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THURSDAY, 6 MAY 2021

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PROCEEDINGS OF THE WESTERN CAPE PROVINCIAL PARLIAMENT

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

[Virtual online sitting held through Microsoft Teams]

The House met at 14:15.

The Speaker took the Chair and read the prayer.

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

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

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

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

Hon members, I recognise the Chief Whip.

## **BUSINESS OF THE HOUSE**

(Motion)

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

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

In 1994, at the advent of our country's democracy, Rev Sampson began

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

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

The SPEAKER: Thank you, hon the Chief Whip. Before we move further, I just want to check with the hon members, are there any objection to the motion? No objections.

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

It is now the opportunity for the EFF and then we will go to the – I mean, it is the ANC and then it will be the EFF thereafter. I recognise the ANC now. Yes, sir.

The DEPUTY CHIEF WHIP (ANC): Hon Speaker, I think there is an issue with the volume ...[Interjections.]

Mr P J MARAIS: With the mic.

The DEPUTY CHIEF WHIP (ANC): Yes, sir. We cannot hear the hon member Dugmore.

The SPEAKER: The honourable the Leader of the Opposition, forgot to activate the microphone.

The LEADER OF THE OFFICIAL OPPOSITION: †Dingaqala kwakhona. [I can start again.]

The SPEAKER: He does not know these technologies. [Laughter.]

The LEADER OF THE OFFICIAL OPPOSITION: †Dingaqala kwakhona. [I can start again.]

The SPEAKER: Yes, you may please start from the beginning ...[Interjections.]

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

build and strengthen our democracy.

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

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

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

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

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

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

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

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

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

The SPEAKER: Please do. It is time.

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

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

The SPEAKER: Thank you.

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

The SPEAKER: Thank you ...[Interjection.]

The LEADER OF THE OFFICIAL OPPOSITION: ... on 17 and 18 July.

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

I now recognise the EFF.

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

Reverend Sampson's vision was and is still to increase youth participation in registering as voters. The apathy of some youths partaking in political activities was of great concern to him. Reverend Sampson is cognisant of the fact that the discourse on reconciliation is becoming subservient. According



to Reverend Sampson the new discourse is poverty and not reconciliation like in 1994, a sentiment which is also shared by the EFF, as observed from time to time.

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

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

In conclusion, hon Speaker, I would also like to welcome his successor, Mr Michael Hendrickse, in his new role as the new Western Cape Head of IEC. We wish you the very best and hope that you will assume your duties and conduct them without fear, favour or prejudice against one political party or the other. Thank you, hon Speaker.

The SPEAKER: Thank you, hon member Makamba-Botya. Hon members, I now recognise hon member Herron from the GOOD Party.

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

elections in the Western Cape over the last several elections.

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

The SPEAKER: Thank you, hon member Herron.

The LEADER OF THE OFFICIAL OPPOSITION: [Inaudible.] use the balance of [Inaudible.]

The SPEAKER: I understand the temptation, hon member Dugmore, but, hon members, the hon member was asking whether the balance that has been left cannot be utilised by those who wanted to say more. The answer is definitely no. [Laughter.]

May I request the hon member Christians, ACDP.

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

As Head of the IEC in the Western Cape he has served the people of South Africa with distinction since 1999. He has held this position for the past 25

years and has earned respect from all political parties across South Africa, but also internationally. This chaplain, this academic, lecturer, sportsman and mentor, brought dignity and respect to a very, very demanding position. His humble nature allowed him to remain calm during potential storms that he has influenced with his meaningful demeanour. He had a personality of note.

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

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

The SPEAKER: Thank you, hon member Christians. Hon members, I now recognise the FF Plus, hon member Marais.

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

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

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

The SPEAKER: Thank you, hon member Marais. Hon members, I now recognise the Al Jama-ah, hon member Brinkhuis.

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

The SPEAKER: Thank you, hon member Brinkhuis. Hon members, I now recognise the DA, hon the Chief Whip. Thank you, hon Premier.

The PREMIER: Thank you very much, hon Speaker. Hon Speaker, it is an honour for me to rise here today on behalf of the Democratic Alliance. I

think also as you have heard from all of the political parties in this House, the sentiments raised by them, but also on behalf of the citizens of this province to say to Reverend Courtney Sampson, we owe you a load of gratitude. We really do honour the role that you have played in our democracy over the last years. As you have heard, a man of principle, a man that has stood his ground, and a man that really has nurtured and helped us grow this fragile democracy, this new, young democracy of ours in its formative years and the development of this democracy in the first part of our journey here in the Western Cape.

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

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

I think back to some of those days, on setting up some of those, especially those remote rural voting stations, sometimes during loadshedding times, sometimes during winter storms, and of course also managing all the political storms that took place over these years that he has been at the helm of, but I want to say to the Reverend Courtney Sampson that for me the one thing that really stands out the most was of course when I had the privilege and honour of being elected to serve the people in the province in this position, and you know, when you spend months in the trenches, fighting an election, and I must say personally I did not really think about that moment, at the end of that race when an announcement would be made, because you are caught up in this election campaign, but I will never ever forget that day that we were at the Convention Centre out in Century City and this was the 2019 election in May, and we had all done our numbers, we had all done our sums, but nobody really had the final ...[Interjections.]

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

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

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

The SPEAKER: Thank you, hon Premier.

The PREMIER: Congratulations.

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

Reverend, all I can say is that you find consensus among the politicians. [Laughter.] It is not something easy to achieve, and we can only, on behalf of

this Provincial Parliament and all the political parties, wish you well, sir, in your retirement, and of course your future trajectory, and we know that life is never complete until you are done with it itself.

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

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

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



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

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

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

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

Hon members, we move with our programme and we are now headed to the Interpellations. The first interpellation, as printed in the Order Paper, is by hon member Herron to the hon Minister of Human Settlements, hon member Simmers. I would now recognise the hon Minister.

## INTERPELLATIONS

### *Housing opportunities*

#### **1. Mr B D Herron asked the Minister of Human Settlements:**

On 26 March 2019, during the Budget speech of the then Minister of Human Settlements, he said: “Various pockets of land of approximately 8,4 hectare have been identified and secured in this regard. When completed the project will yield 10 000 opportunities, which will be for mixed income, mixed use and different tenure and will be of extraordinary high density.”

(a) What land parcels were “identified” and “secured” for the 10 000 housing opportunities and (b) what progress has been made to develop the 10 000 housing opportunities in these areas?

THE MINISTER OF HUMAN SETTLEMENTS: Thank you very much, hon Speaker. Before responding, it must be highlighted that on 26 February 2021, as part of a written question, the hon member Brett Herron asked, and I quote:

“If these 13,000 housing opportunities exclude the 10,000 housing opportunities announced in March 2019, then [Inaudible – no sound on audio.] but progress has been made with the planning and the development of these 10,000 housing opportunities. Where will these

10,000 housing opportunities be delivered and what land parcels have been secured by way of release, acquisition or power of attorney for the development of these 10,000 housing opportunities.”

Today, hon Speaker, the member repeats himself by enquiring about progress of the development, as well as which land parcels have been secured. It is therefore prudent to point out that subject to Rules 139(5)(b) and [Inaudible] (7)(b):

“No matter may be proposed for discussion in the House which is the same in substance as a matter that has been discussed during the preceding period of six months.”

As much as the initial [Inaudible.] written reply and it was not a discussion in the House, it is quite evidence that the member seeks to create and drive distorted versions of what the actual facts are, seeing that the member will be issuing a press statement shortly after this interpellation [Inaudible.] as it has become his standard practice, I trust it will contain all the facts and not be some fairy-tale.

So let me reiterate to the member the (a) part of his question. Land that was identified is still in the ownership of the National Department of Public Works, which is now called “National Department of Public Works and Infrastructure”, or “NDPWI”. The Provincial Department of Transport and Public Works, which is “DTPW”, and the City of Cape Town. Those

identified are in the following areas: Bergvliet, Camps Bay, Oranjezicht, Parow, Cape Town, Simon's Town, Southfield, Tamboerskloof and Zeekoeivlei.

To date no decision has been taken by the National Department of Public Works and Infrastructure regarding the release of the requested land portions in their ownership after numerous attempts to get clarity on the issue.

I would like to encourage the member to engage [Inaudible.] who is the Minister of Public Works and Infrastructure, to release the parcels of land so that the various studies and statutory processes can also occur.

Further to this to also encourage his party [Inaudible.] to include the Western Cape in her department's strategic integrated projects, particularly since [Inaudible.] the member's party leader completely disregarded the Western Cape. This continues to be of deep concern [Inaudible.] as both the member and his party leader were advocates for the release of well-located land in the province and more so in Cape Town. Yet now when his party leader has the ability to do so, it is not forthcoming. Given that we have a housing waiting list of just under 600,000, one would have thought that it would be a priority for the member's party leader. This exclusion and continuous refusal to release land, shows clearly that there is a complete disregard for Human Settlement projects in the province and quite frankly they do not care

about our residents who have been waiting for years on end for a housing opportunity.

It is further ironic, hon Speaker, as it was during member Herron's tenure as Maycom member of Transport and Human Settlements in the City of Cape Town in the 2017/18 financial year, that the City had to return R166 million of its Urban Settlement Development Grant, or USDG as it is commonly called, to the National Department of Human Settlements. This amount would have produced approximately 1,038 housing opportunities.

The (b) part of his question, hon Speaker, furthermore only Oranjezicht is secured by the Department through the City of Cape Town and the Provincial Department of Transport and Public Works. This precinct is in the ownership of the Provincial Department of Transport and Public Works and the City of Cape Town.

The SPEAKER: Hon member, your time is up. Thank you, hon Minister, at least you have got a second bite later. I now recognise hon member Herron.

Mr B N HERRON: Thank you, hon Speaker. Hon Speaker, the reason I keep asking this question is because I cannot get a straight answer out of this Government.

On the eve of 2019 elections the former Minister for Human Settlements

and now the former Minister for Transport and Public Works, and of course former Provincial Leader of the DA, told this Parliament that 8,4 hectares of land had been secured to build 10,000 housing opportunities for mixed income families. These pockets of land were identified in Bo-Kaap, Oranjezicht, Tamboerskloof and the CBD. Eighteen months later, last October, I began asking questions, because if the land had been secured, as stated, there should have been some measurable progress by now.

I asked the present MEC for Human Settlements about the 10,000 housing opportunities and he responded that his Department had not received transfer of land in Bo-Kaap, Oranjezicht, Tamboerskloof or the CBD, and that no progress report can be provided, and I quote him:

“As there has not been any properties transferred to my Department.”

In direct contradiction of his predecessor’s eve of election promise, a promise that was obviously nothing more than misleading.

In February, responding to more of my questions, MEC Simmers sought to explain that the housing opportunities former Minister Madikizela had referred to, were linked to land held by the Department of Public Works, but he did not bother explaining why Minister Madikizela had stated that the necessary land had already been secured.

MEC Simmers did indicate that the Oranjezicht precinct in the ownership of the Provincial Department of Transport and Public Works and the City of Cape Town had been availed to the Department for planning purposes in terms of a power of attorney, and that is the progress report.

Twelve years of DA-led Government, 15 years of DA-led City Government, have delivered zero affordable housing in well-located areas close to Cape Town, but they have managed to deliver a power of attorney for planning purposes. It is not clear, hon Speaker, if that power of attorney includes the City of Cape Town's land on Upper Orange Street near De Waal Park, where the City has already created an exercise park on the part of land.

Cape Town remains fundamentally structured in accordance with the Apartheid Group Areas Act, by perpetuating spatial injustice, the DA-led Government perpetuate division and deny residents of one of the most unequal cities in the world, the opportunity to begin to forge an inclusive and sustainable future. The failure to navigate the City to more equitable ground is compounded by the lying.

If you do not wish to take my word for it, you may wish to read the High Court's description of this Government as "a constitutional delinquent", because of its failure to embrace special transformation. This is a government that makes election promises they have no will to keep. It is a disgrace. It is a disgrace that this Government has not given one family of the tens of thousands who were forcibly removed by apartheid decree from

the inner city, to an affordable opportunity to return. Thank you.

The SPEAKER: Thank you, sir. Hon members, I notice the hand of hon member Marais. Hon member Marais, is that a point of order, sir?

Mr P J MARAIS: No, sir, I wanted to raise my hand to enter the discussion.

The SPEAKER: Alright. Hon member Marais, for interpellations we have got a speakers' list on which you are not for this particular interpellation. If I look in the order of interpellations you do not feature anywhere, sir. I do hope that in the question section, which is after the interpellations, you will then participate. I hope that is in order, sir.

Mr P J MARAIS: It is in order, sir. I accept your ruling as always.

The SPEAKER: Thank you, hon member Marais. Hon members, I now recognise hon member Maseko.

Ms L M MASEKO: Thank you very much, hon Speaker.

“When people talk, listen completely.”

That is not my words, but Ernest Hemingway's words. Hon Speaker, hon member Herron is for the third time asking the same question, expecting a



different answer to the same question.

As a former member of the City of Cape Town, the member is well-aware of the fact that creating homes are time and capital-intensive projects. With continued land invasions and a shrinking budget from National Government, it means that this Government needs to be selective and make the hard choices when it comes to where we spend our money.

Presently the DA-led City of Cape Town is working tirelessly to create housing opportunities within the inner city. Multiple housing projects in the City are set to create 2,000 housing opportunities and will reach important milestones this year.

Perhaps it will be important to take the opportunity to remind member Herron that his own colleague is the Minister of Public Works, who has the authority to release land to the City of Cape Town, and to the Provincial Government.

Vacant mega-land parcels, such as Denel, Culemborg and Wingfield, owned by the National Department, have the potential to deliver more than 10,000 housing opportunities right in the heart of the City. Member Herron should partner with us in lobbying his own colleague to unlock the potential of transferring these land parcels to the City of Cape Town.

Again, member Herron, through you, hon Speaker, showcase political will

for transformation by transferring these land parcels to the City of Cape Town. Your leader holds the keys to transformation in Cape Town. I thank you, hon Speaker.

The SPEAKER: Thank you, hon member Maseko. Hon members, I now recognise hon member Marran.

Mr P MARRAN: Thanks, hon Speaker. Good afternoon everyone.

Hon Speaker, this is yet another example of how the DA abuses the parliamentary privileges by making empty promises and spreading false information.

In that speech the MEC indicated that the delivery approach included catalytic and provincial priority projects, with a potential to yield 144,798 housing opportunities. These mixed development projects would include houses for indigent, gap housing, rental units, social houses and service stands. These include the Southern Corridor Integrated Human Settlements Programme to upgrade informal settlements near the airport along the N2, to provide 51,540 housing opportunities. This included the Taiwan; the YB section – which was expected to yield approximately 5,000 housing opportunities; the construction of the Conradie Better Living Model Project, on which has been spent millions already. It was meant to start in 2019 to create 3,000 housing opportunities.

In all these projects nothing has happened. The people were just fed blue lies, like it is in the case of deliberate mistruth and misrepresentations of qualifications by DA members.

Over and above these, more blue lies were spread with the empty promises of Bo-Kaap, Oranjezicht and inner-City inference to create 10,000 opportunities, to cater for residents in the areas of Bo-Kaap, Oranjezicht, Tamboerskloof and the Central Business Area. We know the DA is vehemently opposed to housing opportunities in the inner-City, as exposed by its continued fight to sell the Tafelberg site to private developers, instead of using it for affordable housing.

But alas, we have got no information on the so-called discovery of pockets of land that were identified, or if a survey is at all on the cards to determine where the people may settle. The MEC must give an update on these developments, because the people want answers. I thank you.

The SPEAKER: Thank you, hon member Marran, thank you. Hon members, I now recognise hon member Herron again.

Mr B N HERRON: Thank you, hon Speaker. In fact I have asked this question four times, not three times, and I have had different answers because I have even had an answer from the Premier's Office, in which the spokesperson for the Premier points out that the problem has been that I have referred to the transfer of land instead of the securing of land. So

there are five different, conflicting answers and that is why this interpellation is on the Order Paper today.

Hon Speaker, if this Government wants to resolve the housing crisis, it will stop hiding behind the false excuse that land is unavailable and funding has been cut. If Government is that committed to increasing the rate of delivery and addressing the housing shortage, it can make it happen if it really wants to. It suits this Government to hide its failures behind funding cuts and false claims that it has no access to land. The real reason housing is regressing in the Western Cape and the City of Cape Town, is because this Government and those governments do not regard housing as their responsibility.

They are constrained by the limited National Grant funding only because they choose to be. This Government managed to find R1,3 billion to form a learner law enforcement office troop. They had the choice to invest in housing or education, but they chose to play cops and robbers with people's lives.

This party is in government in this province, in this City and in over 20 municipalities in the Western Cape, and they have access to thousands and thousands of hectares of land. The party has absolute discretion to allocate suitable land to address the housing shortage and spatial integration, but they choose not to. Housing is not a priority. If it were, they could turn around the failing housing delivery by simply changing their attitude.

They can deliver 10,000 housing opportunities promised in the inner-City, and they do not need the National Government funding and they do not need National Government land. They have been making the same promises for 10 years.

In 2010 they tabled a Cape Town Central City Regeneration Programme. That programme promised to achieve densification by developing affordable housing in the inner-City, and that 2010 promise, those identified sites in the inner-City, if you use them you could build the affordable housing without the need of any National Government land.

You have had a plan for 11 years. The only excuse for not implementing this plan is that you have no political will to do so. It was just another bold announcement that signifies nothing. If you want to build 10,000 inner-City affordable housing units, release the Tafelberg School to social housing; release this large Dorp Street precinct that you bought for the Education Department and let it be used for mixed-use development. Release Government Garage, release the Presswood Street precinct. Whatever happened to the Artscape Precinct Project? Dust off the City of Cape Town's inner-City affordable housing plan we launched in 2017, which you cancelled; release Pickwick Street, release New Market Street, release Roeland Street Fruit and Veg Site.

You can trot out promises on the eve of elections every two or three years, but your track-record remains a big fat zero. Thank you.

The SPEAKER: [Inaudible.] I now recognise hon member Simmers. Thank you, hon member Herron.

The MINISTER OF HUMAN SETTLEMENTS: Thank you ...[interjections.]

The SPEAKER: Minister ...[interjections.]

The MINISTER OF HUMAN SETTLEMENTS: Thank you very much, hon Speaker. In Afrikaans we have a saying, †“Jy is sienende blind en horende doof,” [you have eyes and no eyes and sham deafness,] and listening to the hon member Herron, I would just like to highlight [Inaudible.]

Oranjezicht is a site which is secured by my Department through the City of Cape Town and the Provincial Department of Transport and Public Works. This precinct is thus in the [Inaudible.] Provincial Department of Transport and Public Works, and the City of Cape Town. All other precincts I have mentioned in the (a) part of my response belong to Transport and Public Works at a national level, hon Speaker, and I should also emphasise, and the member touched on that, †dit is waarom ek sê hy is horende doof; hy luister nie wat hy vir homself beantwoord nie [that is why I say he shams deafness; he does not listen to what he answers for himself.]

This full portion of land has been available to the Department for planning purposes in terms of the power of attorney which the member highlights,

because as a department we do not sit on our laurels, hon Speaker. My Department has conducted a preliminary feasibility study of the said precinct earlier this year.

[Inaudible.] study will soon be conducted by my Department to determine the various relevant options and costing aspects, but yet again, hon Speaker, the other precincts which I highlighted in the (a) part of my question, had that land been released [Inaudible.] by member Herron's party leader, whose is the National Minister, we could have commenced a feasibility study and we could have ultimately been a step forward instead of regressing where we currently are, and I would love to refer the member yet again, †jy is sienende blind. [You have eyes and no eyes.]

In my response to this member, hon Speaker, earlier this year, and I am going to give the member the date, it was on 26 February in my written response. There is a detailed clarity on each step of the way, hon Speaker.

And last but not least, hon Speaker, once again the Premier's Office, through his media person, provided clarity on what Minister Madikizela meant at that stage when he was the incumbent Minister of Human Settlements, so all clarity has been given. †Maar as 'n mens sienende blind is en horende doof, en jy glo in feëstories [Onhoorbaar.] agbare Speaker, dan gaan jy jou eie weergawe van realiteit glo, en jy gaan jou eie goeie weergawe van die realiteit wat jy vir jousef skep aan die breër gemeenskap verkoop, [But if one has eyes and no eyes and you sham

deafness, and you believe in fairytales [Inaudible.] hon Speaker, then you are going to believe your own account of reality, and you are going to sell the reality you create for yourself to the broader community,] and I think it is time that the hon member Herron, through you, hon Speaker, and his party leadership, that they start being held accountable for actually ultimately unpacking information in such a way that it distorts at many a times the reality and the facts which have been provided to them in written responses, but also in this House. I thank you, hon Speaker.

The SPEAKER: Thank you, hon Minister. Hon members, that concludes the debate on this interpellation. We now move to the second interpellation which is by hon member Dugmore to hon the Premier. I recognise the hon Premier.

[Debate concluded.]

*Western Cape Government: tainted image*

**2. Mr C M Dugmore asked the Premier:**

With regard to the Public Protector's findings against the Minister of Local Government, Environmental Affairs and Development Planning for which he has reprimanded the Minister:



(a) Whether the finding have tainted the image of the Western Cape Government and (b) what lessons have been learned from the experience?

The PREMIER: Thank you very much, hon Speaker, and to the hon Leader of the Opposition for the question.

Hon Speaker, from the outset it is worth reminding the House that the complaints by member Dugmore relates to a letter written nearly two years ago. It took a full year for the hon member Dugmore to file his complaint, and then another year for the Public Protector to investigate, even though the Act stipulates that an investigation should be completed within 30 days.

It was only when Mr Dugmore made public comments about the Western Cape Public Protector's office's lack of attendance to the matter, that it was taken up by the National Office. In her letter to my office in July 2020, the Public Protector cites the reason for the delay as the COVID-19 pandemic. Given that the complaint was first lodged on 19 February 2020, before South Africa had even registered its first official case of COVID-19, this simply cannot be true.

The true reason for this delay would appear that the complaint, nearly two years old at the time, was not deemed to be disserving of the urgent application of the well-publicised stretched resources within the office of

the Public Protector. Until Mr Dugmore made it clear that he now wanted an investigation dealt with urgently. The motivation for doing so I think is clear.

In January 2021 we received the Public Protector's report detailing her findings into the complaint by member Dugmore, and that Minister Anton Bredell had breached the Executive Ethics Code. The remedial action which she has prescribed in that report, is that I submit her report to the Legislature, along with any comments and a report on the action taken by me, to this House by 5 February. I have complied with the prescribed action and in so doing confirmed that the action taken by me was the issue of a letter of reprimand to Minister Bredell.

It seems though that member Dugmore does not understand, nor is he familiar with the concept of accountability as he continues to ask me the same questions, hoping for a different answer.

So, hon Speaker, (a) there are no implications or impacts of this particular finding or sanction on the future functioning of the Western Cape Government. The complaint in the finding of the Public Protector were directed as the actions of Minister Bredell alone and not done in his personal capacity, or by his Department of officials.

In taking the remedial action as I did, I have ensured that my Cabinet member was held to the Code of Ethics, as determined by the Public

Protector in this matter, and the image of the Western Cape as one that is accountable, lawful and transparent, has been reinforced.

(b) The extent and ambit of the Executive Members' Code of Conduct as currently applied by the office of the Public Protector to all actions taken by persons who hold positions as members of our various executives, has been highlighted to the members of my Executive; both by way of commentary from Minister Bredell after capacitating himself as to the content and effect, and in our ongoing discussions with legal advisors on the lawfulness, impact and effects of the Public Protector's views on the extent of the obligations on members of my Cabinet under the Executive Ethics Code. Thank you.

The SPEAKER: Thank you, hon Premier. I now recognise the hon member the Leader of the Opposition.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, hon Speaker, and thank you to the Premier for his reply.

It is clear that what I had asked the Premier was to indicate that in the light of the finding against MEC Bredell, whether the image of the Province have been tainted. It is clear that he did not respond to that issue; and secondly what lessons have been learnt from the experience.

I want to make it very clear that it is simply unacceptable that the

Provincial Office of the Public Protector did not respond within the 30 days as required by law, and it is on record from our side that that particular office, the Western Cape Office of the Public Protector, has not shown seriousness when it comes to many complaints against particular DA politicians in this province. We have put it on record and after this issue was again ...[Interjections]

Mr P J MARAIS: How? How?

The LEADER OF THE OFFICIAL OPPOSITION: ... in the public domain, after this issue emerged in the public domain, many, many others have emailed us saying exactly the same. The office of the Western Cape Public Protector does not investigate or come back on certain issues, and that is why we have asked for an investigation into the Western Cape Office of the Public Protector. We are concerned that there might be an element of capture and we need to investigate that.

Now the question is the following: that why I ask about lessons is that the very same MEC Bredell has received a letter from the Theewaterskloof Municipality caucus of the ANC, outlining (1) that there was not a quorum in the meeting which was there to elect the municipal manager, but in this particular case, and that is the political issue that we have been raising about MEC Bredell's intervention on behalf of the DA in George, that not only was the code of ethics interfered with, but essentially you had an attempt by the DA to undermine employment equity in that municipality.

That is actually what was happening here, and that needs to be looked at, because the candidate who had more experience was actually the one that the DA did not want to appoint, and they therefore appointed their person who happened to be white and male.

Now in Theewaterskloof we have established that a much better qualified, more experienced black woman had applied for this particular position, and yet once again – so I want to ask the Premier, you suspended MEC Bredell, at least MEC Madikizela. We asked for the suspension of MEC Bredell. That never happened, but yet MEC Madikizela gets suspended.

So we have double standards here, but what we really need to unwrap and expose is that what is happening in this Department is that there is unlawful interference which actually undermines employment equity and trying to build a representative local government or service in this particular regard, and the Premier must tell us ...[Interjections.]

The SPEAKER: Thank you, hon ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: ... do they have a list of people that they will appoint to municipalities, irrespective ...[Interjections.]

The SPEAKER: Thank you, hon Leader of the Opposition.

The LEADER OF THE OFFICIAL OPPOSITION: ... of other applicants, like in Theewaterskloof?

The SPEAKER: Your time is up, sir, thank you. Hon member, I now recognise hon member Mackenzie.

Mr R D MACKENZIE: Thank you, hon Speaker. It is interesting member Dugmore mentioned capture from a party that captured a whole state.

Hon Speaker, I can confirm that this incident has not tainted the image of the Western Cape Government as the Premier has acted responsibly and showed again why the DA-led Government values accountability and responsibility. This Government takes action.

Unlike the ANC governments, where members of their executives are heavily implicated in malfeasance, maladministration and corruption, and they are still in the executive positions. That is the difference between the DA and the ANC.

The exemplary work of this Western Cape Government speaks for itself, including of the recent handling of the Cape Town fires and the Cape storm currently taking place. In contrast the ANC-run City of Joburg had to turn to their neighbouring metros to assist them in firefighting, where the City of Joburg, with a population of 5,5 million people only has six working fire engines. That is the difference between the governments.

The lesson that we have learned from this experience, hon Speaker, is the DA must continue to be uncompromising and values our transparency and accountability. The lessons that every South African should learn is that the DA-led governments will place residents before their party and hold members accountable, unlike the ANC.

We want to thank the Premier who again showed accountability, responsibility, which is what the DA-led Western Cape Government is famous for, and we should not learn anything from the ANC governments. I thank you.

The SPEAKER: Thank you, hon member Mackenzie. Hon members, I now recognise hon member Herron.

Mr B N HERRON: Thank you, hon Speaker. Hon Speaker, I am reminded of the words of a famous South African woman, a woman whose portrait hangs in Democratic Alliance hallways and offices. A woman who the owners of the DA regard as their real north star, her name is Helen Suzman, and she once said:

“It is the answers not the questions that are embarrassing.”

Minister Bredell’s conduct did taint the image of this Government; Mr Bredell’s conduct exposed the truth about the DA, that they also engage in cadre deployment and can capture the state. Minister Bredell’s conduct

was a conflict of interest and thus a breach of the ethics code, but it is the response of the Premier, the Premier's answers that are embarrassing.

The Premier exposed that he does not understand what a conflict of interest is. That the Premier is unable to identify a conflict of interest because he thinks it arises only if there is some personal or financial benefit. That is extremely dangerous. The promise of a government with integrity relies on the Premier exercising good judgment uninfluenced by party or collegial loyalty.

We saw the same thing when the Premier was unable to do anything about the Public Protector's findings about former MEC Madikizela. The Premier was unable to act; he was paralyzed by the conflict between leading a government of integrity and having to deal with a dishonest member of the Cabinet. He kicked the can down the road, but his inability to understand a conflict of interest was exposed when he replied to my written questions, which confirmed that the Western Cape Government would pay for MEC Madikizela's legal to review the Public Protector's finding.

This is a luxury afforded to members of the Executive only, but Minister Madikizela's argument was that the Public Protector had no jurisdiction, because when he lied to Parliament he was not speaking as an MEC, but as an ordinary member of the DA.

So did the Premier not understand that if MEC Madikizela wanted to argue



he was not subject to the Executive ethics code because he was not speaking as a member of the Executive, then he is not entitled to have his legal services paid for by the Province.

The SPEAKER: [Inaudible.] time is up, sir.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you, hon Speaker.

The SPEAKER: Thank you. Hon members, with the absence of hon member Xego, we now move to the next member, hon member Dugmore, the Leader of the Opposition.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, hon Speaker. I am very happy that the acting Leader of the DA is going to be responding, because our point has been that this finding has damaged the image of the Provincial Government, and actually has been dealt with in a manner which actually exposes the deep-rooted divisions within the DA, because it was not only the finding, but also the fact that we have a situation where despite very serious allegations – and I am addressing this to hon member Fritz – against the DA Mayor in Saldanha, that he in fact does not have an MBA. He has not been suspended and he continues in his position.

There have been recent allegations as well, which the DA needs to respond to, Mr Fritz, that a counsellor at the City of Cape Town, Xanthea Limberg,

has also purported to have qualifications which she did not have. Has she been suspended? No, she has not.

So when we ask, as we do here, what lessons have been learnt from this experience? It is clear to us that the DA has not learnt any lessons, that in fact under the real leadership of Helen Zille, who has come back to effectively take control and in fact destroy this party because of her narrow, ideological position that race does not matter, that redress is not important, even if her so-called “fit for purpose” results in a completely unrepresentative civil service, and I think that it is this leadership that is now allowing, for instance, what happened in Theewaterskloof. The fact that a better qualified, more experienced black female candidate is simply overlooked to appoint a less qualified, less experienced white candidate in a municipality that clearly needs to be more representative of the community that it serves.

So it is clear to us that this Democratic Alliance has not learnt the lessons from this because we cannot use positions in Government to actually undermine national policy such as Broad-Based Black Economic Empowerment, employment equity and if we look at the representivity and how the levels of representivity have got worse under the tenure term of former Premier Helen Zille, they're not getting better under Premier Winde, and that then becomes a licence to municipalities governed by the ANC to actually utilise this to undermine representivity, and we know that we have capable people from across all communities, they need to be given

the opportunity and not become victims of the DA's unwillingness to actually build transformation, because besides the finding against MEC Bredell against the breach of ethics, what we really need to look at in this particular situation is that the actual conduct of the DA in the George situation and in other situations [Inaudible.] still has to account for this. They actually undermined employment equity and then therefore went against.

So surely that is a lesson that this DA should have learnt, but clearly have not learnt. Thank you.

The SPEAKER: Thank you, hon the Leader of the Opposition. Hon members, I now recognise the hon Minister of Community Safety, hon member Fritz.

The CHIEF WHIP (DA): Point of order, hon Speaker. Sorry, that is very clearly a typo ...[interjection.]

The SPEAKER: I recognise you, hon Chief Whip.

The CHIEF WHIP (DA): Thank you, my apologies. It is very clearly a typo. According to the Rules the last is the Minister responsible, which is the Premier which has the last speaking slot. Apologies, it is obviously a copy and paste error from a previous paper. I hope the House will accept our apologies for that.

The SPEAKER: Thank you ...[Interjections.]

The LEADER OF THE OFFICIAL OPPOSITION: He wants to become the Premier.

The SPEAKER: [Laughter.]

The MINISTER OF COMMUNITY SAFETY: I can speak, I can speak [Inaudible.]

The SPEAKER: [Laughter.] Thank you very much, we recognise that and we welcome the apology. I now recognise the hon Premier.

The PREMIER: Thank you very much, hon Speaker, and obviously in the words of the hon Dugmore, when he said it is very clear, I want to say it is very clear in my answer, because in my answer (a) and in my answer (b) I deal with no impact or implications for the Government. I dealt with that very clearly, but also it was obviously clear the typo drifted him off from this to some other political arena, but it is quite clear for me that he is still, and probably the documents he stands here holding in his hand, are still the Bell Pottinger playbook that he is working with. That is a much older document the hon Dugmore – I am not sure which of your factions are still relying on it, but both of your factions, and you speak about whether I suspended or not, and you have really fudged the whole issue on the Public Protector's report on Minister Bredell and on Minister

Madikizela, and you ask why I then suspend Madikizela and not Bredell, and of course I did not suspend either of them on the Public Protector report. Of course, the suspension was something else and also it was interesting to see a lawyer in the representation here from GOOD, who quite frankly does not seem to understand what due process is all about and does not allow *audi alteram partem* to exist. He expects people to just make these decisions without allowing for people to go through process.

But when the hon Dugmore talks about suspensions and why is this not suspended, and he even starts drifting off into local government arenas and starts addressing the hon Fritz in his political capacity, one then wonders about who is suspended actually at this moment, whether it is Ace Magashule or perhaps the President, or who is suspended, nobody really knows. It seems to be going to be sorted out later this weekend.

But let us talk about the hon Dugmore and suspensions and how he deals with things. I think back to the hon Davids in this very House, who actually was found guilty of fiddling her travel claims and there was no suspension from the ANC whatsoever.

We have another hon member from this House who is appearing in court on corruption charges in that very member's benches, and I see no comment from him on suspensions of that member whatsoever, but he is looking for suspensions on the back of a code of ethics, and when we want to talk about ethics, hon member, it is about those ethics when you start to fudge

these issues and you start to bring up questions here on issues in this Cabinet, and then you start bringing in local government issues, talking to the hon Fritz, while you are trying to answer this question.

Quite frankly that is where you start missing the boat, hon member. I can assure you that we have no implications or impacts on this particular Government, we have dealt with it properly and decisively, and of course at the end of the day the one thing that really stands out, which is a stark difference between when the ANC operates and when the DA operates, is the hon Minister of Local Government then, who was actually in a state of writing that letter on a political letterhead, was actually protecting the ratepayers of that municipality, because he spoke about process, "Make sure the process that runs is correct." That is actually what his job should be, and really I said this before, it is going to be interesting how the finding of this Public Protector actually starts to play its role when it starts to get applied to other provincial MECs of either Local Government or Environmental Affairs that hold political party office of the ANC in any of those provinces, let alone those members who hold executive office at a national level and also hold political office at a national level on NEC, etcetera, and they start making decisions on their manifesto ...[Interjections.]

The SPEAKER: Thank you ...[Interjections.]

The PREMIER: ... within a party-political position ...[Interjections.]

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

The PREMIER: ... and whether that is seen as a breach of the ethics code.

The SPEAKER: Thank you.

The PREMIER: I think this is going to be an interesting journey still to come. Thank you very much.

The SPEAKER: Thank you, hon Premier, thank you. Hon members, that concludes the debate on this interpellation. We now move to Interpellation number 3 by hon member Philander to the hon the Minister of Health, Dr Mbombo. I now recognise the hon Minister.

[Debate concluded.]

### *Vaccine roll-out strategy*

#### **3. Ms W F Philander asked the Minister of Health:**

With regard to the halt and resale of the AstraZeneca vaccine in South Africa and the halt of the Sisonke Programme for the distribution of the Johnson & Johnson trial vaccine:

What impact does this have on the overall vaccine roll-out strategy in

the province, in particular with reference to the incomplete state of Phase 1?

The MINISTER OF HEALTH: Thank you, hon member Philander, for the interpellation. As we know about the AstraZeneca that were returned to, I mean it was sold to the AU and the programme for the J&J kicked in after they were paused.

Indeed of course there will be a delay and also in terms of the quantity, because AstraZeneca was targeting 1,2 million of the healthcare workers. With the Sisonke part of the trial it is targeting 500,000 of the healthcare workers for the Phase 1, meaning that when we are done with the 500,000, then the leftovers of the health workers will need to be vaccinated in the upcoming commercialised vaccines that are coming, whether from the J&J or from the Pfizer.

With the two weeks delay because of the blood clots that we identified from the US, it does mean that instead of finishing off by, as envisaged in regard to the 500,000 doses, that we have to take the two weeks now where we have been on pause so that we finish and complete these now by end of May for Phase 1.

It does mean that now when we start Phase 2 mid-May, round about 17 May, we will have the overlap. Ideally we will have wanted to finish off the healthcare workers by the end of April and then we might do some, and



then when we have the vaccines, commercialised ones, we finish off the ones that would have – because in the Western Cape it is supposed to be 132,000 of the health workers to be vaccinated, but with the vaccines that we have it will only be about 90,000 or so, therefore we wanted to, just to finalise and do the mopping up, so that by the time we start Phase 2, 17 May, all health workers would have been vaccinated.

Unfortunately, it is not going to be the case because of the two weeks delay in relation to the J&J Sisonke vaccines, and also because the original number of the vaccines that were going to come from the AstraZeneca were more than the vaccines that now are part of the Sisonke trial. Thank you very much.

The SPEAKER: Thank you, hon Minister. Hon members, I now recognise the hon member Philander.

Ms W F PHILANDER: Thank you, hon Speaker. Hon Speaker, since the Sisonke rollout programme was suspended for approximately two weeks, we have delays in reaching our population immunity targets accordingly, and though National Government was unaware, in accordance with the Minister's reply, of the possible side effects from the J&J vaccine, it caught them on the back foot, so we must do what we can to relay fears from healthcare workers who have received and who are receiving this vaccine. Though, hon Speaker, what is the Minister's response to this?

Hon Speaker, we further welcome the arrival of the Pfizer vaccine on Sunday, 2 May, and note in the Minister's reply as well that the latest information, as discussed at the Digicon by the Premier and the Health Team, that there will be an overlap, as mentioned by the Minister, in rolling out Phases 1 and 2 due to the timeframe of the arrival of the two different vaccines.

With the information available to the Minister, does concurrently rolling out Phases 1 and 2 pose any risks to the Provincial Department's rollout plan holistically?

In closing, hon Speaker, since we are expected to start Phase 2 in less than two weeks, also as the Minister has mentioned, on 17 May, in line with National Government's target one notes that the Western Cape's readiness to roll out 30,000 jabs a day, but the question is if we will receive enough vaccines to execute the plan accordingly, or if we will be receiving an unknown amount in piecemeal fashion as seen in the Sisonke programme and the related delays. I will conclude with that now, hon Speaker, thank you.

The SPEAKER: Thank you, hon member Philander. Hon members, I now recognise hon member Windvogel.

Ms R WINDVOGEL: [No audible response.]

The SPEAKER: Hon member Windvogel? Let me see ...

Ms R WINDVOGEL: Am I honourable...?

The SPEAKER: Yes, you may proceed, hon member Windvogel.

Ms R WINDVOGEL: Thank you, hon Speaker. Hon Speaker, we really have to caution the DA against using the COVID-19 pandemic to score cheap political points.

The question posed here feeds into the same DA narrative which forced the Western Cape Premier to announce plans for provincial vaccine procurement, which Minister Mkhize last week said it [Inaudible.] amount of fruitless and wasteful expenditure. The idea is to paint National Government in a negative light while portraying the DA in a better light.

Let me hasten to point out that the reason to stop the use of AstraZeneca vaccine are well-documented and was very necessary. The temporary hold of the Johnson & Johnson rollout was due to safety concern picked up in other countries. It was the manufacturer's decision to stop [Inaudible.] for safety reasons.

In all these cases National Government prioritised safety of the people and put forward the national interest. If the hon member cares about the health of the people, she must join the calls made by the ANC for the Western

Cape Premier to immediately stop his divisive and wasteful plans to procure vaccine for the province, that money must be used to improve the state of our district hospitals and community clinics, particular in the rural regions. There are enough vaccines for all provinces. The DA must prioritise the people and not its federal agenda, but what did we expect from a Cabinet full of selfabsorbed people who even misrepresent and lie about their qualifications?

The Premier and the MEC must tell us what is it with this preoccupation with the provincial rollout? Why are they continuing with it when it clearly failed before it could even take up? Thank you, hon Speaker.

The SPEAKER: Thank you, hon member Windvogel. Hon members, I now recognise hon member Makamba-Botya.

Ms N MAKAMBA-BOTYA: Thank you very much, hon Speaker. In the beginning of this year during the State of the Province Address, the Premier touched on matters involving healthcare in the province, which falls square within your Ministry or the Department.

It then became clear during such speech by the Premier that a centralised vaccine procurement process by the National Government was not enough to achieve the necessary population immunity for this year.

The statement went further to give this Provincial Government's

observation that those vaccines that the National Government was able to announce as secured, most will not be available before winter.

Now this shows clearly that the Provincial Government did not have hope that the vaccines which the National Government relied upon, will be available on time or before winter rather, meaning that this Provincial Government might have had other vaccines in mind, which it can procure before winter, and in the process doing something better than the National Government would. This is so because it was outlined that the Western Cape Government has adopted a four-point strategy.

The second point of the strategy was aimed at the procurement of additional vaccinations by the Provincial Government [Inaudible.] serving as a Minister of Health, and the reason or aim for that was to mitigate the risk that the centralised procurement process creates.

So now touching on the issues of vaccine rollout. We would like to know how many people have been vaccinated in the population of the Western Cape thus far? Thank you, hon Speaker.

The SPEAKER: Thank you, hon member Makamba-Botya. I now recognise hon member Philander.

Ms W F PHILANDER: Thank you, hon Speaker. Hon Speaker, the Opposition colleagues, through you, cannot deny the fact, hon Speaker,

that the Western Cape can take confidence in agile financial management and performance.

It is, however, hon Speaker, highly unfortunate that Opposition parties wish to reflect the performance and responsiveness in our province in terms of infrastructural developments, while its national colleagues have effectively cut the budget, the Provincial Department has still proven outstanding capability, hon Speaker.

Hon Speaker, the availability of funds for the provincial procurement process is a clear and welcoming indication of the caring government ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): Hon Speaker?

The SPEAKER: Hon members, I seem to have a point of order. Hon member Sayed?

The DEPUTY CHIEF WHIP (ANC): Yes, hon Speaker, I just wanted to know whether the hon member Philander is able to take a question as to why the Health MEC ...[Interjections.]

The SPEAKER: Thank you ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): ... is no longer [Inaudible.] the leader

of the DA Women's Network?

The SPEAKER: [Inaudible.] question, unless ...[Interjections.]

The DEPUTY CHIEF WHIP (ANC): Will she take that question, please?

Thank you.

The SPEAKER: ... [Inaudible.] to do so.

An HON MEMBER: But you also do not have a leader.

The SPEAKER: May I – hon members, this is our sitting so it is not my sitting. I am requesting that if you wish to rise on a point of order, especially the one similar to what hon member Sayed was raising, you have to put the question, that is where you end, and then the next will be whether the hon member wishes to take that question, but you do not proceed irrespective of whether the hon member has accepted the offer for that question.

So please, let us not do it that way. Hon member Philander, I had to pause your time and I am now requesting to hear from you whether you wish to take that question?

Ms W F PHILANDER: None, hon Speaker.

The SPEAKER: Thank you, hon member Philander, you have got two minutes ...[Interjections.]

Ms W F PHILANDER: Thank you ...[Interjections.]

The SPEAKER: ... you have got a minute left.

Ms W F PHILANDER: Sjoe, thank you, hon Speaker. I think the hon member must either go and find out who suspended who.

Thank you, hon Speaker. The availability of funds for the provincial procurement process is a clear and welcome indication of a caring government who puts people needs first. A population immunity remains the main defence in our continued fight against this pandemic.

Hon Speaker, let me move on quickly. In the Minister's view, could a clear timeframe from National Government regarding the quantity to improve the efficiency in the province be indicated? Have we, to date, received enough from National Government to roll out 30,000 shots in two weeks' time to reach our target as promised by the ANC, and is it clear in the Minister's reply that further delays in the delivery cannot be ruled out? What will the Department do to mitigate these risks pertaining to the overlap of rolling out Phases 1 and 2?

Hon Speaker, I wish to commend the Department's Rollout Readiness



roadshow, particularly for those at higher risk to COVID-19 and reiterate the importance of establishing public confidence in the rollout strategy by providing a clear way forward. Thank you, hon Speaker.

The SPEAKER: Thank you, hon member Philander. Hon members, I now recognise the hon Minister.

The MINISTER OF HEALTH: Thank you for the input. In regard to the overlap, it will not have much of an impact per se, because for Phase 2 is, the phase 2A is for the older persons, which is the 60 plus year olds and above, and Phase 1, as you indicated earlier, is for the healthcare workers.

As of 4 May there had been about 65,668 healthcare workers who have been vaccinated, and these should have been actually completed by the end of April, if we did not pause the J&J, and the allocation for us, by the time we have completed Phase 1, we will have had about 90,840 of health workers vaccinated. It shows that if you do the subtraction then, 132,000 minus 90,000, it does show that you still have got other health workers that will need to be vaccinated.

About the issue of the pause and all of those. It is not the National Department of Health nor the Provincial Department of Health, it is about the evidence, because people need to understand that as Health we have to use the evidence that is being brought, irrespective whether politically or ideologically you would have wanted to go another way round.

So it is the evidence that did show, based on the presentation by the researchers and scientists in regard to why we have to pause the AstraZeneca, again it is based on the evidence, and also regulations where that now for the J&J have to be paused because even if for us we would say we wanted to continue, but based on the ethics you cannot continue with any medical intervention if there is proof that suggests that there might be some elements of the adverse events or effects from that particular intervention. That is the evidence.

So let us not keep on praising and whatever all of those. Let us take this seriously. We have the Ad Hoc Committee where we take about three hours and make 40 pages of a presentation preparation for this House to be able to provide information. I get annoyed when you find that with the members all they want to do is play politics, because you are asked a question that why you even want to prepare so much of the information when we do not utilise that information, and we even come here and play jokes when we are dealing with issues of the life and death, especially with the healthcare workers who have to be there throughout, trying to assist all the families.

So, I appeal to the members that when we talk about serious issues, let us talk serious issues, they will be trying for the other issues related to whatever.

In regard to the question related to the procurement and also how many, whether we will, in terms of how many people have been vaccinated.

Again, from hon member Makamba-Botya, for now we are using the central procurement, which is what National has confirmed that they will be providing 51 million – actually now it is going to be 60, because according to National they said Pfizer is going to be 30 million, J&J is going to be 31 million, and then it means, and noting that Pfizer has got double, two doses. So, it means that at least about 60 million of South Africans are supposed to be, ideally to be vaccinated by the end of March next year. However, we have just heard that now with the J&J, with their vaccines coming from Gqeberha, there will be a delay in the first vaccines that will be coming from there based on the contamination that has allegedly happened in the US in one of their plants.

So ...[Interjection.] it means that we might not be able to achieve what needs to be achieved. Thank you, hon Speaker.

The SPEAKER: Thank you, hon Minister. Hon members, that concludes the interpellations. I now recognise the Chief Whip.

[Debate concluded.]

The CHIEF WHIP (DA): Thank you, hon Speaker. I would just like to inform the House that with respect to oral questions, those questions to Ministers Meyer and Schäfer, with the concurrence of the hon members who asked the questions, will stand over please.

The SPEAKER: Thank you, hon Chief Whip. Hon members, I hope the House has noted the request by the Chief Whip. Now those questions will stand over for the next session.

I now have a Question number 1 by hon the Leader of the Opposition to the Premier, and I would like to give the opportunity to the Premier.

## **QUESTIONS FOR ORAL REPLY**

### *COVID-19 vaccine: procurement*

#### **1. The Leader of the Official Opposition asked the Premier:**

(a) What progress has been made with the procurement of a COVID-19 vaccine for the Western Cape and (b) what is the total cost that has been incurred to date?

The PREMIER: Thank you very much, hon Speaker, and thank you very much, through you to the hon member.

The answer is according to the National Department of Health, the National Vaccine Procurement Programme will see a total of 46 million vaccines procured for the country. In actual fact it is 46,000 million people that will have vaccines for the country, of which approximately 4,7 million will be allocated to the Western Cape for the rest of this year and going over to next

year.

I strongly believe that the COVID-19 vaccine is the best way of beating COVID-19 and saving many lives. That is why this Government has done the responsible thing and ensure that we have a risk mitigation measure in place.

As part of this risk mitigation approach, we will continue to keep our vaccine acquisition team engaged. Despite only just a short while ago getting that number that I have just mentioned of 46 million vaccines given to us for the first time from the Minister.

The Department of Health in conjunction with the Provincial Treasury, have worked extensively on the planning processes and systems required in order to ensure a corruption-free responsible vaccine procurement programme, which delivers a vaccine that is safe and effective in our context. These processes are ongoing and it is the responsible thing to do, noting our duty to our residents to ensure that vaccines are available. We care about the well-being and dignity of the residents of the province, and we believe that a successful mass vaccination strategy is the only way to beat COVID-19, to save lives and to save our economy. By taking a risk mitigation approach we will give our residents the best chance to stay safe and move forward.

And then (b), no costs have been incurred thus far for the procurement of vaccines, but also, hon Speaker, to add on to this question, and of course it was a while ago when we made the announcement and put the processes, and

of course even in our budget process, put money aside for the procurement of vaccines. The question actually should be asked is would you trust the ANC to supply you with vaccines? And of course, you have to then apply your mind. I mean I have the spreadsheet here, and you have heard in the previous interpellation the Minister has said that the 1,099,200 vaccines were the first load to come for the rollout of the 60 year and older vaccine process, was supposed to be here on 19 April 2021. Of course, there is a delay.

I am happy to say that the 325,260 vaccines arrived on Sunday. This was the vaccines that were due to arrive on 3 May, and have. We actually are already right now, as we stand, in the system of this spreadsheet where we should have over 1,4 million vaccines in the system, we only have 325,000 vaccines in our system right now in South Africa, and this is the real issue that we are facing.

So, I will ask again, would you just straight out trust the ANC? This is the party that stole money when they had to run Madiba's funeral. I mean can you believe that? I mean that is just unbelievable. This is the party that during the middle of a pandemic we had to trust to procure PPE, and instead they stole the money.

This is the same party that we need to trust to keep the lights on in our country. We are all busy with risk mitigation at the moment, making sure that we deliver on behalf of the citizens of our province, according to our constitutional mandate, and that is why we have to make sure that we have

also got our standby vaccine procurement programme.

Mr P J MARAIS: Hear-hear! That is good!

The PREMIER: And I am sorry that as we stand here today, I have not managed to put a vaccine on the table as yet. The ANC are trying very hard to stop us at every turn, but we will continue and I will keep this in place.

In actual fact is quite embarrassing that we stand here as a province in South Africa, or even as a country, as a country in South Africa where quite frankly right now today Ivory Coast has vaccinated more people than we have in South Africa; Nigeria has vaccinated more people than we have in South Africa; Uganda has vaccinated more people than we have in South Africa; Sierra Leone, Ethiopia, Egypt, Kenya, Botswana, Senegal, Ghana, Cape Verde Islands, Rwanda, Zimbabwe have vaccinated way more people than we have in South Africa, and Morocco, by far, by far the leaders in vaccination of their people, and we, at the moment, as we stand, have only had the first real shipment of vaccine for rollout.

So of course, we have to make sure that we are mitigating this risk. Thank you.

An HON MEMBER: Give us the numbers.

The LEADER OF THE OFFICIAL OPPOSITION: Follow-up.

The SPEAKER: Thank you, hon Premier. I just want to explain for the hon members the procedure so that we do not just go ahead and speak. The first follow-up is for the hon member who has posed the question, and then the other hon members who may wish to speak, please indicate by a show of hand or indicate in the chat room, and then I will recognise you. Then I hope that we are all on the same page.

The hon the Leader of the Opposition.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you very much, hon Speaker.

Hon Speaker, in the light of the Premier's reply I would like to ask whether the Province has plans – I would like to ask that given that the National Minister has informed the Province that a total of 46 million vaccines have been secured for the country, and 4,7 for the Province - what additional vaccines does the Province want to still procure? And linked to that is whether he is aware that the Minister of Health has informed this province directly that attempts to procure vaccines on their own, can amount to fruitless and wasteful expenditure by this Provincial Government?

The SPEAKER: Thank you, hon the Leader of the Opposition. Hon Premier?

The PREMIER: So I think – thank you very much for that follow-up question. I think first of all is what vaccines will we procure? We are in the market and



we are trying, and of course right now we will try to procure the vaccines that are already approved by SAHPRA, as well as those ones that are close to procurement by SAHPRA.

So of course, that is where we focus. I had an engagement with the new Minister in Bavaria of the EU, Minister Huml, and I engaged with her last week because what has happened in that province or in that state, which is a partner of ours as the regional leaders, partner provinces, and what they have done is they have actually even attracted the Sputnik manufacturing now into the Bavarian economy. So, I was engaging in around that and of course that is for what they are doing around Sputnik and we know that Sputnik is one of those other vaccines that are actually in application for approval in our country, and of course I have engaged yesterday with the advisor to the King of Jordan as well.

I wrote letters to just about everybody around the world from a diplomatic point of view, because of course once if I get some traction I then hand it over to the procurement team. I have not given up and I will continue to push to make sure that we actually get vaccines sooner than later, and even if we get vaccines today that actually help us so that we get everybody vaccinated as soon as possible, that makes sense to me. It makes sense to me, and if I can get more for other provinces, we will do exactly that, because at the current rate we are going to be vaccinating people next year, and we need to get back to work. We need to protect people from dying, we need to do it as quickly and as fast as possible.

So as soon as I do get a vaccine, of course it will have to be approved, and I have not hidden anything from the National Minister. In actual fact the first vaccines that I ever got, it was still in the early days when AstraZeneca was available, we did not have a procurement team and the first million that I got I actually handed straight over to, via Dr Cloete, to the national team, because of course what I do, I do as a responsibility for the citizens of this province, but I also do it as a South African.

Then his second question about is he aware, of course I am aware. This document that I held up here is the document that came out of the discussion with the Minister. We had the discussion face-to-face, and face-to-face I said to the Minister, in front of the press, that, “Minister, we will still continue to see what we can get into the system, because it makes for good governance,” and it definitely is not going to be fruitless and wasteful expenditure, because at that stage we then make a decision on whether we can get – if we bought the vaccines and you did not put into [Inaudible.] people’s arms, well, that would be a different question, but if we got to that stage where we said what have we got in the pipeline, this number is still coming, we have still got X million people to vaccinate in this province, we can get tomorrow, we make that decision, and of course that will change the numbers at the end of the transaction. Those products have not even been delivered in our country as yet.

In actual fact that number includes not only just the Pfizer and the Johnson & Johnson vaccines, because there is another number built in which is

other vaccines, which we are still waiting for the go-ahead – Sinovac, as well as Sputnik. We have not even got the go ahead as yet.

So of course, one would answer, what one would want to know is that wasteful expenditure or fruitless expenditure because we are already dedicating it to something that is not even approved. Of course, this is what we are busy with at the moment. We are busy with the risk mitigation we can put in place that is possible, and that is what it is about. It is about getting jabs in arms so that we can actually protect citizens from dying, and that is why the pressure is on to get people registered and on the 17<sup>th</sup> of this month to roll out the vaccines in this province as properly and as slickly as possible, that we could actually mitigate the risk as best as possible for those citizens, specifically those citizens at risk in our province. Thank you.

The SPEAKER: Thank you, hon Premier. Hon members, I just want to indicate the next speakers list. I have got hon member Philander, hon member Marais, and hon the Leader of the Opposition, in that order. Hon member Philander.

Ms W F PHILANDER: Thank you very much, hon Speaker. Through you to the Premier, hon Speaker. In terms of the collaboration between the two spheres, hon Speaker, how is the Western Cape Government working with National Government in order to support an efficient vaccine rollout, including the need for sufficient vaccine and the timeous rollout thereof?

Thank you, hon Speaker.

The SPEAKER: Thank you, hon member Philander. Hon Premier.

The PREMIER: Thank you very much, hon Speaker, and thank you to the hon member Philander for the question. Absolutely, our Department and the National Department meet every week. Minister Mbombo, she has been saying now, the previous question was very much in line with this question as well, or the last interpellation question, and as I have just said that Minister Mkhize was in this province. He was actually here to have a look at our rollout, to see whether we were ready for it, and we took him around, showed him that rollout, and Minister Mbombo and her team can be very proud of what we had to show him and of course he was also very happy with what he saw.

At that same time we had that discussion on when and where and how, and of course that is the Health Department. At the same time we also have continued engagement at a national level via the PCC, and of course even between meetings, when we actually have political meetings, we also have administrative meetings that are ongoing almost every single day. The last discussion that was had between our team here in the province and the national team, was about how we deal with travellers coming specifically from India at the moment, and of course there was an advisory, MAC advisory document. We commented on that document, our officials engaged and I think it was on Tuesday there was a meeting at the National Health

Council.

So of course we work very closely because we all, at the end of the day, also, as I said earlier, have a responsibility through the Constitution to deliver for the citizens of this province, but at the same time we are also South Africans that make sure, if we can make sure, that we help South Africa get the rollout of these vaccines as efficiently and effectively as possible, that makes for good business sense, it makes for a good South African response to try and claw back where we are at the moment in our vaccine response. Thank you.

The SPEAKER: Thank you, hon Premier. I now recognise hon member Marais.

Mr P J MARAIS: Thank you, hon Speaker. Hon Premier, thank you for having had the courage and conviction to start our own rollout. There is a lot of mistrust currently in the country about the vaccine. I personally had many calls from the people. The question they ask is one actually egged on by fear and they say, “The National Government is doing vaccinations and Premier Winde indicated the Province will do our own. Which do you recommend? Which one should we take?”

Now that is a curve ball. What advice do you want to give me that I can give to people who question the issue of do I take the national rollout vaccine, or do I wait till 17 May and rather take the provincial one? Because obviously fear is a big factor in this vaccine. There are all sorts of fake news going on.

Some people say it is not fake, it is true. Then we hear about blood clots, then we hear about – we do not know what is in that needle. How do I know? They are not injecting me so I can die before the election.

All these type of things, it might sound strange, but the people are scared, and it will raise ...[Interjections.]

An HON MEMBER: Or you can die [Inaudible.] you are old.

Mr A LILI: No man!

Mr P J MARAIS: People are fearful, people are scared ...[Interjections.]

The SPEAKER: Order!

Mr P J MARAIS: ... especially because of comments like we just heard from some ape here – I do not know who it is – but I want to ask the Premier, will you recommend that we take the provincial vaccine or the national one?

The SPEAKER: Thank you, hon member Marais. Before the Premier rise, I would like to ask the hon member Lili to withdraw his remarks.

Mr A LILI: No, I am just joking and I am withdrawing.

The SPEAKER: Thank you. Thank you, hon member. May I then request the

hon Premier to respond.

The PREMIER: Thank you very much, hon Speaker, and thank you very much to hon member Marais for the question.

I think first of all we must be quite clear that there is no provincial vaccine or national vaccine that is being rolled out on the 17<sup>th</sup>, they are all the same, although there are two makes. There will be the Johnson & Johnson vaccine and there will be the Pfizer vaccine. The Johnson & Johnson vaccine is the same vaccine in this province as it gets rolled out in other provinces, or in other countries. Of course, that is the vaccine that Minister Mbombo spoke about earlier in the interpellation, that 1,066 million vaccines that are ready, but of course there has been a question mark because of a factory that was manufacturing in the US, so they are doing some extra double tests on that specific vaccine, but I have no reason to believe that they would not be available on the 17<sup>th</sup>.

So, on the 17<sup>th</sup> there will be vaccines rolling out of Johnson & Johnson and at the same time there will also be Pfizer vaccines. At the end of the day you also will not really have a choice as to which one you can have because I presume that what we will do is we will probably get the Johnson & Johnson vaccines to the further reaches of the province, because it is a one dose vaccine, because it does not need the -70 degrees to transport it, although we have got a contract now in place that can transport the Pfizer vaccine at -70 to any part of our province, so that also has made it a lot easier, but I think

logistically it is easier to actually send out to our smaller towns and village the one dose. Our bigger towns with bigger infrastructure will get the two dose, which is the Pfizer, and of course if you look at the scheduled delivery, we will build up in May, we will build up our numbers. We only get 325,000 doses of Pfizer every single week in May, until the last week. In the last week in May we get about 630,000 doses of Pfizer and then it continues at that level for the weeks following that, but again to that question, there is no difference in whether you are in another province.

So, it is not whether you choose the Western Cape vaccine or not. Our job at provincial level is to make sure we got a slick vaccine rollout and a system, but we are also linked to the national database, and the hon member Marais, I want to say to you that we need to encourage people to get registered. I said on a question today on the Digicon, somebody was worried about – you were just saying there are many people that are worried because there are questions to be asked. We must be able to give people openness, transparency and answers to their questions, that is very important.

We need to make sure that they are able to ask those questions so we have these open platforms, but you can also engage and today we announced that the dashboard is now going to have the vaccine numbers also on our dashboard, and you can actually drill in. There is further detail on the dashboard that you can go into, I do not want to spend too much time on it today, but also people can go have a look at the Digicon, especially Dr Ismail and what he said about the dashboard. He took people practically through it.



I want to say a last thing about the mistrust in the vaccines. So of course, one of the questions I got today was we saw that there was some blood clotting with one of the vaccines, and of course you have got to be open and transparent about it. Six people out of 6 million people getting doses showed a blood clot system, or a blood clot coming into their system. At the moment – and you must make a choice based on that, but the opposite – and our numbers in the Western Cape are quite interesting, because it is also round about 6 million people, and out of 6 million people 11,500 have died because of COVID-19 in the last year in our province, but six people out of 6 million people got a blood clot.

You need to make a choice here, so I believe that every single day we are learning more now. I mean there are millions and millions and millions, hundreds of millions of people that have received the vaccine already in the world, and we need to monitor and see, but of course you have got to weigh up one risk against the other.

My real message is: do not get caught short and suddenly we have a third wave on us, and now suddenly you want to panic and go and get a vaccine. Get yourself registered. If you are over 60, it is an eight-step process, very simple. If you go onto our website there is a button there, it is the top banner, push the red button, you can register yourself. Register someone else who cannot, who does not have data or connectivity, you can put a trusted friend's cell number on there that they will send the message for you and a trusted friend, and then ask those questions. On our dashboard there is also a button

to push to register for your vaccine.

So, hon member Marais, I think we need to be ...[Interjections.]

The SPEAKER: Hon ...[Interjections]

The PREMIER: ... open and transparent. Anybody is going to be nervous and we need to be able to give them those answers and we will endeavour to ...[Interjections.]

The SPEAKER: Hon Premier ...[Interjections.]

The PREMIER: ... give every single [Inaudible.]

The SPEAKER: ... there seems to be a point of order. Will you please take your seat. Hon Kama, is that a point of order and what is your point of order?

Mr M KAMA: No, thank you very much, hon Speaker. I was reluctant in raising because I wanted the Premier to finish, because my point of order actually is on what hon member Marais said earlier. I think when – if I may continue, or should I raise it then, hon Speaker?

The SPEAKER: Yes, you may proceed.

Mr M KAMA: Yes. When hon member Lili interjected, which I think you

correctly advised him to withdraw, hon member Marais continued to say like, “We have heard from, like we have just heard from one ape here.” I think that is a very offensive and racist language that he has used and he should be asked to withdraw.

The SPEAKER: We will investigate that. What exactly did he say?

Mr M KAMA: He says, “Like we have just heard from some ape.” So he has called the member of the House an ape, a gorilla, or whatsoever that you would call, it is a racist term. Would he in fairness, hon Speaker...

The SPEAKER: Alright. Hon members, order. If that is the statement, we will have to solicit from the hon member Marais what exactly he said, and then if there is a conflict with that, then we will follow the Rules.

I wish to deal with this matter now and dispense with it, if you do not mind, hon Premier? Hon member Marais, do you want to come in here and appraise the House on what exactly you said?

Mr P J MARAIS: Yes, sir. This member – I did not know who it was, remember? Because we are open to the public too. So I do not know who interjected there, wishing me to be dead. I do not know what is worse, to wish somebody dead or to call somebody an ape. “Ape” meaning stupid. If it is a member I would say it is unparliamentarily ...[Interjections.]

The SPEAKER: Thank you ...[Interjections.]

An HON MEMBER: It is racist.

The SPEAKER: Thank you, hon member Marais. Hon member Marais, it is unbecoming of an hon member to call any person in this meeting or an hon member for that matter, anything other than an hon member, because that is how we refer to each other. I would like ...[Interjections.]

Mr P J MARAIS: I repeat, sir, I did not know who it was that spoke. He did not show his face, he did not have his video on. I do not know who said ...[Interjections.]

The SPEAKER: [Inaudible.]

Mr P J MARAIS: ... it, I just heard a voice.

The SPEAKER: I heard you, hon member Marais, but you need to withdraw that statement.

Mr P J MARAIS: Jip, I will withdraw, but must he withdraw that he wishes me dead? Or is that okay?

An HON MEMBER: No, he has already withdrawn.

The SPEAKER: He withdrew that statement as well, so ...[interjections.]

Mr P J MARAIS: Then I ...[interjections.]

The SPEAKER: ...and he [Inaudible.] condition. If you could ...[interjections.]

Mr P J MARAIS: I withdraw, hon Speaker, I withdraw.

The SPEAKER: Thank you, hon member Marais. Thank you, hon members, we now proceed with the Premier's response. Hon Premier.

The PREMIER: [No audible response.]

The SPEAKER: You were done, hon Premier?

The PREMIER: [Inaudible.]

The SPEAKER: Thank you, thank you. I now have, the next person to join us in the same debate is the hon the Leader of the Opposition. I see the hand of hon member Windvogel, but your leader is taking that opportunity. Can she take it?

The LEADER OF THE OFFICIAL OPPOSITION: [Inaudible.]

The SPEAKER: Alright. Thank you. Hon member Windvogel, you may proceed, ma'am.

Ms R WINDVOGEL: Thank you, thank you, hon Speaker, can you hear me?

The SPEAKER: Yes, you are ...[Interjections.]

Ms R WINDVOGEL: Hon Speaker, am I honourable...?

The SPEAKER: You may proceed, hon member.

Ms R WINDVOGEL: Thank you, hon Speaker. Hon Speaker, can the Premier shed more light on the 1 million vaccines he says he sent to National Government, and what are the details of these vaccines, and where did they come from and what was the cost? Thank you, hon Speaker.

The SPEAKER: Thank you, hon member Windvogel. I recognise the Premier.

The PREMIER: Thank you very much, hon Speaker. This was obviously quite a few months ago, it was AstraZeneca, it came through a wholesaler in the UK. At that stage we did not have the ability to procure because we had no procurement team, we also did not have a budget aligned to it, and it was a shipment of AstraZeneca that was supposed to be going to - at that stage AstraZeneca was only being sold to various countries and no private sector or subsidiary, and this was a shipment that was actually incorrectly sent to

private sector wholesalers, and of course they were not able to get it at the price, and at that stage, if I remember correctly, the price that we were offered was something like \$5.20. At that moment, if you remember, I think that nationally the AstraZeneca price we were getting was around \$6.70 or something like that, but it was a much cheaper price than we were getting at a national level. It was just one million doses, and we were not able to procure it and at that stage, so we passed that on.

Obviously, AstraZeneca then became a product that we were not able to use anyway, but that was sort of earlier on and I think I just mentioned that because at the end of the day, even in our own procurement processes, I have always said it, I have always said it to National Government that no matter what we do, my first responsibility obviously is to the citizens of this province. But if I managed to get extra vaccines, I would get them and then make them available to citizens in other provinces and of course, that is what we did then, and I would continue to do. Thank you.

The SPEAKER: Thank you, hon Premier. Hon members, we now move to Question number two which has been asked by hon Herron, to the hon, the Premier. I now recognise the hon Premier.

*Schools: liquor sales at events*

**2. Mr B N Herron asked the Premier:**

As noted in the Provincial Safety Plan, “recruitment and deployment will be evidence-led and data-driven”:

(a) What evidence or data were used to support the decision to reduce the deployment of LEAP officers from 3 000 to 1 000; (b) of those 1 000 LEAP officers, how many are currently deployed in the City of Cape Town; (c) how will crime be tackled in hotspots where no LEAP officers have been deployed for intervention; (d) how much of the entire budget has been used for the number of officers trained and deployed and (e), where have violence prevention programmes been implemented?

The PREMIER: Thank you very much Speaker, and thank you to the hon member Herron for the question.

(a) The aim of the Western Cape Safety Plan is to boost law enforcement capacity in our least safe neighbourhoods and to address the root cause of crime, and the violent crime more specifically in our society. This is an ongoing programme that will be rolled out over time. Through the cost calculation effort done by the Western Cape Government and the City of Cape Town, it was determined that with the current allocation budget, 1 000 Law Enforcement Officers, or LLEO’s, will be deployed. It is still the Western Cape Government’s undertaking to recruit and train and deploy 3 000 LEAP Officers over time.



- (b) Currently 506 LEAP officers have been recruited, trained and deployed in the City of Cape Town Metropole. There are a further 250 officers being trained now who are due to be deployed in July and the last group of officers deployed in October 2021. This means that at the end of this year, the Western Cape Crime Fighting capability will have been boosted by 1 000 of our own officers. LEAP recruits are trained in batches to ensure that every law enforcement officer is well equipped and prepared to keep residents safe.
- (c) It is important to note that addressing crime is currently the primary mandate of the National Government and the South African Police Services. In all areas across the province, crime is to be addressed by SAPS, but we have also been seriously under-resourced specifically here by SAPS in the Western Cape, especially in communities where crime rates are the highest. This is absolutely unacceptable. This Government refuses to sit back and do nothing because violence and crime affect so many of our communities. We therefore responded with our own Western Cape Safety Plan which uses data and evidence to ensure LEAP officers are deployed to areas where they are needed most. There is no doubt however, that SAPS needs more resources in the Western Cape, especially as per our Equality Court judgment on this matter, in poor black communities you face unfair discrimination by SAPS in their resourcing allocations on the base of race and poverty. And then:

- (d) The following was spent on training and deployment only, this is of the LEAP officers. A total actual spend 2019/20 of R121 379 893; total actual spend 2020/21 R213 195 147 and then a total budget allocation for the 2021/22 current financial year R496 279 795.
- (e) Violence prevention programmes are implemented across multiple Western Cape Government departments in numerous communities. The member did not state a timeframe for this specific question; however, he has asked this question previously to other members of my Cabinet and so I would also refer him to those replies.

But in addition, of course, and in the violence prevention space, it is the various projects like for example, in health, 1 000 days. Identifying of boys at risk, the Safer Schools programmes and that is from fencing all the way to anti-bullying campaigns or the campaigns that they are running out at the moment where it is about 'don't do drugs'; 'please stay in school' and 'don't carry dangerous weapons.' It is about the ECD programmes, it is about the sport and after-school programmes, it is about the Chrysalis Programme and the extra identification of youngsters in hot-spot areas who actually end up getting an opportunity in life to redirect and to help them get away from those gangs or those difficulties that they find themselves in.

It is the Area Based Teams that are being set up across the province

and then of course the data that comes from those Area Based Teams. It is the heat maps that come from the data, it is about also making sure that we bring this together in a continuous programme, not only within the province or at a municipal sphere, but also a national sphere.

So for example, when we bring in our Management or our Cabinets and of course in our Management Committees, yesterday we had the Safety Management Committee and of course the report back there – and I think if you ask any of the officials from the different governments or you ask any of the Ministers who were there, they would have all said probably the same thing; the report from the Brigadier who reported back from Bishop Lavis on what his plans were and how they align and join in, it actually starts to make you quite excited that the Safety Plan is starting to find traction on the ground.

So, you actually start to see that alignment and of course at the end of the day, you have a look at it, you say what are we doing? Is it making a difference, is it having an effect? And for me, what really stands out, if you move back to the first part of the question on the LEAP officers, and I look at just this week alone, the LEAP officers have been involved in more than 80 arrests, this week. And every single day that I look at the LEAP reporting and I see what is coming out of the system, it comes into my phone and I see the

hundreds and hundreds of parcels of mandrax tablets or other drugs or firearms that are removed out of the system every single day, we get that report. And every time I see that firearm removed out of a community, especially a community that is held so captive by crime, that then says to me, this is the right kind of programme, that firearm could have been the firearm that took someone else's life this evening and that firearm removed by that officer, just that one, makes this worthwhile. Thank you.

The SPEAKER: Thank you, hon Premier. I just want to indicate to the hon members that I have got the following names; hon Allen and hon Christians and finally I have got hon Kama. But before those hands I have got the hon Herron who is the person who asked the question.

Mr B N HERRON: Can I go ahead, Speaker?

The SPEAKER: Yes please, hon Herron.

Mr B N HERRON: Thank you Speaker, and thank you to the Premier for the answers. Speaker, my concern is the manner in which the Premier has answered this question, seems to have shifted the aim of the Western Cape Safety Plan and the Law Enforcement Auxiliary Programme. The aim initially was to reduce violent crime and use halving the murder rate as the index by which to measure it and to

get reports that the Law Enforcement Officers are finding mandrax does not really respond to the initial aim of this project and the aim was not simply to reduce crime, it was actually to reduce violent crime and to halve the murder rate. And I am wondering if - I also went out and engaged with communities – and I am wondering if the Premier has done that because my fear – and I am asking the question around this to the Premier – is that this Safety Plan and these promises are creating a false sense of security amongst the communities because those communities are being told they are safer because there are law enforcement auxiliary officers there and what they have there are learner Law Enforcement Officers who are not actually addressing violent crime and are placing these learner Law Enforcement Officers in danger as well as those communities who are lulled into a false sense of security.

What I saw was these LEAP officers parked behind community halls, lounging around. I was told by community members they do not feel safe because the learner Law Enforcement Officers leave at six p.m. in the evening, they only work six to six so this plan, and I am asking the Premier, if he would agree with me, is creating an illusion of policing that is not a real policing plan. And secondly, I would like to ask the Premier to address the question of inadequate resources. This term of office started with an inter-governmental dispute with the Minister of Police around adequate resources of policing and has that dispute being abandoned in favour of this

LEAP project? Thank you.

The SPEAKER: Thank you, hon Herron. I recognise the hon Premier.

The PREMIER: Thank you very much and thank you to the hon Herron for the follow-up. At the end of the day the aim is definitely still to halve the murder rate. We have always said that it is halve the murder rate in the next ten years, but you have to get to the causality and that is why the violence prevention, and the harms reduction are leading to this murder rate. So of course, if you are tackling the gangs and removing the drugs and removing the firearms, that is part of the causality, but part of the causality is also the first thousand days. That is what the Safety Plan is about. That is the advice coming from the professors and the specialists in our universities and of course those partners that we have taken advice on from other parts of the world, who have also embarked on similar plans to halve murder rates, to make communities safer.

Of course, his point around deploying a forced multiplier and some extra boots on the ground is not a switch, it is not something that just changes overnight and of course communities, if there are issues, we need to go and readdress that to these communities to say when you have a deployment, it is not as if tomorrow it is just going to change immediately. Fighting crime does not work like that. But

one thing is given that the police and SAPS are under-resourced in our province and they are specifically under-resourced in those areas that are the murder hotspots. 50% of murders takes place in ten of the 152 police precincts in our province. Those ten precincts, who all happen to be in the City of Cape Town, they are in poorer communities and that is where there should be extra deployment. So, the first question, and that was the dispute declared is why do we not get extra deployment to those areas? We show overall that we have under-deployment in this province and of course, if I was the National Minister of Police, I would be saying which of the hotspots in the country and why are we not over-deploying to those hotspots to make a difference. And of course, that it did not happen, we declared a dispute. The dispute is still in place but what we did do was say let us hold back on continuing the legal process of that dispute because what we did also is get an agreement to give us those extra 1000 police officers. But it is still in place.

I, at the moment, want to really find ways in which we work with police rather than against them, and of course it is how we work together at all three spheres of government tackling crime focused on crime and tackling it head on. So that dispute is still in place although it has been parked while we are working and finding ways in which to work better, and Minister Fritz who leads this plan will tell you that it is really when you get to start dealing with the leadership in the police system that are on the ground in charge of

the police stations in those police precincts, they absolutely value the way that it is working together so that we can have an impact.

And of course, his question was have I been on the ground, and absolutely, and really what I want to check when I am on the ground, two things: Do we find that synergy and work with the different law enforcement agencies and it is not only SAPS and Law Enforcement Officers, it is SAPS, the Law Enforcement Officers, how we integrate that with Social Development Officers, how we integrate it with traffic, how we integrate it with Metro Police, with CPFs and with Neighbourhood Watches. It is about getting all of those layers right and then the Violence Prevention Programmes across every single department, and so absolutely.

But then his last point that he raised was he found officers not actively on duty and I would request that he please report that, because of course that needs to be dealt with. It does not help if we have a police officer in whichever – whether it is a LEAP officer, a police officer, a traffic officer, anybody who is there in service of the community, trying to make it a safer place – who is asleep on the job, who is not actually actively on duty when they should be. We need to report that and deal with it.

The SPEAKER: Thank you, hon Premier. Hon members I now recognise hon Allen.



Mr R I ALLEN: Thank you so much, Speaker. Speaker, through you to the Premier, the Premier mentioned earlier on that crime is to be addressed by the South African Police Service. In understanding that the establishment of SAPS is currently 21 000 SAPS members for the province, a court case found where one particular gang indicated that they potentially have a membership of 10,000. So, it could be argued that there are actually more gang members in our province than we have SAPS members. So, against that backdrop and the fact that crime is to be addressed by SAPS, is the Premier able to elaborate on what the status is of SAPS resourcing in the Western Cape and, how does the Province work towards supplementing this with the results? Thank you.

The SPEAKER: Thank you, hon member. Hon Premier.

The PREMIER: Thank you very much, Speaker. Thank you very much to the hon Allen and I thought he was probably going to ask me something more about the LEAP officers because as the hon Herron said, have you been on the ground and I know that the hon Allen was on the ground with our officers, walking with them just over the weekend, so I want to thank him for that in the role that he plays in his oversight role.

But the question that he asks is about resourcing and of course, gave a number about gangs but that goes to the previous point that I made

in that we have the highest per capita murder numbers in our country, although the numbers of murders are higher in two other provinces than in this province, but it says there are three provinces with massive problems and there should be maximum deployment and extra resourcing. One would expect to see fighting for those extra resources at a national level, deploying them into the crime hot-spots and then looking at the whole thing from policing through the criminal justice system, but we know there are weaknesses along that whole value chain and there does not seem to be real action in trying to address it.

He speaks about the 21 000 deployed SAPS officers to our province and of course, that also puts it in context, the 1 000 extra LEAP officers, it is just adding extra force multiplied to the 21 000, but still, we are trying to get huge results out of the limited resources that we have. We are still, as we sit here today, based on the previous numbers where we have received the extra 1 000 officers, we were 5 000 officers too few in our province, so now we are sitting theoretically at 4 000 officers too few, but probably that number goes up every single year as we look at the differential between provinces, the crime levels between provinces and of course the number of people that come to this province to look for services for healthcare, for education and jobs and then our numbers go up again and we should be countering that with extra deployment across the board and continually doing so.

So quite frankly, to the hon Allen, we still have too few deployed in our province and we need to have more and of course that is why we are doing exactly what we are doing. It is a pity that we actually have to take resources and put a Safety Plan in place in a province, we should be able to leave it where it was and not actually fight this fight. We should be focusing on other things, but quite frankly when crime comes up, as the number one issue that faces our citizens, specifically those citizens in our poorer areas where they cannot do homework besides underneath the dining room table for the fear of being hit by a stray bullet; where you cannot just walk down the road or you do and you cross the road and you get shot at because your family member might have some other family member closely linked to some gang member and you just get arbitrarily shot at or, as we see so many of our children just getting shot at with stray bullets taking out our children as they are playing outside. And quite frankly we have to change this, and we will continue to push and do what we can to bring about this change. Thank you.

The SPEAKER: Thank you, hon Premier. Hon members, I now recognise hon Christians.

Mr F C CHRISTIANS: Thank you, Speaker. Speaker, the Safety Plan with the deployment of the LEAP officers in the hot spots was the plan to deploy more and more LEAP officers but a major problem that was identified before was the criminal justice system. The

Premier spoke about appointing 150 investigators because we are arresting and arresting. How many of these cases go for investigation and justice has been done because we know we have a problem when it comes to investigators? How far is the province in appointing these investigators when it comes to assisting and trying these criminals when they are arrested? Thank you, Speaker.

The SPEAKER: Thank you, hon Christians. Hon Premier.

The PREMIER: Thank you very much and of course the investigations definitely is an area where we are falling very short in our province linked to the criminal justice system. I know that that process along with the City of Cape Town is ongoing, I would have to get the details to get the actual detail of the numbers, so I will get that to the hon member or have it placed as a formal question. But it is part of the ongoing process.

This is not just about boots on the ground, this is about dealing with the whole aspect of how we deal with crime and the point as raised earlier and now by the hon Christians, is the criminal justice system and whether it is the helping our investigations because we know that our investigators have an average caseload of over 200 cases per investigator and quite frankly, if you want to be efficient, you need to have less than twenty, in actual fact probably somewhere around about ten. And that is where we are way, way under-

resourced as he has said. But it is not only there, it is about how investigations get carried through, how the evidence ends up and of course, that is why we have had to put the extra resources just into court watching briefs because things fall flat, they do not have the proper dockets delivered and so yes, we talk about these various interactions across this whole value chain on trying to deal with crime in our province. I think in every single aspect, under-resourced and not sufficient manpower.

The SPEAKER: Thank you, hon Premier. The last question is from hon Kama.

Mr M KAMA: Thank you very much, Speaker. Speaker, I think in one of the committee meetings that we had on Community Safety, the MMC from the City of Cape Town mentioned to the committee that some of these LEAP officers were used in some instances to prevent land invasions. Now I want to understand with all of that happening and with what has been mentioned now, the intention of the Safety Plan, which was to halve the murder rate, I think in ten years: I want to check if the Premier is really satisfied, because he again said that from time to time the Safety Plan will be reviewed.

Is he satisfied when even now we are struggling to deploy just 1 000 officers for a period of I think two years and instead of this Government trying to seem as if it does something, I want to check

if the Premier is prepared to really support the cause of the ANC, that it is making to the provincial leadership of SAPS, that the murder rate should be used as one of the determinants to deploy resources around the province and therefore shift resources that are not being optimally used in the leafy suburbs and be deployed to the areas that really need them which are the poor areas in our different townships? Thank you.

The SPEAKER: Thank you, hon Kama. Hon Premier?

The PREMIER: Thank you very much. The hon Kama has hit the nail on the head. It is exactly the problem. He says the deployment from the leafy suburbs to the crime hotspots. Why on earth has the ANC not done this? I cannot believe that they have not done this. We always put these numbers of the table and we must do that, rate them next to murders. Quite frankly, why on earth have you not done it? I absolutely support you on that. That is the first no-brainer, and it has not been done for years and years and years and I have got no idea why not. And that is the question, but do not ask me the question, ask the ANC the question.

The second question is on the deployment of LEAP officers to help with other issues, not necessarily focused in those hotspot areas and there was an agreement during the lockdown time that we could help with letting LEAP officers help with roadblocks, letting them help

with other issues around managing Covid-19 but we have now since the lockdowns been getting all of those LEAP officers back into the reason that they are there. Exactly this question, make sure that the deployment of those officers is not there for roadblocks, it is not there for other issues in other parts of the province, they are there in the hotspot areas to make sure that we are reaching the goal which is in the next ten years we have to halve the murder rate because that is exactly the point that the hon Kama makes.

Why are we not using the murder numbers as a deployment tool? I asked that question myself over and over and over again. Why does the ANC not use that tool as a deployment tool? Deploy people where you need them to make the difference in crime and of course that is why we keep on saying give us the management of SAPS in this province because quite frankly the ANC does not know what they are doing.

The SPEAKER: Thank you, hon Premier. Hon members, that concludes the debate on this question. I now move to the next question and that is the question by hon Kama to hon Minister Fritz, Minister of Community Safety. I now recognise the Minister.

*Violent crimes and murders*

**2. Mr M Kama asked the Minister of Community Safety:**

What are the detailed plans and strategy of this Government to curb violent crimes and murders in the Western Cape?

The MINISTER OF COMMUNITY SAFETY: Hello? Can you hear me?

The SPEAKER: Yes, hon Minister. You may proceed.

The MINISTER OF COMMUNITY SAFETY: Good Afternoon. †As-salamu alaykum [Peace be upon you] to all our members in the House. The question that hon Kama asks is essentially, almost identical to the question posed by member Herron. So, I am not going to repeat what the Premier has said. In fact, the Premier did an excellent job in answering the question about what we are doing and how are we rolling out our Safety Plan.

I want to also just zoom in a little bit into the practical part of what the response is. I think it is okay to make comments about people laying around here and laying around there but what we had yesterday is an absolutely excellent example of what we mean by an approach that is transversal, an approach that is integrated, an approach that deals effectively with the causes of crime and the root causes of crime, and as the Premier indicated earlier, we focused on the Bishop Lavis precinct and there is a Brigadier Jones that really illustrated the issue, and hon Christians would be delighted to hear that the approach is in fact dealing with the whole criminal justice system from arrest right through to prison. [Interjection.].



The SPEAKER: Order. Order. You may proceed hon Minister.

The MINISTER OF COMMUNITY SAFETY: Thank you, hon Speaker. The whole value chain of the criminal justice system is dealt with at a local level. So when a person is arrested by our LEAP officers, no one else, by our LEAP officers, the immediate thing is to check whether that person is a parolee and when he is a parolee there is the whole point of revoking that parole, getting him back into prison because we have seen the high level of crimes committed by re-offenders, people put out on parole and this is the reason why we are so focused on the Area Based Teams that on the one side will have the kind of law enforcement part but the other part is the violence prevention part and the two must be interlinked and the two must be integrated and it is transversal.

It was so great to see every department yesterday at the Safety Manco; from Social Development to Housing to Public Works to Traffic, to everyone, every single one. And then the next phase, to have the police there, at the next meeting we will have the City of Cape Town there, every single one, but that is operational already in the Area Based Teams and in those ten precincts where the highest murders occur. So, we started now with Bishop Lavis, we are moving to Khayelitsha and then from there to Mitchells Plain. All ten areas will be done very, very soon. And what I will also do, I will also forward the rest of the technical stuff that I have written here to hon Kama, Speaker. Thank you very much.

The SPEAKER: Thank you, hon Minister. I now recognise hon Kama.

Mr M KAMA: Thank you very much, Speaker. And let me welcome the response from the MEC. Speaker, I am sure the MEC would agree with me that part of the challenges of this criminal justice system has to start from policing and making sure that we are able to investigate crime. Using the example of Kraaifontein, which is a murder capital, which I also visited I think about five weeks ago, I want to understand what is the Department doing, other than the 1 000 deployment officers, what is it doing to ensure that it fixes the infrastructure of these areas that we are talking about to make it a point that police are able to sufficiently do their work, they are able to investigate and they are able to prevent crime?

In Kraaifontein the roads are a mess, they took me on a ride there in Kraaifontein. It is difficult to move around the township because there are so many potholes, drains are blocked, it is just difficult to even operate. With the clear understanding that the mandate of the Province in relation to policing is that of oversight, I want to understand why is the Government prepared to even go and look for resources to do what is not necessarily their mandate and neglect what is Government's responsibility, which is to make sure that we create an environment that is conducive not only for policing but for the people to live in these areas? Thank you.

The MINISTER OF COMMUNITY SAFETY: Can I respond Speaker?

The DEPUTY SPEAKER: Yes.

The MINISTER OF COMMUNITY SAFETY: †Enkosi [Thank you.] hon Kama. I think that is a very, very good question because it is so contextual to exactly what I just said around the issue of Area Based Teams. Part of our Area Based Teams also speaks to urban design. There are many times urban design facilitates crimes, it makes the area conducive for crime and that is the reason why we have had every single one at those meetings.

Our job is not to take a tractor and go and fix the road, our job is to facilitate that talk and that communication with everyone to look at trees that are overgrown, that where people get raped when they walk to work in the early morning. That is our job because that is part of the notion and the principle of urban design. And that is exactly what I am saying and in Kraaifontein, which is another hotspot, our urban and our extension and our *uitbreiding* in Afrikaans, our rolling out of the Area Based Teams is on track and it is coming there soon. We are already speaking to the Ward Councillors, we are already speaking to the sub-council. We are having amazing talks before we actually come and roll out and launch any one of things.

But the point about urban design, hon colleague and member I think is an important point, it is not just romanticising about it, oh, what is this one doing, we all talk together, we all find each other as the Premier said earlier, we really want to build relations with SAPS. And you know where we need to criticize, we criticize but we really want to build up relations with them. The

one issue that I am taking to Cabinet very soon is the whole programme of Safer Cities and how we can take hands with SAPS to roll out the principle and this programme of Safer Cities.

We know exactly what you are saying hon member around urban design and the factors facilitating crime in those areas. Enkosi. [Thank you.]

The DEPUTY SPEAKER: Thank you very much, hon Minister. Unfortunately, hon members, the time has come to an end and so that really concludes the end of Questions for Oral Reply. Before I proceed to the next level, I would like to just deal with and put aside two rulings so that we can move on to the business of the day. Order.

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

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

Hansard and come back to the House with a ruling.

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

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

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

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

Rule 59 states, and I quote:

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

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

Hon Minister Fritz?

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

The DEPUTY SPEAKER: Thank you very much, hon Minister Fritz. That concludes my Rulings. I now move onto the Business of the Day. We now come to Questions to the Premier without Notice. I recognise the hon Makamba-Botya.

Ms N MAKAMBA-BOTYA: Thank you, Deputy Speaker. My question to the Premier today is as follows: I just want to know what steps would the Premier ordinarily take against a member or members of his Provincial Executive who are facing allegations of lying about their qualifications and in the light of the development that transpired within your Cabinet where one of the provincial Ministers admitted having lied about their qualifications,

which is Minister Madikizela? Lastly, going forward, what would be your plan in making sure that the CVs of your Cabinet Ministers are a true reflection of the qualifications which they possess? In other words, do you have any plans of embarking in a qualification screening of all your Ministers in the Cabinet? Thank you very much, Deputy Speaker.

The DEPUTY SPEAKER: Thank you very much. Hon Premier.

The PREMIER: Thank you very much and thank you very much to the hon Makamba-Botya for the question and I think obviously the process that has evolved in our province is one of public record. I think the first thing is that when the hon Madikizela was called out in a press release and press statement, he then very quickly admitted to not having his qualifications correctly written on his bio. But what I did do is when I engaged with him I said to him, you know obviously I need to apply my mind because I have also made certain statements around us as a Cabinet, we have also made certain statements around our lifestyle audits, our values and integrity and then what I did was I said that in order for him to also apply his mind, that I thought the best here would be for a 14 day suspension and within those 14 days what I would also do is put a proper process in place. Because I also believe that you need to have a record for future, you need to be able to show the process of how you applied your mind, and I actually asked our legal department then to commence with that process.

Of course, I think it is also public knowledge that then Bongi Madikizela in

that period, then elected to stand down. In other words, he fell on his sword. And I want to say that perhaps on that space, that that is something that rarely happens in politics in South Africa, and I want to commend him for that, for doing the honourable thing as difficult as it is. The hon member asks about qualifications and of course, that is one thing in politics that you do not have to have a certain qualification to be a member of this Legislature. You do not have to have a qualification to be an executive member, a chairperson, a leader of the opposition, a chief whip, a whip. Whatever position you hold here as representing the citizens of this province, one would hope that your political party has a mixture of various skills that truly represents the citizens here in this House in the best interests of the citizens of this province.

But again, coming back to Bongi Madikizela, I again want to commend him for doing the honourable thing in stepping down and also the difficulty in doing that, he also stepped down from a number of positions, not only from the Cabinet, of course my position is only dealing with him as the Premier and in my role with him, as a member of my Cabinet. But as we know he stepped down from other positions, he stepped down as a member of this Legislature. He stepped down from political positions and of course what he also did was he made it very clear that he understands that he has erred, he is remaining within the Democratic Alliance and he is going to go and rebuild.

I think obviously the best thing to do here would be to actually finish that degree that was mentioned in his bio, as he said that initially was unfinished



and then the unfinished seems to not be around anymore. But he did the honourable thing and as I have said earlier in some of the other debates, that we do not often see that in politics, especially in South Africa. We are seeing all sorts of issues around, even people not even prepared to accept suspensions while investigations take place and of course once again I think in politics and perhaps the question around my Cabinet, I value that we find that integrity with members in our Cabinet.

And of course, you know we will get challenged at any time and I believe in proper due process, investigation and then decisions get made in whichever way they happen, whether an individual steps down or whether I have to then act as a Premier and make a decision based on that evidence in front of me.

I do believe in proper due process and so perhaps the last part of the question. As I have said we put lifestyle audits in place in our Cabinet. Still today, two years on from a promise that was made at a national level we still do not see lifestyle audits at that level or in other provinces yet, but I think it is something we need to push for, and I am glad that we are leading from the front in this province.

We need to get lifestyle audits in place across our country because in our country it is the poorest of the poor that face the brunt of corruption and when money goes missing etc. Of course, in this case, it is not about corruption, it is not about money going missing, it is not about stealing, it is about whether there was a true reflection on his bio or his CV.

But of course, now one has to go back and say well when you do a lifestyle audit do you do other audits as well? I know that in this process there have been some other questions, I know that the hon Dugmore has asked a question of qualifications of the members of our Cabinet and they will submit those questions, we will get people to sign off on those qualifications and will submit that to the hon Dugmore, obviously that then means submitted to the citizens of this province. And of course, if there are any other areas that we need to look if we need to put those into processes like the lifestyle audit, well then of course we need to do that, because that is exactly what we want to try and achieve here as a cabinet, in a province, in a country that I think all needs to be doing and striving for the same thing. Thank you.

The DEPUTY SPEAKER: Thank you very much. Any follow-up hon Makamba-Botya?

Ms N MAKAMBA-BOTYA: Yes, Deputy Speaker. Thank you very much, Premier for your response. I hear you saying political positions do not require qualifications, but all I am asking is with those who have actually declared their qualifications on their CVs, will you then embark on a process now, conduct a screening of qualifications of your Cabinet? The issue at hand here is an issue of integrity more than anything else. I understand the part of the lifestyle audit which does not include the qualifications of the Cabinet. Thank you.

The DEPUTY SPEAKER: Hon Premier?

The PREMIER: Thank you and I agree with the point around integrity, so you will see that when the answer goes to the hon Dugmore, which becomes public, I ask each member to sign off on their qualifications so that they from an integrity point of view are actually signing that those are my qualifications. The point about whether we actually spend money now to go and do a review on those qualifications, I cannot say yes or no to that. But what I will do is say well how do we bring this into the future, into a mechanism that adds it to the lifestyle audit for example. And we will definitely have a look at that. But of course, people must also be able to stand by and that is why I asked people to sign off on those qualifications.

The DEPUTY SPEAKER: Thank you. Hon member, any further follow-ups?

Ms N MAKAMBA-BOTYA: I am fine, Deputy Speaker.

The DEPUTY SPEAKER: Thank you very much. I now call on hon Van der Westhuizen. Hon Van der Westhuizen? Are you there? Over to you.

Mr A P VAN DER WESTHUIZEN: I am here, thank you. Hon Premier what role do you see for agriculture in the economic recovery process and what steps do you think the Central Government can take to increase the contribution of agriculture to economic growth?

The DEPUTY SPEAKER: Hon Premier?

The PREMIER: Thank you very much to the hon Van der Westhuizen and I think I could hear it correctly, the role and then of course contribution from national. I think obviously the role, and it has stood out more than ever before, agriculture has always been a big component of our economy in the province, it has always been a backbone and a sort of, if you remember going back to Project Kholisa, where we took the two biggest job generators, it was tourism and agriculture. But I think nothing stood out more than the last year and the role that agriculture played in our economy in the province and the role that it has played, not only during this pandemic, where we are very proud of the increased growth rates while many other businesses were actually closing down, not able to keep jobs in place, agriculture was still employing more people, agriculture was growing.

If I remember correctly, in the first quarter, it was an astronomical number of 26 or 29% growth in that first quarter. Obviously, that is also seasonality driven, second quarter dropped to about 13% and I think overall we are sitting at about 3,4% GDP growth in the agricultural sector in our province in a country that is seeing negative growth, in a country that is seeing huge job losses.

So, I think as a sector, very, very important and none more so than we have seen in the last year. And of course, I think everybody knows I really am a proponent of innovation. I am a proponent of using technology to stay ahead of the game and it was interesting, even yesterday I was at the agricultural Department seeing part of the Wing Ceremony on people being trained in

drone technology, drone technology for irrigation, drone technology for all different aspects of innovation in agriculture.

I think we stand out as a region thinking about programmes like the 'Fruit Look' and the 'Smart Pens' and all of the stuff that has been coming on for so long within our agricultural economy from a government point of view as a province. But also, from the private sector. I think we must take our hats off to the private sector and despite having debates in our country about expropriation without compensation, putting people at risk who specifically look at agricultural processes in the land, look at the investment that has taken place, look at the willingness to grow the economy, the willingness to build partnerships, the willingness to create jobs that have really stood out and of course, all of those accolades come on the back of some of the records that we have broken with record exports of citrus etc. during this period.

The point about the second part of the question about what more could we do at a national level. Quite frankly the ambiguity around policy, I have just spoken about the expropriation policy that really does cause problems with regard to investment. We are a country that has the highest youth unemployment rate in the world, we have really high unemployment rates, and we never seem to be, as a country asking our questions. So why, why is it getting worse and not better? Why are more people not in jobs and not getting better? What are the causes? We do not talk about the causes and then get down to fixing the problem, we just carry on flogging the same old horse so it would actually need a rethink in policy at a national level on

understanding how economics work because the economics that we are trying to push at a national level is still very much an economics of decades ago and it is definitely not working in this environment.

We also need to be able to give more decisive rulings. Yesterday I was engaging on a wine farm where we made a decision at the extended Cabinet that the length it takes for a water licence is an average of 300 days in our system. I give the President all kudos here where he said in that programme, what are we going to do about this? Let us actually put a directive out that this must be done within 90 days. There is a *Government Gazette* that says 90 days, but do you think it gets followed? No ways. You are lucky if you get 300 days on getting a water licence in our system. Now that does not help anybody and the people who it really does not help are our new farmers. Our new farmers who we are trying to bring into this fold, how we are trying to create a change.

If you have a look at the change in the last five years on land reform, it was at 1% and now we are already seeing it over 5% in our region in the agricultural sector. You are starting to see exponential change. But we need to see way more than that and I think it is policy really at a national level that needs to change and the thinking around enabling this environment. Thank you.

The DEPUTY SPEAKER: Thank you very much. Hon van der Westhuizen, any follow-up?

Mr A P VAN DER WESTHUIZEN: Yes, thank you for that answer Premier. Hon Premier, you have now dealt with the problems with National Government, and I can confirm that I have recently been in discussion with a farmer who has been waiting 440 days for a water-use licence.

The next question is but what steps have you taken, especially the Western Cape Government, to grow employment opportunities and therefore job security in agriculture? You have dealt with the high unemployment rate but to what extent can we as a government assist with the increase in employment opportunities?

The PREMIER: Thank you very much, hon member for that follow-up. I think first of all, like programmes I spoke about yesterday as how we as a government are trying to engage with the sector, be demand led, what is getting in the way of being innovative and innovation makes you competitive. What is happening in other parts of the world? We have got to help this sector in a competitive way.

So I think the things that stand out for me right now in where we find ourselves compared to say, a few years ago when it was actually my personal responsibility and I spoke about Project Kholisa, I think right now, it is about these kind of projects of getting technology to help farmers be more competitive, it is about how – and that specific programme – you engaged in a programme yesterday which is looking at drone pilots and drone technology and how that helps a sector be competitive and just in that engagement I

come up with now what I think is a huge problem, which is the red tape reduction.

The 300 days or 400 days for a water licence, that is red tape. That is bureaucracy getting in the way. I picked up yesterday that, I do not know if you saw, but there are these regular drones that they fly but these big agricultural drones that they had there, that they have got these pilot licences for. And these agricultural drones take a 20-litre tank, and they carry, it could be herbicides, it could be for irrigation purposes, but it can take a weight, this is a big drone.

I was talking to them about how that starts to play a different role instead of having every five years fixed wing aircraft doing a flyover of this province to get our data up to date on who is planting what and you measure that with your exports and your production so you can really start to understand the data. Imagine instead of doing it every five years, you can do it once a year or every six months because you will do it by district, you will do it by region, you will do it even by farm because you will have the technology underneath the drone. For example, FruitLook which uses satellite which is expensive. Imagine being able to do that on the ground, within your regions.

So, it is those kinds of innovations which for me really, really stand out and that is what we need to do more of. But I also think cutting red tape. I heard yesterday that we manufacture these big drones here in South Africa. Not one drone manufacturing company can sell a drone in South Africa, because our



ICASA rulings around the frequencies and things are not giving them the approvals. So, they are manufacturing in this country and they are selling up into Africa and into other countries so of course that immediately now, has to go to the Red Tape Team.

So, I suppose red tape and regulation, we need to make it much easier to do business. I think about the port and the congestion in the port. I see Minister Maynier has just invited the President, not only to go to Durban but come to this port and I have just seen now the Presidency has actually made a visit, I think it was today to meet our Ports Authority to come and have a look. We need to really make our ports efficient. [Interjection.].

An HON MEMBER: Viva President! Viva!

The PREMIER: Those are these kind of blockages – has he not been suspended? – I do not think you are allowed to interject in these sittings but ... [Interjection.]

The DEPUTY SPEAKER: Not really.

The PREMIER: ...thank you very much hon member for that question.

The DEPUTY SPEAKER: Thank you, Premier. Any follow-up hon van der Westhuizen?

Mr A P VAN DER WESTHUIZEN: Thank you. Mr Premier you refer to technology and so on but what can we do from a training point of view, apart from just training of drone pilots? And how do you see the future role of Elsenburg, our Agricultural Training College as we know that the Department of Higher Education has actually said that they should be undertaking that kind of training? Are you aware of that and would you attend to the future of Elsenburg?

The DEPUTY SPEAKER; Premier, you may proceed.

The PREMIER: Thank you very much and thank you to the hon member Van der Westhuizen for a very important part and I probably should have dealt with it in the first question. But I am glad that you have brought it up. I think it is critical and I think another area where I can see potential massive failure.

We know that Elsenburg is the top performing agricultural college in South Africa. It is a college that the National Department, it is the college that other colleges come to see what is happening there and guess what? In order to fix other agricultural colleges, you have got to then say well why do we not take the Elsenburg Agricultural College and hand it over to National Government because they will then make sure that everyone is fixed. It is like when you have got a flat tyre, you flatten all of them. It just does not make any sense to me at all, you should be supporting excellence and fixing the tyre elsewhere that is not offering you the maximum opportunity.

So, skills are really critically important, and it is Elsenburg and it is Stellenbosch and it is the way we work together, it is our other universities, but also I think that we should fight that tooth and nail that they do not take Elsenburg into the higher education fold. I think it will be the biggest disaster that has ever happened. It needs to be demand driven; we need to keep it as close to the sector as possible. Elsenburg must be focusing on the agricultural sectors of this province. It must not be nationally run with projects and probably then suddenly focusing on other things that are happening in other parts of the country. We really, really need to hold onto this college, and we need to fight this tooth and nail.

I think what is happening right now in our education system is really exciting for agriculture, because of course the STEM to STIMA which is where it is not only science, technology, engineering and maths. It is in our basic education space where we are actually putting more energy into creating the skills needed for that future competitive agricultural economy.

And so whether it is at university level, whether it is at Technicon level, whether it is at school level, but agricultural is becoming more and more of a mainstream skills development because that is how you do remain relevant, you remain competitive and you remain able to create the jobs to find the growth, to attract the investment, that is what we have got to be doing and when we have our skills programmes challenged like this, we need to all fight it tooth and nail. We need to find ways in which we become world best practice and not world worst practice. Thank you.

The DEPUTY SPEAKER: Thank you, Premier. That brings us to the end of Questions to the Premier without Notice. We now move onto Statements by Members. I will now give you all an opportunity according to the list provided to me for two minutes each, I recognise the DA.

The DEPUTY CHIEF WHIP (DA): Thank you, hon Deputy Speaker. Am I audible?

The DEPUTY SPEAKER: You are.

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

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

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

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

The DEPUTY SPEAKER: Finish off.

The DEPUTY CHIEF WHIP (DA): ...another ANC municipality, only achieved 18% in performance in the recent Ratings Africa Report. If this is not enough of an indication of incompetence ... [Interjection.]

The DEPUTY SPEAKER: Thank you.

The DEPUTY CHIEF WHIP (DA): ... it took the DA Government to prevent an ANC-run Matzikama from wasting public money on outsourcing procurement programmes.

The DEPUTY SPEAKER: Thank you, hon member.

The DEPUTY CHIEF WHIP (DA): Can I just finish off, Deputy Speaker?

The DEPUTY SPEAKER: Yes, you may finish off your sentence.

The DEPUTY CHIEF WHIP (DA): As such, Deputy Speaker, with local government elections this year, the public really only has one choice to make to ensure accountability wins. I thank you.

The DEPUTY SPEAKER: Thank you, hon member. I now recognise the ANC.

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

Now, what is important here is to salute the foresight of those who actually drafted this provision and especially those who proposed the Commission at the time. On Tuesday 11 May, the first public hearing on the proposed

amendment to the Western Cape Constitution will take place in the Mossel Bay Town Hall at 15:00. The DA Provincial Government is proposing to remove this Environmental Commissioner in its entirety from the Provincial Constitution.

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

As the ANC, we believe that not only do we need to appoint the Environmental Commissioner without delay but in fact, we need to add to its functions. Our province faces the major threat of climate change. We experience serious challenges to secure adequate and safe water for human consumption and use by the agricultural sector. We are trying to build a green economy and secure sustainable development which puts people before profits. The environment is critical to the very prosperity of the Western Cape. The tourism economy is central to our province and tourists flock here to experience our natural environment and our beauty. [Interjection.]

The DEPUTY SPEAKER: Thank you, hon member.

The OFFICIAL LEADER OF THE OPPOSITION: We should see an

Environmental Commissioner as an asset and we therefore call on the people, the political parties and civil society to unite with us in ensuring that the Environmental Commissioner is appointed. Thank you.

The DEPUTY SPEAKER: Thank you, hon member. I now recognise the EFF.

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

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

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

Her Department has recently claimed that there are only 735 unplaced



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

The DEPUTY SPEAKER: The DA.

Ms L J BOTHA (DA): Deputy Speaker, the audio is very bad.

The DEPUTY SPEAKER: Correct. If we could just wait before you start, hon member. There we go. You may begin.

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

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

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

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

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

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

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

The DEPUTY SPEAKER: Thank you.

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

The DEPUTY SPEAKER: Thank you, hon member. I now recognise GOOD. Hon Herron, are you online? I am going to move on to the ACDP.

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

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

The DEPUTY SPEAKER: Thank you very much, hon member. I now recognise the ANC.

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

December last year, the DA lost two wards to the ANC in Oudtshoorn and on 21 April 2021, the DA lost yet another ward to the ANC in Knysna.

In other words, in only the last three sets of by-elections, the DA has lost in excess of eight wards country wide. This is clearly illustrative of a party in crisis that is overwhelmingly being rejected by South Africans at the polls. They have simply become a regional party here in the Western Cape whose electoral ceiling was reached in 2014. I thank you, Deputy Speaker.

The DEPUTY SPEAKER: Thank you, hon member. I now recognise the DA.

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

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

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

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

But let me provide another example, Deputy Speaker. The SAPS National Forensics Science Laboratory sidestepped a Provincial Community Safety Committee invitation on the DNA backlog here in the Western Cape.  
[Interjection.]

The DEPUTY SPEAKER: Please finish off hon member.

Mr R I ALLEN: We still do not have the answer to the predicament in this backlog that it presents to the criminal justice system. Deputy Speaker, the DA in the Western Cape is doing justice to accountable governance. Thank you.

The DEPUTY SPEAKER: Thank you very much. I recognise the Freedom Front Plus.

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

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

The DEPUTY SPEAKER: Thank you, hon member. I recognise Al Jama-Ah.

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

The DEPUTY SPEAKER: Thank you, hon member. I now recognise the DA.

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

Another good example, Deputy Speaker, that same ANC Minister Zulu, has



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

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

Deputy Speaker, yet we sit here today, and we have got a very different story to tell in this province because in the Western Cape, accountability matters from the bottom to the top. The Provincial Department of Social Development has set aside R10,5 million for the Sanitary Dignity Project. They have committed more than 1,000 more bed spaces for the homeless, in addition to the 1,499 we already have, and we have set aside a further

R25 million for the Nutritional Food Relief Programme during this difficult time. [Interjection.]

The DEPUTY SPEAKER: Thank you, hon member.

Mr R I ALLEN: This is the type of governance we need, Deputy Speaker, not the lack of accountability we see from the National ANC. I thank you.

The DEPUTY SPEAKER: Thank you very much. That brings us to the end of Statements. In terms of Rule 145.6, I now give one or more members of the Executive present on this hybrid, any opportunity to respond to members' statements for not more than 5 minutes collectively. Are there any Ministers who would like to respond? Calling once, calling twice, I assume not. That is the end of Members' Statements, thank you very much.

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

### **MOTIONS WITH NOTICE**

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

That this House debates the status of local municipalities in the Western

Cape.

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

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

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

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

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

That this House debates the failure of the justice system to hold to account perpetrators of Gender Based Violence.

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

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

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

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

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

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

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

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

On behalf of the Democratic Alliance, I move with notice that this house debates the status of accountability and transparency across all levels of government in South Africa.

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

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

That at its next sitting, this House debates energy security in the Western Cape.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

That the House welcomes the order of the Western Cape High Court

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

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

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

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



matter.

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

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

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

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

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

That the House notes with disgust and disdain the conduct of police officers in Khayelitsha who told a woman to go investigate her own case when she tried to open a case of rape; notes that the police officers in question are alleged to have told the woman in question that she appeared too calm to claim that she was raped; notes that gender-based violence is a serious issue and social ill that continues to cripple our

country daily; and calls for an investigations to be initiated of the police officers involved and that they be suspended with immediate effect.

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

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

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

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

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

That the House calls on all law enforcement services in the province to

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

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

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

I now put the motions duly submitted and approved by the Programming Authority to the House. Are there any objections to the motions being moved without notice? No objections. Agreed to. The motions will appear in the minutes of the proceedings and in Hansard and in each individual member's name as if that member had read them out aloud.

### **MOTIONS WITHOUT NOTICE**

Mr D AMERICA: I move without notice:

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

*[Motion as moved by member.]*

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

That the House notes the sudden passing of Mama Kiki Rwexama after a

short illness; notes that she was a stalwart leader of the ANC and its Women's League; and sends condolences to her family. Hamba Kahle Mbokodo, Hamba Kahle Qawekazi Malibongwe.

*[Motion as moved by member.]*

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

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

*[Motion as moved by member.]*

Ms L J BOTHA: I move without notice:

That the House extends its sincere condolences to the family, friends and colleagues of former Councillor Jannie Meyer; and notes that he will be remembered for his invaluable contributions and service in the

Citrusdal–Cederberg area through his active community leadership. May he rest peacefully.

*[Motion as moved by member.]*

Ms L J BOTHA: I move without notice:

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

*[Motion as moved by member.]*

Mr R I ALLEN: I move without notice:

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

*[Motion as moved by member.]*

Ms W F PHILANDER: I move without notice:

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

*[Motion as moved by member.]*

Mr R I ALLEN: I move without notice:

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

*[Motion as moved by member.]*

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

That the House expresses its deepest condolences to the family, friends

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

*[Motion as moved by member.]*

Mr L L MVIMBI: I move without notice:

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



*[Motion as moved by member.]*

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

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Are there any objections to the motion being moved without notice?

HON MEMBERS: No.

The DEPUTY SPEAKER: There are objections. The motion will be printed

on the Order Paper. I recognise hon Van der Westhuizen.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Are there any objections to the motion being moved without notice?

An HON MEMBER: Objection.

The DEPUTY SPEAKER: Objections. The motion will be printed on the Order Paper. I recognise hon Dugmore.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you, are there any objections to the motion being moved without notice? There are objections. The motion will be printed on the Order Paper. I now recognise hon Baartman.

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

That this House notes and congratulates the exemplary work of the City of Cape Town in 1. Launching the Cape Skills and Employment Accelerator Project which seeks to upskill and create employment for 200 women and youth in the textile industry, partnering with more than 40 SMMEs to empower and uplift Cape Town's historically rich textile sector; 2. Promoting the City as a luxury tourism market for

international travellers, which led to Cape Town being ranked amongst the world's top cities for remote working this year; 3. Securing more than R11 billion worth of investment in 2020, which created more than 7,000 jobs and trained nearly 3,000 people in key sectors in the City, such as call centre operations, clothing, manufacturing, craft and design, green economy and boat building; 4. Being the metro with the lowest unemployment rate in the fourth quarter of 2020 in South Africa, and securing R230 million to support local business; 5. Being ranked first in two categories in the subnational Doing Business survey conducted by the World Bank, outperforming nine other metros in the categories of electricity and construction permits, as well as registering properties; and 6. Launching its Job Connect Workforce Development Programme, which seeks to link SMMEs and corporate businesses with qualified individuals, as well as offering training and employment opportunities to jobseekers. I so move.

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Are there any objections to the motion being moved without notice?

An HON MEMBER: Objection.

The DEPUTY SPEAKER: There are objections. The motion will be printed on the Order Paper. Hon Baartman was a bit long, almost to the point of a

statement, but thank you very much. I recognise hon Smith. Hon Smith?

An HON MEMBER: She stepped aside.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you, are there any objections to the motion being moved without notice?

An HON MEMBER: Objection.

The DEPUTY SPEAKER: There are objections. The motion will be printed on the Order Paper. *[Interjection.]*

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

The DEPUTY SPEAKER: Thank you, hon members, I now recognise hon Windvogel. Hon Windvogel, are you there? Calling once, calling twice, I

move over to hon Smith. Hon Smith, are you there?

Mr D SMITH: Deputy Speaker, thank you so much. I am just trying to find my ... [Interjection.]

The DEPUTY SPEAKER: Remember, these are the ones that were rejected in the Programming Authority.

Mr D SMITH: No, thank you, Deputy Speaker, you can move on. Thank you.

The DEPUTY SPEAKER: Noted, thank you. Hon Dugmore?

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

That the Legislature notes the resignation of MEC, Bonginkosi Madikizela, and further, expresses its concern that the DA has double standards in dealing with disciplinary matters ... [Interjection.]

An HON MEMBER: Objection.

The MINISTER OF COMMUNITY SAFETY: Objection. Old news!

The DEPUTY SPEAKER: Order, order hon members.

The LEADER OF THE OFFICIAL OPPOSITION: Can I first finish my statement?

The DEPUTY SPEAKER: Order. Hon members, can hon Dugmore please complete what I was busy listening to? Over to you, hon Dugmore.

The LEADER OF THE OFFICIAL OPPOSITION: Thank you.

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you, any objections? [Interjections.]

HON MEMBERS: Objection.

The DEPUTY SPEAKER: The motion will be ... [Interjection.]

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

The DEPUTY SPEAKER: Thank you very much, I now recognise hon Dugmore again.

An HON MEMBER: Bongi must step aside.

The LEADER OF THE OFFICIAL OPPOSITION: Hon Speaker, I appear to be aware of two of my motions which have been tabled, not a third one. So, I will then not exercise that right to move a third one.

The DEPUTY SPEAKER: That is fine. We will come to the normal list after this. Thank you, hon Dugmore, I now recognise hon Lekker. That is to do with your motion from the Programming Authority.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Any objections to the motion being



moved without notice? No objections? Agreed to. I recognise hon Marran.

Mr P MARRAN: Marias or Marran?

The DEPUTY SPEAKER: Apologies, Marran.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you, any objections to the motion being moved without notice? No objections. Agreed to. I now move over to the general list of motions without notice, in terms of our Rules. I recognise the DA.

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

That this House commiserates with our colleagues of the African National Congress, with specific reference to unpaid staff at Luthuli

House, who continue to work without salaries; the party's staff in the Western Cape who are unpaid and were dismissed without due process; and the Western Cape leadership, who may be anxious to receive their suspension letters and they must then take on the duty of suspending one another, to follow the example of what has happened in National Parliament. Finally, that the House notes the Democratic Alliance will not allow South Africa to be held hostage by the internal machinations of being suspended and not suspended. The DA will continue with its efforts on taking up the real plight faced by the residents of this country and work tirelessly for their benefits. I so move.

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Are there any objections to this motion?

An HON MEMBER: Objection.

The DEPUTY SPEAKER: There are objections. The motion will be printed on the Order Paper. I recognise the ANC. The hon Lekker?

The CHIEF WHIP (ANC): Can you pass, Deputy Speaker, please?

The DEPUTY SPEAKER: Sure, I will do that. I recognise the DA again. Any motions without notice? No? I recognise the EFF. No. Can I just ask generally: are there any further motions without notice? [Interjection.]

Ms N MAKAMBA-BOTYA: Deputy Speaker, my apologies. I lost you somehow.

The DEPUTY SPEAKER: Okay.

Ms N MAKAMBA-BOTYA: We do have motions without notice as the EFF.

The DEPUTY SPEAKER: Okay. Ms Makamba-Botya, you may proceed.

An HON MEMBER: Speaker, can I go?

The DEPUTY SPEAKER: Yes. Yes, you may. Yes, you may.

Ms N MAKAMBA-BOTYA: Deputy Speaker, I am not sure if I was still on the podium?

The DEPUTY SPEAKER: Okay. So, if you are ready to proceed, I will give you an opportunity and then, we will move on.

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

That the House notes with disgust and disdain, the conduct of police officers in Khayelitsha who told a woman to go investigate her own case when she tried to open a case of rape. The police officers in question

are alleged to have told the woman in question that she appeared too calm to claim that she was raped. Gender-based violence is a serious issue and social ill that continues to cripple our country on a daily basis. The EFF calls for an investigation to be initiated against the police officers involved and that they be suspended with immediate effect. I so move.

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Are there any objections to the motion being moved without notice? No objections?

An HON MEMBER: No! No objection.

The DEPUTY SPEAKER: Agreed to. Are there any further – I am going to go down the list. The DA?

An HON MEMBER: [Inaudible – speaking simultaneously]

The DEPUTY SPEAKER: I will come to you.

An HON MEMBER: Okay.

The DEPUTY SPEAKER: The DA? Anybody from the DA? No. We move over to GOOD. Hon Herron?

Mr B N HERRON: No.

The DEPUTY SPEAKER: Thank you, I have got no DA. ACDP?

Mr F C CHRISTIANS: No Deputy Speaker.

The DEPUTY SPEAKER: Thank you very much, the ANC?

Mr P MARRAN: Yes. Speaker, I move without notice:

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Are there any objections to the motion being moved without notice? No objections? Agreed to. Freedom Front Plus?

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you very much. Are there any objections to the motion being moved without notice? No objections? Agreed to. I recognise Al Jama-Ah.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you, hon member. Are there any further motions from the ANC? Hon Marran? I think, hon Marais, is your hand up for another motion?

Mr P J MARAIS: I do apologise, Speaker, I forgot to put down my hand.

The DEPUTY SPEAKER: Noted. Any further and outstanding motions without notice?

Ms N MAKAMBA-BOTYA: Yes, Deputy Speaker.

The DEPUTY SPEAKER: Hon Makamba-Botya, you may proceed.

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

That Premier Alan Winde institutes a qualification screening process against members of his own Provincial Executive and going down to the departmental offices within our Provincial Government. Lying about obtaining qualifications which one does not possess, is not only a criminal offence in this country, but an infringement of various provisions of the Executive Members' Ethics Act. Those found to have committed such an offence, bring the entire government structure into disrepute. I so move.

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Any objections to the motion being moved without notice? No objections? Agreed to. Any further motions? Any motions from the ANC? I know there was someone waiting earlier. Hon Makamba-Botya, are you finished?

Ms N MAKAMBA-BOTYA: I still have three more, Deputy Speaker.

The DEPUTY SPEAKER: Okay, while I have not seen any other hands, you may proceed one at a time. Thank you.

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Thank you. Any objections to the motion being moved without notice?



HON MEMBERS: Deputy Speaker, yes, Deputy Speaker.

The DEPUTY SPEAKER: There are objections. Is that hon Deputy Chief Whip?

The DEPUTY CHIEF WHIP (DA): Yes, I am objecting to the motion being moved without notice.

The DEPUTY SPEAKER: Thank you very much. That is noted. The motion will be printed on the Order Paper. Hon Makamba-Botya, you may proceed to your second one.

Ms N MAKAMBA-BOTYA: The second one, Deputy Speaker. I move without notice:

That we note and condemn the double standards used by the DA-led Western Cape Government in dealing with officials implicated in qualification scandals. While Premier Alan Winde was quick to suspend former Minister Madikizela, the same cannot be said about the Saldanha Bay Municipality Mayor, Marius Koen, amid allegations that he also lied about his qualifications. As a Minister, Anton Bredell turns a blind eye and does nothing to intervene in the matter. Black people in that party are getting suspended from the Government positions during investigations, while whites are left comfortable in those positions during the investigations involving the same subject. I so move.

*[Motion as moved by member.]*

HON MEMBERS: Objection.

The DEPUTY SPEAKER: Hon member, I actually think that that was a very similar motion to hon Dugmore's, so I will ask the Table staff to assess that, even though there are objections. I move on and your third one, hon Makamba-Botya?

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

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

*[Motion as moved by member.]*

The DEPUTY SPEAKER: Any objections to the motion being moved without notice?

HON MEMBERS: Objection.

The DEPUTY SPEAKER: Objection. The motion will be printed on the Order Paper. I trust that everybody has now completed their motions without notice? Calling once? Calling twice? Closed. That concludes motions without notice. The Secretary will read the first Order of the Day.

#### **ORDERS OF THE DAY**

The SECRETARY: Consideration of Report of the Standing Committee on Finance, Economic Opportunities and Tourism on the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020]

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

Mr L L MVIMBI: Thank you very much, hon Deputy Speaker. Can you hear me?

The DEPUTY SPEAKER: Loud and clear.

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

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

Moreover, while funding for the Board might be obtained through these amendments, it will be disastrous for the industry. The National Gambling Board pointed out that the proposed increase in LPM operator fees called into

question the issue of transformation in the gambling industry. One of the main factors that a potential new entrant considered, was the cost of licensing. Such high fees deterred new entrants into the industry and entrenched monopolies within the gambling industry. This could lead to fewer historically disadvantaged individuals being able to participate in the gambling industry.

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

The DEPUTY SPEAKER: Thank you, hon member. I now call on the EFF.

Ms N MAKAMBA-BOTYA: Deputy Speaker, the EFF is not making any declaration. Thank you.

The DEPUTY SPEAKER: Noted, thank you. I now call on GOOD.

Mr B N HERRON: Deputy Speaker, we have no declaration. Thank you.

The DEPUTY SPEAKER: Noted, thank you. The ACDP?

Mr F C CHRISTIANS: Deputy Speaker, no declaration from the ACDP.

The DEPUTY SPEAKER: Noted, thank you. Freedom Front Plus?

Mr P J MARAIS: Deputy Speaker, no declaration from the Freedom Front.

The DEPUTY SPEAKER: Noted, thank you. Al Jama-Ah?

Mr G BRINKHUIS: Thank you, Deputy Speaker. We have no declaration from Al Jama-Ah. Thank you.

The DEPUTY SPEAKER: Noted, thank you, Al Jama-Ah. And the DA? Hon Baartman?

Ms D M BAARTMAN: Deputy Speaker, may I go ahead?

The DEPUTY SPEAKER: You may go ahead.

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

The Amendment Bill aims to amend the Western Cape Gambling and Racing Act 1996, so as to provide that certain fees are to be paid to the Western Cape Gambling and Racing Board instead of into the Provincial Revenue Fund, making the Board independent financially to provide for casino operator fees to amend the Provisions in Schedule 2 relating to limited gambling machine operator fees and to provide for matters incidental thereto. The Committee received comprehensive submissions from the respective industry who represent most, if not all of the relevant stakeholders affected by this Amendment Bill, as part of its public participation process. Further, the Committee went above and beyond in order to ensure due diligence, and that members are able to apply their minds to the content of the respective legislation. In this regard, I would like to thank the parliamentary and departmental officials for assisting us throughout this process and providing guidance and advice. It is further imperative that when we legislate, we legislate for years to come.

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

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

The DEPUTY SPEAKER: Thank you, hon Baartman. I am just – if you can give me a second, I am going to announce how many members are in the House, meaning in the House and online. One minute. Thank you very much, Mr Secretary. I recognise that there are 28 hon members present and entitled to vote, and the House is therefore quorate. The question put before the House is that the Report of the Standing Committee on Finance, Economic Opportunities and Tourism be adopted. Are there any objections to the Report being adopted?

Mr F C CHRISTIANS: Deputy Speaker, the ACDP abstains.

The DEPUTY SPEAKER: The ACDP abstains. Any other comments? No objections?

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

Mr P J MARAIS: No objections from the Freedom Front Plus.

The DEPUTY SPEAKER: Okay, no objections. We recognise Al Jama-Ah's abstention. [Interjection.]

Mr G BRINKHUIS: Al Jama-Ah abstains.

The DEPUTY SPEAKER: Thank you. Noted, thank you. Thank you very much, we now move on. The Secretary will read the second Order of the



Day.

The SECRETARY: Consideration of Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Upgrading of Land Tenure Rights Amendment Bill [B 6B–2020] (NCOP), ratification of final mandate.

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

Mr P MARRAN: Thanks, Deputy Speaker. Let me quickly get to my declaration. Just a minute. Thanks, Deputy Speaker. The ANC supports the Amendment Bill to upgrade the law pertaining to Land Rights, which is aimed specifically at tribal authorities' rights in rural areas. The ANC supported all the way, a process that will in the end, also benefit women in outlying areas who are even treated as minors, in legal matters especially, for instance as far as their husband's estates are concerned. In some cases, women get no precedence ahead of their minor sons with land allocations.

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

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

The DEPUTY SPEAKER: Thank you, hon member. I now call on the EFF.

Ms N MAKAMBA-BOTYA: Thank you, Deputy Speaker. The EFF wishes to make no declaration. Thank you.

The DEPUTY SPEAKER: Noted, thank you. I call on GOOD?

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

The DEPUTY SPEAKER: Noted, thank you. I call on the ACDP.

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

The DEPUTY SPEAKER: Noted, thank you. I recognise the Freedom Front Plus.

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

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

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

The DEPUTY SPEAKER: Thank you, you are concluded. Thank you, hon Marais. I now call on Al Jama-Ah.

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

The DEPUTY SPEAKER: Abstains. Noted, thank you. I now call on the DA.

Mr A P VAN DER WESTHUIZEN: Thank you, Deputy Speaker. More than 27 years have passed since the ANC won the elections on 27 April 1994. The upgrade of land ... [Interjection.]

An HON MEMBER: Can I phone you back?

Mr A P VAN DER WESTHUIZEN: Can you please protect me?

The DEPUTY SPEAKER: One minute, hon Van der Westhuizen. Please mute your mics, hon members. Hon Van der Westhuizen, you may continue.

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

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

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

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

“The Department has not consulted widely on the Bill. Consequently, we as provinces were put under a lot of pressure to rush the process to finalise our mandates to our representatives in the National Council of Provinces. The rights regarding property, is an important cornerstone

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

I thank you.

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

The CHIEF WHIP (DA): Thank you, Deputy Speaker. Could we just get

clarity whether the report is to support the Bill or to not support the Bill?

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

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

The DEPUTY SPEAKER: Yes, please.

The CHIEF WHIP (DA):

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

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

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

An HON MEMBER: Yes.

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

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

An HON MEMBER: Yes.

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

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

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

Mr P J MARAIS: I put a caveat there. I made a reservation. What I meant to



say, if it does not apply to other lands in terms of the TRANCAA, then it is not acceptable to me. If it does apply to everybody in terms of communal land, I would take it back and come with a different solution, but I abstain this time.

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

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

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

Mr B N HERRON: Deputy Speaker?

The DEPUTY SPEAKER: Yes, hon member?

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

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

The SECRETARY: Consideration of Report of the Public Accounts Committee on the 2019/20 Annual Reports of the 12 departments of the Western Cape Government including their public entities, dated 25 March 2021.

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

Mr L L MVIMBI: Hon Deputy Speaker, am I audible?

The DEPUTY SPEAKER: You are audible.

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

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

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

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

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

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

Also, Deputy Speaker, it is important that the Department must also submit their annual reports on time, as it might have been the case in the past that

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

The DEPUTY SPEAKER: Thank you, hon Mvimbi. I now call on the EFF.

Ms N MAKAMBA-BOTYA: Deputy Speaker, the EFF is not making any declaration. Thank you.

The DEPUTY SPEAKER: Thank you, I call on GOOD.

Mr B N HERRON: Deputy Speaker, no declaration. Thank you.

The DEPUTY SPEAKER: Noted, thank you. The ACDP?

Mr F C CHRISTIANS: No declarations, Speaker.

The DEPUTY SPEAKER: Noted, thank you. Freedom Front Plus?

Mr P J MARAIS: I do not have any declaration, Deputy.

The DEPUTY SPEAKER: Noted, thank you and Al Jama-Ah?

Mr G BRINKHUIS: No declaration, Deputy Speaker.

The DEPUTY SPEAKER: Noted, thank you. I call on the DA?

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

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

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

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

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

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

The DEPUTY SPEAKER: Thank you, hon member. I have to announce that there are currently 28 hon members present and entitled to vote, and the House is therefore quorate. The question put before the House is that the Report of the Public Accounts Committee be adopted. Are there any objections to the Report being adopted? No objections? Agreed to.

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

The House adjourned at 18:25.