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NATIONAL COUNCIL OF PROVINCES
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PROCEEDINGS OF NATIONAL COUNCIL OF PROVINCES

The Council met at 14:06.

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

**ADOPTION OF THE RULES OF THE NATIONAL COUNCIL OF PROVINCES,
10TH EDITION**

The CHAIRPERSON OF THE NCOP: Hon delegates, we will now move to the Order of the Day, which is the adoption of the Rules of the NCOP, 10th Edition. We will now proceed to voting on the order.

Question put: That the Rules be agreed to.

Voting.

In Favour: [TAKE IN FROM MINUTES]

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Rules accordingly agreed to in accordance with section 65 of the Constitution.

ANNOUNCEMENT

The CHAIRPERSON OF THE NCOP: I also want to indicate to you, hon members, that the very same Rules that we have adopted to today, they also apply to the processes of hybrid sittings.

Hon members, before we proceed to the next item, I would like to inform the delegates of the Rules relating to the virtual and hybrid meetings and sittings in particular subrules 21, 22 and 23 of Rule 103 which provides as follows:

A hybrid sitting constitutes a sitting of the NCOP. Delegates in the hybrid sitting enjoy the same powers and privileges that apply in a sitting of the National Council of Provinces. For purposes of the quorum, all delegates who are locked on the virtual platform shall be considered present. Delegates must switch on their videos if they want to speak. Delegates should ensure that the microphones on their electronic devices are muted and must always remain muted unless they are permitted to speak.

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All delegates in the Chamber must use the floor microphone. All delegates may participate in the discussion through the chat functionality. Hon delegates, please, note that you will have to insert your cards to register on the Chamber system and use the system in the House. Hon delegates, I would like to request delegates who experience connectivity challenges to use a still photograph for identification on the virtual platform. In addition, delegates on the virtual platform log on with one device only as being logged on with two or more devices further lowers the bandwidth.

Further, kindly note that the interpretation facility is active. Permanent delegates, special delegates and the South African Local Government Association, Salga, representatives on the virtual platform are requested to ensure that the interpretation facilities on their electronic devices are properly activated to facilitate access to the interpretation services. The permanent delegates, special delegates and Salga representatives in the Chamber should use the interpretation instruments on their desks to access the interpretation facilities.

Hon members, that would be all that we wanted to share with your good self. We will now proceed to the next item on our

agenda, which is the first motion. We shall now proceed to the motion as stated and, of course, as printed on the Order Paper in the name of the Chief Whip. I call upon the Chief Whip to move the motion. Hon the Chief Whip.

**DESIGNATION OF MEMBERS TO REPRESENT PARLIAMENT IN THE PAN-
AFRICAN PARLIAMENT IN TERMS OF ARTICLE 4(2) AND (3) OF THE
PROTOCOL TO THE TREATY ESTABLISHING THE AFRICAN ECONOMIC
COMMUNITY RELATING TO THE PAN-AFRICAN PARLIAMENT**

(Draft Resolution)

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Chairperson of the NCOP, I rise as the Chief Whip of the Council that the Council designates the following Members of Parliament in the Pan-African Parliament in terms of article 4(2) and (3) of the Protocol to the Treaty Establishing the African Economic Community Relating to the Pan-African Parliament.

Ms R Mtshweni - Tsipane (ANC)

Mr M Ntuli (ANC);

Mr M Chetty (DA);

Ms D Zuma-Sambudla (MK); and

Mr V Pambo (EFF).

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Question put: That the Motion be agreed to.

In favour: Eastern Cape, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

Abstain: Free State.

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

**ELECTION OF MEMBERS TO REPRESENT PARLIAMENT IN THE SOUTHERN
AFRICAN DEVELOPMENT COMMUNITY PARLIAMENTARY FORUM IN TERMS OF
ARTICLE 7(2) OF THE CONSTITUTION OF THE FORUM**

(Draft Resolution)

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Again, Chairperson of the NCOP, I rise as the Chief Whip of the Council that the Council elects the following members to represent Parliament in the Southern African Development Community Parliamentary Forum, popularly known as SADC, in terms of article 7(2) of the Constitution of the Forum:

(a) Ms A T Didiza (Speaker of the National Assembly)

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- (b) Ms S E Lucas (ANC);
- (c) Mr K M Mmoiemang (ANC);
- (d) Mr B S Madikizela (DA);
- (e) Mr D M Skosana (MK); and
- (f) Ms N V Mente-Nkuna (EFF).

Question put: That the Motion be agreed to.

In favour: Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

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

ELECTION OF MEMBERS SERVE ON THE JUDICIAL SERVICES COMMISSION

(Draft Resolution)

Setswana:

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Ke go tlotlile gape Modulasetilo wa Khansele ya Boditshaba ya Kgaolo ya Diporofense ...

English:

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... as I rise as the Chief Whip of the Council that in terms of section 178 (1) (i) of the Constitution, that the Council designates the following Members to serve on the Judicial Services Commission:

Ms R Mtshweni-Tsipane, Mr K M Mmoiemang, Adv Inkosi M Nonkonyana and Mr N Gotsell.

I so move, national Chair.

Question put: That the Motion be agreed to.

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

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

ELECTION OF MEMBERS TO SERVE ON THE MAGISTRATES COMMISSION

(Draft Resolution)

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Hon Chairperson of the National Council of Provinces, I rise in terms of

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section 3(1) (a) (xi) of the Magistrate Act, 90 of 1993 that the Council designates the following Members to serve on the Magistrates Commission:

Firstly, hon S P Mabilo, the alternate will be hon D W Fienies. Secondly, hon M Feni, the alternate will be hon Ndlangisa-Nodada. Thirdly, hon C S Nxumalo, the alternate will be hon M P Sibande, and fourthly, hon H P Britz, the alternate will be hon M Billy.

I so move, national Chair.

Question put: That the Motion be agreed to.

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

Accordingly, agreed to in accordance with section 65 of the Constitution.

**ELECTION OF MEMBER TO SERVE AS TRUSTEE ON THE BOARD OF
TRUSTEES OF THE OFFICE-BEARERS PENSION FUND**

(Draft Resolution)

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Hon Chairperson of the National Council of Provinces, again, allow me to rise on behalf of the Council.

That the Council-

- (1) notes that the Rules of the Political Office-Bearers Pension Fund require that, after a general election, permanent delegates to the National Council of Provinces must elect one permanent delegate as trustee and one as an alternate to serve on the Board of Trustees of the F Pension Fund, and
- (2) therefore, move that the Council appoints Ms R Mtshweni-Tsipane, our Chairperson of the National Council of Provinces as trustee, and Adv Inkosi M Nonkanyana as an alternate.

I so move, Chair of the National Council of Provinces. Thank you.

Question put: That the Motion be agreed to.

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

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

DESIGNATION OF PARMED MEDICAL AID SCHEME TRUSTEE MEMBER

(Draft Resolution)

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Hon Chairperson of the National Council, I move the motion printed in my name on the Order Paper that the Council designates the following member as the Parmed Medical Aid Scheme Trustee Member to represent the Members of Parliament of this House. The name is there of is: Mr K M Mmoiemang.

Question put: That the Motion be agreed to.

In favour: Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

Accordingly, agreed to in accordance with Section 65 of the Constitution.

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**DESIGNATION OF MEMBERS ALTERNATE TO SERVE ON EQUALITY REVIEW
COMMITTEE**

(Draft Resolution)

The CHIEF WHIP OF THE NCOP (Mr K M Mmoiemang): Hon Chairperson of the National Council, I move the motion printed in my name on the Order Paper that the Council, designate Mr P A Phala and Ms J S Mananiso, alternate, to serve on the Equality Review Committee in terms of section 32 of the Promotion of Equality and Prevention of Unfair Discrimination Act 4 of 2000.

Question put: That the Motion be agreed to.

In favour: Eastern Cape, Free State, Gauteng, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape, North West, Western Cape.

Accordingly, agreed to in accordance with Section 65 of the Constitution.

ELECTION OF OFFICE BEARERS

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The CHAIRPERSON OF THE NCOP: Hon members, we will now proceed to the election of the Programming Whip of the National Council of Provinces. I will now call for nomination of candidates in terms of the Council Rule 22(1) in terms of our rules. Delegates are therefore requested to state their full names and their provinces when nominating the candidates. Hon members will do so by show of hands and I will accordingly note you.

I see there is a hand from the hon member from Limpopo.

Mr M F MOKWELE: Hon members, greetings. I am hon Malisela France Mokwele, permanent delegate from Limpopo. I rise to nominate the hon Kolobe Regina Molokomme for the position of Programming Whip. Thank you.

IsiXhosa:

Mnu M NONKONYANA: Sihlalo namalungu ahloniphekileyo, ndisuka kwela phondo leengqwele iMpuma Koloni. Nam esi sigantsontso sesidlamlilo sombutho siphakanyiswa liphondo laseLimpopo ndiyasixhasa.

English:

I do second the motion.

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The CHAIRPERSON OF THE NCOP: Hon members, any other nomination?

Hon members, if none, on behalf of all present, I wish to congratulate the hon Molokomme on her election of the Programming Whip of this Council.

Thank you very much. Hon members, we will now move on to the next item which is the election of the Chairperson of Committees. I now call for nomination of candidates in terms of Council Rule 7(1). Hon delegates are requested to state their full names and their provinces when nominating the candidate. You will do so by show of hands. The hon Badenhorst.

Mr F J BADENHORST: Hon Chairperson, I Frederik Jakobus Badenhorst, permanent delegate from the Western Cape will hereby like to nominate the hon Dennies Richard Ryder as the House Chairperson of Committees. Thank you.

Mr M NONKONYANA: Hon Chairperson and hon members, I rise on behalf of the ANC to second the nomination.

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The CHAIRPERSON OF THE NCOP: Hon members, are there any further nominations? None.

Hon members, that being no further nominations; I can see they are already congratulating each other. [Laughter.]

[Interjections.]

Hon members, I am not done, hon Badenhorst!

I declare the hon Ryder properly elected as the House Chairperson of Committees in the National Council of Provinces.

On behalf of all present, hon Ryder, I wish to congratulate you as the House Chairperson of Committees. Hon members, you can now clap hands for him.

Hon members we will now proceed to the election of the House Chairperson: Members' Support and International Relations.

I now call for candidates in terms of Council Rule 7(1). Hon delegates are requested to state their full names and their

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provinces when nominating the candidates for record purposes.

The hon Mabilo.

Mr S P MABILO: Hon Chairperson, my name is Solomon Patrick Mabilo, a permanent member of the Northern Cape National Council of Provinces, NCOP. I hereby nominate the name of the hon Bhekisizwe Radebe for the Chairperson: Members' Support and International Relations, House Chairperson.

Thanks.

The CHAIRPERSON OF THE NCOP. Is there any seconder?

I thought the hon Badenhorst will second.

[Laughter.]

The hon Nxumalo. You can proceed.

Ms C S NXUMALO: Hon Chairperson, I am hon Sylvia Nxumalo permanent delegate from Mpumalanga province. I second. Thank you.

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The CHAIRPERSON OF THE NCOP: Hon members, are there further nominations?

There being no further nominations, I declare the hon Radebe as properly elected as the House Chairperson: Members' Support and International Relations of the National Council of Provinces.

On behalf of all present hon Radebe, I wish to congratulate you on your election as the House Chairperson: Members' Support and International Relations.

Hon delegates, we will now proceed to the election of the Deputy Chairperson of the National Council of Provinces.

Hon delegates, in terms of item 2 of Part A Schedule 3 of the Constitution, I will request for the nomination of the Deputy Chairperson of the National Council of Provinces.

In terms of item 3(1) of Part A of Schedule 3 of the Constitution, a nomination must be made on the form prescribed by the rules mentioned in item 9 in accordance with item 3(2b) the form on which a nomination is made must be signed on behalf of the two provincial delegations, If the Deputy

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Chairperson of the National Council of Provinces is to be elected.

Further, item 3(3) of Part A to Schedule 3 of the Constitution provides that a person who is nominated must indicate the acceptance of the nomination by signing either the nomination form or any other form of written confirmation.

In terms of item 4, no debate will be allowed.

I will now request for nomination.

Delegates are requested to state their full names and their provinces when nominating the candidate.

Accordingly, I will open it to this House.

The hon Chief Whip.

Setswana:

MOETAPELEMOGOLO WA MALOKO WA NCOP (Rre K M Mmoiemang): Ke go tlotlile gape Modulasetilo wa Ntlo ya Bosetšhaba ya diPorofense.

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English:

I rise as a permanent delegate from the Northern Cape province, to nominate the hon Govender, permanent delegate from KwaZulu-Natal legislature as the Deputy Chairperson of the National Council of Provinces. Thank you.

The CHAIRPERSON OF THE NCOP: Hon members, any other nominations?

I am still coming to you.

Is there a seconder on the nomination?

Mr T M KAUNDA: Hon Chairperson, I am hon Thomas Mxolisi Kaunda from KwaZulu-Natal province and a permanent delegate, I rise to support or to second the nomination of the hon Govender as the Deputy Chairperson of this House. Thank you.

The CHAIRPERSON OF THE NCOP: Hon members, I have requested that the acceptance note be sent and be circulated to the hon member.

I am advised by the table staff that they have since received it and if I could be furnished with it, Secretary.

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Hon members, I have satisfied myself that indeed that the nomination form does comply with the requirements.

There being no further requirements, and the nominee having accepted the nomination, I declare the hon Govender to be duly elected as the Deputy Chairperson of the National Council of Provinces.

Mr F J BADENHORST: Hon Chairperson, may I just enquire? Is the position of the Deputy Chairperson of the National Council of Provinces not a provincial Vote?

Hon Chairperson, sorry for disturbing you.

The CHAIRPERSON OF THE NCOP: I am sorry.

Hon Badenhorst, firstly, we did not have the second nominee for the position. Thirdly, what we did we circulated the request to our respective provinces. There has not been any opposing view in this regard. Hence, we are not requesting any of you to express in this House as to how would have you been mandated by your respective provinces because we did receive your submission in each and every province.

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So, what transpired here is a true reflection of what all the delegates from various provinces have been mandated to do just exactly what you did today.

I do not know if that satisfies you.

Mr F J BADENHORST: Madam Chair, thank you very much. It is just that none of us were aware of the mandates were received by individual provinces. That is why I asked the question, but you have now clarified it. Thank you very much Mam.

The CHAIRPERSON OF THE NCOP: Hon members, I thought you were going to cheer for the hon Govender!

Hon Govender, on behalf of all present here, we want to take this opportunity and congratulate you on your nomination and election as the Deputy Chairperson of the National Council of Provinces. I will allow you an opportunity to come to the podium and give the acceptance maiden speech of your election.

The DEPUTY CHAIRPERSON OF THE NCOP: Chairperson of the NCOP hon Ms Mtsweni-Tsipane, Chief Whip of the NCOP hon Mmoiemang, permanent and special delegates, distinguished guests and fellow South Africans, I stand before you today with a

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profound sense of gratitude and humility as I accept the responsibility of this important leadership role to serve as the Deputy Chairperson of the NCOP. As I step into this new role, I am acutely aware of the weighty responsibility that it carries.

Our nation faces formidable challenges, and we must not falter in our efforts to serve the people of South Africa. We know that we are a great people and a resilient nation. Leaving the House today, we must be filled with optimism and resolve because the people of South Africa have decided to change the nation's destiny. Their decision to vote in a way which opened the doors for a Government of National Unity has tremendous meaning for us. The term unity means the state of being united as a whole. This means that our work is not the task of one person, organisation or one arm of the government. It is a collective. That calling is for all of us to find the opportunity to express our shared commitment to servant leadership. At the outset, I must record my thanks and appreciation to my predecessor hon Sylvia Lucas, and all hon members who served in this House during the Sixth Administration.

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Profoundly, we began the seventh dispensation emboldened by a clear electoral mandate by the people of South Africa to advance the interests of all South Africans through a multiparty leadership construct. The 2024 election results demanded a new approach of strategic compacting amongst all political parties through consensus building and cohesion to advance the national and developmental interests of our country.

Hon members, after our President's announcement of the Cabinet on Sunday 20 June, the National Assembly and the NCOP must now proceed with great urgency to pass the Budget and engage in critical processes to give effect to our constitutional mandate of lawmaking, oversight, public participation and parliamentary diplomacy. In doing so, this honourable House must also ensure that it positions itself appropriately to measurably reduce high levels of poverty and inequality, unemployment as well as gender-based violence and femicide.

Let us, therefore, remain anchored in a common understanding of the supremacy of the Constitution of our country, including the underlying imperatives of protecting and advancing national interests, while at the same time, we improve the lives of the very people through whose votes we are here in

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this hallowed House. I urge every hon member of the NCOP to never lose sight of the fact that we are here to serve people in every province without fear or favour.

We were not voted into this office and deployed by our political principles to be self-serving. Servant leadership must be our driving force at all times. As I conclude, I must express my sincere gratitude to the leadership collective of my political home, the IFP, for their confidence in me. My journey to such a high office would not have been possible without the confidence and support of the IFP's president hon Minister V F Hlabisa, Deputy Minister hon Narend Singh, the Parliamentary Caucus and the IFP as a whole, whom I thank most sincerely.

To you, hon Chairperson, I offer my full commitment to support and work alongside you. I see you as a formidable leader who has a clear vision for the role of the NCOP in the future of our country. I look forward to many robust engagements that seek to build on the shared vision of a legacy of accountability and transparency in this House and all legislatures across our country. This quote by the Hindu sage, Swami Vivekananda, sums up our work, "It is a privilege to serve mankind, for this is the worship of God." Together we

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will indeed attain the goals and aspirations of our people. I thank you.

The CHAIRPERSON OF THE NCOP: Thank you very much, hon Govender. That then brings us to the conclusion of the business of the day. I wish to thank all the permanent delegates, premiers, MECs, speakers and deputy Speaker, chairs of chairs, Chief Whips and all other members of provincial legislatures who participated in today's sitting as special delegates, the president of SA Local Government Association, Salga, and all Salga representatives for availing themselves for the plenary. The House is duly adjourned.

The Council Adjourned at 15:00