Friday, 28 August 2026]

No 143—2026] THIRD SESSION, SEVENTH PARLIAMENT

PARLIAMENT

OF THE

REPUBLIC OF SOUTH AFRICA

ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

FRIDAY, 28 AUGUST 2026

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ANNOUNCEMENTS

National Assembly

The Speaker

1. Referral to Committees of papers tabled

(1) The following paper is referred to the **Portfolio Committee on Forestry, Fisheries and Environment**:

(a) Government Notice No. 7699, published in *Government Gazette* No. 54998, dated 17 July 2026: Consultation on the intention to declare certain properties situated in the Eastern Cape Province to be part of the existing Addo Elephant National Park, in terms of the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003).

TABLINGS

National Assembly and National Council of Provinces

1. The Speaker and the Chairperson

(a) Report and Financial Statements of the Financial and Fiscal Commission (FFC) for 2025-26, including the Report of the Auditor-General on the Financial Statements and Performance Information for 2025-26.

COMMITTEE REPORTS

National Assembly

Report of the Powers and Privileges Committee into allegations of conduct constituting contempt of Parliament by Hon J S Malema

A. Background

In 2019 and in a matter involving the Economic Freedom Fighters (EFF) and the former Minister of Finance, Mr Trevor Manuel, Justice Matojane found against the EFF, ruling that the party pay the former Minister of Finance R500 000.00 (Five Hundred Thousand Rand) for claiming that he oversaw a "corrupt" process to appoint the South African Revenue Service Commissioner, Mr Edward Kieswetter.

Mr Malema was a member of the Judicial Service Commission ("the JSC") when it sat on 15 April 2021 to interview, amongst others, Justice Matojane, who was applying for a position in the Supreme Court of Appeal. At the time that the JSC meeting was underway, there was a pending application before the Constitutional Court about the same defamation matter. During the interview exchanges between Mr Malema and Justice Matojane, Mr Malema asked Justice Matojane about how he arrived at the conclusion that it was appropriate for him to award R500 000.00 (Five Hundred Thousand Rand) without any of the parties leading any oral evidence.

On 19 May 2021, Mr L Naidoo, the Executive Secretary of the Council for the Advancement of the South African Constitution ("CASAC") lodged a complaint to the Joint Committee on Ethics and Members' Interests ("the Ethics Committee"). Subsequently, Mr Malema was found to have violated various clauses of the Code of Ethical Conduct and Disclosure of Members' Interests ("the Ethics Code"). On 22 November 2021, the Ethics Committee adopted the following recommendation in respect of sanction:

> "*That the member enter an apology in the House by specifically apologizing to Judge Matojane, and the JSC for his question to Judge Matojane during the interview process that related to the quantum of R500 000.00 damages*."

On 7 December 2021, the Ethics Committee report and recommendations were adopted by the House. Subsequent to this, and on 14 February 2022, Parliament was, however, served with an urgent interim interdict application, restraining Parliament from implementing the resolution of the National Assembly, pending Part B review proceedings. On 21 May 2025 a Full Court of the Western Cape High Court unanimously dismissed Mr Malema's application and found that all the five grounds of review he had raised were without merit. The net effect of this is that the National Assembly resolution of 7 December 2021 remains binding on Mr Malema as a sitting member of the Assembly.

B. Implementation of the Assembly Resolution

On 4 December 2025, the Speaker of the National Assembly ("the Speaker") addressed correspondence to Mr Malema directing him to enter an apology in the House **no later than 27 February 2026**. Mr Malema was informed that an arrangement can be made with the Speaker to deliver the apology at an appropriate time. Mr Malema's attention was also drawn to Rule 10 of the National Assembly which provides that a member who willfully fails or refuses to obey any rule, order or resolution of the House may be found guilty of contempt of Parliament in terms of Powers, Privileges and Immunities of Parliament and Provincial Legislatures Act, 2004 (No 4 of 2004) (the Act).

It is the failure to enter this apology in the House that triggered the Speaker's referral of this matter to the Powers and Privileges

Committee (Committee), for consideration and report. The said referral was made to the committee on 9 June 2026.

C. Consideration of the matter by the Committee

On 6 August 2026, the Chairperson of the committee addressed correspondence to Mr Malema inviting him to respond in writing to the allegations of contempt of Parliament. Mr Malema was informed to provide his written response to the committee **no later than close of business on 25 August 2026**.

On 11 August 2026, Mr Malema addressed correspondence, through his legal representatives (England Slabbert Attorneys Inc.), to the Chairperson of the Committee, informing the Chairperson that he will be apologizing to Justice Matojane and the JSC. In the same correspondence, Mr Malema also invited the Chairperson to furnish him with the date on which the apology can be tendered.

D. Recommendation

On 18 August 2026, the Committee met and agreed that Mr Malema should be directed by the Committee to enter an apology in the House as per the Assembly resolution of 7 December 2021 and that such an apology should be tendered **no later than 30 September 2026**. Mr Malema should also be directed to make the necessary arrangements with the Speaker's office in order to ensure that the apology is tendered in the House no later than the designated deadline.

Report to be considered.

Report of the Powers and Privileges Committee into allegations of conduct constituting contempt of Parliament by Hon S Thambo

A. Background

On 10 March 2026, Mr G Michalakis, MP – the Chief Whip of the Democratic Alliance (as he then was) filed a complaint with the Speaker of the National Assembly ("the Speaker") against Mr S Thambo, MP, for referral to the Powers and Privileges Committee.

On 24 March 2026, Mr Michalakis deposed to an affidavit in which he attached thereto an affidavit of Mr K Mileham, a Democratic Alliance, MP as the basis for the complaint, along with the statement of Ms M Clarke, a Democratic Alliance, MP who was allegedly an eyewitness to the events in question, in support of Mr Mileham's complaint.

Mr Michalakis cited sections 7 and 13 of the Powers, Privileges and Immunities of Parliament and Provincial Legislatures Act, 2004 (Act No.4 of 2004) ("Act") as the relevant sections in which the complaint is grounded. Section 7 of the Act deals with **prohibited acts in respect of Parliament and members**. Section 13 of the Act provides that a member who contravenes section 7 of the Act **is guilty of contempt of Parliament** and must be dealt with in accordance with section 12 of the Act, which deals with **disciplinary action against members for contempt of Parliament**.

Mr Michalakis requested that the matter be fully investigated and that appropriate steps be taken in terms of the Act. Mr Mileham has deposed to an affidavit in which he sets out what appears, on the face of it, to be contraventions of the Act.

B. Speaker's referral and consideration of the matter by the Committee

On 26 March 2026, the Speaker referred this complaint to the Powers and Privileges Committee, for consideration and report. On 21 April 2026, the Chairperson of the Committee addressed correspondence to Mr Thambo inviting him to provide a response in writing to the subject of the complaint. Mr Thambo was informed that his written response should be furnished to the committee **by no later than close of business on 8 May 2026**.

As a result of circumstances which are spelled out in Mr Thambo's letter, contents of which are self-explanatory, Mr Thambo's written response was only provided to the committee on 13 August 2026. Although Mr Thambo's version of events differs from that of the complainant, Mr Thambo expressed his regret for any offence caused to the complainant and anyone associated with him.

C. Recommendation

On 18 August 2026, the Committee met and agreed that Mr Thambo should be directed by the Committee to enter an apology in the House by specifically apologizing to Mr Mileham. Such an apology should be tendered **no later than 30 September 2026**. Mr Thambo should also be directed to make all the necessary arrangements with the Speaker's office in order to ensure that the apology is tendered in the House no later than the designated date.

Report to be considered.