PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA

NATIONAL COUNCIL OF PROVINCES

ORDER PAPER

THURSDAY, 3 NOVEMBER 2022

Hybrid Meeting of Council: 14:00

QUESTIONS:

1. Cluster 2C: Social Services.

FURTHER BUSINESS

ORDERS:

1. Consideration of Report of Select Committee on Land Reform, Environment, Mineral Resources and Energy (Announcements, Tablings and Committee Reports, 12 October 2022, p 88) **Oversight visit to the Northern Cape, dated 11 October 2022**.

2. Consideration of Report of Select Committee on Appropriations (Announcements, Tablings and Committee Reports, 12 October 2022, p 113) **Expenditure and performance of the Early Childhood Development Grant as at the end of the Fourth Quarter of the 2021/22 Financial Year, dated 12 October 2022**.

3. Consideration of Report of Select Committee on Appropriations (Announcements, Tablings and Committee Reports, 12 October 2022, p 123) **Expenditure and performance of the Informal Settlements Upgrading Partnership Grant for provinces in the First Quarter of the 2022/23 Financial Year, dated 12 October 2022**.

4. Consideration of Report of Select Committee on Appropriations (Announcements, Tablings and Committee Reports, 12 October 2022, p 133) **Expenditure and performance of the Land Care Programme Grant as at the end of the Fourth Quarter of the 2021/22 Financial Year and the First Quarter of the 2022/23 Financial Year, dated 12 October 2022**.

5. Consideration of Report of Select Committee on Appropriations (Announcements, Tablings and Committee Reports, 12 October 2022, p 142) **Expenditure and performance of the Learners with Profound Intellectual Disabilities and Maths, Science and Technology Grants as at the end of the Fourth Quarter of the 2021/22 Financial Year and the First Quarter of the 2022/23 Financial Year, dated 12 October 2022**.

6. Consideration of Report of Select Committee on Security and Justice (Announcements, Tablings and Committee Reports, 13 October 2022, p 94) **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 in terms of section 231(2) of the Constitution, 1996, and the Explanatory Memorandum to 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, dated 12 October 2022**.

7. Consideration of Report of Select Committee on Security and Justice (Announcements, Tablings and Committee Reports, 13 October 2022, p 96) **International Convention for the Protection of All Persons from Enforced Disappearance (ICPPED), tabled in terms of section 231(2) of the Constitution, 1996, and the Explanatory Memorandum to the International Convention for the Protection of All Persons from Enforced Disappearance (ICPPED), dated 12 October 2022**.

8. Consideration of Report of Select Committee on Petitions and Executive Undertakings (Announcements, Tablings and Committee Reports, 17 October 2022, p 5) **Hearing of Brauteseth petition, held on 04 August 2022, as adopted on 13 October 2022**.

9. Consideration of Report of Select Committee on Petitions and Executive Undertakings (Announcements, Tablings and Committee Reports, 17 October 2022, p 9) **Executive undertakings made by the Minister of Forestry, Fisheries and the Environment during the House Sitting of 09 March 2021, as adopted on 13 October 2022**.

10. Consideration of Report of Select Committee on Petitions and Executive Undertakings (Announcements, Tablings and Committee Reports, 17 October 2022, p 14) **Hearing of the Flag Boshielo petition, held on 09 June 2022. and an Inspection *in Loco* to the community of Flag Boshielo West area in the Sekhukhune District**

Municipality, Limpopo province, on 26 August 2022, as adopted on 13 October 2022.

11. Consideration of Report of Joint Standing Committee on the Financial Management of Parliament on the Parliament of the Republic of South **Africa's 2022/23 First Quarter Report, dated 21 October 2022** (Announcements, Tablings and Committee Reports, 26 October 2022, p 6)

Motions (Notices given on 27 October 2022):

1. Draft resolution (Ms M Gillion): That the Council-

   (1) debates measures to accelerate actions in dealing with high levels of gender-based violence in the country.

2. Draft resolution (Ms B Mathevula): That the Council-

   (1) debates overcrowding in public schools which increases discipline issues and risk factors such as school violence.

3. Draft resolution (Mr K Mmoiemang): That the Council-

   (1) debates mechanisms geared at uprooting corruption, malfeasance and fraud at driving licence testing centres.

4. Draft resolution (Mr ME Nchabeleng): That the Council-

   (1) debates mechanisms to ensure that the National Skills Fund accounts for resources allocated to it and deal with mal-administration and corruption after an amount around 5 Billion Rand was not properly accounted for over two financial years.

5. Draft resolution (Mr M Dangor): That the Council-

   (1) debates measures to deal with hurdles that prevents the necessary attention and acceleration of the investigation into the Steinhoff matter.

PETITIONS REFERRED TO COMMITTEES

1. **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 sewer spillages in the Vaal River** (Referred to Select Committee on Petitions and Executive Undertakings).

2. **Submission of petition 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**

sewer spillages in the Vaal River, Gauteng Province (Referred to Select Committee on Petitions and Executive Undertakings).

3. **Submission of petition calling for the abolishment of the doctrine of discovery and the Roman-Dutch and English Common laws in the South African legal system, the self-determination of the Ba-Phalaborwa Kingdom, and a national debate on the role of the indigenous Kingdoms, Limpopo Province** (Referred to Select Committee on Petitions and Executive Undertakings).

4. **Submission of the petition is requesting the National Council of Provinces (NCOP) to recommend to the Limpopo Provincial Government Executive Council that it dissolve the Municipal Council of the Sekhukhune District Municipality, and place it under administration, in terms of the section 139(1)(c) of the Constitution. Further, that the NCOP recommend that the administrator's first order of business be the provision of clean running water for the aforementioned community, 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. **Division of Revenue Amendment Bill** [B22-2022] (National Assembly – proposed sec 76).

3. **Adjustments Appropriation Bill** [B23-2022] (National Assembly – proposed sec 77).

4. **Special Appropriation Bill** [B24-2022] (National Assembly – proposed sec 77).

5. **Rates and Monetary Amounts and Amendment of Revenue Laws Bill** [B25-2022] (National Assembly – proposed sec 77).

6. **Taxation Laws Amendment Bill** [B26-2022] (National Assembly – proposed sec 77).

7. **Tax Administration Laws Amendment Bill** [B27-2022] (National Assembly – proposed sec 75).

BILLS REFERRED TO COMMITTEES

1. **National Land Transport Amendment Bill** [B7F-2016] (National Assembly – sec 76) (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

2. **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).

3. **Copyright Amendment Bill** [B 13D – 2017] (National Assembly – section 76) – (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour – National Council of Provinces).

4. **Performers' Protection Amendment Bill** [B 24D - 2016] (National Assembly – section 76) – (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour – National Council of Provinces).

5. **International Crimes Bill** [B 37 – 2017] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).

6. **Prevention of Hate Crimes and Hate Speech Bill** [B 9 – 2018] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).

7. **State Liability Amendment Bill** [B 16 – 2018] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).

8. **South African Reserve Bank Bill** [B 26 – 2018] (National Assembly – section 75) – (Standing Committee on Finance – National Assembly).

9. **Economic Regulation of Transport Bill** [B1B-2020] (National Assembly – section 76) (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

10. **National Road Traffic Amendment Bill** [B7B-2020] (National Assembly – section 76) (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

11. **Transport Appeal Tribunal Amendment Bill** [B 8 – 2020] (National Assembly – section 76) – (Portfolio Committee on Transport – National Assembly).

12. **Children's Amendment Bill** [B18B-2020] (National Assembly – sec 76) (Select Committee on Health and Social Services – National Council of Provinces).

13. **Cannabis for Private Purposes Bill** [B 19 – 2020] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services **–** National Assembly) [Referred to National House of Traditional and Khoi-San Leaders on 7 September 2022].

14. **Expropriation Bill** [B23B-2020] (National Assembly – sec 76) (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

15. **Fund-raising Amendment Bill** [B29B-2020] (National Assembly – sec 76) (Select Committee on Health and Social Services **-** National Council of Provinces).

16. **Animals Protection Amendment Bill** [B 1 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).

17. **Railway Safety Bill** [B 7 – 2021] (National Assembly – section 76) – (Portfolio Committee on Transport **-** National Assembly).

18. **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).

19. **Gas Amendment Bill** [B 9 – 2021] (National Assembly – section 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly).

20. **Land Court Bill** [B11B-2021] (National Assembly – sec 75) (Select Committee on Security and Justice – National Council of Provinces).

21. **Housing Consumer Protection Bill** [B10 – 2021] (National Assembly –section 76) – (Portfolio Committee on Human Settlements, Water and Sanitation – National Assembly).

22. **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].

23. **Plant Health (Phytosanitary) Bill** [B 14 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development - National Assembly).

24. **Agricultural Product Standards Amendment Bill** [B 15 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development - National Assembly).

25. **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].

26. **Basic Education Laws Amendment Bill** [B 2 – 2022] (National Assembly – section 76) – (Portfolio Committee on Basic Education – National Assembly).

27. **Marine Pollution (Prevention of Pollution from Ships) Amendment Bill** [B 5 – 2022] (National Assembly – section 76) – (Portfolio Committee on Transport – National Assembly).

28. **Climate Change Bill** [B 9 – 2022] (National Assembly – section 76) – (Portfolio Committee on Forestry, Fisheries and Environment – National Assembly).

29. **Marine Oil Pollution (Preparedness, Response and Cooperation) Bill** [B 10 – 2022] (National Assembly – proposed section 76) – (Portfolio Committee on Transport – National Assembly).

30. **Older Persons Amendment Bill** [B 11-2022] (National Assembly – proposed section 76) – (Portfolio Committee on Social Development – National Assembly).

31. **South African Postbank Limited Amendment Bill** [B12-2022] (National Assembly – section 75) (Portfolio Committee on Communications – National Assembly).

32. **National Youth Development Agency Amendment Bill** [B13-2022] (National Assembly – section 75) (Portfolio Committee on Women, Youth and Persons with Disabilities – National Assembly).

33. **Independent Municipal Demarcation Authority Bill** [B14-2022] (National Assembly – sec 76) (Portfolio Committee on Cooperative Governance and Traditional Affairs- National Assembly).

34. **Protection of Constitutional Democracy against Terrorist and Related Activities Amendment Bill** [B15-2022] (National Assembly – section 75) (Portfolio Committee on Police – National Assembly).

35. **Traditional Affairs General Amendment Bill** [B16-2022] (National Assembly – section 76) (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).

36. **Maintenance Amendment Bill** [B17-2022] (National Assembly – sec 75) (Portfolio Committee on Justice and Correctional Services – National Assembly).

37. **General Laws (Anti-Money Laundering and Combating Terrorism Financing)** Amendment Bill [B18-2022] (National Assembly – sec 75) (Standing Committee on Finance- National Assembly).

38. **Drugs and Drug Trafficking Amendment Bill** [B19-2022] (National Assembly – sec 75) (Select Committee on Security and Justice – National Council of Provinces).

39. **Division of Revenue Amendment Bill** [B22-2022] (National Assembly – proposed sec 76) (Select Committee on Appropriations- National Council of Provinces).

40. **Adjustments Appropriation Bill** [B23-2022] (National Assembly – proposed sec 77) (Select Committee on Appropriations- National Council of Provinces).

41. **Special Appropriation Bill** [B24-2022] (National Assembly – proposed sec 77) (Select Committee on Appropriations- National Council of Provinces).

42. **Rates and Monetary Amounts and Amendment of Revenue Laws Bill** [B25-2022] (National Assembly – proposed sec 77) (Select Committee on Finance- National Council of Provinces).

43. **Taxation Laws Amendment Bill** [B26-2022] (National Assembly – proposed sec 77) (Select Committee on Finance- National Council of Provinces).

44. **Tax Administration Laws Amendment Bill** [B27-2022] (National Assembly – proposed sec 75) (Select Committee on Finance- National Council of Provinces).

BILLS RETURNED TO ASSEMBLY FOR CONSIDERATION OF PRESIDENT'S RESERVATIONS

1. **Protection of State Information Bill** [B 6H – 2010] (National Assembly – sec 75).

2. **National Land Transport Amendment Bill** [B 7D – 2016] (National Assembly – sec 76).

BILL TO BE REFERRED TO MEDIATION COMMITTEE

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

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

1. **National Land Transport Amendment Bill** [B7F-2016] (National Assembly – sec 76)

2. **Performers Protection Amendment Bill** [B24D-2016] (National Assembly – sec 76).

3. **Copyright Amendment Bill** [B 13D – 2017] (National Assembly – section 76).

4. **Economic Regulation of Transport Bill** [B1B-2020] (National Assembly – section 76).

5. **National Road Traffic Amendment Bill** [B7B-2020] (National Assembly– section 76).

6. **Children's Amendment Bill** [B18B-2020] (National Assembly – sec 76).

7. **Expropriation Bill** [B23B-2020] (National Assembly – sec 76).

8. **Fund-raising Amendment Bill** [B29B-2020] (National Assembly – sec 76).

9. **Land Court Bill** [B11B-2021] (National Assembly – section 75).

10. **Drugs and Drug Trafficking Amendment Bill** [B19-2022] (National Assembly – section 75).

BILLS WITHDRAWN

1. **Agriculture Produce Agents Amendment Bill** [B33-2020] (National Assembly – sec 76).

INTERNATIONAL AGREEMENTS

1. **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).

2. **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).

3. **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).

4. **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).

5. **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 – reported on 31 May 2022).

6. **Combined Third to Sixth Periodic Report to the United Nations Committee on the Rights of the Child** (Tabled on 24 August 2022) (NA: Referred to Portfolio Committee on Social Development on 25 August 2022).

7. **The 2003 UNESCO Convention for the Safeguarding of Intangible Cultural Heritage (ICH)** (Tabled on 16 August 2022) (NA: Referred to Portfolio Committee on Arts and Culture on 22 September 20222).