REPUBLIC OF SOUTH AFRICA

MINUTES OF PROCEEDINGS

OF

NATIONAL COUNCIL OF PROVINCES

WEDNESDAY, 8 JULY 2020

1. The Council met at 10:05.

2. The Chairperson took the Chair and requested members to observe a moment of silence for prayers or meditation.

3. The Chairperson announced that the virtual sitting constituted a sitting of the National Council of Provinces.

4. [10:08] The Chairperson announced the appointment of Hon. Ms MB Bartlett as a permanent delegate representing the Northern Cape in the National Council of Provinces.

5. [10:11] Notices of motion.

6. [10:20] Mr SJ Mohai moved without notice: That the Council -

   (1) notes with a great sense of loss and sadness of the passing of Manzi Ellen Mashatile, the wife of the Treasurer-General of the African National Congress, Comrade Paul Mashatile after a long illness;

   (2) further notes that this double tragedy for the Mashatile family happens barely two weeks after the burial of his mother, Marriam Nomvula Mashatile who passed away on June 20 at the age of 82;

   (3) takes this opportunity to convey its heartfelt condolences to ANC Treasurer and wishes him strength and fortitude during this difficult time and hope the family will find the strength to pull through; and

(4) conveys its deep sense of sadness that this double tragedy happens at a time when the Treasurer General has taken time to isolate after one of the staff members in his office tested positive for Covid-19. We wish him good health.

Motion agreed to in accordance with section 65 of the Constitution.

7. [10:22] Mr M Rayi moved without notice: That the Council –

(1) notes that the Eastern Cape's most overwhelmed hospitals will be assisted by a military medical team of 75 doctors and nurses deployed to the province;

(2) further notes that the troubled hospitals set to receive the much needed relief will be Dora Nginza and Livingstone both in Port Elizabeth, Frere in East London, Nelson Mandela Academic in Umtata, Frontier Hospital in Komani and Tower Psychiatric Hospital in Fort Beaufort;

(3) also notes that this medical team will join and assist the Eastern Cape team that has dedicated their services to save the lives of the people of the Eastern Cape; and

(4) takes this opportunity to express its profound appreciation to our healthcare workers for their continued dedication and care for Covid -19 patients.

Motion agreed to in accordance with section 65 of the Constitution.

8. [10:27] Ms M Mmola moved without notice: That the Council –

(1) notes with utmost concern and condemnation that the owner of the Western Meadows Farm near St Albans in Port Elizabeth, has been accused of attempting to evict people living on her property by removing their roofs and switching off their services;

(2) further notes that according to the owner, Elma Rautenbach, she bought the farm in 2005 with six farm dwellers who used to work for the previous owners;

(3) also notes that Mbangisi Speelman,62, said he has lived on the farm since 1974 and trouble started when Rautenbach bought the farm and asked them to sign papers and accept R20 000 as compensation to leave the farm, which they refused; and

(4) takes this opportunity to call on the Department of Rural Development to intervene and defend these farm workers from victimisation and illegal eviction.

Motion agreed to in accordance with section 65 of the Constitution.

9. [10:31] Mr JJ Londt moved without notice: That the Council-

(1) notes with profound sadness and grief the death of Cllr. Hendrik Matthews Jansen, Mayor of Langerberg;

(2) notes that Cllr. Jansen who was affectionately known as "Henry" was born in McGregor in 1955 and grew up in the Agterkliphoogte rural area and after matriculating, worked as a farm worker, gaining valuable experience before being promoted to a managerial position;

(3) further notes that he was elected mayor of the Breerivier/Wynland Municipality in 2001 and in 2006, he joined the Cape Winelands District Municipality, becoming Deputy Mayor five years later; and

(4) takes this opportunity to convey its heartfelt condolences to the Jansen family and the community of Langerberg.

Motion agreed to in accordance with section 65 of the Constitution.

10. [10:33] Mr S Moletsane moved without notice: That the Council-

(1) notes with profound sadness and grief the passing away of "fighter" Sello Makatu Ntsunda, who was affectectionely known as "Ntsunda";

(2) notes that Ntsunda was the first Chairperson of the Economic Freedom Fighters in ward 7,Matjhabeng, Free State;

(3) further notes that Ntsunda,who will be buried in his hometown of Welkom on 11 July 2020; and

(4) takes this opportunity to convey its heartfelt condolences to his family.

Motion agreed to in accordance with section 65 of the Constitution.

11. [10:34] Mnr Du Toit stel sonder kennisgewing voor: Dat die Raad-

(1) kennisneem dat plaasaanvalle, plaasmoorde en grondgrype met rasse skrede toeneem;

(2) verder kennisneem dat daar sommige politici is wat roekelose uitlatings maak wat rassehaat aanblaas en verdeeldheid en polarisasie veroorsaak;

(3) in ag neem dat President Ramaphosa nie standpunt in neem oor plaasaanvalle en -moorde nie;

(4) ook in ag neem dat soos ander misdade byvoorbeeld transitorooftogte en bendegeweld, daar 'n behoefte is om plaasaanvalle as prioriteitsmisdaad te verklaar; en

(5) kennisneem dat die burgery nie meer die slagoffer sal wees nie. Die huis moet kennis neem dat vuur met vuur beveg sal word binne die raamwerk van die wet.

[That the Council-

(1) notes that farm attacks, farm murders and land grabs are increasing at an alarming rate;

(2) further notes that some politicians make reckless statements that inflame racial hatred and cause division and polarization;

(3) acknowledges that President Ramaphosa does not take a stand on farm attacks and murder;

(4) also acknowledges that, similar to crimes like cash-in-transit robberies and gang violence, it is necessary to declare farm attacks a priority crime; and

(5) realises that the citizenry will no longer be the victim and notes that fire will be fought with fire within the framework of the law.

Motion agreed to in accordance with section 65 of the Constitution.

12. [10:35] Mr ER Landsman moved without notice: That the Council –

(1) notes with utmost sadness and grief the untimely death of the MEC for Cooperative Governance, Human Settlement and Traditional Affairs, MEC Gordon Kegakilwe on Monday, 6 July 2020, a Covid-19 related illness;

(2) further notes that MEC Gordon Kegakilwe was a qualified educator and an avid advocate for tertiary education, and on several occasions tried to create study opportunities for young people who were faced with financial exclusion from furthering their studies due to poverty;

(3) acknowledges that MEC Gordon Kegakilwe was one of the finest, astute and distinguished members of the African National Congress who served the people of the North West with utmost humility and dedication until his untimely death; and

(4) takes this opportunity to convey its deepest condolences to the Kegakilwe family, the ANC and the people of the North West for their loss.

Motion agreed to in accordance with section 65 of the Constitution.

13. [10:36] Ms LC Bebee moved without notice: That the Council –

(1) notes with profound sadness and grief the death of iconic South African actress uMama Mary Twala, the mother of well-known celebrity Somizi Mhlongo;

(2) further notes that uMama Mary Twala who died at the age of 80 was a legendary star of stage and screen and leaves behind a proud legacy of a long career and inspiration;

(3) notes that in 2019 uMama Mary Twala was bestowed the Order of Ikhamanga in silver by President Cyril Ramaphosa; and

(4) takes this opportunity to convey its heartfelt condolences and support to the family, friends and colleagues of uMama Mary Twala. We thank you dearly for sharing uMama Mary with South Africa.

Motion agreed to in accordance with section 65 of the Constitution.

14. [10:37] Mr G Michalakis moved without notice: That the Council-

(1) welcomes the publication of the regulations on the reopening of cinemas and theatres by the Minister of Sports, Arts and Culture;

(2) notes with concern that the limitation of 50 people will not be financial viable for some cinemas and theatres;

(3) further notes that the Sector Relief fund is insufficient to cover all the artists that have been adversely affected as a result of the lockdown;

(4) acknowledges and appreciates the immense contribution made by the South African artists into the culture and fibre of the nation; and

(5) calls upon the Minister of Minister of Sports, Arts and Culture to source funding that will assist all the artists that are affected.

Motion agreed to in accordance with section 65 of the Constitution.

15. [10:39] Mr M Dangor moved without notice: That the Council –

(1) notes with profound sadness and grief the death of veteran playwright Welcome Msomi on Saturday, 4 July 2020 after a short illness;

(2) further notes that Mr Msomi was an accomplished writer and a prolific novelist who wrote his first book at the age of 15 and made a name for himself in isiZulu literature;

(3) acknowledges that Mr Msomi was the architecture and founder of the iZulu Dance Theatre and Music in Durban in 1965 and went on to play a very influential role as playwright and creative artist who shaped the country's arts and culture heritage and went to receive a Lifetime Achievement Award for Theatre from the Arts & Culture Trust in 2012; and

(4) takes this opportunity to convey its heartfelt condolences to the Msomi family and the performing arts industry.

Motion agreed to in accordance with section 65 of the Constitution.

16. [10:40] Mr K Mmoiemang moved without notice: That the Council –

(1) notes with utmost repugnance the reports of the rape of a two-year-old child who was in isolation at the Dr George Mukhari Academic Hospital in Pretoria; and

(2) takes this opportunity to call on the MEC for Health and MEC for Police in Gauteng to ensure that this case is thoroughly investigated and that it receives the highest priority to ensure that the perpetrator faces the full might of the law and that those who are found to have been negligent are made to account.

Motion agreed to in accordance with section 65 of the Constitution.

17. [10:46] Mr A Arnolds moved without notice: That the Council-

(1) notes with strongest condemnation the brutal actions of the City of Cape Town, for mercilessly dragging Mr Bulelani Qolani out from his shack;

(2) further notes that Mr Qolani was dragged out by the City's enforcement officers while naked in full view of the of the whole country;

(3) affirms that the province of the Western Cape is the home of Africans too and that no person should be treated in an inhumane manner;

(4) reaffirms that the actions of City of Cape Town are inconsistent with Covid-19 Regulations; and

(5) calls upon the law enforcement agencies to act swiftly against the actions of the City of Cape Town.

Motion agreed to in accordance with section 65 of the Constitution.

18. [10:49] Ms TC Modise moved without notice: That the Council –

(1) notes that North West Premier, Professor Tebogo Job Mokgoro has announced that he has tested positive for COVID-19 and is effectively in self-isolation;

(2) also notes that Premier Mokgoro took the COVID-19 test on Monday following the passing on of the MEC for Cooperative Governance, Human Settlements and Traditional Affairs, the late Mr Mothibedi Gordon Kegakilwe;

(3) further notes that Premier Mokgoro continues to discharge his duties and lead the province's response to the fight against Covid-19 whilst in self-isolation; and

(4) takes this opportunity to wish the Premier, MEC for Public Works and Roads, Mr Saliva Molapisi, Mondli Gungubele and MEC Tasneem Motara from Gauteng who have also since tested positive whilst discharging their official duties, good health and a speedy recovery.

Motion agreed to in accordance with section 65 of the Constitution.

19. FIRST ORDER [10:53]

Consideration of Report of Select Committee on Finance (Announcements, Tablings and Committee Reports, 7 July 2020) **2020 Special Adjustments Budget Revised Fiscal Framework**.

Debate concluded.

Declaration of vote made on behalf of the Western Cape.

Question put: That the Report be adopted.

IN FAVOUR: Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West.

AGAINST: Western Cape.

Report accordingly adopted in accordance with section 65 of the Constitution

20. The Council adjourned at 11:19.

P TYAWA
Acting Secretary to Parliament