
THURSDAY, 2 MARCH 2017

PROCEEDINGS OF THE WESTERN CAPE PROVINCIAL PARLIAMENT

The sign † indicates the original language and [] directly thereafter indicates a translation.

The House met at 14:15

The Speaker took the Chair and read the prayer.

ANNOUNCEMENTS, TABLING AND COMMITTEE REPORTS - see p

The SPEAKER: Order! Before I call on the first speaker to address the House, I should like to give guidance to the House as far as the rules of debate and conduct in the House are concerned.

I wish to remind members of the following: although interjections are allowed senseless interjections and running commentary do not add any value to the debate and will be stopped. The member speaking can count on the protection of the Chair who will intervene if and when deemed necessary. Drowning out of the member speaking will not be allowed. Allegations of unparliamentary language will be dealt with on their merits taking into account the context in which they are made.

Personal reflections of members will not be allowed. Unruly behaviour of whatever nature compromising the dignity and decorum of this House will be checked immediately. When speaking, members must stand in their place and address the Chair. Racist remarks, either in speeches or by way of interjection, are out of order and will not be tolerated. Members of the public sitting in the gallery may not disrupt proceedings and must adhere to the directions of the Presiding Officer.

The Deputy and I do not intend stifling robust debate and unduly interfere from the chair in any way, but we do expect members to conduct themselves within the parameters of the rules. Our electorate is entitled to a good but clean fight.

I will now deal with the questions as printed on the Question Paper and in the absence of Minister Plato we will now move to, I think the second question, and I see the hon the Minister, the Minister of Health, Minister Mbombo.

[Question 1 to the Minister of Community Safety standing over.]

Mr Q R DYANTYI: Half of the Cabinet are not here, Max and Lentit not in the House. What is happening?

Mr M G E WILEY: Minmec. The ANC is scheduling things...

[Inaudible.][Interjections.]

The SPEAKER: Order please members! I have just provided this House with guidance. Hon member Dyantyi and hon Chief Whip, let it not be said that just two minutes ago I provided you with input.

Mr Q R DYANTYI: What a nice start.

The SPEAKER: Thank you. You may proceed hon Minister Mbombo.

QUESTIONS FOR ORAL REPLY

Lentegeur and Mitchells Plain psychiatric units

2. Mr R D Mackenzie asked the Minister of Health:

How many patients are at the Lentegeur and Mitchells Plain psychiatric units?

The MINISTER OF HEALTH: For 2015/2016, for Lentegeur Hospital, we had 214 admissions for people less than 18 years of age and for those who are 18 years and older, 1 498. For Mitchells Plain Hospital less than 18 years of age, 49; over 18 years old, 1 242. Thank you.

The SPEAKER: I see the hon member Mr Mackenzie.

Mr R D MACKENZIE: Thank you, Madam Speaker. Given the answer the

Minister has given, can the Minister inform this House whether they are getting good care and is the Minister aware that any of the patients are currently suffering or getting bad care due to neglect or due to mistreatment?

Thank you.

The SPEAKER: Hon Minister.

The MINISTER OF HEALTH: From the mere fact that we have not received any reports related to adverse events, I can guarantee that the patients are being given the care that they deserve according to the Mental Health Act 2002, noting that when it comes to people suffering from mental illnesses you have to take care of them separately according to how they have been certified in terms of their mental illnesses. Thanks.

The SPEAKER: Thank you, hon Minister. I see the hon member Dyantyi and then the hon member Mackenzie.

Mr Q R DYANTYI: Thank you. Since the hon MEC knows how many patients there are in Lentegour, can she kindly indicate to us what is the number in terms of the breakdown for most of the patients that are there in Lentegour, from which areas do they come from, since she knows the total number, and of what race group are those? [Interjections.]

The SPEAKER: Thank you, hon member Dyantyi. I see the hon Minister.

The MINISTER OF HEALTH: I think that one will need a written question because we have got four specialised mental health hospitals in the province which are Lentegour, Alexandra, Valkenberg and Stikland and they are all referred from everywhere in the province. One would not know right now that a patient has from Central Karoo or from Vredendal or from wherever. They are all referrals. These are the institutionalised patients at the hospital so that part will be difficult unless it is a written question. I will not be able to know. [Interjection.]

The SPEAKER: Hon member Dyantyi. Thank you, hon Minister. If you do not mind, if you do ask your question, please direct it to the Chair. I see the hon member Mackenzie.

Mr R D MACKENZIE: Thank you, Madam Speaker. Can the Minister inform this House, given the recent, 100-and plus counting, Life Esidimeni deaths in Gauteng, can the Minister just give this House assurance that there were none, or is she aware if there were any such deaths in Lentegour or Mitchells Plain recently? Thank you.

The MINISTER OF HEALTH: The question was based on institutionalised patients, which are those who have been admitted to institutions. In the case of Gauteng, these are patients that were de-institutionalised to another level of care, which is done by the NGOs. I would request a different question - whether it is a written question or oral, if you now want to focus on other levels of care.

The SPEAKER: Order!

The MINISTER OF HEALTH: So this one was basically on institutionalised patients at the hospital but we do have patients at the NGOs. We do have patients that attend our 72 hours emergency care, only for that part, but it is a new question.

The SPEAKER: Thank you, hon Minister. I see the hon member Mr Dyantyi. This is the last follow-up.

Mr Q R DYANTYI: Yes, I know. Thank you. †Inzima, Mackenzie. [It is hard, Mackenzie.] † Iyacompllicated. [It is complicated.] Hon MEC ... [Interjection.]

The SPEAKER: Please speak to the Chair.

Mr Q R DYANTYI: Oh, sorry.

The SPEAKER: Thank you.

Mr Q R DYANTYI: Since you have given us the total, obviously patients are not an isolated thing, they go with doctors and nurses. Can you indicate, in that total you gave us, how many doctors and nurses work with those patients - Lentegeur?

An HON MEMBER: Is that a new question?

Mr Q R DYANTYI: You know your [Inaudible.]

The MINISTER OF HEALTH: The total of the admissions I gave you is from 1 April 2015 to 31 March 2016. So there might be discharges and I do not even provide the type of mental illness. I am not able to answer your question off the top of my head so that is why it will probably need another oral or written question.

The SPEAKER: Thank you hon Minister. We now move to Question 3. I see the hon Minister Winde.

SMA: closure of factory

3. Ms B A Schäfer asked the Minister of Agriculture, Economic Development and Tourism:

Has there been any impact of the SMA's closure of its factory in Cape Town; (i) if so, what are the relevant details, (ii) if not; what is the potential impact?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: Thank you very much, Madam Speaker and thank you to the hon member Ms Schäfer for the question. Due to the National Government's

failure to commit to a clear position on renewable energy, SMA, a global market leader in solar PV inverters, decided to shut down its Cape Town plant at the end of last year.

Ms P MAKELENI: Where were you?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: In a letter to Trade and Industry Minister Rob Davies, SMA stated that they fail to see a commitment from the National Government to create a sustainable business environment.

The PREMIER: Ja.

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: This is related to Eskom's reluctance to sign off power purchase agreements with independent power producers selected through an extensive and competitive bidding process and of course the messaging that was coming out continually by the then CEO of Eskom, Mr Brian Molefe.

National Government's policy - this is to Question sub-point (i), National Government's policy uncertainty has had a detrimental impact on investor confidence.

Mr Q R DYANTYI: Uncertainty?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: As stated in the National Treasury's 2017 Budget Review, and I quote:

“Lack of clarity on Eskom's plans to connect new IPPs to the electricity grid, however, has prompted concerns that some renewable energy equipment manufacturers could go out of business.”

And in addition to this, perhaps some light at the end of the tunnel, the President announced in his 2017 State of the Nation Address that Eskom would conduct and complete all outstanding PPA renewable energy agreements in line with the procurement rounds. Of course it is not the first time that we have heard this and of course there is no guarantee but while SMA has shut down their manufacturing section in Cape Town they have at least retained a sales and services office in Cape Town. This office will also serve as their base for supplying German manufactured inverters - unfortunately not locally manufactured inverters - and then of course they will be put into containers here for the Renewable Energy Programme.

Madam Speaker, despite the damage caused by the national inability to offer clarity on renewable energy the Western Cape, on the other hand, is making significant progress in securing an affordable and sustainable energy supply and this is through our Energy Security Game-Changer, and across the country in total we have 22 municipalities now that are allowed to legally install photovoltaic and 16 of those 22 are in the Western Cape.

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

Ms B A SCHÄFER: Thank you, Madam Speaker. Through you, to the Minister, what is the role of the cities and regions to determine our energy future in terms of the energy mix and nuclear?

Mr Q R DYANTYI: That is a nice question. [Inaudible.]

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: Okay, so first of all the regions and the towns, that is really what I started alluding to in the beginning and in the Game-Changer, so in that space it is really how do we get specifically photovoltaic as embedded generation in our municipal systems?

Those are the 16 municipalities and we are working very closely with all of our municipalities. We would like them all to be able to have embedded generation. We also do believe we will and we already see the kind of results that the Green Economy is seeing in this province. We, through Green Trade Cape, have already on behalf of National Government and the Department of Energy produced the standard for the meter system so at least that is going to help now, where once you have the standard it drives the costs down so that will also help, especially local authorities, in getting their embedded generation systems.

I think also in addition to that we now need to start seeing not only

electricity meter systems but we must couple it to water systems as well because of the water space that we find ourselves in or the crisis that we find ourselves in over the next short to medium term in the region. As we start to develop new programmes we need to actually be able to have smart water meters as well.

In the manufacturing space we have already put our application in for the Special Economic Zone in Atlantis around manufacture. Of course all of this does need policy certainty but I think where we are trying to create that certainty through municipal demand and the private sector, enabling private sector businesses to facilitate this demand. I think we are trying. We are trying really hard to create this new green economic environment.

The SPEAKER: Thank you, hon Minister. Hon member Ms Schäfer.

Ms B A SCHÄFER: Thank you, Madam Speaker. To the hon Minister, can you give us examples like what the province is doing to grow markets, specifically in the Utility Scale Programme? Give us some specific examples about what that means.

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: Okay, so obviously I neglected to talk about the nuclear...
[Interjections.]

Mr Q R DYANTYI: Just answer, she told you the question before. Just go for

that.

The SPEAKER: Order please.

Ms M N GILLION: Just read your answer.

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: The nuclear part of the question, I will read my answer. There it is, you see, nuclear. The nuclear part of the question I think is pretty critical for South Africa and if you have a look at the work that the CSIR has done now, looking at our energy mix, this is where we are seeing this head-on policy clash at national level, where this uncertainty in the market space is being developed. It is really risky for our whole energy supply going forward so I think it actually makes the work that we are doing here and the team that are doing work now in the Energy Game-Changer, even more and more important.

We also need to get clarity on the SEZ because that will also show a real clear message to the market and of course we need to enable wherever we can. You can also see it is not only SMA that have been put under pressure. That is an international investor that was put under pressure because of the uncertainty. You would have seen that one of our local companies at COEGA has also now called for liquidation, that being one of our big oil and gas supply main companies but it also went into the supply of wind-turbines.

So, in looking at that cross section of our energy mix and whichever of those markets, whether they be nuclear on the one side and renewables and green on the other side, there's the standard in the middle. We are also seeing that innovation is moving so quickly that pricing is now cheaper, we have now got wind and solar that is coming in in South Africa cheaper than coal so we can do it, we just have to make sure that we do establish proper certainty in the market space. If we get that right, number one, and the second thing is I think is a no-brainer. We know that a full nuclear build, as has been suggested, is really not cost-effective for South Africa. We cannot afford it, and if you see the kind of pricing that is coming in now in renewables we really need to have a rethink in that space and support the CSIR energy mix presentation to say that it can play a role, that green and renewable are the future, and we need to make sure that we give policy certainty to really enable it and enable local companies to take full advantage of it.

The SPEAKER: Thank you hon Minister. Hon members, before we proceed, may I ask that you turn your phones on silent or vibrate because there is a phone that is going "ping" and it is distracting, please. We now move to Question 4. I see the hon Minister Schäfer.

Grove Primary School: supplementing of teachers' salaries

4. Mr C M Dugmore asked the Minister of Education:

Whether the School Governing Body (SGB) of the Grove Primary School

and the responsible officials of the Western Cape Education Department (WCED) have provided adequate responses to the enquiry from a parent of this school concerning whether the school fees of parents are used to supplement the salaries of certain teachers, including the school principal, who are employed by the WCED; if not, why not; if so, what are the relevant details?

The MINISTER OF EDUCATION: Thank you Madam Speaker and to hon member Dugmore. In the absence of specificity I assume that hon member Mr Dugmore is referring to the parent that he has written to me about recently, in which case I am of the opinion that this person has been thoroughly engaged on numerous occasions, the latest engagement being a meeting with the principal of the school last night, after which I am advised that he stated that he felt much more informed. [Interjections.]

An HON MEMBER: Is that all?

The SPEAKER: Hon member Dugmore.

Mr C M DUGMORE: Thank you, Madam Speaker. Arising from that response could I ask the MEC whether it is correct that the school principal and the school governing body proposed a 9.93% increase in school fees for the 2017 school year, which as the MEC would know, is 3% above the inflation rate.

The MINISTER OF EDUCATION: Yes.

Mr C M DUGMORE: Thanks, and a follow-up to that, are you aware that the school principal received a 90% increase in the Section 38(A) payment in 2015, which payment - as you know - is in addition to her WCED salary and whether the MEC can tell us whether that 90% increase, as the law requires in terms of Section 38(A) payments, was approved by her Department or not?

The MINISTER OF EDUCATION: 2016? I am not aware of the percentage increase. I am aware that 38(A) payments that were paid were approved by the governing body at budget meetings and agreed to by the school.

Mr C M DUGMORE: I am talking - my question... [Interjection.]

The SPEAKER: That is the final one hon member Dugmore.

Mr C M DUGMORE: This is not a third question, it is the second question Madam Speaker. The question is has your Department approved these increases which are supposed to have been suggested and requested and approval sought from your Department for, amongst others, a 90% increase in the Section 38(A) payment to the school principal. Did the Department approve that?

Mr Q R DYANTYI: She does not know. That is it... [Interjections.]

The MINISTER OF EDUCATION: I am confused because you are referring to a 90%/9.9% increase at the last budget meeting and then a 90% increase in

2016. [Interjection.]

Ms P MAKELENI: You are always confused.

The MINISTER OF EDUCATION: Madam Speaker, so I am not quite sure whether... [Interjection.]

The SPEAKER: Order please. Hon Minister Schäfer, please take your seat. Hon member Ms Makeleni, I heard a comment there, did you say that she is always confused?

Ms P MAKELENI: Ja.

The SPEAKER: Can I ask you to withdraw that please?

Ms P MAKELENI: But she always says she is confused, Madam Speaker.

The SPEAKER: Yes but that is unparliamentary, your comment. If you do not mind... [Interjection.]

Ms P MAKELENI: Oh! Okay, I withdraw.

The SPEAKER: Thank you hon member Makeleni. You may proceed hon Minister Schäfer.

Mr Q R DYANTYI: She always says it. [Interjections.]

The MINISTER OF EDUCATION: In the event you are speaking about the 2016 budget meeting which is for the 2017 financial year, I can confirm that my Department has approved it. The application from the school was received this year on 26 January and it was approved on 8 February.

Mr Q R DYANTYI: Are you sure?

The MINISTER OF EDUCATION: Yes.

Mr C M DUGMORE: My question relates to that during 2015 the SGB paid an additional 90% to the school principal, which is a Section 38(A) payment. Did the WCED approve that increase?

†Mnr Q R DYANTYI: Ja of nee?

[Mr Q R DYANTYI: Yes or no?]

The MINISTER OF EDUCATION: Okay. My Department did not give a formal approval as a result of which I am advised that there was a tacit approval because the school proceeded anyway and they were informed that if they did not hear from my Department that they could regard it as approved.

An HON MEMBER: Yoh!

Mr C M DUGMORE: A third follow-up question, Madam Speaker.

†Mnr Q R DYANTYI: Gooi kole!

[Mr Q R DYANTYI: Throw coals!]

The SPEAKER: Hon member Mr Dugmore.

Mr C M DUGMORE: Yes?

The SPEAKER: Sorry, if you do not mind, I just need to check with the Table because quite a few questions have been posed and there are normally four follow-ups to the key question, so I just to need to make sure. I think this is the last one that you are asking now in terms of your four opportunities for follow-up. So this is the last follow-up question now. Thank you hon member Dugmore.

Mr C M DUGMORE: On an order point there. The issue is when I asked the MEC a question she was not able to respond to that and she requested clarity and that was at the point that there was an interjection that the MEC was confused. The issue is, I then had to ask a question to help the MEC, so is that not regarded as my second question because it was not actually a new question? It was the same question.

The SPEAKER: No, hon member Mr Dugmore, sorry. I think the very first question was a response and then the second one was just a straight yes

answer and then the next question kicked in, so to my understanding you have one remaining question left, which is what you are now busy with. You may proceed.

Mr C M DUGMORE: Thank you, Madam Speaker. I would like to ask that given that the MEC has powers in terms of Section 43(4) of the South African Schools Act to appoint an Auditor-General to audit the records as well as the financial statements of the Grove Primary School, is the MEC prepared, given the unanswered questions which remain in regard to this matter, to ask the Auditor-General to conduct an independent investigation into the financial affairs and governance matters at the Grove Primary School.

The MINISTER OF EDUCATION: What unanswered questions? Every question you have asked here I have answered. So no, I am not prepared to. We have been investigating the issue since you have raised it with us. There is no indication whatsoever of any fraud, missing money or money not properly spent. So no, there is no reason in my view to ask for such an investigation.

The SPEAKER: Thank you hon Minister. That is now the end of Questions for Oral Reply - is there another page? Sorry, have I missed? [Interjections.] Where is number 5? Sorry, I need to just get to number 4. Number 5, again the hon member Mr Dugmore to Minister Grant. Sorry, hon member Mr Dugmore, I did not mean to deliberately eliminate Question 5. I see the hon Minister, Minister Grant.

Proceeds from the sale of Provincial Government land and buildings

5. Mr C M Dugmore asked the Minister of Transport and Public Works:

Whether the Minister can provide the House with the assurance that any monies generated from the sale of land and buildings belonging to the Provincial Government will be used to supplement the budget for affordable housing in the province; if not, why not?

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Madam Speaker, thank you and let me thank the hon member Dugmore for the question, which is in two parts: whether the Minister, in other words I, can provide the House with the assurance that any monies generated from the sale of land and buildings belonging to the Provincial Government will be used to supplement the budget for affordable housing in the province, and my answer to that is no such assurance can be provided.

Mr Q R DYANTYI: Why?

The MINISTER OF TRANSPORT AND PUBLIC WORKS: In response to the second part of the question, “if not, why not”, the reason is that the proceeds from the sale of land and buildings belonging to the Western Cape Government are strictly governed by Section 226 of the Constitution and Section 21 of the PFMA and must be deposited into the Provincial Revenue

Fund. These funds may in terms of Section 21(1)(b)(i) of the PFMA be appropriated by Provincial Act only.

Mr Q R DYANTYI: Even for that purpose?

An HON MEMBER: He is not answering.

The SPEAKER: Thank you, hon Minister Grant. I see the hon member Dugmore.

Mr C M DUGMORE: Just a follow-up question. So, would the MEC agree that his statement that proceeds of the Tafelberg sale would in fact be used for affordable housing, was a misleading statement?

The SPEAKER: Hon Minister?

†Mnr Q R DYANTYI: Daar kom die ding, daar kom dit.

[Mr Q R DYANTYI: There comes the problem, there it comes.]

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Madam Speaker, that statement was made in the context of something I said, which was I think about a year and a half ago, if I am not mistaken, and since then obviously because of the nature of Tafelberg further questions have been asked and that is why I have responded to your question in the way that I have.

The SPEAKER: Thank you.

Mr C M DUGMORE: So in other words - this is my second follow-up question, Madam Speaker, to the MEC - you do admit that you approximately one and a half years ago indicated at a public level that such proceeds would go towards affordable housing. You admit that you said that about one and a half years ago?

Mr Q R DYANTYI: He is changing his [Inaudible.]

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Madam Speaker, yes, that is possible at the time. [Interjections.]

The SPEAKER: Thank you Minister. I see the hon Chief Whip.

Mr M G E WILEY: I wonder if the hon Minister could tell us that since he made that allegation or that statement that there have been two austerity cuts forced on this province? [Interjections.]

The SPEAKER: Hon Chief Whip, sorry, if I may... [Interjections.] Minister, is that considered a follow-up question or is that a point of order?

HON MEMBERS: No! [Interjections.]

Mr M G E WILEY: With all due respect, Madam Speaker, but that is a direct

influence on how the Province spends its money. If austerity cuts are forced down on this province it has to reprioritise.

The SPEAKER: Thank you.

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

The SPEAKER: Yes, you may, thank you.

Mr Q R DYANTYI: A follow-up... [Interjection.]

The SPEAKER: Order please, in order to allow the hon member Mr Dyantyi to speak. Silence!

Mr Q R DYANTYI: A follow-up question has been asked.

The SPEAKER: Yes.

Mr Q R DYANTYI: The next step is to get a response to that.

The SPEAKER: Yes. Okay, but we had four follow-ups and the follow-up is open to the floor. The hon member Dugmore asked two questions, the Chief Whip then rose to ask a question to the Minister, which the Minister has the right to respond to and then I will see the hon member Dugmore for the fourth response. [Interjections.]

Okay, I understood it as a question hon member Mr Dyantyi. So, hon Minister, over to you.

Mr Q R DYANTYI: It is a [Inaudible.] question.

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Madam Speaker, my answer remains exactly the same that I said. There has obviously been a lot of water under the bridge since that initial remark and I remember saying it about a year and a half ago, at least, but since then and with what has happened in terms of all the investigations and due processes, new information has come to light and the answer that I am giving to the House this afternoon is the factual response to the hon member's question. [Interjections.]

Mr Q R DYANTYI: Even that bridge is broken... [Inaudible.]

The SPEAKER: Thank you, hon Minister, I see the hon member Dugmore. This is the fourth follow-up.

Mr C M DUGMORE: Thank you. The last follow-up question. Could I ask the MEC whether it is true or not, arising out of the question for what purpose funds should be used, could he inform this House as to whether the Property Committee was, when sitting to deal with the question of disposal of Tafelberg or not, informed that a sister-department in the province, in other words the Provincial Department of Human Settlements, had in fact requested

to use that property for social housing. Was the Provincial Property Committee informed of that particular request?

Ms L M MASEKO: Is that a new question?

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Madam Speaker, this is a new question and I am quite happy... [Interjections.] It is a new question and I am quite happy that he writes and I will respond accordingly. [Interjections.]

The SPEAKER: Thank you hon Minister Grant. [Interjections.] Order please hon members. That then is the end of Questions for Oral Reply. We now come to the Questions to the Premier without Notice. Let us just be aware there are two follow-ups to the member posing the question which relates to the original question or reply. I recognise the hon member Magaxa.

QUESTIONS TO THE PREMIER WITHOUT NOTICE:

Mr K E MAGAXA: Thank you, Madam Speaker. Madam Premier, do you not perhaps acknowledge that since you took over this administration, as the head of the Provincial Government in the Western Cape, rightwing extremists, including the level of racism, have intensified in the province?

The SPEAKER: I see the hon Premier.

The PREMIER: Thank you very much. That is a hypothetical question that asks me to express an opinion and that is against the Rules.

The SPEAKER: Thank you, Madam Premier. [Interjections.]

Mr P UYS: So what is the answer? [Interjections.]

The SPEAKER: Sorry, hon member Magaxa. Madam Premier ...
[Interjections.]

The PREMIER: [Inaudible.] express an opinion.

The SPEAKER: Order please. Madam Premier, the hon member Magaxa has missed your response. If you would care to provide him with your answer again please, for the record.

The PREMIER: The Rules state that no member is allowed to ask a hypothetical question ...

Mr P UYS: Which rule?

The PREMIER: ... that requires me to express an opinion.

Mr P UYS: Which rule?

The PREMIER: The Rules of the House. [Interjections.]

HON MEMBERS: Which one?

The SPEAKER: Rule 195(3). Madam Premier.

The PREMIER: The Rules of the House are very clear on that subject. Let me say, Madam Speaker, that although I think that question should be ruled out of order by the Chair, my view is this: the ANC has been running a major campaign with a secretly funded war room to brand the Western Cape as racist ... [Interjections.] ... because they cannot cope with the fact that we offer a better government for all. [Interjections.]

The SPEAKER: Thank you. Order, please hon members. Hon member Magaxa, before you do a follow-up, if I could - hon member Mr Magaxa.

Mr K E MAGAXA: Yes, thank you. Thank you.

The SPEAKER: If you could take your seat please, hon member Magaxa. There was just a question posed while the Premier was speaking in terms of which rule. We go to Rule 195(3) which says a question may not be hypothetical and that was the context of the response to you, hon member Magaxa, so I am just responding, the rule is 195(3). You may address your follow-up.

Mr K E MAGAXA: Thank you, Madam Speaker. Thank you, hon Premier. Now, how do you explain the ongoing verbal and physical assault on black people, namely Africans, Coloureds and Indians, by white racists, including the recent damage of places of worship like mosques and your Government's poor performance in promoting racial inclusion in top management, both in the private and public sector respectively, as found by the Commission for Employment Equity Report 2015/2016? [Interjections.]

The SPEAKER: The hon Premier.

The PREMIER: As far as I am aware, the person who desecrated the mosque has not been identified so I do not know why the hon member Magaxa is speculating about the race of that person. It could be anybody. That is number one. So, making an assumption about the race of that person is frankly outrageous.

Secondly, if we had to do a racial breakdown in terms of assaults and murders in terms of victims and perpetrators, I think you might well find that the majority of murders and assaults in this province are not perpetrated by white people on black people.

The SPEAKER: Thank you, Madam Premier. That is the two follow-up questions done.

Mr P UYS: No it was one.

Mr K E MAGAXA: The last one, Madam Speaker. Thank you so much. Thank you, hon Premier. Do you not, hon Premier, see anything wrong...
[Interjection.]

The SPEAKER: Sorry. On a point of order Chief Whip?

Mr M G E WILEY: That is the third follow-up.

HON MEMBERS: No!

Ms S W DAVIDS: There is one Speaker in the House.

The SPEAKER: Sorry. I have just conferred with the Table, Chief Whip Wiley, hon member Uys. This is the second follow-up question as I have been advised by the Table. Thank you. It is your final question, thank you.

Mr K E MAGAXA: Thank you, Madam Speaker. Hon Premier, do you not see anything wrong with your close relationship with the rightwing Mr Donald Trump, President of the USA, where you hosted the wedding of his blue-eyed boy, Mr Joel Pollak, a former speech-writer of Mr Tony Leon and yourself?

The SPEAKER: The hon Premier?

The PREMIER: Madam Speaker, you have just ruled that the hon member Magaxa is not allowed to ask me questions that are based on my opinion and

the Rules also state that he needs to ask me questions relevant to this Government. I do not know who writes the hon member Magaxa's questions [Laughter.] but I think they need to read the Rules before they start writing questions for the hon the Leader of the Opposition, but just to clear up all of this false speculation may I make a statement on the matter ...

Mr P UYS: No, answer the question.

The PREMIER: ... and not answer the question. [Interjection.]

Mr P UYS: No, no, no, Madam Speaker.

The SPEAKER: Order! Order please.

The PREMIER: I am making a statement on the ... [Interjection.]

The SPEAKER: Order, please. Hon Premier, sorry, there is a point of order. If you could take your seat.

Mr P UYS: A point of order, Madam Speaker. This is not the opportunity or time for the Premier to make statements. She can answer the question in whichever way she would like to answer the question but she must answer the question.

The PREMIER: You see, I... [Interjection.]

The SPEAKER: Thank you, hon Chief Whip.

The PREMIER: Madam Speaker, I do not want to establish a precedent where the hon the Opposition can come here and break the rules with every question and get an answer from me, but because they are playing games with this particular issue, I would like to make a statement in my choice of the way I deal with the question, which is my right, again according to the Rules, which they clearly do not know and indeed, Madam Speaker, I would like to make the following statement, which is this.

Mr M G E WILEY: She is answering the question.

The SPEAKER: Order, please.

The PREMIER: Rhoda Kadalie, many years ago, asked me if her daughter could get married at Leeuwenhof. I said yes. Rhoda Kadalie's daughter was marrying Joel Pollak. Julia Pollak's parents, Richard Bertelsmann and Rhoda, had been friends of ours for many, many years when she was far more radical than she is today and we have come a long way with her.

Mr Q R DYANTYI: When you were both in the ANC.

The PREMIER: When we were both in the ANC, Madam Speaker. When we were both in the ANC, Rhoda and I started our friendship. That is true, when we were both in the ANC Rhoda and I started our friendship and we have sat

on boards together, etcetera, so it was completely appropriate that she should approach me and ask if her daughter Julia could get married on our property. They had not gone to the United States then. Trump was just a bad joke at the time and he had not become a bad joke of a President. When Joel and Julia went to the United States their politics changed completely but that has got nothing to do with me and nothing to do with the fact that many years ago my friend Rhoda Kadalie asked me to host a wedding for her daughter, and I do not know why somebody's evolution in political analysis has got anything to do with me or this Government. Thank you. [Interjections.]

The SPEAKER: Thank you, hon Madam Premier. You have responded to the question. I now see the hon Botha. Order, please hon members. Questions are posed; when the answers come you miss them. The hon member Magaxa posed a question and he missed the answer so can we please have silence when the questions and responses are put to the floor.

The PREMIER: Sorry, Madam Speaker. He does not understand the answer because he has never been homeless. [Interjections.]

The SPEAKER: Thank you, Madam Premier. I see the hon member Botha.

Ms L J BOTHA: Thank you, Madam Speaker. Hon Premier, what progress has been made to ensure that all Government buildings are accessible to the physically disabled? [Interjections.]

The PREMIER: Thank you very much, Madam Speaker. We have employed a specialist in the field of disability, a Mr Jeremy Opperman, who happens to be blind, and of course access to buildings is of particular importance to him, not only for people who use wheelchairs, but also for people who have partial vision or are completely blind and other disabilities, stature disabilities and various other things, which have relevance to lifts and where the buttons are, etcetera, etcetera.

So, these are all very important issues and he has taken me around this particular building to take a look at what is accessible and what is not accessible. There are protocols for new buildings that have to be built into any new developments and we are retrofitting buildings, including holiday resorts, and other places as much as we can to ensure that we meet the standards as we can afford to.

The SPEAKER: Thank you. The hon member Botha.

Ms L J BOTHA: Hon Premier, with regards to our Government buildings in the province do you get regular reports on the status of compliance from departments? [Interjections.]

Mr C M DUGMORE: The lifts are not working.

The PREMIER: Madam Speaker, what I do get is regular reports from the person charged with overseeing disability access issues, on all levels,

whenever a problem is noted or when intervention is required. So my assumption and my experience is, that whenever there is a problem, it gets raised through the proper channels, through Minister Fritz and to me and we deal with it.

Mr P UYS: Not the lifts.

The SPEAKER: Thank you.

The PREMIER: The lifts, Madam Speaker, are broken for everyone, not just disabled people. [Interjections.]

The SPEAKER: Thank you. If there is no further follow-up I now see the hon member Maseko.

Mr Q R DYANTYI: Another sweetheart.

Ms L M MASEKO: Thank you very much. Hon Premier, noting the serious drought conditions in the Western Cape, particularly the City of Cape Town, will the Western Cape Government declare the province a drought disaster area? [Interjections.]

The PREMIER: Madam Speaker, the Province does not declare areas a disaster. I know that, for example, the area around Oudtshoorn has been declared a disaster area and the process works like this. A municipality

makes a request to Minister Bredell who then makes a request to the National Minister who has to make a determination so the choice is not ours. The process has to follow those steps.

Mr Q R DYANTYI: You must speak to Patricia de Lille.

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

Ms L M MASEKO: Thank you, Madam Speaker. Mr Rashid Khan, the Western Cape official for the Department of Water Affairs, dismissed the need for the City of Cape Town and the province to be declared a drought disaster area, stating in the media that it was too early to be declared as such. Instead he was accusing the City of Cape Town of trying to secure funding for water generating projects. Therefore, hon Premier, what is your response to these allegations? [Interjections.]

The PREMIER: You know, I think that it is unfortunate that Mr Khan made these statements in the media, because we are having to follow a two-prong strategy. One is to save water by every means and one is to try and generate new sources of water. I do not know why it should be scandalous for us to get resources to develop new water sources like cleaning desilting dams and canals so we can get the water. If the Department of Water and Sanitation stands for anything they should be helping us do that and not hindering our progress. So while Mr Khan is a pleasant enough person, his job is to help this province in its strategy to conserve water and source new resources to

generate water from different means, but we are used to the fact that Government institutions do not fulfil their mandate and we think that it is very sad that the consciousness we have raised around the need to save water is now being dissipated by a national official who tries to minimise the crisis that we are facing.

The SPEAKER: Thank you, Madam Speaker. I see hon member Maseko, the final follow-up question.

Ms L M MASEKO: Thank you very much, Madam Speaker. Seeing that the long-term climate outlook suggests more frequent severe weather events...
[Interjection.]

The SPEAKER: Excuse me, hon member Ms Maseko, kindly take your seat. Hon member Uys, have you raised on a point of order?

Mr P UYS: Madam Speaker, that was the second follow-up.

The SPEAKER: Let me just check with the Table. Okay. If I may provide clarity and this is how I tripped up with the hon member Dugmore earlier. The first response is to the question that is there and then there are two follow-ups to that, so this is indeed the second follow-up question according to the Table staff who are guiding me. So you may proceed, hon member Maseko. Thank you.

Ms L M MASEKO: Thank you very much. Hon Premier, seeing that the long-term climate outlook suggests more frequent severe weather events, which includes increases in temperatures, with estimates that by 2050 the rainfall in the Western Cape is likely to have decreased by 30% ... [Interjection.] ... what are the plans to assist areas where the dam levels are very low?

The DEPUTY SPEAKER: Hon Premier.

The PREMIER: Thank you very much, Mr Deputy Speaker. We had a long discussion on this very point at the Premier's Coordinating Forum with Local Government and we are putting strategies together. We are putting strategies together to look at alternative water sources while conserving as much as we can. It has to be a hierarchy of processes in terms of where can we get the biggest impact for affordable investments initially and how can we partner with the private sector; that is incredibly helpful when it comes to solving major problems, in dealing with crises in order to generate new sources.

The DEPUTY SPEAKER: Thank you, the last question, hon member Davids.

Ms S W DAVIDS: Thank you, Mr Deputy Speaker. Can the hon Premier take this House and the public into her confidence to tell us who assisted in her office or Department with the research or writing of her autobiography?
[Interjections.]

The DEPUTY SPEAKER: Madam Premier, if you want to respond to that.

Mr Q R DYANTYI: Just let the Premier answer. Keep quiet.

The PREMIER: Mr Deputy Speaker, I have answered this question before.

Mr P UYS: No you did not.

The PREMIER: I have answered this question before.

Ms P MAKELENI: You can answer again.

The DEPUTY SPEAKER: Order! Please allow the Premier to continue. Hon Premier, you may continue.

The PREMIER: I have a thank you section at the back of my book and an acknowledgement section that mentions every single person who assisted me in any way. So, for example I wrote a lot of that book in the back of my car while I was travelling around to various places and I thanked the people who drove me around for giving me that free time to write the book.

I thanked many of my colleagues to whom I spoke about their different memories and understanding of events in which they were involved. I got their cuttings files and their other files to enable me to look up what had happened and many kept extensive files at the time when Google was not such a widely used tool. So I used a lot of that. I responded and I know that they were very keen to read my first drafts. So they read my first drafts in

their own time and came back to me with various comments and different points of view and perceptions of what they had remembered and when I needed one or two specific points of research I asked the very best person who has done research for me in the past, Tracy Venter, who in her own time must have looked up about four or five things on the internet that I could not find.

That is what happened. I did not waste people's time during office hours. We have a very close team in my office and everyone was engaged in one way or another with discussing the issues that I was writing about in my book. Thank you, Mr Deputy Speaker.

The DEPUTY SPEAKER: Hon member Davids.

Ms S W DAVIDS: Thank you. Mr Deputy Speaker, does the hon Premier agree that if any one confirms, of the people that indeed assisted her with the research of her book, that that is the abuse of state money and resources. Would she agree with that?

An HON MEMBER: Ah, come-on!

The DEPUTY SPEAKER: Madam Premier.

The PREMIER: It would be and of course, you know, this is asking my opinion as well, Mr Deputy Speaker. You know, it is complete, absolute

nonsense that we have questions asked outside the Rules. I am quite happy to answer any questions within the Rules, but “do you think” and due conjecture is obviously against the Rules and I think these questions need to be ruled out of order, but I will respond to that.

If I had asked people to work on my book during office hours and using provincial resources it would have been a potential waste of time. But when I am overseas and I ask people, who deliver services to me all the time, if they could sort some cuttings in date order for me while I am away, which are useful for a whole lot of different purposes, including my research for my book, that is not a waste of public resources.

It is very, very important. If, for example, we are looking at the controversy around the appointment of my first Cabinet and I am asking for cuttings to be organised in date order while I am overseas, that can hardly be called a waste of time, and taking people away from the things they should be doing. So I have not used people and I have not asked people to neglect their duties to work on my book and I wrote every word of that book myself.

The DEPUTY SPEAKER: Hon member Davids, your last opportunity.

Ms S W DAVIDS: Thank you, Mr Deputy Speaker. Will the hon Premier agree to a forensic investigation on all IT equipment and a lie detector test for both her and her staff?

Mr M G E WILEY: Based on what allegation, yours?

The DEPUTY SPEAKER: Hon Premier.

The PREMIER: Mr Deputy Speaker, there needs to be a credible allegation.

Mr M G E WILEY: Exactly.

The PREMIER: There needs to be a credible allegation. Go and ask my colleagues if I abuse my position in that office.

Mr Q R DYANTYI: They say so.

The PREMIER: Please go and ask them. [Interjections.]

The DEPUTY SPEAKER: Order! Order!

Mr Q R DYANTYI: Even your fellow members.

The PREMIER: They know that if they think... [Interjection.]

Ms S W DAVIDS: Just say yes or no, hon Premier.

The DEPUTY SPEAKER: Hon member Davids, give the Premier an opportunity to reply to your question.

The PREMIER: We do not need a forensic audit at all. Obviously if people want to read a chapter I send it to them on the email. It is hardly a disaster. We did not take time. We did not waste resources and I cannot believe that one single one of my colleagues has complained that I used my time for research on my book because it would be a lie. [Interjections.]

The DEPUTY SPEAKER: Order! Thank you. Order! That concludes the Questions to the Premier. Can I just comment on the issue of the point raised by the Premier more than once and I agree totally. I think the Speaker also ruled about that. Rule 195 is very clear, and I want to quote 3(a), (c) and (d).

“The question may not:

- (a) be hypothetical
- (c) express a point of view and
- (d) ask for an opinion...”

The second-last question to the Premier definitely fell in that category but I allowed it to carry on for the Premier to use her discretion to answer or not, but it is definitely out of order to ask a question, asking an opinion.

Yes, we move on to Statements, and I see the DA first. Where is the DA?

Mr R D MACKENZIE: Yes, here is the DA.

The DEPUTY SPEAKER: Hon member Mackenzie, are you ready? You may proceed.

Mr Q R DYANTYI: It was supposed to be Lentit.

STATEMENTS BY MEMBERS

Mr R D MACKENZIE (DA): Mr Deputy Speaker, school ablution facilities in poorer schools are often neglected by some schools. On a recent oversight visit to several schools in Mitchells Plain I found the toilets in Tafelsig, Oval North, Lentegour were not in a good condition.

I believe a lot more can be done by our schools and learners and society at large to improve these conditions at schools. Government does not have the resources to be in permanent maintenance modes. Schools and learners need to take responsibility for this.

Portland High School should stand out as one example about how schools can solve their ablution facilities problems. A Portland High School initiative led by none other than the school governing body shows what can be done if school learners take the task into their own hands.

They formed the “I am possible Club.” The club consists of learners from the school who firstly brainstormed, then initiated practices that ensured their school toilets remained in pristine condition at all times. The club had a daily

duty roster to ensure that toilets were permanently monitored and cleaned up when found dirty. This shows what can be done when schools have visionary leadership.

I would like to recommend that a similar model be looked into so that other schools ablution facilities can also be in such excellent condition. Their hard work has not gone unnoticed. In fact the club have performed so well that four learners from Portland High School were recently elected to be part of the South African delegation to go to the International School Sanitation Conference in New Delhi India, where they will assist other schools in how to look after their toilets.

I would like to congratulate these learners from Portland High on their exemplary achievement. Thank you. [Applause.]

The DEPUTY SPEAKER: Thank you, the ANC, hon member Mr Dugmore. Is it hon member Mr Dugmore? In fact the hon member Mr Dugmore.

Mr C M DUGMORE (ANC): Thank you, Mr Deputy Speaker. It has become very, very clear that both the City as well as the Province have woken up late and must accept responsibility for a failure to manage the water crisis facing the City of Cape Town. It is also highly irregular that the Standing Committee, which met to discuss this issue yesterday, effectively accepted an apology from the City of Cape Town not to be present to actually begin to explain their responsibility and their contribution to this water crisis. What

we need to establish from the Chair of the Standing Committee is in fact whether the City of Cape Town was encouraged not to attend or whether there was a valid reason for them not to attend.

What is clear is that the City under the leadership of resigned DA Provincial leader, Mayor Patricia de Lille, have threatened to expose the so-called biggest wasters of water but it is clear that the Mayor and her staff do not know what they are doing. I would like to quote a letter from Mr Van Deventer from Melkbosstrand in today's *Die Burger*, where he talks about the fact that "the City released this list of 100 *watervermorsers*" but then goes on to say:

†“Nou kom die onthulling dat die grootste sogenaamde watermorser in Haywoodweg, Crawford inderdaad die slagoffer van presies so 'n reuse-waterlek ondergronds was. Sy “verbruik” was 702 000 liter en sy rekening R119 000. Hoekom is die gemors eers na ses weke ontdek?”

[Translation of Afrikaans paragraph follows.]

[Now comes the revelation that the worst so-called waster of water in Haywood Road, Crawford, was indeed the victim of precisely such an underground water leak. His consumption was 702 000 litres and his bill was R119 000. Why has this mess only been discovered after six weeks?]

†So we have a Mayor who wants to act tough but actually does not know who the people that are wasting water are and we have a Standing Committee that does not hold the City of Cape Town to account but rather wants to come to this House and create an impression that the National Department of Water Affairs is to blame. It is very clear that one of the solutions to deal with this water is to actually preserve the aquifer.

The DEPUTY SPEAKER: Order!

Mr C M DUGMORE: The PHA aquifer has not been preserved...
[Interjection.]

The DEPUTY SPEAKER: Thank you hon member, Mr Dugmore. Your time has expired.

Mr C M DUGMORE: ... with the deliberate involvement of the City and the Province. [Time expired.]

The DEPUTY SPEAKER: I see the DA, hon member Mr Joseph.

Mr D JOSEPH (DA): Thank you, Mr Deputy Speaker. The ANC Cabinet in October 2016 decided to withdraw from the International Criminal Court without the prior approval of Parliament as required by the Constitution.

This 124-member state body with permanent international jurisdiction is

responsible for prosecuting of genocide, crimes against humanity and war crimes.

The SA Government failed to arrest President Omar Al-Bashir in terms of the Rome Statute. [Interjections.] Judge Phineas Mojapelo, Deputy Judge President of the High Court in Pretoria, ruled and ordered the Executive to withdraw its notice to depart from the ICC on procedural grounds, clearly indicating that the ANC does not understand the separation of powers. The DA is very glad that this judgment has been made. Thank you.

The DEPUTY SPEAKER: Thank you. The EFF is not here. Then it is the DA again, hon member Mr Mnqasela.

Mr M MNQASELA: (DA): Thank you, Mr Deputy Speaker. The water situation is a reality in the Western Cape. Drought is no longer a political matter.

Mr C M DUGMORE: Lack of planning.

Mr M MNQASELA: When you debate this issue it should be beyond party politics. The request that we are making here and I think that is the request that we should all make, is that the National Government should declare the Western Cape as a disaster area. [Interjections.]

Kannaland and Hessequa have now requested that there should be disaster

declaration in those two areas, over and above five other regions and I think if we do not take this seriously we will wake up and there will be not a drop of water in our taps. We should encourage the efforts made by this Provincial Government of the Western Cape to save water in the campaign of H2O Hero which is encouraging citizens and in fact residents to save water, but it will not help if we simply talk about these campaigns in the absence of municipalities driving this kind of programme through their own IDPs. The IDP initiatives, among other things, talk to water scarcity as an issue because it is not only the City of Cape Town at 23% that we are talking about. We are talking about the entire province where some of the dams are almost dry and some are very dry. So if we do not drive it through municipalities ... [Interjection.] and of course do not make this a political issue.

Let us make this water problem everybody's problem and save water and encourage people in their homes to save water and it should be that it starts with me today.

The DEPUTY SPEAKER: Order. Hon member Mngqasela, your time has expired.

Mr M MNQASELA: Thank you very much. [Time expired.]

The DEPUTY SPEAKER: The ANC, hon member Mr Magaxa.

Mr K E MAGAXA (ANC): Thank you, Mr Deputy Speaker. The DA collapses

since its national leader, hon Helen Zille, jumped ship last year.

An HON MEMBER: Jumped ship!

Mr K E MAGAXA: The DA is on a slippery slope since former Provincial leader, Theuns Botha, left under a cloud. Western Cape leader, Patricia de Lille, then suddenly abandoned her position causing more shock waves for the DA. The Western Cape Legislature DA caucus leader, Rodney Lentit, went overboard and also quit as a member of this institution. It is suspected it is a motion of no confidence hours after the promotion of placeholder Provincial leader, hon Bonginkosi Madikizela.

Surfacing race undercurrents threaten to tip the DA boat. Incoming Premier Madikizela on his first mission could not salvage the DA in Beaufort West this week. Mayor Koos Malooi then walked the plank to force a by-election in Ward 7 where the DA may lose that municipality. [Interjection.]

Deep divisions in the DA were evident when six Cape councillors defied their instruction by making Grant Twigg Sub-council 2, Chairperson instead of Clive Justus.

The DA heavily punished Cape Town Chief Whip Shaun August and Sub-council chair, Matthew Kempthorne for corruptive and fraudulent acquisitions. The hunt is on. Watch this space. Thank you. [Interjections.]

The DEPUTY SPEAKER: Thank you. I see the DA, hon member Botha.

†Me L J BOTHA: Dankie, mnr die Adjunkspeaker. Dis uiters swak leierskap van die Minister van Maatskaplike Ontwikkeling, Bathabile Dlamini, wat daartoe gelei het dat SASSA steeds nie 'n plan het om self vanaf 1 April die maatskaplike toelaes uit te betaal nie.

SASSA weet al vir die afgelope 3 jaar dat sy kontrak met die diensverskaffer, Cash Paymaster Services, wat tans vir alle maatskaplike uitbetalings verantwoordelik is, op 31 Maart vanjaar tot 'n einde sou kom. Dit het gevolg op die Konstitusionele Hof se uitspraak dat die kontrak gekanselleer moes word omdat dit deurspek is met onreëlmatighede.

Boonop, mnr die Adjunkspeaker, is dit dieselfde maatskappy wat onwettige aftrekkings uit arm begunstigdes se rekeninge toegelaat het, en waar 19 van hulle werknemers in hegtenis geneem is vir korrupsie.

Ek vra, mnr die Adjunkspeaker, hoe kan dit dan toegelaat word dat kriminele elemente steeds die 17 miljoen Suid-Afrikaners se gelde wat hulle broodnodig het, hanteer?

Hiermee saam het SASSA die vermetelheid om vir 'n verlenging te vra, omdat hulle tans met CPS onderhandel om steeds die uitbetalings te hanteer. Duidelik vind die Minister en haar Departement vreugde daarin om te sien hoe Suid-Afrikaners ly.

Dit maak sin, mnr die Adjunkspeaker, want sodra jy onbevoegde, onbekwame individue verantwoordelikheid gee, is dit die resultaat. Jy kan niks anders verwag nie.

Hierdie kwessie het die potensiaal om te kan ontaard in 'n ramp van epidemiese proporsie soortgelyk aan 'n Marikana of 'n Life Esidimeni. Daarom doen ek 'n beroep op elke openbare verteenwoordiger – sien jy, lid Davids, dis 'n grap. Dis nie ernstig nie.

Ek doen 'n beroep op elke openbare verteenwoordiger hier en veral die lede van die nasionale regerende party aan daardie kant, om hulself ernstig uit te spreek teen hierdie wanpraktyk. As die DA in die Wes-Kaap sal ons voortgaan om as 'n spreekbuis op te tree vir alle begunstigdes [Tussenwerpsels.]

[Translation of Afrikaans paragraphs follow.]

[Ms L J BOTHA: Thank you, Mr Deputy Speaker. It is extremely poor leadership from the Minister of Social Development, Bathabile Dlamini, that led thereto that SASSA still does not have a plan to pay out the social grants from 1 April themselves.

SASSA has known for the past three years that its contract with the service provider, Cash Paymaster Services, that currently is responsible for all social grant payments, would come to an end on 31 March this year. This followed

on the Constitutional Court's ruling that the contract had to be cancelled as it was riddled with irregularities.

In addition, Mr Deputy Speaker, it is the same company that has allowed illegal deductions from poor beneficiaries' accounts, and where 19 of their employees have been arrested for corruption.

I ask, Mr Deputy Speaker, how can it then be allowed that criminal elements are still handling the money of 17 millions South Africans that they desperately need?

Along with this, SASSA has the audacity to ask for an extension, as they are currently negotiating with CPS to still handle the payments. Clearly the Minister and her Department find joy in watching South Africans suffer.

It makes sense, Mr Deputy Speaker, because as soon as you give inept, unqualified individuals responsibility, this is the result. You cannot expect anything else.

This issue has the potential to develop into a disaster of epidemic proportions comparable to a Marikana or a Life Esidimeni. Therefore I call on every public representative – you see, member Davids, it's a joke. It is not serious. I call on every public representative here and especially the members of the national governing party on that side to seriously condemn this malpractice. As the DA in the Western Cape we will continue to act as a voice for all

beneficiaries. [Interjections.]]

†Die ADJUNKSPEAKER: Orde, die tyd is verstreke.

[The DEPUTY SPEAKER: Order, the time has expired.]

†Me L J BOTHA: Dankie, mnr die Adjunkspeaker. [Applous.][Tyd verstreke.]

[Ms L J BOTHA: Thank you, Mr Deputy Speaker. [Applause.][Time expired.]]

†Mnr Q R DYANTYI: Julle kan nie eers water bespaar nie.

[Mr Q R DYANTYI: You cannot even conserve water.]

The DEPUTY SPEAKER: The ACDP.

Mr F C CHRISTIANS: Mr Deputy Speaker, bullying has become out of control in our primary schools.

An HON MEMBER: Ja, tell the MEC.

Mr F C CHRISTIANS: There are many unreported cases but the most brutal ones that we see in the paper are unbelievable.

Mr Deputy Speaker, if I look at the newspaper clippings about youngsters, young boys, young grades, Grade 3, 9 years old, being sexually abused by their peers, it is shocking. Just the other day in Manenberg, Easter Peak, a

boy of 11 years old had a pencil inserted in the anus. Shocking. A similar incident happened in another school in Belhar.

Ms M N GILLION: Tell the MEC!

Mr F C CHRISTIANS: Mr Deputy Speaker, the other day we as the Standing Committee had a presentation by a company and I want to urge the MEC to maybe look at these bodies, these organisations. They want to do something at our schools and we need to at least take the initiative to get them to do something at our schools.

There are cases where pupils are abused for two years without any detection, without anybody noticing. It is out of control. It is disastrous and I urge the MEC to intervene immediately. Thank you.

The DEPUTY SPEAKER: Thank you. I see the ANC. Hon member Gillion.

†Me M N GILLION: Mnr die Adjunkspeaker, laat ons huis toe kom.

[Ms M N GILLION: Mr Deputy Speaker, let us come home.]

†This DA lies. It does not care about the poor or want them to own property. Where this DA governs it gives well-located land, close to opportunities, to big developers, like the private school Greyton House in Greyton.

In Theewaterskloof municipality the DA lacks the political will to use public

land for poor people despite a housing crisis. This week in Ward 2, †wat eens ‘n rustige, vredeliewende gemeenskap was, het in ‘n morsige rasseoorlogsgone ontaard oor ‘n grondkwessie, [which once had been a quiet, peaceful community, developed into a disorderly racial war zone about a land issue,] but still the DA Council in Theewaterskloof does not act in the interest of the poor and marginalised.

Yet, the DA drags its feet over municipal land in Greyton to profit the pals of the councillors who serve the DA in the Theewaterskloof Municipality. This corruptive DA only pays lip service, but they do not care that the land that is available is not provided to people in need of it. I thank you. [Interjections.]

The DEPUTY SPEAKER: Thank you. I see the DA. Hon member Wenger.

Ms M M WENGER: I thank you, Mr Deputy Speaker. In February we saw a bloody week where 4 people were killed in gang-related violence. The victims were from Lavender Hill, Eastridge and Manenberg and seemed to be innocent by-standers. They were victims of circumstance.

In the last two years, between 2014 and 2016, 630 suspects were charged with gang-related murders. In those two years 170 cases were waiting on the court roll. But what is concerning is the low number of successful convictions for gang-related murders.

One of the fathers of the classical criminology school of thought, Cesare

Beccaria, noted that punishment can be a deterrent for crime, as long as the punishment is proportional, fits the crime and is carried out promptly. In 1764 he published his work titled “On Crimes and Punishments” and he argued for the need for criminal justice reform. In this he posited that the greatest deterrent was the certainty of detection; the more swift and certain the punishment, the more effective it would be.

Now, if Beccaria was right, then we have a serious problem in the Western Cape. While we had 630 suspects charged, there were only 26 guilty convictions. 26 guilty convictions for gang-related murder in 2 years. This is a mockery of the criminal justice system and a mockery of the necessity to deliver justice. It speaks to a dysfunctional criminal justice system in desperate need of reform yet again, because it is in the case of gang murders, incapable of acting as a deterrent and incapable of delivering justice.

If punishment is to act as a deterrent for crime and recidivism, then the conviction rate must be improved and National Government must take this matter seriously.

The DEPUTY SPEAKER: Thank you. That brings us to the end of Members’ Statements. We move on to motions, the motions on the Order Paper and I see the Chief Whip.

(Notice of Motion)

Mr M G E WILEY: Thank you, Mr Deputy Speaker. I ask that the motion in my name on the Order Paper be approved please:

That in terms of section 6(3)(b) of the Remuneration of Public Office Bearers Act, 1998, (Act 20 of 1998) the upper limits of the salary and allowances of the Premier as proclaimed by the President of the Republic of South Africa by Proclamation No 13, 2017, published in Government Gazette 40605 of 9 February 2017, be determined as the salary and allowances of the Premier of the Western Cape with effect from 1 April 2016.

The DEPUTY SPEAKER: Any objections? Agreed to. The motion is agreed to. We move then on to motions where notice is given. Are there any motions where notice is given? Hon member Botha, you are on your feet.

MOTIONS WITH NOTICE

Ms L J BOTHA: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the looming crisis around SASSA.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice taken of that. Are there any more? Hon member Joseph.

Mr D JOSEPH: Deputy Speaker, I give notice that I shall move:

That the House debates the state of our country, reflecting on our constitutional democracy, after our Constitution was passed in December 1996.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken. I see the hon member Lekker.

Ms P Z LEKKER: Thank you, Mr Deputy Speaker, I give notice that I shall move:

That the House notes with concern the killings of foreign shopkeepers in the province, particularly in Khayelitsha Site C, with more than 15 reported incidents since the beginning of the year.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken. Are there any more? Hon member Wenger.

Ms M M WENGER: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the Standing Committee on Community Safety's reports on police resourcing.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken. Hon member Dugmore.

Mr C M DUGMORE: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the failure by the Western Cape Government to fully implement plans to curb the road carnage in the province, particularly during the festive season, and considers the impact of the failure to fill the large number of vacancies in the Provincial Traffic Services in regard to said road fatalities.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that one. Hon member Lekker again.

Ms P Z LEKKER: Thank you, Mr Deputy Speaker, I give notice that I shall move:

That the House debates the lack of implementing plans by this Western Cape Government to curb the innocent deaths of young children killed in gang crossfire in Cape Flats communities.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice taken. Hon member Botha.

Ms L J BOTHA: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the provision of health services in the Western Cape, based on the publication of Stats SA: Mortality and Causes of Death in South Africa Report. The DA is especially concerned about the 9.8% increase in the Western Cape in the number of deaths due to diabetes. Furthermore, that the province has the highest proportion of unnatural deaths due to mostly road deaths in which alcohol abuse is said to be a major contributor. I so move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice taken. Hon member Olivier.

Mr R T OLIVIER: Mr Deputy Speaker, I give notice that I shall move:

That the House notes the report of Sans Souci Girls High School, which found a number of discriminating practices existing at the school and gave rise to understandable unhappiness amongst learners; calls on the MEC Schäfer to tell the House what remedial actions were taken to effect the recommendations of the report and demands the review of the codes of conduct of all schools in the province to prevent a repeat of similar race protests in future. I so move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Thank you. Notice is taken of that one. Hon member Gillion.

Ms M N GILLION: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the closure of the G F Jooste Hospital in Manenberg and the absence of plans to replace it.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken. Are there anymore? Hon member Schäfer.

Ms B A SCHÄFER: Mr Deputy Speaker, I give notice that I shall move:

That the House notes with great concern the dismissive attitude of our Regional Director of Water Affairs, Mr Rashid Kahn, regarding the water crisis in the Western Cape and that this House fully supports the call by the Western Cape Government to have National Government declare the province a drought disaster area. I hereby move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that. Hon member Olivier.

Mr R T OLIVIER: Mr Deputy Speaker, I give notice that I shall move:

That the House notes the Western Cape Education Department's claims that there is an influx of thousands of learners into the province. It has no plans to provide new teaching posts and to meet these demands, and calls on the National Basic Education Minister, Angie Motshekga, to institute an investigation into the state of this challenge in the province.

I so move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that ... [Interjections.] Just one second. Hon Chief Whip?

Mr M G E WILEY: Just on a point of clarity, please Mr Deputy Speaker. Are we still on motions with notice or motions without notice?

The DEPUTY SPEAKER: He has given notice of that motion.

Mr M G E WILEY: The previous one, possibly, yes.

The DEPUTY SPEAKER: All the ones that I have dealt with so far are just noted. There are no decisions on them. Hon member Magaxa.

Mr K E MAGAXA: Mr Deputy Speaker, I give notice that I shall move:

That the House, affirming that the Republic of South Africa is a unitary state led by the ANC Government, notes that the visits by DA leaders to countries like Israel and Taiwan undermine our country's international relations policies and condemns DA leaders, Mmusi Maimane with his delegation and the newly appointed DA Tshwane Mayor, Solly Msimanga, for their recent defiant visits to those particular countries.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that one, like all the others. Hon member Olivier.

Mr R T OLIVIER: Mr Deputy Speaker, I give notice that I shall move:

That the House institutes an investigation into the Rusthof Secondary School in Strand, after parents and learners protested over the misuse of funds to renovate the school whilst learners still do not have access to water and males and females are forced to use the same toilets.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken. Hon member Davids.

Ms S W DAVIDS: Thank you, Mr Deputy Speaker, I give notice that I shall

move:

That the House debates the skewed land ownership patterns in the Western Cape and the Provincial Government's lack of satisfying land reform progress under the DA.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that one. Are there any further?

No further – hon member Dugmore?

Mr C M DUGMORE: Mr Deputy Speaker, I give notice that I shall move:

That the House notes and condemns the racist incident that occurred at Rondebosch Boys High School when audio of a group of learners using racist language against black people was circulated on WhatsApp and welcomes the speedy action taken by the school principal and calls on all schools to intensify efforts to create a culture of non-discrimination at our schools and to review codes of conduct at all our schools to ensure that racism by teachers, staff and learners is punished appropriately.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Thank you. Notice is taken of that one. Hon member Davids.

Ms S W DAVIDS: Thank you Mr Deputy Speaker, I give notice that I shall move:

That the House debates the resisted relocation of Bromwell Street families to the harsh conditions at Wolwerivier.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that motion. Hon member Dijana.

Ms T M DIJANA: Thank you. Mr Deputy Speaker, I give notice that I shall move:

That the House debates the lack of proper plans to address the continuous legacy of apartheid spatial development in the province. I so move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Thank you. Notice is taken of that one. Hon member Nkondlo.

Ms N D NKONDLO: Thank you. Mr Deputy Speaker, I give notice that I shall move:

That the House debates the alarming loss of jobs in the Western Cape textile and clothing industry during the last 5 years under the DA Government and whether there are any effective strategies to mitigate this.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Thank you. Notice is taken of that one. Hon member Dijana.

Ms T M DIJANA: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the undue close relations between the DA-run Government and private property developers. I so move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken. Hon member Gillion.

Ms M N GILLION: Mr Deputy Speaker, I give notice that I shall move:

That the House debates the causes and the challenges of the growing numbers of mental illness in the Western Cape.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Notice is taken of that one. Hon member Davids again.

Ms S W DAVIDS: Thank you Mr Deputy Speaker, I give notice that I shall move:

That the House debates the unwillingness of the DA Government to supply affordable housing at the Tafelberg School site in Sea Point, Cape Town. I thank you.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Thank you. Notice is taken. Hon member Dijana.

Ms T M DIJANA: Thank you Mr Deputy Speaker, I give notice that I shall move:

That the House debates the interference, obstruction and destabilisation by some DA members in the smooth running of committees, especially those that arrange for DA-run municipalities not to appear when invited or called to give information, like yesterday when the drought emergency and water shortage due to low dam levels were discussed with role players of National and Provincial Government, but with Cape Town glaringly absent. I so move.

[Notice of motion as moved by member.]

The DEPUTY SPEAKER: Thank you. Notice is taken of that one. Are there any more? Is there another one? If not, then we proceed to motions without notice.

MOTIONS WITHOUT NOTICE

The DEPUTY SPEAKER: Are there any motions without notice? Hon member Kivedo first.

Mr B D KIVEDO: Thank you Mr Deputy Speaker, I move without notice:

That the House expresses its condolences to Mr Alan Paulse, Municipal Manager of Oudtshoorn Municipality, and his family for the tragic loss of their 23-year old son, Dino Paulse, in a motor vehicle accident over the past weekend. May his dear soul rest in peace.

[Motion as moved by member.]

The DEPUTY SPEAKER: Thank you. No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Magaxa.

Mr K E MAGAXA: Mr Deputy Speaker, I move without notice:

That the House commends and welcomes former president Thabo Mbeki as the newly inaugurated Chancellor of Africa's biggest university, the

University of South Africa and notes that one of the greatest intellectuals is now giving direction and shaping the future of our truly African university. I thank you.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Hinana.

Mr N E HINANA: Thank you Mr Deputy Speaker, I move without notice:

That the House commends and congratulates the outstanding performance by Sipehelele Xabendlini, a matriculant from Philippi who achieved top results in Physical Science in the Western Cape 2016 exams. Given the adverse conditions of [Inaudible.] this is an absolutely fantastic achievement worthy of praise and we congratulate him and his parents, despite the adversity, that these results are so commendable.

[Motion as moved by member.]

Mr R T OLIVIER: We support that one.

The DEPUTY SPEAKER: Thank you. No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Firstly hon member Magaxa, then I will get that way.

Mr K E MAGAXA: Mr Deputy Speaker, I move without notice:

That the House notes with profound sadness the death of human rights lawyer, activist and a giant of social justice, retired Western Cape Judge, Essa Moosa, on Sunday the 26th February 2017 at the age of 81. Further notes that Judge Moosa made his mark in the struggle against apartheid as a struggle lawyer who represented activists for free, working with late Justice Minister Dullah Omar. When comrades were in trouble with apartheid police they were instructed to call Moosa; understands that until his death he remained a humble, dignified servant of the people and proponent of social justice and conveys condolences to his family, friends and comrades. I thank you.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Motion is agreed to. Hon member Mackenzie, do you still want to move your motion?

Mr R D MACKENZIE: No, Mr Deputy Speaker. The hon Leader of the Opposition covered me there. Mr Deputy Speaker, I move without notice:

That the House congratulates the Stormers loose utility forward Siyamthanda “Siya” Kolisi who was elected as captain of the Western Cape Stormers team. That this House further notes that he led the Stormers to a decisive victory over the Blue Bulls at his first outing as

captain on Saturday the 25th of February. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Olivier.

Mr R T OLIVIER: Mr Deputy Speaker, I move without notice:

That the House notes with sadness the passing of the struggle stalwart and veteran teacher, Helen Kies, who died at the age of 91 on Friday 13 January 2017 and conveys our condolences to her family, friends and comrades. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Botha.

Ms L J BOTHA: Mr Deputy Speaker, I move without notice:

That the House condemns the carelessness of SASSA who by their own accord will not be ready, in-house, to do grant payments to all beneficiaries come 1st April 2017. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion – is there objection? It will be printed on the Order Paper. Hon member Gillion. There is objection yes. Hon member Gillion?

Ms M N GILLION: Mr Deputy Speaker, I move without notice:

That the House notes 21st February 2017 marks the centenary of the sinking of the SS Mendi in the English Channel, carrying mostly black troops, serving in the South African Native Labour Corps, who had suspended their own aspirations to serve the greater good for the world, which became South Africa's worst maritime tragedy, with a loss of 616 South African soldiers; remembers the fallen heroes and pays tribute to them and their descendants; commends the Western Cape Gunners Association for hosting a ceremony in honour of the fallen soldiers at the UCT Mendi Memorial and calls for the establishment of a proper memorial in the Western Cape to honour the fallen soldiers. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Motion is agreed to. Hon member Joseph.

†Mnr D JOSEPH: Dankie mnr die Adjunkspeaker, ek stel sonder kennisgewing voor:

Dat die Huis Denise Marais van Heidelberg, Hessequa-kiesafdeling, gelukwens, wat die eerste prys ontvang het vir die Suid-Afrikaanse Karaoke-kampioenskap en met 'n groot prys weggestap het. Sy sal ook binnekort Suid-Afrika verteenwoordig in Australië, by die Wêreld Karaoke-kampioenskappe. Dankie.

[Voorstel soos deur lid voorgestel.]

Die ADJUNKSPEAKER: Enige beswaar teen die voorstel sonder kennisgewing? Geen beswaar teen die voorstel self nie? Goedgekeur.

[Translation of Afrikaans paragraphs follow.]

[Mr D JOSEPH: Thank you Mr Deputy Speaker, I move without notice:

That the House congratulates Denise Marais of Heidelberg, Hessequa constituency, who received first prize in the South African Karaoke Championship and walked away with a big prize. She will also represent South Africa soon at the World Karaoke Championship in Australia. Thank you.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion without notice? No objection to the motion itself? Agreed to.] †Hon member Lekker.

Ms P Z LEKKER: Mr Deputy Speaker, I move without notice:

That the House notes with concern the attacks on places of worship like mosques in the province which started with the smearing of blood at the Kalkfontein Mosque, followed by a pig snout placed at the entrance of Simon's Town's mosque; calls for religious tolerance and unreservedly condemns these heinous acts.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Kivedo.

An HON MEMBER: [Inaudible.]

†Mnr B D KIVEDO: Voorstel sonder kennisgewing ... [Tussenwerpsel.]

[Mr B D KIVEDO: Motion without notice ... [Interjection.]]

The DEPUTY SPEAKER: Order. [Interjections.] Order, order. I am not sure what is happening now? Hon Chief Whip?

Mr M G E WILEY: With all due respect, Mr Deputy Speaker, as much as we want to support that, at least get the name right. It was in Kalk Bay and not Kalkfontein.

An HON MEMBER: Okay! [Laughter.]

The DEPUTY SPEAKER: Order. Order. Order. Is that correct?
[Interjections.] Order, hon member Lekker. We will [Interjection.] Order.
That correction will be made. It is Kalk Bay. Is that okay?

Ms P Z LEKKER: No, it is not.

The DEPUTY SPEAKER: Hon member Lekker, do you want to address me?

Ms P Z LEKKER: Mr Deputy Speaker, let me first appreciate his correction.
But further, Mr Deputy Speaker, I would like to ask from you, is it
honourable for hon member Wiley to howl and make such a noise near me
because it really affected my ears. I think in my opinion he is being a bully
and if so then you need to rule on his order ... [Interjection.]

The DEPUTY SPEAKER: Order, hon member Lekker. I was not sure what
the hon Chief Whip was doing and saying, but the hon Chief Whip apparently
trying to correct the member in what you said. Was that all he did?

HON MEMBERS: [Inaudible.]

Mr M G E WILEY: With justifiable outrage.

Mr P UYS: Help her.

The DEPUTY SPEAKER: Yes, okay. Hon member Lekker, I think we must

move on.

Ms P Z LEKKER: Mr Deputy Speaker, I would like to rise and actually address you. The conduct of hon member Wiley is uncalled for. Bullying tactics that he employs in the House are uncalled for and I do not take kindly to his comment. Mr Deputy Speaker, I do not think it is fair, the manner in which he runs this House. He always interferes and even when he responded ... [Interjection.]

The DEPUTY SPEAKER: Order, order.

Ms P Z LEKKER: ...he spoke without you acknowledging him.

The DEPUTY SPEAKER: Order, Hon member Lekker.

Ms P Z LEKKER: He spoke without you acknowledging him. I think this is not his farm, but we are all employed here as equal partners.

The DEPUTY SPEAKER: Yes, we are all honourable members and I agree. I did not get the impression of any bullying happening here now. It was a very loud interjection across the floor to try and correct wording in the motion and I will accept the hon member Wiley's explanation that he was a little bit vociferous and loud when he said that, but he had no further intent when he did that. As far as the rest goes, that is a different topic. It is not related to this... [Interjection.] Order.

An HON MEMBER: No! [Inaudible.]

The DEPUTY SPEAKER: Order. Hon member Gillion.

Ms M N GILLION: Mr Deputy Speaker, you know I take this House very seriously, but it seems like there is a certain MEC specifically, who thinks that this is a circus. [Laughter.] I think, Mr Deputy Speaker, and it is not a joke, it is not a joke ... [Interjection.]

The DEPUTY SPEAKER: Order.

Ms M N GILLION: Mr Deputy Speaker, I am trying to get your focus that MEC Winde is making signs with his face, pointing fingers at members this side. [Laughter.] It is not a laughing matter.

The DEPUTY SPEAKER: Yes.

Ms M N GILLION: Not in my eyes.

The DEPUTY SPEAKER: I did not see that. Hon Minister Winde, you are obscured there, but if you – what did you do that caused the concern?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISIM: Mr Deputy Speaker, I was actually just answering exactly the same point and I was pointing back this way, but if pointing like this is

objectionable, I withdraw it.

The DEPUTY SPEAKER: Yes. Pointing fingers at other members is not acceptable and please refrain from doing that. I see the hon member Kivedo.

†Mnr B D KIVEDO: Mnr die Adjunkspeaker, ek stel sonder kennisgewing voor:

Dat die Huis kennis neem van die walglike daad waartydens Corne Geyer deur 'n medeleerder, 'n gewetenlose boelie, aan die Laerskool Parow-Wes sodanig beseer is dat hy chirurgie vir 'n skedelfraktuur benodig. Hierdie optrede is krimineel en toepaslike stappe moet teen die oortreder geneem word. Baie dankie.

[Voorstel soos deur lid voorgestel.]

Die ADJUNKSPEAKER: Enige beswaar teen die voorstel sonder kennisgewing? Geen beswaar teen die voorstel self nie? Goedgekeur. Agb Olivier eers.

[Translation of Afrikaans paragraphs follow.]

[Mr B D KIVEDO: Mr Deputy Speaker, I move without notice:

That the House takes note of the despicable deed during which Corne

Geyer was injured so badly by a co-learner, an unscrupulous bully, at the Parow West Primary School, that he required surgery for a skull fracture. This action is criminal and appropriate steps should be taken against the perpetrator. Thank you.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion without notice? Any objection to the motion itself? Agreed to. Hon Olivier first.]

Mr R T OLIVIER: Mr Deputy Speaker, I move without notice:

That the House notes that more than 18 000 learners in this province missed out on their first week of school as they were not placed and that a further 1 800 are yet to be placed. Further notes that the Western Cape Education Department always blames people from other provinces, such as the Eastern Cape, to cover up its poor planning; calls on the Western Cape Education Department to improve its registration process to prevent the recurrence of this challenge next year.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection? There is an objection lodged. We will print it on the Order Paper. Hon member Botha.

†Me L J BOTHA: Dankie, mnr die Adunkspeaker. Ek gee kennis dat ek sal voorstel:

Dat die Huis gelukwense stuur aan PW de Bruin Primêre Skool in Lambertsbaai, met hul verbetering op hul sistemiese toetsuitslae van onderskeidelik 'n 14.4% verbetering vir Graad 6 en 34% verbetering vir Graad 9. Ek stel so voor.

[Voorstel soos deur lid voorgestel.]

†Die ADJUNKSPEAKER: Enige beswaar teen die voorstel sonder kennisgewing? Geen beswaar teen die voorstel self nie? Goedgekeur.

[Translation of Afrikaans paragraphs follow.]

[Ms L J BOTHA: Thank you, Mr Deputy Speaker. I move without notice:

That the House congratulates PW de Bruin Primary School in Lamberts Bay on their improvement on their systemic test results of a 14.4% increase for Grade 6 and a 34% increase for Grade 9, repectively. I so move.

[Motion as moved by member.]

[The DEPUTY SPEAKER: Any objection to the motion without notice? Any objection to the motion itself? Agreed to.]

†Hon member Makeleni first and then I will come to hon member Wenger.

Ms P MAKELENI: Mr Deputy Speaker, I move without notice:

That the House congratulates the 13-year old orphaned girl, Charne Ruiters, from Belmor Primary School in Hanover Park, who became the 5th pupil from the school to be accepted at the prestigious Oprah Winfrey Leadership Academy for Girls, wishes her well for her future and development in that school and commends the Academy for the great job it is doing to brighten the future of young girls in our country. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Wenger.

Ms M M WENGER: Thank you Mr Deputy Speaker, I move without notice:

That the House extends its condolences to the friends and family of 20-year old Mr Thulani Mbali, and cousin of hon Mnqasela who was tragically killed in Philippi in the early hours of the 12th of February. Our thoughts and prayers are with him and his family.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Kivedo.

†Mnr B D KIVEDO: Dankie mnr die Adjunkspeaker. Ek gee kennis dat ek sal voorstel:

Dat die Huis hulde bring aan die ontslape Springbok rugbylegende, Joost van der Westhuizen, wie onlangs weens motorneuronsiekte oorlede is. Mag sy siel in vrede rus en sy geliefdes vertroos word.

[Kennisgewing van voorstel soos deur lid voorgestel.]

Die ADJUNKSPEAKER: Geen beswaar teen die voorstel sonder kennis? Geen beswaar teen die voorstel self? Goedgekeur. Agb lid Olivier.

[Translation of Afrikaans paragraphs follow.]

[Mr B D KIVEDO: Thank you Mr Deputy Speaker. I move without notice:

That the House pays tribute to the late Springbok rugby legend, Joost van der Westhuizen, who died recently as a result of motor neuron disease. May his soul rest in peace and his loved ones be comforted.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion without notice? Any

objection to the motion itself? Agreed to. Hon member Olivier.]

Mr R T OLIVIER: Mr Deputy Speaker, I move without notice:

That the House formally congratulates Conrad Strydom from Hermanus, Christine Viviers from De Kuilen High and Hannah Clayton from Rustenburg Girls High, all in the Western Cape, as best performing students in the matric class 2016 in the country. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Schäfer.

Ms B A SCHÄFER: Mr Deputy Speaker, I move without notice:

That the House welcomes the establishment of another facility by the Czech company, PEGAS Nonwovens, in Atlantis which welcomes a much needed investment of R1.3 billion into the poverty stricken community and which will see the creation of 200 jobs. I here so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Dijana.

Ms T M DIJANA: Mr Deputy Speaker, I move without notice:

That the House summons Cape Town Mayor, Patricia de Lille, to come and account at the Standing Committee on Environmental Affairs and Development Planning as the City failed to show up yesterday to brief this constitutional oversight structure on the usage of water amidst the low dam levels experienced at present, and to explain why it defeats the work of this Legislature. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: Is there an objection? There is an objection. [Interjections.] It will be printed ... [Interjections.] Order. Order. It will be printed on the Order Paper. I see the hon member Mackenzie.

†Mnr R D MACKENZIE: Mnr die Adjunkspeaker, ek gee kennis dat ek sal voorstel:

Dat die Huis erkenning gee aan wyle dr Ben Dehaeck wat op 24 Februarie 2017 gesterf het. Dr Dehaeck het in 1970 uit België in Suid-Afrika gearriveer en was 'n dosent in Drama aan die Universiteit Stellenbosch. Hy het 'n groot bydrae gelewer tot die toneelwêreld en het ook in die vroeë 1980's 'n dramagroep met die naam "Die Breughel Teatergroep" by Hoërskool Cloeteville gestig. Dehaeck het beslis 'n liefde vir drama, veral by die jeug, nagelaat. Ek stel so voor.

[Kennisgewing van voorstel soos deur lid voorgestel.]

Die ADJUNKSPEAKER: Geen beswaar teen die voorstel sonder kennis? Geen beswaar teen die voorstel self? Goedgekeur.

[Translation of Afrikaans paragraphs follow.]

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

That the House recognises the work of the late Dr Ben Dehaeck who passed away on 24 February 2017. Dr Dehaeck arrived from Belgium in South Africa in 1970 and was a lecturer in Drama at the University of Stellenbosch. He made a great contribution to the theatre world and during the early 1980's founded a drama group with the name "Die Breughel Teatergroep" at the Cloetesville High School. Dehaeck definitely left behind a love of drama, especially among the youth. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Botha.]

†Me L J BOTHA: Dankie, mnr die Adjunkspeaker, ek gee kennis dat ek sal voorstel:

Dat die Huis gelukwense stuur aan die volgende leerders van PW de Bruin Primêre Skool op Lambertsbaai, met hul deelname aan die Nasionale Toneelspelkompetisie by die Woordfees op Saterdag 4 Maart 2017. Hulle is Wilbert Niyaniso, Julian Smit en Juan Ovies. Ek stel so voor.

[Kennisgewing van voorstel soos deur lid voorgestel.]

Die ADJUNKSPEAKER: Geen beswaar teen die voorstel sonder kennis? Geen beswaar teen die voorstel self? Goedgekeur.

[Translation of Afrikaans paragraphs follow.]

[Ms L J BOTHA: Thank you, Mr Deputy Speaker, I move without notice:

That the House congratulates the following learners of PW de Bruin Primary School in Lambert's Bay, on their participation in the National Theatre Competition at the Woordfees on Saturday, 4 March 2017. They are Wilbert Niyaniso, Julian Smit and Juan Ovies. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to.]

†Firstly, hon member Mngasela and then I will come to the hon member Lekker.

Mr M MNQASELA: Thank you. Mr Deputy Speaker, I move without notice:

That the House expresses its heartfelt condolences to the family and friends of Glenton Links, who drowned tragically on 26 February 2017.

That the House furthermore wishes to convey its condolences to the community of Theewaterskloof. May his soul rest in peace.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Lekker.

Ms P Z LEKKER: Mr Deputy Speaker, I move without notice:

That the House notes the in-roads the South African Police Service makes in the fight against drugs and gangsterism in the province with the arrest of prominent gang leaders, the confiscation of large caches of illegal firearms and ammunition, seizure of drugs worth millions of rand; notes further that with sufficient assistance from the Premier and her Provincial Government, instead of always nagging, the fight could be escalated to another level, commends SAPS for their sterling work and calls on them to do more to clear our communities of the scourge of drugs and crime.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Botha.

Ms L J BOTHA: Thank you, Mr Deputy Speaker. I move without notice:

That the House condemns the robbing of a SASSA pay point this morning in Bonteheuwel. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Olivier.

Mr R T OLIVIER: Mr Deputy Speaker, I move without notice:

That the House notes KwaFaku Primary School in Crossroads was found structurally unsafe; calls on an investigation as to why so many schools in the province are declared structurally unsafe; commends the parents who closed down the school to protect their children put at risk by the uncaring DA Government and calls for the MEC Schäfer to do the honourable thing and step aside to allow this process to continue.

[Interjections.]

[Motion as moved by member.]

The DEPUTY SPEAKER: Are there any objection to the motion being moved without notice? There are objections. The motion will be printed on the Order Paper. Are there any further? Hon member Kivedo.

†Mnr B D KIVEDO: Mnr die Adjunkspeaker, ek stel sonder kennisgewing voor:

Dat die Huis diepe medelye uitspreek teenoor Prof John Volmink, vise-kanselier van KSUT en sy familie met die tragiese heengaan van hul seun JJ Volmink in 'n motorongeluk oor die naweek. Mag sy siel in vrede rus. Dankie.

[Voorstel soos deur lid voorgestel.]

Die ADJUNKSPEAKER: Geen beswaar teen die voorstel sonder kennisgewing? Geen beswaar teen die voorstel self nie? Goedgekeur.

[Translation of Afrikaans paragraphs follow.]

[Mr B D KIVEDO: Mr Deputy Speaker, I move without notice:

That the House conveys its deepest condolences to Prof John Volmink, vice-chancellor of the CPUT and his family on the tragic death of their

son JJ Volmink in a motor accident over the weekend. May his soul rest in peace. Thank you.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to.] †Hon member Dugmore.

Mr C M DUGMORE: Mr Deputy Speaker, I move without notice:

That the House notes the corruption in the Western Cape Department of Transport and Public Works following the arrest of 4 more officials, who formed part of a vehicle registration syndicate which took bribes to ensure issuing of false roadworthy certificates for unroadworthy vehicles, thus endangering the lives of many innocent people and commends the police for making these arrests and calls further for a full investigation into corruption in the said Department. [Interjections.]

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion being moved without notice? No objection to the motion itself? Is there an objection? There is an objection. The motion will be printed on the Order Paper. Are there any further? Hon member Botha first.

†Me L J BOTHA: Mnr die Adjunkspeaker, ek stel sonder kennisgewing voor:

Dat die Huis sy medelye betoon aan die vrou en kinders van mnr Abraham Barnies, 'n gemeenskapsleier van Citrusdal, wat sy lewe verloor het in 'n gru-ongeluk op 'n plaaspad. Ek stel so voor.

Die ADJUNKSPEAKER: Geen beswaar teen die voorstel sonder kennisgewing? Geen beswaar teen die voorstel self nie? Goedgekeur.

[Translation of Afrikaans paragraphs follow.]

[Ms L J BOTHA: Mr Deputy Speaker, I move without notice:

That the House conveys its condolences to the wife and children of Mr Abraham Barnies, a community leader of Citrusdal, who lost his life in a horror accident on a farm road. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to.] Hon member Dijana.

Ms T M DIJANA: Thank you Mr Deputy Speaker, I move without notice:

That the House notes with concern the water crisis in the province with

dam levels at a low 30% and encourages residents to use water sparingly. I so move.

[Motion as moved by member.]

An HON MEMBER: Hear-hear!

Mr C M DUGMORE: Well done.

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Gillion first.

Ms M N GILLION: Thank you. Mr Deputy Speaker, I move without notice:

That the House applauds the National Government for the decision to lift the ban on HIV self-testing kits to be sold at more accessible places like pharmacies, as a very progressive step in the fight against the spread of the scourge and calls on residents of the province to take advantage of this new development. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Motion is agreed to. Are there any further? Hon member Olivier.

Mr R T OLIVIER: Thank you. Mr Deputy Speaker, I move without notice:

That the House notes with concern the refusal of the Western Cape Education Department to properly maintain and renovate the Uitsig Secondary School after it was vandalised during the school holidays. Also notes this is one of the so-called “plankie” schools which should have been replaced by better structures. Further notes plans to close down the school and commends the learners and parents for their continued fight against the looming loss of their community school. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: Are there any objections? Hon member Davids, is there an objection? There is an objection. It will be printed on the Order Paper. I see the hon member Mnqasela.

Mr M MNQASELA: Mr Deputy Speaker, I move without notice:

That the House congratulates Overberg District for their outstanding performance in the country in the 2016 matric results at 92.7%. Furthermore commends the learners and educators for this outstanding achievement. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Hon member Botha first.

Ms L J BOTHA: Thank you. Mr Deputy Speaker, I move without notice:

That the House notes with concern the collapse of a roof on the 5th floor of the Charlotte Maxeke Hospital this afternoon. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself?. Agreed to. Hon member Nkondlo.

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

That the House lauds the agreement reached by Solms-Delta Wine Estate with National Government, for its workers to own 45% of the business, including its brand and land.

[Motion as moved by member.]

The DEPUTY SPEAKER: No objection to the motion being moved without notice? No objection to the motion itself? Motion is agreed to. Are there any further? Hon member Mngasela.

Mr M MNQASELA: Thank you. Mr Deputy Speaker, I move without notice:

That the House notes the outstanding performance - Mr Deputy Speaker, this has been done by my colleague there –

The outstanding performance by the Hermanus High School learner, Conrad Strydom, for becoming South Africa's overall top achiever in 2016 with a 98% average. The House congratulates him, his teachers and parents for the support they gave to him during his studies. I so move. Thank you.

[Motion as moved by member.]

The DEPUTY SPEAKER: Is that a duplication of one that we have had before? We will have a look at both. If the second one is the same as the first one, the second one will fall away. Hon member Magaxa.

Mr K E MAGAXA: Thank you. Mr Deputy Speaker, I move without notice:

That the House notes that the hon MEC Bonginkosi Madikizela is now set to become the Premier of the Western Cape since he was elected Provincial Leader of the DA. Further notes that it is untenable that a provincial leader of that magnitude serves in a subordinate position to an expended former leader, and also notes that many in the party now call for the honourable Premier Helen Zille to step down and not frustrate the party from installing Madikizela. [Interjections.]

[Motion as moved by member.]

The DEPUTY SPEAKER: Is there any objection to the motion? I see many objections. The motion will be printed. [Interjections.][Applause.] Order. Are there any further? Hon member Mnqasela.

Mr M MNQASELA: Mr Deputy Speaker, I move without notice:

That the House notes that former ANC Mayor, Gordon April, and municipal employee, Raymond Wagenaar, were both found guilty in the Oudtshoorn court for theft of the municipality's sand and stone. They were also found guilty of abusing municipal resources, the unlawful use of a municipal vehicle and the list goes on. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objections to the motion being moved without notice? Is there an objection? No objection? [Interjections.] Order, order. Is there an objection? There is an objection. It will be printed on the Order Paper. Hon member Dyantyi.

Mr Q R DYANTYI: Mr Deputy Speaker, I move without notice:

That the House raises concern about the aborted intention of the City of Cape Town to declare a disaster ...

An HON MEMBER: What?!

Mr Q R DYANTYI:

... remembering that the municipality has on several occasions issued municipal bonds to improve capital projects and the intention from them to now shift responsibility to National Government whereas it is in a position to raise loans to improve its water and reticulation systems on its own.

[Motion as moved by member.]

Mr M G E WILEY: You have got to be joking [Inaudible.] [Interjections.]

The DEPUTY SPEAKER: Is there – order, order. Is there an objection? There is an objection to that one. Hon member Tyatyam.

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

That the House notes the damning forensic report that served at SCOPA, indicating the corruptive actions and other problems in the Provincial Department of Culture and Sport, calls for a thorough investigation into the Swellendam shenanigans by DA councillors.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion – is there any objection? There are objections. It will be printed on the Order Paper. Are there any further? Hon member Magaxa.

Mr K E MAGAXA: Thank you. Mr Deputy Speaker, I move without notice:

That the House congratulates the ANC for winning two by-elections that took place in the province on 1 February 2017, taking both Ward 11 and 25 in George. Thank you. [Applause.]

[Motion as moved by member.]

An HON MEMBER: Hear-hear.

The DEPUTY SPEAKER: Are there any objections to that motion? Order. Are there any objections? Hon member Mnqasela, are you standing up to object or are you standing up to bring your next motion?

Mr M MNQASELA: I am objecting. They did not win.

The DEPUTY SPEAKER: There is an objection. [Interjections.] Order. Then you may proceed with your motion.

Mr M MNQASELA: Thank you. Mr Deputy Speaker, I move without notice:

That the House notes the courageous and selfless leadership of Etienne

du Toit, Deputy Director of the fire brigade services in Overstrand Municipality; that this House further congratulates him and his team for their exceptional planning and execution of all air operations between November and January every year. He and his team have sacrificed both their Christmas and New Year all these years to ensure that this province and all of us are safe. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: Any objection to the motion being moved without notice? No objection to the motion itself? Agreed to. Are there any further? Hon member Mnqasela.

†UMnu Q R DYANTYI: Yeyokugqibela le.

[Mr Q R DYANTYI: This is the last one.]

Mr M MNQASELA: Thank you. Mr Deputy Speaker, I move without notice:

That the House notes the fact that the ANC failed to support a moment of silence for the more than 100 disabled patients ... [Interjection.]

HON MEMBERS: Objection.

The DEPUTY SPEAKER: Order.

Mr M MNQASELA: ...

who were moved from state institutions in Gauteng to alleged unregistered NGO's, where they eventually died. The insensitivity of the ANC and politicking ... [Interjections.] this issue is deeply regretted. I so move.

[Motion as moved by member.]

The DEPUTY SPEAKER: Order. Order. There are objections to that. That one will be printed on the Order Paper. Are there any further? [Interjections.] Order. Please come to order so that we can proceed. Are there any further motions? If not, then that concludes the motions. It also concludes the business for the day and the House is adjourned.

The House adjourned at 16:03.