

PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA

NATIONAL COUNCIL OF
PROVINCES

ORDER PAPER

THURSDAY, 11 JULY 2019

Meeting of Council: 14:00

ORDER OF THE DAY:

1. Policy debate on Budget Vote No 28: Labour, **Appropriation Bill** [B6 – 2019] (National Assembly – sec 77).

FURTHER BUSINESS

ORDERS:

1. Consideration of Report of Joint Committee on Ethics and Members' Interest (Announcements, Tablings and Committee Reports, 8 March 2019, p 49) **Complaint against Hon. A Dlodlo, MP: Minister of Public Service and Administration.**
2. Consideration of Report of Joint Committee on Ethics and Members' Interest (Announcements, Tablings and Committee Reports, 8 March 2019, p 53) **Complaint against Hon. M Booi, MP.**
3. Consideration of Report of Joint Committee on Ethics and Members' Interest (Announcements, Tablings and Committee Reports, 28 March 2019, p 5) **Compliant against the Honourable Deputy Minister of Correctional Services, Mr Thabang Makwetla, MP.**
4. Consideration of Report of Joint Committee on Ethics and Members' Interest (Announcements, Tablings and Committee Reports, 28

March 2019, p 10) **Compliant against the Honourable M Dirks, MP.**

5. Consideration of Report of the Joint Standing Committee on the Financial Management of Parliament on its **activities undertaken during the Fifth Parliament (May 2016 to March 2019) dated 20 March 2019** (Announcements, Tablings and Committee Reports, 17 April 2019, p 2).
6. Consideration of **Joint Oversight Report to Limpopo Province, Mopani District by the Select Committees on Economic and Business Development and Trade and International Relations, from 30 July – 3 August 2018, dated 19 March 2019** (Announcements, Tablings and Committee Reports, 6 May 2019, p 3).
7. Consideration of **Joint Oversight Report to KwaZulu-Natal, Ethekwini Metropolitan by the Select Committees on Economic and Business Development and Trade and International Relations, from 15 – 19 October 2018, dated 19 March 2019** (Announcements, Tablings and Committee Reports, 6 May 2019, p 24).

MOTIONS (Notices given on 9 July 2019):

1. Draft resolution (Mr M Rayi): That the Council-
 - (1) notes with concern the escalating poverty and unemployment in the former apartheid Homelands;
 - (2) also notes that these areas are defined by over concentration of the rural poor in our country, majority of whom are women;
 - (3) further notes the massive under-utilised industrial infrastructure in these areas;
 - (4) believes that the only inspiration our rural poor can derive from government's commitment to radical socio-economic transformation is in action; and
 - (5) calls on the Economic Cluster Ministries to report on the outline of their Integrated Plans for the re-capitalization of the under-utilised industrial infrastructure, in line with the Constitution of the Republic of South Africa. 19dc 15

2. Draft resolution (Mr T S C Dodovu): That the Council-

- (1) notes with concern the recent performance audit report of municipalities as released by the Auditor-General;
- (2) also notes that according to this report, only 18 municipalities attained clean audits;
- (3) believes that there is a correlation between this decline and the deterioration in the quality of basic services to our people;
- (4) calls for the prioritization of the development of integrated systems to enhance the monitoring of the performance of municipalities in the coming period; and
- (5) calls on the Minister of Co-operative Governance and Traditional Affairs to introduce performance management systems for all the elected public office bearers in the municipalities as a matter of urgency. 19dc 16

3. Draft resolution (Mr E J Njadu): That the Council-

- (1) notes with great concern and profound sadness that 11 fatal shootings have occurred in Philippi East in the Western Cape last weekend, prompting local police to initiate a 72-hour action plan;
- (2) also notes that these cold-blooded killings took place on different occasions over a period of 48 hours in the same area;
- (3) further notes that the incidents include the murder of six (6) young women aged 18 to 26 in Marcus Garvey on Friday night, 5 men aged between 17 and 39 on 2 separate shooting incidents on Saturday evening and these shootings took place following the shooting of police in the previous weeks in Samora Machel, a neighbouring area;
- (4) pleads with the law enforcement agencies to intensify their operations to combat these fatal termination of the people's lives and to bring the perpetrators to book; and
- (5) conveys its deepest condolences to the bereaved families. 19dc 17

APPENDIXES
PETITIONS REFERRED TO COMMITTEES

1. **Submission of a petition from Mr Mnikeli Kawa, Eastern Cape Province regarding the alleged corruption and lack of service delivery in Well's Estate at the Nelson Mandela Metropolitan Municipality** - (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
2. **Submission of a petition calling for National Council of Province's intervention on alleged failure by the Tumahole Local Municipality in Parys, to provide basic services to the community residing at erf 10012 (From Ms M Khoase on behalf of the Abazimeli Squatters Association)** - (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
3. **Submission of a petition calling upon the NCOP's assistance in resolving community land use and ownership in the Alexandra Township, Gauteng Province (from Mr Jacob Mogoai, Chairman of the Alexandra Land & Property Owners Association)** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
4. **Submission of a petition calling upon the NCOP's assistance on the rejection of Mr Wandile Laurence Daku's application for special pension by the Special Pension Appeal Board (from Mr Wandile Laurence Daku)** - (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
5. **Commitments made by various Ministers in 2012 during visit of the National Council of Provinces to Ngqushwa Local Municipality** - (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
6. **Submission of a petition calling for Parliament's intervention on alleged unpaid pensions, unpaid leave gratuity and non-payment of the pro-rata bonus by the Eastern Cape Department of Health (From Mr Miyelani Mashaba)** - (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
7. **Submission of a petition calling for the National Council of Province's intervention on the social impact assessment with regards to the proposed Knysna N2 Toll highway development by Sanral in Knysna, Western Cape. (From Velile Waxa, on behalf of the concerned communities of Phelandaba and Rhobololo)** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).

8. **Submission of a petition requesting assistance from the National Council of Provinces regarding the alleged failure by the Council of the Eden District Municipality to engage the affected communities in the process of leasing out the ancestral land within the municipality's jurisdiction (From Mr Hermanus Baatjies on behalf of the Ga'ibhaiqua community of Oudtshoorn in the Western Cape)** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
9. **Submission of a petition requesting assistance from the National Council of Provinces regarding the normalisation of the process towards pragmatic socio-economic and commercial transformation of the professional hunting and outfitting sector, Western Cape (From Hon C J De Beer, Member of Parliament, on behalf of Dr Johann Kotze, Director of GameTech Hunters Training)** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
10. **Submission of a petition calling for National Council of Province's intervention on the dispute relating to the RDP housing subsidy and bond repayments. (From Speaker of the Gauteng Provincial Legislature, on behalf of Mr Adam Khalo, from Vosloorus, Gauteng Province)** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
11. **Submission of a petition calling for intervention of the National Council of Provinces on alleged failure by the Ntabankulu Local Municipality, to provide basic services to the residents of Cacadu village within Ward 11 of the Ntabankulu Local Municipality** (From Mr Luthando Mvomvo) (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
12. **Submission of a petition calling for intervention of the National Council of Provinces (from Ms Zanele Lusithi, a representative of the South African Homeless People's Federation in Blouwberg Western Cape).** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
13. **Submission of a petition calling for the enactment of legislation that would provide for the establishment of the Government Advertising Agency** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).
14. **Submission of a petition calling for the amendment of Section 27 of the Basic Conditions of Employment Act 75 of 1997 (from Mr Hendri Petrus Terblanche).** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).

15. **Submission of a petition calling for the intervention of the NCOP in a matter relating to reparations and title deeds from the National Ideal Fulfillment Foundation, which is duly represented by Mr Gordon Ndlovu of Gauteng Province.** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces).

BILLS REFERRED TO COMMITTEES

1. **Border Management Authority Bill** [B 9B – 2016] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
2. **National Forests Amendment Bill** [B 11B – 2016] (National Assembly – sec 76) – (Select Committee on Land Reform, Environment, Mineral Resources and Energy – National Council of Provinces).
3. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76) – (Select Committee on Security and Justice – National Council of Provinces).
4. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75) (introduced as **Cybercrimes and Cybersecurity Bill** [B 6 – 2017]) – (Select Committee on Security and Justice – National Council of Provinces).
5. **National Environmental Management Laws Amendment Bill** [B 14D – 2017] (National Assembly – sec 76) – (Select Committee on Land Reform, Environment, Mineral Resources and Energy – National Council of Provinces).
6. **Customary Initiation Bill** [B 7B - 2018] (National Assembly – sec 76) – (Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements – National Council of Provinces).
7. **iKamva Digital Skills Institute Bill** [B 10B – 2018] (National Assembly – sec 75) (Select Committee on Public Enterprises and Communication – National Council of Provinces).
8. **Civil Union Amendment Bill** [B 11B - 2018] (National Assembly – sec 75) – (Select Committee on Health and Social Services – National Council of Provinces).
9. **Hydrographic Bill** [B 17B – 2018] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).

10. **Local Government: Municipal Structures Amendment Bill** [B 19B – 2018] (National Assembly – sec 76) – (Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements – National Council of Provinces).
11. **Independent Police Investigative Directorate Amendment Bill** [B 25 – 2018] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
12. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76) (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour – National Council of Provinces).
13. **Child Justice Amendment Bill** [B 32B – 2018] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
14. **National Minimum Wage Amendment Bill** [B 9 - 2019] (National Assembly – sec 75) (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour – National Council of Provinces).

**BILLS, SUBJECT TO PROPOSED AMENDMENTS, PASSED
BY NATIONAL COUNCIL OF PROVINCES AND
RETURNED TO NATIONAL ASSEMBLY FOR
CONCURRENCE**

1. **Defence Amendment Bill** [B 18 - 2017] (National Assembly – sec 75).

BILLS REFERRED BACK TO COMMITTEES

1. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76).
2. **iKamva Digital Skills Institute Bill** [B 10B – 2018] (National Assembly – sec 75).

**BILL REJECTED BY NATIONAL COUNCIL OF PROVINCES
AND RETURNED TO NATIONAL ASSEMBLY**

1. **Foreign Service Bill** [B 35B - 2015] (National Assembly – sec 75).

**BILL REVIVED BY NATIONAL ASSEMBLY AND
REFERRED BACK TO COMMITTEES**

1. **Appropriation Bill** [B 6 – 2019] (National Assembly – sec 77).

**BILLS PASSED BY NATIONAL ASSEMBLY AND
TRANSMITTED TO NATIONAL COUNCIL OF
PROVINCES FOR CONCURRENCE**

1. **Border Management Authority Bill** [B 9B – 2016] (National Assembly – sec 75).
 2. **National Forests Amendment Bill** [B 11B – 2016] (National Assembly – sec 76).
 3. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76).
 4. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75) (introduced as **Cybercrimes and Cybersecurity Bill** [B 6 – 2017]).
 5. **National Environmental Management Laws Amendment Bill** [B 14D – 2017] (National Assembly – sec 76)
 6. **Customary Initiation Bill** [B 7B - 2018] (National Assembly – sec 76).
 7. **Civil Union Amendment Bill** [B 11B - 2018] (National Assembly – sec 75).
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