

REPUBLIC OF SOUTH AFRICA

MINUTES OF PROCEEDINGS

OF

**NATIONAL COUNCIL OF
PROVINCES**

TUESDAY, 27 MAY 2025

1. The Council met at 14:03.
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 hybrid sitting constituted a sitting of the National Council of Provinces.
4. [14:05] Notices of motions.
5. [14:12] Mr MK Mmoiemang moved without notice: That the Council –
 - (1) notes with sadness the passing of ANC stalwart Getrude Shope at the age of 99, on Thursday, 22 May;
 - (2) also notes that Ma Shope was a life-long revolutionary of profound discipline, courage and humility who was trained as a teacher before joining the ANC at the age 29;
 - (3) further notes that in 1966, Ma Shope went into exile, where she represented the ANC in different countries and later became a member of the ANC NEC in 1985. She came back to South Africa with the rest of the leadership and became the President of the ANC Women's League in 1991;

- (4) acknowledges that in 1994, Ma Shope became part of the first of deplorees to represent the ANC as a Member of Parliament; and
- (5) therefore takes this opportunity to send our heartfelt condolences to her family and friends, her organisation the African National Congress in this time of bereavement.

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

6. [14:15] Mr DR Ryder moved without notice: That the Council –

- (1) notes that the Gauteng Provincial Government delivered a large number of portable toilets to the Ramaphosa Informal Settlement in ward 16 Emfuleni in April 2024, coincidentally just before a by-election;
- (2) also notes that the provincial administration has stopped funding the servicing of these mobile toilets, claiming that the Emfuleni Local Municipality is responsible for arranging and paying for the toilets;
- (3) further notes that the Emfuleni Local Municipality claims that this is an unfunded mandate, and that they do not have financial capacity to service these toilets at the moment, and will need to make appropriate adjustments to their budget, which obviously takes time as this House understands;
- (4) notes that at the heart of the situation are real people wanting to live in a clean and healthy environment, and whose Human Rights need to be protected, and
- (5) also notes that the Gauteng Province ensures that services continue to be delivered to the people of Ramaphosa until such time as a solution can be found between themselves and the Emfuleni Municipality.

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

7. [14:16] Mrs MB Ndlangisa-Nodada moved without notice: That the Council –

- (1) notes with profound sadness and utmost grief the passing of Member of Parliament, Hon Lungi Mnganga-Gcabashe on 17 May 2025, after a short illness;
- (2) also notes that the Honourable Mnganga-Gcabashe was born in KwaMashu in 1960 and became involved in the ANC WL from the Province and later became the Deputy president;

- (3) further notes that Comrade Lungi also served as a member of the ANC NEC for two terms and passed on still serving as an NEC member and also represented the ANC in the Kwa-Zulu Natal Provincial Legislature from 1999 to 2004 and later represented the ANC in the National Assembly between 2014 and 2019 before returning to the National Assembly 2024 where she was elected as Chairperson of the Portfolio Committee on Tourism until her untimely passing away; and
- (4) takes this opportunity to convey its heartfelt condolences to the Mnganga-Gcabashe families, her relatives, friends and her organisation the African National Congress in this time of bereavement.

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

8. [14:18] Ms SM Mokoena moved without notice: That the Council –

- (1) notes with great concern the persistent failure of the Msunduzi Municipality to deliver basic services, including the failure to collect household waste for the entire week ending 23 May 2025;
- (2) also notes the frustration and health risks faced by residents who are forced to live with uncollected waste, which has created unsanitary conditions in neighbourhoods and undermined their dignity;
- (3) further notes the ongoing allegations of corruption and mismanagement within the municipality, which have repeatedly hampered its ability to provide efficient services and foster community trust;
- (4) notes the lack of accountability and leadership in addressing these issues, despite numerous complaints and calls for action from residents and civil society organisations;
- (5) calls on the Department of Cooperative Governance and Traditional Affairs to urgently intervene in Msunduzi Municipality to restore proper service delivery, enforce accountability, and address corruption;
- (6) demands that the Municipality provide a comprehensive report to this House detailing the reasons for its failures, the steps being taken to address them, and a clear timeline for improvement;
- (7) reaffirms the MK Party's commitment to standing with the people of Msunduzi and holding public officials accountable to ensure that local governments prioritise service delivery and good governance over corruption and incompetence.

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

9. [14:21] Ms S Nxumalo moved without notice: That the Council –
- (1) notes that on 25 May 2025, nations across Africa and beyond, came together to celebrate Africa Day, a powerful annual reminder of the continent’s journey towards unity, liberation and socio-economic transformation;
 - (2) also notes that Africa Day also marked the 62nd anniversary of the formation of the Organisation of African Union (OAU) now called the African Union (AU);
 - (3) further notes that Africa Day was celebrated under the theme “Revisiting our history, shaping our future”; and
 - (4) takes this opportunity to congratulate the AU on its 62nd anniversary and pledge our support in its endeavours to liberate and unite Africa.

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

10. [14:24] Ms JS Mananiso moved without notice: That the Council –
- (1) notes that the Gauteng delegation led by Premier Panyaza Lesufi on Monday attended the Leaders Forum hosted by Infrastructure South Africa during the Sustainable Infrastructure Development Symposium South Africa (SIDSSA) in Cape Town;
 - (2) also notes that the Leaders Forum gathered Premiers, MEC’s and Ministers responsible for infrastructure development from across the African continent;
 - (3) notes that this high-level session fosters strategic dialogue to strengthen regional cooperation, accelerate transformative infrastructure initiatives, and position South Africa as a central player in the planning, execution and major financing of Africa’s major infrastructure projects; and
 - (4) calls on this august House to congratulate the Gauteng government on its endeavours to place Gauteng in the centre of infrastructure development.

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

11. [14:25] Mr N Gotsell moved without notice: That the Council –

- (1) notes the crime stats delivered in the WC yesterday;
- (2) also notes the slight decrease in the murder rate;
- (3) further notes that this does not have a material effect on the lived realities of the people of the WC and specifically, those who live in fear on the Cape Flats;
- (4) calls on SAPS leadership to act with urgency and transparency in delivering the plan, of “extraordinary measures” promised by the Min. of Police in this house and to urgently capacitate the Anti-Gang Unit with a fixed establishment, operational vehicles, and a full staff complement;
- (5) also notes the DA’s support for the devolution of policing powers to allow the Western Cape Government to act decisively in protecting communities and restoring safety to the Cape Flats; and
- (6) finally, expresses its deepest sympathy to the families and communities affected by violence, and affirms that the DA stands with the people of the Cape Flats in their demand for justice, safety and dignity.

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

12. [14:26] Ms SL Sithole moved without notice: That the Council –

- (1) notes that Zero Carbon Charge, South Africa’s pioneer in developing a nationwide network of off-grid, solar-powered electric vehicle charging stations, has secured a R100 million equity investment from the DBSA;
- (2) also note that this funding accelerates the country’s shift towards a net-zero transport economy while reinforcing climate-resilient infrastructure;
- (3) notes that the capital injection will support the mission to install ultra-fast EV charging stations along the national roads; and
- (4) therefore, congratulates the Development Bank of Southern Africa and Zero Carbon Charge on this infrastructure project that will create jobs, support the economy, and mitigate climate change.

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

13. [14:28] Adv. Inkosi M Nonkonyana moved without notice: That the Council –

- (1) notes the commitment towards the African agenda after a successful Africa Day Public Lecture on Thursday, 22 May under the theme: Pioneering Africa's Inclusive Economic Growth through the Africa Continental Free Trade Area Agreement: Optimising our Levers for Building the Africa We Want;
- (2) also notes the various inputs of all the speakers and contribution of the Members for the Council and the NCOP staff for successful Africa Day Lecture; and
- (3) further notes its commitment to explore practical mechanisms of strengthening state-society relations in pursuance of the African agenda and especially state flagship programmes that are geared towards promoting the objectives of the African Continental Free Trade Agreement as a critical framework for enabling the free flow of goods and services across the continent and boost the trading position of the African continent in the Global Market.

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

14. [14:30] Mr M Billy moved without notice: That the Council –

- (1) conveys our deepest condolences to the family and friends of Douglas Harvey Monro Gibson. Douglas brought an excellence to everything that he did. His dedication to liberalism in South Africa was evident in all the roles that he filled throughout his life;
- (2) notes that he was a Member of the first Parliament in South Africa, and fought for the implementation of the South Africa Constitution, maintaining this position until 2008. He then became the ambassador to Thailand from 2008 to 2012;
- (3) also notes in retirement he was actively involved in the Democratic Alliance, where he always spoke to the values and principles of the organization. Until the very end, 9 May 2025; and
- (4) Ambassador Gibson used his keen mind and fearlessness to influence those around him and those in the country. He was a mentor to many, a sounding board to others, a lawyer, a writer, a husband, father and grandfather and a true South Africa who tirelessly dedicated his life to creating a South Africa that is envisioned the Bill of Rights.

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

15. [14:30] Ms M Siwisa moved without notice: That the Council –

- (1) notes, the arrest of Radille Jacobs Shuping, who is accused of withholding third party payments, under his term as Chief Financial Officer (CFO) of Thembelihle Local Municipality, as well as the arrest of two cashiers at Phokwane Municipality, namely Thato Morake and Ayanda Ndwanya, who stand accused of fraud, theft and money laundering.
- (2) further notes with concern, that the action has left Thembelihle Local Municipality with a debt of over R6 million in pension fund contributions for employees, thereby contravening Section 13A of the Pension Fund Act 24 of 1956, with 1800 counts of the said contravention. And a R3 million loss for the Phokwane Municipality.
- (3) also notes that fraud and corruption has reached endemic proportions in South Africa, more especially in the local sphere of government.
- (4) notes that corruption leaves many municipalities in debts and has a detrimental effect on service delivery.
- (5) further notes that only 11 out of 71 municipalities in the country are able to manage its debts.
- (6) calls upon the Minister of Justice to ensure that the fraudsters are found guilty and pay back the money that was stolen from the people of South Africa.

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

16. [14:34] Mr P Noe moved without notice: That the Council –

- (1) notes with utmost concern the rise in the trafficking of people into South Africa by organised criminal syndicates for cheap labour and other nefarious reasons;
- (2) also notes that it is estimated that there are millions of victims of human trafficking around the world with only about 50 to 100,000 cases of trafficked individual found each year;
- (3) further notes the report of the University of Johannesburg, which shows that trafficking occurs at a slightly higher rate for girls than boys, with 55.5% of all trafficked people in South Africa being female, and 44.5% being male; and
- (4) takes this opportunity to express its support to the tireless work of the police and the entire security cluster in waging a concerted battle against human trafficking, which is a vile crime that feeds on inequalities, instability and conflict by profiting from peoples' hopes and despair.

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

17. [14:37] Ms KR Molokomme moved without notice: That the Council –

- (1) notes with concern and disappointment the persistent flagging of some municipalities for deteriorating finances and governance by the Auditor-General;
- (2) also notes that, this deterioration in the finances and poor governance robs the municipalities of the capacity to provide basic services to communities, which constitutes human rights violation; and
- (3) therefore, calls upon the Minister of Co-operative Governance and Traditional Affairs to take tough action against the municipal managers of the affected municipalities.

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

18. FIRST ORDER [14:40]

Consideration of Report of Select Committee on Public Infrastructure and Minister in the Presidency (Announcements, Tablings and Committee Reports, 27 February 2025, p 13) **Protocol to amend the Convention on Offences and Certain Other Acts Committed on board Aircraft, dated 26 February 2025.**

Debate concluded.

Question put: That the Report be adopted.

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

Report adopted in accordance with section 65 of the Constitution.

19. SECOND ORDER [14:40]

Consideration of Report of Select Committee on Public Infrastructure and Minister in the Presidency (Announcements, Tablings and Committee Reports, 27 February 2025, p 15) **International Convention on the Civil Liability for Bunker Oil Pollution Damage, dated 26 February 2025.**

Debate concluded.

Question put: That the Report be adopted.

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

Report adopted in accordance with section 65 of the Constitution.

20. THIRD ORDER [14:51]

Consideration of Report of Select Committee on Cooperative Governance and Public Administration, Traditional Affairs, Water, Sanitation and Human Settlement (Announcements, Tablings and Committee Reports, 10 April 2025, p 27) **Oversight visit to Mafube Local Municipality in Free State province, dated 8 April 2025.**

Debate concluded.

Question put: That the Report be adopted.

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

Report adopted in accordance with section 65 of the Constitution.

21. FOURTH ORDER [14:51]

Consideration of Report of Select Committee on Cooperative Governance and Public Administration, Traditional Affairs, Water, Sanitation and Human Settlement (Announcements, Tablings and Committee Reports, 10 April 2025, p 52) **Oversight visit to Kopanong Local Municipality in Free State province, dated 8 April 2025.**

Debate concluded.

Question put: That the Report be adopted.

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

Report adopted in accordance with section 65 of the Constitution.

22. FIFTH ORDER [14:51]

Consideration of Report of Select Committee on Cooperative Governance and Public Administration, Traditional Affairs, Water, Sanitation and Human Settlement (Announcements, Tablings and Committee Reports, 10 April 2025, p 67) **Oversight visit to Matjhabeng Local Municipality in Free State province, dated 8 April 2025.**

Debate concluded.

Question put: That the Report be adopted.

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

Report adopted in accordance with section 65 of the Constitution.

18. [15:08] The Council debated the following subject: Debate on Africa Day: **Pioneering Africa's inclusive economic growth through the African Continental Free Trade Area Agreement: Optimising our levers for building the Africa we want.**

Debate concluded.

19. The Council adjourned at 17.49.

X GEORGE
Secretary to Parliament