

**PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA**

**NATIONAL COUNCIL OF
PROVINCES**

ORDER PAPER

WEDNESDAY, 1 JUNE 2022

Virtual Meeting of Council: 14:00

MOTION:

1. Draft resolution (Chief Whip of the Council): That the Council, on the recommendation of the Speaker of the National Assembly and the Chairperson of the National Council of Provinces and in concurrence with the National Assembly, appoints Mr Xolile George as Secretary to Parliament on a five-year performance based contract, with effect from 15 June 2022.

ORDERS OF THE DAY:

1. Policy debate on Budget Vote 3: Cooperative Governance, **Appropriation Bill** [B 7– 2022] (National Assembly – section 77).
 2. Policy debate on Budget Vote 15: Traditional Affairs, **Appropriation Bill** [B 7– 2022] (National Assembly – section 77).
 3. Policy debate on Budget Vote 18: Health, **Appropriation Bill** [B 7– 2022] (National Assembly – section 77).
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ORDERS:

1. Consideration of Report of Joint Standing Committee on the Financial Management of Parliament (Announcements, Tablings and Committee Reports, 7 March 2022, p 3) **Parliament of the Republic of South Africa's 2021/22 Mid-Year Performance, dated 4 March 2022.**
 2. Consideration of Report of Select Committee on Health and Social Services (Announcements, Tablings and Committee Reports, 22 March 2022, p 98) **Protocol to the African Charter on Human and Peoples rights on the rights of persons with disabilities in Africa, in terms of Sec 231(2) of the Constitution, 1996, dated 22 March 2022.**
 3. Consideration of Report of Joint Committee on Ethics and Members' Interests (Announcements, Tablings and Committee Reports, 11 May 2022, p 4) **2021 Register of Members' Interests – Late Disclosures: contravention of the Code of Ethical Conduct and Disclosure of Members' Interests.**
 4. Consideration of Report of Select Committee on Security and Justice (Announcements, Tablings and Committee Reports, 25 May 2022, p 59) **Amendments to Regulations for approval in terms of section 97(2) of the Child Justice Act, 2008 (Act No. 75 of 2008), dated 25 May 2022.**
 5. Consideration of Report of Select Committee on Communication and Public Enterprises (Announcements, Tablings and Committee Reports, 25 May 2022, p 77) **Final Acts of the ITU World Radio Conference 2019, dated 25 May 2022.**
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PETITIONS REFERRED TO COMMITTEES

1. **Submission of a petition calling for the National Council of Province to investigate the state of water infrastructure and the inadequate performance by the officials in the Nkosazana Zuma Local Municipality and Harry Gwala District Municipality. (Mr T Brauteseth, MP, on behalf of the disgruntled community members of the Nkosazana Zuma Local Municipality and Harry Gwala District Municipality)- (Referred to Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements).**

2. **Submission of a petition from Mr Johnny Molelekoa, calling for the assistance of the National Council of Provinces (NCOP), in relation to the alleged failure by the Department of Water and Sanitation to tackle the ongoing sewerspillages in the Vaal River** (Referred to Select Committee on Petitions and Executive Undertakings).
3. **Submission of a petition from Ms Basetsana Koitsioe, an attorney at the Centre for Applied Legal Studies (the petitioner), submitted on behalf of the community of Flag Boshielo West area, in the Sekhukhune District Municipality, Limpopo Province** (Referred to Select Committee on Petitions and Executive Undertakings).

BILLS REFERRED TO JOINT TAGGING MECHANISM (JTM)

1. **Marine Oil Pollution (Preparedness, Response and Cooperation) Bill [B10-2022]** (National Assembly – proposed section 76).
2. **Older Persons Amendment Bill [B11-2022]** (National Assembly – proposed section 76).

BILLS REFERRED TO COMMITTEES

1. **Protection of State Information Bill [B 6H – 2010]** (National Assembly – section 75) and the President’s reservations on the constitutionality of the Bill as submitted to him (Announcements, Tablings and Committee Reports, 12 June 2020, p 7) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
2. **National Land Transport Amendment Bill [B 7D – 2016]** (National Assembly – section 76) and the President’s reservations on the constitutionality of the Bill as submitted to him (Announcements, Tablings and Committee Reports, 21 September 2021, p 1) – (Portfolio Committee on Transport – National Assembly).
3. **Traditional Courts Bill [B 1D – 2017]** (National Assembly – section 76) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
4. **Copyright Amendment Bill [B 13B – 2017]** (National Assembly – section 76) – (Portfolio Committee on Trade and Industry – National Assembly) (*see Minutes of Proceedings of National Assembly of 1 June 2021, item 6 (42nd Order)*).
5. **Performers’ Protection Amendment Bill [B 24B - 2016]** (National Assembly – section 76) – (Portfolio Committee on Trade and Industry

- National Assembly) (*see* Minutes of Proceedings of National Assembly of 1 June 2021, item 6 (43rd Order)).
6. **International Crimes Bill** [B 37 – 2017] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
 7. **Prevention of Hate Crimes and Hate Speech Bill** [B 9 – 2018] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
 8. **State Liability Amendment Bill** [B 16 – 2018] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
 9. **South African Reserve Bank Bill** [B 26 – 2018] (National Assembly – section 75) – (Standing Committee on Finance – National Assembly).
 10. **Public Finance Management Amendment Bill** [B 41 – 2018] (National Assembly – section 76) – (Standing Committee on Finance – National Assembly).
 11. **Economic Regulation of Transport Bill** [B 1 – 2020] (National Assembly – section 76) – (Portfolio Committee on Transport – National Assembly).
 12. **National Road Traffic Amendment Bill** [B 7 – 2020] (National Assembly – section 76) – (Portfolio Committee on Transport – National Assembly).
 13. **Transport Appeal Tribunal Amendment Bill** [B 8 – 2020] (National Assembly – section 76) – (Portfolio Committee on Transport – National Assembly).
 14. **Public Finance Management Amendment Bill** [B 13 – 2020] (National Assembly – section 76) – (Standing Committee on Finance – National Assembly).
 15. **Children’s Amendment Bill** [B 18 – 2020] (National Assembly – section 76) – (Portfolio Committee on Social Development – National Assembly).
 16. **Cannabis for Private Purposes Bill** [B 19 – 2020] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
 17. **Expropriation Bill** [B 23 – 2020] (National Assembly – section 76) – (Portfolio Committee on Public Works and Infrastructure – National

- Assembly) [Referred to National House of Traditional Leaders on 6 November 2020].
18. **Fund-raising Amendment Bill** [B 29 – 2020] (National Assembly – section 76) – (Portfolio Committee on Social Development – National Assembly).
 19. **Sectional Titles Amendment Bill** [B 31B – 2020] (National Assembly – section 76) – (Select Committee on Land Reform, Environment, Mineral Resources and Energy – National Council of Provinces).
 20. **Agricultural Produce Agents Amendment Bill** [B 33 – 2020] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).
 21. **Animals Protection Amendment Bill** [B 1 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).
 22. **Railway Safety Bill** [B 7 – 2021] (National Assembly – section 76) – (Portfolio Committee on Transport - National Assembly).
 23. **Preservation and Development of Agricultural Land Bill** [B 8 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).
 24. **Gas Amendment Bill** [B 9 – 2021] (National Assembly – section 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly).
 25. **Housing Consumer Protection Bill** [B10 – 2021] (National Assembly – section 76) – (Portfolio Committee on Human Settlements, Water and Sanitation – National Assembly).
 26. **Land Court Bill** [B 11 – 2021] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly) [Referred to National House of Traditional Leaders on 18 June 2021].
 27. **Upstream Petroleum Resources Development Bill** [B 13 – 2021] (National Assembly – section 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly) [Referred to National House of Traditional and Khoi-San Leaders on 18 August 2021].
 28. **Plant Health (Phytosanitary) Bill** [B 14 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development - National Assembly).

29. **Agricultural Product Standards Amendment Bill** [B 15 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).
30. **Public Administration Laws General Amendment Bill** [B 16 – 2021] (National Assembly – section 76) – (Portfolio Committee on Public Service and Administration – National Assembly).
31. **National Veld and Forest Fire Amendment Bill** [B 24 – 2021] (National Assembly – section 75) – (Portfolio Committee on Forestry, Fisheries and Environment – National Assembly) [Referred to National House of Traditional and Khoi-San Leaders on 10 January 2022].
32. **Electoral Amendment Bill** [B 1 – 2022] (National Assembly – proposed section 75) – (Portfolio Committee on Home Affairs – National Assembly).
33. **Basic Education Laws Amendment Bill** [B 2 – 2022] (National Assembly – section 76) – (Portfolio Committee on Basic Education – National Assembly).
34. **Financial Sector and Deposit Insurance Levies Bill** [B 3 – 2022] (National Assembly – section 77) – (Standing Committee on Finance – National Assembly).
35. **Financial Sector and Deposit Insurance Levies (Administration) and Deposit Insurance Premiums Bill** [B 4 – 2022] (National Assembly – section 75) – (Standing Committee on Finance – National Assembly).
36. **Marine Pollution (Prevention of Pollution from Ships) Amendment Bill** [B 5 – 2022] (National Assembly – section 76) – (Portfolio Committee on Transport – National Assembly).
37. **Division of Revenue Bill** [B 6 – 2022] (National Assembly – section 76) – (Select Committee on Appropriations – National Council of Provinces).
38. **Appropriation Bill** [B 7 – 2022] (National Assembly – section 77) – (Standing Committee on Appropriations – National Assembly).
39. **Second Adjustments Appropriation (2021/22 Financial Year) Bill** [B 8 – 2022] (National Assembly – section 77) – (Standing Committee on Appropriations – National Assembly).
40. **Climate Change Bill** [B 9 – 2022] (National Assembly – section 76) – (Portfolio Committee on Forestry, Fisheries and Environment – National Assembly).

41. **Marine Oil Pollution (Preparedness, Response and Cooperation) Bill** [B 10 – 2022] (National Assembly – proposed section 76) – (Portfolio Committee on Transport – National Assembly).
42. **Older Persons Amendment Bill** [B 11-2022] (National Assembly – proposed section 76) – (Portfolio Committee on Social Development – National Assembly).
43. **South African Postbank Limited Amendment Bill** [B12-2022] (National Assembly – section 75) (Portfolio Committee on Communications – National Assembly).

**BILLS RETURNED TO ASSEMBLY FOR CONSIDERATION
OF PRESIDENT’S RESERVATIONS**

1. **Protection of State Information Bill** [B 6H – 2010] (National Assembly – section 75).
1. **Performers’ Protection Amendment Bill** [B 24B – 2016] (National Assembly – section 75).
2. **Copyright Amendment Bill** [B 13B – 2017] (National Assembly – section 75).
3. **National Land Transport Amendment Bill** [B 7D – 2016] (National Assembly – section 76).

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

1. **Traditional Courts Bill** [B 1D – 2017] (National Assembly – section 76).

BILL TO BE REFERRED TO MEDIATION COMMITTEE

1. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – section 76).

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

1. **Sectional Titles Amendment Bill** [B 31B - 2020] (National Assembly – section 76).

INTERNATIONAL AGREEMENTS

1. **Ratification of the Agreement between the Government of the Republic of India, the Government of the Federative Republic of Brazil and the Government of the Republic of South Africa on the IBSA Fund for the Alleviation of Poverty and Hunger (signed 17 October 2017)** (Tabled on 18 October 2019) (NA: Referred to Portfolio Committee on International Relations and Cooperation on 22 October 2019) (NCOP: Referred to Select Committee on Security and Justice on 24 October 2019).
2. **African Charter on Statistics** (Tabled on 5 March 2020) (NA: Referred to Portfolio Committee on Public Service and Administration on 9 March 2020 – reported on 2 December 2021) (NCOP: Referred to Select Committee on Security and Justice on 2 December 2020 – reported on 8 December 2021).
3. **The International Convention on the Suppression and Punishment of the Crime of Apartheid: Adopted by the General Assembly of the United Nations on 30 November 1973** (Tabled on 1 April 2021) (NA: Referred to Portfolio Committee on Justice and Correctional Services on 8 April 2021) (NCOP: Referred to Select Committee on Security and Justice on 15 April 2021).
4. **Charter Establishing The Southern African Development Community Aviation Safety Organisation** (Tabled on 3 June 2021) (NCOP: Referred to the Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure on 3 June 2021 - reported on 1 September 2021 – approved on 9 September 2021).
5. **Accession to the Amended Convention for the Protection, Management and Development of the Marine and Coastal Environment of the Western Indian Ocean (Nairobi Convention)** (Tabled on 11 June 2021) (NA: Reported on 25 March 2022 by Portfolio Committee on Environment, Forestry and Fisheries – approved on 5 May 2022).
6. **Agreement Amending the SADC Protocol on Gender and Development** (Tabled on 9 September 2021) (NCOP: Referred to the Select Committee on Health and Social Services on 9 September 2021 - reported on 23 September 2021– approved on 13 October 2021).
7. **Protocol to the African Charter on Human and People’s Rights on the Rights of Persons with Disabilities in Africa** (Tabled on 30 September 2021) (NA: Referred to Portfolio Committee on Women, Youth and Persons with Disabilities on 1 October 2021 – reported on 29 March 2022 – approved on 5 May 2022) (NCOP: Referred to the Select Committee on Health and Social Services on 7 October 2021).

8. **The Protocol for the Protection of the Marine and Coastal Environment of the Western Indian Ocean from Land-based Sources and Activities of the Nairobi Convention** (Tabled on 7 October 2021) (NA: Referred to Portfolio Committee on Forestry, Fisheries and Environment on 11 October 2021).
9. **International Convention on the Civil Liability for Bunkers Oil Pollution Damage, 2001** (Tabled on 9 December 2021) (NA: Referred to Portfolio Committee on Transport on 10 December 2021 – reported on 1 March 2022).
10. **Amendment to the Convention on Physical Protection of Nuclear Material** (Tabled on 11 February 2022) (NA: Referred to Portfolio Committee on Mineral Resources and Energy on 14 February 2022 – reported on 24 March 2022).
11. **Protocols relating to the Amendments to Articles 50(a) and 56 of the Convention on International Civil Aviation** (Tabled on 9 March 2022) (NA: Referred to Portfolio Committee on Transport on 10 March 2022).
12. **Constitutive Act of the African Union Relating to the Pan-African Parliament of 2014** (Tabled on 7 April 2022) (NA: Referred to the Portfolio Committee on International Relations on 14 April 2022) (NCOP: Referred to Select Committee on Security and Justice on 26 April 2022).
13. **Revised African Regional Co-operative Agreement for Research, Development and Training Related to Nuclear Science and Technology (AFRA) Agreement** (Tabled on 14 April 2022) (NA: Referred to the Portfolio Committee on Mineral Resources and Energy on 20 April 2022).
14. **Protocol amending the Agreement between the Government of the Republic of South Africa and the Government of the State of Kuwait for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income** (Tabled on 19 May 2022) (NA: Referred to Standing Committee on Finance – reported on 25 May 2022) (NCOP: Referred to Select Committee on Finance on 20 May 2022).
15. **Multilateral Convention to implement tax treaty related measures to prevent base erosion and profit shifting** (Tabled on 19 May 2022) (NA: Referred to Standing Committee on Finance) (NCOP: Referred to Select Committee on Finance on 20 May 2022).