
THURSDAY, 3 DECEMBER 2014

The House met at 10:00

The Speaker took the Chair and read the prayer.

ANNOUNCEMENTS, TABLING AND COMMITTEE REPORTS - see p

The SPEAKER: Order please. Before we start our proceedings today may I take the opportunity to acknowledge and welcome our guests in the gallery to the sitting of the Western Cape Provincial Parliament, namely Jean-Claude Smit, Speaker of the Children's Parliament and a learner at the De La Bat School for the Deaf in Worcester. Aviwe Jemane. She is the current Western Cape Child Ambassador and also a learner at the De Le Bat School. Mr Philip Cook, the principal of the De La Bat School, and Ms Maadje Vos, Mr Mogamat Abrahams and staff from De La Bat. Welcome to the Western Cape Provincial Parliament. [Applause.]

We acknowledge your presence on this International Day of Disabilities. We thank you for being here with us today. [Interjections.]

Hon member Mr Dyantyi... [Interjections.] Let us contain ourselves. Members

can we contain ourselves to the discussion at hand. We are going to ask MECs, I have - Ministers, I have had a request that the Ministers are the ones... I am appealing to the Ministers. Hon member Ms Davids would like to see you at your best behaviour today... [Laughter.] ...and in turn hon member Ms Davids will do the same. She will reciprocate. [Interjections.]

Colleagues, we are going to limit ourselves to the scope of the Blue Book as we proceed with the votes. We had a very good session yesterday and the idea is that it is not as wide a political discussion but more the discussion that is linked to the Blue Book. So I will then ask the Secretary to read the first Order of the Day. [Interjections.] Hon member Mr Dyantyi, thank you. Secretary, you may read the Order.

The SECRETARY: Debate on Vote 13 – Cultural Affairs and Sport - *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

The SPEAKER: I recognise the honourable, Minister Marais.

The MINISTER OF CULTURAL AFFAIRS AND SPORT: Madam Speaker, due to the changing pressures placed on the Western Cape Government to deliver services to our people it is imperative that we reconsider our budget and reallocate funds to where they are most needed.

In this way we work better together towards an open opportunity society for all.

†Agb Speaker, die Departement van Kultuursake en Sport se hooftoewysing is ± R706 miljoen en die aangesuiwerde begroting toon 'n afname van ± R12 miljoen. Die verskuiwing van hierdie fondse sal ons inderdaad help met die verwesenliking van ons missie om uitnemendheid en inklusiwiteit in Sport en Kultuur aan te moedig deur middel van 'n effektiewe doeltreffende en volhoubare gebruik van ons hulpbronne en deur kreatiewe vennootskappe met ander. In ons strewe na uitnemendheid sal ons die voorwaardes vir toegang en massadeelname, talent identifisering en vaardigheidsontwikkeling skep.

*Madam Speaker, the Department of Cultural Affairs and Sport's allocation is ± R706 million and the adjustment appropriation shows a decrease of ± R12 million. The shifting of these funds will indeed help with realising our mission to encourage excellence and inclusivity in Sport and Culture through an effective and sustainable use of our resources and through creative partnerships with others. In striving for excellence we will create the conditions for access and mass participation, talent identification and skills development.

The main element of the adjustment is the shifting of R18 million to the Department of the Premier for the purchasing of an enterprise licensing agreement related to the enterprise content management system, amounting to R16 million and R2 million to convert departments to the My Content Platform. This will enable us to bring the My Content Platform to many more users in the Western Cape Government.

R5 million has also been appropriated to the City of Cape Town for lively infrastructure and maintenance in the Metro Region. This shift will partly redress the current unfunded mandate.

R284 000 is allocated for the purchase of equipment for the Western Cape Government Gymnasium. This amount is related to revenue retention.

In addition the Department had to freeze 42 posts in the year under review as a result of the wage agreement that exceeded the budgeted wage increase over the 2015 MTEF. As a result personal savings incurred have been reprioritised to non-profit organisations benefiting certain projects. To name only a few of these projects, these include supplementary funding to the National Golden Games, community recreation clubs, e-Resources for rural libraries and museum governing body advertisements.

Although DCAS has not received an increase in adjusted appropriation budget the services delivered to our province was significantly increased with the shifting of funds to areas most needed. I take the opportunity to thank all role players who have and will continue to contribute to the vision of the socially inclusive creative active and connected Western Cape. I especially thank the Department, our staff and partners for their dedication and professional spirit. Your caring and competence and integrity make my job easier and the services delivered to the Western Cape more efficient. I thank you.

An HON MEMBER: Hear, hear.

The SPEAKER: Thank you Minister. I see the hon member Mr Mackenzie.

Mr R D MACKENZIE: Madam Speaker, it is a pleasure to take part in this debate today. Being the final debate of the year, it is also a pleasure because I am Chairperson of the Cultural Affairs and Sport Committee and like most people in this country enjoy our culture and enjoy our sport.

We want to thank the Minister for the shifting of the R5 million to the City of Cape Town because this is a very important element. Libraries are the place where we can also learn to read and write and that is probably one of the most important - due to the fact that education is the key to success and maintaining our libraries is one of the ways in ensuring that our kids can learn to read and write.

The DA in the Western Cape welcomes this appropriation. I encourage members of this House to encourage their constituencies to visit libraries so that they can benefit from particularly those in the Metro. At the same time around the budget adjustment process the Department won an award and we wish to congratulate Brent Walters on winning the gold award as the best provincial head of department in the country.

The awards were organised by the National Department and he was

recognised by his peers so it shows an important fact that your peers recognise you as being one of the best in the country and we wish to thank the Minister and the Department as well because the work done by the Department and the Minister indeed builds social cohesion.

So our heartfelt thanks to the head of department and to all senior management working in that department, and our heartfelt thanks to the Minister and her predecessors for being consistent in keeping up their clean audits, and I would like to give a special heartfelt thanks to the translators and to the researchers, particularly our DA researchers, where we know that we do not hit our researchers in the DA and I want to therefore support this budget adjustment estimates and I want to thank the Minister again. Thank you. [Interjections.]

The SPEAKER: Thank you. Order please. I see the hon member Ms Makeleni.

Ms P MAKELENI: Thank you Madam Speaker.

The SPEAKER: Order please. Members, we have a speaker on the floor. Thank you.

Ms P MAKELENI: Thank you Madam Speaker. Let me take the opportunity to welcome the members of De La Bat School and the staff members.

Today we are speaking on the adjustment budget of the Department of

Cultural Affairs. It is a pity I cannot give credit to everything that is done by this Department, give credit to the Minister as we have changed Ministers five times in one year and clearly the Department has worked on its own without leadership. [Interjections.]

Now getting to the budget, let me state categorically that our role as official Opposition is to keep the DA-led Government accountable to the people in particular the electorate in this province. It is necessary to do so as we have to remember what has transpired in every debate on all votes thus far and we will continue to play our role without apology. Unlike that small subservient party the ACDP whose main task is to sing praises for the Government DA party at the detriment of its supporters; thereby giving up the voice and position of the people who entrusted its sole [Inaudible.] [Interjection.]

The SPEAKER: Order please.

Ms P MAKELENI: ...to be here for them and not merely pleasing one person's personal heroes. I do not know whether it is because of the position given to him or her who has already secretly joined DA. [Interjections.]

The SPEAKER: Order please.

Ms P MAKELENI: I have to regularly run up the stairs to the DA's floor to take instruction or make sure nothing upset the DA members. [Interjections.]
I will listen to his DA apologetics soon. This Department has the

responsibility to help prevent social degeneration in that through sports and culture we can build social cohesion and instil discipline among young people and prevent social ills such as substance abuse, disease, crime and gangsterism.

Therefore, this Department must be amongst those that receive a more appropriate slice of the budget instead of receiving the leftover slice of the budget. The main budget has been decreased from R706 million to R694 million. As the ANC we remain concerned when funds are rolled over for whatever reason as is the case in this vote. I am particularly concerned over the amount of R650 000... [Interjections.] - behave yourself, Madam Premier - ...which was rolled over in the library and archives project.

The SPEAKER: Order members.

Ms P MAKELENI: The reason for the rollover is the enterprise content management for the billing of vendors. Surely this is a poor excuse that must be rejected instantly. What concerns me most, it is said an amount of more than R2 million has been saved for the so called savings due to slow filling of posts and makes utter nonsense. Part of it goes to the same ECM project referred to above.

In the same programme an amount of R11 million has been decreased totalling to R349 million from R360 million and it is a worrying trend. In almost all these programmes the shifting of funds is due to perennial weak

excuse of slow filling of posts. This worrying trend has been coming throughout other departments and in this Department I will too refer to it as the “Department of Slow Filling of Posts”.

I have got the impression that there is no department which is willing to own up on the MOD Centre in terms of the financial resources injected point of view. Yesterday the Department of Social Development and Education were equally discreet on this matter. We call for the integration of MOD Centre and School Sports under one department; preferably the Department of Education so that it can be more manageable and well resourced. [Interjections.]

In programme 1, R1.8 million is shifted to fund Better Together and Corporate Games and sports organisations. Perhaps students’ activities of Stellenbosch shall rid that part of the budget as they slam the so-called wonder sports whereas many sports bodies in poor communities are crying for support. This view I expressed sharply during the annual report session and whenever I have an opportunity. Although I understand why these funds are shifted to Vote 1, it cannot be correct that funds amounting to R18 million are shifted from the Training Department to the Department of the Premier. The Premier’s Department can look elsewhere for funding of the said project. I will always have a problem with shifting of funds due to slow filling of vacant posts. This to me amounts to embracing poor management or poor management performance, of which I cannot be part of.

In Programme 2 the similar situation has occurred in this programme. An amount of more than a million rands has been shifted again due to slow filling of posts. More is needed in this programme. Many of the cultural groupings especially from the historical disadvantaged communities are desperate and want to be registered and be funded by the Department.

In Programme 3 an amount of R2.2 million has been shifted due to the slow filling of posts again.

In Programme 4 an amount of R4.5 million has been shifted again due to the slow filling of posts. I do not believe for a moment that this is this programme, that in this province there is a scarcity of skills to fill the vacancies in this programme. It all comes to poor management in the administration, a human resource, within the Department. I will always raise my objection and not treat gross negligence with soft gloves.

Conditional grants ought to be utilised to the purpose they were given for and within the specified period. The underspending of R59 000 affecting MOD Centre grants, PEW integrated grant and social sector EPWP incentive grant is rejected with contempt because this project are meant to mitigate unemployment, vulnerable women and youth at risk.

Therefore any deviation from the said target and underspending must be challenged and discouraged at all material costs. If one looks at programme by programme and sub-programmes in the main appropriations are in their

negative so I think that each of these underperformed, as such, I am concerned with virements because they are always broken down into economic activities and therefore there is the potential of funds being hidden under ulterior motives not intended to benefit the beneficiaries as mandated in the stated objective; even though school sports has increased it is still not enough. Thank you Madam Speaker.

The SPEAKER: Thank you. I see the hon member Mr Christians.

Mr F C CHRISTIANS: Thank you Madam Speaker. R5 million will go to library infrastructure so when a person votes against this you are voting against learning and teaching our people. This is what this budget is about. [Interjections.] The budget is to reconsider the budget and put money where it is needed. Now I need to respond to what the previous speaker said. [Interjections.]

The SPEAKER: Order please members.

Mr F C CHRISTIANS: I need to respond. I need to respond. [Interjections.]

The SPEAKER: Order please.

Mr F C CHRISTIANS: I am also a bit concerned that the benchmarks of the ANC... [Interjections.]

The SPEAKER: Order! Hon member Mr Christians, please take your seat.

[Interjections.]

Mr K E MAGAXA: You have been going [Inaudible.] continuously.

The SPEAKER: Hon member Mr Magaxa! [Interjections.] Hon member Mr Magaxa, may I address you please. [Interjections.] You have to speak through the Chair. Hon member Mr Magaxa... [Interjections.] Hon member Mr Magaxa, I am addressing you. You need to speak through the Chair. You cannot launch into a member the way you just did.

Mr K E MAGAXA: I interjected.

The SPEAKER: No, well that was not an interjection. It is unparliamentary and I would like you to manage yourself please. We went through the day yesterday well. We are not going to allow disruptions based on personal views. [Interjections.] You will stand on a point of order and address me. Thank you. [Interjections.]

The SPEAKER: Hon member Ms Makeleni, you had an opportunity to speak. Hon member Mr Christians it is now your turn to speak. Sorry, Chief Whip Mr Wiley?

Mr M G E WILEY: Sorry Madam Speaker, just for a matter of good order. I would just like to know who is acting as Chief Whip on the other side there,

so that they can... [Interjections.]

The SPEAKER: Okay thank you. [Interjections.] Hon member Ms Gillion is the Chief Whip as she has just indicated. Thank you. Hon member Ms Gillion.

Ms M N GILLION: Madam Speaker, can I address you please?

The SPEAKER: Yes you may.

Ms M N GILLION: Madam Speaker, in the last few days you made a ruling regarding the holding up of posters; your ruling on this was if it is relevant to the topic under discussion. Can you please ask the members of the DA especially the member Chairperson of Local Government Sub-Committee to refrain himself from upholding posters that are not relevant to the topic. Please Chair.

The SPEAKER: Thank you hon member Ms Gillion. [Interjections.] Members, there are two issues. Hon member Mr Mngasela, please take your seat. The first point I want to address is in the absence of hon member Mr Tyatyam, hon member Ms Gillion has taken on the role of Chief Whip for the ANC, I would like that you manage your caucus appropriately. Similarly Chief Whip Mr Wiley, I expect that you would do the same, and then I have made a ruling on posters and pamphlets and I said provided it does not become disruptive to the House and it forms part of the discussion and the debate of the day. So

members, I am not going to single out anyone, save to say please manage yourself because we cannot have posters bringing the House into disrepute. I require your cooperation. We have a long day so let's get through it as efficiently as we can. I thank you.

Hon member Mr Christians, you may speak.

Mr F C CHRISTIANS: I hope I still have time left.

The SPEAKER: You do have but the clock has indeed been stopped for you to speak.

Mr F C CHRISTIANS: Ja, Madam Speaker, the main debate here today is that...

Ms S W DAVIDS: You say the ANC... [Inaudible.]

Mr F C CHRISTIANS: Oh my word!

The SPEAKER: Hon member Ms Davids.

Mr F C CHRISTIANS: She forces me to put this up. †“*ANC span slaan mekaar.*” *“*ANC team hit each other.*”

'n AGBARE LID: Ja.

Mnr F C CHRISTIANS: I do not want to go close to the ANC because they †‘slaan mekaar’. *hit each other. That is what they are doing, so what I want to say, Madam Speaker, the programming authority is on floor five. I need to go there. The ANC also goes there.

I am accused of running up and down, but Madam Speaker, the debate here is the shifting of funds and the ACDP agrees with the shifting of funds where it is needed and the ANC who have voted against it, so I want to tell the voters of the Western Cape the ANC is voting against the infrastructure of libraries. I thank you. [Interjections.]

The SPEAKER: Thank you. [Interjections.] Members, hon member Ms Makeleni. Thank you. In the absence of hon member Mr Joseph of the EFF, unfortunately he was not here yesterday nor today, we will have to... Minister. The floor is yours, honourable Minister Marais.

†Die MINISTER VAN KULTUURSAKE EN SPORT: Dankie agb Speaker. Ek wil graag die Voorsitter... [Tussenwerpsels.]

*The MINISTER OF CULTURAL AFFAIRS AND SPORT: Thank you, Madam Speaker. I would like to thank...[Interjections]

The SPEAKER: Order please.

†Die MINISTER VAN KULTUURSAKE EN SPORT: Ek wil graag die

Voorsitter, agb lid mnr Mackenzie bedank vir sy energie en toewyding waarmee hy die Staande Komitee lei en my dank ook aan die lede van die Staande Komitee vir julle ondersteuning en konstruktiewe terugvoering en ek wil net sê agb lid me Makeleni, baie van die terugvoer was nie van toepassing op die aansuiweringsbegroting nie maar ons kan dit op 'n latere stadium bespreek. Baie dankie agb lid mnr Christians vir u toewyding en weereens baie dankie aan die Departement en aan al die lede en geniet die vakansie. Baie dankie.

*The MINISTER OF CULTURAL AFFAIRS AND SPORT: I want to thank the Chariman hon member Mr Mackenzie for his energy and commitment through which he is leading the Standing Committee and also thanks to the members of the Standing Committee vir for your support and constructive feedback and I just want to say Ms Makeleni, a lot of the feedback has not been applicable to the adjustment appropriation but we can discuss that at a laer stage. Thanks you hon member Mr Christians for your dedication and again thank you to the Department and all the members and enjoy the holiday. Thank you very much.

The SPEAKER: Thank you. That concludes the debate on this Vote.

[Debate concluded.]

The SPEAKER: [Interjections.] Order please members. [Interjections.] Members, order please, can we have a semblance of order. There is too much noise in the House. Thank you. The Secretary will now read the Second Order

of the day.

The SECRETARY: Debate on Vote 8 – Human Settlements - *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

The SPEAKER: I recognise the honourable, the Minister of Human Settlements Minister Madikizela.

The MINISTER OF HUMAN SETTLEMENTS: Thank you very much Madam Speaker. These adjustment estimates provide the basis for 2016 Medium Term Expenditure Framework. The main appropriation was R2.1 billion and it was adjusted to R2.2 billion with an increase of just over R21 million and the provincial equitable share is R2.1 million, which is an increase in compensation of employees due to wage negotiations and then the rest which is R19.1 million went to the bulk services in various municipalities. I think the Department of Human Settlements has been assisting a number of municipalities given the fact that the MIG infrastructure always falls short in terms of addressing the bulk infrastructure needs there, so we have given Saldanha R7 million; Prince Albert R5 million; Kannaland R4 million and Witzenberg R3.1 million and together with the increase in compensation of employee to wage negotiations that will take it to the R21.3 million. I always want to touch on the adjustments within the vote because I dealt with the increase. We have made savings of about R700 000 from administration by really responding to the call that was made by the Minister of finance to really cut the frills and make sure that we stick to the basics and we cut the

cost on travelling; hiring venues; we are using one colour printer at the Department. I think we have been very exemplary in terms of doing that and also there were savings of R746 000 on posts and again what we wanted to do as department is to really reduce the reliance on consultants and we use that money to hire critical skills in the Department, for example four regional planners. As you know the Department of Human Settlements rely on skilled people and it is always a challenge to compete with the private sector when it comes to that and again we transferred from OPSCAP just over R1.6 million to make sure that we explore on the better living challenge model because as department, again, as the province, we are leaders in innovation. We are looking at alternative building technologies and also to do the research; the Water Research Commission in order to really explore the game changer that we are busy with, which is water and sanitation. As you know nationally and in the province we are grappling with the challenges of shortages of water and the game changer of water and sanitation is one of those game changers that relied too much on water and we have asked the Commission to do a research in that regard and these are shifts that happened internally in terms of the adjustment, and I think I will stop there. Thank you very much.

The SPEAKER: Thank you Minister. I see the hon Maseko.

Ms L M MASEKO: Madam Speaker, thank you very much and again thank you for the opportunity to participate in this debate. I am not going to reiterate what the Minister Madikizela already have aligned. I just want again to thank the members of the Standing Committee for their contributions and

for holding the Department accountable and I was glad when I saw this adjustment budget, what it is going to be used for because we have been addressing the issue of the living conditions in the informal settlements and I have seen that the Department have been reacting to what we have been saying that they need to really look at that, because it does not mean everybody who is staying in an informal settlement does not have the money to build for themselves. What we need to attend to is to make sure that we do have the bulk services and the people can learn to do some of the things for themselves.

The priorities should be - by now being - having the jobs to empower communities, to do some of the things for themselves so that the ones that cannot do for themselves then the Government can be able to help them out.

Going through the medium term policy for Human Settlements the following areas for development were prioritised and exactly what the Standing Committee has highlighted, the upgrading of the informal settlements; the increasing affordable housing opportunities; and promoting the security of tenure through the transfer of title deeds to beneficiaries and also the Department has embarked on the public / private partnership with financial institutions, developers and private sector to unlock their affordable housing market. We do have the housing market of the gap housing of people who are earning R3 500 up to R15 000. That is the group of people that cannot afford to have a bond and the free housing does not cover them and now we have seen the Department also in their adjustment budget are also attending to that

and they are prioritising it.

The most important thing that I want to say today is the issue of the informal settlements. We have been communicating with the - as we do the oversight - communities about the issue of informal settlements. I think the Department has to come clear in saying who is the informal settlements to the communities. As we sit here we do understand what do we mean by informal settlements, but the communities are there and when you say informal settlements they tend to believe it is the people who are living in the shacks only, but the backyard dwellers also are informal settlement dwellers.

Now we have in the annual report seen that there are community dynamics that are holding back the projects because of the misunderstanding of the word “informal settlement”. That also I will appeal to the Department as we then we move forward that it should always be clear to the communities, that they can know if the project comes and they are talking about informal settlement, who are going to be the beneficiaries. But with that, going further, I just want to thank the Department also for as we always throw the why’s to them, they throw it back then because that is what is informing us on what is it that the Department exactly is doing.

Mr Mguli thank you very much, and the CFO, thanks for really keeping us up to date with what the Department is doing and attending to every question and the concerns - addressing the concerns that we are bringing. I thank you, Madam Speaker.

The SPEAKER: Thank you.

†'n AGBARE LID: Mooi!

*An HON MEMBER: Good!

The SPEAKER: I see the hon member Mr Magaxa.

Mr K E MAGAXA: Thank you Madam Speaker. Before we get into the nitty-gritty of the adjustment budget let us look at the previous financial year to assess whether this Department is indeed responsible with the funds allocated to it by the National Government to justify the additional appropriation.

There are four important things we must note from the 2014/2015 financial year. These are:

- One, a qualified audit with findings from the Human Settlement Housing Development Fund;
- Two, a lawsuit which has cost taxpayers R87 million;
- Three, a skewed usage of consultants and housing delivery which is far below the previously delivered number of housing opportunities delivered by the ANC while in Government. I said this and I repeat it for the fifth time, which is not (? 00:33:08)

On the qualified audit with findings having obtained a qualified audit opinion

with matters which relate to findings and compliance through laws and regulations property, plant and equipment, the audit opinion represents a regression from the 2013/2014 financial year, as having the most damning report by the Auditor-General.

The Department spent R87.2 million on a lawsuit. These funds which were wasted could have built an additional 621 houses at the average cost of 140 per unit. This could have been an additional 621 families who their dignity could have been restored to decent housing, if this Department has been responsible for a public fund. The Human Settlements Housing Development Fund faced material loss of R38 million. These together with the 87.2 million spent on the lawsuits equal to R125.3 million. Those funds could have been building an additional 892 houses being delivered to the poor and the working class. The Department of Human Settlements spent R24.3 million on consultants, during the previous financial year and has failed to give us a report on consultants appointed using appropriate funds in terms of previous disadvantaged individuals. The housing unit delivered under the DA still delivered far below those delivered by the ANC Government. This is because the delivery of free decent housing is part of the ANC programme to restoring the dignity of our people in uplifting their lives.

Let us now turn our focus to additional R2.1 million allocated to the vote 8 during this adjustment budget. We are told that these funds are being allocated to the Department for the increase in compensation of employees due to the effects of the wage negotiations. Note how this R2.1 million is

only but a small portion of R125 million wasted in the previous financial year. The Department claims a saving of R1.3 due to the delay in appointment of professional staff. Not only is this an under-expenditure and poor performance on the Department, in not filling vacancies of professional staff; they shift funds to make provision for rates and taxes. This therefore shows where the priority of the Department lies. They want more funds for compensation of employees but shift funds to fill vacancies to rates and taxes.

Programme 2, which is housing needs, research and planning. The Blue Book tells us of an over-budget in the main budget on the compensation of this programme. How does one over-budget compensation of employees unless there is a poor capacity and poor planning? Another example of poor capacity, poor planning and lack of administration is the lower than 50% expenditure on the budget of the Programme 1, administration; Programme 3, housing development; Programme 4, housing asset / property management. With numbers like these one wonders how the MEC of Human Settlements entrusted with the responsibility of being the Acting Premier, where the Premier is gallivanting in foreign countries, surely an MEC with such a track record cannot be acting Premier. Perhaps this is because the MEC leads the Premier's faction of puppets within the Democratic Alliance.

Interestingly a department with an African MEC and HOD only has two other Africans in its top management structure. This adjustment budget is yet another example of how the DA continues to unashamedly use national fiscus

to protect apartheid era white privileges and to maintain all its affluent suburbs. [Interjections.]

I visited Masiphumelele on Monday where these people who lost all their belongings told me how this Department has been playing hide and seek with their lives. The 2000 shacks which all burnt down could have been saved if this Government has used the 148 hectares of vacant land owed by the City of Cape Town in Noordhoek to the people of Masiphumelele, which the Premier herself promised long ago to give on to these people. Had this...

Mr C M DUGMORE: They are not serious.

Mr K E MAGAXA: Had this been done the six people who had lost their lives would be still alive, Madam Premier. [Interjections.]

The SPEAKER: Order please.

Mr K E MAGAXA: Because the DA does not care about poor black people. [Interjections.] They did not even implement the so called re-blocking policy in Masiphumelele to the extent that fire-fighters could not extinguish the fire because they had no access to the areas. The City of Cape Town waits for a fire to happen before they speak of re-blocking. In actual fact this re-blocking is used in most cases to frustrate and push people outside those suburbs. To them life must be lost first before any attempt is paid to this situation.

It must be stated that had the Department done its job instead of wasting public funds in providing decent human settlements to the people of Masiphumelele those people would not have died. The MEC has blood on his hands in this instance. [Interjections.]

Ms S W DAVIDS: And the Premier. [Interjections.]

Mr K E MAGAXA: Including the Premier. The MEC misled us in this House... [Interjection.]

The SPEAKER: Order hon member Mr Magaxa...

Mr K E MAGAXA: ...by stating that the land... [Interjection.]

The SPEAKER: Hon member Mr Magaxa, order please. Hon member Mr Mngqasela, on a point of order?

Mr M MNQASELA: Madam Speaker, it is a point of order. The honourable member is accusing the Minister of bloodshed, of having caused bloodshed. It is very much interesting to hear what the ruling will be from the Speaker in this regard. Will you please rule on that, Madam Speaker?

The SPEAKER: Thank you hon member Mr Mngqasela. Hon member Mr Magaxa, may I address you, I did indeed hear you say that the Minister has

blood on his hands as well as the Premier. That is considered unparliamentary. I would like to ask you to withdraw please. [Interjections.]

No, it was stated that the Minister has blood on his hands as well as the Premier. We cannot allow a statement like that to be made.

Mr K E MAGAXA: Only when you are... Madam Speaker, can I address you on that?

The SPEAKER: Hon member Mr Magaxa, I have asked you to withdraw your statement. It is indeed unparliamentary. We cannot go around casting aspersions... [Interjection.]

Mr K E MAGAXA: Come-on! Madam Speaker, can I address you on that?

The SPEAKER: Hon member Mr Magaxa, no I am speaking to you. You will listen to me.

Mr K E MAGAXA: I listened to you elsewhere. You have to listen to me, Madam Speaker. [Interjections.]

The SPEAKER: But I am addressing you. Sorry! [Interjections.]

An HON MEMBER: Who the hell do you think you are?

The SPEAKER: Hon member Mr Magaxa, that is disrespectful. Minister Meyer, please take your seat. [Interjections.]

No-no, take your seat Minister. Hon member Mr Magaxa, you are disrespecting the Presiding Officer and if you do not manage yourself you run the risk of being asked to withdraw from the Chamber. If you want to prove that anyone has blood on their hands you have to bring a substantive motion to Parliament with facts confirming that so it is unparliamentary and I am asking you to withdraw that statement please. Thank you.

Mr K E MAGAXA: Madam Speaker, can you give me an opportunity to address you on this matter... [Interjection.]

The SPEAKER: Yes, you may.

Mr K E MAGAXA: ...before you push me to the withdrawal.

The SPEAKER: Hon member Mr Magaxa, this statement is unparliamentary.

Mr K E MAGAXA: Can you allow me... [Interjection.]

The SPEAKER: I will allow you to speak... [Interjection.]

Mr K E MAGAXA: ...to address you on the issue.

The SPEAKER: Yes.

Mr K E MAGAXA: Here I am referring to Masiphumelele people who have died due to fire and I have in my input here, I have made it clear that they could have - the City of Cape Town and also the Minister and his Department have responded in the plight of these people in terms of re-blocking so that the fire extinguishers can have access to those if they had executed that responsibility. Can I - can you please...

The SPEAKER: Take your seat please, Chief Whip Mr Wiley. Sorry. You may - have you finished?

Mr K E MAGAXA: I am being insulted Madam Speaker, while I am speaking.

The SPEAKER: No you are not.

Ms S W DAVIDS: Yes! [Interjections.]

The SPEAKER: You are not. [Interjections.]

Ms S W DAVIDS: Yes, yes Madam Speaker. [Interjections.]

The SPEAKER: Hon member Mr Magaxa...

Mr K E MAGAXA: And this is not interested to anything coming this side.

The SPEAKER: No-no... [Interjection.]

Mr K E MAGAXA: And you expect in the House... [Interjection.]

The SPEAKER: You are addressing me and I asked the Chief Whip to take his seat. [Interjections.]

An HON MEMBER: Keep quiet.

Mr K E MAGAXA: Now I am saying if those precautionary mechanisms or measures would have been done, would those people have died? Therefore this MEC is responsible for that.

The SPEAKER: Hon member Mr Magaxa, I heard you. I heard your preamble. I understand what it is you are coming to but in your statement there is an implication that the Minister is directly responsible for the deaths of those people and that cannot... [Interjection.]

Mr K E MAGAXA: I said indirectly. [Interjections.]

The SPEAKER: No-no. It is a direct inference, which is why I am asking you to withdraw that statement please.

Mr K E MAGAXA: Okay. I withdraw that hon Minister Madikizela and the

Premier... [Interjection.]

The SPEAKER: Thank you.

Mr K E MAGAXA: But the DA's hands... [Interjections.]

The SPEAKER: Thank you.

Mr K E MAGAXA: ...are full of blood... [Interjections.]

The SPEAKER: Please take your seat hon member Mr Magaxa.

The SPEAKER: Minister Meyer.

The MINISTER OF FINANCE: Madam Speaker, it is clear that the hon member is violating a ruling that you have just made. [Interjections.] Can I ask that Madam Speaker ... [Interjections.]

The SPEAKER: Order please.

The MINISTER OF FINANCE: Madam Speaker, I am just still on the floor. Hon member Ms Gillion please respect the Chair.

The SPEAKER: Thank you. Hon members, can I ask that I need to recognise you before you stand up so there is a speaker on the floor. Minister Meyer,

conclude your point of order please.

The MINISTER OF FINANCE: Madam Speaker, to say that the hon member has blood on his hands is rather a serious violation of the Rules of this House. It is not something that this House based on the convention but also based on the Rules of this House, it is so serious that the member cannot simply stand up and withdraw. I want to ask you based on the history of this convention that he withdraws and apologises to the hon member.
[Interjections.]

The SPEAKER: Sorry, hon member Ms Gillion.

Ms M N GILLION: Madam Speaker, may I address you?

The SPEAKER: Yes, you may.

Ms M N GILLION: Madam Speaker, you have made a ruling already.

The SPEAKER: I have.

Ms M N GILLION: And the member from our side has adhered to your ruling.

The SPEAKER: Absolutely.

Ms M N GILLION: Thank you Madam Speaker.

The SPEAKER: Thank you. In conclusion the ruling has been made. The statement has been withdrawn, but members, I need to caution you, we cannot make statements in this House that any member has blood on his hands, unless you can prove substantively that that is so any statement like that will be ruled unparliamentary. Hon member Mr Magaxa you may proceed. Sorry, hon member Mr Magaxa take your seat please.

Mr K E MAGAXA: The MEC... [Interjection.]

The SPEAKER: Sorry take your seat. Chief Whip Mr Wiley.

Mr M G E WILEY: Madam Speaker, even if it were true, they may not say it according to the Rules. You may not reflect on the integrity of a member.

The SPEAKER: Absolutely.

Mr M G E WILEY: That is the first thing, but I just want clarity on something please in going forward. If the speaker has asked the member to withdraw it does not give the person the right therefore to try and justify the unjustifiable and therefore these long explanations that hon member Mr Magaxa routinely goes into, to try and explain his inexcusable actions in my opinion, and I believe I have the concurrence of my members here, is unacceptable. They either withdraw or they withdraw from the Chamber.

The SPEAKER: Okay. Thank you Chief Whip Mr Wiley.

Mr M G E WILEY: And from this side of the House - from this side of the House we are going to go straight into a motion next time that it happens, that the person withdraws from the Chamber.

The SPEAKER: Thank you, Chief Whip Mr Wiley. Hon member Ms Gillion.

Ms M N GILLION: Madam Speaker, please! Madam Speaker, please. Can I also address you on this issue?

The SPEAKER: Yes you may.

Ms M N GILLION: Madam Speaker, you have made a ruling.

The SPEAKER: A ruling.

Ms M N GILLION: I do not know why all of this is coming up now and...
[Interjections.] Can I be protected by you Madam Speaker?

The SPEAKER: Yes, members at the back there, sorry, hon member Ms Dijana, you have a member on the floor that needs to be protected. You may to me, hon member Ms Gillion.

Ms M N GILLION: There is only one Speaker in this House.

The SPEAKER: Absolutely!

Ms M N GILLION: And we respect you for being the Speaker of this House. So please can we as the members adhere to the Speaker's call today. Thank you.

The SPEAKER: Thank you hon member Ms Gillion. Members can I appeal to you, that we have had a good year. Today is our last sitting. We have cooperated well. We have worked well as a team and I really am appealing. I am practicing tolerance. It would not be nice to ask a member to withdraw on the last sitting day of the year.

However, the Deputy and I have been very lax in terms of enforcing the rule and I would like to ask that I receive your cooperation. If we address you as Presiding Officers it is respectful to allow the presiding officer to speak and also not stand and challenge a ruling, because that is not how it is done. So I appeal to you for your consideration. Hon member Mr Magaxa, you may proceed.

Mr K E MAGAXA: I am hoping my time is still secured. The MEC misled us in this House by stating that the land occupied by Thabo Mbeki community is private land and cannot be developed for human settlement. However, the truth is that this land is by and large owned by both the City and the Provincial Government and only a small portion belongs to the private hands.

Thabo Mbeki people are subjected to severe fires in summer and flooding in winter every... while the MEC could not care less about them. In actual fact all what he has done now is to go there and mislead those people that they are supposed to be taken to somewhere, a place which they do not even know - I do not know. [Inaudible.] Khayelitsha where poor people were severely attacked by huge fires in 2013 and temporarily allocated to a small piece of land near OR Tambo, are still kept there without hope for any alternative decent housing. The DA-led Government under MEC Madikizela has attended to elevate temporary accommodation into a permanent settlement despite the poorly conditions of those spaces.

On Tuesday night the TV Programme Checkpoint was discussing the eviction of farmworkers without taking the ESTA Law into account, a whole programme dedicated to which area? Rosenvale just outside Worcester which started with three families living in those... [Interjections.]

The DEPUTY SPEAKER: Order! Order! Order!

Mr K E MAGAXA: ...living in those untenable conditions... [Interjection.]

The DEPUTY SPEAKER: Order! Order hon member Mr Magaxa. Just one second. I am trying to get to the relevance of your speech, but... [Interjections.] Just one second Vote 8 has four programmes. Under which programme are you talking now? [Interjections.]

Mr K E MAGAXA: Mr Deputy Speaker, I am putting all of this Blue Book in a political context also relating... [Interjections.]

The DEPUTY SPEAKER: Order! Order!

Mr K E MAGAXA: What was here, we are talking about the spending of the money. [Interjections.] These are areas that are supposed to have been prioritised. [Interjections.] I am trying to pinpoint the inability. I do not know whether... [Interjections.]

The DEPUTY SPEAKER: Order! Member, just one second. [Interjections.] Order! Order! I am not saying that we cannot speak... [Interjections.] Hon member Mr Dugmore, order. I am not saying that we cannot make political points in this specific debate, as long as it relates to the moving of money or the appropriation of money in the adjustments appropriation. So I am asking you, the points you are making can you relate it to specific programmes in the adjustments appropriation?

If you say yes then I accept your word for that. Then the House can continue, but it must be related to the Blue Book. [Interjection.]

Mr K E MAGAXA: Yes, exactly. That is what I am trying to do.

The DEPUTY SPEAKER: Please continue.

Mr K E MAGAXA: Thank you. I was saying we started with three families living in those untenable conditions but there are now over 3500 people in three informal areas who are mostly evicted farmworkers. These are but only a few examples of hard realities of the poor people of the Western Cape continuing to live under the hands of the MEC Madikizela. We can in this context quote Vladimir Lenin, when he said:

“People always have been the foolish victims of deception and self-deception in politics and they always will be until they have learnt to seek out the interest of some class or other behind all moral, religious, political and social phrases, declaration and promises.”

From Vladimir Lenin. On Tuesday the MEC stood here... [Interjections.]

The DEPUTY SPEAKER: Order! Order! Order! Honourable Chief Whip.

Mr M G E WILEY: Mr Deputy Speaker, we are getting a lecture on dialectical materialism now from the honourable member on the [Inaudible.] This has got nothing to do with the adjustment budget. No matter how much he tries to rationalise it.

The DEPUTY SPEAKER: Yes, I have given...

Ms M N GILLION: Mr Deputy Speaker...

The MINISTER OF FINANCE: Hon Mr Deputy Speaker, may I address you?

The DEPUTY SPEAKER: One second, just one second. Minister Meyer?

The MINISTER OF FINANCE: Mr Deputy Speaker, when you were in the Chair you explicitly started this session by asking members to stick to the adjusted estimates of provincial expenditure. What we are now witnessing is the hon member has lost an opportunity to take part on Tuesday in the second reading debate, which is a political debate. You have asked that we stick to the Blue Book. I have tried to look at the adjustments of Vote 8 and I see no relevance to the matters that are raised by the hon member. I have to respond as MEC of Finance to some of these matters. I find it difficult if not impossible to respond to some of these matters. Can I ask hon Mr Deputy Speaker, that we revert back to your original ruling. When we started the debate on the adjusted estimates for relevance. The honourable Chief Whip has on two occasions asked that we try to stick to the relevance of the adjusted estimates. The Minister - I am watching him there. He has nothing to reply because there is no relevance from this particular debate.

We want to engage from the perspective of transparency and accountability, but hon Deputy Speaker, I am requesting that we revert to your introductory remarks of the adjustment estimates budget votes.

The DEPUTY SPEAKER: Yes, that is still the situation. Those remarks apply and we will abide by that. All I am saying is that it is difficult for the Chair

to know exactly what the contents of the various programmes per department is, and I am relying on the member to be honest with the Chair and say to the Chair what he is talking about can be related to the Blue Book and the various programmes and if the member persists in talking high politics, which obviously is not related to the Blue Book then... [Interjections.] Order! ... the member will be asked to discontinue his speech. Hon member Mr Dugmore.

Mr C M DUGMORE: Thank you, Mr Deputy Speaker. If I could just address you on this matter. I find it quite ironic that the honourable MEC for Finance having yesterday without any relevance to the Blue Book referred to an alleged assault incident in the ANC Provincial Offices - yet he has the gumption to stand up in this House and raise an issue in terms of the content of hon member Mr Magaxa, so I think we need consistency so I am appealing to you as Deputy Speaker that I think there needs to be better coordination between you as Deputy Speaker and the Speaker so that there is consistency on rulings in this House and that members should not be critical in terms of raising issues here especially if they are senior members of this House like an MEC.

The DEPUTY SPEAKER: Yes, no that is fair, a fair comment. All I can say about the reference by the hon member, I do not think I was in the Chair, but the point is that that was not the essence of his speech. It was maybe a short reference to that, but the hon member Mr Magaxa is basing his whole speech on something different. Hon member Ms Gillion, I will allow the last speaker

now to speak.

Ms M N GILLION: Yes, Mr Deputy Speaker. I want to ask if it is parliamentary for the MEC of Human Settlements to use the words: “It is garbage he is speaking...”

An HON MEMBER: It is.

Ms M N GILLION: Is it parliamentary to use the word “garbage”?

[Interjections.]

The DEPUTY SPEAKER: Order!

Ms M N GILLION: There is one Speaker in the House. You are not the Speaker.

The DEPUTY SPEAKER: Order! I will rule about that later on this afternoon. I am going to give a general ruling about unparliamentary language. That will be included in that as well. Please continue hon member Mr Magaxa and please confine your comments now to the programmes in Vote number 8.

Mr K E MAGAXA: Thank you, Mr Deputy Speaker. I hope my time still is secured. [Interjections.] On Tuesday the MEC stood here and selectively quoted statistics of sanitation and other basic services. What the MEC deliberately left out in his misleading speech was that the level of basic

services in the Western Cape has always been ahead of other provinces in this country. In fact the numbers show that services have actually gone down over the past six years. He can consult the latest Census household survey for the current information. These are readily available from Statistics South Africa. We need to highlight the fact that the MEC does not know the history of this promise and the Madam grabbed him into her affection upon his arrival from the UDM actually. [Interjections.]

The DEPUTY SPEAKER: Order!

Mr K E MAGAXA: Hence in my belief he is doing a great job when the numbers ... [Interjection.]

The DEPUTY SPEAKER: Order! Order! Hon member Mr Magaxa, just one second. Hon Chief Whip.

Mr M G E WILEY: The direct reference to the Premier as being a “madam” is unacceptable. [Interjections.]

An HON MEMBER: Ag come-on!

Mr M G E WILEY: Mr Deputy Speaker, and I believe that it needs to be withdrawn. It is absolutely... [Interjections.] The hon member is constantly baiting the Chair in this manner and it cannot go on like this.

An HON MEMBER: So what are you actually raising?

Ms S W DAVIDS: What are you raising?

The DEPUTY SPEAKER: Hon member Mr Wiley, I missed that specific point. Was it not - did he not say the hon Premier?

Mr M G E WILEY: He referred to the Premier as the “madam who brought the Minister into...”

The DEPUTY SPEAKER: Okay fine. [Interjections.] Hon member Mr Magaxa please refer to the members as hon members of this House. You may continue.

Mr K E MAGAXA: Yes. Hence in my belief he is doing a great job when the numbers actually show the opposite to be true. The DA Government has failed to provide housing and sanitation and other basic services such as electricity, water, etcetera. The MEC Madikizela has failed to meet ANC housing delivery records despite an increased budget. [Interjections.] The DA Government has failed to deliver basic services as enshrined in the Bill of Rights, instead of providing services the DA Government is determined to destroy people’s lives through illegal eviction, as demonstrated by the case of the South Road in Plumstead and the community of De Waal in Woodstock. The DA Government is determined to ensure that the private development... [Interjections.]

The DEPUTY SPEAKER: Order! Order! Order! Order! Hon member Mr Wiley.

Mr M G E WILEY: Could the hon member point me to an adjustment estimate where any money is... [Interjections.] ... going to be devoted towards evictions? There is no reference in the Human Settlements budget to evictions. So how on earth can he use that as a motivation for his argument? [Interjections.]

The DEPUTY SPEAKER: Thank you. Thank you hon member Mr Wiley. [Interjections.] Order! Order! Hon member Mr Magaxa I am also getting to the point where I am going to ask you to be more specific and point me to facts. I will allow you once more, one more time to continue and to relate your speech to the vote and convince me it is to the Vote, otherwise I must ask you to stop speaking. [Interjections.] Hon Minister Meyer?

The MINISTER OF FINANCE: Hon Deputy Speaker I have listened now carefully to the hon member. He is now taking part in the wrong debate.

An HON MEMBER: Exactly! [Interjections.]

The MINISTER OF FINANCE: The debate that he is talking about Mr Deputy Speaker... [Interjections.]

No wait a minute! Mr Deputy Speaker, the debate that he is now pursuing is the debate on the annual performance plan. He is at the wrong debate so what he is talking about... [Interjections.]

The MINISTER OF HUMAN SETTLEMENTS: No you must teach him, really! [Interjections.]

The MINISTER OF FINANCE: No I think... [Interjections.]

The DEPUTY SPEAKER: Order! Order!

The MINISTER OF FINANCE: I think, Mr Deputy Speaker, under a Communist system there is just one system but in a democracy there are different debates so he must return now from the Communist Party back into this Legislature because he is not now in the Kremlin where you just put everything under one umbrella, called the Kremlin ... [Interjections.]

The DEPUTY SPEAKER: Thank you Minister Meyer, you have made your point. You have made your point.

The MINISTER OF FINANCE: Mr Deputy Speaker, there is a debate called the debate on the Annual Performance Plan. That is a separate debate. The debate that is taking place now... [Interjections.]

The DEPUTY SPEAKER: Order!

The MINISTER OF FINANCE: ...is the debate on the adjustment budget.

The DEPUTY SPEAKER: Thank you Minister Meyer.

The MINISTER OF FINANCE: The hon member must please refer to which page in our book because Minister Madikizela and I... [Interjections.]

The DEPUTY SPEAKER: Minister Meyer, please you can take your seat. I have got your point now. It was a long point of order. I want to rule about that now. [Interjections.]

The MINISTER OF FINANCE: Thank you.

The DEPUTY SPEAKER: Hon member Mr Magaxa, I want to point out the existence of Rule 43 and I am on the verge of applying that rule. I am giving you one last chance to continue and to stick to the contents of the programmes. If not I want to ask you to stop your speech in terms of Rule 43.

Mr K E MAGAXA: Can I address you on that?

The DEPUTY SPEAKER: You must continue with your speech.

Mr K E MAGAXA: Because seemingly I am being discriminated against here, ideological; everybody is not relating on the issues at hand. I am just being...

[Interjection.]

The DEPUTY SPEAKER: Order!

Mr K E MAGAXA: I am [Inaudible.] as a Communist, that even this Parliament in the Province of the Western Cape... [Interjection.]

The DEPUTY SPEAKER: Hon member Mr Magaxa...

Mr K E MAGAXA: Communists are not allowed to speak.

The DEPUTY SPEAKER: I am applying the Rules fairly and please continue.

Mr K E MAGAXA: This is a serious... no Chair, I am serious about this one.

The DEPUTY SPEAKER: Please continue.

Mr K E MAGAXA: Because it has been raised and you have not said anything.

The DEPUTY SPEAKER: Please continue. Please continue. [Interjections.]

Ms S W DAVIDS: [Inaudible.] Keep quiet.

Mr K E MAGAXA: Chairperson...

The DEPUTY SPEAKER: Do you want to address me?

Mr K E MAGAXA: I want you to - I am addressing you to rule on this one.

The DEPUTY SPEAKER: Yes, I am listening.

Mr K E MAGAXA: Three members from this side have been referring to me as a Communist; not calling order in relation to the speech I am raising here, and now you are changing your tune because you are hearing that consistently raised there.

The DEPUTY SPEAKER: Hon member Mr Magaxa, you are saying that I am not... Are you saying that the Chair is changing its tune because of comments from that side?

Mr K E MAGAXA: Yes.

The DEPUTY SPEAKER: Obviously the Chair must listen to points of order and the points of order were raised exactly...

Mr K E MAGAXA: That are not relevant to the issue.

The DEPUTY SPEAKER: On the question of relevance and the issue of relevance is relevant and I therefore ask you to continue your speech and get

- stick to the Blue Book or otherwise discontinue your speech.

Mr K E MAGAXA: Let me continue, responding to the Rule, to the Blue Book, Chair. The DA Government has failed to deliver basic services as enshrined in the Bill of Rights. I think we have seen that the way they distributed that adjustment instead of providing services the DA Government is determined to destroy people's lives through illegal evictions as demonstrated by the case of South Road in Plumstead and the community of De Waal in Woodstock. The DA Government is determined to ensure that private developers benefit from taxpayer's money through irregular approval of building plans in areas such as Observatory and Camps Bay. The Department has shown once again that it is not concerned with restoring the dignity of our people but only concerned with the core mandate which is to maintain inequalities created by the apartheid system, as admitted by their former member, Diana Kohler-Barnard, that apartheid under P W Botha was paradise. It is therefore for this abovementioned reason... [Interjections.]

The DEPUTY SPEAKER: Order! Order!

Mr K E MAGAXA: ...that the African National Congress cannot approve this budget.

The DEPUTY SPEAKER: Order! Order!

Mr K E MAGAXA: Thank you.

The DEPUTY SPEAKER: Hon member Mr Wiley, I was on the point of asking him to stop, he has now very - he obviously went far beyond the scope of this debate. Have you got any point of order?

Mr M G E WILEY: Ja, no I am going to ask that the member - the member has defied the Chair on so many times during this interlude of his. I am going to ask that we consider a motion to ask him to withdraw from the Chamber.

The DEPUTY SPEAKER: Order! Order! The Chair will decide on that. Hon member Ms Gillion.

Ms M N GILLION: Chairperson, may I address you?

The DEPUTY SPEAKER: You may.

Ms M N GILLION: On the issue raised by the hon Chief Whip of the DA on many occasions, just now it happened that you called as the Chair of this House the MEC of Finance to order and he continues speaking. You called him to order more than two times and he continued to speak. So I want you to - when you must make a ruling and what was put on the table, by the hon Chief Whip on the other side, to do it in fairness. Thank you Mr Deputy Speaker.

The DEPUTY SPEAKER: I am not going to allow a long debate on this. The

Chair will be fair as far as possible and that is a difficult task at times and the Chair will be fair. That is my response to that. Can I just refer members again to the guidance we gave when we started these debates yesterday? Maybe some of us have forgotten what we said. We said the debate on the supplementary estimates the day before, and I am saying that to members who must still speak in this House now-now, was on the principle of the Bill, in other words it was essentially a wide-ranging political debate; the types of things which we have just heard. That was called a “second reading” previously. Today, in other words yesterday we started with the debates on the separate votes contained in the supplementary estimates. We debate the appropriation and/or the shifting of the funds in the individual votes. The scope of the debate will therefore be limited and must relate to the funds appropriated or shifted in the particular vote. In other words what is contained in the schedule of the Bill and in the Blue Book should be the guiding factor. The Blue Book is the adjustment, the adjusted estimates of the Provincial Expenditure for 2015. That was the guidance and that is the rule that we use when we apply the scope of the debate and we will do that from now onwards strictly.

I see the next speaker, the hon member Mr Christians.

Mr F C CHRISTIANS: Mr Deputy Speaker, I just need to say all the Departments are under financial strain because of the national wage agreement. That is the problem we have and the Minister has now asked to shift funds, so is the ANC voting against the increase of the public servants?

That is what I am asking, because they are voting against this budget because regarding the shifting I just need to respond on what the hon member said. You see, we had the Minister, the HOD and the CFO, Scopa. Scopa had the Minister, the HOD and the CFO in front of Scopa and we said with the Housing Development Fund, now this is how you make it better. Now they did get a bad audit. But we have asked them: “What are you going to do to improve this?” And they, in the new year, are coming to us to manage this better and they said: “We have messed up but we are going to... these are the plans we are going to put in place.” [Interjections.]

The DEPUTY SPEAKER: Order! Order!

Mr F C CHRISTIANS: Hon member Mr Magaxa referred to this, but he does not refer to it that the Department had the 99.999% spend of the budget. [Interjections.] He looks at the one but not at the other. [Interjections.]

The DEPUTY SPEAKER: Order! One second hon member Mr Christians. Hon member Ms Gillion. [Interjections.]

Ms M N GILLION: Mr Deputy Speaker, can we also ask the member of the ACDP through you to be relevant to the Blue Book please. [Interjections.]

The DEPUTY SPEAKER: Thank you. There is no need to ask him because he is relevant. Please continue.

Mr F C CHRISTIANS: Mr Deputy Speaker, I am trying to be fair. When we criticise the Housing Development Fund we do not give accolades to the HOD and CFO and the Minister for running the Department well. So the plan is as our position we will get them to Scopa. We can call them to the Portfolio Committee and say: "How are you going to improve these plans?" Not to criticise all the time, not to vote against the adjustment budget and then they bring up things that are not relevant. What is relevant is the shifting of funds. [Interjections.] Are you saying that... [Inaudible.] [Interjections.]

The DEPUTY SPEAKER: Order!

Mr F C CHRISTIANS: ... must not get an increase? [Interjections.]

The DEPUTY SPEAKER: Order! Order! The member's time has expired. Please come to order, House. [Interjections.]

Ms L M MASEKO: Mr Deputy Speaker, may I address you?

The DEPUTY SPEAKER: Is that a point of order?

Ms L M MASEKO: Yes, a point of order. Is it parliamentary for a member to say to another member he is stupid? [Interjections.]

The DEPUTY SPEAKER: I did not hear that. Did somebody say that?

Ms L M MASEKO: It is hon member Ms Davids just said to hon member Mr Christians he is stupid. [Interjections.]

The DEPUTY SPEAKER: Order! Order! Let us not degenerate to that level please. [Interjections.] Order! I am giving a general ruling this afternoon... [Interjections.] Order, hon member Mr Magaxa, hon Minister Madikizela. I will give a general ruling this afternoon about these types of references which we constantly hear. It does not help and assist the decorum of the House. Please refrain from doing that. I see the hon Minister Madikizela, hon Minister. [Interjections.]

The MINISTER OF HUMAN SETTLEMENTS: Mr Deputy Speaker, thank you very much. Let me start by thanking the Chairperson of the Standing Committee for always providing leadership in this Committee, even though there are members who clearly do not understand this Department and it is really, really a shame. I am going to come to that now...

An HON MEMBER: Shame! [Interjections.]

The MINISTER OF HUMAN SETTLEMENTS: And I also want to just respond to the issue that you raised on the definition of upgrading of informal settlements because currently as you know that we are actually doing both. There is a programme that the City is busy with in terms of backyarders, you know, an upgrading programme, where we want to make sure that backyarders as well have access to basic services and not

necessarily depend on the landlord or on the model of the landlord for them to have access to the basic services. So we are actually doing both. While we make sure that we improve living conditions in informal settlements by upgrading them we also make sure that backyarders are also you know, treated the same way.

I just want to come to the points that were raised by hon member Mr Magaxa and I want to respond to this point one by one. You know, it is really quite scary to see the obsession with me from that particular member and I am really not interested in you. [Interjections.] [Laughter.]

No-no, if you listened to his speech, it is very, very personal and I just want to make it very clear that I am really not interested in him. Now let me come to the points that he raised. Let me come to the points that he raised. Let me start with the Housing Fund, because this is a fund that we really rescued from the COMA when the ANC was in power in this province. There was actually nothing happening. It was dead. I cannot tell you how many adverse reports that this fund got. [Interjections.]

Now the ANC has an audacity to question this Department when we receive an unqualified audit in the last year and now we received a qualification for one simple reason and I will tell you. I am getting to that reason. When we were busy with this fund we were told that one of the reasons why this fund has been struggling to get an unqualification or a clean audit in the past is because the information in the Deeds Office was not reliable, which is the

sources of information that we use. But subsequent to that we did a lot of work, we put a number of measures in place as department including by the way hiring people to physical verification of the properties because one of the challenges here is that you have properties that are not known. You do not know who is owning what, etcetera. We did a physical verification of these properties up to the point where we got an unqualified audit in the last financial year. We were then told that the Deeds Office has got its house in order. In fact up to a point where the Deeds Office got unqualified audit and we were under the impression that now everything is fine. We can use the Deeds Office as a source of information but unfortunately when we did that again when the AG went on the ground the information in the Deeds Office was completely different from what they found on the ground, but only one property, and we got a qualification. So people must not paint this picture as if things are falling apart. It is only because of that, but if you look at what we have done in this fund, we have turned it around completely. We are now verifying physically more than 14 000 properties and that is not an easy thing to do. We have 14 000 properties here that we have to verify physically on the ground particularly those who are big, so we had this discussion with the AG and we acknowledged the fact that look, relying on the Deeds Office costs us. We take the responsibility as the Department that we should have gone beyond relying on that source, so that is why we have got this qualification and as I said we take the responsibility and we are busy fixing that. Now as I am talking to you, we went back to do this physical verification ourselves, so on the R38 million that the member is complaining about, again, I am not sure whether he read this correctly, because again I

find it very, very disturbing. What we have done here, we have actually delivered services to the poor. These are our debtors who took loans from us pre-1994 up to a point where they can no longer afford to pay. We were actually saying to them because you have been paying since that time, which is pre-1994, now you are struggling to pay, instead of chucking you out of your properties, we are writing your debt off to the value of R38 million. [Interjections.] So it is not the money that is lost. [Interjections.] We are actually providing services to the poor.

Now 1147 families now have Title Deeds to their properties. That is where this R38 million debt write-off comes from. We are delivering services to the poor. Again maybe if you read that correctly you would have seen that.

Let me come again to the R87 million lawsuit that you spoke about. Again I am not sure whether you read this correctly. We have not paid a cent here. This is the lawsuit. This is about the Seafarm in Hawston. Now there is a dispute because those people believe that they should have been given more land than the land that we gave them, because the Municipality of Overstrand wants to use that land for Human Settlements purposes and they want to use it for other things. Now this lawsuit, they want to take us to court and this is the lawsuit we have not paid a cent to. Now that needs to be understood, because you are raising this as if we have lost money. We have not. Our argument is that we believe that the land that you are receiving is enough for you to do that, because we need most of this land for Human Settlements.

Now again expenditure on consultants, I want to make this point very clear, because people normally just use this issue of consultants carelessly. You will always use consultants in the Department of Human Settlements. You will always use consultants but I think what AG has been talking about and the National Treasury, is the reliance where we spend a lot of money on consultants. This Department is spending only 1% on consultants, 1% of our budget on consultants, and that is why I said to you earlier when I spoke about the adjustment, that we are now moving away even from that because we want to spend more money, hire our own people so that we do not rely on consultants but we are still allowed because in terms of the OPSCAP, you can use up to 5% of your budget on consultants, because it is inevitable. The Department of Public Works, Department of Human Settlements will always use consultants because we cannot compete with the private sector when it comes to hiring those special skills full-time. You just cannot compete with the private sector.

Now again, let me address you on low delivery of houses because again you have been saying this over and over again and you might just about believe yourself. Now again you said this hundred times and I am going to respond to you the same way for the hundredth time. The delivery record that you are claiming, it is not true. I said to you - we are on record - there are now as we speak, we started in 2009; we are unblocking 46 projects, affecting more than 15 000 families.

Now what do I mean by unblocking projects? This Government under the

ANC went out in the public and told people that they have built so many numbers of houses, when in fact those houses were not even built and some of those houses were incomplete to a point where people are still living in shacks, but money was paid, and the service providers went away with the money and they tick the boxes and claim that as a delivery. [Interjections.]

Now what we are doing now, we are now spending more than R200 million. In fact you should be ashamed of yourselves. We are spending more than R200 million unblocking these 46 projects so that these 15 000 families can have proper homes; not the claim that you are making, saying that you have delivered to these families, because it is an insult to these families.

Now again the bulk of this budget from the adjustment is going to do exactly that, to improve living conditions in terms of providing services. You are saying to us that this adjustment is not prioritising the poor, out of R21 million that we... [Interjection.]

The DEPUTY SPEAKER: Just one second, Minister, is that a point of order or a question?

An HON MEMBER: It is a point of order Mr Deputy Speaker. The Minister has been addressing hon member Mr Magaxa all the time. He has not been speaking straight through you, Mr Deputy Speaker.

The DEPUTY SPEAKER: Yes, I will address that. Minister Madikizela, when

you speak to the hon member, just do it through the Chair.

Ms M N GILLION: Mr Deputy Speaker, can I also address you? The Minister is showing disrespect. When you give the platform to the hon member this side, you asked the Minister and it is also a rule that he must sit down. He is standing throughout.

The DEPUTY SPEAKER: I am not sure what the Minister - you are referring to now?

Ms M N GILLION: What I am referring to is what happened now. When a point of order is called... [Interjections.]

An HON MEMBER: He sat down?

Ms M N GILLION: Now he did not sit. This is disrespectful to the House.

The DEPUTY SPEAKER: Thank you hon member Ms Gillion. Yes, the Rules do make provision for it. When a point of order is taken the member must take his seat, and we will watch that in future. [Interjections.] Please continue, Minister.

The MINISTER OF HUMAN SETTLEMENTS: Thank you very much. We are dealing with very grumpy people here. Now the last two points, because in the interest of time, I feel like I am now discussing the annual report, which

is exactly what the member did.

Now the bulk of this budget - we said we got R21 million increase and R19 million is going to services, to do exactly what the member is saying we are not doing. We are giving this money to municipalities so that they can put in services and improve living conditions of the poor and I do not understand what you mean when you are saying you are not prioritising the poor in terms of services. So farm evictions have nothing - this obsession with me as I said is quite scary - to do with me. I mean you seem to be blaming me for each and every thing and you are getting personal and I do not know why. [Interjections.]

Now lastly Mr Deputy Speaker, is that the issue of BM Section and the issue of Masiphumelele, it is really punching below the belt for any member to try and score cheap political points for what happened in those areas. You know, fires are happening in every corner of South Africa. Victims of fires is a situation that we are facing everywhere. Now you cannot use an accident, even during your time, please, even during your time we had incidences of fires. You cannot use that to score cheap political points, I mean, really! You cannot stoop that low. [Interjections.]

Now the issue of BM, the irony there is that the City and this Department did everything to make sure that those people are accommodated and guess who is blocking those people? It is the ANC councillor and the ANC cronies who do not want those people to go and settle where the City has prepared a place

for them. [Interjections.]

An HON MEMBER: Where?

The MINISTER OF HUMAN SETTLEMENTS: Next to Bosasa in Blue Downs. The land there is already prepared for those people... [Interjections.]

An HON MEMBER: Masiphumelele...

The MINISTER OF HUMAN SETTLEMENTS: No-no, we are talking about BM Section now. Just listen. Now the issue of BM Section that he raised, the City has done everything. The land was identified. Services were put in but the ANC councillor, just because the ANC wants to score cheap political points, is preventing those people to go and settle there. I am not sure whether he knows that. [Interjections.] But I am not surprised that he does not know that and again the issue of Thabo Mbeki, Thabo Mbeki has been there for years. You did nothing. We are now intervening to assist those people and we have already moved some of the people there to TRAs, who are living [Inaudible.] We already as I am speaking to you moving some of the elderly people to proper houses. We are in the process where we are already engaging with the relevant department to upgrade that area and you did not do anything about it because it is not as if that place suddenly mushroomed seven years ago when we took over this Government. It has been there for more than twenty years and you did nothing. So please. [Interjections.]

Now lastly I want to thank the hon member Mr Christians because again you understand the essence of this adjustment. [Interjections.] We are giving, because of the wage increase... [Interjections.] ... more than R2 million so that we close the gap that has been opened by the wage increase. So thank you very much for always teaching some of the people in this House and make them understand... [Interjections.] ...the content of what we are discussing. Thank you very much Mr Deputy Speaker.

[Interjections.] [Applause.]

The DEPUTY SPEAKER: Order! That concludes the debate on this Vote.

[Debate concluded.]

The DEPUTY SPEAKER: The Secretary will read the Third Order.

The SECRETARY: Debate on Vote 4 – Community Safety- *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

The MINISTER OF COMMUNITY SAFETY: Mr Deputy Speaker, good morning and thank you very much for this opportunity.

The Department of Community Safety, through our constitutional mandate to deliver effective oversight over policing in the province, aims to work with the police to improve the levels of professional policing and the service that

they deliver, and to activate people living in the province, to realise that safety is everyone's responsibility.

We recognise, however, the challenges of doing the most we can with the limited financial resources made available to us. We are steadfast to ensure that critical operational budgets are spent on providing the services the people of the Western Cape deserve.

The Department's original Budget Estimate for the 2015/16 financial year was R234 574 000 and this was adjusted to R235 221 000. This represents a marginal increase of R647 000.

Looking at our programmes, Administration remains unchanged and the programme will continue providing support services to the rest of the Department.

An additional R2.4 million is allocated to Programme 2: Provincial Secretariat for Police Services. Further shifts sees the additional funding towards this programme totalling R 3.7 million, with the budget increasing from R55.1 million to R58.9 million.

Additional funding of R800 000 is allocated to the Watching Brief unit which continues to deliver exceptional results and was recently awarded Gold in the regional category for the Public Service by Productivity SA.

Further adjustments in this programme will allow for the Department's community outreach programmes to continue within communities.

The Department will also continue with the Expanded Partnership Programme with the CPFs for which adjusted budget of R 1.6 million is provided for.

Programme 3: Policing Functions will continue promoting good relations between community organisations and police to improve safety within communities. The adjusted appropriation for this programme sees the budget decreases from R56.4 million to R54.8 million.

R700 000 was shifted to the Department of the Premier, for further development by the Centre of e-Innovation of information technology that are required to update the system on which community complaints against police services are received, recorded and finalised.

Also under this programme an additional amount of R830 000 to supplement the budget allocation of the Youth, Safety and Religious Programme, which was initiated by the Department in partnership with the religious fraternity and which programmes are aimed at keeping some 14 000 plus children and youth safe at educational, developmental and entertaining alternative opportunity programmes during the upcoming or during the December holiday period. The total budget provided through partnerships with faith-based organisations increases to R7.3 million for the financial year.

Funding for Programme 4: Security Risk Management has been reduced with R1.5 million, from R80.9 million to R79.4 million. The re-prioritisation of money, which was earmarked for the creation of additional staffing capacity but had to be reconsidered, was due to the salary demands in the outer years of this MTEF period and sees the funds reallocated to Programme 2. This is a once off alignment and shall not impact on the important services being rendered by the security staff.

The Department's own revenue budget remain the same at R11.8 million and it is expected that this target will be achieved. The revenue collected thus far is R5.9 million of the budget as at 30 September 2015. This money is made up mostly of the aid assistance funds received for the Wolwekloof Youth Programme.

One of the most exciting adjustments for the Department of Community Safety sees us provide the funding for the pilot sites for the Alcohol Harms Reduction Game Changer which includes Gunya, Khayelitsha and Paarl East.

As is evident through the various 16 Days of Activism campaigns currently underway, there remains a strong link between intimate partner abuse, risky sexual behaviour and violence where the abuse of substance, predominantly alcohol, is present. The success of these pilot sites shall be closely monitored and shall, depending on impact, be rapidly expanded within the MTEF period.

The Department will continue to expand on the successful programmes

already implemented, such as the Chrysalis Youth Programme and now the similar Wolwekloof Youth Programme, the Watching Briefs, the Youth Safety and Religion Programme and the Community Outreach Programmes, to mention only some.

We look forward to the additional challenges which have been assigned to the Department through the Department of Community Safety taking the lead in the Provincial Alcohol Harms Reduction Game Changer as well as the responsibilities associated with the coordination and support of the Western Cape Liquor Authority.

The Department of Community Safety continues to perform in the fields of good governance having not only achieved six consecutive clean audits but we have also been recognised as the best functioning Provincial Department in South Africa by the National Department of Public Service and Administration.

On that note I want to use the opportunity to say many, many thanks to our dedicated staff, our HOD, director of financial services and all the other staff members. You do not see them. You do not hear about them, but they are there in the offices and doing sterling work. We appreciate that and also the support we receive from time to time from our colleagues, also colleagues in this House as well. Thank you.

The DEPUTY SPEAKER: I see the hon member Ms Wenger.

Ms M M WENGER: Thank you, Mr Deputy Speaker. The Department of Community Safety has received six consecutive clean audits and has been named or was awarded Gold as the best functioning Provincial Department in the country from the National Department of Public Service and Administration.

It is very clear that the Department steers a sound financial ship and is productively using the budget allocated to it and has cut out wastage. The Department received a nominal increase of R647 000 as additional funding for this adjustment budget. The main adjustment is of R3.75 million for the Provincial Secretariat for police service, which is the oversight function of the Department and its core mandate.

These funds mainly come from the provincial policing functions programme and security risk management programme. The R3.75 million will mainly be apportioned for firstly the staffing and capacitation of the first ever Provincial Police Ombudsman's Office. The Western Cape Provincial Police Ombudsman is South Africa's first such office, which was made possible through the Western Cape Community Safety Act, which is aimed at improving service delivery. The Ombudsman is legally mandated to investigate complaints from the public about police inefficiency and the breakdown in the relationship between the police and the community. The Ombudsman will provide members of the public with an impartial and independent opportunity to lodge complaints for investigation.

The true test for this Department is the extent to which it can ensure that policing is effective and efficient and remains answerable to the people. This is done by maintaining constant oversight and monitoring of police actions. By overseeing the actions of Government we are able to ensure that service delivery takes place so that all citizens can live a better quality of life.

Secondly, the shifted funds will be utilised for EPWP stipends, which are mainly for youth graduates from the Chrysalis Academy. The Academy was recognised nationally and received the Gold Ministerial Award from the Ministry of Social Development for excellence and youth development. The Academy saw 600 students selected in 2014/15 from more than 3700 applications and has an impressive 98% pass rate and 88% job placement rate. All graduates were given a nine month internship after graduation and afforded the opportunity to work within their area of interest and build on their skills training.

R700 000 has been given to the Department of the Premier for the further development of the CPF Website and communication platform for community safety partners. This will aid the expanded partnership programme with CPFs to further capacitate them to perform their duties as outlined in the SAPS Act. At the same time it helps them to adhere to good governance principles.

Currently not all CPFs are performing these functions optimally and as a result have not accessed all the funds. That being said, in the previous year

there was an over achievement on the first level oversight visits to police stations by the CPFs. 1153 more oversight visits were conducted than the planned 1600 target showing that CPFs are increasingly performing better and better. We would like to see CPFs functioning at a level at which they can access the full amounts available.

While there is no guidance from the National Civilian Secretariat on the functioning of CPFs this Department has put measures in place which are standardised and measurable. R1.3 million became available from the revenue retention from the previous financial year and will be used mainly to implement the recommendations of the Khayelitsha Commissioner of Inquiry.

The Department is doing excellent work and under the fine leadership of Minister Plato and the head of department Mr Morris is going from strength to strength and they really can be proud. The senior management - and I acknowledge Mr Frizlar here present as well - the management and each official of the Department are thanked for their hard work and for making this the best functioning Provincial Department in South Africa. What an outstanding accolade. Well done.

In conclusion, Mr Deputy Speaker, this budget adjustment of the Department of Community Safety is fully supported. Thank you. [Interjections.]

†Die PREMIER: Mooi! [Applous.]

*The PREMIER: Good! [Applause.]

The DEPUTY SPEAKER: The hon member Ms Lekker.

†UNksz P Z LEKKER: Enkosi, Sekela Somlomo. *Thank you, Mr Deputy Speaker. The alarming situation in this Department is that the provincial policing... [Interjections.] Can you behave yourself, Madam Premier?

The DEPUTY SPEAKER: Please continue member. [Interjections.]

Ms P Z LEKKER: The alarming situation in this Department is that the provincial policing function is left bleeding in that the amount of R1.6 million is shifted elsewhere. The security risk management programme is equally the recipients of funds being shifted away from it.

Let me also outline some of the reasons given for the shifting of funds in this Department related to the underspending due to reprioritisation of community costs, the famous due to slow filling of vacant posts; due to reprioritisation on travel and subsistence and communication costs; consultation and advisory services consumable, etcetera. The slow uptakes of requests from funding EPP. I must reject the shifting of funds amounting to R700 000 because the Department of the Premier should have included the EPP because already the MEC has alluded that they have the resources that are limited for the Department and therefore this R700 000 should have been budgeted by the office of the Premier.

The community police forums remains under-resourced and not supported by this Department yet they are expected to champion the fight against drugs, crime and violent gangster wars.

We are particularly concerned that the Safer School Project has been taken away from this Department and this leaves negative consequences and they are to be felt in schools where gang fights are the order of the day namely particularly in the poor working class communities. By the same token I am worried when R1.8 million is taken away from the community relations as it is responsible for community policing forums.

This includes the R1.1 million taken from programme support, is not assisting at all; the adjustments appropriation cannot be prejudiced on the CPFs. The implementation of the Khayelitsha Commission of Inquiry will be done in the context of densely populated informal settlement and therefore the R1.6 million taken away from the Ombudsman's office is a concern. We think if the office of the Ombudsman is to be successful more appropriation should be dedicated to this programme and to include activities such as your outreach to nurture the unity between community members and the police through awareness programmes and many similar programmes.

Its budget cannot be restricted to staff complement. It must include other related programmes. I have in the past raised my concern with regards to security advisory service which includes services such as CCTV, scanners, etcetera. Those tools are critical in the fight of crime and therefore it cannot

be correct that we will cut funding in such programmes including support thereof.

In the light of the above Mr Deputy Speaker the ANC rejects this budget. Thank you. [Interjections.]

The DEPUTY SPEAKER: Order! Thank you, hon member Ms Lekker. That was a speech well focused on the Blue Book. [Inaudible.] [Interjection.] Hon member Mr Christians.

Mr F C CHRISTIANS: Mr Deputy Speaker, thank you. I am part of this. I am part of this portfolio, Standing Committee and we have had the Department to explain the adjustments. I can remember when we spoke about the watching briefs the ANC came out and said: "When are you going to extend the programme?" You know, when are you going to extend, and we all said the people are doing an excellent job and the Department gave us a run-down where they are going to extend the watching briefs. So the same I can say about the Ombudsman. We went to the Ombudsman. We saw certain posts were not filled, but yet again it is a first for South Africa. So in the Committee we work towards these things. We know exactly what is happening and then we get to this House and they reject the adjustments. That is the problem that they have. We go in committees. We work there. We ask the Department to do certain things and when they read the budget the ANC complains. It does not make sense to me.

Now I must say, this member is an active member in the Committee and she gives her inputs day in and day out and we do what we can do, but I think the problem is they do not understand the constitutional mandate of the Department. They want the Minister to go out and appoint policemen. They want the Minister to go out and do the police work. That is the problem. They do not understand the constitutional mandate of the Minister and his Department so how can you be the best running Provincial Department and you say well, they are not doing well. They are not doing this. We need to say... [Interjection.]

The DEPUTY SPEAKER: Hon member, just one second. Minister?

The MINISTER OF FINANCE: I would also like to know whether the hon member will also request the Auditor-General to present another composite report.

The DEPUTY SPEAKER: Order member, that is not a point of order nor a question. Please continue.

Mr F C CHRISTIANS: Mr Deputy Speaker, I want to conclude. We engage the Department in our Standing Committees wanting them to render better. When they come to this House and ask can we shift funds the ANC has got a problem. So I am asking - this is a long day. I am asking the ANC to give credit where credit is due. They are doing an excellent job with the Ombudsman. They are doing an excellent job with the Watching Briefs, and I

can go on and on but I do not have the time. Thank you, Mr Deputy Speaker.

The DEPUTY SPEAKER: Thank you. I see Minister Plato to respond.

The MINISTER OF COMMUNITY SAFETY: Mr Deputy Speaker, I just want to use the opportunity to say many thanks to colleague Ms Wenger, recognising the sterling work done by the Ombudsman Office, the first of its kind in South Africa and I think she is quite right regarding the fact that we want to see an effective police service, an efficient police service for the purposes of the people of the Western Cape.

Looking at all the issues out there, I am very worried about the dwindling police force, the amount of members per month that are leaving the force. I believe it is a couple of hundred per month and there is definitely a lack of police visibility in many of our communities.

Chrysalis Academy is doing sterling work and then the development of the CPFs stays a challenge. I will get back to that later on but I just want to say to hon member Ms Lekker, for the member to make comments and after that leaving the room, is disgusting. I want to say I do not take that very lightly. You cannot come and make statements and comments in this House and just walk out. She should have sit. [Interjections.] She should have, she is the Opposition in charge. [Interjections.]

She is the Opposition in charge. Okay. I am not talking about hon member Mr

Christians. I am talking about hon member Ms Lekker. [Interjections.]

The DEPUTY SPEAKER: Order, order.

The MINISTER OF COMMUNITY SAFETY: Okay, but Mr Deputy Speaker, I want to... [Interjections.]

Ms M N GILLION: Mr Deputy Speaker can I address you?

The MINISTER OF COMMUNITY SAFETY: I want to say the following. Would you please sit down?

The DEPUTY SPEAKER: Order, Minister, Minister just one second. Hon member Ms Gillion?

The MINISTER OF COMMUNITY SAFETY: I have said it.

The DEPUTY SPEAKER: Order.

Ms M N GILLION: Mr Deputy Speaker can you ask the Minister if he refers to any member in this House, no matter if it is from the Opposition to show the respect in calling her or him 'honourable members'?

The DEPUTY SPEAKER: Hon member, Minister Plato, take that to heart and call the member honourable please.

The MINISTER OF COMMUNITY SAFETY: Thank you, Mr Deputy Speaker, but let me say to the member in her absence, there are many programmes governed by this Department in her area, specifically Nyanga. She did not even recognise that. The honourable member did not recognise that and I can give you many times during this year when we, I personally with my whole team of officials, were in Nyanga to work with the youth, unemployed youth, the youth gangs, the children gangs in the Nyanga area and the member many a times present and the member carries on as if this Department is doing nothing, nothing. I can show the member many successes and just to come and bluntly say we do not approve and disagree, the honourable member is actually of the opinion that what we are doing even in her area she does not even approve that, but let me say hon member Mr Christians is quite correct, all of the issues the honourable member raised we raised it in the Standing Committee. We explain it in the Standing Committee why the shifts, our funds from the one programme to the other programme. We did the same in front of Scopa, but the member said one or two other important things and I in conclusion quickly want to refer to that. It is so that governing the management of the community police forum is a challenge. The issue we are facing is that they operate under the Police Act and we support the police as far as we can to ensure that we capacitate the CPFs that we make them functional CPFs and we hope when the regulations is approved that we can play a much bigger role with regard to the governance of the CPFs. We will do likewise within the framework of the Community Safety Act with the neighbourhood watches.

The Safer Schools Project, we support the Department of Education as far as we can and regardless if funds have been taken away and from any department it is done in such a manner that we do not infringe with the functioning of this specific programme or this specific department. On that note, Mr Deputy Speaker, thank you very much. [Applause.]

Mr M G E WILEY: Well done!

†Die PREMIER: Mooi!

*The PREMIER: Good!

The DEPUTY SPEAKER: Thank you Minister. That concludes the debate on this Vote.

[Debate concluded.]

The DEPUTY SPEAKER: The Secretary will read the Fourth Order.

The SECRETARY: Debate on Vote 6 - Health - *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

The DEPUTY SPEAKER: Minister of Health.

The MINISTER OF HEALTH: Honourable Speaker, Ministers and honourable Premier, honourable members. I rise to present to this House the Adjustment Budget of the Department of Health for the financial year 2015/16. I would like to thank the Department and the heads, especially the head of the Department and the CFO in absentia, plus the management team for finalising this. A lot of hard work has gone through in adapting this budget.

Health receives the biggest slice of the provincial budget, which amounts to about R 18.8 billion That is 36% of the total provincial budget for this year. It just demonstrates how serious this Province is about healthcare service delivery and now I am talking about the adjustment appropriation that now I am presenting, which is about R228 million.

Investing in health is an obligation to be fulfilled, respected and protected to render quality care to the people of this Province and mostly the vulnerable and the poorest of the poor. So every cent of taxpayer's money needs to be accounted for.

In spite of the fact that we serve close to 75% of the population, a figure that continues to rise, it is a stark reality that the system is under pressure due to the growing number of service users and we will always see some of the cases through the media where we are facing all this service pressure across the province and with the upcoming wage agreement of 7% this will have massive unintended consequences and we are talking about spending almost

70% of our budget [Inaudible.] The appropriation budget of R228 million is as follows:

The equitable share that we received from the National for this wage agreement is about R149 million. The NHI for R7.6 million, which the money has already been used. It is only that we received it late every year.

The conditional grants of R37 million, which is according to the Section 22 of the DORA Act 2014 around the health facility grant, the NHI Grant, HIV-Aids grant, the EPWP Incentive Grant, the EPWP Integrated Grant, and then in terms of the rollovers, out of this I have got a rollover of R77 million, which is around the comprehensive TB, because of the TB and the HIV grants there are heavily reliability around the NPOs so with the NGO where they do not submit their accruals on time, it impacts on that, and we have a R67 million for the health facility revitalisation grant, which also we are asking for the rollover. The reason for that is because when we talk about the health infrastructure it is not only about the building the mortar and the brick, but also we talk about the health topology which is the result of the technology for example for radiology and technology. And also within this budget they were asking for the shifting of funds to Vote 10, for example for the facility in the Strand, for the facility in Worcester and for a facility [Inaudible.] in Beaufort West, and then lastly, we have got the revenue of R22 million so this totals to the R228.390 million for the appropriation. Thank you very much again to the people who have participated in this and

not only within the head office and the Department, but across all stakeholders. Thank you. [Applause.]

The DEPUTY SPEAKER: Thank you. I see hon member Ms Lorraine Botha.

Ms L J BOTHA: Mr Deputy Speaker, thank you very much. The public health system caters largely for the uninsured population in this province, which is estimated at about R4.7 million people. The Department is committed to continuous improvements through the NCS self-assessments conducted by the hospitals and public healthcare facilities, the Department is well on its way to ensuring shortcomings are identified and rectified.

The remarkable achievements by the Department of Health would not be possible without a visionary leadership of the Minister; as the DA in the Western Cape we would like to extend our gratitude to Minister Nomafrench Mbombo for her continued commitment to the people of this province.

Furthermore we also would like to extend our thank you to the staff members but a special big vote of thanks goes to our healthcare professionals in their respective positions in all healthcare facilities who are the backbone of our healthcare system. During the upcoming festive season these healthcare professions will be on duty, Florence Nightingale lamps will be burning to render service to victims of accidents and casualties of festive cheer in their line of duty while we enjoy the same festive season with our families.

The total adjusted budget reflects an increase of R228 million as alluded to by the Minister to the main appropriation and this increase will ensure that the Department can continue to deliver quality healthcare across the province as well expand their programmes to reach even more of our communities within the province.

Mr Deputy Speaker the DA supports the adjusted estimates for Vote 6. I thank you.

The DEPUTY SPEAKER: Thank you. I see the hon member Ms Gopie.

Ms D GOPIE: Mr Deputy Speaker, perhaps the ACDP member must tell the people of the Western Cape whether he represents their interest in this Legislature or his jackets. [Interjections.] [Laughter.] It seems he has forgotten his mandate about the people who voted for him to be here. [Interjection.]

As ANC we will continue to ask searching questions and demand answers and when we deem necessary. It is very worrying that this Department has rolled over funds to the amount of R77.654 million in the last four programmes; nearly R9.6 million in District Health Services and R735 000 in Health Science and Training; R258 000 in Healthcare Support Services and R67.52 million in Health Facility Management. It must be remembered that this Department has the largest budget - over R18 billion.

In Programme 2, the rollover is as a result of claims not being submitted timeously resulting in a [Inaudible.] This cannot be accepted for whatever excuse as this amounts to poor management. Similarly, the excuse that it is due to application posts and claims not being submitted timeously, is equally inexcusable.

Elsewhere on page 110, the reduction in respect of the global fund is due to accumulated underspending mainly related to the non-filling of vacant posts as well as the reallocation of the previous year's savings. The end year own revenue, the negative R27 million in this regard, is unacceptable.

There is a lot of interrogation that is needed to be done and deep digging into this is necessary in this programme, when it comes to shifting of funds.

In Programme 6, like in other departments, the rollover is due to delays in submission of claims by non-profit institutions and remains inexcusable. The EPWP integrated grant delays in the procurement of [Inaudible.] in the beneficiaries cannot be a good excuse for the rollover.

These funds are for a specific purpose and go beyond creating short-term job opportunities but also seek to improve the quality of health in the province. Sourcing of goods is a local management responsibility.

Who is to blame for these delays in the infrastructure project as a result of poor performance of contractors and consultants?

Legal disputes, delays on site and maintenance projects are a continuous problem in this Department. The implication of delays in infrastructure has negative consequences in terms of the beneficiaries in public healthcare. The shifting of funds due to unavailability of scarce skills is in the first instance questionable in that this category of scarce skills is not explained.

Secondly, the funds to be used to fund the public private partnership with Tygerberg Hospital and the provision of the leave gratitude is not acceptable. Many of the motivations are very vague and slack to say the least, like slow progress of scheduled maintenance projects and slow processing of projects.

These projects are explained but there is no reference attached to them. I question the funds shifted to the Department of Transport and Public Works for the purpose of leasing an existing site which raises alarms in that this Department should have catered for this in their main budget. I am particularly interested to know whether the following infrastructure projects are still pending in terms of their finishing date stated on pages 129 to 142 as below.

Number 1, Beaufort West, FLFPL replacement. That started on 31 March 2012 and now has been given R100 000 and; Dunoon CHC, a new CHC that was supposed to be finished by October 2015; Malmesbury Ambulance Station replacement centre that started in 2013, that has now been given R100 000; and Mfuleni CDC replacement that has now been given R17.3;

Carl Bremer upgrade emergency services that started in 2013 and that also has been given R400 000.

These are some of the projects whose finish dates have long passed, others in previous financial years, but remain unfinished and here we must approve adjustment appropriations for mere poor management.

If these structures were finished on time I think the load would have been taken off the Tygerberg Hospital and we would not have what we have this morning in the *Cape Argus* where people are sleeping on the chairs because ... [Interjection.]

An HON MEMBER: Who wrote your speech?

Ms D GOPIE: So I say that we would not have had the article this morning because the load would have been taken off Tygerberg and people would not be sleeping on chairs. In our Standing Committee the MEC told us with pride that people at Khayelitsha Hospital are sitting on chairs because they want our services. I think that it did not bother her that people are sitting on chairs waiting with drips and so on. Maybe this article today, about people sleeping on chairs, will also not bother her. [Interjection.] For these reasons, Mr Deputy Speaker, we do not support this vote.

The DEPUTY SPEAKER: Thank you. Order, hon member on Dyantyi. I see the hon Christians.

Mr F C CHRISTIANS: Mr Deputy Speaker, this is a straightforward adjustment, straightforward. [Interjections.] The Minister has been forced to make certain changes. We all scream for quality health services and when the Minister comes to this House and says: listen, because the NGO did not give the accruals, this money must be rolled over, we have a problem. Lucky for me, I am the Chairperson of SCOPA so I have an overview of all the departments. [Interjections.]

I would have thought that hon member Gopie would have at least made some contribution to the debate but nothing. So I think if some of these members joined a different political party they will sing a different story. [Interjections.]

But let me say, the ACDP stands for fairness and justice. Fairness and justice. [Interjections.] I cannot stand with lies.

The DEPUTY SPEAKER: Order! Order!

Mr F C CHRISTIANS: I cannot stand with lies. I must support this Bill. I must support this Bill. [Interjections.]

The DEPUTY SPEAKER: Order! Order!

Mr F C CHRISTIANS: Because it is going to improve the lives of our people.

An HON MEMBER: Yes.

Mr F C CHRISTIANS: That is what it is all about. We are not here debating on political issues.

An HON MEMBER: Yes!

Mr F C CHRISTIANS: We are here to say: shifting of funds is necessary and that is what it is all about. So, to attack me as individual – they must come with the facts and say: Minister, you could have done X, Y, Z and the Minister could have debated that back. But what is happening, it is clear to me that speeches are written for members. [Interjections.] So they are singing the same songs over and over. It becomes boring, absolutely boring. [Interjections.]

So, Mr Deputy Speaker, what I am saying is that the ACDP supports the shifting of funds because it is needed and the Minister has given ... [Interjection.]

The DEPUTY SPEAKER: Order! Order!

Mr F C CHRISTIANS: But they can also look in the Blue Book because nobody is reading the Blue Book from the ANC. Thank you, Mr Deputy Speaker. [Applause.]

The DEPUTY SPEAKER: Thank you. Order! I see the Minister of Health.

The MINISTER OF HEALTH: Thank you. [Interjections.]

The MINISTER OF HEALTH: Thank you to hon member Botha for contributing to the debate and thank you to hon member Christians and also thank you also to the hon member opposite.

I think I probably need to start from the beginning in terms of the response. Health, as I indicated earlier, is not only a human rights obligation but indirectly it benefits the whole country because it is only a healthy person who is able to use his or her freedom to make sound choices and decisions pertaining to his own wellbeing and also the wellbeing of the other people. When we talk about rendering a health service, we are talking about interacting with a person when that person is at his or her most vulnerable, when she or he is at their weakest moment and therefore that is why, for us, we even see it as a privilege that we are given the opportunity to interact with a person at that vulnerable moment.

Therefore one has to understand that you have to provide quality care and also for us, we need to understand that it is not just about checklists in terms of ticking boxes for meeting the APPs. However, having said that, what we see is also the result of the socio-economic and political issues and the impact of those around the country. So when one talks about road injuries, it

impacts on health; when you talk about the poverty and unemployment, it impacts on health because it means that ... [Interjection.] Yes, because it means that you increase the uninsured population... [Interjections.] You increase the uninsured population.

Now the issue of the quadruple burden of disease, which I even call a burden of lifestyle, we have seen that it increases – meaning that it will have an impact on the already exhausted health system. So hon member, the issue of people sitting on chairs and all of that, whilst we are striving to do the best we can in terms of providing quality of care, we are talking about an environment, where according to 2011 Census, in the Western Cape there were about five point something million, I think, five point, population. Now we are talking about 6.2 million and there has been almost 2.5% increase of the patients in our hospitals. So the service pressure is there. We will always see this kind of scenario that you have just mentioned.

However, the question is what are we doing about that? That is why we have got a hospital bed plan, where we intend to increase our hospitals. We also have further plans to convert some of the small primary clinics into community day centres so that they can provide for overall comprehensive care. [Interjections.]

Now in terms of the budget, the issue of the District Health Services in terms of the rollover - as indicated earlier, the services related to, for example HIV/AIDS specifically around the testing; for this we rely on partnerships

with the NGOs because we do this in partnership. The same with TB where we speak about, for example DOTS – the Direct Observation Treatment - for people who have TB. It is the people who are being offered services by NGOs. For example, in Health we have more than 300 NGOs where they provide us with some of these people, like community health workers.

Now the capacity of some of these NGOs makes it impossible for them to meet the requirements, for example, for submission of their claims. So if there is no submission of the claims it means that it impacts on what you see now. But it does not mean that the service is not rendered, in terms of the accruals and also the submission of the claims from the NGOs. Also in Health, when we talk about the filling of the posts, the posts are related to a specific programme. They are not related to permanent posts but are posts that are linked to the grant, related to the offering of these services, like the XCT and all of those things.

Regarding protective clothing for the EPWP, this is under Programme 7 which is Health Support Services: engineering, laundry and those kinds of services. In terms of supply and procurement and supply chain management, some of them, especially the engineers' protective clothing, have a requirement where they talk about the local content of the product, of the production. So there has been delay around that, the specifics in terms of what type of protective clothing is needed for that particular group.

Legal disputes around health infrastructure; again with health it is not only

about what you see as the output, which is the rendering of the service; we talk about the blocks that make up the health system. So now if there is a delay in terms of the construction of a clinic, the delay might not necessarily relate to the building but may be to the technology that is needed because it is a whole package. [Interjections.]

So, it means that it will impact on another block, so you will not be able to appoint human resources if there is a delay in the clinic. [Interjections.] It is the same issue that now if ... [Interjection.] Yes. So when we talk about health infrastructure, for example, that money from District Health Services – I am not sure if it was R27 million for human resources, is a result ... [Interjection.]

It is a result of the delay in health infrastructure and the delay in health infrastructure is not only about the building not being there, but as I indicated earlier, when there is a requirement for a specific technology, it is the whole package of the health infrastructure. It will mean now you will not be able to have human resources, the filling of the posts for those.

Then the public/private issue in terms of Tygerberg: Tygerberg is a central hospital which is a specialised hospital, which is the reason why these delays impact on Tygerberg. So you will never get everybody going to Tygerberg because they specialise, because health again is about the whole system. It starts from whatever package and then up to that level.

Then lastly, the issues of infrastructure because you mentioned some of those issues. The ones that we are talking about, the shifts, are the ones that I have already mentioned in Vote 10; the Boland FET College that was meant for the ambulance station and Strand CDC because we are expanding it from a clinic to the CDC and then also the Amandlenkosi. Those ones that you have already mentioned there, they are again infrastructure. They have about nine phases of systems. They are completed in terms of the system. But there is still probably the last phase of it but we are talking about shifting funds to public works around those three that we have mentioned now. [Interjections.] Okay, thank you. [Applause.]

The DEPUTY SPEAKER: Order! That brings us to the end of this Vote. The Secretary will read the Fifth Order.

The SECRETARY: Debate on Vote 14 – Local Government - *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING: Baie dankie, agb Speaker, agb Premier van die Wes-Kaap, agb lede van die Wetgewer, kollegas, dames en here. Die Departement van Plaaslike Regering se begroting vir 2015/16 boekjaar was R200 miljoen. Die finale begroting na die gewysigde begroting deurgevoer is, is R218 miljoen.

*The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, Madam Speaker, hon

Premier of the Western Cape, hon members of the Legislature, colleagues, ladies and gentlemen. The Department of Local Government's budget for the 2015/16 financial year was R200 million. The final budget after the adjusted budget was effected, is R218 million.

†Die redes vir hierdie R18 miljoen verandering sluit die volgende items in:

Bykomende fondse van sowat R700 000 was toegedeel aan die administrasieproses van Oudtshoorn Munisipaliteit. Die uitstekende Thusong Program het ook 'n bykomende fonds ontvang van sowat R550 000.

*The reasons for this R18 million adjustment includes the following items:

Additional funds of about R700 000 that was allocated to the administrative process of the Oudtshoorn Municipality. The outstanding Thusong Programme also received an additional fund of about R550 000.

Honourable Speaker, by far the greatest changes to this year's budget came in the disaster management arena. I would like to spend a moment to address two issues relating to the Western Cape: the first is water and the second is fire. The province is in the process of being classified a disaster area with regard to water. We are seeing lower than ideal dam levels and the issue is a cause of concern.

I am pleased to note that the Western Cape Disaster Management team is doing excellent work in monitoring the situation and developing contingency measures should matters get worse. A last note in this regard is just to call on the public to use water wisely.

As you may be aware, we had the official launch of the Western Cape fire season on Monday. This was not a celebratory event; rather it was an event where we tried to create awareness about fires in this province. We have already seen the tragic loss of life in several fires in informal settlements around the summer season and the summer season is only in its beginning phase.

We must do all we can to prevent fires and the resultant damage it causes. I can assure you, disaster management entities in the Western Cape will be working as hard as humanly possible over the coming period to prevent and combat fires across this province.

We once again call on the public to co-operate with us. Please be careful with lighting any fires this holiday season and when you do see fires, please alert the authorities as soon as possible. One useful number is the toll-free emergency number of 112. Additionally, please keep the men and women of the different fire fighting entities in your thoughts. In the last fire season we tragically lost five people. We pray this will not happen again.

In addition, the Department has, through a predetermined process, budgeted for an amount of R12 million, of which R7.5 million is additional funds and R4.5 million is own funds to co-fund the support initiatives in municipalities. The R12 million will assist municipalities to deal with Government infrastructure and service delivery challenges.

†Agb Speaker, die Departement glo in voorbereiding en proaktiewe oplossings. Dit is in hierdie opsig waar die grootste veranderings aan ons Departement se begroting gemaak is. Ons het in die aangepaste begroting 'n bedrag van R10.7 miljoen ontvang wat gebruik gaan word om vir alle landelike en kwesbare gebiede se brandbestrydingsvermoë te verbeter. Die geld sal grootliks gebruik word om nuwe brandweerwaens en toerusting aan te skaf.

*Madam Speaker, the Department believes in preparation and proactive solutions. It is in this regard where the largest adjustments have been made to our Department's budget. We have received in the adjusted appropriation an amount of R10.7 million that will be used to improve the fire-fighting capacity for all rural and vulnerable areas. The money will mainly be used to acquire new firetrucks and equipment.

†Laat ek eindig deur elke werknemer in die Departement te bedank vir hulle harde werk, hulle onselfsugtige werk oor die afgelope jaar onder die leiding, eerstens, van dr Hildegard Fast en tans onder die waarneming van Graham Paulse. Ek dank u.

*Let me finish by thanking every employee in the Department for their hard work, their unselfish work over the past year under the leadership of firstly, Dr Hildegard Fast, and currently under acting Graham Paulse. I thank you.

†Die ADJUNKSPEAKER: Dankie Minister. The hon Mnqasela.

*The DEPUTY SPEAKER: Thank you, Minister. The hon Mnqasela.

Mr M MNQASELA: Thank you, Mr Deputy Speaker. The hon Premier of the Western Cape, uMama Helen Zille - the Premier, Minister Bredell, hon members and our Acting HOD. The Acting HOD came in immediately after the HOD was asked to assist in the Premier's Department in shaping some of the priority programmes. That has become one of the ... [Interjection.] very good drivers by the Acting HOD - part of the programme that the Department must implement is to ensure that the municipalities function properly. So he came in, Mr Paulse came in and fitted perfectly fine in that position and I want to say thank you very much to the Department under his stewardship and obviously to thank the executive member, the Minister, for driving the Department towards succeeding in delivering the programme that we promised the voters of this province that we would deliver to everyone in this province.

I rise in support of the Adjustment Appropriation Bill for 2015 and I say I will not rest if we cannot put people first but what gives me joy is the emphasis that we put on people at the edifice of the Government Programme in this province; that whatever we do, whatever this Government of the Western Cape is doing, has been steadfastly reflected by the manner in which municipalities are managing the funds that belong to the people and I am ... [Interjection.]

Ms M N GILLION: Where is the relevance?

Mr M MNQASELA: ... quite happy that we have seen that. As the Standing Committee ... [Interjection.]

Ms M N GILLION: Give the relevance.

Mr M MNQASELA:... of Local Government – †Andiliphenduli ke mna igqugula ngoba siyaxoxa apha. *I do not respond to a cast because we are debating here.

What we have done as the Standing Committee is to continuously monitor the performance of the Department... [Interjections] ... provide support where needed, being critical where we have to but ensuring that at the centre is accountability, oversight and good governance. I am very happy to have presided over the Standing Committee as the Chairperson, that members of the Standing Committee have co-operated and we have worked very well in ensuring that we do not fail the people of this province.

So in this Appropriation Adjustment Bill that is before us, there is no way that one can fall short in actually appreciating that the money spent in supporting municipalities on capacity, good governance is well budgeted for. The area of disaster is money well spent because we want to be safe.

†Indlela eya eLaignsburg xa ugoduka usiya kutsho ngaphaya kooBeaufort West, Aberdeen kuyabhujwa phaya. Abantu bagilana ngeemoto abanye

abalali. Ngoko siya kuncedwa nayiMisebenzi yoLuntu kulaa mcimbi ukubagada, amagosa eendlela. Ngoko siyabulela xa iSebe likwazi ukuba neliso, liyibone into yokuba oomasipala kuyafuneka ukuba bancediswe, kwakhona iSebe libe neliso lokuyigada intlekele enokuthi yenzeke kwezi ndlela. Ndiyafuna ukubulela kakhulu ngakumbi kuMphathiswa kunye nabantu bonke abasebenzela eli Sebe kuba kaloku siyazi ukuba asinguye yedwa umntu ophezulu osebenzayo. Ezona nkabi zibotshwayo zezi zisezantsi, kwaye ziyatsla siyazibona nangoku xa bezokunika ingxelo kule Komiti, ufika zirhuqa. Ngoko siyayibulela loo nto siyiKomiti esiSigxina.

*On the road to Laingsburg, when you go home beyond Beaufort West, Aberdeen, people are dying there. Vehicles collide and others do not sleep. Therefore we will be assisted by Public Works in that regard with watching traffic officers. We are thankful that the Department has an eye for disasters that might happen on these roads. I want to say a big thank you especially to the MEC and all the people working in this Department because in fact we all know that it is not the top person that works. The people doing the real work are those at the bottom, and they pull together. We see them when they report to this Committee, you find them working really hard - †particularly the DA component in this particular Chamber. We are very appreciative of the progress made since the DA took this Government. †Ndiyafuna ke ukubulela kakhulu. *Therefore we are very thankful for that as this Committee.

Mr Deputy Speaker we say that [Inaudible.] Mbanto who works for the Department and these members and the members present here today and everybody in the Western Cape Parliament and the local government family,

must enjoy this festive season, travel safely and enjoy it with your families. Be safe until we meet again in the new year. †UThixo anibusise. Ndiyabulela. *God bless you. Thank you. [Applause.]

The DEPUTY SPEAKER: The hon Dyantyi?

†Mnr Q R DYANTYI: Adj Speaker, baie dankie vir die geleentheid. Ek wil vandag voor ek begin, wil ek sê dat Suid-Afrika is in baie goeie hande.

*Mr Q R DYANTYI: Mr Deputy Speaker, thank you for the opportunity. Before I start today, I want to say that South Africa is in good hands. †If you listened today in terms of our judicial system ... [Interjection.]

An HON MEMBER: Yes!

Mr Q R DYANTYI: ... the judgment handed down today, we must all say we live in a good country. [Interjections.] Justice has been done.

The DEPUTY SPEAKER: Order! Order! Order, Minister Winde, allow the member to continue with his speech on the topic. Order! You may continue.

†Mnr Q R DYANTYI: Ek wil my 15 minute gebruik as volg, en dié sal die Hoofswep van die meerderheidsparty help, maar ook die afwesige LUR van Finansies, die agb Christians ... [Tussenwerpsel.] en die afwesige Speaker. [Tussenwerpsel.]

*Mr Q R DYANTYI: I want to use my 15 minutes as follows, and this will

not only help the Chief Whip of the majority party, but also the absent MEC of Finance, the hon Christians ... [Interjection.] and the absent Speaker. [Interjection.]

This adjustment on Vote 14, the shifts are affecting two programmes. It is Programme 2, which is local governance, and I just want for the sake of the Chief Whip to indicate what falls under that. Programme 2: local governance has the following sub-programmes: municipal administration, community development workers, capacity development, municipal performance, monitoring and evaluation, service delivery integration, community development and workers. That is Programme 2 for you, the shift in this Blue Book which is affected.

Programme 3, which is also part of this Blue Book, has the following sub-programmes. Please listen carefully and I am going to do it slowly.

†'n AGB LID: Ons luister.

*An HON MEMBER: We are listening.

†Mr Q R DYANTYI: Integrated development planning and co-operation, municipal infrastructure, disaster management – †soos die LUR gesê het ... [Tussenwerpsel.] Ek sal dit doen, ek doen dit alreeds, moenie worry nie. – *as the MEC has said already... [Interjection.] I will do it, I am doing it already, don't worry.

These are the sub-programmes, and I want to then say to you, I will be travelling from one programme to another and I will be travelling from one municipality to the other in the 15 minutes that I have and therefore I am making a request that whoever wants to talk about relevance, point them to all of this. I will be all over this province in these 15 minutes.

The MINISTER OF HUMAN SETTLEMENTS: You have 10. [Interjections.]

Mr Q R DYANTYI: I do want to give praise where it is due and I want to make that point. †LUR Anton Wilhelm Bredell is baie goed in een ding – *MEC Anton Wilhelm Bredell is very good at one thing - and I want to give that to him. The MEC has diagnosed the problem and what needs to be done. He summed up in three points earlier this year. He said the things that needed to be attended to are: the issue of better revenue generation and we agree. Secondly, the issue of bulk infrastructure – we agree. And thirdly, the maintenance of existing infrastructure – we agree.

So I want to give praise to him having diagnosed what the problem is, but – †soos ‘n dokter wat vir jou sal sê in die spreekkamer jy is siek, jou siekte is die ding, maar sy probleem, hy gee nie vir jou medisyne om reg te kry. [Tussenwerpsel.] Dit is die probleem met the LUR. *Like a doctor who will say to you in his consulting room that you are sick, your sickness is the problem, but his problem is he does not give you medicine to recover. [Interjection.] That is the problem with the MEC.

That is the problem with him. So I give praise where it is due. He is able to diagnose and say: this is the problem. So if you do not know what you are sick about, please go to the MEC, he is going to tell you. He is going to tell you but he does not have the solution to what he is telling you.

The MINISTER OF HUMAN SETTLEMENTS: He is a fortune teller.

Mr Q R DYANTYI: Of course he is lucky because he knows the only party that can give that solution is the ANC. [Interjections.] That he knows. [Applause.] And we are going to do that in 2016 in the local government elections. †Daardie sal ons doen, daardie sal ons doen, daardie sal ons doen. [Tussenwerpsel.] Ons sal begin met die Theewaterskloof ... [Tussenwerpsel.] Gaan ons Witzenberg, gaan ons Knysna, daardie sal ons doen. *That one we will do, that one we will do, that one we will do. [Interjection] We will start with Theewaterskloof ... [Interjection.] Then we will go to Witzenberg, then we will go to Knysna that we will do. †We are going to give the solutions. [Interjections.]

The DEPUTY SPEAKER: Order!

Mr Q R DYANTYI: Local government.

The DEPUTY SPEAKER: Order! Please continue.

Mr Q R DYANTYI: Thank you, Mr Deputy Speaker, for protecting me.

Unfortunately for the member who is going to speak after me, when we speak about by-elections for the last two years that party has not been on the ground. So when he speaks about the poor, he speaks about himself.

An HON MEMBER: Yes!

Mr Q R DYANTYI: Not even in any by-election. That is your ACDP, so please do not listen to that. [Applause] The DA can tell us that when they are on the ground. †Die ACDP weet niks van daardie nie. Hulle praat van ander mense – waar, hoe – *The ACDP know nothing about that. They are talking of other people – where, how - †they do not even represent, they did not even contest any by-election so I am not going to go there.

†'n AGB LID: Ja.

*An HON MEMBER: Yes.

Mr Q R DYANTYI: He is going to play a video for us, but let me get to these specific points. Let me get to these specific points. Under-spending due to staff leaving the Department and vacant posts not being filled amounts to almost seven million as noted in the Blue Book on page 320. †Gaan kyk in die boek, asseblief. *Go look in the book, please.

That is the under-spending. I am not going to dwell on that because this is episode number 2. Episode 1, we were with the MEC in the Annual Reports.

For many reasons, I do not expect, between the time of the Annual Report and now, that many of these would have been solved. I cannot put that pressure on him but I want to remind him what was said in the Annual Report: the shifting was as a result of the kind of things that were picked up in that Annual Report – because in that Annual Report ... [Interjection.] for example, in sub-programme 3.1 which is municipal infrastructure, page 324 – †as jy die boek het – *if you have the book - †the non-filling of posts amounts to R1.6 million whilst R3.2 million is being shifted from Vote 3 to Programme 3 [Inaudible.] Provincial Treasury.

An HON MEMBER: Yes.

Mr Q R DYANTYI: This does not make sense. Why shift R3.2 million into a programme which you are shifting R1.6 million from? Hello, hello? It does not make sense. But the Standing Committee will sit down with them and detail those issues. We will help you.

An HON MEMBER: Thank you.

Mr Q R DYANTYI: You need this, you need help. †Julle benodig dit. *You need that. †I am glad you were able to say that, Premier. [Interjection.] Thank you. So with the shifting of the R7 million resulting from non-filling of posts, my emphasis, R7 million resulting from non-filling of posts as we indicated and depicted in the Annual Report earlier; what then becomes of those vacant posts because we are only watching this space because the

shifting here within and between programmes is as a result of a failure that when we sat down with the Minister was acknowledged and I am not going to repeat those things. So I really wanted to kind of reflect and emphasise that. So there is no point in downplaying that. The Annual Report is there for all to see.

Programme 3, which is development and planning, has only spent 25% of its budget thus far, okay. But – no, no, no, listen to this, listen to this – but it is being allocated an additional R15 million.

An HON MEMBER: Shoo!

Mr Q R DYANTYI: But at least R13 million of that is for a good cause, it is going for disaster management. So we pick up the good things. R13 million is for disaster management. [Applause.] You must, because we are helping this Government. You must clap hands. I am glad the Minister spoke about disaster management, but again he is showing his bias.

The disasters you are speaking about are future disasters – drought and others. As we speak, your excellency, we have got fires. Masiphumelele people are homeless as we speak. That is disaster. [Interjections.] Do you agree with me, that is disaster? He is not speaking about that. Did you hear that? He did not speak about that, he did not. He did not. †Hy het nie daar gegaan nie. *He did no go there.

The DEPUTY SPEAKER: Order! Please address the Chair.

Mr Q R DYANTYI: My apologies, Mr Deputy Speaker, my apologies. So we are happy that R13 million is going to that so that we are able – because tomorrow the Standing Committee, I thought the Chairperson was going to mention it, we are going to Stellenbosch. Are we still going? We are going to Stellenbosch for an exhibition of fire fighting. It is fire fighting season. We are the watchdog – †ons sal seker maak dat die geld word gespandeer waar dit nodig is. [Tussenwerpsels.] – *we will make sure that the money is spent where it is required. [Interjections.] †That is what we are going to do, which is what that Chief Whip is not able to delegate people to do.

Mr K E MAGAXA: It is a flop, man, it is a flop. I do not know why he is still [Inaudible].

Mr Q R DYANTYI: Under the same programme, Programme 3, R426 000 – you said it was in the Blue Book, so I am in the Blue Book – R426 000 is being shifted from Integrated Development and Co-operation. The reason again – do you want to guess – is non-filling of posts.

An HON MEMBER: Help fill them ... [Interjections.]

Mr Q R DYANTYI: That is it! That is it! Fill the vacancies. [Interjections.] Under Programme 2, Local Government, the Community Development Worker Programme which is sub-programme 6, R425 000 is being shifted

from this sub-programme. Do you guess? Do you want to guess the reason?
Not filling of posts.

An HON MEMBER: Oh! [Interjections.]

†Mnr Q R DYANTYI: Ek ken my tyd, moenie bekommerd wees nie.

*Mr Q R DYANTI: I know my time, do not worry.

So whilst we are on development planning, let me again bring something else that we picked up in the Annual Report. What is called the Integrated Strategic Development Framework in Knysna.

An HON MEMBER: Oh!

Mr Q R DYANTYI: We are awaiting a report, an SIU report on that but there is news about that. There is trouble there.

An HON MEMBER: Deep trouble, deep trouble. [Interjections.]

Mr Q R DYANTYI: But I will bide my time for that and deal with it when we have to do that. And so let me then come back and try and bring it all together. In that Annual Report session, again I will give praise where it is due, the MEC as an executive authority and as a leader was able to take responsibility and was able to see what is not happening. But again we have to help him because you cannot fault him on that. †Hy sien dinge wat jy nie

kan sien nie, maar die probleem is hy gee nie 'n medisyne daarvoor nie. Baie dankie, mnr die Adjunkspeaker. [Applous.] *He sees things that you cannot see, but the problem is he does not give medicine for that. Thank you, Mr Deputy Speaker. [Applause.]

†Die ADJUNKSPEAKER: Dankie, agb lid. Die agb Christians.

*The DEPUTY SPEAKER: Thank you, hon member. The hon Christians.

MR F C CHRISTIANS: Mr Deputy Speaker, the ACDP supports the adjustment budget, the reason being that the main job of this Department is to support municipalities to do their job. [Interjections.] Now the Minister comes here, he says: I have got a solution to your problem, I want to shift R12 million. And that is what I am saying, that is the solution. He is saying: I want to support municipalities, I want to support infrastructure. That is what he is saying and he is coming to the House and saying: I want to shift some funds.

So if you vote against this budget you are voting against the poor. You are voting against the vulnerable, that is what you are doing. [Interjections.] The Minister is coming here and saying: I want to shift some funds and the reason being X, Y and Z.

The SPEAKER: Order please, members, order! Hon Dyantyi, there is a speaker on the floor. Thank you.

Ms B A SCHÄFER: Madam Speaker, it is a complete running commentary from member Dyantyi.

The SPEAKER: Thank you, hon Schäfer, there is one presiding officer. Please allow me to run this House. [Interjections.] Thank you. Hon member Christians, try and contain yourself, please. Thank you.

MR F C CHRISTIANS: Madam Speaker, I would be very disappointed to think he was an MEC before. [Interjections.] I thought he would have had an understanding ... [Interjections.] He has got no clue about local government, no clue. Their song is the same, the ANC song that says: we disagree. [Interjections.]

The SPEAKER: Hon members ... [Interjection.]

MR F C CHRISTIANS: ... taking the service away from the people. This Minister is coming to say: listen, I want to use the money better, situations have changed, I need to do, X, Y and Z. The ANC opposes. The ACDP supports the Appropriation Adjustment. I thank you.

The SPEAKER: Thank you. Thank you, hon Christians. Hon members, can I please ask, no aspersions on members. Let us be guided – we are almost there, one or two more votes to go and then we are home and dry. The EFF is still not here, so I now see the hon Minister, Minister Bredell.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you, Madam Speaker and I want to start off by thanking the hon Christians for giving the ANC some medicine. [Laughter.] Hon Speaker, ja, to our Chairperson – I want to thank our Chairperson and the members of the Standing Committee. It is not easy to operate within the local government sphere. There is huge pressure on our municipalities, our municipal managers, and as we end off this year we also need to think about our municipal managers and our directors in the municipal domain as well as our mayors and so forth, because it is really difficult to land service delivery to an ideal level in the municipalities.

It is actually impossible because of the growing population and the resource constraints that we have, but I can promise you that my guesstimate is that in this year when we receive the Auditor-General's outcome we will get over 20 clean audits and we are going to see that. That is because of the sterling work of various entities, the Department in the province under the leadership currently of Graham Paulse, the team that supports the municipalities, the Auditor-General's Office also playing a support role in helping municipalities and also the Standing Committee and then obviously the municipalities themselves playing a huge role in seeing to it that we spend our money according to the legal framework. Because you cannot talk service delivery if you cannot spend your money within the legal framework. That is the first step to service delivery on the ground and we are busy getting there and year-on-year we will better it.

The shifting of money, I am very glad that in the Western Cape ...
[Interjection.]

The SPEAKER: Order!

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS
AND DEVELOPMENT PLANNING: I am very glad that in the Western Cape
– hon member Dugmore, I am very glad that in the Western Cape we can shift
money and I can promise you we will shift it to service delivery and to
service the people and we will not steal the money. That is a big benefit to
the people of the Western Cape. [Interjections.]

And then, hon Chairperson, also just to mention that previously the vacancy
rate in the Department was 9%; at the end of September it was 4% and out of
ten positions we have just filled seven, in-house. Between myself and the
senior management team of the Department, we had a big brainstorming
session to say we need to also build capacity in-house and open up
opportunities for our current staff and filling seven positions out of ten in-
house speaks to that. And we will push on that and we will bring in fresh
blood in the coming year. I want to wish the Department and the Standing
Committee ... [Interjection.]

The SPEAKER: Order, members.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS

AND DEVELOPMENT PLANNING: ... and all the members a very blessed festive season. I thank you. [Applause.]

The SPEAKER: Thank you, hon Minister. Members, that concludes the debate on this vote and we will now adjourn. I would like to take the opportunity of inviting members to attend a luncheon in the dining room. It is our last lunch together for the year, so I would like to invite you to join me. Well, you will have to be there to experience it. The House will resume at 2 pm. Thank you.

The House adjourned at 12:42.

The House resumed at 14:00.

The DEPUTY SPEAKER: The Secretary will read the Sixth Order of the Day.

The SECRETARY: Debate on Vote 2 – Provincial Parliament - *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

The DEPUTY SPEAKER: I see the Speaker.

The SPEAKER: Mr Deputy Speaker, hon members, I humbly submit the Western Cape Provincial Parliament Adjustment Budget for the 2015/2016 financial year and I will try as best as I can to stick to the Blue Book, so I will go straight into the numbers.

The main budget of R117 180 000 is to be adjusted by R3.228 million, which brings the adjusted budget to R120.408 million. The adjusted amount of R3 228 million is made up of: a rollover from 2014/2015 of R2.681 million; revenue retention of R247 000; new funds from Provincial Treasury R300 000.

The rollover of R2.861 million from the 2014/2015 financial year was in respect of legal fees, commitments for goods and services made in the 2014/2015 year that could only be processed in 2015/2016 and to cater for the expected shortfall of R1 659 000 for increased Hansard services.

The R300 000 received from Provincial Treasury is funding for the manual conversion of the financial statements from cash to accrual based accounting as required by the Financial Management of Parliament and Provincial Legislatures Act, otherwise known as FAMPLA.

There are also shifts between programmes and within programmes, mainly due to the reorganisation of functions. For example, Records Management moves from Security and Facilities to Communication and Information and Risk Management moves from the Office of the Chief Financial Officer to the Office of the Secretary.

R500 000 has also been shifted to facilities for members and political parties, as the original budget was based on actual expenditure plus an inflationary increase.

Mr Deputy Speaker, as I conclude I just want to say to the House that we do have challenges in respect of limited resources, especially for the implementation of FAMPLA. We are still engaging Provincial Treasury to address some of the challenges in the new budget year for 2016/2017. I thank you.

The DEPUTY SPEAKER: Thank you. The hon Chief Whip Wiley.

Mr M G E WILEY: Thank you, Mr Deputy Speaker. A hard act to follow, that short speech. Firstly, may I thank the Speaker for a very pleasant lunch, we really appreciate it. The vast majority of this adjustment has been moving money within the Department and very little coming from the outside to assist us. [Interjections.] As the Speaker has already alluded to, we are in a vulnerable period now with a new oversight body over our members' affairs. For those of you who forget it, all of us are members of this Parliament and as is critically important, we have to maintain that third pillar of the *trias politica*, in other words the legislative capacity and the columns have to be equally strong between your justice, your legislature and your executive in order to be able to hold that pedestal on top of it and if it is not then it becomes lopsided and the thing can fall down.

So it is very important, especially coming into the new year, that we do maintain support for Parliament. A lot of this work, a lot of the saving or the rollover has been done as a result of the Speaker's Office taking austerity

measures very seriously and at the same time to cater for this wage increase which was unfunded, coming down the line. But again, it is something in the new year we are going to have to work very hard at to make sure that the third column of the *trias politica* is stable and of equal strength and length as the other two. Thank you.

The DEPUTY SPEAKER: Thank you. The hon Tyatyam.

Mr S G TYATYAM: Thank you, Mr Deputy Speaker. Let me say, Mr Deputy Speaker, the proper functioning of the Legislature is of paramount importance for members in order for them to perform their constitutional mandate. Therefore, having this House and the Legislature performing well is quite important.

However, I must say that the adjustment, as presented today, does have challenges in terms of some of the constitutional mandates that must be performed, particularly when we have staff that are unable to do things because of the limitations that they have. The Speaker, as the head of the institution, I must say, has done noticeable work in making sure that there is a responsible corporate citizenship amongst the staff in terms of their support to the members.

However, concern must be raised at how the implementation strategy is being carried out because as you carry out the implementation strategy it is quite important that you take all the facets into account and all the personnel that

are needed for making sure that we also deal with FAMPLA properly. There are skills needed around FAMPLA, though I must say that initially, as member Wiley was saying, it was not budgeted for. But I think it is quite important that we cannot just move or shift funds to issues that were budgeted for before just to make sure that we cater for some of the issues in terms of the hardware that we must have for FAMPLA and issues of training.

So it is quite important going forward that there must be a proper budget in the main budget, not only in the adjustment but in the main budget, in order to finish the work that has been done in relation to FAMPLA. In terms of the report that we have received from the Committee, I must say that it is going to be challenging for staff members to cope with the implementation and also carry out the other tasks that they are supposed to do in terms of their work, in terms of their duties.

I also want to mention the risks around the staff that have been reported to the Committee; the wellness of the staff, the fact that some of them are unable to cope. We do not see the adjustment addressing some of those issues that were raised, particularly the issue regarding filling of vacancies, where money which was budgeted for filling of vacancies has been taken to other things that are supposed to be done and it is a cause for concern. As I said earlier on, the staff have performed very well in their posts but the reality of the matter, the report which we got from the Committee - all of us were in the Committee meeting and we were so surprised at some of the challenges which the staff were raising with us. We think that it is important that there

must be a complementary role, particularly by the head of this institution, the Speaker, to make sure that the wellbeing of the staff is taken care of properly.

I must also raise one of the reports that we got on Monday in the *Cape Argus*, where you have a situation whereby 18 staff members will be getting performance bonuses, whilst we have more than 100 staff members ...
[Interjection.]

The MINISTER OF SOCIAL DEVELOPMENT: [Inaudible.] can't get vote.

Mr S G TYATYAM: It is not your vote, wait, wait. It is performance bonuses. [Interjections.] Yes, it is.

The DEPUTY SPEAKER: Order! Order! Allow the member to continue with his point. I am waiting, hon member Tyatyam, you may continue.

Mr S G TYATYAM: Yes. Thank you, Mr Deputy Speaker. I think it is important that we must really not be excited when we are dealing with this issue. We must make sure, in my view, that when we are dealing with performance bonuses - I know probably not everyone must get one but I think 18 out of a number that is so big. I think for others who are not getting a performance bonus it is going to leave much to be desired. So it is quite important that there must be equality because all the staff members here, from low level, if you can put it that way, to the senior managers, they all

perform their tasks properly and they all – some of them even performed overtime work, some of them without getting paid for their overtime work. So it is quite important that we must allow a situation where, when you give performance bonuses, acknowledge everyone that has performed – from the cleaner to the most senior person in the structure, not only a few people.

Clearly the Adjustment Budget is not prioritising the matter of staff and the wellbeing of staff. What we are saying and engaging on this matter is that it is important that there must be - because in the Committee Report that we received, in the Annual Report that we received the issues of staffing came out very sharply. Amongst other issues the issues of absenteeism, the issues of health and issues of coping. So those are the issues that we must not just neglect because some of you – hon Fritz – are getting plumb salaries, you know. You are satisfied with what you are getting. We must think about the people that help us be effective in this particular Legislature, not only about the salaries that we are getting. Therefore the limited staff, I must say, have done very well, I think, in supporting committees. We must acknowledge that in terms of their work but I think it is important that when we are saying we have budgeted for filling of positions, we must fill positions.

I know there is the issue of the austerity measures that all departments have been told, but we must look at other things rather than to take the little money that is there from the staff, you know. [Interjections.]

The other issue that I want to talk to, which we also got from the report, is that some members do not want to be incentivised by getting performance bonuses but they need to be acknowledged and probably get upward mobility in terms of the structure so that some of them do not spend 20 or more years in one position. I think it is something that – because getting people to do different tasks, helps them, it motivates them. That is what we need in this particular Legislature because as I said earlier on, it is the same staff that have helped the Legislature to receive a clean audit and I think it is important that the clean audit has come out of sacrifice and we must acknowledge that many of them have sacrificed. With regards to service delivery they have done us proud but a clean audit must also speak to their benefit. I do not think the member of the ACDP understands that because of that – [Laughter.] – they will not understand.

Mr L H MAX: Are you going to workshop him?

Mr S G TYATYAM: I am not going to his workshop. Everyone will fail in his workshop. [Laughter.] The Department indicated that some of the under-spending was due to a savings drive, which I must say is important. At some stage savings must be done, particularly to implement FAMPLA. As you have indicated there was no plan but it is important that key issues must be addressed as the Legislature. For instance, we received a report that some of the members of staff have not been trained in terms of the IT that will be coming with FAMPLA and in the Adjustment Budget there is nothing that speaks to that in terms of training of the staff. I think it is important that we

have to look into that and make sure that whilst we develop FAMPLA there must be the necessary training for staff members so that staff members can run with the new systems without getting in consultants, which we normally do, to run these systems. There are capable staff members who can assist to properly move us as a legislature.

We must also applaud the under-spending of R526 000 on page 21. I am assisting you because you do not read. [Interjections.] On page 21. This is really a saving, particularly where you see some of the registration that is supposed to have taken place, some of the travel that is supposed to have taken place. It is indeed a saving. It is not like in other departments that I have seen or heard here, where they claim savings and yet they are under-spending on critical issues and just claiming that they are saving. We must applaud that work.

The other issue that I think is important is Hansard. We must be sure, in terms of the backlog, that it is dealt with and I think that we have done very well in dealing with issues of Hansard.

Also, what we have raised and what is not addressed in the adjustment is the issue of the sign language which is quite critical for the Western Cape. If you can hear without sign language that is fine for you but there are many people who cannot hear me when I speak. They hear with sign language. It is quite important that we – in this adjustment unfortunately, we are not addressing that part, you know.

The DEPUTY SPEAKER: Hon member Tyatyam, you have five seconds left.

Mr S G TYATYAM: Five seconds? Thanks, Mr Deputy Speaker. With my five seconds ... [Interjection.]

The DEPUTY SPEAKER: Your time has expired but just finish off your last sentence.

Mr S G TYATYAM: Three minutes.

The DEPUTY SPEAKER: No, no, your time has expired.

Mr S G TYATYAM: No, I think I must report to you, Mr Deputy Speaker, the unfortunate part that you do not have an extension of SCOPA in this House, because SCOPA is not doing what it is supposed to do in terms of oversight ... [Interjection.]

The DEPUTY SPEAKER: Order!

Mr S G TYATYAM: ... because SCOPA is supposed to assist this House to deal ... [Interjection.]

The DEPUTY SPEAKER: Order, hon members.

Mr S G TYATYAM: ... in terms of oversight. We are not doing that.

The DEPUTY SPEAKER: Thank you.

Mr S G TYATYAM: In fact, hon member Wiley would come and say, force everyone to vote ... [Interjection.]

The DEPUTY SPEAKER: Hon Tyatyam, order! I have given you leeway and I have given you ... [Interjection.]

Mr S G TYATYAM: Thank you for the leeway.

The DEPUTY SPEAKER: Your time has expired.

Mr S G TYATYAM: I hope he is going to address our issues.

The DEPUTY SPEAKER: I see the hon member Christians.

Mr F C CHRISTIANS: Mr Deputy Speaker, I just want to inform the member there is an Oversight Committee over Parliament. SCOPA has got nothing to do with Provincial Parliament – I thought he knew that, so you will be first in the workshop. [Applause.]

Mr Deputy Speaker, if they are going to vote against ... [Interjections.]

The DEPUTY SPEAKER: Order! Order!

Mr F C CHRISTIANS: If they are going to vote against this Appropriation Budget, this adjustment, I would ask that the money that they do not want is directed to the political parties, that it comes to us because if they are going to vote against it, they do not need it.

They do not need it. That is the point. I am also very concerned; the member frequently used “reports” – where does he get the reports from? I am concerned that he has got access to Parliamentary reports. I do not know what reports he is referring to. [Interjections.] Now I am also concerned about the reports in the newspaper because I think that these are internal issues and they should be dealt with internally. Staff are not supposed to speak to the newspapers and the newspaper spoke about bonuses. So, I want to know from the Speaker who is leaking this information to the media?

Another important thing: there is a lot of financial strain on Provincial Parliament. We know there is no money. We know that it is a national mandate, FAMPLA is a national mandate. It must be implemented, so these are new changes. Parliament does not have money, we know it is under stress but let me just conclude with this, that hon member Tyatyam did not do justice to this debate. [Interjections.] He even included SCOPA in this debate. We are not part of this debate. But, Mr Deputy Speaker, we know there are a lot of problems with the cash to accrual, all of those problems but I want to – because service delivery is the members of this Parliament. They

render excellent service. We as members get excellent service and I want to compliment the staff, the Secretary and staff for the excellent work towards our members. I thank you.

The DEPUTY SPEAKER: Hon member, your time has expired. The hon Speaker can respond? [Interjections.] Can we get order, please?

The SPEAKER: Mr Deputy Speaker, let me first thank all the members who participated in the debate. I would also like to thank the Parliamentary Oversight Committee, under the Chairperson hon Wylie, for performing a thorough oversight of the affairs of Western Cape Provincial Parliament. And also thanks to you, Mr Deputy Speaker, for your continued support.

I think it is important for me to stress, I think based on the hon Tyatyam's comment, that Parliament as an institution is run like a business. It needs to be a going concern and it has budgets and we work obviously with income and expenditure. So when we get to the matter of performance bonuses, we are driven by a policy and performance management is dealt with in terms of the Western Cape Provincial Parliament's performance management policy.

It is under review but what I would like to talk to and I think is very important, is that this institution is comprised of 99 staff members as well as 42 members of Parliament and I think it is an indictment when members of Parliament respond to a report that is blatantly incorrect and lacks absolutely no fact. I need to address this because I get a call from a media officer who

says to me: the hon member Uys has said that one person of colour will be receiving a bonus, one person; 14 people will be doing that. It is blatantly untrue.

Now I have always had an open door policy and I would appreciate it if the members who are part of this very institution would choose to come and speak to me about a report before we run to the media to make cheap politics of staff who work their butts off to make it work for us.

So I would like to say that our staff have never failed in their service delivery to members. In fact, I must applaud every single staff member of WCPP for going the extra mile. [Applause.]

The DEPUTY SPEAKER: Order!

The SPEAKER: And if anything, if anything – hon Dyantyi ...[Interjections.]

The DEPUTY SPEAKER: Order! Madam Speaker, continue.

The SPEAKER: We have an effective administration led by Ms Fakira and we have a management team in place. My role as the executive authority and the employer is to ensure that we do what is right for all our staff and I am mindful of the comments that you make. However, the report you talk to is stale by probably three or four months now and since that report was also leaked inadvertently, we took immediate action as soon as we got wind of the

report and the media headlines and again it was an exaggeration of the facts.

[Interjection.]

The DEPUTY SPEAKER: Hon member Dyantyi. The Speaker is speaking.

Mr Q R DYANTYI: The Speaker must speak through the Chair.

The DEPUTY SPEAKER: Yes, the Speaker knows the Rules, the Speaker will do that. Thank you, Speaker.

Mr M G E WILEY: Do you think a sharp suit makes you a gentleman?

The SPEAKER: Mr Deputy Speaker ...

The DEPUTY SPEAKER: Please continue, Madam Speaker.

The SPEAKER: I think the fact that we have a very close working relationship where I think the staff also – many feel valued but it has been a long hard year and we have been affected by the lack of funding and that we alluded to in my opening address. I said that we have financial constraints, we have informed Provincial Treasury of our financial constraints and I am in continued discussions with the Minister of Finance.

However, FAMPLA came as an unfunded arrangement. It was not done through Minister Nene at Treasury, it was imposed on legislatures and we

need to find anything between the tune of R10 and R12 million to be able to switch from cash accounting to Generally Recognised Accounting Practices. As with the fact that staff have not been trained in IT ... [Interjection.]

If you travel in the lift you will see a sticker in the lift that talks about Project Jump. We have a clearly detailed project plan and in the absence of hardware we cannot train members yet. However, we will take members in the new year on an updated workshop to appraise you of what exactly has happened since we started our process regarding ERP.

As for Hansard, we do not have backlogs in Hansard. We have worked really hard to address the backlogs and I must say here again all the staff have come to the table to make sure that the issues that were raised in that report were addressed as a matter of urgency.

We do have wellness interventions in place. We have gone as far as encouraging staff to utilise the wellness interventions that are in place and I trust that the staff will continue, if it is required, to utilise the services that are available to them.

If I talk to the clean audit, in my opinion – and this is my humble opinion – coming out of a business environment, I would like to believe that a clean audit is par for the course. If we do what we are expected to do, we should be able to deliver a clean audit, which meets all your requirements of your job. You do not have to exceed or far exceed to achieve a clean audit. You need to

follow the governance processes that a clean audit should follow. However, a clean audit is a team effort; a clean audit does not belong to an individual or to a department. A clean audit in this instance belongs to all the staff at WCPP as well as its members.

I have addressed Hansard, I have addressed the clean audit, I think I have tried to – the pressure in committees we are well aware of. I have engaged the Chief Whip, through the programming committee. We have looked at reviewing the programmes so that we do not have that last slot from 16:30 to 18:30, which then takes us into overtime. We have engaged around transport. We also give members time off because they are tired, the system is weary. We allow members, instead of overtime you get time in lieu, so from an HR perspective and a people perspective I think we are addressing those matters and if there is anything that you are aware of that I might not know, I would appreciate it if you could provide me with that detail.

Then in terms of ERP, good progress has been made in this regard. We published a tender on 31 October, the tender closed on 30 November. There was an overwhelming response to that tender and the bids will take place within the next two weeks, I am hoping we will see that tender come through. [Interjections.] I think corporate governance is very important to me and I would like to ensure that when we do anything, we do it completely above board so that we do not bring Parliament or this instruction into disrepute. [Interjection.] So you can be sure that when it comes to tenders we will follow the process.

After the evaluation process we will be in a position to determine obviously what it is going to be. So I think it is important for me to let the members know that yes, the Minister of Finance has an open door, we are engaging constantly on an on-going basis. The Minister, in turn, has actually raised the whole implementation of FAMPLA with National Treasury because I think that is where it belongs. At the Speakers' Forum there is huge concern and Speaker Baleke is also wanting to engage Minister Nene so that we can get some resolution around FAMPLA and the way in which it was enacted.

Lastly, I would like to thank the administration. I think the team of people that we have and that is under the leadership of Ms Fakira – every single staff member in WCPP deserves a big thank you because I think despite the tough trading conditions, the long, hard hours, they have come through and excelled and it is our duty as leadership to ensure that the members who have performed will receive performance bonuses as per policy, which all the members have signed and agreed to.

So I also would like to say to the Deputy Speaker and then especially to my office, I would like to say thank you to Jannie Uys in my office and I think it is important that we recognise the contribution of everyone. But my appeal, members, we are an institution because we have 42 members and we have staff – I would like to encourage that instead of breaking down the system, we build the system constructively because I would value your support and input. If there is anything that you see me doing wrong, you think we are not

doing right – hon member Dyantyi, you are more than welcome to come and have a cup of tea with me and say: Speaker, this is a challenge, how do we deal with it? And I think if we can get past that animosity – because we are busy with people’s lives here – I think that would make a huge difference. I thank you, Mr Deputy Speaker. [Applause.]

The DEPUTY SPEAKER: Order! That concludes the debate. Hon, Tyatyam? Order!

Mr S G TYATYAM: I just want to know if the hon Speaker could also have tea with the member of the ACDP? [Interjections.]

The DEPUTY SPEAKER: Order! Order! I have already said that the debate is concluded. The Secretary will read the Seventh Order.

The SECRETARY: Debate on Vote 9 – Environmental Affairs and Development Planning - *Western Cape Adjustments Appropriation Bill* [B 4 – 2015].

The DEPUTY SPEAKER: Order, hon Minister Winde! The Secretary is trying to read the order. The order has been read, Environmental Affairs and Development Planning. I see the hon Minister Bredell.

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING: Agb Speaker, agb Premier van die Wes-

Kaap, agb lede van die Wetgewer, kollegas. Die Departement van Omgewingsake en Beplanning se oorspronklike begroting vir 2015/16 boekjaar was R502 900 000. Die finale begroting na die begrotingsaanpassing is R509 400 000. Gevolglik was die gewysigde aanpassing R6.5 miljoen vir die tydperk. Die rede vir die aanpassing het te doen met rampbestuur.

*The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Madam Speaker, hon Premier of the Western Cape, hon members of the Legislature, colleagues. The Department of Environmental Affairs and Planning's original budget for the 2015/16 financial year was R502 900 000. The final budget after adjustment is R509 400 000. Consequently the amended adjustment for the period was R6.5 million. The reason for the adjustment has to with disaster management.

Hon Speaker, the adjustment allocation of R6.5 million was allocated to the Biodiversity Agency, CapeNature. In their last financial year CapeNature recorded a total of 153 fires across their asset base, which includes many nature reserves across the Western Cape. The fires resulted in over 133 129 hectares being burnt. This was the highest number of fires experienced by CapeNature in 17 years and is indicative of the pressures our environment is undergoing today. We are seeing less rain and more extreme heat and these matters are adding pressure to entities having to deal with the environment.

The adjusted appropriation will accordingly be used by CapeNature for wildfires and flood management. I thank you.

The DEPUTY SPEAKER: Thank you, Minister. Hon member Lentit?

Mr R B LENTIT: Thank you very much, Mr Deputy Speaker. The Department of Environmental Affairs and Development Planning received an allocation of R6.5 million. This allocation will be utilised by CapeNature for disaster prevention measures.

The Western Cape is prone to fires and the allocation is welcomed as it will assist in managing and fighting wildfires over the fire season. The R6.5 million will give access to helicopters, access to water bombers, access to spotter command and control aircraft. The DA supports the adjustment.
[Interjection.]

The DEPUTY SPEAKER: Thank you. Hon member Dijana? [Interjections.]

Ms T M DIJANA: Thank you, Mr Deputy Speaker. [Interjections.]

The DEPUTY SPEAKER: Order!

Ms T M DIJANA: This adjustment budget is, like the main appropriation and adjusted estimates of the previous financial year, maintaining the status quo not only of this Department but also of the sector. The skewed allocation of funds in this budget only seeks to continue a legacy where highly scientific sectors such as environmental affairs are reserved for white males.

In a country with such high levels of racial and gender inequality, redress and transformation must be our number one priority.

An HON MEMBER: Hear, hear!

Ms T M DIJANA: In all sectors. This adjustment budget is the furthest from that. The Department has a vacancy rate of 15%. However, a total of R8.1 million is shifted from compensation of employees. We are told that funds are being shifted due to under-expenditure on compensation of employees due to the delay in filling of vacant posts. Understanding that the Department mostly deals with scarce skills, one would have imagined that the Department, instead of making provision for the appointment of contract personnel, they would ensure a vigorous recruitment and training process from these contract personnel to develop in-house capacity. Instead of ensuring the staffing requirements are being dealt with, the Department is shifting an additional R1,1 million for the appointment of contract personnel.

Why can only wonder what the obsession of this Department is with short-term contract personnel. This issue is not new. It is the same issue raised during the 2015/2016 budget and the adjustment budget process of 2014/15.

We welcome the additional R6.5 million allocated to disaster prevention measures and management of wildfires, floods and other risks. We are informed that these funds have become available to the province as stated on page 182 of the Blue Book.

The question is where are these funds coming from, since the Western Cape is always complaining about being neglected as a province? We welcome the intervention of National Government in ensuring that wildfires, floods and other risks are prevented. This is what a caring government does. It identifies a challenge and prevents it before it happens.

Noting the allocation of the R6.5 million which is essentially allocated to CapeNature, I must state my dissatisfaction with the continued lack of employment equity in this entity. CapeNature, which absorbs almost 50% of the budget of this Department, continues to lag in employment equity, especially the employment of ethnic black women. In fact, the only black African on the board of CapeNature is a general manager, while others are executive directors. Black Africans are nowhere to be found in the top and senior management structure of this entity.

So it goes for the Department. The excuse we are being given is that there is a recruitment plan in place but 12 months later we are sitting with the same figures. This is unacceptable. This adjustment budget is filled with little shifts which do not make sense. For example ... [Interjection] ... there is R122 000 shifted to make provision for surveying equipment and renewal of computer equipment. Surely things such as renewal of surveying equipment, especially when all such equipment comes with a set warranty – why do we need an adjustment budget for something which ought to have been part of the initial planning for the Department?

Another example is the renewing of annual licence fees for SebNet and LexisNexis services. These are annual licences which are to be renewed on a yearly basis. Why is such renewal not budgeted for in the main appropriation? Surely these are minor things which do not need an adjusted allocation.

The utilisation of consultants continues to be a concern in this Department. It shows a lack of building of in-house capacity by the Department and one could argue that this is another form of fiscal dumping as we do not know who those consultants are linked to within the DA.

There is an amount of R2.2 million which has been shifted from Environmental Policy Planning and Co-ordination Programme 2. There is an amount of R1.5 million that is being shifted from Development Planning, Programme 7. That is a total of R3.7 million. I have not been made to understand the need for such a shifting, except for not being able to fill required vacancies and employing contractor personnel.

We note the shift of R2.7 million shifted to Environmental Quality and Management, Programme 4, which is said to be going to the higher than anticipated wage agreement implication. Does this higher than anticipated wage agreement not affect other programmes?

Programme 6 on Environmental Empowerment Services has seen a decrease in its expenditure for the previous year. We are told that the majority of the projects were originally planned for implementation in the last six months of the year. This is an excuse for under-delivery. Environment Empowerment Services are supposed to interact with stakeholders and empower communities to partner with Government in implementing the Environmental and Socio-economic Programme. This programme has the potential of having a direct impact on the lives of the poor. However, it is relegated to less than half a percentage of the budget. The non-expenditure and under-performance in this programme has a direct effect on the socio-economic conditions of our poor communities. It is directly linked to transformation.

Programme 7 has only spent 32% of its budget. To cover up this under-expenditure the adjustment is shifting R1.5 million from this programme. This is yet another example of under-performance.

This budget fails to speak to the upliftment of communities and development of our rural areas through sustainable growth. The ANC therefore does not support this budget. I thank you. [Interjections.]

The DEPUTY SPEAKER: Order. I see the hon member Christians.

Mr F C CHRISTIANS: Mr Deputy Speaker, after this speech I am totally confused ... [Interjections] ... because the member referred to page 182 and the Minister spoke about this R6.5 million going to CapeNature for fire and

flood. [Interjections.] Now if something happens, they shout. The Government does nothing. [Interjections.] If the Government takes the allocation and puts it there, they say they do not agree. So I want to ask the ANC members especially to fill in a form for that workshop. They must fill in a form for that workshop and just slip it through under my door, and then we will address it because what the member has raised has got nothing to do with what the Minister spoke about.

Mr Deputy Speaker, in closing I just want to say not one ... [Interjection.]

The DEPUTY SPEAKER: Order!

Mr F C CHRISTIANS: ... not one vote was agreed to by the ANC, not one vote. Not even one vote and I am disappointed because I think ... [Interjection.]

The DEPUTY SPEAKER: Order! Order, hon member Dijana. Order! Hon member Dijana, you have had your turn.

Mr F C CHRISTIANS: I think I make a better opposition than all of them. I am calling ... [Interjections.][Laughter.][Applause.]

The DEPUTY SPEAKER: Order!

Mr F C CHRISTIANS: I am calling for the people that are disgruntled with the ANC to come and join the ACDP. I thank you. [Laughter.][Applause.] [Interjections.]

The DEPUTY SPEAKER: Thank you. Order, please! Come to order! I see Minister Bredell to respond.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: There is not much to respond to but thank you very much. Thank you to the Chairperson and the Standing Committee for their oversight role. It is a pleasure and an honour working with them. We work very hard in this Department to balance nature conservation with economic growth. I think we are all doing a sterling job with that.

I want to make use of this opportunity to thank Mr Piet van Zyl, the Head of the Department, and the whole team there as well as Dr Razeena Omar who is doing an excellent job of binding and bringing CapeNature to rights. We are very proud to have people of that calibre join us and to work with us. It is disappointing that the ANC do not see their value, that they are not black enough for them and that they play the race card and that is all that is left within the ANC's domain.

I just want, in conclusion, to point out that when the ANC was in government ... [Interjection.]

The DEPUTY SPEAKER: Order! Order! [Interjections.]

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: I just want, in conclusion, hon Speaker, to tell the member Dijana and the hon Dyantyi when the ANC was in control of this Department, plus-minus 80% of the staff component was white and plus-minus 20% of the staff component was generic black and currently we are on a 50/50 split and we will build on that. Thank you. [Applause.]

The DEPUTY SPEAKER: Order! Order! That concludes the debate on this Vote. Before I ask the Secretary to read the next Order, which is the consideration of the individual votes, allow me just to give a short ruling on general topics, generally about unparliamentary expressions and words.

Over the past few days there were a number of instances where members used words or made utterances which were not necessarily outright unparliamentary but were borderline cases and which certainly did not contribute to the dignity and decorum of the House. Some of these included remarks such as: slow learner, sell-out, intellectually deficient, stupid question, stupid, talking rubbish and some others as well. Here I can also include gestures, finger pointing and the display of posters and newspaper clippings.

We do have freedom of speech in this House and therefore we should be able

to say things here which could be regarded as unacceptable if they were said outside. However, that freedom is not absolute. We do curb that freedom through our own rules, conventions and rulings.

Ruling on unparliamentary expressions is not always easy. It is not an exact science. The same word may be regarded as acceptable in one set of circumstances while in another it could be unparliamentary. The context and even the mood of the House plays a part. When in doubt, the Chair will lean towards protecting that freedom of speech that we have and allow the word or utterance.

May I, where we have now come to the end of this session almost and the year's activities, appeal to members to keep this guidance in mind before we start our next session next year. I am not going to require anybody to withdraw anything, it is just a need to give you some general guidance on the use of unparliamentary language.

It is awfully difficult for the Chair on the spur of the moment always to make a call, make a ruling. Even though we have a Digest of former precedents, there is always a different nuance to a specific thing and I want to appeal to the House to keep this in mind. Do not make the Chair's job more difficult than it already is. I ask the Secretary to read the next Order of the Day.

Mr Q R DYANTYI: May I address you, Mr Deputy Speaker?

The DEPUTY SPEAKER: It is not convention to address the Speaker after a ruling has been given but I will allow you if it is brief.

Mr Q R DYANTYI: Ja, please. Honourable, you seem not to have given any ruling.

The DEPUTY SPEAKER: I have given some guidance, yes.

Mr Q R DYANTYI: Guidance.

The DEPUTY SPEAKER: Yes.

Mr Q R DYANTYI: You have mentioned quite a number of utterances that were made. It is important for this House, for us as we close and we are going to start next year, to understand. So that I do not repeat the ‘fast learner’ story – it is important that you give us an indication. I have not received that indication, except a general warning.

The DEPUTY SPEAKER: That was exactly the point why I gave the ruling and I mentioned some of the examples, which are all borderline cases. It is very easy to rule something unparliamentary and the next one again differently and I want to be consistent in the application of conventions and rules. That was why I tried to give you the guidance in this case and I mentioned that specific instance as well. The Secretary will read the next Order of the Day.

The SECRETARY: Consideration of Votes and Schedules - *Western Cape Adjustments Appropriation Bill*. [B4 – 2015]

The DEPUTY SPEAKER: I want us to give some attention now because we are going to vote on the individual votes. I will first afford the ANC an opportunity to make a declaration of votes; they can either do it per vote or they can do a general one up front like we did previously. I see the hon member Gillion.

Ms M N GILLION: Thank you, Mr Deputy Speaker. The ANC remains focused on the needs of the poor, with their priorities up front, and will continue to do that unapologetically. Despite the gobbledygook dished up by a tamed, adopted DA lackey that has no other purpose but to serve his political masters – that is now the only employed Mbongi in this House - that he is so carried away that he cannot distinguish the forest for the wood. If anyone else says the ANC does not care ... [Interjection.]

The DEPUTY SPEAKER: Order! Order! Order, hon member. One second. Hon Chief Whip.

Mr M G E WILEY: I just want clarity, if I may, whether the hon member was, in saying Mbongi, he was actually referring to a member in this House, in which case it is unparliamentary. [Interjections.]

Ms M N GILLION: Mbongi.

Mr M G E WILEY: Because she followed it up by saying “he” ...
[Interjection.]

Ms M N GILLION: Mbongi.

The DEPUTY SPEAKER: Hon member ... [Interjections.] Did you refer to a specific member now?

Ms M N GILLION: No.

The DEPUTY SPEAKER: No. [Interjections.] Please continue.

Ms M N GILLION: No.

The DEPUTY SPEAKER: Please continue, your time is running out.

Ms M N GILLION: If anyone said the ANC does not care for the poor or proper service delivery to the vulnerable, that person would spread lies. [Interjections.] I would advise those that purport to preach to us, to practise the gift of the discernment of spirits to distinguish the real deception by those that deliberately disturb the truth.

Those that cry for solutions and suggestions here do not have a long attention

span, for they themselves take suggestions the ANC made in the committees when we went through this Adjustment Budget. It is not our job to draft the budget. Different to those that are too scared to criticise their own, we in the ANC understand our role as we must scrutinise it. This DA, including its sycophantic and insulting co-opted, is a modern day two-faced Janus. We see today the real double standards DA at work. They voted against the additional allocation of money from the National Government but since then they have supported every distribution of the very same money and today sing the repetitive phrase: the DA supports this budget. What a shame in the last few days when the DA and the ACDP included, voted against the money enabling this Adjustment Budget. Further, it says not enough money was received but it has millions unspent.

For days now and two days in this House the ANC stated its position: bad budgetary practice with under-spending, not filling of vacancies and other threats are real problems. It is not imagination. [Interjections.]

Too many discrepancies persist. The fact that all sorts of rollovers - not so coincidentally the dawn of the upcoming local government elections - are put into slush funds for later use. It begs the question: is it probably going to be used to impress voters? Because no clear explanation for this across the board trend could be given ... [Interjection.]

The DEPUTY SPEAKER: Order!

Ms M N GILLION: ... and because the ANC differs from the DA, who are doing things ideologically that mostly favours big capitalism.

The DEPUTY SPEAKER: Your time is running out, your time has expired. Just finish off. Your last sentence.

Ms M N GILLION: Okay, I will give my last sentence. [Interjections.] The ANC has no choice but to register and to record its objection to the unfair treatment of poor and vulnerable people. The ANC therefore votes against every sub-vote and the overall budget on principle and on behalf of all the marginal, poor and ordinary people ... [Interjection.]

The DEPUTY SPEAKER: Order! Order! Hon Member, your time has expired.

Ms M N GILLION: ... who barely survive today.

The DEPUTY SPEAKER: Order!

Ms M N GILLION: I thank you, Mr Deputy Speaker.

The DEPUTY SPEAKER: I will now put the votes individually. Order! Order! I start with Vote number 1. Vote 1, the Premier. There is an objection from the ANC.

The DEPUTY SPEAKER: The objection of the ANC will be recorded. If the

ACDP wants to object anything, just indicate but I take it they support all.

[Interjections.]

Thank you. The ANC's objection will be recorded on Vote 1.

[ANC dissenting.]

I put Vote 2, Provincial Parliament. The same applies there? ANC's objection will be recorded. [Interjections.]

[ANC dissenting.]

I put Vote 3, Treasury. The ANC's objection will be recorded. [Interjections.]

[ANC dissenting.]

I put Vote 4, Community Safety. The dissension of the ANC will be recorded. [Interjections.]

[ANC dissenting.]

I put Vote 5, Education. The objection of the ANC will be recorded. [Interjections.]

[ANC dissenting.]

I put Vote 6, Health. The objection of the ANC will be recorded. And I have got the other side. [Interjections.]

[ANC dissenting.]

I put Vote 7, Social Development. The objection of the ANC will be recorded. [Interjections.]

I put Vote number 8. Order! Order! I put Vote number 8, Human Settlements. The objection of the ANC will be recorded. Supported. [Interjections.]

[ANC dissenting.]

I put Vote number 9, Environmental Affairs and Development Planning. DA support, ANC's dissension will be recorded. [Interjections.]

[ANC dissenting.]

I put Vote 10, Transport and Public Works. ANC's dissension will be recorded. The other side agrees. [Interjections.]

[ANC dissenting.]

I put Vote number 11, Agriculture, with the ANC's objection. [Interjections.]

[ANC dissenting.]

I put Vote number 12, Economic Development and Tourism. The ANC's objection will be recorded. [Interjections.]

[ANC dissenting.]

I put Vote number 13, Cultural Affairs and Sport. The ANC objects, DA supports. [Interjections.]

[ANC dissenting.]

I put Vote number 14, Local Government. ANC objects, DA supports and the ACDP also supports all. [Interjections.]

[ANC dissenting.]

I now put the Schedule. Any objections? Is there objection to the Schedule?
No objections. [Interjections.]

An HON MEMBER: Yes!

The DEPUTY SPEAKER: There is an objection from the ANC.

An HON MEMBER: Yes.

The DEPUTY SPEAKER: The Schedule is agreed to, with the objection.

[ANC dissenting.]

The DEPUTY SPEAKER: I put Clauses 1, 2, 3 of the Bill. Any objections?

An HON MEMBER: No.

The DEPUTY SPEAKER: No objections, agreed to. I put the Title. No objections? Agreed to. The Secretary will read the Ninth Order of the Day.

The SECRETARY: Finalisation of the *Western Cape Adjustments Appropriation Bill* [B4 – 2015]

The DEPUTY SPEAKER: I do not have a speakers' list. Is there any objection to the finalisation of the Western Cape Appropriation Adjustment Bill?

An HON MEMBER: No.

The DEPUTY SPEAKER: No objection. Agreed to. The Secretary will read the Bill.

The SECRETARY: *Western Cape Adjustments Appropriation Bill.*

The DEPUTY SPEAKER: The Bill will be sent to the Premier for her assent. [Interjection.] Order! As is our tradition, I will now afford representatives of parties an opportunity to address the House on the occasion of the end of the year and the end of the session. I give the opportunity to the ANC first. Hon Dugmore?

Mr C M DUGMORE: Mr Deputy Speaker, on behalf of the ANC – [Interjection] – we want to first of all thank all of those who actually made it possible for us to do our work in the Legislature. I know that in the vote, the adjustments in regard to the Provincial Legislature, those thanks were already made but it is not just these sessions that have kept us going throughout the year. It has been outreach visits, it has been oversight visits and, Mr Deputy Speaker, we would like you to please convey the thanks of the ANC to all the staff members for making the full package of the work, all that it is that we do, as MPLs, run smoothly and achieve maximum impact.

Very often at the end of the year when one is asked to say a vote of thanks and to wish members well, it is quite strange because a minute or two before we have been shouting at each other across this Chamber. But it was very interesting over lunch and I will not mention names, where one of the hon members from the other side indicated that she had a real desire just to physically visit the house of one of our members because essentially she

would just like to imagine what that member is like in normal life. And I think at the end of the day all of us have lives, all of us have aspirations for the communities and the constituencies that we share and I think it is important to say that at the beginning of this year, I think there was a concern in regard to some of the developments in the National Assembly in regard to how things were being done there. But I do think that despite the differences that we have had – and there have been some heated moments – we have found a way in this Legislature between the ANC and the DA and I must also acknowledge the ACDP, to get on with the work of the House.

I think one thing that we do want to avoid is that we do not want a situation where the very institutions that our Constitution has established actually cannot operate and I think that those lessons and the realisation, which I think is there also in the National Assembly, that all of us have an obligation to make this House work, to make it work effectively and I think that as members of the opposition as well as the members of the governing party, we have found a way of actually keeping the work of the House going.

The second last thing I would want to say is that I know that members will be taking a break but we also know that, particularly for a few of the Departments, there is going to be a lot of work leading up to the Christmas period and we wish those MECs in particular, strength. I know that MEC Schäfer has got the matric results coming up, MEC Grant has got to keep the nutters away from the cars and one thing that I discovered over lunch was that MEC Mbombo has actually indicated – sometimes people forget that as

MEC for Health she has got to deal with the results of all of that carnage, so it is not going to be an easy time for her as well.

I would also like to thank our Whippers from the ANC's side, the members who have kept us on our toes and I think that their contribution, working with the Chief Whip of the majority party here, despite difficulties, they have also helped to keep the Legislature going. I think it has been a learning process for all of us, whether we are new or whether we are coming back to this Legislature.

I also want to, in particular, convey best wishes to the Premier and MECs, all of the MPLs and to indicate that as we go back to our families and our constituencies, that we should make sure that we have a good rest, that we prioritise those close to us so that we can enter what is clearly going to be a very busy year next year. Thank you, Mr Deputy Speaker, and we would like to convey our best wishes to everyone for the holiday season. Thank you.
[Applause.]

The DEPUTY SPEAKER: Thank you, hon Dugmore. The ACDP?

Mr F C CHRISTIANS: Mr Deputy Speaker, on behalf of the ACDP I thank you for this opportunity but, Mr Deputy Speaker, I just want to ...
[Interjections.]

The DEPUTY SPEAKER: Order!

Mr F C CHRISTIANS: I just want to be very, very short, saying I would want to speak a blessing over all of us. I believe after these debates we are friends outside. We are here to fulfil a mandate. We speak what we need to but I think we are big enough, that when we are done here, we are friends outside. Although we are in different political parties I believe we have a common mandate and that is to improve the lives of our people. So I think it is very, very, very important. As a person I want to bless all of us. I think it is important. The roads are busy, there are going to be Ministers that are going to be exceptionally busy, there are going to be officials that are going to be busy – to keep us safe on the roads. So allow me to just speak this blessing.

I take it out of Chronicles but I have just changed it a bit to make it applicable to us. I, Ferlon, cried out to the Lord: Oh, that you will bless all of us, those working, those taking a break. Let your hand be on all of us, keep us safe when we travel, keep us safe when we spend quality time with our families. Lord, keep us from evil. And God granted his request. I thank you. [Applause.]

The DEPUTY SPEAKER: Hon Leader of the House, hon Minister Madikizela.

The MINISTER OF HUMAN SETTLEMENTS: Thank you very much, Mr Deputy Speaker. I just want to start by thanking all of the 8 000 staff members of this province and I think those are the people who are really making our work a bit easier and I think the fact that even in these difficult

times that we are facing as a country, we still have a province that is functioning because of those staff members and I just want to take this opportunity and thank all of them.

But also secondly, to the Parliamentary Staff members, we have seen what has been happening on the other side. We know that there are also some concerns that they have but we want to thank them for the commitment that they have shown throughout and the fact that Parliament was able to function properly without any glitches and we want to thank them for their commitment.

To our colleagues, Opposition, members from the Opposition parties – the ANC, the EFF and the ACDP – we are here because we have been given this responsibility by the voters of the Western Cape to come and represent them here. We might differ from time to time but I think all of us share the same goal: we love our province and we love our country and it is because of that, that we have this robust discussion and debate here. And I wish them all the best, that when we come back we continue with the work that we have been elected to do and I think as my colleague, member Christians, said – that we might appear as enemies here, but we are human beings and we are colleagues and, as I said, we represent the voters of this province.

To my colleagues from the Democratic Alliance, the executive members, all my colleagues from the Cabinet, the Premier, the Speaker, the Deputy Speaker, I know how difficult it is to sit in the chair. We have not made your

work very easy but we want to thank you for the patience that you have shown and to make sure that the House functions properly and your guidance has been very, very valuable to us. And to the Whippers and to everyone who really makes sure that this Parliament functions properly, I take this opportunity from the Democratic Alliance to wish everyone all the best. May you have a peaceful time with your families before we come back next year, which is going to be very busy for all of us, and let us travel safely and come back in one piece. Thank you very much. [Applause.]

The DEPUTY SPEAKER: Thank you, hon members, for all the very positive contributions. I think the hon Speaker has, on behalf of the Legislature, already expressed her gratitude and good wishes to the House. May I also from our side just say thank you very much for a very robust session and robust period that we have had, but in the end very positive and we act as the Speakers, not on one side of the House, we try to be Speakers of the whole House. That is very important for us, that the critical component of a Speaker is impartiality and it is awfully difficult sometimes with the heated debates that we have in the House but thank you very much to all sides for making our jobs bearable under very difficult circumstances.

Lastly, can I just say thank you to the hon member Max today for maintaining the good old tradition of putting his hat on at the last sitting of the House before the House adjourns. [Applause.]

That brings us to the end of business for the day and for the Session. The

House is adjourned.

House adjourned at 15:08.