

PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA

NATIONAL COUNCIL OF
PROVINCES

ORDER PAPER

TUESDAY, 3 MARCH 2020

Meeting of Council: 14:00

QUESTIONS:

1. Deputy President.
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FURTHER BUSINESS

ORDERS

1. Consideration of Report of Select Committee on Land Reform, Environment, Mineral and Energy Resources (Announcements, Tablings and Committee Reports, 27 November 2019, p 34) **Legislation relating to the domestic trade in Rhinoceros Horns, in terms of Section 8(3) of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004), requiring that all subordinate legislation issued under the Act, which affects provinces, to be submitted to the National Council of Provinces for approval.**
2. Consideration of Report of Select Committee on Land Reform, Environment, Mineral Resources and Energy Resources (Announcements, Tablings and Committee Reports, 27 November 2019, p 35) **Oversight visit to Pretoria, dated 19 November 2019.**

3. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 3) **Proactive Oversight Visit to Musina Local Municipality in monitoring the implementation of 2017/18 Post Municipal Audit Action Plan, dated 26 November 2019.**
4. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 12) **Irregular Expenditures of Top Five Municipalities in Terms of 2017/18 Local Government Audit Outcomes, dated 26 November 2019.**
5. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 30) **Proactive Oversight Visit to Makhado Local Municipality in Monitoring and Assessing the Implementation of 2017/18 Post Audit Action Plan, dated 26 November 2019.**
6. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 39) **Proactive Oversight Visit to Vhembe District Municipality in Monitoring and Assessing the Implementation of 2017/18 Municipal Audit Action Plan, dated 26 November 2019.**
7. Consideration of Report of Select Committee on Security and Justice (Announcements, Tablings and Committee Reports, 3 December 2019, 63) **Oversight Visit to Limpopo Province, dated 3 December 2019.**
8. Consideration of Report of the Joint Standing Committee on the Financial Management of Parliament on the **Parliament of the Republic of South Africa's 2018/19 Annual Report, dated 4 December 2019** (Announcements, Tablings and Committee Reports, 9 December 2019, p 5).
9. Consideration of Report of Joint Standing Committee on the Financial Management of Parliament on the **Parliament of the Republic of South Africa's performance in the first quarter of 2019/20, dated 4 December 2019** (Announcements, Tablings and Committee Reports, 9 December 2019, p 20).

10. Consideration of Report of the Joint Standing Committee on the Financial Management of Parliament on the **Parliament of the Republic of South Africa's 2019/20 Mid-Year Performance, dated 4 December 2019** (Announcements, Tablings and Committee Reports, 9 December 2019, p 30).
 11. Consideration of **National Minimum Wage Amendment Bill [B 9 - 2019]** (National Assembly – sec 75) and Report of Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour thereon (Announcements, Tablings and Committee Reports, 18 February 2020, p 9).
 12. Consideration of Report of Select Committee on Education and Technology, Sports, Arts and Culture (Announcements, Tablings and Committee Reports, 19 February 2020, p 8) **Convention establishing the Square Kilometre Array (SKA) Observatory, tabled in terms of section 231(2) of the Constitution, 1996, with its explanatory memorandum.**
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PETITIONS REFERRED TO COMMITTEES

1. **Submission of a petition calling for the intervention of National Council of Provinces in relation to the alleged failure by the Limpopo Department of Health to honour its undertaking of building a health care centre for the community of Dichoeung in Jane Furse, Limpopo (Mr Elcourt Matlala)-** (Referred to Select Committee on Petitions and Executive Undertakings and Select Committee on Health and Social Services - The Select Committee on Petitions and Executive Undertakings is instructed in terms of rule 105(2) of the Council Rules to consult the Select Committee on Health and Social Services when it considers the matter).
2. **Submission of a petition calling for the intervention of National Council of Provinces in relation to the alleged disagreement between the Department of Higher Education and Training, Sector Education and Training Authority (SETA), EOH Abantu (Pty) Ltd and the disgruntled former learners of EOH Abantu (Pty) (Speaker of Gauteng Provincial Legislature, on behalf of disgruntled former learners of EOH Abantu (Pty) Ltd)** (Referred to Select Committee on Petitions and Executive Undertakings and the Select Committee on Education and Technology, Sports, Arts and Culture. The Select Committee on Petitions and Executive Undertakings is instructed in terms of rule 105(2) of the Council Rules to consult the Select Committee on Education and

Technology, Sports, Arts and Culture when it considers the matter).

3. **Submission of a petition calling for the National Council of Province to investigate the state of water infrastructure and the inadequate performance by the officials in the Nkosazana Zuma Local Municipality and Harry Gwala District Municipality. (Mr T Brauteseth, MP, on behalf of the disgruntled community members of the Nkosazana Zuma Local Municipality and Harry Gwala District Municipality (Referred to Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements).**

BILLS REFERRED TO JOINT TAGGING MECHANISM (JTM)

1. **Prescription in Civil and Criminal Matters (Sexual Offences) Amendment Bill** [B 22 - 2019] (National Assembly – proposed sec 75).
2. **Auditing Profession Amendment Bill** [B 2 - 2020] (National Assembly – proposed sec 75).
3. **Division of Revenue Bill** [B 3 – 2020] (National Assembly – proposed sec 76).
4. **Appropriation Bill** [B 4 – 2020] (National Assembly – proposed sec 77).

BILLS REFERRED TO COMMITTEES

1. **National Forests Amendment Bill** [B 11B – 2016] (National Assembly – sec 76) – (Select Committee on Land Reform, Environment, Mineral Resources and Energy – National Council of Provinces).
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. **National Environmental Management Laws Amendment Bill** [B 14D – 2017] (National Assembly – sec 76) – (Select Committee on Land Reform, Environment, Mineral Resources and Energy – National Council of Provinces).
5. **Road Accident Benefit Scheme Bill** [B 17B – 2017] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
6. **International Crimes Bill** [B 37 – 2017] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
7. **Customary Initiation Bill** [B 7B - 2018] (National Assembly – sec 76) – (Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements – National Council of Provinces).
8. **Social Assistance Amendment Bill** [B 8 – 2018] (National Assembly – sec 76) – (Portfolio Committee on Social Development – National Assembly).
9. **Prevention of Hate Crimes and Hate Speech Bill** [B 9 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
10. **iKamva Digital Skills Institute Bill** [B 10B – 2018] (National Assembly – sec 75) (Select Committee on Public Enterprises and Communication – National Council of Provinces).
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. **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).
14. **South African Reserve Bank Bill** [B 26 – 2018] (National Assembly – sec 75) – (Standing Committee on Finance – National Assembly).
15. **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).

16. **National Health Amendment Bill** [B 29 – 2018] (National Assembly – sec 76) – (Portfolio Committee on Health – National Assembly).
17. **Public Finance Management Amendment Bill** [B 41 - 2018] (National Assembly – sec 76) – (Standing Committee on Finance – National Assembly).
18. **Science and Technology Laws Amendment Bill** [B 42B - 2018] (National Assembly – sec 75)-(Select Committee on Education and Technology, Sports, Arts and Culture – National Council of Provinces).
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. **Military Discipline Bill** [B 21 - 2019] (National Assembly – sec 75) – (Portfolio Committee on Defence and Military Veterans – National Assembly).
26. **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).

27. **Economic Regulation of Transport Bill** [B 1 - 2020] (National Assembly– sec 76) – (Portfolio Committee on Transport – National Assembly).
28. **Auditing Profession Amendment Bill** [B 2 - 2020] (National Assembly – proposed sec 75) – (Standing Committee on Finance – National Assembly).

**BILLS, SUBJECT TO PROPOSED AMENDMENTS,
PASSED BY NATIONAL COUNCIL OF PROVINCES
AND RETURNED TO NATIONAL ASSEMBLY FOR
CONCURRENCE**

1. **Border Management Authority Bill** [B 9B – 2016] (National Assembly – sec 75).
2. **Defence Amendment Bill** [B 18 – 2017] (National Assembly – sec 75).

**BILLS AMENDED AND PASSED BY NATIONAL
COUNCIL OF PROVINCES AND RETURNED TO
NATIONAL ASSEMBLY FOR CONCURRENCE**

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

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

1. **National Forests Amendment Bill** [B 11B – 2016] (National Assembly – sec 76).
2. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76).
3. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75).
4. **National Environmental Management Laws Amendment Bill** [B 14D – 2017] (National Assembly – sec 76).
5. **Customary Initiation Bill** [B 7B - 2018] (National Assembly – sec 76).
6. **iKamva Digital Skills Institute Bill** [B 10B – 2018] (National Assembly – sec 75).

7. **Civil Union Amendment Bill** [B 11B – 2018] (National Assembly – sec 75).
8. **Local Government: Municipal Structures Amendment Bill** [B 19B – 2018] (National Assembly – sec 76).
9. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76).
10. **Science and Technology Laws Amendment Bill** [B 42B - 2018] (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 - reported on 19 February 2020).
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 - reported on 5 December 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) (NCOP: Referred to Select Committee on Security and Justice on 30 January 2020).

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) (NCOP: Referred to Select Committee on Security and Justice on 30 January 2020).
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).