:

The contents of a media article dated 30 April 2021 with the title "Law and disorder: City of Cape Town's special investigation unit head charged in cop fraud case" raise a number of questions about the lawfulness or legitimacy of the City of Cape Town's Special Investigation Unit (SIU):

- (1) Whether he has conducted any enquiries into whether the City of Cape Town's municipal police service complies with section 64E of the South African Police Service Act, 1995 (Act 68 of 1995); if so,
- (2) whether the City of Cape Town's municipal police service is, in all respects, operating within the policing legislation; if so, what are the relevant details; if not,
- (3) whether he will be conducting an enquiry into the functions of the municipal police service performed or conducted by the City of Cape Town to assess that they comply with the relevant legislation; if so, what are the relevant details;
- (4) whether he made any specific enquiry or conducted any investigation into the functions of the City of Cape Town's SIU; if not, why not;
- (5) given the media report, whether he will conduct an investigation or enquiry into the lawfulness of the City of Cape Town's SIU and its functions; if so, what are the relevant details; if not,
- (6) whether he has engaged with the Provincial Police Commissioner on the allegations against the SIU and its head and/or its functions; if so, what was the outcome;

-
- (7) whether the City of Cape Town's SIU conducted an investigation in 2016 into DA councillor candidates and produced a report on criminal convictions or criminal charges against some of them; if so, what are the relevant details;
 - (8) whether the SIU has been involved in any investigation for political purposes; if so, what are the relevant details;
 - (9) whether the SIU has been involved in any investigation that is outside the mandate of the municipal police service as provided for in the Act and/or the standards set by the national Police Commissioner; if so, what are the relevant details;
 - (10) what process was followed for the appointment of the arrested SIU head by the municipal police service to head the unit?

The MINISTER OF COMMUNITY SAFETY:

3.
 - (1) The Department receives quarterly reports from the Municipal Police Service in terms of section 21 of the Western Cape Community Safety Act, 3 of 2013, which it uses to monitor the conduct of the municipal police service.
 - (2) The Department receives quarterly reports from the Municipal Police Service in terms of section 21 of the Western Cape Community Safety Act, 3 of 2013, which it uses to monitor the conduct of the municipal police service.
 - (3) The Department receives quarterly reports from the Municipal Police Service in terms of section 21 of the Western Cape Community Safety Act, 3 of 2013, which it uses to monitor the conduct of the municipal police service.
 - (4) According to information received from the City of Cape Town, the SIU does not fall under the Municipal Police Service therefore the SIU is not within the oversight mandate of the Department of Community Safety.
 - (5) According to information received from the City of Cape Town, the SIU does not fall under the Municipal Police Service therefore the SIU is not within the oversight mandate of the Department of Community Safety.
 - (6) No, the Minister has not engaged with the Provincial Commissioner on this matter.
 - (7) This question should be directed to the City of Cape Town.
 - (8) This question should be directed to the City of Cape Town.
 - (9) This question should be directed to the City of Cape Town.
 - (10) This question should be directed to the City of Cape Town.

*Provincial Treasury: MER support***4. Ms N D Nkondlo asked the Minister of Finance and Economic Opportunities:**

With regard to the Provincial Treasury's advertisement of two bids for "strategic advisory support" and "project development services" to support municipal energy resilience (MER) in November 2020:

- (1) (a) What were the terms of reference for the appointment of these service providers, (b) what was the project scope and (c) can copies of the relevant documentation be provide;
- (2) whether the service providers have been appointed; if so, (a) what are the names of the companies, (b) what is the contract value and (c) what progress with the work has been made by these service providers to date;
- (3) (a)(i) how much was the budget and (ii) from which programmes were the funds to cover the costs of these contracts drawn and (b) how much has been paid out to date;
- (4) (a) what are the details of the (i) name or names and (ii) designations of the Bid Specification Committee (BEC) and (b) what are the details of the bid specifications for this bid;
- (5) (a) what are the details of the (i) name or names and (ii) designations of the Bid Evaluation Committee (BEC), (b) what are the details of the report and recommendation of the BEC for this tender to the Bid Adjudication Committee (BAC) and (c) can a detailed list of those that tendered versus those that were finally shortlisted or recommended be provided;
- (6) (a)(i) what are the details of the (ii) name or names of the members of the BAC and (b) what are the details of the final adjudication report for this bid, including the score sheets of those that were recommended for the award;
- (7) whether there was any deviation that had to be applied for in the case of this tender, if so, (a) what are the relevant details and (b) what was the deviation approved by the Accounting Officer;
- (8) (a) how were the seven municipalities announced in the budget speech selected for the MER;
- (9) whether these municipalities qualify as "municipalities in good financial health" in accordance with the Minister's previous public statements; if so, (a) what are the details of that qualification and (b) what is the status of each of these selected municipalities on each element of such a qualification?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES:

4. (1) (a) Refer to Annex A - MER Strategic Advisory Support TOR and Annex B - MER Project Development Services TOR
- (b) Refer to Section 3 'Nature and Scope of Services' to be rendered in Annexures A and B
- (c) As above.
- (2) Yes, the service providers have been appointed.

MER: Project Development Services:

Service Provider: J Maynard South Africa (Pty) Ltd

Contract Value: R9 437 212.52

Progress:

Submitted defined, structured and finalised business cases by project component (i.e. covering each of utility scale energy (>10MW), distributed energy (1-10MW), small scale embedded generation (SSEG) and large scale battery storage) The business cases explored multiple technologies, scales, risks, legal requirements, costs, and financial mechanisms amongst others. The business case report also provided guidance on how all these measures would be structured to undertake pre-feasibility assessments on potential pioneering projects to enable the selection of pioneering projects to be implemented in the candidate municipalities. An in-depth document that will further guide the legislative and regulatory aspects of the MER initiative was also drafted.

MER: Strategic Advisory Services:

Service Provider: Vally Padayachee & Associates (PTY) LTD

Contract Value: R18 423 000.00

Progress:

- Monthly strategic consulting services report (incl stakeholder meetings, advisory opinions, advice, guidance etc incl energy legislation and regulations)
- Draft review report on business case development
- Progress report on project development and project management
- Initial report detailing transaction and procurement mechanisms suitable for different scales and types of projects

- (3) (a) (i) Total budget available was: R20,000,000 (FY2020/21) and R20,000,000 (FY 2021/22):

Cost estimates were:

Project Development Services: R13 200 000

Strategic Advisory Services: R17 600 000

- (ii) The funds were held in and managed by DEDAT: Programme 5: Economic Planning, but the funding was earmarked funding.

- (b) Project Development Services: R4 716 266

Strategic Advisory Services: R2 162 200

- (4) (a) MER Strategic Advisory Support BSC:

- Ajay Trikam – Director: Energy (Chair)
- Helen Davies - Chief Director: Green Economy
- Heini Nel – Deputy Director: Energy
- Alexei Allie – Deputy Director: Strategic Initiatives
- Lee-Ann Benjamin – Procurement Practitioner
- Nomphelo Mayongo – Procurement Clerk

MER Project Development Services BSC:

- Ajay Trikam – Director: Energy (Chair)
- Helen Davies - Chief Director: Green Economy
- Heini Nel– Deputy Director: Energy
- Fernel Abrahams – Deputy Director: Catalytic Infrastructure
- Lee-Ann Benjamin – Procurement Practitioner
- Nomphelo Mayongo – Procurement Clerk

- (b) Bid specifications are provided in the project TORs: see Annexure A and Annexure B referred to in questions 4(1)(a)

- (5) (a) (i) & (ii)

MER Strategic Advisory Support BEC:

- Ajay Trikam – Director: Energy (Chair)
- Olivia Dyers – Director: Digital Economy
- Heini Nel – Deputy Director: Energy
- Leila Mahomed Weideman - Director: Sustainable Energy Markets (City of Cape Town)
- Mark Sullivan – Procurement Practitioner

MER Project Development Services BEC:

-
- Ajay Trikam – Director: Energy (Chair)
 - Heini Nel – Deputy Director: Energy
 - Shane Marcelo Prins – Manager: Sustainable Energy Markets (City of Cape Town)
 - Lee-Ann Benjamin – Procurement Practitioner
 - Mark Sullivan – Procurement Practitioner
 - Nomanda Zabaya – SCM Compliance
 - Zimkhita Matshebelele – SCM Compliance
 - Siyavuya P Maputi – SCM Compliance

(b)

MER Strategic Advisory Support Project		
Nr	Service Providers	Status of Tender
1	Africa International Advisors	The bidder failed to meet the minimum functionality threshold of 70% as per criterion in the functionality award sheet
2	J Maynard (South Africa) (Pty) Ltd	Bidder's total points scored was below that of the recommended bidder
3	SAIYL	The bidder failed to meet the minimum functionality threshold of 70% as per criterion in the functionality award sheet
4	Tishbi Energy (Pty) Ltd	The bidder failed to meet the minimum functionality threshold of 70% as per criterion in the functionality award sheet
5	Vally Padayachee and Associates (Pty) Ltd	Recommended as successful bidder
6	Price Waterhouse Coopers	Bidder deemed non-responsive because a WCBD 4 was not submitted for each of the companies forming the consortium

MER Project Development Services		
Nr	Service Providers	Status of Bid
1	Top Quartile (Project Services Africa)	Bidder deemed non-responsive because signature page of WCBD 6.1 was not submitted
2	J Maynard (South Africa) (Pty) Ltd	Recommended as successful bidder
3	TOMA Tomorrow Matters Now (Pty) Ltd	The bidder failed to meet the minimum functionality threshold of 70% as per criterion in the functionality award sheet
4	Africa International Advisors	The bidder failed to meet the minimum functionality threshold of 70% as per criterion in the functionality award sheet
5	Promethium Carbon (Pty) Ltd	The bidder failed to meet the minimum functionality threshold of 70% as per criterion in the functionality award sheet

(6) (a) (i) The details of the (ii) name or names of the members of the BAC are:

- Rashid Toefy: Chairperson
- Ilse Van Schalkwyk: Deputy Chairperson
- Mymoena Abrahams
- Joshua Wolmarens
- Nezaam Joseph

(b) Refer to the attached adjudication sheets in respect of the details of the final adjudication report for this bid, including the score sheets of those that were recommended for the award

MER: Strategic Advisory Services: Recommended that the contract be awarded to Vally Padayachee and Associates (Pty) Ltd

MER Project Development Services: Recommended that the contract be awarded to J Maynard (South Africa) (Pty) Ltd

(7) (a) No deviation needed to be applied for in the case of either the MER: Strategic Advisory Services or the MER Project Development Services tenders.

(b) What are the relevant details and (b) what was the deviation approved by the Accounting Officer?

Not applicable.

(8) (a) Please refer to the reply to PQ1 of QP 7 of 2021

(9) (a) The overall financial standing/credit rating of each municipality was assessed in terms of: Auditor General audit outcome, cash balance, cash coverage, spend of capital budget, liquidity ratio, current debtors' collection rate and income.

(b) See below for the status of each of these selected municipalities on each element of such a qualification.

Municipality	Auditor general audit outcome	Score	Cash balance	Score	Cash coverage	Score	Spend of Capital budget (Over or under)	Score	Liquidity ratio	Score	Current debtors collection rate	Score	Income	Score	Financial standing score
Drakenstein	Unqualified - No findings	2	65,853,591.00	1	0.4	0	7.00%	1	0.09	0	94.50%	0	83.90%	1	5.00
Mossel Bay	Emphasis of matter items	1	6,120,649.00	1	0.1	0	18.80%	0	1.92	1	98.90%	1	84.30%	1	5.00
Overstrand	Unqualified - No findings	2	533,187,506.00	1	5.8	1	0.20%	1	2.39	1	99.10%	1	84.80%	1	8.00
Saldanha Bay	Unqualified - No findings	2	95,912,380.00	1	1.1	0	21.20%	0	2.68	1	91.40%	0	87.61%	1	5.00
Stellenbosch	Emphasis of matter items	1	169,490,534.00	1	1.4	0	12.50%	0	1.1	1	97.20%	1	85.50%	1	5.00
Swartland	Emphasis of matter items	1	525,326,888.00	1	9.2	1	2.50%	1	4.16	1	99.50%	1	78.10%	1	7.00

*Municipal Energy Resilience Project***5. Ms N D Nkondlo asked the Minister of Finance and Economic Opportunities:**

With reference to the reply to question 7 of 1 April 2021 and his budget speech on 16 March 2021 where he stated: "Today I am pleased to announce the six candidate municipalities participating in the Municipal Energy Resilience Project in this financial year":

- (1) Whether he can clarify the contradicting messages from the written reply and the budget speech; if so, what are the relevant details;
- (2) (a) what is the breakdown of the R68,8 million allocated to beat loadshedding in accordance with the budget allocation of 16 March 2021, (b) how many megawatt will be secured with these funds and (c) by when will any of the participating municipalities be off the Eskom grid?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES:

5. (1) There is no contradiction; there are only 6 candidate municipalities. The budget speech speaks to the 'six candidate municipalities participating in the Municipal Energy Resilience Project in this financial year...' and after listing the six adds ' And we are also pleased to be collaborating with the City of Cape Town on the Municipal Energy Resilience Project.' The City of Cape Town is not a candidate municipality. See the links below for further:

Media statement: <https://www.westerncape.gov.za/news/municipal-energy-resilience-project-here-are-six-candidate-municipalities>

Budget speech: <https://www.westerncape.gov.za/provincial-treasury/news/western-cape-budget-202122>

- (2) (a)
 - Financial year 2021/22: R28.8 million;
 - Financial year 2022/23: R20 million; and

A further R20 million has been placed in Provincial Reserve for 2023/24.

These allocations are specifically toward the Municipal Energy Resilience project to provide support to municipalities in purchasing energy from Independent Power Producers.

- (b) The Municipal Energy Resilience (MER) Project is intended to provide the main contribution towards an additional 500MW of lower carbon energy capacity in the Western Cape by 2025.
- (c) The MER Project is aimed at enabling new renewable energy generation which will allow for an increasingly decentralised system of energy generation and distribution to mitigate the risk of load shedding in the Western Cape.

The project is intended to enable municipalities to be able to buffer residents and businesses from the impacts of load shedding. Note that municipalities will still continue to be connected to the national transmission system as the municipal distribution systems will not always have the required capacity at the time required or be located in the required areas.

Railton, Swellendam: infrastructure

6. Mr L L Mvimbi asked the Acting Minister of Transport and Public Works:

(a) What are the plans of his Department to build another access road for the community of Railton, Swellendam, and (b) what was the total expenditure for road and drainage infrastructure in Railton in (i) 2014/15, (ii) 2015/16, (iii) 2016/17, (iv) 2017/18, (v) 2018/19, (vi) 2019/20, (vii) 2020/21 and (viii) 2021/22 to date?

The ACTING MINISTER OF TRANSPORT AND PUBLIC WORKS:

6. (a) There are no provincial proclaimed roads in Railton or leading to Railton. As a result, the Department is not planning another access road for the community of Railton.
- (a) The Department has not spent any money on roads or drainage in Railton for any of the years mentioned.

Irregular, fruitless and wasteful expenditure

7. Mr L L Mvimbi asked the Minister of Finance and Economic Opportunities:

With regard to irregular, fruitless and wasteful expenditure and unauthorised expenditure in the provincial government and at municipalities:

- (1) (a) What are the plans of his Department to introduce and implement preventative and pre-emptive measure in order to prevent the above-mentioned malpractices and (b) how does his Department intend to implement the provisions of the amendments of the Public Audit Act, 2004 (Act 25 of 2004);
- (2) whether there are any cases of (a) irregular, fruitless and wasteful expenditure and (b) unauthorised expenditure that are currently under investigation and/or finalised in the (i) 2020/21 and (ii) 2021/22 financial years in (aa) provincial government department and entities and (bb) municipalities; if so, what are the relevant details?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES:

7. (1) (a) The Provincial Treasury already implements a preventative and pre-emptive approach to prevent irregular, fruitless and wasteful expenditure and unauthorised expenditure in the provincial government and at municipalities.

At a regulatory level, differences of opinion between government institutions and the auditors, which account for a significant amount of the irregular, fruitless and wasteful expenditure in the Western Cape, are escalated to National Treasury for adjudication.

Provincial Treasury is also driving the adoption of an Alternative Dispute Resolution mechanism so that any disagreements can be handled following nationally approved policies and procedures. This will result in a further reduction in irregular expenditure, as the Western Cape Government strives to follow the rule of law.

And, Provincial Treasury will develop a Standard Operating Procedure to guide departments in dealing with the unauthorised expenditure.

From a support perspective, the Provincial Treasury's has several financial management improvement initiatives that focus on:

- Governance issues, such as the Corporate / Municipal
- Governance Review and Outlook (MGRO and CGRO) process, including the Financial Management Capability Maturity Model tool (FMCMM);
- Budgeting and planning accountability through the institutionalisation of medium-term expenditure committees and regular, integrated technical and strategic engagements with municipalities.
- Supply Chain Management (SCM) support, through various SCM forums that provide a platform for CFOs and SCM managers to engage with the Auditor-General of South Africa regarding the SCM interpretation challenges.
- Assurance systems support, through provincial workshops with municipal assurance providers focussing on how to enhance combined assurance within the SCM environment (drawing on the roles of SCM manager, line manager, Audit Committee, Internal Audit and Risk functions).
- Audit readiness assessments that take place both in the PFMA and MFMA space, with guidance issued via circulars.

- Continuous support to institutions through the audit process on audit challenges in terms for CoMAF's and liaison when required with both the National Treasury and the Auditor General South Africa (AGSA) on transversal issues. This is the most effective method to prevent the differences of opinion that arises between client and auditor.
- Support on the implementation of and compliance with applicable financial misconduct regulations by municipalities, through orientation and briefing engagements with relevant role-players, monitoring and support in the implementation of regulations, and the development of draft process maps to improve municipalities' compliance with the said regulations. These draft process maps are currently with the National Treasury for further comment.
- Training to Municipal Public Accounts Committees (MPACs) across the five districts in respect of the National Treasury MPAC guide and toolkit; and
- Financial support to improve financial management in municipalities through the Financial Management Support Grant and the Financial Management Capacity Building Grant.

Finally, at an operational level, activities are focussed on supporting individual auditees to address all issues that are identified during audit cycles, such as irregular expenditure, with appropriate priority and to prevent recurrence.

- (b) The amendments to the Public Audit Act and the Material Irregularity Regulations issued in accordance with the Public Audit Act went into effect on April 1, 2019.

The AGSA has statutory authority to determine how and when certain elements of the amendments will be implemented. The AGSA chose a phased approach to the handling of material irregularities for the 2019-20 audits, which includes implementing the process only at selected auditees.

Provincial Treasury has requested the head of the AGSA in the Western Cape to present their strategy at the Provincial Top Management, Municipal Managers Forum as well as to the Provincial Treasury top management. The prevailing understanding is that the AGSA is not introducing more procedures to the already implemented compliance procedures; it is merely intensifying their follow up of prior period commitments to see the effectiveness of consequence management.

Yes, however the condonation process is currently underway, and Departments and entities will receive responses for requests for condonations by 31 May 2021. As this process has yet to be finalised, this information is not yet available.

(a) and (b) (ii) (aa)

This information is not yet available as the 2021/22 financial year only ends on 31 March 2022.

(a) and (b) (i) (bb)

This information is not yet available as the 2020/21 financial year for municipalities only ends on 30 June 2021.

(a) and (b) (ii) (bb)

This information is not yet available as the 2021/22 municipal financial year has not yet ended.

Locust plague

8. Mr P Marran asked the Minister of Agriculture:

(a) Which areas have been hit by the locust plague in the province, (b) what measures have been put in place to manage the situation and to control the damage caused by this challenge, (c) what is his Department doing to make sure the locust plague does not spread to other areas in the province and (d) how is his Department assisting smallholder livestock farmers in particular whose grazing land have been invaded by locusts?

The MINISTER OF AGRICULTURE:

8. (a) The locust plague was first reported in the Central Karoo District and parts of the Cape Winelands and Garden Route Districts. With regards the Central Karoo, towns affected were Laingsburg, Prince Albert, Beaufort West and Murraysburg. Within Cape Winelands it was primarily the Ceres area, and within the Garden Route District, the area affected was the Little Karoo specifically De Rust and Uniondale areas.
- (b) According to the South African Government policy, the Agricultural Pests Act, 1983 (Act No. 36 of 1983) is administered by the National Department of Agriculture, Land Reform and Rural Development (DALRRD) and locust control falls under this Act. The WCDoA is liaising with DALRRD, Directorate: Climate Change and Disaster Risk Reduction, and in this regard have sent out application forms to all the affected districts within the Western Cape Province in order to identify farmers that were affected by the locust swarms. The identified farmers will be added to a database of beneficiaries to establish what additional assistance may be required.

There is currently a team of farmers that have been trained by DALRRD who are spraying pesticides in the affected areas, as outlined below:

Central Karoo:

- Feedback from the teams that are spraying chemicals in the affected areas indicated that the situation in the Central Karoo is under control. There are signs of new outbreaks in the areas close to the Karoo National Park.
- Farmers in both the Western and Northern Cape have raised concerns about the locusts laying large amounts of eggs. Should these eggs hatch, we can expect a locust infestation in September 2021, due to the favorable warm weather then.
- Swarms are spread over a very large/wide area on the farms, resulting in farmers utilising helicopters to spray the chemicals.

Cape Winelands

- No new incidents or sightings have been recorded in the Cape Winelands
- Indications are that the locust swarms have dissipated in this region.

Garden Route

- No new incidents or sightings have been recorded in the Garden Route.

(c) The Disaster Risk Reduction (DRR) office of the WCDoA, is working closely with the National Office (DALRRD) and the Provincial Disaster Management Centre (PDMC) to prepare for a possible locust infestation in September 2021. To prepare for the possible infestation and minimizing the spread to other areas, the following will be done:

- Identified farmers in the affected districts will undergo training by the National department;
- The supply chain process to be initiated timeously for the purchasing of sprayers, chemicals and necessary personal protective equipment (PPE).
- DRR office of the WCDoA will be working closely with our colleagues in the Northern Cape as part of an early warning system

(d) The WCDoA is currently in a process of identifying all smallholder farmers affected by the locust plague. The Department will liaise with DALRRD to assess the damages and see how relief can be provided to those farmers. Some of the smallholder farmers will receive training from the National office to prepare them for future locust plague incidents.

*Transhex Housing Project: Breede Valley***9. Mr P Marran to asked the Minister of Human Settlements:**

(a) What is the current status of the Transhex Housing Project in the Breede Valley, (b) how many houses (top structures) have been built in Breede Valley Municipality over the last three financial years, including a breakdown of how many houses have been built (i) per town and (ii) per ward in the Municipality and (c) how many plots have been serviced over the last three financial years in the Breede Valley Municipality, including a breakdown of how many plots (i) per town and (ii) per ward in the Municipality have been serviced?

The MINISTER OF HUMAN SETTLEMENTS:

9. (a) Current Status**Civils portion:**

The Civils contractor, Martin and East is currently on site for the installation of civil services to the final 484 sites and courtyards on Phase 1.5 of the catalytic project. Together with the previously installed 2,062 serviced sites, this will bring the final total to 2,546 serviced sites on the full Phase 1 by 14 December 2021. The outbreak of COVID-19 and the subsequent lockdown delayed the initial stages of completion, but the contractor managed to still deliver and put measures in place to mitigate with strict adherence to the government regulations pertaining to COVID-19.

Top Structure portion:

Tender for Phase 1A of 800 top structures was awarded to the contractor, TSSN Carriers and the contract commenced on 26 August 2019. The contractual completion date is scheduled for 22 April 2022 (29-month Contract).

The construction of 190 top structures are at various stages of completion. The overall progress is 54%.

- (b) (i) 0 top structures
- (ii) 0 top structures
- (c) (i) 2062 serviced sites; Ward 10, Worcester.
- (ii) 2062 serviced sites; Ward 10, Worcester.

*Minister Madikizela: resignation***10. Ms P Z Lekker asked the Premier:**

- (1) What are the challenges that the sudden resignation of Minister Madikizela has presented to the Western Cape Provincial Cabinet;
- (2) whether there remains unity and cohesion in his cabinet; if not, why not; if so, (a) what are the relevant details and (b) what are the detailed plans to foster unity and cohesion within his cabinet;
- (3) what are the plans to fill the vacancy in the Provincial Cabinet?

The PREMIER:

10. (1) I believe Mr Madikizela's decision to resign was the right and honourable thing to do, under the circumstances. To ensure that there are no disruptions to the workflow of the Department of Transport and Public Works, I appointed Mr Tertuis Simmers to act as interim Minister of both departments of Human Settlements and Transport and Public Works.
- (2) My cabinet and I remain united in our shared cause to serve the residents of this province.
- (3) An announcement will be made in this regard shortly.

*Golden Grove Primary School: forensic investigation***11. Mr M K Sayed asked the Minister of Education:**

Whether her Department has conducted and concluded a forensic investigation into the financial challenges at the Golden Grove Primary School; if not, why not; if so, (a) what are the relevant details and (b) can a copy of the Forensic Audit Report that has been presented to the SGB of the school be provided?

The MINISTER OF EDUCATION:

11. A forensic investigation has been concluded by the Provincial Forensic Services at the request of the WCED.
 - (a) The Department referred a complaint to the Provincial Forensic Services (PFS) detailing allegations of financial irregularities and a conflict of interest in respect of a governor who had business dealings with the school. From the investigation, there were several transgressions identified against two individuals, both of whom retired on 28 February 2018 and 30 June 2018 respectively. As a result, the WCED could not initiate disciplinary action against them.
 - (b) No, the report is confidential.

*Vlottenburg Primary School***12. Mr M K Sayed asked the Minister of Education:**

- (1) Whether a certain person, whose name has been furnished to her Department for the purpose of her reply, is employed at the Vlottenburg Primary School; if so, (a) what are the relevant details and (b) what are the details of the qualifications and experience of this person;
- (2) whether her Department has received complaints alleging that this person may be employed without qualifications; if so, (a) what are the relevant details and (b) what steps have been taken to investigate these complaints?

The MINISTER OF EDUCATION:

12. (1) (a) Yes, the person is employed by the School Governing Body.
 - (b) The person claims to be qualified to teach and has supplied us with documentation, which has been sent to the South African Council for Educators (SACE) for purposes of verification. SACE is investigating the person's status as a qualified teacher and we are waiting for further feedback.
- (2) Yes.
 - (a) A complaint was received from a community activist.
 - (b) The teacher is employed in an SGB post, as confirmed by the SGB. Under guidance from FEDSAS, they are following processes defined in the Labour Relations Act to determine whether to continue the person's employment or not. We await the outcome of this process.

Questions and replies as received from departments

QUESTIONS

For written reply

M3 from Wynberg Hill to Steenberg Road

1. Ms M M Wenger asked the Acting Minister of Transport and Public Works:

With reference to the M3 from Wynberg Hill to Steenberg Road:

- (1) Whether the Western Cape Government is the road authority for the M3 from Wynberg Hill to Steenberg Road;
- (2) whether the City of Cape Town acts as an agent of the Western Cape Government for this stretch of road; if so, what is the City responsible for;
- (3) which government is responsible for the (a) maintenance and (b) eventual replacement of the fence along both sides of this road;
- (4) whether there are plans that this stretch of road will be devolved to the City; if not, why not; if so, what are the relevant details?

The ACTING MINISTER OF TRANSPORT AND PUBLIC WORKS:

1. (1) Yes.
- (2) The City of Cape Town is not an agent of the Western Cape Government for this stretch of road. Based on historic responsibilities the City has assisted with maintenance on this route to date.
- (4) (a) and (b) The Western Cape Government is responsible for the maintenance and eventual replacement of the fences along both sides of this road, if the fences were erected by the road authority and do not belong to private owners.
- (5) Yes. The Department of Transport and Public Works and the City are busy with a devolution process whereby proclaimed roads in the City will be evaluated to determine the appropriate road authority. It is envisaged that this stretch of road will be devolved to the City.

Fires: prevention of recurrence

2. Mr D America asked the Minister of Local Government, Environmental Affairs and Development Planning:

What cooperation and/or assistance does his Department and municipalities receive from SANParks or the national government in putting measures in place to prevent a recurrence of the devastating fires, such as those in the Table Mountain National Park and at the University of Cape Town?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

2. SANParks actively participates in the Provincial Veld Fire Working Group as well as the Cape Peninsula Fire Protections Association. SANParks-Table Mountain National Park complies with the provisions of the National Veld and Forest Act 101 of 1998 in terms of the preparation and maintenance of firebreaks as well as readiness for firefighting.

Hanover Park: gang murders

3. Mr R I Allen asked the Minister of Community Safety:

With regard to gang murders reported at the Hanover Park Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what were the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

3. The South African Police Service informed me as follows:

The figures depicted are those of Philippi police station as Hanover Park is not a policing precinct.

- (a) 73 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 44
- (c) 21
- (d) 0
- (e) (i) (aa) 13
(i) (bb) 41
(ii) (aa) 2
(ii) (bb) 4
- (f) (i) 0
(ii) 5
- (g) Not applicable. The cases have not been finalised.
- (h) 3
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.

- Combat and re-active approach (including the 72 hour activation plan).
- Detection including organised crime approach, opposition of bail and liaison with NPA.
- Communication and liaison.

Delft: gang murders

4. Mr R I Allen asked the Minister of Community Safety:

With regard to gang murders reported at the Delft Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what were the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

The South African Police Service informed me as follows:

4. (a) 232 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 34
- (c) 24
- (d) 0
- (e) (i) (aa) 5
(i) (bb) 1
(ii) (aa) 9
(ii) (bb) 11
- (f) (i) 1
(ii) 20
- (g) Not applicable. The cases have not been finalised.
- (h) 12
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
- Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan)
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison

*Mitchells Plain: gang murders***5. Mr R I Allen asked the Minister of Community Safety:**

With regard to gang murders reported at the Mitchells Plain Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what was the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

The South African Police Service informed me as follows:

5. (a) 107 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 65
- (c) 31
- (d) 0
- (e) (i) (aa) 0
- (i) (bb) 0
- (ii) (aa) 24
- (ii) bb) 20
- (f) (i) 2
- (ii) 12
- (g) Not applicable. The cases have not been finalised.
- (h) 6
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan)
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison

*Sexual misconduct involving learners***6. Mr B N Herron asked the Minister of Education:**

With reference to the reply to question 20 of 23 April 2021:

102 cases of sexual misconduct involving learners have been registered over a six-year period.

- (1) (a) How many of these cases have been reported to the Department of Social Development and (b) how many of these cases have been reported to the South African Police Service;
- (2) whether any of these cases have resulted in the perpetrators being prosecuted; if so, what are the relevant details;
- (3) what screening process has been implemented to protect learners against sexual violence or harassment;
- (4) (a) with regard to the allegations of sexual misconduct, was it made against (i) teachers, (ii) administrators or (iii) other learners and (b) what are the details of each?

The MINISTER OF EDUCATION:

6. (1) (a) All cases were reported to the Department of Social Development.
(b) The WCED does not report these incidents to SAPS. Disciplinary and criminal proceedings are separate. The onus is on the victim or the victim's parents/guardians to institute criminal proceedings.
- (2) The WCED does not hold court or police records.
- (3) A standard vetting process is in place for all appointees, which includes applicants being required to provide police clearance to prove that they have no record of criminal offences or sexual offences against children.
- (4) (a) (i) Yes
(ii) Yes
(iii) No
(b) See the table below:

Sexual assault includes rape, inappropriate touching and kissing.

Sexual harassment may include unwelcome physical, verbal or non-verbal conduct.

(See Annexure D of the Abuse no More Protocol for a detailed definition of each.)

Year	Designation	Nr of cases	Transgression type	Sanction
2014/ 2015	Principal	1	Improper conduct (Sexual harassment)	Final written warning & suspension
	SMT	1	Improper conduct (Sexual harassment)	Dismissed
	Educators	2	Improper conduct (Sexual harassment)	Dismissed
		2	Improper conduct (Sexual harassment)	Final written warning
		3	Sexual assault	Dismissed
		1	Improper conduct (Sexual harassment)	Final written warning & fine
	Officials	1	Improper conduct (Sexual harassment)	Dismissed
2015/ 2016	Principal	1	Improper conduct (sexual harassment)	Final written warning and a fine
	SMT	1	Sexual assault	Dismissed
		1	Sexual assault	Final written warning & suspension
	Educator	3	Sexual assault	Dismissed
		3	Improper conduct (sexual harassment)	Dismissed
		1	Improper conduct (sexual harassment)	Final written warning, suspended fine & counselling
		1	Improper conduct (sexual harassment)	Final written warning
	Officials	2	Sexual assault	Final written warning & suspension
		1	Improper conduct (sexual harassment)	Final written warning & suspension
2016/ 2017	SMT	1	Sexual assault	Dismissed
		4	Improper conduct (sexual harassment)	Final written warning and a fine
	Educator	1	Sexual assault	Final written warning and a fine
		3	Sexual assault	Dismissed
		4	Improper conduct (sexual harassment)	Dismissed
		3	Improper conduct (sexual harassment)	Final written warning and a fine
	Officials	1	Sexual assault	Dismissed
		2	Improper conduct (sexual harassment)	Dismissed
2017/ 2018	Principal	1	Sexual assault	Dismissed
	SMT	3	Improper conduct (Sexual harassment)	Dismissed
		1	Improper conduct (Sexual harassment)	Final written warning and suspension
	Educator	2	Improper conduct (Sexual harassment)	Final written warning and a fine
		3	Improper conduct (Sexual harassment)	Dismissed

Year	Designation	Nr of cases	Transgression type	Sanction
			harassment)	
		2	Improper conduct (Sexual harassment)	Final written warning
		2	Sexual assault	Dismissed
	Officials	1	Improper conduct (Sexual harassment)	Final written warning & suspension without remuneration
2018/ 2019	SMT	1	Improper conduct (sexual harassment)	Final Written warning and a Fine
		1	Sexual assault	Dismissed
	Educator	3	Improper conduct (Sexual harassment)	Dismissed
		4	Sexual assault	Dismissed / Deemed dismissal (1)
		1	Improper conduct (Sexual harassment)	Final written warning, a fine & suspension without remuneration
		1	Improper conduct (Sexual harassment)	Final written warning and a fine
		1	Improper conduct (Sexual harassment)	Final written warning, fine & counselling
	Officials	2	Improper conduct (Sexual harassment)	Dismissed
		1	Sexual assault	Dismissed
		1	Sexual assault	Absconded
		1	Improper conduct (Sexual harassment)	Final written warning & suspension
2019/ 2020	Principal	1	Improper conduct (sexual harassment)	Dismissed
	SMT	2	Improper conduct (sexual harassment)	Deemed dismissed
		1	Sexual harassment	Final written warning & fine
	Educator	6	Sexual assault	Dismissed
		9	Improper conduct (Sexual harassment)	Dismissed / Deemed dismissal (3)
	Officials	4	Improper conduct (sexual Harassment)	Dismissed
		2	Sexual assault	Dismissed
2020/ 2021	Principal	2	Improper conduct (sexual harassment)	Dismissed
	SMT	1	Sexual assault	Dismissed
	Educator	5	Improper conduct (Sexual Harassment)	Dismissed
		2	Sexual assault	Dismissed
	Officials	1	Sexual assault	Final written warning and a suspension without remuneration

*DA ccouncillors: Hawks investigation***7. Mr B N Herron asked the Minister of Local Government, Environmental Affairs and Development Planning:**

The Hawks in the Western Cape confirmed it is investigating allegations of money laundering involving DA councillors, an NGO and a church in the City of Cape Town:

- (1) Whether section 106 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000), has been triggered; if not, why not; if so,
- (2) whether he has undertaken an investigation into these allegations; if not, why not; if so, (a) what has been the outcome of this investigation and (b) what measures have been put in place to ensure that this type of fraudulent practice does not reoccur?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

7. (1) Section 106 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) ("Systems Act") regulates my powers to initiate investigations into allegations that maladministration, fraud, corruption, or any other serious malpractice has occurred or is occurring in a Municipality.

A provincial investigation in terms of section 106 of the Systems Act must be preceded by a pre-investigation assessment, as required in terms of section 5 of the Western Cape Monitoring and Support of Municipalities Act, 2014 (Act 4 of 2014) ("the Western Cape Act"). As part of the pre-investigation assessment, I am required, amongst other things, to provide the Municipality in question with an opportunity to provide written representation on any allegations that are being considered for a possible investigation in terms of section 106 of the Systems Act, and to then assess all available information objectively before taking a decision on the necessity for a provincial investigation. Any action taken to investigate allegations must furthermore be procedurally sound and defensible and requires substantiated evidence or documentation to support the allegations.

A section 106 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000) investigation has not been initiated to date as due process needs to be followed.

- (2) In relation to the allegations in question, correspondence will be required to be sent to the Municipality. Upon receipt of the written representation to the allegations from the Municipality a pre-investigation assessment will be conducted into the matter to determine whether an investigation will be necessary in terms of section 106 of the Systems Act at the Municipality.

Correspondence has been sent to Mr Herron in order to provide him with an opportunity to provide any additional information and /or documentation relating to this matter in his possession, before the allegations are directed at the Municipality.

Van Wyksvlei, Wellington: CDC

8. Mr B N Herron asked the Minister of Health:

With reference to the community of Van Wyksvlei, Wellington:

- (1) Whether the Wellington Community Day Centre (CDC) is registered as a 24/7 medical centre; if so, (a) what is the clinic's operation plan, (b) has a permanent matron been appointed to oversee the daily operation of the institution, (c) how many doctors are permanently allocated to the clinic, (d) is the building capacitated (i) to accommodate minor surgeries, (ii) with oxygen facilities, (iii) to provide mental health aid and (iv) with pregnancy facilities and (e) is the building equipped to accommodate stay-in patients;
- (2) (a) what medical conditions can be treated at the Wellington CDC and (b)(i) what is the clinic's operational budget allocated by her Department and (ii) how much of this annual allocation is spent;
- (3) whether the Wellington CDC is fully operational in terms of its functions; if not, what departments or sections in the healthcare facility must still be implemented;
- (4) (a) what current medical equipment is the Wellington CDC stocked with, (b) what are the basic functions of these medical tools and (c)(i) which communities fall within the operational area of the Wellington CDC and (ii) does this include the farm communities adjacent to the Wellington CDC;
- (5) whether she has received complaints of (a) nurses writing prescriptions on behalf of doctors to patients who have not undergone medical observation, (b) patients being turned away as their condition is not "serious enough" for medical care, (c) patients being advised to use herbal medication, (d) patients having to purchase medication from private pharmacies at astronomical costs, (e) patients not being able to get doctors' appointments for months and being advised to seek medical care from the Paarl District Hospital; if so, how has she responded or resolved them?

The MINISTER OF HEALTH:

8. (1) No. 8-hour Community Day Centre.
- (a) n/a.
 - (b) Operational manager appointed.

-
- (c) 2 (two).
 - (d) No, the facility does not enough space to accommodate the demand in terms of patient patients.
 - (i) Scheduled lumps & bumps.
 - (ii) With mobile oxygen cylinders.
 - (iii) Through weekly outreach at the clinic.
 - (iv) There is no Maternity Obstetrics Unit but the facility renders basic antenatal services.
 - (v) No. The facility is an 8-hour facility.
 - (2) (a) Non-communicable diseases (chronic conditions) , HIV, TB, basic antenatal services, postnatal services, sick children under 5, Primary healthcare acute services, well baby clinic, physio outreach, psychology outreach, dental services, rehab outreach, Sonography outreach.
 - (a) (i) Adjusted 20/21 budget Wellington CDC is R12 585 000
 - (ii) Annual allocation spend – R11 690 000
 - (3) The facility is fully functional with minimal staff requirements in place which is according to norms required as per priority post list.
 - (4) (a) ENT, HGT monitor, HB meters, INR meter, TSB meter, Dental chair, ECG, AED, Suction machine, Emergency Trolley, Dobtone Fetal Monitor.
 - (b) The equipment is used to render the services listed: Non-communicable diseases (chronic conditions) , HIV, TB, basic antenatal services, postnatal services, sick children under 5, Primary healthcare acute services, well baby clinic, physio outreach, psychology outreach, dental services, rehab outreach, Sonography outreach.
 - (c) (i) Van Wyksvlei, Newrest, Newton, Carterville, Chris Hani, Hillcrest, Mbekweni, OR, Project 2 Wellington, Uitsig, Wamakersvlei, Wellington, Weltevrede, White City.
 - (ii) No farms directly in the vicinity of the facility.
 - (5) (a) No, all observations done prior to rescript of prescriptions.
 - (b) Scheduled appointments are made.
 - (c) No, health promotion are performed for home remedies.
 - (d) All medicines according to EDL are in place – sometimes stock outs occur, as across all health facilities, but alternatives are prescribed.
 - (e) The doctors' appointment list are fully booked at times, but emergency and urgent cases are attended to.

*Abalone poaching***9. Mr A P van der Westhuizen asked the Minister of Local Government, Environmental Affairs and Development Planning:**

With regard to abalone poaching in the Western Cape:

- (1) (a) What have been the trends in abalone poaching in the Overstrand Municipality and generally in the Southern Cape surrounds for the period 2016/17 to the current financial year and (b) what have been the trends in policing and law enforcement with respect to anti-poaching efforts in the aforementioned areas during the same period;
- (2) whether there have been any improvements in the joint operations against abalone poaching since the reclassification of abalone poaching as a priority crime; if so, what are the relevant details;
- (3) whether any revised policies from the national government regarding abalone poaching have been brought to his attention; if so,
- (4) whether his Department has been consulted; if so, what are the relevant details?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

9. (1) (a) Trends in abalone poaching in the Overstrand Municipality and the Southern Cape surrounds indicate a steady increase 2016/17 with a peak in 2019. There was a drop in poaching levels between September 2019 to February 2020 a result of joint ongoing and integrated operations between South African National Defence Force (SANDF), Phakisa and local enforcement agencies.

During the early part of 2020, however, the COVID-19 pandemic restrictions had a significant negative impact on compliance and enforcement operations with only intermittent Phakisa operations.

Abalone poaching in the Southern Cape particularly between Plettenberg Bay and Tsitsikamma increased in 2021, primarily due to enforcement pressure in the Overstrand area.

- (b) Local enforcement agencies including Overstrand Law Enforcement, South African Police Service Overberg Cluster and CapeNature carried out much of the operational work from 2016/17 to December 2020.

During December 2020 and January 2021, specialised units were included in formal reactive operations, e.g. Task Force and Anti-Gang Unit. Phakisa operations alternating with the previously mentioned locally based enforcement operations continued until May 2021, with the latest SANDF operation.

The trend in the Overstrand and general Southern Cape regions indicates that an increase in policing and law enforcement with respect to anti-poaching efforts with the mentioned joint operations results in a decrease in poaching levels over time.

- (2) There has been improvement in joint operations. Effective, intelligence-based and court-driven enforcement operations have taken place resulting in an increase in arrests and confiscation of illegal abalone and poaching equipment, e.g. vessels and vehicles.
- (3) CapeNature is not aware of revised policies from national government regarding abalone poaching.
- (4) CapeNature has not been consulted with regards to revised policies.

CAS 266/11/2020

10. Ms W F Philander asked the Minister of Community Safety:

With reference to CAS 266/11/2020:

- (1) Whether this case has been referred to the Western Cape Police Ombudsman for investigation; if so, what is the outcome; if not,
- (2) whether he can refer this case accordingly; if not, why not; if so, what are the relevant details?

The MINISTER OF COMMUNITY SAFETY:

The Western Cape Police Ombudsman (WCPO) informed me as follows:

10. (1) There was no official complaint lodged in this regard. Section 15 (a) of the Western Cape Community Safety Act (WCCSA) of 2013, (Act 3 of 2013) states that the Western Cape Police Ombudsman must receive and investigate complaints submitted in terms of section 16 of the WCCSA. The WCCSA is being reviewed to allow for the WCPO to initiate investigations.
- (2) Yes, the Minister, or any other member of the Provincial Parliament, can refer the complaint in terms of section 16 (2) of the Western Cape Community Safety Act of 2013.

Youth Safety Ambassadors Programme: Drakenstein

11. Ms W F Philander asked the Minister of Community Safety:

What are the prospects and details pertaining the expansion of the Youth Safety Ambassadors Programme in the Drakenstein area?

The MINISTER OF COMMUNITY SAFETY:

11. Replacements of Youth Safety Ambassadors are as follows for the Drakenstein area:

- 10 Wellington School of Skills
- 10 SAPS Academy in Paarl
- 28 Community Service Centres within the SAPS Worcester Cluster.

Police Ombudsman investigation of sexual assault case

12. Ms W F Philander asked the Minister of Community Safety:

(a) What is the status update on the investigation by the Western Cape Police Ombudsman of the case where a victim of sexual assault in Khayelitsha site B was told by to “investigate her own complaint and that she did not look like someone who went through such a traumatic ordeal” and (b) what is the expected date of the conclusion of this report?

The MINISTER OF COMMUNITY SAFETY:

The Western Cape Police Ombudsman (WCPO) informed me as follows:

12. (a) The complaint was referred to the WCPO in terms Section 16 (2) of the Western Cape Community Safety Act of 2013 (Act 3 of 2013) by Minister Fritz due to the media coverage given to the alleged incident. Since the victim was not known, the WCPO was required to source further information. After enquiring from the Journalist, who covered the story, it was established that the victim did not want any further investigation or intervention from the WCPO.
- (b) No investigation is conducted since the identity of the complainant is not known

Informal settlements: de-densification

13. Ms N D Nkondlo asked the Minister of Human Settlements:

With regard to the outbreak of COVID-19 and the possibility of a third wave, as well as the policy response to de-densify those informal settlements that are highly congested:

(a) What are the (i) names and (ii) budget allocation of the areas identified for de-densification in the province, (b) what time frames were placed for undertaking and completing the de-densification in each of the identified areas and (c) for each area, what progress has been made with the completion of the de-densification?

The MINISTER OF HUMAN SETTLEMENTS:

13. (a) (i) In the metro, the areas of Du Noon, Greater Kosovo, and the Airport Precinct were identified for re-blocking projects, forming part of our province's Rapid Informal Settlement Support and Upgrade Programme (RISSUP).
- (ii) The budgets for these areas are: Du Noon (R175 million); Greater Kosovo (R500 million), and the Airport Precinct (R3.136 billion).
- (b) These projects are multi-phased, and the projects will therefore run over multiple years.
- (c) In terms of progress, Du Noon is currently undergoing planning and packaging, Greater Kosovo is at an advanced stage with land acquisition concluded for Phase1. The development framework was prepared for the entire development expected to yield 10 500 housing opportunities. All planning approvals are expected in 2022/2023. The Airport Precinct is expected to yield 8000 housing opportunities. Construction has started in September 2020 for a portion of the development and completion expected in 2023.

Human Settlements Development Grant

14. Ms N D Nkondlo asked the Minister of Human Settlements:

With regard to his Department's expenditure of the Human Settlements Development Grant:

- (a) What is the detailed breakdown of the expenditure of this grant, including the (b) breakdown of under expenditure per municipality, (c) details of the projects affected by the under expenditure in the period between 2009/10 and 2020/21 and (d) actions taken to correct the situation in subsequent years?

The MINISTER OF HUMAN SETTLEMENTS:

14. (a) Detailed breakdown of expenditure of HSD grant
See Annexure C
(2009/10-2013/14, 2014/15-2018/19, 2019/20-2020/21)
- (b) : Detail of expenditure by municipalities
See Annexure C
(2009/10-2013/14, 2014/15-2018/19, 2019/20-2020/21)
- (c)(d) Under-expenditure and actions taken

The housing projects undertaken by my department and municipalities are multi-year projects, and any delay on a project in a particular year will affect the ability of the municipality to spend the allocated funding.

The following are the projects experiencing delays that led to substantial under-expenditure in the period 2009/10 to 2020/21 ;

Breede Valley

In 2015/16 the municipality spent only 66% of the funding allocated. This was due to delays in implementing the Orchards (109) project. The project commenced late in the financial year and the sites were only completed in 2016/17

Drakenstein

In 2017/18 the municipality spent only 37% of the funding allocated. This was due to delays in starting the Vlakkeland project. Two phases of 316 and 236 sites commenced late and were only serviced in 2018/19.

In 2018/19 only 57% of the available funding was spent, due to delays in starting further phases and houses on the above phases. The construction of top structures has proceeded very slowly leading to under-performance.

Langeberg

In 2012/13 the municipality spent only 65% of the funding allocated. This was due to delays in implementing the Robertson Muiskraalkop project. The sites were serviced in 2013/14 and house construction commenced that same year.

In 2019/20 only 54% of the available funding was spent, due to delays in the completion of the McGregor project.

In 2020/21 only 59% of the available funding was spent, due to delays in the planning processes for the Bonnievale project.

Stellenbosch

In 2018/19 the municipality spent only 15% of the funding allocated. This was due to delays in implementing the Kayamandi Zone O and Vlotenberg Longlands projects.

In 2019/20 then municipality spent 60% of the allocated funding. Although the sites at Longlands were developed, there were further delays in the implementation of Kayamandi Zone O.

Witzenberg

In 2012/13 the municipality spent 64% of the funding allocated. This was due to delays in construction on the Op die Berg project of 250 units. The units were completed in 2013/14.

In 2016/17 the municipality spent 69% of the allocated funding. This was due to delays in the implementation of the Bella vista project. In 2017/18 the project was completed.

Cape Agulhas

In 2016/17 the municipality spent 20% of the funding allocated. This was due to delays in implementing the Bredasdorp site H (158) and site F (683) projects. Sites were serviced on both projects in 2017/18.

In 2018/19 the municipality spent 63% of the allocated funding due to slow progress with the construction of houses on the above two projects.

Overstrand

In 2009/10 the municipality spent 56% of the funding allocated. This was due to delays in implementing the Kleinmond project with difficulties working on steep slopes, which required retaining walls and additional funding. The project was supplemented with funding from the CSIR to include sustainability measures including water tanks.

Swellendam

In 2009/10 the municipality spent 66% of the funding allocated. This was due to delays in implementing the Railton project. The remaining 50 houses were completed in 2010/11.

In 2018/19 the municipality spent 25% of the allocated funding due to delays in implementing the Barrydale project. The project has recently been completed.

Theewaterskloof

In 2020/21 the municipality spent 64% of the funding allocated. This was due to delays on the Hillside and Botriver projects, which are being attended to.

Laingsburg

In 2009/10 no projects were implementation ready. The municipality has serious challenges with bulk services.

In 2012/13 the municipality spent 51% of the allocated funding due to delays in implementing the Matjiesfontein project. The project was completed in 2013/14.

Prince Albert

In 2009/10 the municipality was struggling to implement the Klaarstroom project, which finally proceeded in 2010/11.

In 2015/16 the municipality spent 27% of the allocated funding due to delays in implementing the Prince Albert project – the 243 sites were serviced in 2016/17.

Bitou

In 2020/21 the municipality spent 33% of the funding allocated. This was due to delays on the Qolweni/Bossiesgif and Ebenhaeser projects. The department is assisting in resolving the disputes arising out of procurement challenges.

George

In 2009/10 the municipality spent 56% of the allocated funding due to delays in implementing the Pacaltsdorp (904) and Touwsrante (395) projects. The procurement of contractors was a long drawn out process, but work on both projects commenced in 2010/11.

Hessequa

In 2017/18 the municipality spent 40% of the allocated funding due to delays in implementing the Melkhoutfontein project. Progress with the building of houses was very slow.

In 2019/20 and 2020/21 the municipality has been struggling to implement the Slangrivier project and the Stilbaai project due to a shortage of bulk services funding. My department has committed to partially fund the bulk services and the municipality needs to fund the balance. This has led to low expenditure over the past two years.

Kannaland

In 2015/16 the municipality spent 23% of the allocated funding due to delays in implementing the Calitzdorp project. The following year the delays were resolved and in 2016/17 sites as well as 251 houses were constructed.

In 2019/20 the municipality struggled to implement the Zoar infill project, leading to poor expenditure. The planning approvals are now in place and implementation can proceed in 2021/22.

Knysna

In 2018/19 the municipality spent 51% of the allocated funding due to delays in implementing the Xolweni, Hornlee and Hlalani projects. This was largely due to procurement delays in appointing contractors and material supply.

Mossel Bay

In 2012/13 the municipality spent 69% of the allocated funding due to delays in implementing the Friemershein (200) project. The following year (2013/14) the 200 houses were completed.

In 2018/19 the municipality spent 55% of the allocated funding due to delays in implementing the Asazani and Sonskynvallei projects due to procurement delays, with tenders coming in too high. The tenders were repackaged and readvertised at a later stage and work proceeded in 2019/20 on the two projects.

Oudtshoorn

In 2011/12 the municipality spent 61% of the allocated funding due to delays in implementing the Oudtshoorn infill project. The project was completed in the 2012/13 financial year.

Berg River

In 2012/13 the municipality spent 58% of the allocated funding as there were no projects implementation ready.

In 2017/18 delays on the Velddrif Noordhoek project led to poor expenditure. The contractor has finally finished all the houses after disputes over allocation of the houses turned violent and led to damage to the houses.

Cederberg

In 2016/17 the municipality spent 65% of the allocated funding due to delays in the implementation of the Citrusdal project, as bulk services availability was a challenge. My department has assisted the municipality with funding for bulk services.

In 2017/18 delays on the Lamberts Bay project led to poor expenditure. The sites were finally serviced in 2018/19.

In 2020/21 the municipality experienced delays in proceeding with the Lamberts Bay top structures, mainly due to prioritisation of beneficiaries in vulnerable groups. Construction should start in 2021/22.

Matzikama

In 2014/15 the municipality spent 67% of the allocated funding due to delays in the implementation of the Vredendal North and Klawer projects. These projects proceeded in 2015/16 with 165 and 283 sites serviced.

In 2020/21 the municipality experienced delays in proceeding with the Vredendal phase 5 and Lutzville top structures, again mainly due to prioritisation of beneficiaries in vulnerable groups. Construction should start in 2021/22.

Saldanha Bay

In 2009/10 the municipality spent 47% of the allocated funding due to delays in the implementation of the Ongegund project. The project continued in 2010/11 with 196 houses completed.

In 2020/21 the municipality experienced delays in proceeding with the Laingville (309) top structures, again mainly due to prioritisation of beneficiaries in vulnerable groups. Construction should start in 2021/22. There were also delays in the implementation of the Louwville project of 200 sites.

H.S.D. GRANT MUNICIPAL EXPENDITURE 2009/10 to 2013/14	2009/10			2010/11			2011/12			2012/13			2013/14		
	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%
CAPE TOWN															
City Projects	713 496 116	702 727 525	98%	724 449 000	724 449 000	100%	471 745 091	457 463 718	97%	678 369 000	678 884 010	100%	733 484 000	733 484 600	100%
Provincial projects in metro	250 000 000	180 766 045	72%	469 233 955	438 557 953	93%	474 000 000	444 012 358	94%	218 663 000	275 203 059	126%	228 912 000	227 236 354	99%
SUB TOTAL	963 496 116	883 493 570	92%	1 193 682 955	1 163 006 953	97%	945 745 091	901 476 076	95%	897 032 000	954 087 069	106%	962 396 000	960 720 954	100%
CAPE WINELANDS DISTRICT															
Breedee Valley	27 255 410	32 200 824	118%	72 405 456	72 405 456	100%	43 540 206	37 540 206	86%	46 617 000	46 617 000	100%	77 730 000	64 295 723	83%
Drakenstein	62 844 922	61 350 095	98%	63 885 458	61 522 368	96%	65 899 145	57 916 219	88%	62 996 000	53 971 033	86%	68 620 000	67 968 125	99%
Langeberg	18 651 050	16 668 926	89%	22 175 258	22 175 258	100%	13 689 001	11 970 357	87%	18 267 000	11 895 771	65%	17 687 000	14 355 716	81%
Stellenbosch	27 889 752	12 708 660	46%	33 159 659	33 160 059	100%	19 413 916	16 347 157	84%	66 683 000	61 275 649	92%	45 875 000	43 624 619	95%
Witzenberg	24 562 145	25 570 753	104%	21 824 780	21 824 330	100%	20 679 804	20 679 804	100%	26 395 000	16 980 126	64%	44 438 000	35 729 872	80%
SUB TOTAL	161 203 279	148 499 258	92%	213 450 611	211 087 471	99%	163 222 072	144 453 743	89%	220 958 000	190 739 579	86%	254 350 000	225 974 055	89%
OVERBERG DISTRICT															
Cape Agulhas	10 838 265	16 312 212	151%	12 969 047	12 849 564	99%	19 597 955	31 237 437	159%	33 698 000	33 108 876	98%	21 924 000	21 924 000	100%
Overstrand	26 337 565	14 680 766	56%	31 314 179	31 314 179	100%	15 276 013	11 461 664	75%	20 848 000	20 358 552	98%	25 734 000	25 699 500	100%
Swellendam	4 401 407	2 902 650	66%	6 433 075	5 351 993	83%	2 062 272	2 163 200	105%	8 029 000	8 029 000	100%	24 261 000	24 814 103	102%
Theewaterskloof	24 668 432	24 324 680	99%	29 329 655	29 329 655	100%	38 977 035	38 977 035	100%	30 762 000	30 207 385	98%	49 170 000	48 676 830	99%
SUB TOTAL	66 245 669	58 220 308	88%	80 045 956	78 845 391	99%	75 913 275	83 839 336	110%	93 337 000	91 703 813	98%	121 089 000	121 114 433	100%
CENTRAL KAROO DISTRICT															
Beaufort West	15 443 932	23 712 961	154%	5 283 636	4 419 317	84%	120 845	120 845	100%	31 300 000	30 998 140	99%	21 860 000	21 196 017	97%
Laingsburg	559 921	0	0%	0	0	0%	771 207	771 000	100%	3 400 000	1 720 874	51%	3 530 000	3 010 831	85%
Prince Albert	2 338 912	61 452	3%	0	0	0%	6 221 497	5 324 880	86%	0	0	0%	11 734 000	11 428 033	97%
SUB TOTAL	18 342 765	23 774 413	130%	5 283 636	4 419 317	84%	7 113 549	6 216 725	87%	34 700 000	32 719 014	94%	37 124 000	35 634 881	96%
GARDEN ROUTE DISTRICT															
Bitou	51 854 030	64 099 377	124%	56 091 908	56 038 770	100%	16 327 134	16 327 134	100%	26 165 000	24 670 632	94%	79 351 000	76 190 094	96%
George	34 020 536	19 045 079	56%	50 448 885	50 087 201	99%	77 158 144	77 158 144	100%	52 856 000	51 775 140	98%	50 195 000	60 874 875	121%
Hessequa	37 839 208	37 862 013	100%	49 460 680	49 460 680	100%	17 684 068	26 485 325	150%	20 905 000	20 905 000	100%	6 825 000	8 354 000	122%
Kannaland	3 827 310	3 855 463	101%	0	0	0%	5 271 541	6 984 435	132%	13 964 000	13 964 000	100%	11 065 000	11 065 000	100%
Knysna	31 997 022	37 158 734	116%	46 043 019	46 043 019	100%	63 071 060	59 519 709	94%	48 364 000	48 364 000	100%	58 365 000	56 262 203	96%
Mossel Bay	24 734 498	16 320 315	66%	30 907 609	30 907 609	100%	48 671 891	39 550 114	81%	36 759 000	25 430 269	69%	60 306 000	59 965 645	99%
Oudtshoorn	11 563 438	9 724 269	84%	13 748 408	13 047 022	95%	13 726 888	8 416 811	61%	15 225 000	15 190 219	100%	27 295 000	27 295 000	100%
SUB TOTAL	195 836 042	188 065 250	96%	246 700 509	245 584 301	100%	241 910 726	234 441 672	97%	214 238 000	200 299 260	93%	293 402 000	300 006 817	102%
WEST COAST DISTRICT															
Berg River	8 002 250	10 060 623	126%	15 380 585	14 966 972	97%	15 157 797	13 822 478	91%	513 000	299 478	58%	5 363 000	7 339 744	137%
Cederberg	5 482 268	10 191 204	186%	34 018 169	34 018 169	100%	7 550 995	7 550 994	100%	31 391 000	22 889 567	73%	11 207 000	10 113 563	90%
Matzikama	6 478 077	6 227 474	96%	13 702 142	13 702 142	100%	8 922 571	10 779 964	121%	30 090 000	30 090 000	100%	19 609 000	20 504 699	105%
Saldanha Bay	21 408 131	10 086 959	47%	25 453 304	25 425 693	100%	41 986 463	41 875 434	100%	20 631 000	16 167 149	78%	46 360 000	42 397 563	91%
Swartland	19 650 403	32 684 231	166%	37 363 445	37 363 445	100%	14 065 459	13 940 100	99%	7 358 000	7 358 000	100%	31 510 000	31 451 200	100%
SUB TOTAL	61 021 129	69 250 491	113%	125 917 645	125 476 421	100%	87 683 285	87 968 970	100%	89 983 000	76 804 194	85%	114 049 000	111 806 769	98%
Individual subsidies and Other (OPSCAP, EEDBS, etc)	115 280 000	126 560 532	110%	87 639 688	124 301 146	142%	117 257 002	180 448 478	154%	174 932 000	178 827 071	102%	176 827 000	203 979 092	115%
TOTAL	1 581 425 000	1 497 863 822	95%	1 952 721 000	1 952 721 000	100%	1 638 845 000	1 638 845 000	100%	1 725 180 000	1 725 180 000	100%	1 959 237 000	1 959 237 000	100%

H.S.D. GRANT MUNICIPAL EXPENDITURE 2014/15 to 2018/19	2014/15			2015/16			2016/17			2017/18			2018/19		
	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%
CAPE TOWN															
City Projects	783 000 000	786 563 359	100%	730 119 000	730 119 000	100%	736 676 000	748 350 586	102%	442 613 000	443 621 713	100%	374 550 000	379 752 099	101%
Provincial projects in metro	286 449 000	302 798 015	106%	348 949 000	345 659 846	99%	250 960 000	345 475 453	138%	851 158 000	891 119 711	105%	443 820 000	634 117 804	143%
SUB TOTAL	1 069 449 000	1 089 361 374	102%	1 079 068 000	1 075 778 846	100%	987 636 000	1 093 826 039	111%	1 293 771 000	1 334 741 424	103%	818 370 000	1 013 869 903	124%
CAPE WINELANDS DISTRICT															
Breede Valley	42 995 000	44 749 942	104%	43 622 000	28 631 296	66%	45 303 000	44 684 108	99%	92 200 000	93 074 552	101%	104 820 000	113 334 303	108%
Drakenstein	18 979 000	21 682 670	114%	75 524 000	71 960 333	95%	24 200 000	18 634 320	77%	75 764 000	27 848 057	37%	94 080 000	53 758 969	57%
Langeberg	16 130 000	14 814 853	92%	16 100 000	17 850 095	111%	38 000 000	38 529 100	101%	32 150 000	30 281 008	94%	43 630 000	40 500 555	93%
Stellenbosch	12 327 000	12 032 000	98%	25 550 000	34 931 523	137%	52 000 000	50 408 326	97%	23 762 000	23 305 196	98%	48 094 000	7 225 580	15%
Witzenberg	42 825 000	39 835 407	93%	34 571 000	31 891 944	92%	38 546 000	26 560 801	69%	38 960 000	33 102 304	85%	27 839 000	23 929 174	86%
SUB TOTAL	133 256 000	133 114 872	100%	195 367 000	185 265 191	95%	198 049 000	178 816 655	90%	262 836 000	207 611 117	79%	318 463 000	238 748 581	75%
OVERBERG DISTRICT															
Cape Agulhas	26 728 000	24 436 256	91%	8 092 000	6 668 615	82%	14 000 000	2 814 882	20%	29 450 000	40 206 465	137%	34 560 000	21 890 133	63%
Overstrand	29 373 000	29 373 000	100%	53 370 000	53 370 000	100%	40 757 000	40 757 000	100%	62 034 000	61 317 470	99%	39 100 000	35 183 076	90%
Swellendam	29 710 000	36 730 323	124%	8 820 000	7 087 801	80%	5 250 000	5 199 508	99%	3 350 000	5 315 480	159%	9 780 000	2 462 372	25%
Theewaterskloof	77 367 000	79 134 797	102%	78 276 000	68 742 165	88%	41 577 000	43 556 326	105%	72 621 000	59 223 299	82%	43 645 000	39 913 793	91%
SUB TOTAL	163 178 000	169 674 376	104%	148 558 000	135 868 581	91%	101 584 000	92 327 716	91%	167 455 000	166 062 714	99%	127 085 000	99 449 374	78%
CENTRAL KAROO DISTRICT															
Beaufort West	16 908 000	16 449 741	97%	22 980 000	24 543 546	107%	31 000 000	26 954 175	87%	24 000 000	31 933 405	133%	69 480 000	62 253 845	90%
Laingsburg	8 429 000	8 323 459	99%	16 300 000	18 276 741	112%	660 000	604 512	92%	99 000	198 000	200%	0	0	0%
Prince Albert	28 000 000	27 571 158	98%	676 000	180 877	27%	13 300 000	13 287 082	100%	10 739 000	18 766 010	175%	12 090 000	10 847 565	90%
SUB TOTAL	53 337 000	52 344 358	98%	39 956 000	43 001 164	108%	44 960 000	40 845 769	91%	34 838 000	50 897 415	146%	81 570 000	73 101 410	90%
GARDEN ROUTE DISTRICT															
Bitou	63 324 000	66 461 962	105%	54 620 000	54 620 000	100%	46 200 000	43 893 012	95%	40 374 000	40 427 750	100%	84 127 000	70 150 090	83%
George	42 095 000	42 095 000	100%	19 960 000	32 177 475	161%	74 411 000	66 334 638	89%	65 800 000	84 132 238	128%	91 438 000	81 166 041	89%
Hessequa	11 300 000	11 300 000	100%	13 118 000	9 657 113	74%	28 950 000	27 698 872	96%	10 068 000	4 006 496	40%	1 782 000	1 802 821	101%
Kannaland	3 000 000	2 523 401	84%	18 475 000	4 296 812	23%	40 525 000	35 109 578	87%	4 625 000	9 197 625	199%	715 000	1 061 438	148%
Knysna	43 576 000	40 554 613	93%	53 384 000	68 864 345	129%	55 000 000	52 067 960	95%	74 134 000	64 865 594	87%	70 564 000	35 718 161	51%
Mossel Bay	56 915 000	51 030 860	90%	29 100 000	21 480 852	74%	46 677 000	46 632 209	100%	25 500 000	24 657 082	97%	30 700 000	16 842 738	55%
Oudtshoorn	32 267 000	32 267 000	100%	30 770 000	37 037 718	120%	44 435 000	36 520 802	82%	35 066 000	50 781 577	145%	47 736 000	40 545 864	85%
SUB TOTAL	252 477 000	246 232 836	98%	219 427 000	228 134 315	104%	336 198 000	308 256 871	92%	255 567 000	278 068 362	109%	327 062 000	247 287 153	76%
WEST COAST DISTRICT															
Berg River	7 550 000	6 520 545	86%	31 650 000	30 436 973	96%	11 300 000	10 935 091	97%	11 820 000	162 000	1%	3 900 000	4 923 287	126%
Cederberg	15 595 000	14 013 855	90%	407 000	393 963	97%	2 850 000	1 839 412	65%	13 040 000	1 322 565	10%	57 020 000	57 780 991	101%
Matzikama	6 590 000	4 400 247	67%	28 960 000	27 886 002	96%	31 000 000	31 000 000	100%	5 400 000	5 501 480	102%	24 230 000	18 175 998	75%
Saldanha Bay	28 300 000	28 300 000	100%	50 560 000	54 091 884	107%	40 100 000	43 582 579	109%	42 964 000	34 731 629	81%	53 447 000	52 007 312	97%
Swartland	15 465 000	15 465 000	100%	53 405 000	54 059 621	101%	20 150 000	11 036 294	55%	36 100 000	35 655 864	99%	41 220 000	33 125 763	80%
SUB TOTAL	73 500 000	68 699 647	93%	164 982 000	166 868 443	101%	105 400 000	98 393 376	93%	109 324 000	77 373 538	71%	179 817 000	166 013 351	92%
Individual subsidies and Other (OPSCAP, EEDBS, etc)	189 739 000	175 508 537	92%	127 764 000	140 205 460	110%	226 984 000	188 344 574	83%	202 967 000	212 003 430	104%	166 536 000	180 433 228	108%
TOTAL	1 934 936 000	1 934 936 000	100%	1 975 122 000	1 975 122 000	100%	2 000 811 000	2 000 811 000	100%	2 326 758 000	2 326 758 000	100%	2 018 903 000	2 018 903 000	100%

H.S.D. GRANT MUNICIPAL EXPENDITURE 2019/20 to 2020/21	2019/20			2020/21		
	ALLOCATION	EXPENDITURE	%	ALLOCATION	EXPENDITURE	%
CAPE TOWN						
City Projects	404 218 000	403 380 465	100%	283 646 000	283 599 949	100%
Provincial projects in metro	362 563 000	425 369 021	117%	531 171 000	557 683 450	105%
SUB TOTAL	766 781 000	828 749 486	108%	814 817 000	841 283 399	103%
CAPE WINELANDS DISTRICT						
Breede Valley	112 320 000	117 194 391	104%	70 740 000	71 640 110	101%
Drakenstein	107 170 000	108 582 528	101%	57 878 000	59 993 173	104%
Langeberg	17 650 000	9 505 491	54%	11 250 000	6 599 840	59%
Stellenbosch	89 770 000	53 794 470	60%	32 079 000	24 905 509	78%
Witzenberg	32 500 000	30 659 615	94%	23 407 000	17 184 720	73%
SUB TOTAL	359 410 000	319 736 495	89%	195 354 000	180 323 352	92%
OVERBERG DISTRICT						
Cape Agulhas	60 890 000	61 229 507	101%	20 651 000	21 540 341	104%
Overstrand	109 800 000	101 701 600	93%	82 781 000	76 721 428	93%
Swellendam	15 007 000	11 862 949	79%	15 400 000	14 722 040	96%
Theewaterskloof	63 349 000	50 621 018	80%	59 016 000	37 532 915	64%
SUB TOTAL	249 046 000	225 415 074	91%	177 848 000	150 516 724	85%
CENTRAL KAROO DISTRICT						
Beaufort West	52 000 000	51 221 606	99%	300 000	461 308	154%
Laingsburg	1 500 000	1 228 016	82%	0	0	
Prince Albert	0	0		0	0	
SUB TOTAL	53 500 000	52 449 622	98%	300 000	461 308	154%
GARDEN ROUTE DISTRICT						
Bitou	47 382 000	34 682 418	73%	35 866 000	11 908 024	33%
George	223 242 000	165 316 058	74%	140 400 000	154 413 737	110%
Hessequa	1 382 000	22 000	2%	9 700 000	0	0%
Kannaland	380 000	0	0%	480 000	1 050 211	219%
Knysna	69 400 000	67 978 861	98%	59 470 000	56 353 465	95%
Mossel Bay	83 158 000	84 843 619	102%	179 198 000	191 004 007	107%
Oudtshoorn	25 210 000	23 282 542	92%	37 820 000	28 017 389	74%
SUB TOTAL	450 154 000	376 125 498	84%	462 934 000	442 746 833	96%
WEST COAST DISTRICT						
Berg River	8 070 000	7 109 631	88%	5 000 000	4 399 003	88%
Cederberg	21 038 000	19 109 638	91%	13 000 000	2 369 284	18%
Matzikama	25 729 000	25 569 252	99%	5 000 000	0	0%
Saldanha Bay	19 250 000	16 813 308	87%	25 461 000	1 315 719	5%
Swartland	50 532 000	46 074 773	91%	50 940 000	36 584 519	72%
SUB TOTAL	124 619 000	114 676 602	92%	99 401 000	44 668 525	45%
Individual subsidies and Other (OPSCAP, EEDBS, etc)	168 600 000	254 957 223	151%	104 632 000	195 285 859	187%
TOTAL	2 172 110 000	2 172 110 000	100%	1 855 286 000	1 855 286 000	100%

*Expenditure of conditional grants***15. Ms N D Nkondlo asked the Minister of Finance and Economic Opportunities:**

With regard to provincial government departments' expenditure of conditional grants during the period between 2014/15 and 2020/21:

- (1) (a)(i) Which conditional grants' spending were below 50% and (ii) why, (b) what are the details and names of the (i) grants, (ii) departments and/or (iii) municipalities that underspent, (c) what are the (i) conditions attached to each grant, (ii) nature of the project and (iii) reasons for underspending, (d) what are the details of actions taken by the Provincial Treasury during and after underspending was identified and (e) what improvements have been realised after the interventions;
- (2) whether there are any methods outside the WCPP's standing committees and plenary sittings through which the Provincial Treasury enable and effect public involvement in the provincial budget processes; if not, why not; if so, what are the relevant details?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES:

15. (1) (a) (i) There were two conditional grants allocated to provincial departments that spent below 50 per cent within the period 2014/15 to 2020/21. These were the **Provincial Emergency Housing Grant**, where under-spending occurred at the end of the 2018/19 and 2020/21 financial years, and the **Maths, Science and Technology Grant**, which occurred at the end of the 2020/21 financial year.
 - (ii) This information is publicly available in the relevant departments' Annual Financial Statements – 2014/15 to 2019/20.
- (b) (i) This information is publicly available in the relevant departments' Annual Financial Statements – 2014/15 to 2019/20.
 - (ii) This information is publicly available in the relevant departments' Annual Financial Statements – 2014/15 to 2019/20.
- (2) (i) The conditions of the conditional grants, identified as spending below 50 per cent, can be found within the conditional grant frameworks of the Division of Revenue Bill, 2018 and 2020.

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- (ii) Nature of Grant: **Provincial Emergency Housing Grant** – This funding has been allocated as a schedule 7, Part A i.e. Allocations made to provinces for immediate disaster response, while the **Maths, Science and Technology Grant** has been allocated as a schedule 5, Part A i.e. Allocations made to provinces for a specific purpose.
 - (iii) This information is publicly available in the relevant departments' Annual Financial Statements – 2014/15 to 2019/20. The 202/21 information has not yet been finalised.
- (d) Regards the **Provincial Emergency Housing Grant**, it should be noted that due to the timing of this allocation being made available to the province by National Treasury in terms of the Division of Revenue Act (that is; in March at the end of the financial year which culminated into a special provincial adjusted budget process), the Department of Human Settlements is not in position to secure and finalise the procurement process and spending of these funds in the same financial year. The action taken by Provincial Treasury was to ensure and facilitate that the unspent funds are requested as a rollover and met the rules and regulations of roll overs in terms of National Treasury prescripts, for National Treasury's review and consideration.
- Regarding the **Maths, Science and Technology Grant**, considering that it is the first time this grant has spent below 50 per cent as well as occurring at the end of the 2020/21 financial year, the action taken by Provincial Treasury was to facilitate the application for the rollover of unspent funds to be made in terms of relevant regulations and in terms of National Treasury Regulations and the Division of Revenue Act, for National Treasury's review and consideration.
- (e) Given that only two grants have been spent below 50 per cent in the 2018/19 and 2020/21 financial year, and noting the reasons for the underspending and nature of the Provincial Emergency Housing Grant, no interventions were deemed necessary especially as there is also no history of other grants spending below 50 per cent for the period 2014/15 to 2020/21.
- (2) The provincial government utilises multiple direct and indirect methods to encourage and enable public engagement in each phase of the budget process:

Discussions on the Provincial Economic Review and Outlook and the Municipal Economic Review and Outlook

The Provincial Economic Review and Outlook (PERO), and the Municipal Economic Review and Outlook (MERO) are published at the outset of the budget process.

These documents provide the critical economic and socio-economic intelligence that informs responsive and data-led policy, planning and budgeting in the Western Cape. Post the tabling of the PERO and MERO in September/ October each year, these documents are circulated to municipalities and workshopped through the District Committee Forum platforms, and on request from individual municipalities.

This is complemented by the Joint District and Metro Approach (JDMA) that, since 2019/20, has indirectly facilitated public participation in the provincial government budget process. The JDMA, is a geographical, district and team-based, citizen focused approach to provide government services for citizens, promotes the interdepartmental and intergovernmental interfaces using District Co-ordinating Forums for co-planning, co-budgeting and co-implementation to translate into service delivery to communities.

These engagements provide key external inputs into the Western Cape Government's Adjusted Budget, Medium-Term Budget Policy Statement (MTBPS) and the Preliminary MTEF allocations, which are also communicated widely via social and mass media.

Sectoral and facility level engagements

Various sectoral engagements are held at community level by individual departments to discuss community priorities and plans. For instance, the Department of Human Settlements regularly engages communities on plans for human settlements development. In the education sector, School Governing Bodies are required by the South African Schools Act, to prepare and discuss annual school budgets with a quorate parent body, who must vote to approve the school budget, which is either partially or entirely funded by the provincial government.

Expenditure oversight

The allocation of resources through the budget process is one aspect of the overall expenditure management cycle that also includes opportunities for community oversight of expenditure progress and performance. During COVID-19, the Western Cape Government introduced regular public reporting on COVID-19 procurement through the monthly and quarterly Procurement Disclosure Reports.

*Housing projects expenditure***16. Mr A Lili asked the Minister of Human Settlements:**

With regard to his Department's expenditure in the period between 2009/10 and 2020/21:

- (1) (a) What are the details of housing projects implemented during this period, including the (b) number of residential units, (c) number of serviced sites and (d) money spent per project after completion;
- (2) what (a) are the names, (b) are the areas, (c) is the number of informal settlements upgraded on site and/or relocated and (d) are the costs related to the upgrades and/or relocations during this period;
- (3) (a) what are the (i) total hectares and (ii) details of well-located land acquired and zoned to create housing opportunities and (b) what is the (i) size, (ii) erf number of the land acquired, (iii) cost of purchase, (iv) number of residential units and/or service sites erected on the acquired land and (v) date of completion and (vi) place of handover that took place during this period?

The MINISTER OF HUMAN SETTLEMENTS:

16. (1) (a)(b)(c)(d) **See Annexure A**

- (2) (a)(b) During the period of 2009/10 and 2020/21 my department upgraded a total of 62 informal settlements.

Table 1 below depicts the number of informal settlements upgraded and housing opportunities created in the period 2009-2020 per district and the details per municipality and informal settlement.

- (c) The 62 informal settlements upgraded during this period include approximately 17 628 units via Phase 4 of the UISP Programme as well as 25 287 serviced sites via Phase 3 of the UISP Programme.
- (d) The total costs related to the upgrades were R1 324 962 875.00.

Table 1

SN	District	No of Informal Settlement projects	Units	Sites	Expenditure
1	Cape Town Metro	7	5837	8452	R70 000 000. 00
2	Cape Winelands	11	2663	3221	R 345 293 420. 00
3	Overberg	9	1819	2953	R 434 996 732. 00
4	Central Karoo	1	39	39	R 4 131 503. 00
5	Garden Route	22	6255	8592	R 342 934 138. 00
6	West Coast	12	1015	2030	R 127 607 082. 00
Total		62	17628	25287	R1 324 962 875. 00

3. (a) (i) The total hectares amount to 132 ha.
- (ii) The properties are in Philippi, Hout Bay, Killarney Gardens, Gugulethu and Overstrand. Some of the projects, such as the land parcels acquired in Gugulethu as part of the Southern Corridor Airport Precinct Project, have progressed into construction already. Other parcels, such as those acquired in Hout Bay, Philippi and the Overstrand municipal area, are still in the early planning stages with conceptual planning underway. It is expected that development rights for all sites would be in place by 2023. It is envisaged that construction will commence in phases on each site as development rights are finalised, and construction budgets are made available.
- (b) (i) Please see the attached list of the 51 properties. The Department recommends that the detail of the erven should not be provided as it could lead to the invasion of the properties. **See Annexure B**
- (ii) Please see the attached list of the 51 properties. The Department recommends that the detail of the erven should not be provided as it could lead to the invasion of the properties. **See Annexure B**
- (iii) The total cost of land purchase is anticipated to amount to R210M at this stage.
- (iv) Nil to date, due to the projects still being in the planning and or construction packaging phases.
- (v) As per the above item 3 b) iv), none of the projects have been completed yet.
- (vi) As per the above item 3 b) iv), no transfers of title deeds have occurred yet.

PROPERTIES IN THE OWNERSHIP OF THE HOUSING DEVELOPMENT AGENCY					Purchase Price	Project	Projected Date to Finalise Development Rights	Notes
No	Property	Extent	Description	Ownership				
1	4 Hammer Road	1,1536	Erf 177135 - Cape Town	Housing Development Agency	R 8 480 000,00	Thabo Mbeki Island Site	2021/22	Rezoning and Subdivision approved by CoCT, taken on appeal by ACSA
2	40 Spanner Road	0,5424	Erf 172883 - Cape Town	Housing Development Agency				
3	Makhosi E Magadlela, Street, Gugulethu	0,0323	Erf 921, Gugulethu	Housing Development Agency	R 4 562 350,00	Airport Precinct Infills - Luyolo Site	2019/2020	Development rights in place, construction underway.
4	Makhosi E Magadlela, Street, Gugulethu	0,0322	Erf 922, Gugulethu	Housing Development Agency				
5	Makhosi E Magadlela, Street	0,0322	Erf 923, Gugulethu	Housing Development Agency				
6	Makhosi E Magadlela, Street	0,0327	Erf 924, Gugulethu	Housing Development Agency				
7	Makhosi E Magadlela, Street, Gugulethu	0,0322	Erf 927, Gugulethu	Housing Development Agency				
8	Makhosi E Magadlela, Street, Gugulethu	0,0328	Erf 928, Gugulethu	Housing Development Agency				
9	Makhosi E Magadlela, Street, Gugulethu	0,0325	Erf 929, Gugulethu	Housing Development Agency				
10	Makhosi E Magadlela, Street, Gugulethu	0,0324	Erf 931, Gugulethu	Housing Development Agency				
11	Makhosi E Magadlela, Street, Gugulethu	0,0463	Erf 932, Gugulethu	Housing Development Agency				
12	Makhosi E Magadlela, Street, Gugulethu	0,0461	Erf 933, Gugulethu	Housing Development Agency				
13	Makhosi E Magadlela, Street, Gugulethu	0,0466	Erf 934, Gugulethu	Housing Development Agency				
14	Makhosi E Magadlela, Street, Gugulethu	0,0464	Erf 935, Gugulethu	Housing Development Agency				
15	Makhosi E Magadlela, Street, Gugulethu	0,0418	Erf 936, Gugulethu	Housing Development Agency				
16	Makhosi E Magadlela, Street, Gugulethu	0,0412	Erf 937, Gugulethu	Housing Development Agency				
17	Jonson Qona Street, Gugulethu	0,0411	Erf 938, Gugulethu	Housing Development Agency				
18	Makhosie E Magadlela Street, Gugulethu	0,0378	Erf 930, Gugulethu	Housing Development Agency				
19	40a Steve Biko Drive, Gugulethu	0,0488	Erf 940, Gugulethu	Housing Development Agency				
20	38 A, Steve Biko Drive, Gugulethu	0,0487	Erf 941, Gugulethu	Housing Development Agency				
21	2A Makhosi Magadlela street, Gugulethu	0,0687	Erf 925, Gugulethu	Housing Development Agency	R 2 390 000,00			

22	Weltevreden Road	4,2000	RE/Farm 700 - Cape RD	Housing Development Agency	R 4 500 000,00	Weltevreden Wedge	2023/24	Conceptual Development Framework commencing.
23	Weltevreden Road	13,9400	Farm 787/64 - Cape RD	Housing Development Agency	R 6 300 000,00			
24	Weltevreden Road	7,4454	A portion of RE/Farm 791 - Cape RD	Housing Development Agency	R 7 445 400,00			
25	Weltevreden Road	3,5200	A portion of RE/Farm 793 - Cape RD	Housing Development Agency	R 3 520 000,00			
26	Weltevreden Road	1,2100	Farm 787/9 - Cape RD	Housing Development Agency	R 2 375 000,00			
27	Weltevreden Road	2,5476	Farm 807/9 - Cape RD	Housing Development Agency	R 5 000 000,00			
28	Weltevreden Road	8,0554	A portion of RE/Farm 807 - Cape RD	Housing Development Agency	R 8 055 400,00			
29	Weltevreden Road	10,1299	Farm 807/34 - Cape RD	Housing Development Agency	R 12 292 150,00			
30	Hout Bay Main Road	3,1141	Erf 4061 - Hout Bay	Housing Development Agency	R 18 500 000,00	Hout Bay Project	2023/24	Conceptual Development Framework commencing.
31	Hout Bay Main Road	3,1148	Erf 4062 - Hout Bay	Housing Development Agency	R 14 500 000,00			
32	Hout Bay Main Road	0,7072	Erf 5636 - Hout Bay	Housing Development Agency	R 8 500 000,00			
33	Hout Bay Main Road	0,7073	Erf 5637 - Hout Bay	Housing Development Agency				
34	Potsdam Road, Racing Park	0,1742	Erf 35163 - Milnerton	Housing Development Agency	R 72 500 000,00	Killarney Gardens Housing Project	2022/23	Development rights to proceed once construction is underway on emergency housing project.
35	Potsdam Road, Racing Park	0,1303	Erf 35164 - Milnerton	Housing Development Agency				
36	Potsdam Road, Racing Park	0,1212	Erf 35165 - Milnerton	Housing Development Agency				
37	Potsdam Road, Racing Park	0,1233	Erf 35166 - Milnerton	Housing Development Agency				
38	Potsdam Road, Racing Park	0,1233	Erf 35167 - Milnerton	Housing Development Agency				
39	Potsdam Road, Racing Park	0,1475	Erf 35168 - Milnerton	Housing Development Agency				
40	Potsdam Road, Racing Park	0,2257	Erf 35169 - Milnerton	Housing Development Agency				
41	Potsdam Road, Racing Park	0,1976	Erf 35170 - Milnerton	Housing Development Agency				
42	Potsdam Road, Racing Park	0,1461	Erf 35171 - Milnerton	Housing Development Agency				
43	Potsdam Road, Racing Park	0,1662	Erf 35172 - Milnerton	Housing Development Agency				
44	Potsdam Road, Racing Park	0,1576	Erf 35173 - Milnerton	Housing Development Agency				
45	Potsdam Road, Racing Park	0,1494	Erf 35174 - Milnerton	Housing Development Agency				
46	Potsdam Road, Racing Park	2,1930	Erf 35148 - Milnerton	Housing Development Agency				
47	Potsdam Road, Racing Park	12,9866	RE/Erf 38368 - Milnerton	Housing Development Agency		Killarney Gardens Emergency Housing Project	2020/21	Approved by CoCT, appeals decision meeting scheduled for March 2021
48	Monwood	5,2956	Erf 3108, Philippi	City of Cape Town	n/a			
49	Monwood	0,8362	Farm 604/20 - Cape RD	City of Cape Town	n/a			
50	Schulphoek, Hermanus	46.0260	31700	Overstrand Municipality	R 31 750 000,00	Schulphoek project.	2022/23	2-phased approach. Revised Conceptual Plan underway. EIA and LUPA to follow.

PROVINCIAL GOVERNMENT : WESTERN CAPE HOUSING PROJECTS (a) : 2009/10 to 2020/21	Residential Units (b)	Sites serviced (c)	Project Expenditure (d)
CAPE TOWN METRO AREAS			
Nuwe Begin (1200)	1654	1791	R241 454 713
Melkbos Village	100	100	R9 995 100
Witsand (UISP)	0	1835	R48 142 979
Wallacedene (UISP)	964	1105	R84 476 611
Phillipi East Phase 5	436	Previously serviced	R32 915 951
Sercor Park	121	121	R10 742 371
Temperance town	70	72	R7 297 150
Somerset West Lourensia Park	364	430	R43 545 039
Steenberg Social	700	700	R66 758 012
Dromedaris Social	219	219	R22 555 329
Morgen's Village	341	341	R33 932 654
Our Pride IRDP (959 sites + 600 BNG top structures)	864	959	R136 496 806
Our Pride (CTCHC)	152	211	R37 514 903
Delft Symphony (1850)	1845	Previously serviced	R134 423 802
Pelican Park	2013	2013	R176 370 813
Thembelihle (219)	214	219	R25 575 914
Delft Infill (389)	389	389	R74 690 035
Delft 7 (518)	505	518	R113 531 550
Delft 7- 9 (3912)	2715	Previously serviced	R284 475 737
Delft 7- 9 (616)	580	616	R57 715 534
Delft Symphony Precints 3 & 5 (1951) UISP	1911	1951	R374 463 292
Blue Downs Infill & Veterans	231	231	R46 583 951
Highbury Park	264	267	R51 229 461
Highbury Veterans	100	100	R27 563 578
Garden Cities Fisantekraal Ph1 (867)	867	867	R92 581 441
Garden Cities Fisantekraal Ph2 (1955)	1630	Serviced USDG	R99 713 976
Delft The Hague (1012)	449	Serviced USDG	R40 579 331
Delft The Hague (896)	896	Serviced USDG	R50 644 435
Delft The Hague (376)	136	Serviced USDG	R21 791 450
Delft The Hague Rosendal (288)	288	Serviced USDG	R36 051 718
Belhar CBD Veterans	102	Serviced USDG	R20 601 580
Malibu Conifers	144	144	R36 641 000
Belhar CBD Social (629)	629	629	R77 126 093
Belhar Pentech (340)	221	Serviced USDG	R37 850 354
Heideveld Duinefontein	736	Serviced USDG	R99 826 244
Forest Village (4820)	2981	4820	R883 684 348
Kosovo	0	434	R26 040 000
Joe Slovo (2886) UISP	1881	1881	R357 390 000
Joe Slovo Show village	49	Previously serviced	R3 643 591
Boystown (1367) UISP	1081	1246	R205 390 000
New Rest	292	Previously serviced	R25 112 000
Atlantis Kanonkop	428	Previously serviced	R48 629 145
Athlone Hazendal	153	153	R22 281 805
Happy Valley	1252	Previously serviced	R172 168 615
Scottsdene BNG	464	464	R56 960 136
Scottsdene CRU	349		R108 290 160
Scottsdene Social	500	500	R65 852 835
Langa CRU	463		R67 800 242
Hangberg CRU	72		R24 600 000
Bothasig Social	120	120	R12 425 507
Glenhaven Social	416	416	R56 906 720
Amakhaya Ngoku Institutional	172	172	R34 306 944
Harmony Village Institutional	850		R97 940 258
Morning Star	166		R22 875 469
Morkel's Cottage	324	Previously serviced	R43 021 365
Kleinvlei	65	Previously serviced	R5 526 659
Ruo Emoh	49	Previously serviced	R7 948 560
Manenberg CRU	1584		R187 490 094
Heideveld CRU	864		R112 040 979

PROVINCIAL GOVERNMENT : WESTERN CAPE HOUSING PROJECTS (a) : 2009/10 to 2020/21	Residential Units (b)	Sites serviced (c)	Project Expenditure (d)
Hanover Park CRU	1680		R261 515 754
Ottery CRU	688		R130 955 069
Gugulethu Infill (Mau Mau)	40	Previously serviced	R61 834 985
SUB TOTAL	39 833	26 034	
WINELANDS DISTRICT			
Breede Valley	3 013	5 219	
De Doorns UISP	355	1378	R103 591 724
De Doorns (1407) IRDP	1400	1407	R152 921 800
Rawsonville De Nova (75)	75	75	R10 859 712
Orchards (188)	88	188	R12 593 130
Orchards (109)	109	109	R21 529 157
Avian Park (439)	436	Previously serviced	R29 313 230
Zwelethemba (242)	241	Previously serviced	R23 467 368
Mandela Square PHP (331)	309		R18 015 379
Worcester Transhex Phase 1 (3231) Services	0	2 062	R263 574 580
Drakenstein	4920	3447	
Gouda (150)	150	150	R22 899 087
Kingston Town (122) UISP	88	122	R17 592 716
Lantana (84) UISP	51	51	R10 309 600
Noodkamp	29	29	R3 240 228
Dromedaris (181)	181	181	R20 380 600
Dromedaris (1407)	1386	1407	R107 877 844
Siyashala (243) UISP	148	243	R16 844 385
Siyazama (223)	223	Previously serviced	R20 972 700
Nompumelelo (200)	200	Previously serviced	R10 144 501
Ncedlowethu	177	Previously serviced	R9 143 295
Fairylands(975)	975	Previously serviced	R67 579 878
Fairylands(259) UISP	179	259	R31 589 658
Mbekweni (766)	766	Previously serviced	R43 533 716
Paarl Vlakkeland (Ph1.1 & 1.4) (188+187)	0	375	R37 694 086
Paarl Vlakkeland (Ph1.2 : 316 sites /309 units)	309	316	R57 342 608
Paarl Vlakkeland (Ph1.3 : 236 sites /228 units)	58	236	R51 444 233
Schoongezicht (360)	0	78	R10 000 000
Langeberg	1 507	1 771	
Robertson Nqubela Infill (150/128)	0	150	R10 087 206
Robertson Nqubela (444)	440	Previously serviced	R31 479 158
Robertson Muiskraalkop (130)	130	130	R18 299 663
Robertson Infill (55)	55	55	R4 302 705
Montagu (63)	63	63	R5 037 056
Bonnievale (52)	52	52	R4 326 534
Bonnievale (16) IRDP	16	16	R1 422 928
Ashton (73)	69	73	R6 527 444
Ashton Zolani (173)	173	173	R13 574 650
Ashton (23)	23	23	R2 136 690
Mcgregor Erf 360 (500)	486	531	R58 715 609
Robertson Kenana (505) UISP	0	505	R27 288 303
Stellenbosch	1 719	2 631	
Kayamandi: Watergang	106	106	R5 704 300
Kayamandi Watergang (193)	187	193	R8 026 677
Kayamandi Watergang (277)	0	277	R14 125 818
Digteby (20) IRDP	16	20	R1 976 900
Klapmuts (1067) IRDP	831	1134	R104 059 250
Klapmuts (99) IRDP	99	99	R9 656 285
Jamestown (162)	162	162	R22 745 844
Stellenbosch Idas Valley (265) IRDP	87	265	R10 242 282
Franschoek Mooiwater	231	231	R18 928 219
Vlottenburg Longlands (144) IRDP	0	144	R7 122 914

PROVINCIAL GOVERNMENT : WESTERN CAPE HOUSING PROJECTS (a) : 2009/10 to 2020/21	Residential Units (b)	Sites serviced (c)	Project Expenditure (d)
Witzenberg	1 866	3 063	
Tulbagh (476)	263	476	R47 731 582
Op Die Berg (250)	250	250	R28 525 000
Prince Alfred Hamlet (367)	242	242	R29 898 633
Wolseley Pine Valley (575)	575	Previously serviced	R62 091 003
Wolseley Pine Valley (158)	0	158	R9 525 346
Bella Vista (312)	307	312	R36 455 135
Vredebes (2163 : 605+635+385)	229	1 625	R68 909 397
SUB TOTAL	13 025	16 131	
OVERBERG DISTRICT			
Cape Agulhas	1 938	1 898	
Bredasdorp (251)	251	251	R26 165 244
Bredasdorp (184) IRDP	184	184	R19 470 891
Bredasdorp: Zwelitsha (357) UISP	307	357	R42 657 600
Napier (250)	250	Previously serviced	R25 594 490
Struisbaai North (117) IRDP	111	117	R14 464 926
Arniston Kamp Street (80) IRDP	67	80	R8 528 624
Struisbaai North (68)	40	68	R3 996 166
Bredasdorp (158)	158	158	R22 220 206
Bredasdorp Site F(683)	570	683	R98 639 772
Overstrand	1 639	4 261	
Kleinmond (410)	410	410	R46 513 530
Pearly Beach: Eluxolweni (194)	183	194	R27 870 236
Gansbaai Blompark (155)		155	R8 610 630
Zwelihle UISP	229	437	R40 889 412
Hermanus Swartdamweg Institutional (329)	179	329	R39 140 487
Hermanus Mount Pleasant (194)	172	194	R31 086 023
Hawston (489)	378	489	R77 769 065
Mandela Square (83)	0	83	R5 549 256
Gansbaai Blompark (544)	0	544	R24 352 693
Gansbaai Beverly Hills (100)	0	100	R5 959 544
Gansbaai Masakhane	0	455	R16 082 379
Stanford (88)	88	88	R6 495 544
Stanford West (783)	0	783	R43 238 826
Swellendam	521	810	
White City (10)	8	10	R687 328
Railton (71)	71	71	R6 997 618
Railton UISP	155	272	R44 380 307
Railton Smarty Town (120)	115	120	R6 973 400
Railton (140)	0	140	R9 719 181
Buffelsjagrivier	55	75	R5 260 991
Suurbraak (35) IRDP	35	35	R6 385 270
Barrydale Smutsville (87)	82	87	R15 232 401
Theewaterskloof	2 817	2 805	
Grabouw Dennekruin (222)	262	262	R27 998 930
Grabouw (529)	434	Previously serviced	R32 999 494
Grabouw UISP (1169)	959	959	R192 171 775
Caledon (217)	217	217	R38 776 404
Genadendal (157)	157	Previously serviced	R11 939 322
Botrivier (226) PHP	226	226	R35 976 339
Grabouw Rooidakke Ext Irak (464)	0	448	R20 980 489
Grabouw Hillside (438)	82	122	R16 362 135
Villiersdorp (185)	142	185	R14 666 530
Villiersdorp (251)	251	251	R40 179 659
Riviersonderend (135) UISP	87	135	R18 994 635
SUB TOTAL	6 915	9 774	
CENTRAL KAROO DISTRICT			

PROVINCIAL GOVERNMENT : WESTERN CAPE HOUSING PROJECTS (a) : 2009/10 to 2020/21	Residential Units (b)	Sites serviced (c)	Project Expenditure (d)
Beaufort West	1 857	1 887	
Merweville (10) PHP	9	10	R641 250
Merweville (90)	90	90	R8 249 580
Nelspoort (216)	216	216	R20 080 120
Beaufort West (240) IRDP	235	240	R24 146 687
Beaufort West (278) IRDP	274	278	R29 237 105
Beaufort West Infill S8 (239)	235	239	R43 761 303
Beaufort West Infill S1 (814)	798	814	R156 672 431
Laingsburg	196	231	
Matjiesfontein (39)	39	39	R4 131 503
Matjiesfontein (Transnet)	0	21	R1 889 666
Laingsburg Goldnerville (171)	157	171	R26 686 245
Prince Albert	555	565	
Klaarstroom (60) IRDP	60	60	R5 324 880
Leeu Gamka (262)	252	262	R39 432 068
Prince Albert (243)	243	243	R42 439 632
SUB TOTAL	2 608	2 683	
EDEN DISTRICT			
Bitou (Plettenberg Bay)	2 558	2 818	
Kurland (194)	194	194	R21 342 541
Kranshoek (426)	447	447	R49 691 833
Kwanokuthula (446 of 1360)	441	446	R63 116 033
Kwanokuthula (641)	641	641	R74 365 666
Qolweni/Bossiesgif (265)	265	Previously serviced	R19 561 330
Qolweni/Bossiesgif (521)	488	521	R31 030 673
Qolweni/Bossiesgif Phase 3 (431)	0	431	R34 330 702
Qolweni/Bossiesgif Phase 4	0	54	R6 779 325
Green Valley	20	21	R3 474 485
New Horizons Ebenhaeser (63)	62	63	R9 914 203
George	3 406	4 742	
Thembaletu Asazani (4350) UISP	778	2014	R210 617 057
Pacaltsdorp (904)	904	Previously serviced	R90 387 311
Touwsrante (395)	395	Previously serviced	R39 865 780
Protea Park (76)	76	76	R10 878 546
Eden District : Uniondale (183)	183	183	R29 832 044
Golden Valley (165)	18	165	R13 102 330
Syferfontein East Phase A - C	1 052	1 661	R223 390 695
Metro Grounds (643)	0	643	R39 153 289
Hessequa (Langeberg)	1 857	1 106	
Gouritsmond (60)	60	Previously serviced	R4 931 440
Albertinia (749)	749	Previously serviced	R73 788 072
Riversdale Infill (75)	75	75	R7 466 325
Kwanokuthula (80) IRDP	80	80	R7 924 816
Kwanokuthula (80) UISP	80	80	R9 895 186
Heidelberg (32) UISP	32	32	R1 260 928
Slangrivier (250) UISP	250	250	R28 415 750
Heidelberg (250) IRDP	250	250	R25 888 226
Kwanokuthula (42)	41	42	R6 786 370
Stilbaai Melkhoutfontein (175)	118	175	R23 296 813
Heidelberg (122)	122	122	R20 410 745
Kannaland	501	671	
Calitzdorp (671)	501	671	R72 215 996
Knysna	3 093	1 927	
Vision (754)	754	Previously serviced	R40 607 669
Vision (600)	600	Previously serviced	R44 113 539

PROVINCIAL GOVERNMENT : WESTERN CAPE			
HOUSING PROJECTS (a) : 2009/10 to 2020/21			
	Residential Units (b)	Sites serviced (c)	Project Expenditure (d)
Vision (551)	551	Previously serviced	R40 492 068
Vision (1363)	641	878	R81 269 800
Hlalani	38	112	R23 325 479
Happy Valley	40	104	R19 269 298
Ethembeni	72	175	R31 580 135
Bloemfontein	150	150	R27 606 929
Xolweni	132	218	R27 652 241
Hornlee	115	290	R42 837 065
Mossel Bay	2 369	2 901	
Friemersheim (200) PLS	190	200	R21 574 192
Joe Slovo Asazani/Zinyoka UISP	656	1089	R81 315 971
Herbertsdale (154)	154	154	R25 469 229
Wolwedans	675	Previously serviced	R63 377 599
Kwanongqaba	179	Previously serviced	R10 000 000
Sonskyn Vallei (152)	152	152	R27 652 448
Sonskyn Vallei (616)	96	300	R29 533 671
Mountain View (1006)	267	1006	R150 470 799
Oudtshoorn	2 084	1 443	
Oudtshoorn Infill (129) IRDP	129	129	R11 921 032
Oudtshoorn Infill (48) IRDP	48	48	R4 235 590
Nippon East	657	Previously serviced	R31 706 334
De Rust Blomnek (161)	161	161	R18 659 211
Kairos Infill (23) IRDP	23	23	R2 155 491
Rose Valley (968)	952	968	R82 934 138
Rosebank infill	114	114	R18 081 255
SUB TOTAL	15 868	15 608	
WEST COAST DISTRICT			
Berg River	790	777	
Piketberg (328)	328	328	R29 473 800
Porterville (116)	116	116	R19 431 319
Velddrif (150)	150	Previously serviced	R13 023 976
Velddrif Laaiplek (89) UISP	89	89	R6 081 208
Velddrif Noordhoek (107)	107	107	R11 022 639
Velddrif Noordhoek (137) UISP	0	137	R8 491 885
Cederberg	985	2 065	
Citrusdal UISP (668)	0	668	R11 658 960
Clanwilliam (394)	394	394	R36 806 548
Graafwater (407) IRDP	407	407	R40 084 882
Lamberts Bay (596)	184	596	R58 271 538
Matzikama	630	2 481	
Klawer (150) UISP	0	150	R7 046 386
Klawer (106) UISP	0	106	R4 979 446
Vredendal (155)	0	155	R6 727 343
Vredendal (279) UISP	278	279	R13 327 787
Doringbaai (74) IRDP	74	74	R7 413 424
Vredendal (126) UISP	0	126	R6 133 726
Vredendal (154) IRDP	0	154	R6 909 966
Vredendal North (268)	0	268	R16 838 976
Vredendal Ph5 (399)	0	399	R23 204 992
Klawer (283)	278	283	R47 867 336
Lutzville (332)	0	332	R19 620 914
Lutzville (155)	0	155	R7 740 578
Saldanha Bay	2 372	1 911	
George Kerridge (978) UISP	498	Previously serviced	R31 679 315
Middelpoos (551)	548	551	R54 881 265
Diazville (563)	439	563	R81 979 911

PROVINCIAL GOVERNMENT : WESTERN CAPE HOUSING PROJECTS (a) : 2009/10 to 2020/21	Residential Units (b)	Sites serviced (c)	Project Expenditure (d)
Paternoster (202)	201	202	R35 041 833
Hopefield (400)	400	Previously serviced	R26 120 863
Hopefield (62)	62	62	R9 824 227
Ongegund (224)	224	224	R14 232 568
Laingville (309)	0	309	R14 581 812
Swartland	1 557	2 109	
Chatsworth (381)	381	381	R36 736 032
Darling (540)	540	Previously serviced	R49 016 796
Abbotsdale (443)	392	443	R48 638 541
Malmesbury Ilingeethu (604)	0	604	R36 101 104
Malmesbury Ilingeethu Ph4 (130)	0	130	R7 773 670
Riebeeck West (252)	244	252	R14 794 700
Moorreesburg Sibanye (165)	0	165	R10 716 472
Kalbaskraal (134)	0	134	R10 607 292
SUB TOTAL	6 334	9 343	
TOTAL	84 583	79 573	

Top 30 murder precincts: street lighting

17. Mr M Kama asked the Minister of Community Safety:

(a) What are the details of the street lights that have been installed in each of the crime hotspots in the province that are in the top 30 murder precincts nationally in (i) 2014/15, (ii) 2015/16, (iii) 2016/17, (iv) 2017/18, (v) 2018/19, (vi) 2019/20 and (vii) 2020/21 and (b) how many of these are in good working condition?

The MINISTER OF COMMUNITY SAFETY:

17. (a) (i) until (vii) This question should be directed to the Department of Local Government for reply.
(b) This question should be directed to the Department of Local Government for reply.

Vaccine rollout plan

18. Ms R Windvogel asked the Premier:

With regard to the Province's vaccine rollout plan:

- (1) (a) What are the details of the (i) countries, (ii) provinces and (iii) institutions that he has engaged regarding the Province's vaccine procurement and rollout plan and (b) what is the detailed feedback from each of these engagements;
(2) whether, with regard to his utterances during the sitting of 6 May 2021, he can shed more light on the one million vaccines he said he sent to the national government; if so, (a) what are the details of these vaccines, (b) where did they come from and (c) what was the cost involved?

The PREMIER:

18. (1) (a) (i)(ii)(ii)

In support of the efforts by the National Government to secure adequate supplies of vaccines during a time of severe uncertainty in this regard (and as communicated to the President of the Republic), the Western Cape Government reached out to some of its international partners and stakeholders to explore the possibility of accessing additional and or surplus vaccines. The vaccine acquisition team remains engaged to mitigate any risks due to a shortfall in supply at a future date.

Kindly see Annexure "A" for a list of such international partners / stakeholders that correspondence was addressed to.

Lastly, cognisance should also be taken of the fact that the province's response to the global pandemic was also raised in engagements with the Free State of Bavaria (28 April 2021) and the American Consulate-General (16 April 2021), as part of the exchange of best practices and lessons learned.

(b) Refer to Annexure A.

(2) (a)(b) Sanrai International made an offer to provide one million doses of the AstraZeneca vaccine. The Western Cape Government, through the Head of Department for Health extended the offer to the National Department of Health. I informed Minister Mkhize of the offer as the vaccines would need to be SAHPRA approved.

(c) No costs were incurred by the Western Cape Government.

No.	Letters- sent out	Response
A	RLS	
1	Quebec	Acknowledged receipt
2	São Paulo	Acknowledged receipt
3	Georgia	Acknowledged receipt
4	Upper Austria	Acknowledged receipt
5	Bavaria	
6	Shandong	Discussions happening at national level between countries
B	ACTIVE PARTNERSHIPS	
1	Bourgogne-franche-Comte	Procurement happening at national / EU level
C	CONSULAR CORPS	
1	Belgium	
2	Brazil	Acknowledged receipt, forwarded to head office.
3	Dean of the Consular Corps (Consul-General of Romania)	
4	France	Acknowledged receipt
5	Germany	
6	India	Acknowledged receipt
7	Indonesia	
8	Mauritius	Fowarded request to authorities in Mauritius.
9	Netherlands	

10	Portugal	Acknowledged receipt
11	Russia	
12	United Kingdom	Acknowledged receipt
13	United States of America	Forwarded request to USA administration, awaiting a response
D	DIPLOMATIC CORPS	
1	Mr CJ Cooler, Acting High Commissioner of Canada	Acknowledged receipt. Will explore support via the COVAX facility
2	CJC Faure, Coucellor of the High Commission of Seychelles	
3	HE Dr Riina Kionka Head of the Eurpean Union Delegation	Acknowledged receipt
4	C JC Faure, Counsellor of the High Commission of the Seychelles	
5	HE Mr Chul-Joo Park, Ambassador of the Republic of Korea	
6	HE Mr NB Mohammad, High Commissioner of Malaysia	Busy with own roll-out.
7	HE Dr Nicholas Brühl, Ambassador of the Swiss Confederation	Acknowledged receipt. Will provide support via COVAX facility
8	HE Mr M Alhameli, Ambassador of the United Arab Emirates	
9	HE Mr N Maruyama, Ambassador of Japan	Acknowledged receipt
E	COMPANIES (HEAD QUARTERS)	
1	Pfizer	
2	Johnson and Johnson	

*Covid-19: third wave***19. Ms R Windvogel asked the Minister of Health:**

- (1) (a) What is the forecast of when the province will be hit by the third wave, (b) what is the likely magnitude of the third wave and (c) what are the detailed plans to minimise the impact of the third wave;
- (2) whether her Department plans to implement stricter measures to avert the risk of widespread infections as the third wave looms closer; if not, why not; if so, what are the relevant details?

The MINISTER OF HEALTH:

19. (1) (a) Based on projections and taking into account the inflection point of the third wave, when compared to the second wave, the Department will enter the third wave around mid-June.
- (b) Based on previous levels of infection, combined with the vaccination campaign we expect that the third wave will be lower than the second wave, but this is entirely dependent on community's adherence to safety precautions.
- (c) The Western Cape Government has established a trigger system that is guiding our response to the third wave. The trigger system aims to promote transparency using pre-defined markers which will guide our response, reduce transmissions and prepare health services.

The first trigger warning is activated where there is an increase in the demand for healthcare services over the past 14 to 21 days. During this phase, we also see that there are:

- Large increases in daily cases by more than 20% for over a week;
- Overall test positivity is over 7% for over a 1 week;
- More than 15% of hospitals have over 10% of beds occupied by COVID-19 patients; and
- Over 50% increase in pre-COVID-19 hospital oxygen use.

The Western Cape Government has learnt from the second wave of infections and has kept advanced surveillance systems in place throughout the pandemic to ensure that we can rapidly scale up.

Our 5-point plan will ensure that we prevent the healthcare system from being overwhelmed. It will also ensure that we limit the need to de-escalate frontline healthcare services; and not interrupt the rollout of the vaccine programme.

The 5-point plan focusses on:

1. Changing community behaviours to prevent infection;
2. Surveillance and outbreak response;
3. Scaling up the health platform's COVID-19 capacity;
4. Maintaining comprehensive services; and
5. Safeguarding and protecting the wellbeing of healthcare workers.

We have enough bed capacity to respond to the increase in COVID-19 cases and assist those in need of intermediate care, high care or ICU. Through previous investments during the pandemic, we can bring online additional bed capacity, where needed.

In learning from previous waves, we have enhanced infrastructure at existing facilities so that facilities remain on standby to come online when necessary. We also continue to closely monitor the use of beds across our province, through a centrally coordinated and professional operation, known as the Bed Bureau Management System.

- The Metro has 5041 beds
- The George drainage area has 918 beds
- The Paarl drainage area has 938 beds
- The Worcester drainage area has 769 beds

In preparation for the third wave, the Afrox Western Cape plant has committed to scaling up the provision of oxygen as required. At the same time, we will continue to monitor the use of oxygen in the province over the coming weeks.

Previous waves have taken a significant toll on the wellbeing of our staff and we have put in place an employee wellbeing programme that provides onsite counselling to staff. To promote our healthcare workers sense of safety, we also provide personal protective equipment and are committed to improving our health and safety practices.

To ensure that we have enough staff during the peak of infections, where health workers most likely to become infected, we have appointed an additional 717 healthcare workers and support staff. They will assist with both COVID-19 treatment and in our vaccination campaign. Healthcare workers will also be offered rotational leave to rest between April and June 2021.

We have assembled a vaccinator database to ensure that the vaccine rollout programme is not interrupted by the third wave. By 16 June, we identified 5297 vaccinators on our vaccine database, of which 3398 have already received the Provincial Department of health's top-up training.

These vaccinators include:

- 514 doctors
- 3297 nurses
- 267 nursing students
- 370 pharmacists, EMS and educators
- 214 supervisors and managers
- 98 others

We are continuing our vaccine programme among healthcare workers to promote resilience and hope. To date, we have vaccinated a total of 66.12% of our healthcare workers – this includes frontline and support staff.

- (2) In response to the first trigger warning system being activated, the following recommended actions were suggested to the President's Coordinating Council when we met on Tuesday, 15 June:

Strong public messaging on the increase in cases and the need for stricter adherence to the regulated measures particular around gatherings;

Preparing to mobilize resources for a substantial surge; and
Increasing vaccinations, where and when possible.

The Western Cape Government is prepared to respond to a third wave, but we need your support to flatten the curve and save lives.

It's up to you to prevent infections and you can do so by practicing the important behaviours that we have learnt over the past year, including:

- Avoiding gatherings;
- If you do need to meet up, make sure it is outdoors, small and short;
- Ensure your air space is protected by maintaining at least 1.5m distance while wearing a mask;
- If indoors, make sure you open the windows to ensure lots of fresh air;
- Washing and sanitizing your hands regularly; and
- Staying home if you are sick.

*Unplaced learners***20. Mr F C Christians asked the Minister of Education:**

With regard to unplaced learners in the province:

Whether all learners have been placed at schools as at the latest date for which information is available; if not, when will they be placed; if so, what are the relevant details?

The MINISTER OF EDUCATION:

20. All of the learners registered as unplaced for the current academic year on the WCED's system have been offered places at schools.

We continue to receive further new applications for the current academic year. The new cases are dealt with on an individual basis.

INTERPELLATIONS*Housing opportunities: Winning Way in Milnerton***1. Mr B N Herron asked the Minister of Human Settlements:**

In April 2020 he announced that 1 500 families living in overcrowded, unsafe and unhealthy conditions in Dunoon would be relocated to land situated in Winning Way in Milnerton by July 2020:

Whether the residents have been relocated; if not, why not; if so, when?

THE MINISTER OF HUMAN SETTLEMENTS: Hon Deputy Speaker, thank you.

Residents, hon member Herron, have not been relocated. Applications for rezoning and subdivision in terms of the Municipal Planning Bylaw was made to the City of Cape Town in May and June 2020. The applications were approved by the Municipal Planning Tribunal on 1 September 2020 and 3 November 2020 respectively, which means construction would only have been possible to commence then.

The reason for the delay is due to appeals submitted by the Racing Park Owners Association, following rezoning application approvals by the MPT. The appeals in respect of the two approved rezoning applications were only heard on 9 March 2021 and 13 April 2021 respectfully. My Department is still awaiting decision on the two appeals; we may not commence with any work.

The construction commencement date can only be ...[Interjections.]

The DEPUTY SPEAKER: Hon Minister ...

THE MINISTER OF HUMAN SETTLEMENTS: ... confirmed after the decision has been communicated by the Appeals ...[Interjection.]

The DEPUTY SPEAKER: Sorry, hon Minister, you may proceed.

THE MINISTER OF HUMAN SETTLEMENTS: According to the hon member, in April 2020 I stated that residents would move in by July 2020. Where the hon member obtained this, only he would now. There is, however, a tendency, hon Deputy Speaker, from the hon member to mislead the public and utilising this House as that mechanism.

If approval was provided in September and November, how would July be feasible? †En hierdie was ...[onhoorbaar] by die Stad ...[onhoorbaar.] want ek weet. [And this was ...[Inaudible.] at the City ...[Inaudible.] because I know.]

It is therefore important to provide a timeline to the hon member so that he can understand where we are. On 28 March 2020 the National Minister of Human Settlements, Lindiwe Sisulu, announced that the Dunoon informal settlement will be dedensified.

On 28 March 2020 I indicated that this plan will now be initiated in August; pursuant to this, our processes immediately kicked in, which also ...[Inaudible.] various stakeholder engagements. Critical to point out, hon Deputy Speaker, that we were still under lockdown and the construction sector was not allowed to operate.

On 29 April I issued another press release stating that this sector should be allowed back as human settlements construction is critical if we are to swiftly, as part of our rapid informal settlement support and upgrade programme, complete the erection of our transitional units in the permanent residential areas.

These PRAs will be established on pieces of land in Dunoon and the greater Kosovo areas, so the informal settlements in these areas can be reblocked.

On 30 June I issued another statement stating:

“The Provincial Minister of Local Government, Environmental Affairs and Development Planning, Anton Bredell, on 25 June 2020, approved the City of Cape Town’s application to deviate from the provision of Section 43(5)(d) of the Land Use Planning Act in terms of Section 61 of the Western Cape Land Use Planning Act 3 of 2014 in response to the Department’s rezoning and consolidation application of Erf 35148 and Erven 35163 to 35170 Milnerton, and the rezoning and subdivision application of Erf 38368 Milnerton. This approval will allow for a shortened period for comments from 30 days to 10 days. Once this process has been concluded we can move full steam ahead with the development of the transitional residential units.”

It must be stated we are fully committed to see this development through as the well-being of our residents is our priority. Had it not been for this delay and the due processes required, we would have been far down the line in moving our people into these improved housing opportunities. Regrettably, we are not in a position to subvert processes. We are confident that the MPT’s decision will be upheld, which will allow us to finally commence with our processes. Thank you, hon Deputy Speaker.

Mr B N HERRON: Thank you, hon Deputy Speaker. Hon Deputy Speaker, the July 2020 date comes from the Minister himself as reported in Ground Up on 22 April. It is reported that:

“Simmers said 1,500 residents would move to the TRU in July.”

So that is where the reference to July 2020 comes from, but, hon Deputy Speaker, this Government has a very funny attitude to urgency. A racist attitude really about access to the City and it infects their approach to well-located land and decent housing. They are paralysed by their own fears and internal conflicts, and their decisions are sometimes influenced by the unseen hands of funders.

The fact that 14 months after an urgent need to provide decent housing to a community living in unacceptable conditions in Dunoon has still not been addressed, is a symptom of all of this.

In February 2018 the relocation of hundreds of families living in Siyahlahla became urgent. The urgency was described in official documents like this, and I quote:

“In order to secure the well-being of the Siyahlahla community and to ensure the service continuity of the Transnet railway line, which performs a strategic function in transporting waste to and from the Vissershok landfill site, an immediate relocation plan for these community members needs to be implemented.”

And it went on in other documents then at the same time in 2018:

“Given the urgency and the desperate conditions faced by the community, an immediate and effective solution is required to relocate the community members that are currently occupying the area within the rail reserve.”

Yet they are still there, living in those desperate conditions. In April 2020 when the Corona-virus pandemic struck South Africa, this community had still not been housed or relocated. It was identified by both the National Minister of Human Settlements and the Provincial MEC, as overcrowded and a pandemic hotspot. Families living in desperate conditions in Dunoon were once again identified as needing an urgent solution, yet they are still there, living in those desperate conditions 14 months later.

This is not because there was not an immediate solution in 2018. The solution was present to this Government in 2018, “Use the City-owned land on Potsdam Road and make use of the emergency planning provisions in the planning bylaw,” but despite the urgency, this Government could not bring itself to provide the dignified housing they have been promising to build on Winning Way on the Potsdam Road site, because it was too close to Table View. Thank you.

†Mnr A P VAN DER WESTHUIZEN: Dankie, agb Adjunkspeaker. Ek vra graag deur u aan die agb lid Herron om vandag duidelik te sê of hy die Racing Park Owners Association, wat onsuksesvol appèl aangeteken het teen die beoogde ontwikkelings, en wie se een appèl selfs deur die Hof tersyde gestel is, daardie reg op appèl ontsê?

Ja, dit is jammer dat broodnodige prosesse en planne vertraag en soms ontspoor word deur lede van die gemeenskap. Die DA glo egter in die oppergesag van die reg, en ek vra graag deur u vir die agb lid Herron om in sy repliek duidelik aan te dui of hy inwoners daardie reg tot appèl wil ontsê. Sê asseblief vir hierdie Huis of u in u vorige posisie as raadslid vir Stad Kaapstad met ontwikkeling sou voortgaan te midde van apelle.

Die Grondwet van 1996 verwag van die Regering om die ongelykhede van die Regering van die verlede aan te spreek, maar die ANC, onder wie se rykmanstafel die agb lid Herron se partyleier verkies het om haar voete in te stoot, het deur korrupsie gesorg dat net 'n klein elite groepie super-ryk geword het, terwyl miljoene steeds onder die broodlyn leef; skande.

Agb Adjunkspeaker, daarom wil ek ook vandag deur u vir die agb lid Herron en sy ANC kollegas wat so krities daaroor is omdat daar in enkele gevalle duur grond teen markwaarde verkoop word en so geld genereer word vir ontwikkelings van lae-koste woonbuurte, vra glo u werklik dat 'n eenmalige geskenk vir 'n uitgesoekte paar mense beter is as om die geld te gebruik om die lewensomstandighede van honderde arm mense op 'n volhoubare wyse te verbeter? Ja of nee? Enkeles of die massa? Wat is u standpunt? Ek dank u.

[Translation of Afrikaans paragraphs follow.]

[Mr A P VAN DER WESTHUIZEN: Thank you, hon Deputy Speaker. Through you I would like to ask the hon member Herron to today clearly say whether he denies the Racing Park Owners Association, that unsuccessfully appealed against the proposed developments, and whose one appeal was even set aside by the Court, that right to appeal?

Yes, it is a pity that crucially necessary processes and plans are delayed and even derailed by members of the community. The DA, however, believes in the supreme authority of the law, and I would like to through you ask the hon member Herron to indicate in his reply whether he wants to deny citizens that right to appeal. Please tell this House whether you in your previous position as Councillor for the City of Cape Town would have proceeded with development amidst appeals.

The Constitution of 1996 expects from the Government to address the inequalities of the government of the past, but the ANC, under whose rich man's table the hon member's party leader chose to push her feet, saw to it through corruption that only a small elite group becomes super rich, while millions are still living below the bread line; disgrace.

Hon Deputy Speaker, therefore I also through you ask the hon member Herron and his ANC colleagues who are so critical that in singular cases prime land is sold at market value and so generate money for developments of low-cost neighbourhoods, do you really believe that a once-off present for a few select people is better than using the money to improve the living conditions of hundreds of poor people in a sustainable manner? Yes or no? A few individuals or the masses? What is your standpoint? I thank you.]

Mr A LILI: Thank you very much, hon Deputy Speaker. Hon Deputy Speaker, as part of the National Government's efforts to combat the spread of COVID-19 in densely populated communities, plans were put in place to urgently reblock overcrowded areas and relocate thousands of people. As part of this initiative about 1,500 families from Dunoon; 2,000 more from the greater Kosovo, were promised relocation to the transitional residential units in the Winning Way.

They were thousands of others from informal settlements ...[Inaudible.] and surrounds that were meant to relocate to other communities. In all these cases, not a single family was relocated because of ...[Inaudible.] and ineffective handling of these projects by the City and the Provincial Government.

It is yet another example of how the DA administration in the province has deliberately failed National Government's efforts to better our lives, people's lives. It cannot be correct that for over a year the process has been stuck in a rezoning application stage that is handled by the City, while the Dunoon Project Steering Committee has been promised that the project will start in June 2021.

The Department's ...[Inaudible.] has been honest that this be delayed by required rezoning application. More disappointing is that the Department has not even commenced with the beneficiaries' identification and administration processes. The DA has deliberately failed the people in this regard and will continue to do so until the people vote them out on October 2027. Get out, Democratic Alliance, get out! [Time expired.]

Mr F C CHRISTIANS: Thank you, hon Deputy Speaker. Hon Deputy Speaker, when I saw this interpellation, I was quite shocked because we speak about service delivery, we speak about all of these things, the DA Government in fact, and now we see if we speak, if a government speaks about caring for the people, then of course we must look at the conditions the people are living in. It is overcrowded, unsafe and unhealthy.

I really believe, I really believe, hon Deputy Speaker, if there is a will there is a way, and at the moment there is no will from the DA Government to relocate these people.

We cannot brag about what we are doing and the services we are rendering, and then when it comes to the health and the well-being of people, that nothing is being done. So, hon Deputy Speaker, I am very concerned, and I want the Minister to give timelines as to when this problem is going to be sorted out. I thank you.

Mr B N HERRON: Thank you, hon Deputy Speaker. Hon Deputy Speaker, hon member Van der Westhuizen misses the point. This is not about processes, this is about an irrational decision to pursue the wrong piece of land when the City already owned land for housing a few hundred metres away.

Hon Deputy Speaker, Transparency International says that land is the new currency of corruption. This Government chose to avoid the Potsdam land site and purchased an unsuitable piece of land within a formalised industrial park, including a large, unusable wetland at three times the market value.

There is no basis, rational basis for purchasing the land in Winning Way and I submit it amounts to fruitless and wasteful expenditure. It raises legitimate questions about possible corruption. Despite the availability of the City-owned land on Potsdam Road, the Provincial Government instructed the HDA to acquire 14 of the 16 erven in the industrial park, at a price of R64,6 million. The two erven that were not purchased are critical servitudes without which the land is even more useless.

This land had already been offered to the City for the purpose of housing and had been evaluated by the City's Urban Integration Department. In a memorandum dated 7 November 2017 the Director advised that of the 17,4 hectares being offered to the City, 5,5 hectares is unusable wetland.

She sets out the history of the matter, including that the Province has been interested in purchasing this land from as early as at least October 2017. This Government was then told that the seller was negotiating with the City, but the Province was so eager to acquire this land, that the City officials were advised that if the City did not purchase the land, then the Province would, and if the City wanted to purchase the land but did not have the funds, then the Province would find the funds.

The Director's memo to the City's Property Management Department, which should have acted on the instruction of the acquiring department, but appeared to be taking instructions from elsewhere, said that the property was overpriced. The memo says that the asking price of R88 million was overpriced, and the R58 million that the Property Management Department was apparently negotiating on, was also overpriced.

In fact, the City acquired an adjoining piece of land of 130,000 square metres, for R9 million. The Province paid R64,6 million for about 100,000 square metres. The Owners Association of the industrial park estimate the land to be valued at R21 million.

While families are abandoned to live in desperate conditions, the DA Government continues to pursue land that is overpriced and unsuitable. Besides an overwhelming question about the dignity, the safety, the health of the families in Dunoon, there is a question the DA must answer. Did the DA get a kickback in this land deal? Thank you.

An HON MEMBER: Kickback?

The MINISTER OF HUMAN SETTLEMENTS: Thank you, hon Deputy Speaker. I am happy that the hon member referred to the *Round Up* article, †want ek het laas gesê hy is die sienende blind. [because last time I said he has eyes and no eyes.]

Just further down the same article, and I am quoted yet again:

"Asked if the project would meet the deadline, Simmers said ..."

And they are quoting me directly:

"July is not a feasible date. If all goes according to plan, it will take 14 to 21 days. Construction will commence once the plans have been approved. We are taking much public engagements. Must – this information is going around."

†So die sienende blind, [So those with eyes and no eyes,] but nothing about this member's input today surprises me, because ironically, hon Deputy Speaker, in 2017 when hon member Herron was a Mayco member of Transport and ...[Interjections.] Human Settlements in the City of Cape Town, the City offered to purchase this same piece of property he has just referred to, at R58 million, exclusive of VAT, based on the highest evaluation and best use methodology. His portfolio, I should add.

The offer made by the City was rejected by the owner on 25 July 2017. The City revised its original offer to purchase, increased it from R58 million to R64 million, based on input from the owner. The City communicated a revised offer of R64 million to the seller in October 2017.

In April 2018 the City approached the Provincial Department of Human Settlements to acquire the property as their procurement processes would take long and the land was required on an urgent basis. The City further confirmed that they also investigated the property for future Doornbach expansion. The bulk portion of the land, which is 17 hectares, is suitable for development.

Once again in April 2018 the hon member Herron was still a Mayco member at the City, hon Deputy Speaker. On this basis the Provincial Department agreed to buy the land as per the City's request. The HDA, on behalf of the Provincial Department, negotiated a final price of R64,6 million, which was accepted by the seller. This is the same amount that the City of Cape Town was prepared to pay in 2017, †en die man was die Mayco lid, agb Adjunkspeaker [and the man was the Mayco member, hon Deputy Speaker.]

For hon member Herron today to claim that the purchase price is grossly inflated, which it is not, smacks of irony and hypocrisy, as he was part of the collective in the City when this decision was taken. This once again, hon Deputy Speaker, shows the opportunistic nature of hon member Herron, as he is seeking relevance by pointing out a matter that has been dealt with.

In 2017 this very same hon member never expressed any concern, nor did he make any objection, which today further highlights how opportunities and how this hon member seeks to misguide and mislead our public with incorrect information or selective information. †Jou dae is getel, meneer, jou dae is getel. Baie dankie, agb Adjunkspeaker. Die waarheid seëvier altyd. [Your days are numbered, sir, your days are numbered. Thank you, Deputy Speaker. The truth always triumphs.]

The DEPUTY SPEAKER: Thank you, hon member, I am just giving an opportunity for the speaker to take his seat.

Mr B N HERRON: Hon Deputy Speaker, I had a point of order.

The DEPUTY SPEAKER: Hon member Herron, your point of order?

Mr B N HERRON: Yes, hon Deputy Speaker, I would like to ask the MEC if he would take a question based on the Executive Ethics Codes? [Interjections.]

The DEPUTY SPEAKER: Unfortunately, now he has finished his final remarks.

Mr B N HERRON: He indicated he would not take a question on misleading the House? [Interjections.]

The DEPUTY SPEAKER: He is not prepared to answer the question. Anyway, his time is up unfortunately, hon member Herron.

Mr B N HERRON: Thank you very much.

[The Speaker takes the Chair.]

[Debate concluded.]

Unplaced learners

2. Mr M K Sayed asked the Minister of Education:

Whether she is mandated by the South African Schools Act, 1996 (Act 84 of 1996), to ensure that all children of compulsory school-going age are placed in schools; if not, why not; if so, (a) what are the relevant details and (b) what measures are in place to avoid the reoccurrence of thousands of unplaced learners?

The MINISTER OF EDUCATION: Thank you very much, hon Speaker. Hon Speaker, I am sure the hon member is quite aware that in terms of Section 3(3) of the South African Schools Act, as Provincial Minister I have a duty to ensure that there are enough places in schools to accommodate the children of compulsory school going age in our province.

However, while I am mandated to ensure that learners are placed in a school, I am not required to ensure placement in specific school of choice. I am also not required to ensure that schools or places in schools are made available on demand as determined by any other organisation.

I am further required by Section 3(4) to take steps to remedy any lack of capacity in our school as soon as possible. The speed at which such lack of capacity can be remedied is largely contingent on both the notice we receive and the Department's available budget, which is currently severely constrained as the members of this House are aware.

Determining the need, finding the funding and placing the learners is and has been taking place as fast as possible in fulfilment of this mandate. Unfortunately, the theft of State resources by the ANC is certainly making it increasingly difficult to deliver on our mandate as funding is continuously shifted away from Education to fund State Capture and the effects of maladministration and cadre deployment.

Part (b), the application and placement process for 2022 has already begun and we have shifted our planning deadlines earlier this year in the hope of finding places for all learners by the start of the 2022 academic year.

This is dependent on us receiving the funds required to secure classrooms, teaching posts and learning materials in advance of the start of the school year. In addition, a task team has been set up to seek a medium to long-term solution to learner placement challenges. This too is reliant on sufficient funding.

We also continue to explore all other possibilities, such as better use of online learning where appropriate. Thank you, hon Speaker.

The DEPUTY CHIEF WHIP (ANC): Thank you, hon Speaker, and I thank the Minister for the response. Hon Speaker, every year in the Western Cape we see thousands of children that miss out on their entire first term of the academic year. In 2019 we had a situation where we had learners that were not placed and then they were crammed into halls, old clinic buildings and churches for several weeks in various working-class communities. This year learners were even being taught under trees, hon Speaker.

The MEC for Education must tell us which steps are being taken to ensure that housing projects such as the Forest Village Project are planned for and are implemented with sufficient attention to adequate schools in the area for Xhosa-speaking residents, because they need to take that into account, and what resources are being put in to recruit teachers and for the planning of Xhosa-medium schools in areas such as Eersterivier, and the details of the plan, if any, in this regard.

The continued failure by the MEC to accommodate learners is a gross violation of the Department's and the MEC's constitutional rights in terms of Section 29(1) of the Constitution. Section 12 of the South African Schools Act demands that the MEC must provide public schools for the education of learners. Furthermore Section 3.1 of the SASSA obliges the MEC to ensure that every child of compulsory school going age, as she says, who lives in the Western Cape, attends schools in the province. The MEC must guarantee enough school placements for every learner in the province.

Now the MEC, hon Speaker, and the Provincial Government, are in breach of the above sections. This means that we have got ...[Inaudible.] delinquency in our midst. The vast majority of unplaced learners are children from poor families. That is why there is a nonchalant attitude on the part of the DA.

I rise today to implore the members of this House to play our critical role, regardless of party politics, of oversight over the Executive, to call out constitutional delinquency.

The parents on the ground are tired of lame excuses and the unending blame game. The Province anticipates over 20,000 learners will enrol in the province next year. What plans has the MEC put in place for that? Or are we going to again see that at the end of April 2022 we will then be rushing to provide mobile classrooms?

The time for lame excuses is over, we cannot hide behind insufficient budget forever. We must bring creative ideas and use the budget wisely. Learn from other provinces and swallow the pride and seek advice. I thank you.

Ms L J BOTHA: Thank you very much, hon Speaker. Hon Speaker, unplaced learners can never be used as a political tool. Earlier this month I have indicated in a statement that I made, that the then hon Minister for Education in this province, hon member Dugmore, said, and I quote:

“We face a massive infrastructure challenge in the province in regard to the building of new schools, as well as maintaining our existing facilities. It is hoped that the bid to National Treasury, arising out of the national audit of school needs, will result in increased funding to meet some of these challenges.”

Hon Speaker, in the last three months, nevertheless, the Minister and her Department have placed 20,000 learners during this period. I then therefore ask, through you, hon Speaker, to the Minister, Minister, in regard to this House, what can the members of this House do to assist you and your Department in overcoming the challenge it is facing with regard to learner placement? Thank you, hon Speaker.

Mr B N HERRON: Thank you, hon Speaker. Hon Speaker, ensuring that there is adequate capacity for learners is obviously the MEC's core function, and if the MEC is unable or unwilling to ensure every child in the province is placed, then she should step down.

This year we saw the shocking lack of preparation for the new school year. Thousands of learners remained unplaced for months, while the MEC complained about immigration and funding cuts.

Hon Speaker, urbanisation is not just a word to put in a planning document. Urbanisation is the movement of people from rural areas and small towns to larger towns and cities. It has a real and practical outcome, and the MEC's role is to meet the demand, not complain about it.

The problem is the Government has different priorities. It can allocate R1,3 billion to a so-called Safety Plan, creating an illusion of policing, and spending on a mandate that it does not have, while at the same time complaining it cannot provide schooling to children because it has no money. The irrationality of this is astounding.

Even worse, the acting MEC for Transport and Public Works advised that the Department of Education has relinquished 13 school buildings since 2009, and 15 buildings previously used as schools are currently not being used for any purpose. On top of that, the MEC surrendered R360 million from her budget, largely from her educators' salaries budget, just two months ago.

So we have unplaced learners, we have empty school buildings and had R360 million in spare cash, and the MEC could not make a plan? Why not? Clearly we have a problem in the Western Cape. A Safety Plan that funds learner law enforcement officers armed with pepper spray to address the murder rate, while children cannot get into schools.

What do you think is likely to happen to a child who is rejected by the education system and their Government? Hon Speaker, this is not rocket science, even a lawyer should be able to figure this out. Thank you.

Mr F C CHRISTIANS: Thank you, hon Speaker. Hon Speaker, we have a recurring problem. Unplaced learners, year in and year out.

Now, hon Speaker, I sit on the Standing Committee of Education and I have asked the questions what is the Minister and her Department doing differently in order to accommodate the learners?

I am telling you, hon Speaker, next year we will have the same problem because no proper planning is done. Now I believe the Minister said there is a task team. I hope that this task team will come with solutions that we do not sit with learners that cannot find placement for the whole term. It is unacceptable and I want the Minister to answer today that we will not have unplaced learners for an entire quarter or a single day in the new year. I thank you.

The DEPUTY CHIEF WHIP (ANC): Thank you, hon Speaker. Hon Speaker, let me firstly thank hon member Christians in particular, I think also for his input, because his input also around the planning and the lack of planning, it speaks to the kind of issues he has been raising consistently inside of the Committee, hon Speaker.

Hon Speaker, every time that this matter is raised our MEC for Education consistently puts forward the argument of insufficient budgets from National Government, and in it should purport some form of witch hunt against the Western Cape by the National Government.

I want to advise the MEC to have a look at the explanatory memorandum to the 2021 Division of Revenue Bill, to understand how National Government takes account of the matters listed in Sections 214.2A to J of the Constitution. Its response to the Financial and Fiscal Commission's recommendations and any assumptions and formulas used at arriving at the respective divisions amongst provinces and our municipalities. The division of revenue process, hon Speaker, fosters transparency and is at the heart of constitutional cooperative governance. There is no unfair targeting of the Western Cape or any other province or municipality. At the heart of the problem of unplaced learners lies a lack of foresight and political will on the part of the Education Department's political leadership, and poor financial planning and management of scarce resources.

It is this Government that has spent millions to fund an unnecessary duplicate function of Schools Evaluation Authority. Every year for the past four financial years the Department of Education has, without fail, surrendered millions back to the Provincial Revenue Fund. In the past financial year, and we will repeat it consistently, R350 million earmarked for employment of teachers was surrendered to the Provincial Revenue Fund by this Department, by this MEC.

The MEC must engage the Provincial Treasury to consider paying back all the amounts surrendered to the Provincial Treasury, to address the education crisis.

If the Province can avail millions on its own duplicate vaccine rollout programme, then surely we can have enough for funding quality education in the province, and placement of learners within due course.

The Education Department's annual school survey, hon Speaker, shows that in the Metro North region average class size for quantiles 1 and 5 are 44 and 31 respectively. Failure to increase class sizes in Quintile 5 schools maintains historical inequalities in our education system. The MEC must also tell us which concrete plans are in place to assist recently placed learners to catch up with the work that they have missed for all these months. To date WCED is yet to provide that plan. [Interjection.] In fact, even in our last Standing Committee they did not provide such a plan concretely. Can we hear what is that plan? Thank you. [Time expired.]

The MINISTER OF EDUCATION: Thank you, hon Speaker, and thank you to the members for the debate.

Hon member Sayed is quite aware about the facts relating to the learners under the trees in Eerste River. We were informed that there were something like 600 people just set up their own school ...[Inaudible.] they insisted on being placed at particular school, or a particular school, to create their own school and wanted us to employ the people who were teaching them as teachers. After we had done our audit, there were 336 learners that were actually validly looking for places, which was made extremely difficult by politicians and other organisations continuing to give out the false narrative that there were all these hundreds and hundreds of people who did not have places.

The same happened with Rosendal House where we had allegations of 1,800 who were looking for places, who deliberately did not give us information that we requested from them, for nearly two months, preventing learners from being placed. There is no amount of planning that can stop that from happening.

It has been established that 121 of those learners are already enrolled currently at WCED schools, and they were coming to sit in Rosendal House, demanding places.

A further 633 learners had no record or status on the CEMIS database, which means that they are new to the WCED school system in 2021, which means the parents did not apply to any school for 2021; 633.

So it is not our lack of planning and it is not our fault that those learners were not placed. Not to say that we have not got problems. We have been telling for many years, and actually it is not only me who has been telling for many years. Thank you, hon member Botha, for highlighting the ANC budgets and I want to give you another one from hon member Dugmore in June 2008, saying:

“Mr Speaker, our province alone needs over R5 billion to make up its infrastructure backlog. If current funding patterns continue it will take us 30 years to eradicate this backlog.”

And this was in 2008. The situation has not got any better.

As far as constitutional delinquency is concerned. That is just absolute nonsense. We have every commitment to ensure that learners get placed as soon as possible, but there are people who are using people unfortunately for their own purposes, to try and make political points, which I think is despicable.

As far as plans are concerned about the learners who were placed late, we have given details at this committee. I do not know where hon member Sayed was, but Mr Alan Meyer gave very specific details as to what was going to be done to assist those learners.

As far as hon member Botha is concerned. You asked what members can do to assist. Given that members are well aware of the budget constraints facing the Department, they can certainly assist us by lobbying their colleagues in the National Government to ensure an appropriate allocation of funding to us, and I will get more to that on hon member Sayed's point now, and pressurising other provinces that are inefficient with their budgets to improve their efficiencies so that money can be allocated where the need is greatest.

When we have 19,000 extra learners per year in the province, we cannot afford to build staff and provide learning resources for 19 additional schools. On the other hand, we have in the Eastern Cape on their own Education Department's information, 1,900 schools that have been earmarked for closure, that have not been closed. Now why is that?

Now please go and talk to the Fiscal and Finance Commission about that, and make sure that they actually start enforcing efficiencies and budget processes in other provinces so that we do not sit with the problems that we have now.

As far as hon member Herron is concerned, I absolutely deny a lack of planning. We plan very well, but we have been coming under increasing financial pressure.

If you are relinquishing 13 school sites, once again it is misleading, and the details of those are as follows: one property is being refurbished for the WCED use and another one came from the Department of Health. Two are actually Youth Care Centres which is not strictly speaking schools. The Department uses a broad definition of "schools". Four are auxiliary buildings, like clubhouses and hospitals, so they are not schools. Two were replacement schools ...[Interjection.] Thank you, hon Speaker. [Time expired.]

[Debate concluded.]

[Interpellation 3 withdrawn.]

QUESTIONS FOR ORAL REPLY

Questions standing over from Thursday, 6 May 2021, as agreed to by the House:

Alcohol bans: effect on high stock levels of bulk wine

6. Mr A P van der Westhuizen asked the Minister of Agriculture:

To what extent have the repeated bans on the sale of alcoholic products, issued under COVID-19 regulations, contributed to the high stock levels of bulk wine?

The MINISTER OF AGRICULTURE: Thank you very much, hon Speaker and thank you to the hon member for the question. The reply is as follows:

6. Yes, the wine industry has to carry stock before harvesting commences in order to allow for the sales for the period until the new harvest becomes market ready. This period from harvesting the grapes to the time when the wine is market ready can be anywhere between four to 18 months depending on the type of wine. Red wine has to be matured for much longer than white wine and high end, and hence more expensive wine, must also mature even longer. Hon Speaker, on 31 December 2020 the stock levels in the industry amounted to about 650 million litres with about 200 million litres of these wines being uncontracted. This must be compared to 450 million litres of stock with about 20 million litres of uncontracted wine at 31 December 2019.

It follows that the wine industry is currently sitting on between 250 million to 300 million litres of surplus stock as the domestic sales of wine declined by 20% during 2020. The additional surplus can lastly be ascribed to the impact of the lockdown on domestic sales. Since lockdown measures were introduced on 25 March 2020, domestic sales of wine were banned for 21 weeks and for a further nine weeks, only offsite consumption was allowed and that for limited hours, hon Speaker. The result is that no onsite consumption and hence wine sales in restaurants was allowed for 30 weeks since the lockdown started.

And so, hon Speaker, yes, the irrational and irresponsible announcements about the lockdown levels and the adjustments did lead to the current high stock levels of bulk wine here in South Africa and specifically also here in the Western Cape. Thank you, hon Speaker.

Mr A P VAN DER WESTHUIZEN: Thank you, hon Speaker. Hon Minister, thank you very for your response. With signs of a third wave looming, what would be the effect of further bans on the livelihoods of those working in the wine industry? Thank you.

The MINISTER OF AGRICULTURE: Thank you, hon van der Westhuizen. We have seen that during the first lockdown and second lockdown that we lost R8 billion in revenue in South Africa.

We have been advised that a further third wave is possibly hitting us next month, and as the Minister of Finance and as a Member of the Western Cape Executive, I think we certainly need to carefully consider the advice that we get from the Health Department. But in my view, we need also to go about it responsibly in terms of protecting the economy because it is possible to save lives and livelihoods and given where we currently are in the Western Cape, as the Cabinet we have just returned hon Speaker, for the last two days, from a Cabinet bosberaad where we reconfirmed our commitment to economic recovery based on the three priorities of this Government, namely: jobs; safety, human dignity and well-being, and I think we are on course, in terms of the economic recovery. It is also clear from the Stats SA data from 2020 that all the sectors of the economy had negative economic growth in the first and the second quarter of 2020 and the only sector that yielded a positive economic growth, was the agricultural sector and so we have seen through the evidence and the data that the economic recovery in the Western Cape is largely driven by the agricultural sector.

And, therefore, we in the Cabinet and the Premier, through the PCC will liaise closely with the relevant intergovernmental organisational structures to be cautious and mindful of the devastating impact that a further ban on the sale of alcohol will have here in the South Africa, given the current high stock levels. But I think we will certainly have to consider as things develop, but as far as I am concerned, we cannot and should not consider any further bans on the sale of alcohol because it will kill the economic recovery here in the Western Cape. On the wine farms in the Western Cape, there are about 40 000 people working in this industry and the average is looking after six members of a family. This has a massive knock-on effect on the economic crisis we are currently experiencing. And so, since the hon member has asked me a hypothetical question, I am responding with a hypothetical situation, but it is clear in my mind, that we cannot and should not, allow a further ban on the sale of alcohol, as the economic recovery needs to pick up responsibly to save lives and livelihoods here in the Western Cape. Thank you, hon Chair.

Mr P MARRAN: Thank you very much, hon Speaker. I just want to check with the MEC, we have now heard the high volumes of stock levels of alcohol; my question is whether the MEC can tell us the value of this extraordinary export wine that is now held back here in storage? What is the value of that?

The MINISTER OF AGRICULTURE: Sorry, hon Speaker can the hon member maybe repeat the question, sorry for that?

Mr P MARRAN: The hon MEC gave us exact numbers of stock levels of wine. My question is can the hon MEC tell us what is the value of those wines that are currently stocked by wine farmers?

The MINISTER OF AGRICULTURE: Hon Speaker, we know from economics that this is largely a function of demand and supply and since we have an oversupply of alcohol logically it leads normally to a reduction in the price of the wine and it is something that differs on a daily basis depending on the sale of wine, so it is largely driven by demand and supply and I certainly cannot now do a thumb-sucking exercise, but if the hon member is interested, I can ask our economist to do some calculations in this particular regard.

We know that there are different wines, different prices, different seasons and there are different stock levels at stake, so it is largely a function in terms of pressures on demand and supply.

Mr P MARRAN: Hon Speaker, COVID-19 demands high levels of alcohol for sanitation. Can the MEC tell us how much alcohol was absorbed in these [Inaudible.] during the period of COVID-19?

The MINISTER OF AGRICULTURE: Thank you very much, hon member Marran and hon Speaker. During the lockdown period, after consultation with the Premier, I visited Distell who have repurposed their alcohol plant into a plant to produce alcohol for sanitisers.

Now alcohol for sanitisers and alcohol for wine, I think the member will understand, are two completely different products and processes but I am quite happy to establish from Distell what the amount of the alcohol is that they use to produce alcohol-based sanitisers.

I have to say that I am deeply thankful to Distell who have made use, contributions and personal sacrifices at their plant, to assist the Western Cape Government, in terms of the Humanitarian Support Programme, to also distribute, free of charge, alcohol-based sanitisers at the beginning of COVID-19 to assist us with particularly the farm workers and areas in the Cape Winelands and also specifically in Witzenberg.

They have made an extensive contribution for which we are very, very thankful because to convert an alcohol-based plant into an alcohol-based plant for sanitisers is quite a huge operation and to make that donation free of charge, to assist us to deal with a humanitarian crisis and pandemic, I think is something that we really all appreciate and we thank them for their massive efforts in this particular regard. Thank you, hon Speaker.

Pigs in Mfuleni: African swine fever

7. Mr A P van der Westhuizen asked the Minister of Agriculture:

To what extent were the pigs that were diagnosed with African swine fever in Mfuleni earlier this year kept in pens that conform with the regulations of the City of Cape Town and (b) to what extent can this outbreak be ascribed to the conditions in which these pigs were being kept?

The MINISTER OF AGRICULTURE: Thank you very much, hon Speaker and thank you to hon member Van der Westhuizen for the question. The reply is as follows:

7. Yes, the majority of the animals were kept in an enclosure that was makeshift and made from a variety of materials. They did not conform to the regulations of the City of Cape Town.

Firstly, regulations prohibit keeping of pigs in residential areas and secondly, a permitted space of 25 square metres is also required per animal and that was not adhered to. Secondly, hon Speaker, the African Swine Fever virus can be transmitted by feeding swill, movements of pigs from infected areas to susceptible populations.

It can also be carried by fomites and people not observing biosecurity. Local husbandry conditions assisted in enabling the establishment and the spread of the infectious agents. Thank you, hon Speaker.

Mr A P VAN DER WESTHUIZEN: Hon Speaker, thank you very much to the hon Minister for his response. Hon Speaker, we see an increased demand by First Generation Urban Residents to bring farm animals with them to our urban and peri-urban areas. It just seems then as if there is a mounting pressure for what is generally known as urban farming and that some of these people are not able to erect structures that conform to the existing regulations in cities for the keeping of animals. My question to the Minister is then, Minister would you and your Department be willing to liaise with the Department of Local Government in this regard in order to perhaps review the current regulations regarding the keeping of animals and then also obviously to assist our law enforcement officers in our urban areas to ensure that those regulations are adhered to? Thank you.

The MINISTER OF AGRICULTURE: Thank you, hon Speaker and thank you for the follow up question from hon member Van der Westhuizen. I did consult, based on a number of complaints that I have received, specifically from the Theewaterskloof area but also other areas here in the city of Cape Town, in the metropolitan area, the impact of roaming animals in urban residential areas as well. So, I consulted with my colleague, the hon Minister of Local Government, Minister Bredell and we have agreed, hon Speaker, that we appoint a task team, two members from the Department of Local Government and two members from my Department of Agriculture to relook at the whole issue of the by-laws of municipalities.

Since the hon member is asking about law enforcement, we would certainly also like to engage with them because as urbanisation takes off in many areas, we certainly see an increase in this, and this is also specifically something that we have picked up in the area of Stellenbosch, but also other specific areas. So, the answer is yes, my Department as well as Minister Bredell's task team, two members each, will look into this matter and try and develop a standardised draft by-law, obviously properly consulted with the various people but also the people that are affected, particularly the small-scale farmers, as well as the various municipalities that must enforce these by-laws. So that will be a very extensive consultative process because I firstly want to see farmers getting the necessary support; I would also like to see that we respect the rule of law and I would also like to see that we comply with environmental health conditions and that also my veterinary services provide the necessary technical support to make sure that animal health is the primary focus of our activities and involvement in this particular regard.

So, hon Speaker, the answer is yes, we are working on that particular matter and I am willing to assist these farmers, assist the local municipalities since this is a very, very important matter and my office is getting numerous letters and complaints in this particular regard. I think urban agriculture and urban farming is also now a global phenomenon all over the world and we need to see how we can accommodate small scale farmers in a way that does not compromise animal health and human health and safety, and the rule of law must apply in our municipal areas or jurisdiction. Thank you, hon Speaker.

Mr P MARRAN: Thank you, hon Speaker. The MEC has responded to a question that I wanted to ask; whether there is any role that municipalities have to play, and I can clearly pick up from his answer that yes, there is a role that they have to play. But we would like to understand what role do municipalities place in the control of farming peri-urban or stock animals and are they consequently enforced?

The MINISTER OF AGRICULTURE: Thank you, hon member Marran. I think municipalities absolutely have a role to play. Firstly, because animals are found within a geographical area, that is normally within a geographical area of a municipality, and that is a 'B' municipality but remember that the 'C' municipality by law, is also responsible for environmental health, so it is both the responsibility of the Department of Local Government, the Department of Environmental Affairs, the Department of Agricultural also both the 'B' and 'C' municipality, in a cooperative way, to assist the farmers.

These are not only subsistence farmers but also farmers that do some business and certainly we want to create an environment where farmers can do their business in a sustainable manner and in a peaceful way not to disturb the local area. And so, hon member Marran in terms of a specific role for them, yes, the municipalities as you know have certain by-laws and if there are particular animals, the municipalities do have a by-law, †dat hulle – hon Speaker, die munisipaliteit moet 'n skut hê, want die diere moet na 'n skut toe gaan; daar is ook sekere bepaalde verantwoordelikhede [that they, hon Speaker, the municipality must have a pound, because the animals have to go to a pound; there are also certain specific responsibilities] for these municipalities in this particular regard and we have picked up that some of these things are not always adhered to.

That is why with Minister Bredell and me, we will take this matter also to the MINMAY and to the PCF structures so that we also have full participatory consultation with the various municipalities to make sure that firstly, we come up with a by-law that is a) fully consulted and b) practical, feasible and able to be implemented and ensure that these by-laws are also enforced in the proper way. So yes, that is certainly the plan, that is certainly the idea that we create an environment whereby animal health, environmental health and the safety of individuals should not be comprised, but we create an orderly, regulatory framework within proper governance systems. Thank you, hon Speaker.

Ms N D NKONDLO: Thank you, hon Speaker. A short one to the Minister given what he just indicated in his response to consult and consider all related issues on this matter and understanding the pressures of the economic recovery and impact especially in the levels of sustenance farming; how long should I think the public and ourselves anticipate a conclusion that would at least bring some kind of certainty on this matter? Thank you.

The MINISTER OF AGRICULTURE: Hon Speaker, I think I am not able, I have to be honest and frank here. I am not able to indicate now. I think let me first come back to the Parliament, the Western Cape Legislature in terms of both the terms of reference, the scope of work and the timeframe.

I am quite happy to do that because I know hon Nkondlo, she was a member of my previous Committee on Finance and when she asks you a question, she is going to come up with a follow-up question in a future session. So, I would like to come prepared to that meeting. Thank you, hon Speaker.

Mr P MARRAN: Thank you, hon Speaker. Speaker, my last question to the MEC on this matter; I just wanted to check what the City of Cape Town and also the Province is doing to make sure that the meat that is entering our province and also the borders of the City of Cape Town is safe for human consumption?

The MINISTER OF AGRICULTURE: Well, hon Speaker, there are various methods and standard operating procedures to ensure that all the abattoirs comply. For example, we have State Veterinary Services from the Western Cape. So that is the first basis of making sure that the food safety standards are complied with, specifically in terms of meat production and also the distribution. Hon member Marran would also know that the Western Cape Department of Agriculture also has a veterinary export certification office that does the certification and the transportation of meat, particularly coming from the borders of the Western Cape. We also have Western Cape State Veterinary Services at these border posts to make sure that there are proper animal health and safety standards in place particularly as it relates to food, security and food safety.

We have the very highest standards to ensure that we protect a) the workers, b) the people that must consume the meat. I am quite certain and confident that those processes are in place. Hon member Marran will also know that we have a state veterinary lab where samples are taken, regular tests are being done and also certified. So, I am quite happy that with regard to food safety standards, these are in place here in the Western Cape.

Bullying at schools

8. Ms L J Botha asked the Minister of Education:

(a) How many incidents of bullying has her Department recorded at schools in the province over the past three academic years, (b) aside from the policy against bullying, (i) what practical interventions does her Department undertake to prevent such incidents and (ii) what support is provided to schools where incidents are recorded, (c) what is the correlation between the number of cases recorded and the absenteeism rate among learners and (d) what is the role of school governing bodies in this regard?

The MINISTER OF EDUCATION: Thank you very much, Speaker and thank you to the hon Botha for the question. The reply is as follows:

8. Part (a) the number of instances reported to state schools for each year was as follows:

2018 – 112

2019 – 111

2020 - 65

2021 - 5 from January to March this year.

Part (b)(i) Our district provided training and support as part of broader support on disciplinary issues. Professional staff are available at all times in districts to assist and advise schools on issues such as bullying. The district also runs a number of initiatives: awareness campaigns and training programmes in schools which include learners signing anti-bullying pledges.

Our Safe Schools division has also run programmes for many years designed to influence learner behaviour including learners prone to bullying and other victims.

Part of our 'Transform to Perform' strategy is driving the values conversations that need to take place in our schools and that often are not happening at home. The WCED 'Transform to Perform' strategy has a values and education programme that is currently being implemented in schools. Schools have been asked to choose 12 values for each month, one for each month of the year and to explain, talk, show and live those values. These values include respect for one another, kindness, caring and so on. Schools are to have ongoing discussions with learners on values and undertake various initiatives that showcase them.

For example, many of our principals have reported a decline in learner bullying as a result of this programme as they are being taught how to respect and consider one another and their feelings. We are also working together in the Western Cape Government, across various departments, to try and address the complex social issues that give rise to young people engaging in antisocial behaviour.

Our learners also need to understand that by not speaking up when they see this kind of abuse, they are part of the cycle, especially if they record a video or post about it on social media. Posting these videos amplifies the harm caused to the child being bullied. Our 'Raise Your Voice Not Your Phone' campaign is aimed to improve awareness of bullying in all forms and to increase the chance of it being reported and stopped.

We have worked with Google to develop an online safety curriculum guideline that seeks to teach learners the fundamentals of digital safety as well. The lessons have been rolled out through the Life Orientation programme. The lessons are aimed at making learners aware of and have a better understanding of the implications of their actions on social media.

Part (b); as noted our Districts provide training and sport to schools on disciplinary issues and are available to assist and advise at all times and to provide support if a case is reported. The District also engages in specific interventions when learners are identified as being at risk of problem behaviour including bullying and monitor the impact of these evaluations. The detailed 'Abuse No More' protocol provides guidance on roles and responsibilities in cases of abuse of any kind.

Part (c); it is difficult to determine the correlation between bullying and absenteeism, but it is understandable that a learner may want to stay home to avoid being bullied.

This is why our Department takes the proactive steps I have outlined to reduce the occurrence of bullying and take action according to the 'Abuse No More' protocol whenever cases are reported.

Part (d); school governing bodies are pivotal in creating a school culture of positive behaviour. The SGB is responsible for the establishment of a Code of Conduct for the school which includes the anti-bullying policy. SGBs are trained on a three-year cycle to capacitate the members to execute their responsibilities to ensure that a school has a positive behaviour ethos. The Learner Code of Conduct should be reviewed on an annual basis to include and respond to emerging behavioural trends and address urgent issues. SGBs are also responsible for dealing with disciplinary matters and with bullying in terms of the relevant disciplinary procedures. Thank you, Speaker.

Ms L J BOTHA: Thank you very much, Speaker and thank you to the Minister for the response in regard to my question. I would like to further then know, given that learners are increasingly using online learning and the internet, what is the Department doing to specifically address the risk of cyber bullying and to promote responsible internet usage? Thank you, Speaker.

The MINISTER OF EDUCATION: Thank you, Speaker. Yes, that is obviously a very important issue in the current modern tech era. The WCED has the Life Orientation Cyber Wellness Programme that we aim to ensure that learners and teachers alike are aware of their digital footprint and the internet potential of the cyber world to affect them and others in positive and negative ways. We have also issued a number of guidelines regarding cyber bullying. There are guidelines on e-safety in schools and educating towards responsible and ethical use of ICT in education. We also have guidelines on cellular phones and other mobile technologies in public schools and guidelines on social media and networking in public schools.

We also have a very innovative project with Google to develop and roll out an online safety curriculum that seeks to teach learners the fundamentals of the digital safety including cyber bullying. This is a course of grade specific lessons that have been rolled out through Life Orientation. We have partnered with an organisation called Web Rangers South Africa, a digital literacy programme, through which young people can gain essential skills and knowledge about the digital world. The programme is about creating young digital citizens who know how to use the internet responsibly and they then go and encourage their peers at school to do the same.

Part of the programme is learners attending training sessions and participating in activities online. They then use the training participating competition where they create innovate safety campaigns, innovative campaigns that promote safe internet usage and their rights in the digital world.

Also, we have paid some attention to our social media policies at schools and have provided detailed guidelines and a template to all schools to assist them in drawing up a social media policy as part of their Code of Conduct.

The policy then needs to encourage learners and employees to act responsibly and be aware of the consequences associated with the use of social media. They must be made aware of the potential negative effects of internet use, including cyber bullying and we are determining the progress of schools in drawing up this policy as part of our monitoring from the second term onwards. Thank you.

Mr B N HERRON: Thank you, Speaker. Hon Speaker, just last week the MEC provided some answers to my written questions regarding sexual harassment and sexual abuse of learners and the MEC identified that there had been 102 cases over the last five years. I would like the MEC, if she can, to advise whether the alleged perpetrators of this harassment or abuse were reported by the Department to the Social Services or Social Development Department and the police as is required by the Sexual Offences Act and the Child Care Act? Thank you.

The MINISTER OF EDUCATION: Thank you very much, Speaker and to the member for the question. Our 'Abuse No More Protocol' deals with all those issues and that is part of what they are expected to follow up, so my answer will be that to the best of my knowledge that that would have happened. The hon member is welcome to follow up on specific cases if he wishes but that is definitely part of the protocol. Thank you.

Mr F C CHRISTIANS: Thank you, Speaker. Hon Speaker, we visited quite a number of schools and when you come to schools you see the values that are painted on the walls by learners and that of course is to enhance discipline and those types of things. At certain schools I see principals and management playing an active role in order to instil discipline and self-respect. I think if it is done at a local level at schools where principals or whoever take the lead, we will have safer and better schools. So, I have seen it at certain schools, I have not seen it in certain schools, and it definitely makes an impact when it comes to our learners. I thank you.

The MINISTER OF EDUCATION: Thank you, hon Speaker. Thank you, hon Christians. Yes, absolutely. Please will you let me know which schools you have not seen it at because they are all required to do this as I have mentioned. And yes, we are certainly seeing success stories as I have also said in my response, it is anecdotal but quite compulsive anecdotes and that is the entire intention. We are finding that many learners do not get taught these values at home and that when they are part of the school it certainly does make a difference. That is the intention of the programme that we are running in schools: to try and mitigate the effects of not having these taught in the home on learners for the rest of their life and in their school career. Thank you.

The DEPUTY CHIEF WHIP (ANC): Thank you, Speaker. I just wanted to get a sense as to whether the Department has taken any action around the incidents that happened yesterday at the Belgravia High School? If we can just get a sense, what are the steps that are going to be taken and what steps have been taken? Thank you.

The MINISTER OF EDUCATION: Thank you, Speaker and thank you to the member for the question. Yes, we certainly have. The school dealt with the matter in an absolutely excellent way, and I have to commend them for it. The day the incident happened; the parents of the learner who committed this act were called in immediately. The learner has been suspended pending a disciplinary hearing and I am advised that the family has also laid criminal charges against the perpetrator. Thank you.

New questions

Berg River: quality of water

1. Mr A P van der Westhuizen asked the Minister of Local Government, Environmental Affairs and Development Planning:

What has been the general trend in terms of the quality of water in the Berg River and (b) which pollutants are the greatest cause of concern for the future use of this water for agricultural and human consumption?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, hon Speaker, and to the hon member for the question. If he allows me, I am going to hand the question in and I am going to just touch on one or two as it is quite a lengthy, technical answer. The reply is as follows:

1. Urbanisation and climate change are two of the most defining manifestations of the 21st century that impacts directly on water sources. The Berg River falls within a catchment that is experiencing increased levels of urbanisation since the mid-1990s, together with the backlog in service delivery to the historically disadvantaged communities.

The Department of Environmental Affairs and Development Planning has been monitoring the water quality for the past seven years through the Berg River Improvement Plan although this is too a short period to determine long term trends, the results have identified some changes in the water quality. Now we must also remember there was a drought that also impacted on the river quite severely.

†So agb Speaker, die Departement se Bergrivier watergehalte moniteringspan toon dat stedelike gebiede die hoofbron van bakteriologiese besoedeling van die Bergrivier is, hoofsaaklik as gevolg van onvoldoende behandeling van riool en rioolwerke en daarom was dit vir ons baie belangrik om oor die afgelope aantal jare redelike beleggings te doen in daardie rioolwerke. Ons moniteer dit geredelik, ons besef die kwaliteit van die Bergrivier het 'n geweldige impak op die lewens van die mense in die Wes-Kaap sowel as ook die landbougemeenskap en daarom is dit vir ons 'n baie belangrike projek, en ook so die ander riviëre wat ons nog geweldig aandag aan moet gee. Ons moet ons riviëre se kwaliteit van water op 'n hoogstaande gehalte hou want dit sal ook ons buitelandse, of uitvoere van landbouprodukte beïnvloed, maar as die agb lid my sal toelaat sal ek dan weer graag vir hom inhandig en dan kan hy as daar enige opvolg vrae is dit hanteer. Dankie, Speaker.

[Translation of Afrikaans paragraph follows.]

[So, hon Speaker, the Department's Berg River water quality monitoring team shows that urban areas are the main source of bacteriological pollution of the Berg River, mainly as a result of insufficient treatment of sewerage and sewerage works and therefore it has been very important to us over the past few years to do reasonable investments in those sewerage works. We monitor it regularly, we realise the quality of the Berg River has a great impact on the lives of the people in the Western Cape as well as the agricultural community, and therefore it is a very important project to us, and also the other rivers to which we still have to pay a lot of attention. We have to maintain our rivers' water quality at a high level because it will also affect our foreign, or exports of agricultural products, but if the hon member will allow me then I would like to hand in and then he can deal with it if there are any follow-up questions. Thank you, Speaker.]

†Mnr A P VAN DER WESTHUIZEN: Dankie agb Speaker. Agb Speaker, deur u aan die Minister. Agbare Minister, 'n aantal jare gelede het die Stellenbosch Munisipaliteit 'n hele klompie verouderde rioolplase in die Franschhoekvallei gekonsolideer tot 'n enkele moderne rioolplaas naby Wemmershoek; diegene van u wat bekend is met die omgewing sal dit sien wanneer u die treinspoor wat na Franschhoek toe gaan kruis. En die vraag is net of daardie belegging deur Stellenbosch plaaslike owerheid wel 'n bydrae gelever het om uiteindelik die watergehalte in die Bergrivier merkbaar te verbeter? Baie dankie.

[Translation of Afrikaans paragraph follows.]

[Thank you, hon Speaker. Hon Speaker, through you to the Minister. Hon Minister, a few years ago the Stellenbosch Municipality consolidated a whole lot of outdated sewerage farms in the Franschhoek Valley into one modern sewerage farm near Wemmershoek; those of who who are familiar with the area will see it when you cross the railway line that runs to Franschhoek. And the question is just whether that investment by the Stellenbosch local authority had indeed contributed to finally improve the water quality in the Berg River significantly? Thank you.]

Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSKE EN ONTWIKKELINGSBEPLANNING: Ek is baie seker dat die opgradering in die Wemmershoek Rioolplaas geweldig baie waarde gelever het. Toe ons destyds begin het in 2009 met baie klagtes oor die gehalte van die rivier en wat toe eintlik uitgeloop het op hierdie Berg River Improvement Plan, was ons eerste gedagte dat daar drie groot besoedelaars was. Ons het gedink op daardie stadium dit was die rioolplase, dit was informele areas wat nie genoegsame dienste het nie en dan die landbougemeenskap wat sekere kunsmiddels ensovoorts gebruik. Navorsing het getoon dat die landbougemeenskap 'n mindere invloed op die besoedeling in die rivier het en dit was definitief die rioolwerke, en daarom was die opgradering van daardie rioolwerke van kardinale belang en dan die monitering daarvan vorentoe sal ook van kardinale belang wees om die gehalte in ons rivier te verbeter en die les wat ons daar geleer het, moes natuurlik uitrol na ander riviere toe.

Ongelukkig is dit 'n geweldige duur oefening maar ek dink nie ons kan 'n prys sit op die gehalte van ons water in ons area nie, ons het twee groot uitdagings met klimaatsverandering en dit is die hoeveelheid water maar ook die kwaliteit van die water, ons moet altwee ewe veel aandag aan gee. Baie dankie.

[Translation of Afrikaans paragraph follows.]

[The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: I am very sure that the upgrading in the Wemmershoek Sewerage Farm has contributed great value. When we started in 2009 with many complaints about the quality of the river and that eventually culminated in this Berg River Improvement Plan, our first thought was that there were three main polluters. At that stage we thought it was the sewerage farms, it was informal areas that do not have sufficient services and then the agricultural community using certain artificial substances, etc. Research showed that the agricultural community had a lesser impact on the pollution in the river and it was definitely the sewerage works, and therefore the upgrading of those sewerage works was of utmost importance, and the monitoring of it in future will also be of utmost importance to improve the quality in our river, and the lesson we learnt from that obviously has to roll out to other rivers. Unfortunately, it is a very expensive exercise, but I do not think we can put a price on the quality of our water in our area; we have two major challenges with climate change and that is the quantity of water but also the quality of the water, we have to pay equal attention to both. Thank you.]

Mr B N HERRON: Thank you, Speaker and through you to the Minister. There is a consistent complaint from the community called Weltevrede in Wellington in the Drakenstein Municipality about a sewer that leaks raw sewage into a stream that flows into the Berg River. So, I wonder if the MEC is aware of this consistent problem and the flow of raw sewage into the stream which flows into the Berg River and whether that Berg River Monitoring or Improvement Plan that he mentioned is engaging with the Drakenstein Municipality to find a sustainable solution to the sewage overflow into the Berg River feeder stream? Thank you.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Herron, my information is that that problem was identified very quickly, and the Drakenstein Municipality managed to solve it before the sewer reached the river but if you have any other information, please send it to us, we are very serious, we need to protect our river systems and there are also other health issues around a sewer that is leaking. It is very important that the Green Scorpions keep a very close eye on any sewer that is leaking and that we keep quite a strict discipline towards our municipalities to see to it that there is no leakage or spillage of sewage in rivers. Thank you.

Mr P MARRAN: Hon Speaker, let me just quickly get to the question. The MEC was saying that we should not put a price on making sure that our water is healthy and safe, and the hon Herron has also raised issues about Wellington and Drakenstein Municipalities, but we have also received a number of complaints from the Swellendam area where a company or factory is pumping some stuff into the river.

I know at some stage we brought it to the attention of the Department, but I would like to check because I think the MEC's Department has been warned for a number of years now about these transgressions that are taking place especially when it comes to our water sources and rivers. What is he and his Department doing to assist either the Blue or the Green Scorpions to sting or bite transgressors properly? Thank you.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Speaker, it is difficult. Obviously, we monitor it on an ongoing basis and municipalities do transgress and then the Green Scorpions will move in. We will hand directives to them and they will then come back within the legal framework and obviously then the process starts all over again. But we in this province put a huge effort into getting Green Scorpions trained and to get them accredited. I think we are one of the provinces who have the most Green Scorpions on the ground working with municipalities.

I can also ensure that there is no interference, political interference. We send in the Green Scorpions, they must do their job. If a directive is necessary, a directive is necessary. They normally try through the IGR framework to first go with a pre-directive because we all have the responsibility to try and first find solutions and if there is no satisfactory reaction from the municipal site, we will then move to a directive, but we must remember we also need to work through the IGR legislation so some of these things do take longer.

When it is a sewer spill, we try to move in as quickly as possible and as I stated, some of these do not even reach the river because we clamp down on them very quickly. I think going forward we, in this House, realise that it is important to invest in the Green Scorpions, to invest in the oversight authorities so that we can keep a tight discipline on our municipalities. Thank you.

[Reply as tabled by the Minister of Local Government, Environmental Affairs and Development Planning follows.]

Urbanisation and climate change are two of the most defining manifestations of the 21st century that impact directly on water resources. The Berg River falls within a catchment that is experiencing increased levels of urbanisation since the mid 1990's, together with a backlog in service delivery to the historically disadvantaged and associated urban infrastructure, while everybody is aware of the huge impact that the recent drought had on the river.

DEA&DP has been monitoring the water quality of the Berg River for the past seven years as part of the Berg River Improvement Plan. Although this is too short a period to determine long term trends, the results have identified some changes in water quality.

It has shown improvement at certain stretches in the river after initial interventions, for example the improvement of water quality in the Franschhoek River after the decommissioning of the old Franschhoek Wastewater Treatment Works.

However, water quality downstream of urban areas generally shows a deterioration, mainly due to effluent discharges from Wastewater Treatment Works (WWTW's) and stormwater drainage from informal areas that lack formal sanitation and solid waste services.

The drought had a significant impact on the water quality of the Berg River. When water quality results from 2013 to 2014 (normal rainfall years) were compared with results from 2016 to 2017 (dry years), significant increases were evident in all pollution parameters during the drought period.

The reduced flow volumes in the Berg River during the drought reduced the river's potential to assimilate pollutants, or at least to dilute it.

However, increased rainfall and runoff during the past two years shows improvement in the water quality of the river since the end of the driest period in the summer of 2017/2018, except for the monitoring sites just downstream of urban areas.

The three major water quality concerns in the Berg River for future use of the water for human consumption and agriculture, are:

- 1) bacteriological pollution,
- 2) nutrient enrichment, also called eutrophication; and
- 3) salinisation.

The Department's Berg River Water Quality Monitoring Program indicates that urban areas are the main source of bacteriological pollution to the Berg River, mainly through the substandard discharges from wastewater treatment works and untreated stormwater discharges from urban and informal residential areas, although illegal runoff of wastewater from activities such as feedlots, dairies etc. also causes bacteriological pollution from time to time in the river.

The monitoring results have identified so-called "hot spots" for bacteriological pollution, namely in the upper catchment in the Stiebeuels River downstream of the Langrug informal settlement in Franschhoek and downstream of the Drakenstein urban area (Paarl, Mbekweni and Wellington) in the mainstem of the Berg River. The level of bacteriological pollution at these two sites renders the water to be unacceptable for direct use, e.g., for drinking, recreation and irrigation, without the water being treated first. However, monitoring has shown that the bacteriological water quality typically improves downstream, due to the river's assimilative capacity when it flows through more natural river stretches, highlighting the importance of maintaining ecologically functioning river corridors, as well as the riparian rehabilitation of rivers. It must be noted that water use downstream of these hot spot areas should be carefully monitored, managed and used taking into consideration the health risk of bacteriologically polluted water.

Nutrient enrichment is caused by excessive nitrogen and phosphorus in the river. These are being introduced to the river through the discharges of wastewater treatment works and untreated stormwater from urban and informal areas, as well as agricultural return flows from fertilised agricultural areas.

Many of the monitoring sites along the mainstem of the Berg River exhibit eutrophic (nutrient enriched) to hypertrophic water-quality states, which significantly increases the potential for algal blooms. Algae is known to cause blockages in irrigation infrastructure and also increases water treatment costs for potable water supply.

Increased salinity in the mid and lower catchment is a concern for agricultural as well as urban water supply. The natural salinity in the underlying Malmesbury-shales, clearing of natural vegetation for the purpose of agriculture and the deep ploughing of mainly wheatfields in the catchment was thought to be responsible for the enhanced mobilisation and discharge of these salts into the river.

In conclusion: the decrease in the bacteriological pollution and nutrient enrichment further downstream of urban areas, emphasizes the importance of maintaining more natural river functioning corridors, because it assists in the assimilation of pollutants and therefore mitigate the downstream risks associated with upstream development and impacts. Although these pollution impacts should be identified, addressed and remediated, the protection and rehabilitation of riparian habitats is vital if we want to ensure a healthy river system that will continue to provide the ecosystem services that we require from it. This is the primary focus of the Berg River Improvement Program (BRIP) and the reason it was implemented by the Western Cape Government. There are however no quick-fix solutions, but a focused effort and commitment by all stakeholders is required to successfully address water quality concerns in the Berg River system.]

Agricultural sector: impact of COVID-19

2. Mr A P van der Westhuizen asked the Minister of Agriculture:

What has been the impact of COVID-19, as well as lockdown regulations, on the growth and/or decline in the agricultural sector in terms of both employment and output?

The MINISTER OF AGRICULTURE: Thank you, hon Speaker. The reply is as follows:

2. We see from Statistics South Africa's latest figures, which indicate the gross domestic product or the GDP as we call it, which is also the most popular measure of economic performance, the corona-virus pandemic has had a negative impact on the economy here in South Africa. It had a devastating impact and one of the things that we have seen if you look at using the standard seasonally adjusted annualised basis, the South Africa's GDP for the second quarter of 2020 was about 51% lower than the previous year. In the past year we saw the second largest grain harvest ever recorded in South Africa driven by a particularly strong growth in maize, sunflower seeds and soya.

So, despite the negative impact that it had on the agricultural sector, we did see some particular growth.

One of the other impacts that we have seen is specifically in relation to the international logistics. Certainly, there were some disruptions, particularly air traffic. There were certain bottlenecks at the ports resulting in ships passing Cape Town harbour and a shortage of containers.

We have also seen that there was also and still is, a global realignment, this is lastly to do with the nationalisation as we have seen particularly in respect of the competition in the vaccines and the farm inefficiencies abroad. It also challenges the import of key inputs, particularly technology inputs and there were also changing of consumer preferences and there were also differences in the applications of the regulations, the changing lockdown regulations, that have certainly also slowed down the economy.

Hon Speaker, the disruptions of farming and agri-processing businesses, cost of compliance to regulations, induced inefficiencies particularly as that added additional costs to the agricultural sector, various protocols that suddenly had to be complied with, that was new additional input costs, obviously necessary to maintain the safety but it certainly had a knock-on effect on the total business operations in agriculture.

There were also challenges in domestic trade, closure of retail outlets and restaurants, there were disruptions of domestic value chains, regulations also ignoring the importance of informal trade, social unrest and also the decline in the shifting purchasing powers. There were also very unfavourable legislative environments, particularly the ban on the sale of certain products, particularly wool, wine, cotton and flour, particularly during the harvest season. We have seen that many of the flower farmers were unable to transport their products particularly at the end of the harvesting season, so that had a devastating impact but also on the wool industry.

But despite these particular challenges, we have seen massive growth in the agricultural sector, and we are especially happy that we are now busy with the economic recovery process. As we know Speaker, the pandemic is not yet over and the recovery from it will continue over a long time, but we also know that agriculture being dependent on consumption demand will be impacted by the loss of household income as a result of the losses of jobs over time, but we are now working in the Western Cape Department of Agriculture on the Economic Agriculture Recovery Plan, a post COVID-19 agriculture plan to make sure that we certainly will be able to deal with this, not only COVID-19, but the whole repurposing of the economy and also the negative impact on climate change here in the Western Cape.

As you know the devastating impact of the drought over the last seven years had a devastating impact, so it is climate change together with the impact of Covid.

But one of the things that we have seen is that agriculture, despite COVID-19 is very resilient and certainly we will continue to support the agricultural sector.

We will continue to support market access because it is still important that we maintain our position also here in the Western Cape as the biggest contributor to revenue generation from agriculture but also the biggest production in agriculture, also the biggest contributor to commercial agriculture here in the Western Cape. When we met with Statistics South Africa, they gave us the latest figures from 2017. We have seen that the Commercial Agriculture Survey has generated R64,4 billion in revenue in the economy here in the Western Cape and with the massive growth we are now seeing specifically in terms of the citrus industry in South Africa, we need to facilitate more direct transportation through our Cape Town port.

We have massive inefficiencies. I have met again this week with the Citrus Growers Association, the Minister of Finance and Economic Opportunities has also met with the Ports Authority on a regular basis. I have now been requested to arrange through the Chairperson of the Department of the Standing Committee of Economic Development, hon member Deidre Baartman, to also create an opportunity for the Citrus Growers Association to also put their concerns before the Standing Committee and I have spoken to her earlier this morning and she has agreed that that meeting will take place very soon. I am very thankful for hon member Baartman for facilitating and meeting to this effect and I am also thankful for the work that the Minister of Finance and Economic Development has already done in this particular regard.

But for me, the matter is now urgent because we certainly cannot now continue to allow our citrus and generally our fruit to be exported through Durban harbour. We need to fix the situation here and I have also enquired about the harbour potential in Saldanha and certainly I have received an answer that is definitely a no-no in terms of that. This is important for us because what we are seeing globally, hon Speaker, is that the United Kingdom imports about 14% of all South Africa's fruit; 44% of all the fruit that we export around the world goes to the European Union and we also export citrus to Russia, China and to large parts of the Middle East. So, for us this is very, very important and the Western Cape is responsible for 50% of all South Africa's agricultural exports.

We want to maintain that and that is why we are working very closely with the various stakeholders to maintain that. And I have set additional targets to increase our agricultural exports from the Western Cape, over the next five years, by 5% and Speaker, that will translate into 19 000 new jobs.

So, we are determined, we are committed, and we are very pleased that the agricultural sector, our farmers, our agri-workers, our producers have done their bit during COVID-19 but what we all also see and know is that COVID-19 has also led to permanent changes in terms of people's consumer demands. There is a great demand for citrus, maybe it has also to do with the contributory medication for fighting COVID-19 and so we are very pleased.

We have also seen record harvesting particularly in the grain industry here in the Western Cape and we are particularly proud. This is the second biggest harvest in the grain industry in the last sixty years, that we have seen. So, despite COVID-19 we have seen massive pockets of growth and exportation and that has lastly to do with the resilience of the agricultural sector. This does not mean that there are no problems. We still have large parts here of the Western Cape affected by the drought, particularly in the Matzikama area and the whole area of the Central Karoo as well as the Klein Karoo and we certainly are working in this particular regard.

So, the Post Agriculture Recovery Plan will come to the Standing Committee, hon member Van der Westhuizen as the Chair, and we will certainly have a discussion with the Standing Committee about this particular matter. Thank you, hon Speaker.

Mr A P VAN DER WESTHUIZEN: Thank you, hon Speaker. Hon Speaker, through you to the Minister, Minister thank you very much and I am grateful that you have highlighted, and you were able to inform us that agriculture in the Western Cape has seen a very good year.

I believe that we have also become the second biggest citrus exporter in the world, and I think that is no small feat. My question is, hon Speaker, what is the effect of the ongoing talks, I almost want to say the word threats of changing Section 25 of the Constitution, the so-called expropriation without compensation drive that we see in our country? Has that had a marked effect on investment in the agricultural sector or not? What do you learn from being amongst the farmers? Thank you very much.

The MINISTER OF AGRICULTURE: Thank you very much, hon Speaker and thank you to hon member Van der Westhuizen for that particular question. One of the things that we know is that to grow a business you need further investment to grow your business but to get further investments it is dependent on (a) consumer confidence, business confidence and investor confidence. Now there is one thing that affects both business confidence, consumer confidence and investment confidence, it is policy uncertainty.

We know for a fact and the impact is clear, what the impact of expropriation without compensation is; that is one of the biggest sources of policy uncertainty that is currently and will in future have a major negative impact on the growth of the agricultural sector. For example, we looked at the gross capital formation and we have certainly seen that there was, over the last couple of years, and particularly the last two years, a slight decline in the investments.

We have not seen major new investments despite some form of investments in pack houses and pack stores and everybody, members of this Legislature, whenever you travel outside the city of Cape Town in the rural areas, one thing that you will see, the major investment that we did notice and it is visible when you travel, is infrastructure in terms of netting.

That has also to do with climate change, the weather conditions, the climatic impact on certain commodities and so for us we have seen not major significant investments into agriculture because of the policy uncertainty that we have seen.

We have monitored it; we have done an economic profile for 2020 and in that presentation, I specifically asked my staff if there was any major significant further investment and what the quantum of that investment was. It became very clear that there was a slight decline in the investment, and this has largely to do with the policy uncertainty in terms of expropriation.

But hon Speaker, we know what has happened with expropriation without compensation elsewhere in the world. We have a case study of Venezuela. In 1999 Venezuela amended their Constitution in respect of expropriation without compensation. That was a Constitutional amendment. In the year 2011 they passed then a specific law to give effect to that Constitutional amendment. This is then what happened in Venezuela: people, the ordinary people did not benefit from that land allocation, but politicians were the beneficiaries of that expropriation within Venezuela.

When the politicians were beneficiaries of expropriation without compensation, we saw a massive decline in food production to the extent that Venezuela had to import food. They implemented food queues, there were food riots and they also had to use trucks to transport the food and when the food was transported, the trucks were hijacked, when the trucks were hijacked, because a hungry man is a violent man, we have then seen that the army was brought into Venezuela to assist with the food transportation and logistical network. That led to no property fence systems on the border, so foreigners and illegal drug traders came into Venezuela, the economy collapsed and one year later, the inflation rate was 1 million per cent.

That is when you have expropriation without compensation through the lens of the national democratic revolution. The same system was followed in Zimbabwe and so if you ask me, what is the risk: the banking sector will totally collapse because all of us and this is not only land it is expropriation of property.

We also note, Speaker, that this is a very serious matter because the international bilateral agreements to which South Africa is a signatory to, also have founding principles contained in those agreements, and one of those are respecting international property rights. So, what we are seeing expropriation without compensation will do, is violating those international and bilateral agreements. That will have a major negative impact on our ODA, the Overseas Development Assistance, and certainly, we can expect major big trouble.

The state of our economy, the state of our fiscal framework requires foreign direct investment and with this issue of expropriation without compensation, it has been a major risk flagged by the European Union. It is a governance risk, it is an economic risk identified by major international role players here, doing business in South Africa. So, I think there are better options for land reform.

We in the Western Cape, have done some land reform and very successful land reform has taken place here in the Western Cape. A study was done in the year 2014 amongst approximately 246 farms and we used 39 criteria to determine these land reform farms. In 2014, approximately 246 land reform farms were evaluated through the lens of 39 criteria and that independent study has shown that we had a 62% success rate of land reform.

A similar study was then done later in 2018, in other words four years later, on a number of additional farms, in this case 243 farms. That second study confirmed that land reform in the Western Cape, through an independent study using the same 39 criteria, then produced a 72% success rate of land reform.

I think there is the lesson. This Government believes in data-led governance and evidence-based practice. We have the data; we have the evidence that land reform in the Western Cape is a moral that works and produces results. Are we perfect? Absolutely not. Can we improve? We must improve and will continuously improve.

Certainly, expropriation is also a risk for the banking sector in South Africa because people have mortgages and bonds, and if people expropriate your property obviously you will not be able to pay back those loans on the books and the banking sector will collapse completely. Once your banking sector collapses completely, it is all over, game over, a constitutional crisis, a country collapses and that is what we need to protect, since we are a constitutional democracy.

We will soon have public hearings here in the Western Cape. We all took an oath, as members of this Legislature, that we will respect the laws of this country and I hope that we will respect the laws of this country to maintain constitutional democracy. If we continue with expropriation without compensation, Zimbabwe and Venezuela are not good examples. There are successful examples of land reform and we are happy to share those lessons.

Land reform must happen in South Africa. We have seen that the National Government has failed in the last 25 years and now uses land reform and expropriation without compensation, as a cheap political tool because there now is an election and that is the real danger. When a dictatorship sees the end of their term of office in government, they normally grab land and use what is called distributive policies to [Inaudible.] but I am afraid in South Africa it will fail. Thank you, hon Speaker.

Mr P J MARAIS: Thank you, Minister, for a very wide response to the questions on your portfolio. It is much appreciated but I want to take you onto another issue. How sure are you that in order to offset ever escalation costs to farmers, they will change from being labour-intensive to capital-intensive? I have heard you say that they had a turnover of R64 billion. Well, that could be turnover, that is not profit. People confuse sales with profits. There are input costs that must still be taken care of and then especially, labour and buying of machinery and that.

However, this farming over the past couple of years and the 50% - you mentioned a figure of 50% of South Africa's food production is in the Western Cape - did that result in improved living standards for the farm workers? Did it result in more farm workers being employed? Or is farm labour at the moment, mostly given to foreigners, especially Zimbabweans? Does that not negatively affect the image of farming in South Africa? So, I want to put it to you, Minister: are you aware of the greater capitalisation of farmers which says it is easier and cheaper to make use of tractors, than to employ labour which is more costly and what are we going to do about it? Thank you.

The MINISTER OF AGRICULTURE: Thank you, hon Marais. Thank you for that question. Yes, there are always trade-offs between mechanisation and manual labour, and I think we have seen during COVID-19 an increase in the employment of agri-workers here in the Western Cape as a result of that. You asked me was there a direct benefit? The answer is: yes. Was there a better revenue generation? Yes. We have seen, for example, that if you look here in the Western Cape, the total number of people that are employed in these sectors of the economy, the agri-workers constitute about 17% of all the people that are employed in the Western Cape agricultural sector. If you look at that from a perspective of South Africa, it is about 27% of all the farm workers.

You have also referred to the whole issue of 50%: well, it is not 50% of the production, but of all South Africa's agricultural exports. In South Africa, we have done a study through the University of Stellenbosch, the Bureau for Economic Research (BER). They have done a study and looked at what happened between the year 2008 and the year 2018. In other words, over a 10-year period. Over that 10-year period we have seen that the Western Cape contributed 50% of all South Africa's agricultural exports.

You have asked me: did the workers benefit? Certainly, through their salaries, through their further employment. Obviously, one would love to see more of that, but I am very appreciative of the work that many farmers are doing in terms of improving the living conditions; improving some of the challenges relating to Eskom; making available also, some solar panels; panels for the whole issue of geysers. So, I have seen that in that particular case.

We have also done a survey, hon member Marais, and maybe to have more factual evidence-based information, we are very happy if you come to the Standing Committee of Agriculture to share the survey that we have conducted with agri-workers, so that I do not give a general answer as I do now, but I give a specific answer also in specific geographic areas. Certainly, I am happy to do that.

So yes, in terms of the employment situation I will always encourage farmers to employ people who are legitimate, legal, have papers from Home Affairs and the Department of Labour, and that comply with all the regulatory framework. Obviously, if you believe in the rule of law, you have to employ people who are legitimately in your country, who are legally in your country and I do not encourage any farmer or any businesspeople to employ people who are illegally in the country.

We also have to accept that agri-workers from Zimbabwe are great workers. I know of workers from Zimbabwe who rented a farm. They wanted to plant some commodities there and were told by the farmer 'no, it will not work'. Well, those guys from Zimbabwe who are here legally, surprised the farmer with crops that he has never seen on his own farm. So, they also bring a wealth of experience. Zimbabweans are great farmers.

I think this issue of using local farmers and legal farmers, is always something that the colleagues deal with, but anybody that is illegally in the country, certainly must be dealt with.

If there are any such cases, we normally refer it to the Department of Home Affairs and the Department of Labour because that is a labour relations matter that we need to respond to.

But the issue, a fundamental correction of the hon member Marais, where you say if there is growth in the agricultural sector, if there is revenue generation in the agricultural sector, do the workers primarily benefit from that growth? Let us bring the survey that we have done to the Standing Committee and unpack that answer in greater detail, if that is fine with hon member Marran. Thank you, hon Speaker.

[Question time expired.]

[Replies to questions 3 to 12 to be printed in Hansard]

Questions and replies as received from departments

ORAL QUESTIONS

For written reply:

Taxi industry: subsidisation

3. Mr L L Mvimbi asked the Acting Minister of Transport and Public Works:

Whether his Department has any plans to consider the full subsidisation of the taxi industry in addition to the Red Dot and Blue Dot services; if not, why not; if so, what are the relevant details?

The ACTING MINISTER OF TRANSPORT AND PUBLIC WORKS:

3. At the outset, I must make it clear that the financial support being given to both the Red Dot Taxi service and the Blue Dot pilot is not a subsidy and is aimed at achieving very specific outcomes.

In the Western Cape, subsidies are, however, allocated to rail and bus services from different sources. These include:

- *The Public Transport Operation Grant (PTOG)* used to subsidise bus services.
- *The Public Transport Network Grant (PTNG)* used to subsidise the operational and capital costs of Integrated Public Transport Networks (IPTNs).
- *Budget Facility for Infrastructure (BFI)* to cover the costs of public transport infrastructure in the City.
- *Provincial grants* to support the George Integrated Public Transport Network (GIPTN).
- *National rail subsidies* to the Passenger Rail Agency of South Africa (PRASA).

My Department does not have the funding needed to extend similar subsidies to the minibus taxi industry. However, my Department is taking action to work with and provide support to the minibus taxi industry by implementing new initiatives which aim to address the challenges experienced by minibus taxi passengers and the industry itself. This includes the ongoing management of the Red Dot Taxi service, which is an important part of the Western Cape Government's response to the ongoing COVID-19 pandemic, and the implementation of the innovative and ground-breaking Blue Dot Taxi pilot project, which went live on 15 May 2021. The pilot includes the participation of Umanyano Travel Services Pty Ltd (UTS), a company established by the members of SANTACO's Western Cape division, 8 newly established regional companies owned by the members of the Province's regional taxi councils, more than 600 operators and up to 1,300 vehicles.

The pilot is an incentive programme designed to shift the economics of the industry to improve driver behaviour and service quality, while encouraging reduced instances of illegal operations and violent conflict. The pilot also supports the formalisation and empowerment of the industry. Participants in the pilot who have met the eligibility criteria needed to achieve what is known as 'Green Status' are able to earn an incentive payment for good performance. The project directly addresses some of the financial and economic challenges that the industry experiences, in a similar way to a subsidy. The Department hopes to expand the pilot across the Western Cape in the future, incorporating the lessons learnt through the pilot and subject to the availability of funding. We have shared the Blue Dot Taxi approach with the National Department of Transport and are hopeful that it may provide a new model for improving public transport in South Africa.

CPFs and the Expanded Partnership Programme

4. Mr M Kama asked the Minister Community Safety:

- (1) Whether his Department has a programme to improve the participation of community policing forums (CPFs) in the Expanded Partnership Programme; if so, what are the relevant details;
- (2) how many CPFs are participating in the programme in the current financial year?

The MINISTER OF COMMUNITY SAFETY:

4. (1) No. The Department will no longer be funding CPFs through the Expanded Partnership Programme (EPP) and will support CPFs in line with the objectives of the Western Cape Safety Plan.

During the current financial year, the Department will provide funding to CPFs that have held valid Annual General Meetings and support CPFs through our Area-Based Team (ABT) approach which will focus initially on the areas with the highest rate of murder in the Province.

- (2) None. The Department is no longer rendering the EPP programme as per the aforementioned reasons. To date, 142 CPFs have completed AGMs and qualify for funding upon receiving a certificate validating the AGM.

The Department aims, in terms of the ABT approach, to improve overall collaboration with and capacitation of safety partners to achieve the imperatives of the Western Cape Provincial Safety Plan. One of the Department's key partners are the CPFs.

The Department engaged with all CPF clusters on the ABT approach. It will be establishing ABTs in the following areas over the next few months, namely, Khayelitsha, Nyanga, Hanover Park, Bishop Lavis, Delft, Mitchells Plain, Mfuleni, Gugulethu, Harare, Atlantis, Kraaifontein, Theewaterskloof, Swartland, George, Beaufort West and Witzenberg.

Data led and evidence informed interventions will be implemented in the identified priority areas. These interventions will be implemented in collaboration with the Department's safety partners, including CPFs.

Western Cape Vaccine Procurement Team

5. Ms N D Nkondlo asked the Minister of Health:

Whether the Western Cape Vaccine Procurement Team has been allocated any budget to conduct its business; if not, why not; if so, (a) what are the relevant details and (b) what is the expenditure for the vaccine rollout for the latest date for which information is available?

The MINISTER OF HEALTH:

5. (a) The Department of Health has been allocated R150 million for vaccine implementation and procurement during the 2021/22 financial year.
- (b) To date, the Province has not, through the national procurement process, purchased any candidate vaccines in advance. The Western Cape Cabinet adopted the Contingency Vaccines Acquisition strategy. Under the strategy, the Department of Health, supported by the Provincial Treasury and the Department of the Premier, must coordinate contingency arrangements and ensure that whatever vaccine is acquired, meets all the necessary requirements.

The procurement team has received several unsolicited proposals from companies and/or manufacturers offering various types/brands of vaccines, which necessitated a structured approach in dealing with these unsolicited proposals. To this end a standard response letter including a questionnaire as well as a process flow in dealing with unsolicited proposals was developed and sent to all companies.

Key questions included in the questionnaire relate to supplier and vaccine detail, compliance with governance, legislative and clinical requirements required for the proposal to be considered for further evaluation.

The Western Cape fully supports the national vaccine acquisition efforts and in line with the constitutional principles of cooperative governance. A single acquisition vehicle carries inherent risk in this complex global system. This is especially the case in phases 2 and 3 of our vaccine rollout where large numbers of vaccines would be required.

We will continue to work with the national Department of Health, and we will, of course, coordinate our efforts with theirs. But we will at the same time ensure we can mitigate the risk and ensure additional pathways to source vaccines. Doing this not only reduces the risk associated with only one supply, but would also support the national effort, as any additional vaccines sourced for the Western Cape would be in support of the national cause overall.

As a province, vaccine distribution will take place each month to ensure coverage of 5 076 130 people. By May, we anticipate the receipt of 260 000 of the single dose J&J vaccine and 135 600 of the two dose Pfizer to provide a total of 395 600 vaccines.

As we move forward, the supply pipeline for the Western Cape is based on four key import dates. Our first import date on 2 May will ensure that there are 33 900 doses of Pfizer distributed to the Western Cape from 15 May to commence phase 1b and phase 2 vaccination on 17 May. The stock will be used for the balance of the healthcare workers and will also be used through a mobile or outreach service to old age homes.

The second import date of 9 May will see that there are 33 900 doses of Pfizer to be distributed to the WC from 21 May.

The third import date of 16 May will see the arrival of 33 900 doses of Pfizer and 260 000 doses of the released J&J vaccines to be distributed from 28 May.

Finally, by 25 May we will see the arrival of a fourth tranche of 33 900 doses of Pfizer doses that will be distributed from 5 June. This will mark the completion of import dates of vaccines in May.

GBV victims: psychosocial support

6. Mr R D Mackenzie asked the Minister of Social Development:

With regard to the psychosocial support offered to GBV victims:

(a) What support services are offered to the survivors of GBV in the province by her Department and (b) how long do these service stay in place?

The MINISTER OF SOCIAL DEVELOPMENT:

6. (a) Psycho-social support is informed by a developmental approach that is holistic and aims to support the victim from admission/ engagement through to recovery. Services are rendered at the four intervention levels stipulated in the national Integrated Service Delivery Model for Social Work Services, namely prevention; early intervention; statutory/ residential care; reunification/ aftercare, with a specific set of developmental objectives for the client. The Victim Empowerment Programme in the Department of Social Development funds shelters and community based organisations in the province to render these services, and the department's own social workers also provide first response, assessment, and referral services from the department's own local offices.

Psychosocial support is rendered through the following:

- Assessment: therapeutic intervention services for care, support, protection and development of victims of GBV which can be conducted to the individual/ couple/ family/ group).
 - Aftercare and reintegration/ or follow-up services by social workers.
 - Referral of cases to appropriate services or stakeholders.
 - Group work services in shelter.
 - Educational workshops/ groups in communities for specified participants.
 - Community outreach.
 - Initial containment; information and referral at spaces such as Thuthuzela Care Centres; and at courts.
 - Skills development for shelter residents.
- b) The length of time services are rendered are dependent on the individual needs of the client, as determined during the assessment process and the monitoring of progress with the interventions provided for him or her.

GBV survivors – learners and teachers: psychosocial support

7. Mr R D Mackenzie asked the Minister of Education:

With regard to the psychosocial support offered to learners who have been victims of rape:

- (1) What support services are offered to the survivors of GBV (learners and teachers) in the province;
- (2) whether these services remain available after the initial incident; if not, why not; if so, (a) what are the relevant details and (b) or how long do these services remain available?

The MINISTER OF EDUCATION:

7. (1) Learners:

Responding to cases of rape and sexual abuse requires a multidisciplinary approach. The following are amongst the role-players to be co-ordinated by the WCED psychosocial support staff in each case:

- SAPS to ensure that a criminal case is opened;
- The Department of Health to ensure that a J88 form (clinical evaluation of the victim) is completed;
- In cases where the abuse takes place at home, the Department of Social Development to assess if removal and alternative placement is needed to ensure the best interests of the child are upheld;
- The Department of Justice to track any resulting court case and add to bail conditions if needed; and
- Specialist counselling (e.g. Childline) to ensure therapeutic support services are rendered to the victim, including in preparation for court appearances.

In addition, the support staff provide:

- Emotional support and guidance for the parent(s) of the learner;
- Referrals for additional support or long-term counselling; and
- Guidance to the learner's teacher to contextualise any changes in the victim's behaviour in the classroom.

Teachers:

The Employee Health and Wellness Programme (EHWP) provides psychosocial support to teachers who are victims of rape/GBV, and to members of the victim's family.

- (2) The above-mentioned services are available after the incident has been disclosed and the relevant support from amongst the multidisciplinary role-players will be rendered as and when needed.

Local Government employees: salary increases

8. Mr D America asked the Minister of Local Government, Environmental Affairs and Development Planning:

Whether the Department of Cooperative Governance and Traditional Affairs has given any recommendation, guidance, advice or suggestions to the South African Local Government Association (SALGA), or the relevant bargaining council, regarding current negotiations on salary increases for local government employees; if not, why not; if so, what are the relevant details?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

8. Upon receipt of the question, it was directed to the Department of Cooperative Governance and Traditional Affairs. According to the Department, it has not given any recommendation, guidance, advice or suggestions to the South African Local Government Association (SALGA) nor the relevant bargaining council regarding current negotiations on salary increases for local government employees. Reasons therefore had not been provided.

Single transport authority: plans

9. Mr M Xego asked the Acting Minister of Transport and Public Works:

What progress has been made with his Department's plan to implement a single transport authority?

The ACTING MINISTER OF TRANSPORT AND PUBLIC WORKS:

9. My Department is working actively toward the establishment of the Western Cape Transport Authority. Internal discussions are underway, based upon a business case that has been drafted. Once all necessary discussions have been concluded, a submission will be presented to the Provincial Cabinet for consideration.

Once the business case has been approved by Cabinet, we will submit the business case together with the enabling legislation to National Government for their consideration and approval. Once this approval is secured, we will proceed to promulgate the legislation through the provincial legislature and then establish the Authority.

As per the above, the timing for the establishment of the authority is dependent on securing National Government approval. My Department is aiming to submit the business case and enabling legislation to National Government for consideration in the first half of this financial year and, if National Government approval is forthcoming, we may be able to move forward with promulgation of the enabling legislation toward the end of the financial year.

Housing budget: systems for purpose

10. Ms N Makamba-Botya asked the Minister of Human Settlements:

What systems does his Department have in place to ensure that this year's housing budget is fully utilised for its purpose and not reduced as was the case in the previous financial year?

The MINISTER OF HUMAN SETTLEMENTS:

10. My department has always managed to spend its allocation as indicated in the audit and annual report. At the beginning of each financial year the department reassesses the project plans submitted by municipalities to confirm project implementation readiness.

This includes but not limited to the confirmation of procurement timelines and based on the assessment, the department would adjust such plans accordingly to mitigate the risk of under expenditure. This is done in consultation with municipalities.

In addition, monthly meetings are held with municipalities to review financial and non-financial performance in order to mitigate risks related to poor performance and/or under expenditure timeously.

My department's allocation was not reduced due to non-spending but was reduced equitably amongst all Provinces to absorb the national cut due to COVID 19 priorities. That cut, a total of R202M, placed my department in a very difficult position to contain expenditure on projects in implementation and some projects had to be postponed due to funding constraints.

The National Department of Human Settlements allocated an additional R150M to my department. These funds were shifted from non-performing provinces. The full Human Settlements Development Grant allocation of R1.855M was spent by 31 March 2021.

Job opportunities: creation of

- 11. Ms N Makamba-Botya asked the Minister of Finance and Economic Opportunities:**

During the 2021 State of the Province Address, Premier Winde outlined that this province has lost 270 000 jobs in 2020:

Since then, how many job opportunities have been created in the province to date?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES:

11. Stats SA is responsible for employment and unemployment statistics and have not released updated statistics since the 2021 State of the Province Address. The Quarterly Labour Force Survey (QLFS) for quarter one of 2021 is scheduled to be released on 1 June 2021.

*Mitchells Plain High School: fencing***12. Mr G Brinkhuis asked the Minister of Education:**

- (1) When will proper and effective fencing be erected around the Mitchells Plain High School in Portland;
- (2) whether there are plans to install an alarm system at the school; if not, why not; if so, what are the relevant details?

The MINISTER OF EDUCATION:

12. (1) The school has an existing fence. The school is currently not on the fencing list for prioritisation.
- (2) An alarm system was installed in 2019. The district has not received any reports of problems with it from the school.

Questions and replies as received from departments

QUESTIONS

For written reply

Gugulethu: gang murders

1. Mr R I Allen asked the Minister of Community Safety:

With regard to gang murders reported at the Gugulethu Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what were the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

1. The South African Police Service informed me as follows:

- (a) 162 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 16
- (c) 2 persons have been charged on 4 counts.
- (d) 0
- (e) (i) (aa) 0
(i) (bb) 0
(ii) (aa) 0
(ii) (bb) 2
- (f) (i) 0
(ii) 0
- (g) Not applicable. The cases have not been finalised.
- (h) 0
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan).
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison.

*Harare: gang murders***2. Mr R I Allen asked the Minister of Community Safety:**

With regard to gang murders reported at the Harare Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what were the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

2. The South African Police Service informed me as follows:

- (a) 209 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 15
- (c) 0
- (d) Not applicable
- (e)
 - (i) (aa) Not applicable
 - (i) (bb) Not applicable
 - (ii) (aa) Not applicable
 - (ii) (bb) Not applicable
- (f)
 - (i) Not applicable
 - (ii) Not applicable
- (g) Not applicable
- (h) Not applicable
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan).
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison.

*Langa: gang murders***3. Mr R I Allen asked the Minister of Community Safety:**

With regard to gang murders reported at the Langa Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what was the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

3. The South African Police Service informed me as follows:

- (a) 53 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 0
- (c) Not applicable
- (d) Not applicable
- (e)
 - (i) (aa) Not applicable
 - (i) (bb) Not applicable
 - (ii) (aa) Not applicable
 - (ii) (bb) Not applicable
- (f)
 - (i) Not applicable
 - (ii) Not applicable
- (g) Not applicable
- (h) Not applicable
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan).
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison.

*Gang violence: counselling services to communities***4. Mr F C Christians asked the Minister of Social Development:**

Whether counselling services are offered to communities, especially to children, affected by gang violence and shooting on the Cape Flats; if not, what can be done to make counselling available; if so, what are the relevant details?

The MINISTER OF SOCIAL DEVELOPMENT:

4. Many of the challenges of children are similar to those that adults manage in their day-to-day lives. Common challenges include; anxiety, stress, depression and bereavement. The aim of both counselling and psycho-social support is to break down issues and problems into manageable parts, so that children can better understand and cope with them.

The provincial DSD with the support of its NPO partners and its volunteers utilises various awareness programmes that are integrated with counselling and psycho-social interventions, to help all those children being impacted by COVID-19.

Social workers from DSD render trauma counselling and psycho-social support to children, women, boys and men alike across the entire province. In this regard, DSD offers a range of programmes and services to assist in alleviating the amount of trauma being experienced across the Province.

These services and programs among others include:

- safety and risk assessment services;
- therapeutic and psycho-social services,
- temporary safe care programmes;
- adolescent development;
- programmes for children with behavioural, psychological and emotional challenges;
- transitional care and support programmes for children about to exit alternative care.

Anybody needing more information or assistance regarding our counselling and psycho-social support services can contact us on the DSD hotline on 0800 220 250.

*Teacher workforce: increase of***5. Mr F C Christians asked the Minister of Education:**

Whether her Department has taken any steps to increase the teacher workforce; if so, (a) what are the relevant details and (b) what are the proposed timelines?

The MINISTER OF EDUCATION:

5. (a) On the assumption that the member is referring to increasing the number of teaching posts in the WCED:

Chapter A, Section A2.2 of the Personnel Administration Measures stipulates that:

A.2.2 Creation of educator posts by a MEC responsible for education in a province (Government Gazette No 19627, dated 18 December 1998, as amended by Government Gazette No 24077, dated 15 November 2002) (Regulations regarding the terms and conditions of employment of educators (Schedule))

A.2.2.1 The MEC responsible for education in a province must determine the educator post establishment of the provincial department of education in terms of section 5(1)(b) of the EEA, in accordance with any applicable policy made in terms of NEPA;

A.2.2.2 In determining the post establishment of a provincial department of education, the MEC must –

A.2.2.2.1 Consult with the trade unions in that province which are members of the ELRC and governing body organisations which are active in that province.

A.2.2.2.2 Take into account –

- (a) The budget of the provincial department of education.*
- (b) The effect that the post establishment will have on the employment security of educators.*
- (c) The need for redress in the implementation and promotion of curriculum policy in keeping with the basic values and principles set out in section 195 of the Constitution of the Republic of South Africa.*
- (d) The fact that the division between expenditure on personnel and non-personnel costs in the budget should be educationally and financially justifiable and in accordance with national policy that may exist in this regard.*
- (e) The fact that the division between expenditure on educator and non-educator personnel costs in the budget should be educationally, administratively and financially justifiable and in accordance with national policy that may exist in this regard.*

The following table provides a summary of the educator posts declared by the Western Cape education ministers since 2011:

Year	Number of posts declared	Growth in basket of Posts	Cumulative Growth in basket of Posts	Learner numbers		Basket should have grown	Projected basket shortfall
2011				929 129			
2012	31 091	102	-265	939 398	10 269	285	183
2013	31 091	0	-267	937 368	-2 030	0	0
2014	31 131	40	-225	955 251	17 883	497	457
2015	32 033	676	677	983 313	28 062	780	104
2016	32 039	6	683	997 097	13 784	383	377
2017	32 320	281	964	1 016 816	19 719	548	267
2018	32 894	574	+1 538	1 042 757	25 941	721	147
2019	33 095	201	+1 739	1 061 079	18 322	509	-33
Adjusted 2019	33 436	341	+2 080	1 061 079	0		
2020	33 865	429	+2 509	1 077 989	16 910	470	41
2021	33 865	0	+2 509	1 096 149	18 160	504	504
Total		2 650			167 020	4 696	2 046

Based on the afore-mentioned table, the WCED has not been in a position to increase the Basket of Posts sufficiently to cope with the increase in learner growth in the Province for the past 10 years. The cumulative increase in the Basket of Posts from 2012 was 2 509 educator posts, whilst the actual need (learner growth/36 learners per class) is 4 696 educator posts. This is a projected shortfall of 2 046 educator posts.

- b) The process for consultations for the 2022 school year begins on 12 July 2021. It is expected to conclude on 4 August 2021.

Equitable Share Grant: municipality allocations

6. Mr B N Herron asked the Minister of Local Government, Environmental Affairs and Development Planning:

With regard to the Equitable Share Grant received from the National Treasury:

(a) What amount has been allocated to each municipality in the province, including the City of Cape Town, (b) how much does each municipality allocate to free basic services, (c) how many households receive free basic services per municipality and (d) what is the composition of each municipality's free basic services and indigent relief?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

6. (a) Amount allocated to each municipality in the province, including the City of Cape Town.

Code	Municipality	Category	Final Equitable Share Formula Allocation (excluding RSC levies replacement and special support for councillor remuneration and ward committees)
WESTERN CAPE			
CPT	City of Cape Town	A	3,215,174,000
WC011	Matzikama	B	59,330,000
WC012	Cederberg	B	52,422,000
WC013	Bergervier	B	48,072,000
WC014	Saldanha Bay	B	95,847,000
WC015	Swartland	B	108,796,000
DC1	West Coast District Municipality	C	21,002,000
WC022	Witzenberg	B	106,666,000
WC023	Drakenstein	B	171,259,000
WC024	Stellenbosch	B	157,136,000
WC025	Breede Valley	B	131,552,000
WC026	Langeberg	B	82,477,000
DC2	Cape Winelands District Municipality	C	2,662,000
WC031	Theewaterskloof	B	106,976,000
WC032	Overstrand	B	118,313,000
WC033	Cape Agulhas	B	30,668,000
WC034	Swellendam	B	32,849,000
DC3	Overberg District Municipality	C	23,056,000
WC041	Kannaland	B	28,874,000
WC042	Hessequa	B	44,807,000
WC043	Mossel Bay	B	99,380,000
WC044	George	B	170,498,000
WC045	Oudtshoorn	B	75,371,000
WC047	Bitou	B	109,035,000
WC048	Knysna	B	93,876,000
DC4	Garden Route District Municipality	C	20,652,000
WC051	Laingsburg	B	16,782,000
WC052	Prince Albert	B	22,375,000
WC053	Beaufort West	B	66,533,000
DC5	Central Karoo District Municipality	C	15,798,000

Source: Provincial Treasury

(b) Amount each municipality allocates to free basic service:

Code	Municipality	Category	Electricity	Water	Sanitation	Refuse
WESTERN CAPE						
CPT	City of Cape Town	A	697,555,366	1,088,191,482	777,588,588	651,838,790
WC011	Matzikama	B	12,432,525	19,394,831	13,858,957	11,617,719
WC012	Cederberg	B	9,875,143	15,405,296	11,008,156	9,227,943
WC013	Bergrivier	B	10,429,523	16,270,133	11,626,143	9,745,990
WC014	Saldanha Bay	B	20,577,048	32,100,345	22,937,932	19,228,463
WC015	Swartland	B	23,604,070	36,822,522	26,312,256	22,057,100
DC1	West Coast District Municipality	C	-	-	-	-
WC022	Witzenberg	B	23,141,916	36,101,558	25,797,077	21,625,234
WC023	Drakenstein	B	37,155,961	57,963,571	41,419,008	34,720,823
WC024	Stellenbosch	B	34,091,717	53,183,328	38,003,191	31,857,405
WC025	Breede Valley	B	28,541,142	44,524,391	31,815,778	26,670,605
WC026	Langeberg	B	17,275,551	26,949,986	19,257,642	16,143,341
DC2	Cape Winelands District Municipality	C	-	-	-	-
WC031	Theewaterskloof	B	21,324,559	33,266,468	23,771,208	19,926,984
WC032	Overstrand	B	23,222,436	36,227,170	25,886,836	21,700,478
WC033	Cape Agulhas	B	6,060,368	9,454,218	6,755,697	5,663,182
WC034	Swellendam	B	6,561,599	10,236,142	7,314,436	6,131,563
DC3	Overberg District Municipality	C	-	-	-	-
WC041	Kannaland	B	4,152,521	6,477,964	4,628,956	3,880,372
WC042	Hessequa	B	9,200,386	14,352,669	10,255,981	8,597,408
WC043	Mossel Bay	B	19,794,968	30,880,295	22,066,121	18,497,640
WC044	George	B	36,990,700	57,705,763	41,234,786	34,566,393
WC045	Oudtshoorn	B	13,676,820	21,335,939	15,246,014	12,780,465
WC047	Bitou	B	18,092,512	28,224,452	20,168,336	16,906,760
WC048	Knysna	B	17,367,748	27,093,814	19,360,416	16,229,495
DC4	Garden Route District Municipality	C	-	-	-	-
WC051	Laingsburg	B	1,802,419	2,811,787	2,009,218	1,684,292
WC052	Prince Albert	B	2,806,752	4,378,553	3,128,781	2,622,802
WC053	Beaufort West	B	10,730,439	16,739,564	11,961,584	10,027,185
DC5	Central Karoo District Municipality	C	-	-	-	-

Source: Provincial Treasury

(c) Amount of households receiving free basic services per Municipality:

Municipality	Category	Number of Households	Percentage of HHs that are poor	Households with monthly income less than 2 old age pensions
City of Cape Town	A	1,378,642	44%	582,304
Matzikama	B	21,826	50%	10,378
Cederberg	B	16,231	53%	8,244
Bergrivier	B	20,695	44%	8,706
Saldanha Bay	B	39,774	45%	17,177
Swartland	B	45,298	45%	19,704
West Coast District Municipality	C	143,823	-	-
Witzenberg	B	39,564	51%	19,318
Drakenstein	B	77,641	42%	31,017
Stellenbosch	B	57,871	51%	28,459
Breede Valley	B	50,013	50%	23,826
Langeberg	B	29,675	51%	14,421
Cape Winelands District Municipality	C	254,764	-	-
Theewaterskloof	B	34,992	53%	17,801
Overstrand	B	40,294	50%	19,386
Cape Agulhas	B	11,975	44%	5,059
Swellendam	B	12,537	46%	5,477
Overberg District Municipality	C	99,798	-	-
Kannaland	B	6,333	57%	3,466
Hessequa	B	18,256	44%	7,680
Mossel Bay	B	34,301	50%	16,524
George	B	67,901	47%	30,879
Oudtshoorn	B	24,190	49%	11,417
Bitou	B	25,906	61%	15,103
Knysna	B	28,435	53%	14,498
Garden Route District Municipality	C	205,322	-	-
Laingsburg	B	3,050	51%	1,505
Prince Albert	B	4,546	54%	2,343
Beaufort West	B	15,759	59%	8,958
Central Karoo District Municipality	C	23,356	-	-

Source: Provincial Treasury

(d) The composition of each municipality's free basic services and indigent relief:

Municipality	Category	Free Basic Electricity	Free Basic Water	Free Basic Sanitation	Free Basic Refuse
City of Cape Town	A	60 Kwh	10.5 Kl	7.35 Kl free	100%
Matzikama	B	50 units	6 Kl	100%	100%
Cederberg	B	50Kwh	6 Kl	No basic	No basic
Bergvriër	B	50 Kwh	6 Kl	100%	100%
Saldanha Bay	B	50 Kwh	6 Kl	100%	100%
Swarthland	B	50 Kwh	6 Kl	100%	100%
West Coast District Municipality	C				
Witzenberg	B	50 Kwh	6 Kl	100%	100%
Drakenstein	B	100 Kwh	6 Kl	100%	100%
Stellenbosch	B	100 Kwh	6 Kl	100%	100%
Breede Valley	B	50 Kwh	10 Kl	100%	100%
Langeberg	B	50 Kwh	6 Kl	100%	100%
Cape Winelands District	C				
Theewaterskloof	B	70 Kwh	6 Kl	100%	100%
Overstrand	B	50 Kwh	6 Kl	100%	100%
Cape Agulhas	B	50Kwh	6 Kl	100%	100%
Swellendam	B	50Kwh	6 Kl	100%	100%
Overberg District Municipality	C				
Kannaland	B	50 Kwh	6 Kl	100%	100%
Hessequa	B	50 Kwh	6 Kl	100%	100%
Moseel Bay	B	50 Kwh	6 Kl	100%	100%
George	B	70 Kwh	6 Kl	100%	100%
Oudtshoorn	B	50 Kwh	6 Kl	100%	100%
Bitou	B	50 Kwh	6 Kl	100%	100%
Knysna	B	50 Kwh	6 Kl	100%	100%
Garden Route District Municipality	C				
Laingsburg	B	50 Kwh	6Kl	100%	100%
Prince Albert	B	50 Kwh	6Kl	100%	100%
Beaufort West	B	50 Kwh	6Kl	70%	70%
Central Karoo District Municipality	C				

Source: Provincial Treasury

The National Government provides for a minimum level of service of 50kWh, 6kl of water, free sanitation and free weekly collection of refuse. As indicated in the table below, all municipalities provide this minimum level of services or exceeds it.

*City of Cape Town: Auditor-General's report***7. Mr B N Herron asked the Minister of Local Government, Environmental Affairs and Development Planning:**

The Auditor-General's report on the City of Cape Town identified some recurring findings. These recurring findings are in the Corporate Services and Finance directorates. According to the same report the majority of cases before the MPAC relates to tenders and irregular processes and procedures. In terms of section 106 of the Local Government: Municipal Systems Act, 2000 (Act 32 of 2000):

Whether he has undertaken an investigation into these allegations; if not, why not; if so, (a) what has been the outcome of this investigation and (b) what measures have been put in place to ensure that recurring findings are addressed and that maladministration, fraud, corruption or serious malpractice does not occur?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING:

7. In terms section 126(5) of the Municipal Finance Management Act (MFMA), 56 of 2003 the Management Report and Audit Report must be submitted to the Municipal Manager of a Municipality and the Provincial Treasury. Notwithstanding this provision in the legislation, my Department of Local Government has required the copy of the said report from the City of Cape Town and the Provincial Treasury to assess same and provide an appropriate response. Given the said legislative prescripts, the Department of Local Government was not able to obtain a copy of the said report.

It is therefore suggested that the parliamentary question be redirected to the Minister of Finance in the Province.

*Khayelitsha Commission of Inquiry: recommendations***8. Mr M Kama asked the Minister of Community Safety:**

With regard to the implementation of recommendation 3 of the Khayelitsha Commission of Inquiry:

- (1) Whether this recommendation has been fully implemented; if not, why not; if so, what are the relevant details;
- (2) what are the details of the steps that have been taken by his Department (a) to support the full implementation of the recommendations of the commission and (b) to ensure the undertaking of the oversight tasks of the monitoring team as required by the recommendations, including reports of dockets not brought to court from the cluster detective coordinator, and (c) to ensure that such failures have been investigated and addressed?

The MINISTER OF COMMUNITY SAFETY:

8. (1) Following the release of the Khayelitsha Commission of Inquiry report in 2014, a Task Team was established to oversee the implementation of the recommendations. The Task Team consisted of representatives of the South African Police Service (SAPS), the Department of Community Safety, as well as Community Police Forum (CPF) and community representatives. Recommendation Three required that a Monitoring and Oversight Team be established to ensure that the Inefficiencies at the three Khayelitsha Police Stations and the Khayelitsha Family Violence, Child Protection and Sexual Offences (FCS) Unit are eradicated. In 2018, the Department of Community Safety, in consultation with SAPS undertook a detailed review of SAPS' implementation of Recommendation Three at each of the three Khayelitsha Police Stations. This was presented and discussed with SAPS, and the report was finalised in September 2018.

To date some of the recommendations remain unresolved due to environmental design or social cohesion challenges. The expansion of informal settlements and the SAPS's inability to police these areas remain one of the main outstanding challenges emanating from the Khayelitsha Commission of Inquiry.

- (2) (a) The Department of Community Safety led the joint Task Team together with SAPS to oversee and coordinate the response and implementation to the Khayelitsha Commission recommendations. The Task Team met regularly from 2015 to 2017. During 2018, the Western Cape Government adopted the Whole of Society Approach (WOSA) concentrating on selected areas, one of which was Khayelitsha. The Task Team and the Khayelitsha Priorities Committee became integrated into the Khayelitsha WOSA initiative. The focus then moved away from pure oversight to attempting to address the social and structural issues giving rise to crime and violence in the area. The Khayelitsha WOSA was attended by a broad range of stakeholders including SAPS, City Law Enforcement and Metro Police, relevant provincial departments and councillors and some civil society representatives. The WOSA initiative identified safety as a central issue, but also focused on spatial issues, the social sector and economic development. The aim was to coordinate the work of different departments around these issues while connecting with the Western Cape Safety Plan. The WOSA Committee last met in January 2020, when the COVID-19 pandemic emerged in the country.

However, Khayelitsha continued to be a key focus area of the Department. In response to the COVID pandemic, the Province adopted a hotspot approach with Heads of Department coordinating the integration of services in different health sub-districts.

The Department of Community Safety adopted the role of coordinating the Khayelitsha and Eastern WOSA/Hotspot. While the meetings were primarily concerned with a response to COVID, it has also been concerned with safety, policing and other issues of social cohesion. The Khayelitsha and Eastern WOSA meetings continue on a fortnightly basis.

Aligned with this, and as part of the implementation of the Western Cape Safety Plan (2019), the Province has adopted an area-based approach to addressing safety which is data-based, and evidence informed. One of the areas identified for the establishment of the Area Based Teams is Khayelitsha. The Law Enforcement Technical Team has been established in this area, and the social cohesion and urban design streams are in the process of being established. The Department also supports the City of Cape Town to deploy Learner Law Enforcement Officers (as part of the LEAP) project to Khayelitsha. They work in close cooperation with SAPS.

- (b) The Department established a Court Watching Brief (CBW) unit to identify systemic issues why cases are struck from the court roll which are brought to the attention of the SAPS. Since the establishment of the CWB unit to monitor these cases, the SAPS has made a noticeable improvement to address some of their inefficiencies.
- (c) Same reply as 8. (2) (b).

SAPS: human resources allocation

9. Ms P Z Lekker asked the Minister of Community Safety:

- (1) Whether the system of human resources allocation used by the SAPS has resulted in police stations in crime hotspot areas in the province being significantly understaffed; if not, why not; if so, (a) what are the relevant details and (b) what steps has his Department taken to remedy the situation;
- (2) whether he and his Department support the calls for more police resources to be moved away from the areas with low crime rates to the crime hotspot with high numbers of reported murders; if not, why not; if so, (a) what are the relevant details and (b) what steps has his Department taken to ensure the SAPS address the situation?

The MINISTER OF COMMUNITY SAFETY:

The South African Police Services informed me as follows:

- 9. (1) (a) Additional information has been requested from the SAPS and will be submitted upon receipt.

MINISTER OF COMMUNITY SAFETY TO REPLY

9. (1) (a) In December 2018, the Equality Court, in the matter of Social Justice Coalition and others vs Minister of Police and others (EC03/2016) found that the allocation of police human resources in the Western Cape unfairly discriminates against black and poor people on the basis of race and poverty, and that the system employed by the South African Police Service (SAPS) to determine the allocation of human resources, as is demonstrated in the Western Cape unfairly discriminates against black and poor people on the basis of race and poverty.

The court in that matter noted that poorer areas with higher crime rates tended to have a lower allocation of human resources.

The system referred to in the judgment above is the Theoretical Human Resource Requirement (THRR) which is still the method used to allocate human resources in the SAPS.

- (b) The Department has entered into a partnership with the City of Cape Town to fund the deployment of 500 law enforcement officials in six high crime areas (Bishop Lavis, Delft, Khayelitsha, Mitchells Plain, Nyanga and Philippi), with a further 500 officials due to be deployed in Atlantis, Harare, Gugulethu, Mfuleni and Kraaifontein in the next six months. In this way, it aims to increase law enforcement capacity in the areas with the highest crime rates.
- (2) (a) The Department supports the finding of the Equality Court that the current system of allocation is unfair and discriminatory and that a new system to ensure the equitable distribution of human resources needs to be developed.
- (b) The Department has called on the SAPS to review the THRR and its system of human resource allocation in various reports and in its Policing Needs and Priorities reports

81 First Avenue, Vredebes: Ceres

10. Ms N G Bakubaku-Vos asked the Minister of Human Settlements:

Whether house at 81 First Avenue in Vredebes, Ceres is owned by his Department and is being rented out; if so, (a) what are the relevant details, (b) who are the occupants of the property and (c) how much is the monthly rent?

The MINISTER OF HUMAN SETTLEMENTS:

10. (a)(b)(c) The property in question is privately owned. The address has changed to 61 Aalwyn Street, Vredebes, Ceres, erf 9405.

Street names are approved by the municipality as part of the township establishment. With reference to 81 First Avenue, when the township process was approved, the municipality allocated the street name and street number of the said property as 61 Aalwyn Street.

The department is unable to share information to b and c. It is a private owned property and the contract is between the owner and tenant.

Properties rented out to government officials

11. Mr A Lilli asked the Minister of Human Settlements:

Whether his Department and/or municipalities in the province own properties that have been rented out to government officials; if so, what are the relevant details, including detailed lists of the (a) properties, (b) rental fee per month of each property, (c) address of each properties, (d) erf number of each property and (e) tenants who occupied each property in (i) 2014, (ii) 2015, (iii) 2016, (iv) 2017, (v) 2018, (vi) 2019, (vii) 2020 and (viii) 2021 to date?

The MINISTER OF HUMAN SETTLEMENTS:

11. (a)(b)(c)(d)(e)(i)(ii)(iii)(iv)(v)(vi)(vii)(viii)

See Annexure A

We have omitted the names of the Government Officials as the Department holds the view that impacts on the Protection of Personal Information Act 4 of 2013. My department cannot respond to the question that relates to the supply of information pertaining to municipal rental stock.

Legend	GO	Government Official
	PP	Private Person

NO	PROPERTY	MONTH RENT	ADDRESS	ERF NR	2014	2015	2016	2017	2018	2019	2020	2021 TO DATE
1	Stellenbosch	R2 800.00	8 Dr Malan street	2645			PP / GO (1/10/2016)	GO	GO	GO	GO	GO
2	Paarl	R4 500.00	18 Colighny	401	PP	PP	PP	PP	PP	GO	GO	GO
3	Gatesville	R2 500.00	7 Carnation	102357	PP	PP	PP	PP	PP	GO	GO	GO
4	Gatesville	R4 500.00	6 Jasper	102357	PP	PP	PP	PP	GO	GO	GO	GO
5	Rugby	R4 500.00	3 Gannet street	370	PP	PP	PP	GO	GO	GO	GO	GO
6	Rugby	R2 800.00	6 Gannet street	370	PP	PP	PP	GO	GO	GO	GO	GO
8	Rugby	R4 500.00	5 Pixie street	370	PP	PP	PP	GO	GO	GO	GO	GO
9	Rugby	R3 773.00	6 Pixie street	370	Vacant	Vacant	GO	GO	GO	GO	GO	GO
10	Rugby	R3 773.00	8 Pixie street	370	Vacant	Vacant	GO	GO	GO	GO	GO	GO
11	Mandarin Court	R1 500.00	Flat nr 2	424	PP	PP	GO (1 Dec 2016)	GO	GO	GO	GO	GO
12	Mandarin Court	R1 500.00	Flat nr 3	424	PP	PP	PP	PP	PP	PP	GO (20 March 2020)	GO
13	Mandarin Court	R1 500.00	Flat nr 7	424	PP	PP	GO (15 June 2016)	GO (15-May- 2017)	GO	GO	GO	GO
15	Mandarin Court	R1 500.00	Flat nr 8	424	PP	PP	GO (15-March-2016)	GO	GO	GO	GO	GO
16	Plumstead	R3 617.00	132 Churchill Road Plumstead	77355	PP	PP	PP	PP	PP	GO (01-Jan-2019)	GO	GO
17	Plumstead	R4 500.00	140 Churchill Road Plumstead	77359	PP	PP	GO (29-Sept-2016)	GO	GO (29-Sept-2016)	GO	GO	GO
18	Plumstead	R1 500.00	172B Churchill Road Plumstead	77556	PP	PP	PP	PP	PP	GO (01-Aug-2019)	GO	GO
19	Plumstead	R5 500.00	38 Dragoon Road Plumstead	77369	PP	PP	PP	GO (14-Febr-2017)	GO	GO	GO	GO
20	Plumstead	R4 500.00	42A Dragoon Road Plumstead	77386	PP	PP	GO	GO	GO	GO	GO	GO
21	Plumstead	R5 500.00	86 Totnes Road Plumstead	77386	PP	PP	PP	PP	GO	GO	GO	GO
23	Plumstead	R4 255.00	86A Totnes Road Plumstead	77386	PP	PP	PP	PP	PP	GO (14-May-2019)	GO	GO
24	Plumstead	R2 683.00	96 Totnes Road Plumstead	77398	PP	PP	PP	PP	PP	GO (25-May-2019)	GO	GO
25	Plumstead	R5 500.00	163 Woodley Road Plumstead	77519	PP	PP	PP	PP	GO (15 Dec 2018)	GO (15 Dec 2018)	GO (10-Febr-2020)	GO
26	Plumstead	R1 000.00	153A Pluto Road Plumstead	77506	PP	PP	PP	PP	PP	GO (30-April-2019)	GO	GO
27	De Waal Drive	R4 053.00	2 Airdale Flat	10030	PP	PP	PP	PP	GO	GO	GO (15 Jan 2020)	GO
28	De Waal Drive	R5 500.00	5 Allendale Flat	10030	PP	PP	PP	PP	PP	GO (11 Nov 2019)	GO	GO
29	De Waal Drive	R2 920.00	8 Arundel Flat	10030	PP	PP	PP	GO (31 Mar 2017)	GO	GO	GO	GO
31	De Waal Drive	R2 825.00	18 Bramshaw Flat	10030	PP	PP	GO (15Jul 2016)	GO	GO	GO	GO	GO
32	De Waal Drive	R2 968.00	30 Dorchester House	10030	PP	GO	GO	GO (7 Dec 2017)	GO	GO	GO	GO
33	De Waal Drive	R4 500.00	42 Fareham House	10030	PP	PP	PP	PP	PP	GO (1 Nov 2019)	GO	GO
34	De Waal Drive	R2 968.00	43 Fareham House	10030	PP	PP	PP	GO (9 Jun 2017)	GO	GO	GO	GO
35	De Waal Drive	R2 500.00	53 Highcliff House	10030	PP	PP	PP	GO	GO	GO	GO	GO
36	De Waal Drive	R3 163.00	64 Picket Post	10030	PP	PP	GO (15 Jul 2016)	GO	GO	GO	GO	GO
38	De Waal Drive	R2 185.00	78 Beaufort House	10030	PP	PP	PP	PP	PP	PP	GO (17 Feb 2020)	GO
39	De Waal Drive	R3 850.00	90 Riebeeck House	10030	PP	GO	GO	GO	GO	GO	GO	GO
40	Sanddrift	R3 600.00	147 Daniel Road	105393	PP	PP	PP	GO (5 Jun 2017)	GO	GO	GO	GO
41	Sanddrift	R4 500.00	159 Daniel Road	105393	PP	PP	GO (15 Jul 2016)	GO	GO	GO	GO	GO
42	Sanddrift	R9 500.00	165 Daniel Road	105393	PP	PP	PP	PP	PP	PP	GO (Jan 2020)	GO (24 Apr 2021)
43	Sanddrift	R3 600.00	1 Disa Crescent	105393	PP	PP	PP	PP	PP	GO (15 Jul 2019)	GO	GO
44	Sanddrift	R3 600.00	12 Disa Crescent	105393	PP	PP	PP	PP	PP	GO (15 Jul 2019)	GO	GO
46	Sanddrift	R3 600.00	13 Disa Crescent	105393	PP	PP	GO (15 Jul 2016)	GO	GO	GO	GO	GO
47	Sanddrift	R3 600.00	18 Disa Crescent	105393	PP	PP	GO (15 Jul 2016)	GO	GO	GO	GO	GO
48	Sanddrift	R2 700.00	33 Disa Crescent	105393	PP	PP	PP	GO (22 Sep 2017)	GO	GO	GO	GO

49	Sanddrift	R2 163.00	52 Disa Crescent	105393	PP	PP	PP	GO (8 Jun 2017)	GO	GO	GO	GO
50	Sanddrift	R1 500.00	56 Disa Crescent	105393	PP	PP	PP	GO (15 Aug 2017)	GO	GO	GO	GO
51	Sanddrift	R3 600.00	65 Disa Crescent	105393	PP	PP	PP	PP	GO (29 Aug 2018)	GO	GO	GO
52	Sanddrift	R3 600.00	66 Disa Crescent	105393	PP	PP	GO	GO	GO	GO	GO (1 Jul 2020)	GO
54	Sanddrift	R1 500.00	74 Disa Crescent	105393	PP	PP	PP	PP	PP	GO (1 Jun 2019)	GO	GO
55	Sanddrift	R4 500.00	75 Disa Crescent	105393	PP	PP	PP	PP	PP	GO (1 Jul 2019)	GO	GO
56	Sanddrift	R4 500.00	83 Disa Crescent	105393	PP	PP	PP	PP	PP	PP	GO (12 Jul 2020)	GO
57	Sanddrift	R1 500.00	85 Disa Crescent	105393	PP	PP	PP	PP	GO (27 Jun 2018)	GO	GO	GO
58	Sanddrift	R2 668.00	91 Disa Crescent	105393	PP	PP	PP	PP	GO (29 Nov 2018)	GO	GO	GO
59	Sanddrift	R4 500.00	93 Disa Crescent	105393	PP	PP	PP	PP	PP	PP	GO (1 Jul 2020)	GO
61	Sanddrift	R2 700.00	1 Fuchsia Street	105393	PP	PP	PP	PP	PP	PP	GO (06 Jan 2020)	GO
62	Sanddrift	R1 000.00	4 Fuchsia Street	105393	PP	PP	PP	PP	PP	GO (08 Aug 2019)	GO	GO
63	Sanddrift	R1 000.00	6 Fuchsia Street	105393	PP	PP	PP	PP	Private	Private	GO	GO (26 JAN 2021)
64	Sanddrift	R1 000.00	7 Fuchsia Street	105393	PP	PP	PP	PP	PP	GO (3 Jun 2019)	GO	GO
65	Sanddrift	R1 500.00	8 Fuchsia Street	105393	PP	PP	PP	GO (25 May 2017)	GO	GO	GO	GO
66	Sanddrift	R1 000.00	14 Fuchsia Street	105393	PP	PP	PP	PP	PP	GO (01 Jun 2019)	GO	GO
67	Sanddrift	R1 500.00	16 Fuchsia Street	105393	PP	PP	PP	PP	PP	GO (3 Jun 2019)	GO	GO
69	Sanddrift	R1 500.00	18 Fuchsia Street	105393	PP	PP	PP	PP	GO (23 Jul 2018)	GO	GO	GO
70	Sanddrift	R1 500.00	5 Keurboom Street	105393	PP	PP	PP	PP	PP	GO (15 Feb 2019)	GO	GO
71	Sanddrift	R1 500.00	7 Lobelia Street	105393	PP	PP	PP	GO (15 Sept. 2017)	GO	GO	GO	GO
72	Sanddrift	R1 500.00	15 Lobelia Street	105393	PP	PP	PP	GO (1 JUL 2017)	GO	GO	GO	GO
73	Sanddrift	R2 163.00	2 Protea Street	105393	PP	PP	PP	GO (5 Jun 2017)	GO	GO	GO	GO

INTERPELLATIONS*Local government and the Constitution***1. Mr B N Herron asked the Minister of Local Government, Environmental Affairs and Development Planning:**

With reference to the reply to Question 13 of 20 November 2020:

- (1) Whether he was obliged to answer the question, and many others like it, regarding local governments, consistent with Section 155(6) and 133(2) of the South African Constitution;
- (2) whether local governments are obliged to provide him with information in order for him to comply with the Constitution?

THE MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, hon Deputy Speaker. Subsequent to the reply in question I received correspondence from the City of Cape Town addressed to my head of my Department in which it is indicated that, and I quote:

“The City of Cape Town has received a number of questions emanating from the Western Cape Provincial Parliament. The City has been responding to such questions and providing information on Local Government actions to Provincial Ministers for responses to their parliamentary questions as a courtesy, but it is not a legal obligation. Parliamentary questions are meant to hold Ministers accountable for their official decisions and it does not extend to holding Local Government accountable for its decisions and actions. The Executive Mayor and the City Manager are accountable to the City Council for the exercise of their duties, and not to the Provincial Parliament. The Provincial Ministers are accountable collectively and individually to Parliament for the exercise of their powers and performance of their functions, Section 133(2) of the Constitution and Section 43(2) of the Provincial Constitution.”

Hon Deputy Speaker, furthermore the procedures for members of the Provincial Parliament putting questions to the Executives is one of the ways in which Parliament holds the Executive to account and therefore parliamentary questions are a means for the representatives of the people to hold Ministers to account on behalf of the people, not a means for members of Parliament to hold Local Government to account. That role is allocated to Council. There is no statutory requirement for municipalities to provide answers to questions from members of Parliament or the Legislature.

Furthermore the City acknowledged that Section 155(6) of the Constitution compels Provincial Government to monitor and to support municipalities through legislative and other measures. On the other hand, Section 155(4) of the Constitution gives National and Provincial Government legislative and executive authority to regulate and exercise of the executive powers of

municipalities in order to ensure that municipalities effectively perform their functions in respect of matters listed in Schedule 4(B) and 5(B) of the Constitution. This however cannot be interpreted to the extent of providing Provincial Government with the authority to impede on the autonomy of municipalities.

It must be borne in mind that the City does not account to the Provincial Government in this manner. It conducts its affairs in the manner that it conducts its affairs. Section 151(4) of the Constitution provides that power of National Provincial Government must be exercised in a manner that does not compromise or impede a municipality's ability or right to exercise its powers to perform its functions. I thank you.

Mr B N HERRON: Sorry, Deputy Speaker, I was struggling to get it connected. Deputy Speaker, thank you, and thank you to the Minister for the response, a rather unfortunate response, because there is something very odd going on in the Western Cape and if this is left untreated it will spread across the country with profoundly negative affects on the principles of State accountability to citizens.

Over the past six months instead of answering written questions relating to governance in Cape Town, the MEC has taken to responding on behalf of the City of Cape Town that "the questions are effectively none of my business."

According to the MEC the City says it does not have to answer to the Province. By simply passing on this message the MEC appears to agree with the City's strategy to avoid accountability. We have done some research looking at the questions relating to municipalities' posts by members of Parliament and MPLs across the country. We found dozens of questions and dozens of replies. Most of the questions were posed by members of the Opposition and in the National Assembly for example, between May 2019 and April 2020 the DA MPs asked 35 questions about operations and decisions taken by municipalities across the country. But the Western Cape and the City of Cape Town, where the DA leads, appear to have engaged in a pact to stonewall scrutiny. As far as we can find the only Minister or MEC in the country that is unable or unwilling to answer parliamentary questions, is our MEC for Local Government and as far as we can see the only municipality in the country that is refusing to answer questions is the City of Cape Town.

Deputy Speaker, I was hoping to avoid a debate devolving into a technical discussion about powers and duties under the Constitution, or various legislation. It is more important than that. It is about whether this Government believes in service transparency and accountability. The real question is what right does the Government have to withhold information from the public it taxes and is meant to serve. If this Province and City refuse to be held accountable their truancy will infect the rest of the country.

In whose benefit will it be for no municipalities to have to account to anyone besides themselves? Surely we all know by now that transparency and accountability deficiencies are the jet fuel of corruption and maladministration.

Deputy Speaker, allow me to quote a document you might recognise:

“The Government is accountable to the people. Its purpose is to enable South African people to use their freedoms. It has no power except that which is assigned to it by the people and the Constitution. The Government must reflect the will of the people and our elected representatives must be directly accountable to the people. To those to whom we entrust our nation’s highest offices had a sacred duty to live up to that trust. Government must always act honestly, transparently, and in the best interest of all South Africans.”

This is what we are debating today – accountable government that is elected to serve and not be served. The MEC and the leadership of the City of Cape Town might recognise those words too, because they are part of what the DA calls its official values and principles. Thank you.

Mr D AMERICA: Thank you, Deputy Speaker. Let me just get connected quickly. Sorry. Thank you, Deputy Speaker. It is rather concerning that the hon Herron who is a law graduate chooses to cherry-pick excerpts from the Constitution when attempting to justify his political agenda. I would like to bring members attention to Section 41(1)(g), Chapter 3 of the Constitution, in which it clearly states that all spheres of government must, and I quote from Chapter 3:

“All spheres of government must exercise their powers and perform their functions in a manner that does not encroach on the geographical, functional or institutional integrity of government in another sphere.”

Deputy Speaker, it must be made clear that the Department of Local Government neither exists as an ancillary of municipal councils, nor has the mandate to unduly interfere. Instead the Department is mandated to deliver its own programmes and basket of services. For that it should be held accountable.

As a former councillor the member is very much aware of the fact that any local government is accountable to its council and that that would be the place where proper oversight is being exercised, but as we all know hon Herron’s party lacks representation at most municipalities in the province, so the apparent desperation for alternative channels is understandable.

If I may propose a solution for the member, through you, Deputy Speaker, it might be fair to ask its alliance partner, the ANC, who is represented in various councils, for some guidance there. There are, however, legitimate issues of National Departments not responding in time or not responding at all to Provincial Government. [Time expired.]

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, Deputy Speaker. It is ironic that MPL America, who chairs a committee which is supposed to do oversight, has actually refused our request to discuss a dossier affecting Local Government and he has the audacity to stand up here today and basically defend the indefensible. This is essentially about oversight, Deputy Speaker. It is about cooperative government and it is about accountability but what we have seen is a cesspool... [Interjection.]

The DEPUTY SPEAKER: Hon Dugmore, can you take your seat please. I recognise the Chief Whip.

The CHIEF WHIP (DA): Thank you Deputy Speaker. I would like to ask if it is parliamentary for the hon member to say that a member is being or has the audacity or is audacious.

The DEPUTY SPEAKER: Hon Chief Whip, I do not want to limit free speech to that degree. Audacity I do not believe is unparliamentary, but I will tell you what I will do is I will make a ruling for that at the next sitting, if that is okay. Thank you.

The LEADER OF THE OFFICIAL OPPOSITION: Ja. Thank you, Deputy Speaker, just as audacious as the Chief Whip may be audacious as well. But essentially this is about oversight. It is about accountability and there is a cesspool of allegations and corruption emerging in the City of Cape Town. One of their councillors has been charged in court. There are serious allegations about money-laundering to provide food parcels. Those allegations point towards the Mayor. Let alone the incredible lack of service delivery in the poorer areas of this City and it is essentially about this City of Cape Town not wanting to have the spotlight on them and I think we must be very clear that our Premier, who is here today, has called on his MECs and everyone to be bold.

He was not bold, Deputy Speaker, when the City set up the Strandfontein concentration camp. It was hands off! We call on MEC Bredell, through the Speaker, to be bold and tell the City of Cape Town where to get off. Deputy Speaker, the MEC should say to you: "I am being principled on this matter, municipalities are going to be accountable and you need to answer these questions."

We ask him to be bold. Why listen to Mayor Dan Plato and his MM? Do the right thing, MEC Bredell. The reality is that if this continues, we as the Official Opposition here, the African National Congress, will consider court action. We will also consider approaching CoGTA for an investigation into the MEC and into the City of Cape Town. Thank you. [Time expired.]

Mr B N HERRON: Thank you, Deputy Speaker. Hon Deputy Speaker, earlier this year I wrote to Minister Bredell to object to his failure to respond to my questions and the Minister replied with a lengthy explanation, much of which is repeated today, citing all the different laws and sections which basically claimed the autonomy of the Municipal Council as a separate sphere of government which can exercise executive and legislative authority, and this is not in dispute.

The Minister wrote to me that the Provincial Executive's duty to monitor and support municipalities, and I quote him, "cannot be interpreted to the extent of providing Provincial Government with the authority to impede on the autonomy of municipalities." That is the end of the quote.

The Minister confuses monitoring, accountability and transparency with impeding. Asking questions is how monitoring, accountability and transparency is conducted.

Nothing in the question impedes the Municipal Council from exercising its authority. The question invariably asked, is about the manner in which that authority has already been exercised. The question does, however, hold a democratically elected government to account for the exercise of that power and this is where the Minister and the City and hon America's argument starts to unravel. No government is above being held to account and no government is an island. If we start with Section 41 of the Constitution, which requires all spheres of government to cooperate with one another, this is carried through to Section 3 of the Municipal Systems Act, which, whilst acknowledging the executive and legislative authority of the municipality council, still requires that council to exercise the authority within the constitutional system of cooperative government and Section 154 of the Constitution makes provision for cooperative government between municipalities and the National and Provincial Governments, whilst Section 155(7) of the Constitution makes it absolutely clear that the National Government and Provincial Governments have the legislative and executive authority to see to the effective performance by municipalities of their functions by regulating the exercise by municipalities of their executive authority. The failure in this province is the Minister. He has failed to implement an effective mechanism to give effect to his duty to support and monitor the Western Cape Municipal Councils as he was obliged to do in terms of Section 155(6) of the Constitution and Section 105 of the Municipal Systems Act.

The Minister's 2014 Western Cape Monitoring and support of Municipalities' Act is simply a lame document. Section 105(3) of the Municipal Systems Act specifically empowers the MEC to make reasonable requests to municipalities for additional information and that is what we are asking for, reasonable requests for additional information.

The Minister, I submit, is in breach of his constitutional obligations, and Deputy Speaker, the City of Cape Town has simply gone rogue. Thank you.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Deputy Speaker, in the City's reply and stance I approached the Legal Services Branch, because obviously oversight is for us also very important. Regarding our monitoring and support role to municipalities, I think it is high time that we do get clarity on exactly what we can and cannot do. So unfortunately you do not get this overnight. You need to talk to the legal experts and we are busy with that process.

Section 151(2) of the Constitution, it is a pity that the hon Herron just quotes the sections that suits his case. Section 151(2) of the Constitution, read with Section 11 of the Municipal Systems Act, rendered municipalities autonomous and make them accountable primarily to the Municipal Council. So if a municipality does not answer there is also the IGR Act that will need to kick in and we cannot, because we are not a big daddy, we have three equal spheres of government. We obviously promote and we understand the importance of an open and clean government and we will do everything possible to work with our municipalities. The municipalities are accountable to the Provincial Government only to the extent that such accountability required by it... [Inaudible – audio distorted] .

Hon Deputy Speaker, municipalities are so expected by legislation to be accountable to the Provincial Government, then the Provincial Minister would be obliged to answer any questions posed in relation thereto. However, where municipalities are not required to be accountable to the Provincial Government, the Provincial Minister would have no basis to question the internal affairs of the municipality unless it can be shown that there has been some type of impropriety.

Now the hon Dugmore knows, the hon Herron knows that if there is any evidence of corruption or maladministration they can go to the police. It is actually their obligation to go to the police. Lay the charge! But if I read to you the questions that the hon Herron posed it is about the tender and how was this company identified, what procurement processes were followed, et cetera, et cetera. The municipalities – his councillors can ask them. It has nothing to do with Province. It is a system within the municipality and we do not just take this lightly. I have asked with the permission of the Premier's Legal Department to get a senior advocate's opinion on the roles and functions so in future we can get this right. We will work with them and obviously if I receive and when I receive this because it is when I receive the opinion from the legal services I will then share it with this House. Nothing is to be hidden, but we need to respect the spheres of government and we picked up the tendency of people trying to misuse my office to try and get certain questions out of municipalities and unfortunately this was also sent to all 30 municipalities, so the municipalities are aware of this opinion of the City of Cape Town. We need to counter it with a senior advocate's opinion and then we will have the workshop so that everybody in this province is on the same page because at the end of the day I think we all want the same. We want accountable government but we need to respect our different roles within the Province. I thank you.

[Debate concluded.]

SSME Development Strategy

2. Ms N D Nkondlo asked the Minister of Finance and Economic Opportunities:

Whether the Western Cape Government has a dedicated SMME development strategy?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you Deputy Speaker. The Provincial Strategic Plan of 2019 to 2025 is the guiding document for growth and development in the Western Cape. It outlines the priorities of the Western Cape Government which of course include growth and jobs.

Flowing from the Provincial Strategic Plan we of course will focus our efforts on delivering five priorities that will improve the competitiveness of the province and creating an enabling environment for the private sector, and that includes, of course, accelerating the ease of doing business, growing exports, promoting investments, dealing with skills gaps, and of course developing resource resilience.

Our support for Small, Medium and Micro Enterprises is delivered across these five priorities and seeks to create an enabling environment for people to create and grow their small businesses by tackling the main constraints on SMME development, which include a range of issues, limited access to markets, limited access to finance, onerous red tape, a poor support ecosystem and of course a weak culture of entrepreneurship.

To give some specific examples, to improve access to markets and create opportunities for small businesses, we have for example through Wesgro supported businesses to export their products to international markets and meet buyers and distributors and importers through outward missions. To improve access to financing for small businesses, we have worked in collaboration with Pick n Pay, the Small Enterprise Finance Agency, the City of Cape Town and other partners to successfully run the Pick n Pay Market Store Programme which finances the conversion of spaza shops in townships to independently owned mini markets.

To remove red tape that prevents entrepreneurs from starting and growing their businesses we have through our Red-Tape Reduction Unit helped thousands of businesses; tackled inefficient Government bureaucracy that restricts growth and in this financial year alone we have dealt with 1 270 cases with an overall resolution rate at about 80%. To support the ecosystem for small businesses, we have launched the SMME Booster Fund, which will distribute about R20 million to organisations and municipalities for programmes that focus on supporting small businesses in the Western Cape, and then of course to encourage a culture of entrepreneurship we have hosted the annual Entrepreneurship Awards for the past eight years where we celebrate the hard work of entrepreneurs and their contribution to driving economic growth and creating jobs in the Western Cape.

This, Deputy Speaker, is a very brief outline of some of the incredible projects and the hard work which has been put in by the Department to enable an environment for small businesses so that more entrepreneurs will start businesses and grow their businesses so that we can drive economic growth and create jobs in the Western Cape. I thank you.

Ms N D NKONDLO: Thank you, Deputy Speaker. Let me welcome I think the response of the Minister as it relates to the question and just remind him what the submission here was, whether the Western Cape Government has a dedicated SMME Development Strategy and that, I think, was not in any way trying to seek a report and the grocery list of the different interventions and projects that the Department is involved in, and we raised this considering what the National Small Business Act requires as it makes provision for organs of State to promote small businesses and therefore the understanding what is being done in terms of the Small Business Booster Fund and all the other things that the projects, as the Minister has related. Our caution in this regard is that a vision without a strategy is an illusion, I think, as stated by Lee Bolman, so indeed once again it is clear that we are dealing here with the DA that creates an illusion for SMMEs, rather than actually putting up a dedicated strategy that is going to help us to collect all of these different interventions that have been mentioned towards a clear outcome of where we want to see SMMEs in the Western Cape going.

As the COVID-19 pandemic forced the closure of global value chains, we have been able to set up this initially as local supply chains became open for locally manufactured products. These were the words in court by the President in his 2021 State of the Nation Address as he announced that his Cabinet approved the SMME Focused Localisation Policy Framework, which identified a thousand locally produced products that must be procured from the SMMEs. This was part of the Government commitment to create a larger market for SMMEs following the devastating impact of COVID-19. The MEC must tell us why the Western Cape is opposed to localisation.

Studies have showed that SMMEs remain in the eye of the storm and continue to fight for survival. The Small Enterprise Development Agency's Quarterly Update for the third quarter of 2020 showed that the number of SMMEs in the country declined by 11% or 290 000 year-on-year from 2,65 million to 2,36 million in Quarter 3 of 2020. Of all jobs lost in the economy it was the hardest hit, both in absolute and relative terms. Moreover, it says the Western Cape witnessed a decrease in the formal SMMEs over the period under review whilst Gauteng experienced an increase. It is therefore not by accident that SMMEs in the province... [Interjection.] Thank you. [Time expired.]

Mr R D MACKENZIE: Thank you. Hon Deputy Speaker, our Small, Micro and Medium Enterprises in the Western Cape are the foundation of our entire economy, and unfortunately member Nkondlo, via you, is going to hear it, because that is what we deliver. We deliver groceries. It is the entrepreneurs who build themselves up or create employment, meet consumer demands and are the engines that drive the Western Cape economy and it is the Government's role to create a business-friendly environment that offers opportunities to residents and this is what this Government is doing.

The work by the Department of Economic Opportunities, Development and Tourism has been critical in the creation of this environment and has been the lifeline to many businesses during the COVID-19 pandemic. The key initiative that the Minister mentioned is the red tape. We support SMMEs by cutting red tape and promoting the ease of doing business and this unit assisted hundreds of businesses. The City's Business Unit that was launched in 2019 has worked to cut red tape, hosts Product and Supply Development Workshops and connects businesses with funding opportunities and the City has taken the support for SMMEs directly to communities through the Mobile Business Hub who just this past week, by the way, was in Bellville and will visit Khayelitsha and Mitchells Plain soon.

The Department has also allocated R13,7 million in the 2021/2022 financial year for different ease-of-doing-business interventions in order to realise its goal of creating a business-friendly environment.

These interventions aim to pave the way for economic growth by eliminating visa regimes, poor tariffs, trade barriers and planning delays. This will make it easier to not only start the business but also to expand the business in the best-run province in the country.

The Minister also recently announced his application is open for the SMME Booster Fund which aims to distribute R20 million to support the growth and sustainability of SMMEs and I want to ask the Minister to actually perhaps expand on the SMME Booster Fund what plans are in place to distribute the R20 million and how can entrepreneurs and SMMEs access that Booster Fund. I thank you.

Ms N D NKONDLO: Thank you Deputy Speaker. I think the grocery list is welcome as long as it indicates towards the diet that I think the Department is seeking to realise for the SMMEs because I think this is where I think the importance of a strategy dictates what exactly we seek to achieve instead of just collating a lot of projects all over and we cannot be able to say where in the bigger scheme of developing SMMEs in the Western Cape this is what we seek to achieve. How we are ensuring that we are taking them in the current priority sectors or industries like agriculture industries, like the financial sector industries, like in agro-processing because as we continue to mention all of these different grocery items the reality of the matter is that we continue to observe that whatever these small interventions that we are dealing with are not making necessarily an impact required in the profile and in the outlook of the economy by ensuring that there is access to exactly that particular destination.

Having said that, Deputy Speaker, that the biggest challenge for SMMEs indeed are skill shortages, the lack of access to funds, the red tape. In this regard the Minister of Small Business stated in her budget speech that most small businesses are struggling to access finance due to perceived risk identified by the lenders, the Department will soon table the draft SMME Funding Policy of South Africa for public comment. This draft policy seeks to make proposals on the coordination of SMME funding across the public and private sector.

In addition to this, the National Government assists municipalities with the rolling out of the Red Tape Reduction programmes. So these are some of the interventions that we believe that are important to be harnessed as part of a strategy so that also some of the challenges that are in the interventions that are already being invested in, can actually be corrected and improved.

In 2019 the National Government adopted the SMME Support Plan towards the attainment of Vision 2030 which consists of ten programmes. This includes the SMME Focused Localisation Programme, Informal Business Support, the Township and Rural Entrepreneurship Programme, Incubation and Digital Harvest Rollout, Start-up Nation Young Entrepreneurs, amongst others. What we are requesting is that we would like to see the Department's plans to support the growth and sustainability of the SMMEs, the township enterprises, the small and rural towns where specifically the kind of challenges that they are experiencing. The informal trade, these are issues we raised with the Minister, the kind of issues that you find as infrastructure and lacking in the townships so that they can run their businesses, the kind of crime issues that are experienced by small businesses in the townships of Khayelitsha and Manenberg and other communities. So those are the issues, when we speak about strategy, we are looking to find in addition to the different initiatives that are there. [Time expired.]

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you, Deputy Speaker. I wish to assure the hon member that we do have an SMME Development Strategy and that it is not an illusion. As I reminded the member, it is a function of our provincial strategic plan, which focuses on growth and jobs. What flows from our Provincial Strategic Plan is five focus areas, including ease of doing business, growing exports, addressing the skills gap, promoting investments and energy resilience and I made the point that our support to Small, Medium and Micro Enterprises is delivered across these priorities and deals with the impediments to SMME development, including, as I pointed out, limited access to markets, limited access to financing, red tape, the ecosystem and, of course, the culture of entrepreneurship. The SMME Development Strategy is clearly set out in the Department of Economic Development's Annual Performance Plan 2021/22 on page 48 to 55. It includes five focus areas. As I have said, access to markets, access to finance, improving business support, developing township-based businesses and of course contributing to the entrepreneurship.

The hon member mentioned the grocery list. I omitted a large number of initiatives which the Department is taking to support small business. The grocery list is much longer. It includes an export, advancement in promotion training for small businesses. It includes an app for entrepreneurs who want to potentially start businesses or expand businesses just to mention a few.

The other hon member made a reference to the SMME Booster Fund, which of course has been launched and the aim of the fund is to distribute up to R20 million to organisations and municipalities for programmes that focused on small businesses to grow and of course improve their sustainability so that they can create more jobs in the Western Cape and this is aimed at supporting a business, particularly in rural areas, township-based businesses, youth and women-owned business. If we look back the SMME Booster Fund in 2020 supported 16 beneficiaries which ultimately were able to provide support to 350 businesses across the Western Cape.

A great example, hon Deputy Speaker, two weeks ago I visited Glynn Mashonga. She is the CEO of Globescope Security and was a beneficiary of the support through the SMME Booster Fund. She was assisted to increase her turnover, open new offices, hire more employees and adapt to the pandemic. Through the Innovator Trust she received workshops, a dedicated mentor and coach, accounting services certification training, computer training and business linkages.

Through beneficiaries like Edge Growth and the Innovator Trust we have been able to provide boot camps to support small business, provide mentors to support small business and provide assistance, for example, with digital marketing. The SMME Booster Fund to which the hon member refers is of course just one of the many ways that we are supporting small businesses in the Western Cape and I would encourage all qualifying institutions to apply before the closing date on 7 June 2021.

[Debate concluded.]

[Interpellation 3 withdrawn.]

QUESTIONS FOR ORAL REPLY*SIU investigations in the Western Cape: corruption***1. Mr C M Dugmore asked the Premier:**

With regard to the claims made by the Head of Special Investigation Unit (SIU) in a portfolio committee meeting in Parliament on 11 May 2021 that the Western Cape was among the top hotspot provinces for corruption in the country:

- (1) What role has his Government played in these SIU investigations;
- (2) whether his Government referred any cases to the SIU for investigation in the previous financial year; if so, what are the relevant details?

The PREMIER: Thank you very much, Deputy Speaker, and thank you very much to the hon Dugmore for the question. The reply is as follows:

1. I am informed by various Western Cape Government departments that in the 2020/2021 financial year the SIU requested information from certain departments which has been provided to them. In terms of what role our departments played, those departments which were reached out to, gave their willing cooperation and assistance to the SIU teams. Quite frankly I am confused by the alleged statement of the head of the SIU when we all know that the Western Cape is the cleanest province in South Africa.

This is proven year after year with our audit results against which other provinces cannot even compare. In the 2019/20 financial year 70% of the Western Cape departments and entities received clean audits compared to the next best province Gauteng, with 30% clean audits and the worst performing, the North West with just 4% in clean audits.

We achieved these results because we do not tolerate any form of corruption. That is why for instance our Department of Environmental Affairs and Development Planning assisted the SIU when it launched an investigation there in respect of the procurement of three thermometers to monitor the COVID-19 totalling R8 910. This matter was resolved.

The Western Cape Education Department similarly complied with the request of the SIU to provide all the documents and information related to the procurement of COVID-19 PPE with the service provider and this is the Mascom Trading CC.

If the hon member Dugmore has any further questions relating to specific departments he is welcome to direct them to those relevant Ministers, and then number (2). No cases were referred to the SIU during the period 2020/2021 by any of the departments of the Western Cape.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, Deputy Speaker. Deputy Speaker, given that the information provided by the head of the SIU related to the number of complaints that they have received, and the further information that the Western Cape was one of the highest, they were the highest, one of the highest numbers of complaints coming from people in the Western Cape, does the Premier believe that there is a problem with the whistleblowing facility that members of the public are making complaints but there are not adequate responses from the various Provincial Governments otherwise why would so many relative to other provinces be making complaints to the SIU?

The PREMIER: No, and I believe the SIU to be competently resourced and our interactions have been professional, and we have given them every detail that they have needed.

Mr R D MACKENZIE: Thank you, hon Deputy Speaker, and just if I can ask my question. Deputy Speaker, I actually went to find out, I could not find this report from the SIU. I have listened to the tape ...[inaudible.] comment made there that they made in jest, but I just want to find out from the Premier, did they receive any information from the SIU on this matter and then also what programmes does the Western Cape Government have in place to combat corruption?

The PREMIER: Thank you very much and thank you to the hon member for the question. I think first of all I must say I also did see the article post, that presentation. I have actually asked the DG who has had a number of interactions with the SIU and the head of the SIU and we are actually busy compiling a whole process of complaint versus investigation versus outcome and we are waiting for that to be tabled at Cabinet and then of course you must understand this SIU Unit is now being set up at a National level to deal with the mass corruption that we saw around the whole PPE procurement processes, and quite frankly the hon Dugmore should be hanging his head in shame, and just even thinking about asking this question because the ANC really does not look good in it. In our Province we have proper processes on procurement. We have proper processes on internal audit and on making sure that we run the systems correctly. Wherever there is a complaint or an anomaly we go in and investigate it because of course in a procurement process with the billions that are being put through the system of procurement you have always got to be making sure that you are on top of your game, and then of course that gets verified every time it comes through when the external auditors come and then again verify our own processes as well as our own internal audit processes.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, Deputy Speaker. Arising from the Premier's reply I would like to ask him given that the Filcon Company which essentially failed to deliver up to R100 million in this Province, having been successful in procurement, would it indicate seriousness or lack of seriousness from the Provincial Government that that no civil action has been taken by this Provincial Government against Filcon resulting in many smaller black-owned contractors still not being paid almost ten years later, and is this an indication of the fact that Filcon is a DA funder?

The PREMIER: The hon Dugmore, if he wants to get answers to these kind of questions and be serious about being an Opposition member and the Leader of the Opposition, he should put the question properly, but the answer is no, and no, and perhaps he should ask questions about whether we did business with Digital Vibes or companies that belonged to or are partnered up with family members of the National Minister of Health. But we need to be able to be answering these questions and if he is serious I say to him he must put those questions properly to us.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, Deputy Speaker. So does the Provincial Government have no intention from bringing civil action against Filcon to recover money so that those small black contractors can be repaid or do you just allow corruption to continue?

The PREMIER: Once again, as far as I know I do not think we are busy with any kind of civil claim, but if he wants to get a proper answer, he will ask a proper question. Then we will deal with that properly.

Israeli Government

2. Mr M K Sayed asked the Premier:

What relations, if any, does his Government and the Western Cape municipalities have with the Israeli Government?

The PREMIER: Thank you very much, hon Deputy Speaker, and thank you very much to the hon Sayed for your question. The reply is as follows:

2. With regards to the Western Cape Government we have no formal relations with the Israeli Government and the Department also has no information in respect to any of our municipalities with any formal relation.

The DEPUTY CHIEF WHIP (ANC): Thank you very much to the Premier for the response. I just wanted to then get a sense, noting that the Premier says that there are no formal relations, but what we do know, and it was discussed last year in the House that one of the departments in this particular Province, Education, to be specific, ensured that staff in the Department and teachers, particularly those responsible for the teaching of history, went to Israel on a paid-for trip. I just wanted to get a sense as to within the context of what the United Nations had said in terms of the war crimes, also in terms of the ongoing expansion, illegal expansion of Israeli settlements. Will the Premier consider engaging with departments that do have those types of links, not necessarily relations, but where there are those links happening, with municipalities for example, such as the City of Cape Town also. We know about the desalination plant. Will the Premier consider ensuring that there is a downgrade of such type of relations or visits and exchanges within the context of what is happening? I thank you.

The PREMIER: Thank you very much, Deputy Speaker, and the hon Sayed. It is almost more like a statement than a question and I want to say that of course those kind of downgrades or upgrades, we talk about national relations between National Government and other countries, but he also mentioned the

United Nations and quite frankly I support the United Nations statement and I also even add my own statement to say that quite frankly, first of all with what is going on in the Middle East between Palestine and Israel we condemn violence and we need to find a peaceful solution and we support the search for that peaceful solution urgently.

Mr R D MACKENZIE: Thank you Deputy Speaker. Deputy Speaker, I just want to find out from the Premier what is the value of relationships with other provincial governments globally and how does this benefit the citizens of this province?

The DEPUTY SPEAKER: One minute Premier, before you answer. Yes, what is your point of order?

The LEADER OF THE OFFICIAL OPPOSITION: Let me stand quickly. My point of order is that the question by hon member Mackenzie has nothing to do with the question that has been asked by member Sayed. It is a completely different question.

The DEPUTY SPEAKER: Hon Dugmore, that is for the Premier to decide. Remember, it is his prerogative of how he wants to respond to that question.

Mr R D MACKENZIE: He is talking about international relations, Deputy Speaker.

The PREMIER: Thank you. Thank you very much, Deputy Speaker, and I mean it is quite interesting because the follow-up question from the hon Sayed started talking about relations and municipal relations and then... [Interjection.]

The DEPUTY SPEAKER: Order!

The PREMIER: He talks about international relations with an international country and of course the follow-up was not necessarily countries but talking about regions or provinces, and of course I think relations, inter-provincial relations with other provinces are really critical. So much has happened in the last year because of our partnership with other provinces, so I think of course all international relations have importance and specifically I think where we have found over the last few years those partners in partner provinces have been really beneficial and of course I think even just in general in relationships with countries. I have just come off a meeting with five African states, those that are based with Consul Generals based here in the Western Cape, really working on how we build on our relationship with our neighbouring countries and Sub-Saharan African countries and how we use that to the benefit of our respective populations but also the continent as well.

The DEPUTY CHIEF WHIP (ANC): Sure, but within that context and we thank the Premier for the further response. Is the Premier willing as the head of Western Cape Provincial Government to uncategorically state that the illegal expansion as per international law by Israel ought to be condemned?

We are not talking here about violence on both sides and tied to that, is the Premier willing to ensure that if there are any type of relations even with the City of Cape Town and the purchasing of drones and cameras and those types of things, if there are any of those kinds of elements that if those products are purchased from the illegal territories that those are stopped. Is the Premier willing to go that far? Is the Premier willing to go the route of National Government wherein which it has downgraded relations so I just wanted to get a sense of that particularly given the context of trade that the Premier spoke about in terms of relations with provinces and with cities, and could the Premier possibly elaborate on the current status of the relationship between the City of Cape Town and the City of Haifa, in the context of what is now happening. Thank you.

The DEPUTY SPEAKER: Premier, if that has got to do with Provincial Government, and whether you are willing to answer that, over to you.

Mr P J MARAIS: Hon Speaker, a point of order.

The DEPUTY SPEAKER: One minute. Hon Marais, what is your point of order?

Mr P J MARAIS: Are we discussing national politics and we allow it in the provinces? Are we discussing foreign affairs now?

The DEPUTY SPEAKER: Hon member Marais, yes, exactly what I just said...one minute. I have just [Inaudible.] just one minute. What – I have just heeded hon member Sayed around that because I have said that this is Provincial Government and we must be careful that we are not completely off track, but once again to the Premier, he can decide how he wants to respond to that question.

The CHIEF WHIP (DA): Point of order.

The DEPUTY CHIEF WHIP (ANC): Just on a – is that a point of order?

The DEPUTY SPEAKER: One minute, hon member Sayed. Yes, one ...[Interjections]

The DEPUTY CHIEF WHIP (ANC): Okay, maybe let the Chief Whip [Inaudible.]

The DEPUTY SPEAKER: I will, thank you. Hon Chief Whip, what is your point of order?

The CHIEF WHIP (DA): Thank you, hon Deputy Speaker. To my knowledge the Rules only allow one follow-up question, but from what I could hear, it sounded like the hon member asked several follow-up questions in one go, and I wonder if you could perhaps have a look at that, please.

The DEPUTY SPEAKER: Hon Chief Whip, yes, I will – I do not think there is much time yet, but I would leave that to the Premier to choose the one question he wants to answer, but, hon member Sayed, over to you, what is your point of order?

The DEPUTY CHIEF WHIP (ANC): Chair, it is just a point of correction and context, to say that the mere fact that the question was printed on the Paper and the Premier responded, and the question immediately spoke to Provincial Government and to municipalities.

So the hon member Marais, if the Western Cape becomes a federal government and a federal state, it will be having relationships with other governments. So I just wanted to correct ...[Interjections.]

The DEPUTY SPEAKER: Hon member Sayed ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): ... the former Premier there ...[Interjections.]

The DEPUTY SPEAKER: ...[Inaudible.]

The DEPUTY CHIEF WHIP (ANC): ... but certainly we can engage with the former Premier at a later stage. Thank ...

The DEPUTY SPEAKER: Hon member Sayed, you are stretching the future here. Yes, I hear you, but that was a very clever political way of expressing, but once again I hand over to the Premier.

The PREMIER: Thank you very much. So that was five questions altogether in the last follow-up question of the previous question which had, I think, three questions in it, but I will deal with the last one first, and wonder if I should spend some time talking about federal powers, and in actual fact wondering whether the hon member Sayed is actually going to be within his own political party, and at a national level really motivating that we really push for more federal powers moving to provinces, because I think that makes for good competitive governance, it brings power closer to the people, allows regions to be making decisions about what is relevant for regions, and I think that makes good sense when it comes ...[Interjection.] to [Inaudible.] and it is within a country.

Mr P J MARAIS: Hear-hear!

The PREMIER: So it will be great if I can rely on the hon member Sayed as a partner in convincing the ANC and the National Government to relook at their policy around federal powers. [Interjections.]

Then of course ...[Interjections.] then of course the second last question dealt with a relationship to do with the City of Cape Town and of course I am not empowered to answer that, I actually am not aware of the content of that relationship, so also again as I said in an earlier reply to the hon member Dugmore, if that is something that the hon member Sayed wants to know, then please put that specific question to me, and we will endeavour to get that answer for him.

And then with regards to international relations and downgrades of actions between countries and policies, I again will defer that to the National Government on how they deal with it, and then we here as a Provincial Government, we will continue to work with the international markets that we trade in, the international markets that we look for further opportunities to grow our economy, to bring our citizens out of poverty. You know, yesterday the hon member Bredell was talking about where we are as a province, and this is the best-off province in the country when it comes to the poverty index, and the upper band of the poverty index in our province, 50% of our citizens reside within the baseline to the upper-end of poverty. Half of the citizens. We need to be focusing on what we should be doing on changing our policies and how we operate as a country towards creating an environment for economic growth and jobs, because quite frankly the path that the ANC is on at the moment is a path of destruction, a path of poverty, a path of actually destroying people's lives, hope and futures, and they really need to think about their policies and how we move forward. Thank you, hon Deputy Speaker.

The DEPUTY SPEAKER: Thank you. Hon members, I just want to heed these kinds of questions. They are leading and they are stretching on the edge. So please, if we can focus our business to the business of this Parliament in this Province.

Bonnievale: escaped crocodiles

3. Mr A P van der Westhuizen asked the Minister of Local Government, Environmental Affairs and Development Planning:

- (1) What has been the total cost, up to the latest date for which information is available, for the various entities that assisted in finding the Nile crocodiles that escaped from a crocodile farm near Bonnievale at the beginning of March 2021;
- (2) whether his Department and/or CapeNature will be submitting a claim to recover the expenses incurred in this regard; if not, why not; if so, what are the relevant details?

The MINISTER FOR LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, hon Deputy Speaker. To hon member Van der Westhuizen, thank you for the question. The reply is as follows:

3. The estimated cost occurred during the operations to recover as many crocodiles as possible, CapeNature round about plus-minus R210,497.24, and the South African Police Service R126,397; a total of plus-minus R336,000.

Since this matter is under investigation, CapeNature is not in a position to decide whether it will submit the claim to recover the expenses occurred, so they are busy with that process. I thank you.

Mr A P VAN DER WESTHUIZEN: Thank you, hon Deputy Speaker. †Minister Bredell, glo u dat die verhaling van kostes of boetes genoegsame optrede sal wees om te verseker dat ander in beheer van wildplase en reservate die nodige voorsorg sal tref dat hulle werknemers en veral die publiek wat naby hierdie plase en reservate woonagtig is, veilig sal wees?

Indien nie, watter stappe sal u Departement neem om te verseker dat hulle veiligheid verkry kan word en onnodige kostes vir die belastingbetaler vermy kan word?

[Translation of Afrikaans paragraphs follow.]

[Minister Bredell, do you believe that the recovering of costs or fines will be sufficient action to ensure that others in charge of game farms will take the necessary precaution that their employees and especially the public that are living near these farms and reserves, will be safe?

If not, what steps will your Department take to ensure that their safety can be achieved and unnecessary costs to the taxpayer be avoided?]

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING: Eerstens baie dankie, dankie vir die vraag van die agb lid.

Daar is 'n regsproses, en ek gaan my nie daaroor uitspreek nie. Ek dink ons moet die regsproses sy gang laat gaan. Daar was natuurlik onmiddellik opgetree deur CapeNature in samewerking met hulle vennote. Die probleem is onmiddellik aangespreek [Tussenwerpsels.] ...

[Translation of Afrikaans paragraphs follow.]

[The MINISTER FOR LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Firstly, thank you, thank you for the question from the hon member.

There is a legal process, and I am not going to speak about that. I think we should let the legal process run its course. CapeNature of course immediately acted in cooperation with their partners. The problem was addressed immediately [Interjections.] ...]

Die regsproses moet sy gang gaan. Ons is redelik, en ek is ook altyd baie versigtig, want ek glo dat die straf en die oortreding moet verband hou met mekaar.

Tweedens, ek dink in die provinsie dat ons het genoegsame reëls. Ons moet onthou dit is nie iets wat gereeld gebeur nie. Dit was die eerste keer wat ek kan onthou dat so iets gebeur op 'n krokodilplaas. So die reëls, die omheining, die permitte, die goed is in plek. Die inspektering daarvan, natuurlik leer ons almal ook lesse hierna, die nagaan daarvan, en as daar enige onwettigheid is, natuurlik sal daar 'n gevolg wees.

So persoonlik dink ek dat CapeNature se reëls is in plek om die wildbedryf te ondersteun. U moet ook onthou dat die wildbedryf dra geweldig by tot die ekonomie, en dit is vir ons belangrik dat ons reëls en ons permitsisteme die bedryf ondersteun, maar terselfdertyd ook sorg dat die publiek veilig is ten alle tye.

So ja, daar is 'n grys area, daar is samewerking. Ons het gereeld samesprekings met die bedryf en ons hou 'n fyn oog daaroor, en ons hou 'n baie sterk houvast op die manier wat ons ons heining inspekteer en ons permitte uitreik. Baie dankie.

[Translation of Afrikaans paragraphs follow.]

[The legal process has to run its course. We are reasonable, and I am always very cautious, because I believe the punishment and the offence should relate to each other.

Secondly, I think in the province we have sufficient regulations. We must remember it is not something that happens regularly. It was the first time as far as I can remember that something like that happened on a crocodile farm. So the regulations, the fencing, the permits, these things are in place. The inspection thereof, of course we all learn lessons afterwards, the checking of it, if there was any unlawfulness, of course there will be a consequence.

So personally I think that CapeNature's regulations are in place to support the game. You should also remember that the game industry contributes a great deal to the economy, and it is important to us that our regulations and permit systems support the industry, but at the same time also see to it that the public is safe at all times.

So yes, there is a grey area, there is cooperation. We have regular discussions with the industry and we keep a close eye on that, and we have a very strong grip on the way that we inspect our fencing and issue our permits. Thank you.]

Mr P J MARAIS: Thank you, hon Deputy Speaker. Minister, we have a problem with the crocodiles. Next time it can be snakes, another time it can be lions. Do you think this problem will be better handled if we change our Western Cape Constitution and do away with the Environmental Officer, as is suggested by the Premier? Do you think that will make your job much easier if we leave it to National Government, and that we do not interfere if more crocodiles should walk in our streets?

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING: Agb Adjunkspeaker, ja. Die krokodil-voorval was vir ons 'n baie ernstige voorval, 'n kommissaris gaan niks daaraan kan doen nie. Dit was 'n omheining *fault* wat gebeur het. Die goed gebeur.

Ons het in die verlede baie min insidente gehad, maar wanneer jy werk in 'n bedryf, jy kan met 'n gereedskapstuk, met 'n boormasjien deur jou voet ook boor. Jy kan – daar is in enige bedryf risiko's en gevare, maar CapeNature beheer dit ontsettend goed.

Daarom was daar baie min van hierdie voorvalle oor die afgelope jare.

So dit het niks met 'n kommissaris te doen nie. Dit is absoluut 'n proses, dit was 'n persoon wat – en die ondersoek sal dit uitwys – met die krokodille geboer het. Die moeilike deel van die operasie was dat ons het op daardie stadium nie geweet hoeveel krokodille was weg nie, het uitgekom nie. So dit is ook iets wat ons moet reguleer in die boekhouding daarvan, die rekord daarvan, maar dit sal natuurlik alles in die regsproses uitgespel word, maar soos wat ek hier staan, 81 krokodille is teruggevind en die regsproses sal nou sy gang gaan. Dankie.

[Translation of Afrikaans paragraphs follow.]

[The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Deputy Speaker, yes. The crocodile incident was to us a very serious incident, a commissioner is not going to be able to do anything about it. It was a fencing fault that occurred. These things happen.

We had very few incidents in the past, but when you work in an industry, you can with a piece of equipment, with a drill, also drill through your foot. You can – there are in any industry risks and dangers, but CapeNature controls it extremely well. Therefore there have been very few of these incidents over the past years.

So it has nothing to do with a commissioner. It is absolutely a process, it was a person that – and the investigation will show that – was farming with the crocodiles. The difficult part of the operation was that at that stage we did not know how many crocodiles were missing, had escaped. So that is also something that we have to regulate in the bookkeeping of it, the record of it, but all of it will of course be spelt out in the legal process, but as I stand here, 81 crocodiles have been found again and the legal process will now run its course. Thank you.]

The DEPUTY CHIEF WHIP (ANC): Hon Deputy Speaker, thank you. Just following up from the question posed by the former Premier. I just wanted to get a sense, does Minister Bredell not think that if there were to be an Environmental Commissioner, as per what we find in the Western Cape Constitution, such incidences would be able to be better managed and handled. There will be – not to say that it has not been managed well, but that there will just be greater systems in place, greater monitoring of such systems? Thank you.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: No, I do not think so. I really think the Environmental Commissioner, we must leave it for the debate to come to the House, but I do not think so.

Mr P J MARAIS: Minister, I disagree with you. You know why? If we wanted to amend this Constitution, we could have given ...[Interjections.]

An HON MEMBER: What is the question?

Mr P J MARAIS: We could have given the Environmental Commissioner more powers to deal with these things. You say he cannot do anything. Then we should improve the Constitution and not ...[Interjections.] scrap it. Do you think that we should rather [Interjections.] improve powers of our Commissioner to deal with the issues as you mentioned? I do not get your argument.

The LEADER OF THE OFFICIAL OPPOSITION: I do not get your question. [Laughter.]

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Deputy Speaker, thank you and to be serious, I do not know what the question is.

I do not think so. I think people must read up and understand the roles and functions within the Constitution of the Environmental Commissioner when we have a sensible debate on that. We want to do the best for this province, and we must be aware of what the Premier has just flagged. The poverty levels – 50% of our households live under the breadline, and I would love to have more money for our kids and women and people who do not have food to eat. Thank you.

Municipalities: disaster assistance to

4. Mr D America asked the Minister of Local Government, Environmental Affairs and Development Planning:

What specific support has his Department provided to the Overberg District Municipality and the Cape Agulhas Municipality to assist the communities affected, particularly those in Struisbaai and others affected by the storms of early May this year?

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSKE EN ONTWIKKELINGSBEPLANNING: Dankie agb Adjunkspeaker, aan die agb lid America, baie dankie. Ek dink nie ek moet die hele een lees nie. As die agb lid my sal toelaat gaan ek so hier en daar raak en dan sal ek dit vir hom indien. Die antwoord is soos volg:

4. Die Suid-Afrikaanse Weerdienste het op 3 Mei 2021 vroeëre waarskuwingseine uitgereik of uitgestuur vir areas waar ons vermoed het dat ernstige weerstoestande op pad was soontoe, veral in die Tuinroete, Kaapse Wynland en die Kaapse Metro, asook die Overberg se munisipaliteite. So hy het redelik wyd geslaan, daardie weer, en daar is deur Rampbestuursentrums gekommunikeer.

Nou moet ek 'n stappie terug gee. U moet ook onthou dat ons van Plaaslike Regering wanneer die winter op pad is, altyd 'n skrywe en 'n *circular* uitstuur na die munisipaliteite toe, waar ons vir hulle sê, "Maak julle stormwater skoon; kry julle areas gereed, want die winter is op pad en ons weet dat oorstromings 'n probleem is."

Die Kaapse Wynland, Langeberg Munisipaliteit en die Overberg Distriksmunisipaliteit is baie erg deur die ongunste weerstoestande geaffekteer, veral die wind, ensovoorts. Die Overberg, Kaap Agulhas, Swellendam en Theewaterskloof het die meeste oorstromings ondervind, en soos wat ek vandag hier staan, is daar 'n span van ons ingenieurs in die provinsie wat in Kaap Agulhas is nadat die burgemeester my kom sien het, om te kyk na die oorstromings in sy munisipale area. Wat baie interessant is, en ek dink ook dit is 'n ontwerpersprobleem, hulle sukkel met stormwater en ons ingenieurs sal 'n plan op die tafel moet sit oor hoe gaan ons keer dat daardie huise elke winter oorstroom. So die Departement het met die burgemeester in aanraking gewees en ons is besig om daardie opname te doen.

Ons is ook besig om die skade te verifieer. Dit is nog bietjie vroeg, maar met 'n eerste oogopslag lyk dit of die skade hier by die plus-minus R360 miljoen gaan wees. Weereens dit is nie feitelik nie, die feite sal ons kry, ons is besig met daardie ondersoek. Die storm, soos wat u kan hoor, het redelik wyd geslaan.

So tydens 'n onlangse vergadering tussen myself en die burgemeester het hy sy bekommernis uitgespreek dat veral in 'n sekere area in Kaap Agulhas daar baie oorstromings is en dit gebeur elke winter, en daarom het ons dan nou die span ingenieurs gestuur om hulle te help met die beplanning van hulle stormwater en te kyk hoe kan ons die water uit die dorp en uit die mense se huise hou. Baie dankie, agb Adjunkspeaker.

[Translation of Afrikaans paragraphs follow.]

[The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, hon Deputy Speaker, to the hon member America, thank you. I don't think I should read the whole reply. If the hon member will allow me, I will touch on it here and there and then I will submit it for him. The reply is as follows:

4. The South African Weather Services on 3 May 2021 issued or sent out early warning signals to areas where we suspected serious weather conditions were heading to, especially in the Garden Route, Cape Winelands and the Cape Metro, as well as the Overberg municipalities. So it hit fairly wide, that weather, and Disaster Management Centres communicated with each other.

Now I have to take a step back. You should also remember that when winter is on its way, we always send a letter and circular from Local Government to municipalities, where we say to them, "Clear your storm water; get your areas ready, because winter is on its way and we know that flooding is a problem."

The Cape Winelands, Langeberg Municipality and the Overberg District Municipality were badly affected by the inclement weather conditions, especially the wind, etcetera.

The Overberg, Cape Agulhas, Swellendam and Theewaterskloof experienced the most flooding, and as I am standing here today, there is a team of engineers in the province which is in Cape Agulhas after the Mayor had come to see me, to look at the flooding in his municipal area.

We are also busy verifying the damage. It is still a bit early, but at a first look it seems that the damage will amount to plus-minus R360 million. Again it is not factual, the facts we will get, we are busy with that investigation. The storm, as you could hear, struck fairly wide.

So during a recent meeting between myself and the Mayor he expressed his concern that especially in a certain area in Cape Agulhas there are many floods and it happens every winter, and therefore we have now sent in the team of engineers to assist them with the planning of their storm water, and to see how we can keep the water out of the town and out of people's houses. Thank you, hon Deputy Speaker.]

†Mnr D AMERICA: Baie dankie, agb Minister, vir die antwoord en ek is seker u kan verder uitbrei in verband met die ondersteuning wat gedoen is aan die munisipaliteit, maar ek is bly, Minister, dat u genoem het dat 'n span ingenieurs is uitgestuur, want in Struisbaai-Noord in die besonder is die stormwaterstelsel nie goed ontwikkel nie.

So die vraag is in hoe 'n mate sal ons nou hierdie proses verder vat om vir Struisbaai in die besonder, 'n meestersplan vir die stormwaterstelsel te ontwikkel? Dankie [Onhoorbaar.]

[Translation of Afrikaans paragraphs follow.]

[Mr D AMERICA: Thank you, hon Minister, for the reply and I'm sure you can expand further regarding the support to the municipality, but I'm pleased, Minister, that you mentioned that a team of engineers had been sent out, because in Struisbaai North in particular the storm water system is not well developed.

So the question is to what extent will we now take this process further to, for Struisbaai in particular, develop a master plan for the storm water system? Thank you [Inaudible.]]

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING: Agb Adjunkspeaker, baie dankie en aan die agb lid America twee goed.

Die ingenieurs is vandag in Kaap Agulhas. As hy praat van "Struisbaai", kan hy net vir my dit gee dat ek met hulle kan kommunikeer. Miskien is dit 'n ander perseel, ek weet nie, waarna hulle moet kyk. Ek het vir hulle gevra om vir my te kyk na 'n meestersplan, maar ons almal weet dat 'n meestersplan en die uitrol van 'n meestersplan tyd gaan vat, gaan geld neem en ons klein kusedorpe het nie daardie tipe begrotings nie, so dis 'n lang proses, maar ek het ook vir hulle gevra om vir my te kyk na die onmiddellike; 'n korttermyn, 'n maklike, 'n goedkoper oplossing sodat ons net kan voorkom dat mense se huise water kry

en dat hulle kniediep in die water is, en ek dink die ingenieurs sal met beide planne 'n baie korttermyn oplossing vind, wat miskien nie die ideaal is nie, en dan sal ons met die munisipaliteit werk deur ons MIC-tipe aansoeke, om 'n langer termyn meestersplan daar te plaas. Dankie.

[Translation of Afrikaans paragraphs follow.]

[The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Hon Deputy Speaker, thank you and to the hon America, two things.

The engineers are today in Cape Agulhas. When he speaks of “Struisbaai”, can he just give it to me so that I can communicate with them. Perhaps it is another site, I don't know, they have to look at. I asked them to look at a master plan for me, but we all know that a master plan and the rollout of a master plan are going to take time, will cost money and our small coastal towns do not have those type of budgets, so it is a long process, but I also asked them to look at the immediate; a sort term, easy, cheaper solution so that we can just prevent people's houses from taking water and that they are knee-deep in the water, and I think the engineers will with both plans find a very short term solution, which is perhaps not ideal, and then we will work with the municipality through our MIC-type applications to put a longer term master plan in place. Thank you.]

[Reply as tabled by the Minister of Local Government, Environmental Affairs and Development Planning]

The South African Weather Services (SAWS) issued early warnings on 03 May 2021 for severe weather conditions affecting West Coast, Garden Route and Cape Winelands, City of Cape Town Metro as the Overberg Municipalities. Through the Department's Disaster Management Centre all early warnings were disseminated and announcements for flood safety procedures for the areas that were anticipated to be at risks were shared.

The severe weather greatly affected Cape Winelands (Langeberg Municipality) and Overberg District Municipalities with Overberg (Cape Agulhas, Swellendam and Theewaterskloof) experiencing most of the flooding and damages.

The Western Cape Disaster Management Centre (WCDMC) activated the National Sea Rescue Institute, Departments of Social Development and Agriculture as well as requested aerial support from the South African Defence to be on standby for any emergency medical rescues. The monitoring of the river flows as received from the Department of Water and Sanitation was communicated to the Overberg District Municipality.

The WCDMC participated in the Joint Operations Committee meeting where the process of declaration and classification was presented to the Head of the Disaster Management Centre, Municipal Manager and Mayor of the Overberg District Municipality as well as to a separate engagement which included the local municipalities. The first pre-liminary damage assessment engagement with the affected Departments and municipalities was also coordinated by the WCDMC.

The Department continues to assist the municipalities and the affected departments to accurately collate and quantify the damages incurred following this event. Activities to this extent include ongoing preliminary damage assessments, damage verifications and estimation of costs.

Thus far numerous damages have been reported to formal houses, informal dwellings, schools, library, water pipelines, roads, gauging stations and farm infrastructure. While verifications are still to take place in the next few weeks, the initial round of preliminary assessments indicates that over R358 000 000 in damages were incurred collectively by the Cape Winelands and the Overberg District Municipalities as well as the Departments of Transport and Public Works, Education and Agriculture.

At a recent meeting between myself the Mayor and the Department of Local Government, it was decided that the Department will investigate and determine emergency, short and long-term solutions to the problem and will further explore potential sources of funding for the permanent solution. As we speak, Departmental Engineers will investigate the Stormwater Master Plan in an onsite inspection scheduled for today, 27 May 2021.

Riversdale Public Library: facility for the visually impaired

5. Mr R I Allen asked the Minister of Cultural Affairs and Sport:

With reference to the new mini-library facility for people who are visually impaired that was opened at the Riversdale Public Library:

(a) What impact does this have on the community and (b) what does this represent for diversity and inclusivity in the province?

†Die MINISTER VAN KULTUURSAKE EN SPORT: Baie dankie, agb Adjunkspeaker, baie dankie vir agb lid Allen wat die vraag gevra het. Die antwoord is soos volg:

5. Die doel van die mini-biblioteek was die tyd vir mense met gesigsgestremdhede om leesbronne aan gestremde persone in verskillende gemeenskappe regoor die land te verskaf, en lede van die Riversdal-gemeenskap wat nie van die gewone biblioteekbronne en fasiliteite gebruik kan maak nie as gevolg van blindheid, gesigsgestremdheid, disleksie of algemene gestremdheid, het nou die geleentheid om deur die projek gratis toegang te verkry tot hierdie gewone biblioteekhulpbronne, soos in braille, klank en taktiele elektroniese uitstallings.

Die projek bied ook stemlees-sagteware vir individue wat rekenaarvaardig is, sowel as leeshulptegnologie vir diegene wat die biblioteek besoek.

Die Riversdal Biblioteekspan is betrokke by uitreikingsaksies na aftree-orde en skole en organisasies vir gestremdes wat die projek verwelkom het, en nou gebruikers van die klankapparatuur en boeke van die projek is, en ten opsigte van wat dit vir diversiteit en inklusiwiteit in die provinsie beteken, verseker die Provinsie deur middel van die projek dat hul

biblioteke nou toeganklik is vir meer mense in die gemeenskap waarin hulle werk, deur hierdie biblioteke van die nodige instrumente en hulpbronne te voorsien ten einde meer doeltreffende diens te lewer aan persone wat gedrukte boeke kan lees en verstaan, sowel as persone wat gestremd is; waar hierdie groepe vroeër gemarginaliseer is word daar groter inklusiwiteit in biblioteke en hulle werksaamhede met die publiek geskep. Baie dankie.

[Translation of Afrikaans paragraphs follow.]

[The MINISTER OF CULTURAL AFFAIRS AND SPORT: Thank you, hon Deputy Speaker, thank you to hon member Allen who asked the question. The reply is as follows:

5. The purpose of the mini library is the time for people with sight disabilities to provide reading resources to disabled persons in various communities across the country, and members of the Riversdale community who cannot make use of the usual library sources and facilities because of blindness, sight disability, dyslexia or general disability, now have the opportunity through the project to get access to these normal library sources, as in braille, sound and tactile electronic exhibitions.

The project also offers voice-read software for individuals who are computer literate, as well as reading aid technology for those visiting the library. The Riversdal Library team is involved in outreach actions to retirement villages and schools and organisations for the handicapped who welcomed the project, and now are users of the sound apparatus and books of the project, and with regard to what it means to diversity and inclusivity in the province, the Province ensures through the project that their libraries are now accessible to more people in the community within which they work, by providing these libraries with the necessary instruments and resources to deliver a more efficient service to persons who can read and understand printed books, as well as handicapped persons, where these groups had earlier been marginalised greater inclusivity in libraries and their activities with the public are created. Thank you.]

Mr R I ALLEN: Thank you so much, hon Deputy Speaker. Hon Deputy Speaker, I appreciate the response from the Minister and to link it back to libraries and because libraries, hon Deputy Speaker, have a service footprint across the entire province and in each district, I want to check from the Minister whether libraries in the province are involved in the vaccination registration drive for the province? Thank you.

The MINISTER OF CULTURAL AFFAIRS AND SPORTS: Yes, hon member Allen. As we all have to do our part in registering as many elderly citizens as possible, as they may not have the means to do so themselves, our library service should be commended for volunteering to support the #Lets Do This vaccination registration drive currently underway in the province, and public libraries across the province are actively assisting residents 60 years and older, with vaccination registration.

[Question 6 withdrawn.]

*Lockdown intervention mechanisms for business***7. Ms N Makamba-Botya asked the Minister of Finance and Economic Opportunities:**

What innovative role was played by his Department as an intervention mechanism to make sure that businesses in the province can thrive or operate successfully even at the height of the lockdown period?

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you, hon Deputy Speaker, and thank you to the hon member for the question. The reply is as follows:

7. Hon Deputy Speaker, with the announcement of the national lockdown on 26 March 2020, many businesses were forced to close temporarily. During this period and throughout the alert level 1 restrictions, the Department of Economic Development worked hard to support businesses, especially small businesses, to open up safely and responsibly, so that we could save jobs and ultimately save the economy in the Western Cape, and so we thought that certain sectors were able to open safely and responsibly under the risk adjusted approach to the COVID-19 lockdown, and we worked hard to engage with National Government to allow these sectors to open up responsibly.

With the release of the risk adjusted approach in April, we worked around the clock to engage with numerous economic stakeholders as part of our submission to the Department of Cooperative Governance and Traditional Affairs. We received numerous submissions which, together with our detailed submission, were submitted to the Department of Cooperative Governance and Traditional Affairs.

Many of these recommendations, which we put after this extensive consultation with business, were finally adopted by National Government, and persisted in opening the economy, of course responsibly, in the Western Cape.

In addition to that, hon Deputy Speaker, in addition to our efforts to open up the economy, we also took a number of steps of course to support business through the lockdown period.

We set up a COVID-19 Content Centre with our partners at Wesgro and the City of Cape Town, to provide support and advice for businesses during this crisis. We focused particularly on helping businesses interpret the legal requirements placed on them during the lockdown period, because of course many aspects of the lockdown and of course the alert level regulations, were unclear to business, and so they required support in determining how to navigate the restrictions.

We also launched a COVID support finder, which helped businesses to navigate and access the many financial relief packages which were available to them.

We launched an app for entrepreneurs, which was innovative and provided a one-stop shop for existing and potential business owners in the Western Cape to get all the resources that they needed to start, to scale-up and perhaps to grow their firms.

We also implemented the “Go Digital Western Cape” campaign, which provided I think very practical advice, tips and tools to assist businesses to pivot their businesses online and adopt digital technologies, and these were communicated to businesses through a series of webinars and published articles. The “Tech Volunteer” campaign matched those, for example, seeking assistance with ICT matters, and matched those with businesses who required advice on ICT.

We also, through our Red Tape Reduction Unit, of course assisted entrepreneurs with business information, such as how to start businesses, where to register business, as well as dealing with red tape issues such as delayed payments, and over this period to date, we have had about 146,000 visitors who have used our support business website. The COVID-19 Content Centres dealt with 2,674 queries. The COVID-19 Support Finder has assisted about 6,900 businesses, and the Red Tape Reduction Unit has dealt with 1,248 queries, but of course in addition to our Red Tape Reduction Unit there were many businesses and individuals that experienced delays with, for example, UIF TERS pay-outs, and we stood by to assist them.

We of course also supported businesses, hon Deputy Speaker, by distributing about R38 million through our COVID-19 Business Relief Fund, to 249 small businesses across the Western Cape, saving about 2,000 jobs during the COVID-19 pandemic.

We also distributed R3 million through the Community Economy Recovery project, which was executed in partnership with the EDP, to provide 225 community kitchens in COVID-19 hotspots, with digital vouchers for food relief, which was of course spent at participating spaza shops and supported about 122 spaza shops across the Western Cape.

Of course, hon Deputy Speaker, tourism was very hard hit by the COVID-19 pandemic and suffered significant job losses. We of course during this period held significant and continuous engagements with key tourism industry stakeholders. We worked with the industry to ensure destination readiness and the implementation of all the necessary health guidelines to stop the spread of COVID-19.

We distributed R5 million through the Tourism Product Development Fund to support new or existing tourism products and experiences and save jobs in the Western Cape.

We worked with stakeholders across Government to put in place the necessary screening so that we could open the George Airport, and we supported the sector to access available funding by driving awareness of the availability of funds through our networks and of course assisting applicants who needed it.

To ensure, for example, that our tour guides could access relief funding National Government had made available, we collected and verified contact details of our tour guides across the Western Cape, and submitted their details of probably an estimated 5,000 guides to the National Department of Tourism to receive funding relief, or to be eligible to receive funding relief, and of course we released a five part weekly seminar series on the tourism sector that provided support and advice to businesses on opening safely during the COVID-19 pandemic.

But that is not all, hon Deputy Speaker. We also worked very hard during this time to ensure that all employers and employees implemented and adhered to the critical safety measures that were required to stop the spread of COVID-19 in the workplace. To ensure that small businesses remained open and more people got back to work, it was important that all employers and all employees adhere to critical safety measures to stop the spread of the COVID-19 pandemic in the workplace, and so we made a number of, I think, very valuable resources available to employers and employees returning to work, which can be found on the Western Cape Government's website.

We made available, for example, health guidelines and information material and preventing and managing COVID-19 infections. We assisted businesses to find personal protective equipment suppliers through our PPE marketplace. We distributed 11,000 COVID-19 business safety kits to small businesses and informal traders across the Western Cape, to support them to implement the necessary health measures to stop the spread of COVID-19 in the workplace, and we also provided employees with a set of frequently asked questions, that provided them with advice on how to stay safe in the workplace and what their employer needed to do to ensure their safety.

And of course, we also provided employees and customers with a mechanism to report businesses that are not or were not following the necessary health guidelines to stop the spread of the virus in the workplace. To date I think we have received over 4,500 complaints of businesses in non-compliance via this online form, all of which have been resolved.

We also secured the services of an occupational health and safety agency to assist businesses at no cost. The occupational health and safety support was made available to assist businesses to ensure their compliance with COVID-19 protocols. It helped them to assess the risk, to develop risk mitigation plans and of course implement specific COVID-19 health and safety measures, and this support was provided to 459 businesses, with a further 51 businesses supported to resolve fairly complex COVID-19 workplace safety non-compliance matters.

Additionally, seven sector-specific "how to" workplace safety guides and best practice examples were developed, and which were distributed widely to businesses in the Western Cape.

We have worked hard over the lockdown period to support businesses who have been hard hit by the COVID-19 pandemic, and of course we will continue to work hard to support business as we go forward in the Western Cape. Thank you, hon Deputy Speaker.

Ms N MAKAMBA-BOTYA: Thank you very much, hon Deputy Speaker. Thanks to the Minister with the report that he has provided us.

I just want to find out, I think what he has responded is a mouthful and with the stats that he has given us, it is proper, but I just want to know if his Department has played any role pertaining to the business that were not compliant in terms of supplying their workers with the TERS money, specifically because we have received and we have seen a number of cases whereby some companies have refused to pay their employees the TERS money, as was announced by the President.

So I want to know if his Department has played any role in terms of making sure that those businesses are actually put into place in terms of compliance and all that; and secondly, I want to know if there is any informal trading that he can give stats on, from in like townships where he has assisted those informal trading companies to recover from the COVID-19. Thank you very much.

The DEPUTY SPEAKER: Thank you, hon member, thank you, but just remember you have asked two questions there. It really just requires one. Over to you, Minister.

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you, hon Deputy Speaker.

Let me begin again with the issue of UIF TERS, which is of concern to the hon member, and of course during this period was of great concern to the Department.

Through our COVID-19 Support Finder, we helped businesses to navigate and access the many financial relief packages on the one hand that they were eligible to apply for, including of course the Unemployment Insurance Fund so-called "Temporary Employed Relief Scheme".

In addition, the team behind the COVID-19 Content Centre, which I have mentioned, and of course the Red Tape Reduction Unit, directly engaged with many employers to help them with their applications by providing the relevant information, including the fairly regular amendments, if you recall, to the application process, which caused great difficulties accessing UIF TERS.

Our Red Tape Reduction Unit also liaised directly with the Department of Employment and Labour to address the challenges that they had also distributing the funds in a timely manner, and we also intervened on behalf of businesses with the Department of Employment and Labour, where there was evidence that there were huge delays in the finalisation of applications, and where there were huge undue delays.

To date the Red Tape Reduction Unit, I think, assisted about 183 businesses, and the equivalent of over 8,595 employees, with almost an average overall pay-out of about R43 million from UIF TERS.

We also found numerous difficulties with individuals and businesses which of course were reported to us, and we did, as I have said, everything to ensure that UIF TERS was paid out to support employees in businesses in the Western Cape.

On the question of informal trading. I have mentioned that we worked hard to support businesses in the informal economy in a number of ways, including, for example, accessing funding, which they were eligible for through National Government.

So if you recall informal traders and informal businesses were eligible for the general dealership support scheme and the spaza shop support scheme which was run by the National Department of Small Business, and what we did was to engage with municipalities across the Western Cape to compile a comprehensive data base of informal traders, which was then submitted to the National Department of Small Business, who used the information obviously to determine the allocation of funding to the Province, and that database was updated on a monthly basis, and I think informed the allocation of relief funding, and of course planning to support informal business in the Western Cape. Thank you.

Ms D M BAARTMAN: Thank you, hon Deputy Speaker. Hon Deputy Speaker, I would like to find out from the Minister, at the height of the lockdown, as per the question, it was essentially at level 5 and only essential services was allowed at the time due to draconian regulations that were implemented by the National Government.

At one stage we could not have certain cooked food and you could not have certain types of shoes or vests, and taxis were allowed to be full 100%. Did the Western Cape make any recommendations to the National Government in terms of any of these draconian regulations? Thank you.

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: The hon member is absolutely right. At the height of lockdown 5 there were restrictions on businesses which were draconian, and which were unreasonable and certainly constrained the economy in the Western Cape.

There is no better example, if hon members recall, of the restrictions placed on eCommerce, and certainly the Western Cape Government took the view that the sooner that we get eCommerce up and running, the better, and so after a visit to Take-a-Lot distribution warehouse in the Western Cape, where I went to see for myself the kinds of safety protocols that had been put in place, I was satisfied that eCommerce could be opened up responsibly and safely, and so we, together with the sector, input from the sector, compiled a submission, which was lodged with National Government, the Department of Cooperative Governance and Traditional Affairs, and we had several conversations at ministerial level about the opening up of the economy, especially the opening up of eCommerce.

The hon member will know that we were successful in opening up eCommerce in the Western Cape. Another sector which was negatively affected of course was the construction sector, and we, again after inputs from industry, the Master Building Association and the construction industry, also put a submission on the construction sector and the construction sector, as you know, was eventually opened up. Thank you, hon Deputy Speaker.

Ms D M BAARTMAN: Thank you, hon Deputy Speaker. Minister, I wanted to find out, at the height of the COVID regulations, essentially what happened almost halfway into the year, is businesses were also slammed with a double-whammy, and now we know that we are coming up with a possible increase in regulations again, and we have seen that Eskom has already had loadshedding again. What is the Western Cape doing to prevent this double whammy of increased lockdown and increase of loadshedding on businesses? Thank you.

The MINISTER OF FINANCE AND ECONOMIC OPPORTUNITIES: Thank you, hon member. I often like to say that the pandemic was a left hook; loadshedding was a right hook, which was often a knockout blow for many businesses in the Western Cape, and it is precisely for that reason that we have implemented our Municipal Energy Resilience Programme, where we are taking advantage of new regulations in the energy sector, to work with candidate municipalities; six municipalities across the Western Cape, essentially to prepare and power up our municipalities to begin to procure energy from independent power producers in the Western Cape, which will reduce the reliance on Eskom, and buffer households and municipalities from loadshedding in the Western Cape.

The DEPUTY SPEAKER: Thank you, Minister. I note that the time is officially up, so that will bring us to the end of Questions for Oral Reply. Outstanding replies will be printed in the Hansard.

[Question time expired.]

[Reply to question 8 to be printed in Hansard]

Questions and replies as received from departments

ORAL QUESTIONS

For written reply:

COVID-19 vaccine: effectiveness against India variant

8. Mr M Xego asked the Minister of Health:

Whether the COVID-19 vaccine that is rolled out or intended to be rolled out by the Western Cape provincial government is effective against the “new” COVID-19 variant found in India; if so, what are the relevant details?

The MINISTER OF HEALTH:

8. The National Institute for Communicable Diseases (NICD) confirmed cases of the variant, B.1.617.2, have been found in individuals with a recent travel history to India.

The Western Cape Department of Health's approach is guided by science and epidemiology specialist. The National Health Minister, Dr Zweli Mkhize, has assured South Africans that the Johnson & Johnson (J&J) and Pfizer Covid19 vaccines in the country have been effective against mutations of the virus, both the 501.V2 (which is the dominant variant in South Africa) and the B.1.617.2 variant dominant in India.

Expert virologists at the Ministerial Advisory Committee on COVID-19 vaccines, confirmed that while the country should be concerned about the B.1.617.2 variant, it is much more sensitive to vaccines than the variant dominating transmissions in South Africa. The South African variant carries a mutation, called N501Y, that appears to make it more contagious or easy to spread.

We have urged residents that irrespective of the variants of the virus, we need to be vigilant and continue with our vaccination programme and practice non-pharmaceutical interventions. Our local surveillance teams are monitoring the situation daily and can detect any outbreaks to intervene quickly to limit the spread of infections.

QUESTIONS TO THE PREMIER WITHOUT NOTICE

Mr B N HERRON: Thank you, hon Deputy Speaker. Hon Deputy Speaker, we know that the Premier believes that a municipality can be placed under administration by what he calls "political agreement", and the Premier is aware that, I think, that this is a breach of the Rule of the Law, and the Public Protector is busy dealing with that, but what I would like to ask the Premier is to advise this Parliament, what are the circumstances or what are the events that should prevail in a municipality which would prompt his Government to commence proceedings to place a municipality under administration? Thank you.

The PREMIER: Thank you very much to the hon member Herron for the question.

First of all, in his statement that he made around what I believe about "political agreement", I think he must understand the consequence or the context of how that happens.

So in this province, since I have been in Government for 12 years now, and in those 12 years I have only seen one real proper Section 136, and the way that that happened was that eventually what we got is the political caucuses in those councils to agree.

So when I say "political agreement", the two major parties in that specific council then agreed that they would put a Section 136, in other words they would allow it to happen.

In my previous experience when I was the MEC of Finance, I still remember sending a couple of mails or letters to a government in this province, a municipal government in this province, one starting probably about two months before they had to get their budget in place. Another one to them a month before. All advising them that they do not have a budget and they need to put in place, and in actual fact if you read the Constitution and the Acts, it says that if a municipality does not have a budget, then the Province must step in, the MEC of Finance must step in. Not “may”, “must”.

I still remember sending a letter to the municipal manager and the mayor a day before they had to have that budget approved, and the municipal manager sent me a reply saying, “I have no reason why you should not step in,” and of course that being many years ago, it was the Overberg Municipality, and even that the courts overturned it, we could not intervene. It is a very difficult space in which to get real, Provincial Section 136s to be implemented, when there is failure at a Local Government level.

And so, I think if you can get agreement, because of course that municipality, it was a political party that then challenged the process, and the courts then did not enable that specific administration of that municipality.

So it is a very interesting question, and I actually think we need some extra work. I know that the Minister of Local Government is busy on it to find new and easier and better ways to be able to have this proper oversight process of being able to put a municipality under administration.

So then what kind of criteria or what kind of misdemeanours - obviously we have to apply our mind to each one individually; obviously the one is passing over budget, and that is pretty simple, and I think that the most basic is that the system already says if you do not have a budget then someone has to intervene, and I absolutely agree with it, but as I have said in the past it has not worked.

And then of course you also have to have an analysis, you have to have your legal team to really go into the detail of why that specific municipality needs to be put under administration, and of course that is why we have Departments of Local Government, that is why we have that role within the Constitution.

Mr B N HERRON: Thank you, hon Deputy Speaker. So the Premier did not really indicate what kind of circumstances should prevail in order for his Government to implement an analysis to see whether a municipality should be placed under administration.

So the analysis is the process, it is not really the circumstances that would worry his Government or concern his Government to such an extent that they would start such a process, but I am wondering if any of the following circumstances would prompt the Western Cape Cabinet to commence the proceedings to place a municipality under administration. Things like the awarding of large contracts in breach of the Municipal Finance Management Act and Supply Chain Management Policies or making unlawful *ex gratia* payments to senior staff members or receiving a communication of audit findings of gross irregular expenditure exceeding tens of billions of rand over a period of time and hiding these findings in management letters.

Or failing to address recurring tender irregularities, or running political party activities from municipal offices, like phone canvassing. Or being investigated by the Hawks for fraud, corruption or money-laundering. Or maybe irregularly appointing senior staff members, including staff who have been charged with serious criminal offences in other municipalities.

Would any of those circumstances prompt his Government to start a process?
Thank you.

The PREMIER: Absolutely. So if the hon member wants to initiate us getting into such process, then I welcome him to send through that detail, because as I have said, we have got to then apply our minds, ask those relevant questions, because it is one thing saying something, the other is actually getting to the depth of whatever that case is, investigating it and then of course then you would instigate those specific processes.

Mr B N HERRON: Thank you, hon Deputy Speaker. Well, I am pleased to hear the Premier say “of course”, because all of those circumstances that I refer to are allegedly happening in the City of Cape Town, and if I have this information, then surely, Premier, you and your Cabinet colleagues, including your Minister of Finance, Minister of Local Government, Minister of Community Safety, must have this information and probably much, much more.

So I am asking the Premier, is it not time to commence the process to place the City of Cape Town under administration?

The PREMIER: Oh, I thought the hon member was referring to his National Leader and building of fences and appointing City of Cape Town suspended members to her Department, but obviously he is talking about the City of Cape Town, and I welcome him to please send me that detail of what he thinks needs to be investigated, and I will definitely reply to him.

Mr R D MACKENZIE: Thank you, hon Deputy Speaker. My question to the Premier, in light of the increased COVID-19 infections in the province and the likelihood of a third wave, under which conditions would the Premier support revised lockdown regulations, and what impact would this have on the Government’s resources?

The PREMIER: Thank you very much to the hon member. I think first of all obviously where we sit right now is at the cusp of a potential third wave. We can already see a third wave officially, according to the numbers declared in a number of provinces in our country, and of course the President has called a PCC for Sunday, to have this very discussion.

Obviously from a Western Cape Provincial Government point of view, we believe in a differentiated approach to application of different regulatory reforms or regulatory draconian measures to slow down the spread, and I say “draconian measures” because I think that many of them are very blunt instruments, and that is why I specifically believe that there should be an ability to have a differentiated approach.

As we speak, post the Cabinet yesterday, I have actually asked our Department of Health, our Department of Economic Development, our Department of Agriculture, and of course it will also then go from those three departments that will look at our position right now, and we are also looking at different phases. You will see from the Health Department's response, which they have already made public, which has almost colour-coded the different levels of infection spread or rate.

So you will get a sort of yellow, orange and red, almost like a traffic light system. I see many countries are using that system at the moment, and that enables you to measure the number of increases of cases on seven day rolling averages, and then to say, well, what are the different tools that are available. We already, as we know, have a level of lockdown in place at the moment with curfew, etcetera. We have minimum gatherings or maximum gatherings, should I say. We also are still obviously pushing for handwashing, mask wearing, making sure that we are congregating in enclosed environments, and of course we will be pushing for that this weekend in whatever our Government agrees is what those points are, and to what severity, and of course I absolutely believe that in the beginning with the first hard lockdown, which was supposed to be for three weeks, that was to get our health response ready.

I can tell you right now that we are in place for a third wave, we have the beds in place, we have the oxygen supply in place, we have the extra nurses in place. So we are prepared from that point of view, and of course we would only then start to apply those extra levels of infringement, should I say, where necessary, to save or safeguard that frontline, those health workers, those beds, those ICU beds, and of course the oxygen levels, and any other critical input that would be needed to make sure we save lives should we get to that height of infection in a peak in a third wave.

Mr R D MACKENZIE: Thank you, hon Deputy Speaker. Premier, considering that businesses, and particularly small businesses, continue to face extremely difficult circumstances as a result of the pandemic and the various lockdown regulations, what has this Government done to support these enterprises?

The PREMIER: Thank you very much, and I think that is also a very critical question. I do not want to repeat, and I think Minister Maynier has spent quite a long time answering many of those questions before I had had this opportunity, and you could get from his various answers to a number of the questions, I mean there were lots of interventions, but I also want to say that it is those small businesses that are really taking lots of strain at the moment.

I was a reading a report yesterday on a number of liquidations still taking place in our country, measuring last year this time to this year this time, and you can see at the moment you look at the numbers of companies specifically affecting our province, are those hospitality businesses, and I think you can see they have really tried hard to hang on, to hang on and we are going to get past this, and they have, I think they really have worked hard at it, and you can just see, it is almost like in desperation, and they are being taken into liquidation.

That is really, really difficult on small businesses, and of course on all of those jobs that they support directly within those businesses and indirectly, and of course that is why I think in our Recovery Plan it is also about how do we make sure that we also support jobs, safety and dignity, but in the job space, what are those extra interventions that we can put in place to make sure that these businesses can survive.

What support measures, and you heard Minister Maynier from some of those direct interventions, where they could make application for direct funding, to support, to marketing tools to help those businesses, enable new markets.

I think also we as a region - if you think about Wesgro and the role that they were playing, and even my own discussions today in the work that is happening this week around, linked to the celebration of Africa Day, today also having a discussion, even myself, with the Consul Generals on some of our Africa National partners on how we can increase trade, foreign direct investment.

Actually in a way many of our sub-Saharan African countries have done way better than we have when it comes to foreign direct investment in the last year, and also the ability of our companies and their companies to grow together in this region.

So it is varied range of interventions through direct ones, through the departments of both Economic Development, the Department of Agriculture, Wesgro, as well as any other opportunity at Local Government level, and just even diplomacy kind of discussions as I have just been saying.

So lots of various interventions, and I think also just open discussion with business. Even on the vaccine rollout, just discussing with business the role that they play in helping us to get more and more people vaccinated and registered. You can see that they also value that interaction, because they also need to get back to business as soon as possible.

So it is about creating that environment where we can all work together, understand what those pressures are, and then continue to come up with ways in which we can support those SMMEs.

Mr R D MACKENZIE: Thank you, hon Deputy Speaker. Hon Premier, now we have seen that the second wave was much bigger than the first wave, and the third wave is coming; what steps is this Government taking to limit the intensity of the third wave and to flatten the curve?

The PREMIER: Thank you very much for that follow-up. I think first of all, as I have said, our readiness is in place, but what other steps? We are continually messaging. I started off by thanking the citizens for the role that they are playing in making sure we are keeping this as slow as possible. The longer we can stretch out before it starts to increase beyond resurgence, the better it is for the vaccination programmes, for protecting people who are specifically 60 and over, the more we can get vaccinated, *et cetera*. So, that is really critical that we get that part right and carry on through into this third wave, whenever it does hit us.

You can be as prepared as possible. The epidemiologists are telling us that the third wave is expected to definitely not be as bad as the second wave and could even be less than the first wave. I sincerely hope that that is so, but I remember standing here at the start of the second wave saying we are fully prepared, we have got everything in place and then, we were hit by that double whammy called a second variant and of course, there are a number of new variants. Here, I also hope that the epidemiologists are right in that the further variants that are now morphing as this virus spreads, are actually becoming weaker. That is a norm in epidemiology that as viruses mutate, they become weaker over time and I sincerely hope that that is the case because then, we are going to beat this.

Mr D AMERICA: Thank you, Deputy Speaker. Premier, can you explain to the House what developments have taken place in the rollout of the COVID-19 vaccine to qualifying residents, particularly those beyond the metro area of the province? Thank you.

The PREMIER: Thank you very much for the question and specifically, yes, I think the rural areas are critical. First of all, I want to just start off by saying to the members of this House, all political parties, thank you very much for supporting the vaccine registration drive. We would actually like you to take it even further. I think we have already communicated with the Communications Team and the Speaker, and specifically, as we roll out to more and more of the vaccine stations.

You would have seen last week Monday, we started with six, plus one dedicated to the health care workers. Then, of course, the next day another 11 opened up. We were sitting at 30 by the end of the week. We will be sitting at another 35 by the end of this week. Next week, we ramp it up even more – private and public – so, they are continually opening. By the end of next week, we should have a facility in at least every town, every municipality across this province. Obviously, the total rollout, which includes the majority of vaccination stations, are in rural areas. So, from a Government's point of view: 70 in the City and 204 in rural areas. Due to the vast geographic spread of rural areas, we definitely have to make sure that we are trying to get those vaccinations stations as close to people as possible.

I would also perhaps want to use or abuse this opportunity, hon America, to say that we have made live a dashboard that has come out of the data team in DoTP, which is looking at our resident census and overlaying that with age groups and registrations, so that anybody – members of the public, but I also encourage the members of this House to go in a look in your constituency –and see where people are registered and where they are not. We ask you to please have a look at that tool, use it and go and try to get further people registered where we have got these gaps. I have said I want to see a heat map of where registrations are, but of course, what the opposites are and how do we zoom in.

Specifically, we know in communities that are poorer, who do not have access to WiFi and smart phones etcetera, we need to help them. We really need to help them get registered. You will also see on that dashboard that we have indicated every single Government WiFi hotspot.

We have also zero-rated data on it. So, across all of our rural areas you will see every one of those towers, where they are. You get free WiFi. You already get free 3GB of WiFi on those hotspots, but if you are doing anything to do with COVID-19 registrations, it will be zero-rated.

The SPEAKER: Speaker, I just want to make a comment. Thank you for that extensive answer, Premier. I have gone into the dashboard data. It is an extremely innovative and useful tool. So, the follow-up question is, Speaker: how is the Provincial Government ensuring that adequate communication is distributed to residents in order to address any vaccination uncertainty and scepticism that may exist among some people? Thank you, Speaker.

The PREMIER: Thank you, Speaker. Thank you very much for that follow-up. Obviously, this is an issue. It has been an issue across the world and in this area of dealing with people with questions obviously, we have got to be able to answer anybody's fear. Anybody who has a question around a vaccine, we have got to be able to give them that confidence. So, we have got on our website the Frequently Asked Questions, to give anybody the detail. Part of our weekly digicon, which is open through social media platforms, the news and media, every time we have been able to open questions, we deal with any of those fears and issues.

Lastly, on that question, I want to say that I was incredibly privileged and honoured to have had the Archbishop Desmond Tutu come forward, along with his wife, and say that they are prepared to be almost vaccine ambassadors. I mean, that was really someone who, as we know in our history, has always led from the front. No matter what it was, he stood up and made his mark, and here again. I really am so grateful to him for doing exactly that because that has helped so many people that might be afraid and to see someone like that who we actually all honour doing that. I really am so grateful to him.

Of course, the other religious leaders that have come forward and that we have worked with across all of the religions and faith groups in our region, who have all come forward and supported this process as well. Then of course, just the general ambassadors of citizens who have come forward. You might have seen sports stars coming forward, radio presenters, people just coming forwards saying, 'come along, let us get registered, let us go and get these vaccines' because it is quite critical that we allay these fears, we build our herd immunity.

Also, watching those digicons, you can see the effectiveness of it. You can already see tracking, COVID-19 positive cases and deaths amongst our healthcare workers which are on the frontline, and you can definitely see on those graphs the impact of vaccines. So, it is about openness, transparency and also about answering anybody's question in society and getting it out there. And again, thank you very much to the hon members of this House for the role that they are playing in this space as well. Thank you.

Questions and replies as received from departments

QUESTIONS

For written reply

Kraaifontein: gang murders

1. Mr R I Allen asked the Minister of Community Safety:

With regard to gang murders reported at the Kraaifontein Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what were the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

1. The South African Police Service informed me as follows:

- (a) 204 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 42
- (c) 24
- (d) 0
- (e) (i) (aa) 0
(i) (bb) 2
(ii) (aa) 24
(ii) (bb) 24
- (f) (i) 1
(ii) 5
- (g) Not applicable. The cases have not been finalised.
- (h) 6
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan).

- Detection including organised crime approach, opposition of bail and liaison with NPA.
- Communication and liaison.

Nyanga: gang murders

2. Mr R I Allen asked the Minister of Community Safety:

With regard to gang murders reported at the Nyanga Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what were the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

2. The South African Police Service informed me as follows:

- (a) 212 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 7
- (c) 0
- (d) Not applicable
- (e)
 - (i) (aa) Not applicable
 - (i) (bb) Not applicable
 - (ii) (aa) Not applicable
 - (ii) (bb) Not applicable
- (f)
 - (i) Not applicable
 - (ii) Not applicable
- (g) Not applicable
- (h) Not applicable
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan).
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison.

*Khayelitsha: gang murders***3. Mr R I Allen asked the Minister of Community Safety:**

With regard to gang murders reported at the Khayelitsha Police Station, (a) how many murders have taken place from March 2020 to date, (b) how many of these murders have been linked to alleged gang members or gang activities, (c) how many people have been arrested in relation to these crimes, (d) how many people have been convicted in relation to these crimes, (e) how many suspects are (i) currently on trial for alleged gang murders and (ii) awaiting trial for alleged (aa) gang murders and (bb) attempted murders, (f) of the suspects charged, how many cases have (i) failed to be prosecuted and (ii) been withdrawn since March 2020, (g) what was the reasons for the non-conviction, (h) how many suspects accused of murder have been released on bail and (i) what plans does the SAPS have in place to deal with gang murders at this station?

The MINISTER OF COMMUNITY SAFETY:

3. The South African Police Service informed me as follows:

- (a) 289 murders from 1 March 2020 – 31 March 2021 (13 months)
- (b) 41
- (c) 5 persons in 10 gang related murders
- (d) 0
- (e) (i) (aa) 2
(i) (bb) 0
(ii) (aa) 3
(ii) (bb) 0
- (f) (i) 0
(ii) 0
- (g) Not applicable. The cases have not been finalised.
- (h) 1
- (i) SAPS has a five pillar approach to dealing with gang murders that consist of:
 - Intelligence gathering, analysis and coordination.
 - Pro-active and high visibility approach including LEAP deployments.
 - Combat and re-active approach (including the 72 hour activation plan).
 - Detection including organised crime approach, opposition of bail and liaison with NPA.
 - Communication and liaison.

*Gang-related crime: young people***4. Mr G Bosman asked the Minister of Community Safety:**

With reference to the investigation where a young boy, aged 15, was found in possession of a zip gun as reported in the Cape Argus on 4 May 2021: (a) How many such incidences have been identified in the (i) 2016/17, (ii) 2017/18, (iii) 2019/20 and (iv) 2020/21 financial years, (b) what are the trends relating to young people being involved in gang-related crime in the province and (c) what efforts does his Department undertake to mitigate the effects of the adverse social circumstances that may lead young people to gangsterism?

The MINISTER OF COMMUNITY SAFETY:

4. The reply of the South African Police Service (SAPS):

- (a)
 - (i) 9
 - (ii) 7
 - (iii) 4
 - (iv) 3
- (b) The number of persons arrested under the age of 18 for the possession of firearm (zip gun) showed a continued year-on-year decline for the periods 2016/2017, 2017/2018, 2019/2020 and 2020/2021. The top stations where these arrests were effected are Atlantis and Worcester, where the majority (10) of these cases were reported. The twenty (20) of the 23 minors arrested were aged from 15 and 17, whilst the youngest accused were 13 years of age in 2 cases reported. The majority (22 out of 23) of the minors were arrested in identified gang stations.

The reply of the Department of Community Safety (DoCS):

- (c) The Department has put in place a number of measures under the auspices of the Western Cape Safety Plan to bring an end to the violence in the Western Cape.

The objective of the Western Cape Safety Plan is to halve the murder rate in the Province over the next ten years via integrated law enforcement, social cohesion and urban design interventions. These interventions are at all times based on data and evidence and is designed at addressing the challenge of violence holistically.

The Department of Community Safety offers opportunities to youth from communities across the Province through various initiatives. The Chrysalis Academy offers youth a 3-month residential training programme to deepen their resilience and unleash their potential through mental, physical, emotional, spiritual and skills development. Work placement opportunities are offered, where youth are placed with safety partners including municipalities, Western Cape Government Departments and Non-Government Organisations.

The Safety Ambassador Programme is an integrated youth development programme which seeks to create work opportunities for youth whilst they develop valuable skills and resilience to enable them to exit into further opportunities. The Safety Ambassadors will work as violence prevention facilitators to enable the implementation of violence prevention interventions through our Area-based team approach.

Furthermore, the department, in partnership with the Western Cape Education Department, places school resources officers at schools with high-risk profiles to ensure the enhancement of safety on school premises.

The Department also partners with the City of Cape Town (CoCT) to improve safety at schools in identified high-risk areas. The partnership concerns the training of school resource officers by the CoCT who are then placed at vulnerable schools in high-risk areas. The school resilience scorecard, which is a risk assessment done by the Security Risk Management Programme in the Department, is used to determine at which schools school resource officers will be placed.

The Department leads the Anti-Gang Priority Committee established through the Provincial Joints of SAPS. The Committee developed a strategic response to the National Anti-Gangsterism Strategy, to address the gang phenomenon, particularly the involvement of youth in gangs, which was approved by the Provincial Joints in June 2021. The Department is working in a collaborated way with the relevant role-players to implement the strategy. The WCG also has a youth development strategy which informs the approach to deterring young people from joining gangs.

In partnership with the City of Cape, the Department launched the Law Enforcement Advancement Programme (LEAP) which seeks to deploy 1000 law enforcement officers in the crime hotspots for enhanced law enforcement capacity. These officers are deployed on a 24 hours/7-day shift system that ensure the following:

- ❖ Increased visibility 24 hours a day
- ❖ More stable deployments

The number of officers deployed are aligned to the prevalence of murders in the hotspot areas, based on Health, and SAPS data, as well as the profile of an area.

A Reaction unit of LEAP members was also rolled out to deal with flare ups in areas where the violence and murder patterns indicate this necessity.

The focus for implementation of the deliverables of the Safety Plan is in priority areas using a geographical approach with there being 16 areas of which 11 is in the Metro and one area in each of the 5 District municipalities.

The implementation will be led by Area-Based Teams (ABTs), that brings together National, Provincial and Local Government role-players, as well as community-based structures, NGOs and experts. The Department will also support safety partners with interventions via the ABTs and thereby contribute to the efficiency of our safety partners.

The Department continues to work closely with all law enforcement agencies, NHWs, CPFs, faith-based organizations and other partners.

Learners returning to school

5. Ms L J Botha asked the Minister of Education:

With regard to recent media speculation about learners returning to school full-time: (1) Whether schools are currently allowed to have all their learners attending school; if not, why not; if so, what conditions must be met for a school to do so; (2) whether she or her Department is aware of any discussions being held by the national government regarding all schools returning to their normal timetables; if so, what are the relevant details?

The MINISTER OF EDUCATION:

5. (1) Yes. Under the existing directions, schools may apply to return to normal timetabling, subject to implementing all Covid-19 safety protocols. Should a school wish to have 100% attendance, then they must apply to the district for permission to do so. The approval of such an application is dependent on whether the school has enough facilities, safety materials and the necessary procedures in place, that comply with all the relevant health and safety protocols. Existing Temporary Revised Education Plans still apply until such approval is given.

This permission may be rescinded if the correct protocols are not followed. This option remains in place for all schools until 26 July 2021 and will remain in place for high schools thereafter.

- (2) On Friday 28 May 2021, the Minister of Basic Education gazetted new directions under the Disaster Management Act, stipulating a return to full attendance for primary schools and schools for learners with special needs from 26 July 2021.

The amended Directions indicate that:

- All primary school learners (Grades R to 7) must return to the daily attendance and traditional timetabling model from 26 July 2021.

- All special school learners (Grades R to 12) must return to the daily attendance and traditional timetabling model from 26 July 2021.

The directions state: *“Where practicable, a primary school, a school for learners with special education needs that returns to the traditional timetabling model and school hostels must comply with the social distancing, minimum health and safety measures on COVID-19, as contemplated in these directions, the DBE Standard Operating Procedures and the Regulations.”*

The directions include provision for a Risk Adjusted Strategy, that allows for the differentiated operation of school timetables depending on the course of the pandemic in a specific area. Covid-19 safety protocols will continue to apply in schools.

COVID-19 vaccination programme: phase 2

6. Ms W F Philander asked the Minister of Health:

With regard to phase 2 of the COVID-19 vaccination programme in the province: (1) How many people have been (a) registered to receive vaccines to date and (b) vaccinated to date; (2) whether all the healthcare workers in the province have been vaccinated; if not, (a) how many healthcare workers still need to be vaccinated and (b) what is the reason for the process not being completed; (3) (a) what is the current daily average number of registrations in the province recorded on the Electronic Vaccination Data System (EVDS) and (b) how many doses of the vaccine have been received per week since the start of phase 2 to date; (4) whether there are any challenges pertaining the EVDS that her Department is aware of that present challenges to the roll-out programme in the province; if so, what are the relevant details?

The MINISTER OF HEALTH:

6. (1) As at 1 June 2021:

- (a) 483 559 people were registered (163 010 health workers and 320 504 over 60s)
- (b) 158 154 people have been vaccinated

(2) (a) All healthcare workers have not yet been vaccinated.

This is difficult to estimate for the following reasons:

1. The number of health workers in the private sector is uncertain.
2. A significant number of people indicated that they were health workers when they were not. The result is that our registration data for health workers has been impacted.

3. The definition of a health- worker is broad. It includes everyone involved in healthcare in any way, in the private and public sector, as well as all support staff.
 4. Some staff have exercised their right not to take the vaccine. This is not a compulsory vaccine.
 5. In total, we have vaccinated 94 923 health workers
- (b) The Department of Health has made every effort to vaccinate as many health workers as possible and vaccinations are ongoing.

We received 91 732 vaccines from the Sisonke Trial. This was not enough to vaccinate all health workers in the private and public sector in the Western Cape. It is for this reason that we have continued with vaccinations of health workers as part of the National Vaccine Rollout. This is called phase 1b and it is a national programme.

- (3) (a) The Electronic Vaccination Data System opened for 44 days since its launch date on 16 April. Since then, we have seen a daily average of 7 284 registrations of over 60 year olds.
- (b) Johnson & Johnson

13 160 doses during 17 – 28 February 2021
 12 800 on 15 March 2021
 18 080 during 16 – 28 March 2021
 9 760 during 29 March – 10 April 2021
 42 080 during 12 – 15 May 2021

Pfizer

33 930 on 14 May
 35 100 on 22 May
 29 250 on 24 May
 25 740 on 27 May
 Expect 72 540 on 3 June

- (4) As with any new data management system, there were some initial challenges. These related to scheduling and delays of SMS being issued. In some instances people were sent their appointment SMS' the night before or to attend a site outside of their area.

The Western Cape Department of Health has engaged with National and have been given partial access to scheduling capabilities and aim to send out notification SMS' at least three days in advance as well as scheduling the number of slots per site based on the number of vaccines for each day at sites.

*Land acquisition for housing in the City***7. Mr B N Herron asked the Minister of Human Settlements:**

With reference to his reply to interpellation 1 of 20 May 2021:

- (1) (a) Which department in the City of Cape Town made the offers to purchase to the seller, (b) if it was the City's Property Management Department, under which acquiring department's request or instruction were these offers made, (c) which erven were acquired by the Housing Development Agency and (d) what was the purchase price;
- (2) whether his Department relies on the City's alleged offer to determine the purchase price; if so, what are the relevant details; if not,
- (3) whether it obtained its own valuations; if so, (a) which valuers provided the valuations and (b) what were the valuations;
- (4) (a) which entity paid for the purchase, (b) why did the City allege its land acquisition process would "take too long" and (c) if the City's processes would "take too long", why did the City allegedly make two offers to purchase;
- (5) whether his Department was aware that the department responsible for land acquisition for housing in the City of Cape Town (a) did not support the acquisition or purchase of the property and (b) was of the view that the property was overpriced; if so, why did the provincial Department proceed with the purchase?

The MINISTER OF HUMAN SETTLEMENTS:

7. (1) (a) My department assumes that the City's Property Management Department made the offers to purchase.
- (b) My department is unable to provide comments in respect of questions as we are not privy to the City of Cape Town's internal approval processes.
- (c) Erven 35163, 35164, 35165, 35166, 35167, 35168, 35169, 35170, 35171, 35172, 35173, 35174, 35148 and RE/Erf 38368, Milnerton.
- (d) The purchase price was R64.6M.
- (2) No, my department does not rely on evaluation commissioned by external parties to determine purchase price.
- (3) (a) The HDA appointed Tashoma Property Valuers & Consultants CC and Equitas Valuation Pty Ltd in May 2018 to value the subject properties.

- (b) Tashoma's valuation report show a value of R71,054,750. Equitas' valuation report shows a value of R48,584,000. The Equitas' initial valuation was R33m (rounded R17m + rounded R16m). The aforementioned valuation was later (July 2020) amended as one of the properties was not included in said valuation. Their revised valuation is thus (R17m + R16m + a further R16m), which total R48,584,000 or rounded off to R49m,
- (4)
 - (a) My department made funding available to the HDA to purchase the properties.
 - (b) My department was not privy to the discussions on City's internal land acquisitions processes which resulted in them deciding not to pursue the acquisition of the properties in question.
 - (c) The City of Cape Town would be best placed to provide a response in this regard.
- (5)
 - (a) No. However, my department received a report from the City's Spatial Planning and Urban Design Department which supported housing development on the subject properties as well as the acquisition thereof.
 - (b) The City conducted its own valuation dated 14 September 2017, which valued the properties at R64M. In addition, an assessment done by the HDA, deemed the properties suitable for human settlement development. The HDA was then tasked to negotiate a purchase price. The agreed purchase price is considered to be market related.

INTERPELLATIONS UNDER NAME OF MEMBER

(as put to relevant Minister)

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