

No 39 – 2019] FIRST SESSION, SIXTH PARLIAMENT

PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA

NATIONAL ASSEMBLY

ORDER PAPER

TUESDAY, 3 DECEMBER 2019

Meeting of House: 14:00

MOTIONS:

1. Draft resolution (Chief Whip of the Majority Party): That the House –
 - (1) notes that the Rules of the Political Office-Bearers Pension Fund require that, after a general election, members of the National Assembly must elect four members as trustees and four as alternates to serve on the Board of Trustees of the Fund; provided that two trustees and two alternates are members of the Majority Party and the remaining two trustees and two alternates are from amongst members of the Minority Parties;
 - (2) nominates from the Majority Party Ms M G Boroto, MP and Ms J M Mofokeng, MP as trustees; and Mr I K Morolong, MP and Adv H Mohamed, MP as alternates; and
 - (3) further nominates from the Minority Parties Dr D T George, MP and Dr C P Mulder, MP as trustees; and Ms M E Sukers, MP and Mr N Singh, MP as alternates.

ORDERS OF THE DAY:

1. Debate on 16 Days of Activism for no-violence against women and children: **Enough is enough - 365 days to end Gender-Based Violence.**
2. Consideration of **Third Report of National Assembly Rules Committee** (Announcements, Tablings and Committee Reports, 28 November 2019, p 4).
3. Consideration of Report of Portfolio Committee on Justice and Correctional Services on **Restoration of Advocate Nomgcobo Jiba and Advocate Lawrence Sithembiso Mrwebi to their positions of Deputy National Director of Public Prosecutions and Special Director of Public Prosecutions at National Prosecuting Authority, in terms of section**

12(6) of National Prosecuting Authority Act (No 32 of 1998) (Announcements, Tablings and Committee Reports, 28 November 2019, p 12).

4. Consideration of Request for **Permission in terms of Rule 286(4)(c) to inquire into amending other provisions of Defence Act, 2002 (Act No 42 of 2002)** (Interim Report of Portfolio Committee on Defence and Military Veterans on Defence Amendment Bill [B18 - 2017] (National Assembly – sec 75) see, Announcements, Tablings and Committee Reports, 25 November 2019, p 3).

QUESTIONS:

Cluster 5: Economics.

FURTHER BUSINESS

ORDERS OF THE DAY:

1. Consideration of Report of Portfolio Committee on Public Enterprises on **Oversight visit to Department of Public Enterprises and State-Owned Companies** (Announcements, Tablings and Committee Reports, 29 November 2019, p 4).
2. Consideration of Report of Standing Committee on Appropriations on **Oversight visit to Eskom Holdings SOC Limited from 14 to 16 October 2019** (Announcements, Tablings and Committee Reports, 28 November 2019, p 36).
3. Consideration of **Recommendation of a person for appointment as Deputy Public Protector** (Report of Portfolio Committee on Justice and Correctional Services, see Announcements, Tablings and Committee Reports, 27 November 2019, p 4).
4. Consideration of Report of Portfolio Committee on Transport on **2019/20 annual performance plans of entities of Department of Transport** (Announcements, Tablings and Committee Reports, 21 November 2019, p 12).
5. Decision of Question on **Recommendation of candidate for appointment to Public Service Commission** (Report of Portfolio Committee on Public Service and Administration, see Announcements, Tablings and Committee Reports, 20 November 2019, p 3).

MOTIONS (Notice given previously):

See p 79-81 (Ms N E Motaung, Mr K J Mileham, Mr N S Matiasse, Mr P R Moroatshehla, Mr S L Ngcobo, Mr P Mey, Ms E T Myeni, Mr S N Swart, Mr S J F Marais, Mrs T P Msane, Ms M D Mabiletsa, Mr A M Shaik Emam, Ms M R Mashego, Mr T T Gumbu, M Gen O S Terblanche, Mr T Malatji, Mrs M B Hicklin) p 112-114 (Ms T I Legwase, Dr L A Schreiber, Mr K Ceza, Mr B S Yabo, Inkosi B N Luthuli, Ms T Breedt, Mr S W Mdabe, Mr S N Swart, Mr V Zungula, Mr T W Mhlongo, Mr W T I Mafanya, Mr T N Mmutle, Ms P T Mantashe, Ms J S Mananiso, Mr D Joseph, Mr Z M D Mandela) p 131-134 (Ms P P Xaba, Mr K J Mileham, Mr M N Paulsen, Ms M M Ntuli, Mr M N Nxumalo, Dr W J Boshoff, Ms T Mgweba, Mr S N Swart, Mr J J McGluwa, Mr M N Paulsen, Mr G G Mpumza, Mr A M Shaik Emam, Mr T N Mmutle, Mr M A Tseki, Ms C V King, Mr W T Letsie, Ms D Kohler, Mr A C Ross) p 161-164 (Mr E T Myeni, Ms T Mbabama, Ms L H Arries, Ms M L Lubengo, Mr X Ngwezi, Mr I M Groenewald, Ms P P Dyantyi, Ms S Sukers, Ms T L Marawu, Mr M S F de Freitas, Ms M S Khawula, Ms J Hermans, Mr A M Shaik Emam, Ms N N Sihlwayi, Ms F A Masiko, Mr M S Malatsi, Ms B Maluleke, Mr K Ceza, Ms T A Khanyile, Mr J J McGluwa) p 189-190 (Mrs V van Dyk, Mrs D B Ngwenya, Ms M Modise, Mr K P Sithole, Mr W W Wessels, Mr O M Mathafa, Mr W M Thring, Mr N L S Kwankwa, Mr B B Nodada, Ms N N Chirwa, Ms M C Dikgale, Mr A M Shaik-Emam, Mr X S Qayiso, Ms Z Mlenzana, Mr H C C Krüger) p 213-216 (Mr N Capa, Mr S L Ngcobo, Mr K M Montwedi, Ms N G Adoons, Mr X Ngwezi, Mr F J Mulder, Ms P P Xaba-Ntshaba, Mr W M Thring, Mr N L S Kwankwa, Mr I S Seitholo, Mr T M Langa, Ms M M Gomba, Mr A M Shaik-Emam, Mr S M Kula, Mr L M Ntshayisa, Ms J Hermans, Ms A M M Weber, Dr S S Thembekwayo, Ms E D Peters, Mrs D B Ngwenya, Ms S J Graham).

MOTIONS (Notice given on 26 November 2019):

1. Subject for discussion (Ms A S Zuma): Supporting locally manufactured goods and services as a recognised contributor to job creation and retention.
19(2)dn170e
2. Subject for discussion (Ms N K Sharif): The use of sexually explicit images, videos as well as revenge porn and their negative impact and contribution to gender-based violence.
19(2)dn171e
3. Subject for discussion (Mr M N Paulsen): The professionalisation of the South African Public Service where competent candidates are recruited and developed for the benefit of all South Africans.
19(2)dn172e
4. Subject for discussion (Mr S W Mdabe): Strengthening cooperation between the state, private sector, and civil society to combat illicit trade.
19(2)dn173e
5. Subject for discussion (Mr S L Ngcobo): The root causes of violence in South Africa, the moral decay and lawlessness that has besieged our society, and the need for moral revival in communities,
19(2)dn174e

6. Subject for discussion (Mr P A van Staden): The high volume of problems experienced with the maintenance of medical equipment and machinery in state hospitals, and the reasons for delays in affecting repairs and maintenance timeously.
19(2)dn175e
7. Subject for discussion (Mr X Nqola): The use of previously marginalized official languages in South African courts to ensure that justice is accessible to all citizens.
19(2)dn176e
8. Subject for discussion (Mr S N Swart): The urgent need for public awareness and far more life-savers on our beaches particularly with the Christmas and school holidays approaching.
19(2)dn177e
9. Subject for discussion (Mr N L S Kwankwa): Strategies to mitigate the effects of climate change on South Africa's food and water security.
19(2)dn178e
10. Subject for discussion (Ms E R J Spies): The high increase in drop-outs from the National Certificate for Vocational training program.
19(2)dn179e
11. Subject for discussion (Mr M N Paulsen): How the South African government can play a leading role in climate mitigation strategy.
19(2)dn180e
12. Subject for discussion (Mr B S Yabo): Initiatives to improve the country's skills development in the fields of science and technology.
19(2)dn181e
13. Subject for discussion (Mr A M Shaik Emam): Poor or lack of funding for women sports in South Africa.
19(2)dn182e
14. Subject for discussion (Ms V T Malinga): The revival and strengthening of state-owned enterprises in order to deliver on their developmental mandates, thereby advancing a key national objective.
19(2)dn183e
15. Subject for discussion (Ms M D Mabiletsa): Addressing the challenge of poverty and inequality through industrialising the economy in order to ensure greater levels of participation by historically disadvantaged citizens.
19(2)dn184e
16. Subject for discussion (Ms H S Winkler): The need for Parliament to take proactive measures to prevent plastic pollution by discarding the provision of bottle water during its proceedings and adopting environmentally friendly alternatives for consuming water.
19(2)dn185e
17. Subject for discussion (Mr G J Skosana): Encouraging the private sector to make use of youth employment incentive schemes and to target the youth in its recruitment efforts.
19(2)dn186e

18. Draft resolution (Ms H O Mkhalihi): That the House -

- (1) notes the wage agreement reached between the South African Airways (SAA), the National Union of Metalworkers of South Africa (NUMSA), and the South African Airways Cabin Crew Association (SAACCA) and ratified on 21 November 2019;
- (2) further notes that the unions took industrial action against SAA because of the failure of the employer to be reasonable to the plight of the workers at SAA;
- (3) acknowledges that the agreement, inter alia includes, an increase of 5.9% on total cost of employment retrospective to 1 April 2019, which will be paid in the February 2020 payroll, subject to availability of funding; the back payment for the first six months from April to September 2019 which will be paid in the March 2020 payroll; and the remaining four months from October 2019 to January 2020 back pay will be paid in the April 2020 payroll;
- (4) further acknowledges that this is a victory for the workers, and a lesson to employers that workers must not suffer because of the greed and mismanagement of companies by bosses who earn offensively high salaries; and
- (5) congratulates the unions and SAA for finally reaching an agreement.

19(2)dn187e

APPENDIXES

PETITIONS REFERRED TO COMMITTEES

1. **Petition from the residents of Germiston, Ekurhuleni metropolitan municipality calling on the Assembly to investigate the numerous power outages (Mr M Waters)** – (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).
2. **Petition from the residents of Boksburg, Ekurhuleni metropolitan municipality, calling on the Assembly to investigate the numerous power outages (Mr M Waters)** – (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).
3. **Petition from the residents of Kempton Park, calling on the Assembly to investigate chronic inadequate visible policing and shortage of vehicles at the Kempton Park police station (Mr M Waters)** – (Portfolio Committee on Police – National Assembly).
4. **Petition from the residents of Albertyn, calling on the Assembly to investigate public participation and legislative compliance in the**

proposed housing development in Alberton (Mr D Bergman) – (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).

5. **Petition from the residents of Wattville, Benoni calling on the Assembly to address the escalation of crime, including gender-based violence and violence against children, and the need for a police station in their area (Ms H Ismail) – (Portfolio Committee on Police – National Assembly).**
6. **Petition from the residents of Actonville, Benoni, calling on the Assembly to investigate the high crime rate and drugs, the provision of police kiosks and police vehicles in their area (Ms H Ismail) – (Portfolio Committee on Police – National Assembly).**
7. **Petition from the residents of the City of Ekurhuleni, calling on the Assembly to investigate the chronic inadequate refuse removal services in their area (Ms H Ismail) – (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).**
8. **Petition from the residents of Dryharts village, calling on the Assembly to investigate the re-opening of the Molehabangwe Middle School (Mr I S Seitholo) – (Portfolio Committee on Basic Education – National Assembly).**
9. **Petition from the residents of Kokomeng and neighbouring villages, calling on the Assembly to investigate and prioritize the re-opening of the Kokomeng police station (Mr I S Seitholo) – (Portfolio Committee on Police – National Assembly).**
10. **Petition from the residents of Bredell, Pomona, Brentwood Park and Glen Marais (ward 25), City of Ekurhuleni, calling on the Assembly to investigate the collapse of the reliable supply of electricity in their areas (Ms H Ismail) – (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).**

BILLS REFERRED TO JOINT TAGGING MECHANISM (JTM)

1. **Military Discipline Bill [B 21 - 2019] (National Assembly – proposed sec 75).**
2. **Prescription in Civil and Criminal Matters (Sexual Offences) Amendment Bill [B 22 - 2019] (National Assembly – proposed sec 75).**

BILLS REFERRED TO COMMITTEES

1. **National Land Transport Amendment Bill** [B 7D – 2016] (National Assembly – sec 76) – (Portfolio Committee on Transport – National Assembly).
2. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76) – (Select Committee on Security and Justice – National Council of Provinces).
3. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
4. **Road Accident Benefit Scheme Bill** [B 17B – 2017] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
5. **Defence Amendment Bill** [B 18 – 2017] (National Assembly – sec 75) – (Portfolio Committee on Defence and Military Veterans – National Assembly).
6. **International Crimes Bill** [B 37 – 2017] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
7. **Airports Company Amendment Bill** [B 5B – 2018] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
8. **Air Traffic and Navigation Services Amendment Bill** [B 6B – 2018] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
9. **Social Assistance Amendment Bill** [B 8 – 2018] (National Assembly – sec 76) – (Portfolio Committee on Social Development – National Assembly).
10. **Prevention of Hate Crimes and Hate Speech Bill** [B 9 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
11. **Civil Union Amendment Bill** [B 11B – 2018] (National Assembly – sec 75) – (Select Committee on Health and Social Services – National Council of Provinces).
12. **State Liability Amendment Bill** [B 16 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
13. **Hydrographic Bill** [B 17B – 2018] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
14. **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).
15. **South African Reserve Bank Bill** [B 26 – 2018] (National Assembly – sec 75) – (Standing Committee on Finance – National Assembly).

16. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76) – (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Labour and Employment – National Council of Provinces).
17. **National Health Amendment Bill** [B 29 – 2018] (National Assembly – sec 76) – (Portfolio Committee on Health – National Assembly).
18. **Science and Technology Laws Amendment Bill** [B 42B - 2018] (National Assembly – sec 75) – (Portfolio Committee on Higher Education and Science and Technology – National Assembly).
19. **Civil Aviation Amendment Bill** [B 44 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
20. **Local Government: Municipal Systems Amendment Bill** [B 2 – 2019] (National Assembly – sec 76) – (Portfolio Committee Cooperative Government and Traditional Affairs – National Assembly).
21. **National Health Insurance Bill** [B 11 - 2019] (National Assembly – sec 76) – (Portfolio Committee on Health – National Assembly).
22. **Recognition of Customary Marriages Amendment Bill** [B 12 - 2019] (National Assembly – sec 76) – (Portfolio Committee on Justice and Correctional Services – National Assembly) (Referred to National House of Traditional Leaders on 8 November 2019).
23. **Judicial Matters Amendment Bill** [B 13 - 2019] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
24. **Independent Electricity Management Operator Bill** [B 14 - 2019] (National Assembly – sec 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly).
25. **Adjustments Appropriation Bill** [B 16 – 2019] (National Assembly – sec 77) – (Standing Committee on Appropriations – National Assembly).
26. **Rates and Monetary Amounts and Amendment of Revenue Laws Bill** [B 17 – 2019] (National Assembly – sec 77) – (Select Committee on Finance – National Council of Provinces).
27. **Taxation Laws Amendment Bill** [B 18B – 2019] (National Assembly – sec 77) – (Select Committee on Finance – National Council of Provinces).
28. **Tax Administration Laws Amendment Bill** [B 19 – 2019] (National Assembly – sec 75) – (Select Committee on Finance – National Council of Provinces).
29. **Promotion of Access to Information Amendment Bill** [B 20 – 2019] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).

30. **Military Discipline Bill** [B 21 - 2019] (National Assembly – proposed sec 75) – (Portfolio Committee on Defence and Military Veterans – National Assembly).
31. **Prescription in Civil and Criminal Matters (Sexual Offences) Amendment Bill** [B 22 - 2019] (National Assembly – proposed sec 75) - (Portfolio Committee on Justice and Correctional Services – National Assembly).

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. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76).
3. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75).
4. **Civil Union Amendment Bill** [B 11B – 2018] (National Assembly – sec 75).
5. **Hydrographic Bill** [B 17B – 2018] (National Assembly – sec 75).
6. **Local Government: Municipal Structures Amendment Bill** [B 19B – 2018] (National Assembly – sec 76).
7. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76).
8. **Rates and Monetary Amounts and Amendment of Revenue Laws Bill** [B 17 – 2019] (National Assembly – sec 77).
9. **Taxation Laws Amendment Bill** [B 18B – 2019] (National Assembly – sec 77).
10. **Tax Administration Laws Amendment Bill** [B 19 – 2019] (National Assembly – sec 75).
11. **Promotion of Access to Information Amendment Bill** [B 20 – 2019] (National Assembly – sec 75).

INTERNATIONAL AGREEMENTS

1. **Convention establishing the Square Kilometre Array (SKA) Observatory** (Tabled on 18 September 2019) (NA: Referred to Portfolio Committee on Higher Education, Science and Technology on 19 September 2019 – reported on 8 October 2019 – approved on 6 November

2019) (NCOP: Referred to Select Committee on Education and Technology, Sports, Arts and Culture on 19 November 2019).

2. **Agreement between the Government of the Republic of South Africa and the International Centre for Genetic Engineering and Biotechnology (ICGEB) on the Establishment of an International Centre for Genetic Engineering and Biotechnology (ICGEB) Component in the Republic of South Africa** (Tabled on 18 September 2019) (NA: Referred to Portfolio Committee on Higher Education, Science and Technology on 19 September 2019) (NCOP: Referred to Select Committee on Education and Technology, Sports, Arts and Culture on 19 November 2019).
3. **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).
4. **Treaty between the Government of the Republic of South Africa and the Government of the Republic of Bangladesh on Extradition** (Tabled on 14 November 2019) (NA: Referred to Portfolio Committee on Justice and Correctional Services on 18 November 2019).
5. **Treaty between the Government of the Republic of South Africa and the Government of the Republic of Bangladesh on Mutual Legal Assistance in Criminal Matters** (Tabled on 14 November 2019) (NA: Referred to Portfolio Committee on Justice and Correctional Services on 18 November 2019).
6. **Agreement between the Government of the Republic of South Africa and the European Atomic Energy Community (EURATOM) for Co-operation in the Peaceful Uses of Nuclear Energy** (Tabled on 14 November 2019) (NA: Referred to Portfolio Committee on Mineral Resources and Energy on 18 November 2019).