PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA

NATIONAL COUNCIL OF PROVINCES

ORDER PAPER

THURSDAY, 4 MAY 2023

Hybrid Meeting of Council: 14:00

QUESTIONS:

1. Economics: Cluster 4B (*Public Enterprises, Public Works and Infrastructure and Communications and Digital Technologies*).

FURTHER BUSINESS:

ORDERS:

1. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water, Sanitation and Human Settlements (Announcements, Tablings and Committee Reports, 29 November 2022, p 79) **Forensic investigations conducted in Mpumalanga Local Municipalities in terms of section 106 of the Local Government Municipal Systems Act of 2000.**

2. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water, Sanitation and Human Settlements (Announcements, Tablings and Committee Reports, 1 December 2022, p 54) **Pro-active oversight visit to Maluti–a Phofung Local Municipality.**

3. Consideration of Report of Select Committee on Land Reform, Environment, Mineral Resources and Energy (Announcements, Tablings

and Committee Reports, 29 November 2022, p 117) **Oversight visit to Mpumalanga from 31 October to 4 November 2022**.

4. Consideration of Report of Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour, jointly with Select Committee on Public Service and Administration and Public Works and Infrastructure (Announcements, Tablings and Committee Reports, 1 December 2022, p 64) **Oversight visit to the Northern Cape 16-19 August 2022**.

5. Consideration of Report of Joint Standing Committee on the Financial Management of Parliament (Announcements, Tablings and Committee Reports, 9 December 2022, p 4) **Parliament of the Republic of South Africa's 2020/21 Annual Report.**

6. Consideration of Report of Select Committee on Security and Justice and Select Committee on Cooperative Governance and Traditional Affairs, Water, Sanitation and Human Settlements (Announcements, Tablings and Committee Reports, 15 March 2023, p 44) **Joint Proactive Oversight visits to Free State Province.**

7. Consideration of Report of Select Committee on Security and Justice (Announcements, Tablings and Committee Reports, 28 March, p 5) **Oversight visit to the Free State Province to oversee the conditions at Park Road Police Station on 18 August 2022**.

APPENDIXES

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PETITIONS REFERRED TO COMMITTEES

1. **Submission of a petition from Mr Johnny Molelekoa, calling for the assistance of the National Council of Provinces (NCOP), in relation to the alleged failure by the Department of Water and Sanitation to tackle the ongoing sewer spillages in the Vaal River** - (Select Committee on Petitions and Executive Undertakings).

2. **Submission of petition calling for the assistance of the National Council of Provinces (NCOP), in relation to the alleged failure by the Department of Water and Sanitation to tackle the ongoing sewer spillages in the Vaal River, Gauteng Province** - (Select Committee on Petitions and Executive Undertakings).

3. **Submission of petition calling for the abolishment of the doctrine of discovery and the Roman-Dutch and English Common laws in the South African legal system, the self-determination of the Ba-Phalaborwa Kingdom, and a national debate on the role of the indigenous Kingdoms, Limpopo Province** - (Select Committee on Petitions and Executive Undertakings).

4. **Submission of the petition is requesting the National Council of Provinces (NCOP) to recommend to the Limpopo Provincial Government Executive Council that it dissolve the Municipal Council of the Sekhukhune District Municipality, and place it under administration, in terms of the section 139(1)(c) of the Constitution. Further, that the NCOP recommend that the administrator's first order of business be the provision of clean running water for the aforementioned community, Limpopo Province** - (Select Committee on Petitions and Executive Undertakings).

BILLS REFERRED TO JOINT TAGGING MECHANISM (JTM)

1. **Marine Oil Pollution (Preparedness, Response and Cooperation) Bill** [B10-2022] (National Assembly – proposed section 76).

2. **National Council on Gender-Based Violence and Femicide Bill** [B31-2022] (National Assembly – proposed sec 75).

BILLS REFERRED TO COMMITTEES

1. **National Land Transport Amendment Bill** [B7F-2016] (National Assembly – sec 76) - (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

2. **Protection of State Information Bill** [B 6H – 2010] (National Assembly – section 75) and the President's reservations on the constitutionality of the Bill as submitted to him (Announcements, Tablings and Committee Reports, 12 June 2020, p 7) – (Portfolio Committee on Justice and Correctional Services – National Assembly).

3. **Copyright Amendment Bill** [B 13D – 2017] (National Assembly – section 76) – (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour – National Council of Provinces).

4. **Performers' Protection Amendment Bill** [B 24D - 2016] (National Assembly – section 76) – (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour – National Council of Provinces).

5. **Prevention and Combating of Hate Crimes and Hate Speech Bill** [B9B-2018] (National Assembly – sec 75) - (Select Committee on Security and Justice – National Council of Provinces).

6. **State Liability Amendment Bill** [B 16 – 2018] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).

7. **South African Reserve Bank Bill** [B 26 – 2018] (National Assembly – section 75) – (Standing Committee on Finance – National Assembly).

8. **Economic Regulation of Transport Bill** [B1B-2020] (National Assembly – section 76) - (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

9. **National Road Traffic Amendment Bill** [B7B-2020] (National Assembly – section 76) - (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

10. **Transport Appeal Tribunal Amendment Bill** [B8B-2020] (National Assembly – sec 76) - (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

11. **Cannabis for Private Purposes Bill** [B 19 – 2020] (National Assembly – section 75) – (Portfolio Committee on Justice and Correctional Services **–** National Assembly) [Referred to National House of Traditional and Khoi-San Leaders on 7 September 2022].

12. **Expropriation Bill** [B23B-2020] (National Assembly – sec 76) - (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

13. **Fund-raising Amendment Bill** [B29B-2020] (National Assembly – sec 76) - (Select Committee on Health and Social Services **-** National Council of Provinces).

14. **Animals Protection Amendment Bill** [B 1 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).

15. **Railway Safety Bill** [B 7 – 2021] (National Assembly – section 76) – (Portfolio Committee on Transport - National Assembly).

16. **Preservation and Development of Agricultural Land Bill** [B 8 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development – National Assembly).

17. **Gas Amendment Bill** [B 9 – 2021] (National Assembly – section 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly).

18. **Housing Consumer Protection Bill** [B10B-2021] (National Assembly – sec 76) - (Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements - National Council of Provinces).

19. **Land Court Bill** [B11B-2021] (National Assembly – sec 75) - (Select Committee on Security and Justice – National Council of Provinces).

20. **Upstream Petroleum Resources Development Bill** [B 13 – 2021] (National Assembly – section 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly) [Referred to National House of Traditional and Khoi-San Leaders on 18 August 2021].

21. **Plant Health (Phytosanitary) Bill** [B 14 – 2021] (National Assembly – section 76) – (Portfolio Committee on Agriculture, Land Reform and Rural Development - National Assembly).

22. **Agricultural Product Standards Amendment Bill** [B15B-2021] (National Assembly – sec 76) - (Select Committee on Land Reform, Environment, Mineral Resources and Energy- National Council of Provinces).

23. **National Veld and Forest Fire Amendment Bill** [B24B-2021] (National Assembly – sec 76) - (Select Committee on Land Reform, Environment, Mineral Resources and Energy- National Council of Provinces).

24. **Electoral Amendment Bill** [B1B-2022] (National Assembly – sec 75) (Portfolio Committee on Home Affairs-National Assembly).

25. **Basic Education Laws Amendment Bill** [B 2 – 2022] (National Assembly – section 76) – (Portfolio Committee on Basic Education – National Assembly).

26. **Marine Pollution (Prevention of Pollution from Ships) Amendment Bill** [B 5 – 2022] (National Assembly – section 76) – (Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure- National Council of Provinces).

27. **Climate Change Bill** [B 9 – 2022] (National Assembly – section 76) – (Portfolio Committee on Forestry, Fisheries and Environment – National Assembly).

28. **Older Persons Amendment Bill** [B 11-2022] (National Assembly – proposed section 76) – (Portfolio Committee on Social Development – National Assembly).

29. **South African Postbank Limited Amendment Bill** [B12B-2022] (National Assembly – sec 75) - (Select Committee on Public Enterprises and Communications – National Council of Provinces).

30. **National Youth Development Agency Amendment Bill** [B13-2022] (National Assembly – section 75) - (Portfolio Committee on Women, Youth and Persons with Disabilities – National Assembly).

31. **Independent Municipal Demarcation Authority Bill** [B14-2022] (National Assembly – sec 76) - (Portfolio Committee on Cooperative Governance and Traditional Affairs- National Assembly).

32. **Traditional Affairs General Amendment Bill** [B16-2022] (National Assembly – section 76) - (Portfolio Committee on Cooperative Governance and Traditional Affairs – National Assembly).

33. **Maintenance Amendment Bill** [B17-2022] (National Assembly – sec 75) - (Portfolio Committee on Justice and Correctional Services – National Assembly).

34. **Deeds Registries Amendment Bill** [B28-2022] (National Assembly – sec 75) - (Portfolio Committee on Agriculture, Land Reform and Rural Development-National Assembly).

35. **Registration of Muslim Marriages Bill** [B30-2022] (National Assembly – sec 76) (Portfolio Committee on Home Affairs- National Assembly).

36. **National Council on Gender-Based Violence and Femicide Bill** [B31-2022] (National Assembly – proposed sec 75) - (Portfolio Committee on Women, Youth and Persons with Disabilities- National Assembly).

37. **Divorce Amendment Bill** [B32-2022] (National Assembly –section 75) - (Portfolio Committee on Home Affairs – National Assembly).

38. **Tobacco Products and Electronic Delivery Systems Control Bill** [B33-2022] (National Assembly – sec 76) - (Portfolio Committee on Health – National Assembly).

39. **Repeal of the Transkeian Penal Code Bill** [B34-2022] (National Assembly – sec 75) - (Select Committee on Security and Justice – National Council of Provinces).

40. **Eskom Debt Relief Bill** [B5-2023] (National Assembly – sec 77) - (Standing Committee on Appropriations – National Assembly).

BILLS RETURNED TO ASSEMBLY FOR CONSIDERATION OF PRESIDENT'S RESERVATIONS

1. **Protection of State Information Bill** [B 6H – 2010] (National Assembly – sec 75).

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

BILL TO BE REFERRED TO MEDIATION COMMITTEE

1. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76).

BILLS RETURNED TO ASSEMBLY FOR CONCURRENCE

1. **Children's Amendment Bill** [B18D-2020] (National Assembly – sec 76).

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

1. **National Land Transport Amendment Bill** [B7F-2016] (National Assembly – sec 76).

2. **Performers Protection Amendment Bill** [B24D-2016] (National Assembly – sec 76).

3. **Copyright Amendment Bill** [B 13D – 2017] (National Assembly – section 76).

4. **Prevention and Combating of Hate Crimes and Hate Speech Bill** [B9B-2018] (National Assembly – sec 75).

5. **Economic Regulation of Transport Bill** [B1B-2020] (National Assembly – section 76).

6. **National Road Traffic Amendment Bill** [B7B-2020] (National Assembly– section 76).

7. **Transport Appeal Tribunal Amendment Bill** [B8B-2020] (National Assembly – sec 76).

8. **Expropriation Bill** [B23B-2020] (National Assembly – sec 76).

9. **Fund-raising Amendment Bill** [B29B-2020] (National Assembly – sec 76).

10. **Housing Consumer Protection Bill** [B10B-2021] (National Assembly – sec 76).

11. **Agricultural Product Standards Amendment Bill** [B15B-2021] (National Assembly – sec 76).

12. **National Veld and Forest Fire Amendment Bill** [B24B-2021] (National Assembly – sec 76).

13. **Land Court Bill** [B11B-2021] (National Assembly – section 75).

14. **Marine Pollution (Prevention of Pollution from Ships) Amendment Bill**[B5-2022] (National Assembly – sec 76).

15. **South African Postbank Limited Amendment Bill** [B12B-2022] (National Assembly – sec 75).

16. **Repeal of the Transkeian Penal Code Bill** [B34-2022] (National Assembly – sec 75).

BILLS WITHDRAWN

1. **Agriculture Produce Agents Amendment Bill** [B33-2020] (National Assembly – sec 76).

2. **International Crimes Bill** [B37-2017] (National Assembly – sec 75).

INTERNATIONAL AGREEMENTS

1. **Accession to the Amended Convention for the Protection, Management and Development of the Marine and Coastal Environment of the Western Indian Ocean (Nairobi Convention)** (Tabled on 11 June 2021) (NA: Reported on 25 March 2022 by Portfolio Committee on Environment, Forestry and Fisheries – approved on 5 May 2022).

2. **The Protocol for the Protection of the Marine and Coastal Environment of the Western Indian Ocean from Land-based Sources and Activities of the Nairobi Convention** (Tabled on 7 October 2021) (NA: Referred to Portfolio Committee on Forestry, Fisheries and Environment on 11 October 2021).

3. **International Convention on the Civil Liability for Bunkers Oil Pollution Damage, 2001** (Tabled on 9 December 2021) (NA: Referred to Portfolio Committee on Transport on 10 December 2021 – reported on 1 March 2022).

4. **Amendment to the Convention on Physical Protection of Nuclear Material** (Tabled on 11 February 2022) (NA: Referred to Portfolio Committee on Mineral Resources and Energy on 14 February 2022 – reported on 24 March 2022).

5. **Revised African Regional Co-operative Agreement for Research, Development and Training Related to Nuclear Science and Technology (AFRA) Agreement** (Tabled on 14 April 2022) (NA: Referred to the Portfolio Committee on Mineral Resources and Energy on 20 April 2022 – reported on 31 May 2022).

6. **Combined Third to Sixth Periodic Report to the United Nations Committee on the Rights of the Child** (Tabled on 24 August 2022) (NA: Referred to Portfolio Committee on Social Development on 25 August 2022).

7. **The 2003 UNESCO Convention for the Safeguarding of Intangible Cultural Heritage (ICH)** (Tabled on 16 August 2022) (NA: Referred to Portfolio Committee on Arts and Culture on 22 September 20222).

8. **South Africa's Membership of the Asian Infrastructure Investment-Bank** (Tabled on 3 October 2022) (NA: Referred to Standing Committee on Finance on 4 October 2022 – reported on 23 November 2022).

9. **Global Convention on the Recognition of Qualifications concerning Higher Education** (Tabled on 28 October 2022) (NA: Referred to Portfolio Committee on Higher Education, Science and Innovation on 1 November 2022).

10. **Amendment to article 20 (1) of the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW)** (Tabled on 8 November 2022) (NA: Referred to Portfolio Committee on Women, Youth and Persons with Disabilities on 9 November 2022 - reported on 10 November 2022).

11. **Treaty for the Establishment of the African Medicines Agency (AMA**) (Tabled on 14 February 2023).

12. **African Charter on the Values and Principles of Decentralisation, Local Governance and Local Development** (Tabled on 14 February 2023) (NA: Referred to Portfolio Committee on Cooperative Governance and Traditional Affairs on 8 March 2023).