
THURSDAY, 16 NOVEMBER 2017

PROCEEDINGS OF THE WESTERN CAPE PROVINCIAL PARLIAMENT

The sign † indicates the original language and [] directly thereafter indicates a translation.

The House met at 14:15

The Speaker took the Chair and read the prayer.

The SPEAKER: Order please members, if we could settle down. Before we begin with the proceedings of the day I would like to just greet you all and say good afternoon. To our guests in the gallery, welcome and thank you for being here with us today. Just to also let you know that guests cannot participate in the proceedings. However, do feel free to be part of our sitting today.

I also have been tasked to alert the members to the need that water is no longer on your desk. It is available on demand, in an effort not to waste water, so should you require water you could just signal a service officer who will then provide you with a glass of water. [Interjections.] I see some members have come prepared. So it is good to see we have become water-wise and we are all carrying our water with us. Please just make sure it is

pure H₂O. I now see - I recognise the Chief Whip.

(Notice of motion)

Mr M G E WILEY: Thank you Madam Speaker. I give notice that I shall move:

That, notwithstanding the provisions of Rule 18, the hours of sitting on the two Thursdays, 23 November 2017 and 30 November 2017 shall be from 10:00 to adjournment.

The SPEAKER: Are there any objections to the motion? No objections? It is agreed to. I see the Chief Whip again.

(Notice of motion)

Mr M G E WILEY: Thank you Madam Speaker. I give notice that I shall move:

That, notwithstanding the provisions of Rule 198, precedence be given to the Subject for Discussion.

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. Agreed to.

The next item on the Order Paper is the subject for discussion in the name of the hon F C Christians as printed on the Order Paper. I recognise the hon member Christians.

(SUBJECT FOR DISCUSSION)

The shortage of child counsellors in the Western Cape

Mr F C CHRISTIANS: Thank you Madam Speaker. Madam Speaker, she is only three years old and suffers from separation anxiety after her home was broken into and her mother was not allowed near her during a robbery. Baby X is one of the many children receiving trauma counselling as a result of severe crime across this country.

I got that from the *Cape Argus* of the 6th of November.

Many of these cases, unlike baby X, do not receive the necessary attention. Children are scarred for the rest of their lives. The only crime that these vulnerable children have committed is that they are born in townships riddled with crime. These townships are ruled by drug lords and gang bosses where the police has lost the fight against crime.

Madam Speaker, a UCT Children's Institute study was done that said that many of our children, 80% of them, 80% under three years old, were related to these abuses, their family, friends and in their own homes. So Madam

Speaker, this topic when I saw it in the paper I was touched, saying that we have a shortage of children counsellors in the Western Cape and I have invited the person with the press release, Ms Judy Strickland, the director of Hope House Counselling Centre in the gallery with her husband Allan, and I said I want to bring this debate to the House that we can discuss this.

Now in an article the Hope House Counselling revealed that the exposure to violence, abuse, loss and drug-use damages the child's educational development. We must understand that there is a difference when a child comes and a social worker attends to fix the situation but it is further than that. That child needs a specialist, a children counsellor to heal that child, to mend that child, to take a walk with that child and when I spoke to Judy earlier in my office today she told me sometimes it depends on the trauma of that child. It takes a year, 18 months, but there is not sufficient funding when it comes to children counsellors so this is a real need. It is not a political debate. It is a need our communities are struggling out there, so I know that Government does not have all the resources and we know that, but I am saying when we take hands with these NGOs like the Hope House Counselling and other NGOs, if funded, they can play an integral role when it comes to these children. These children are scarred for life. Just the other day, and I just make sure of my facts, three weeks ago on a Sunday a young man of 20 years old walked to his friend in Renoster Street on the corner of Renoster Street and Plate Street in Manenberg. It is one of the notorious streets in Manenberg, Renoster Street. He is 20 years old. He was gainfully employed. Next to him was a five year old boy walking with him. Gangsters

came up to him and said: "Do you belong to a gang?" He said: "No, I do not belong to a gang. I am going to this church just down the road." He was shot three times, two in the face and one in the chest and that little child had to see the trauma that happened right in front of his eyes, and that is the point. In our townships our children need specialised children counsellors to address these problems. So Madam Speaker, it is day in and day out, we live with this and it became a norm. Speaking to somebody the other day also, it became normal for children to see these things, but if not urgent intervention is going to be taking place, if the Department, Government and the Province are not going to intervene urgently we are going to have these children scarred for life - the biggest victims of these atrocities. We know, crime is a big problem in our communities. We know, robberies and all these things, it is a big problem, when it comes to communities, but... [Interjection.]

The SPEAKER: Can you finish up please hon member Christians.

Mr F C CHRISTIANS: Are my four minutes up?

The SPEAKER: Four minutes are up, can you finish?

Mr F C CHRISTIANS: I got a double helping but, Madam Speaker, I thank you.

The SPEAKER: Thank you hon member Christians. [Applause.]
[Interjections.]

Mr Q R DYANTYI: [Inaudible.] I thank you for that. [Interjections.]

The SPEAKER: Hon member Dyantyi, we have afforded the hon member Christians two additional minutes so I now recognise the next speaker. I see the hon member Botha. [Interjections.]

Ms L J BOTHA: Thank you Madam Speaker. Madam Speaker, if there is one great responsibility that we have as a society [Interjection.]

†Mnr Q R DYANTYI: En nou, daai glimlag, daai glimlag... [Tussenwerpsel.]

[Mr Q R DYANTYI: And now, that smile, that smile... [Interjection.]]

The SPEAKER: Order please.

Ms L J BOTHA: ...then it is to protect, raise and guide our children. Looking at the topic of today's debate, the shortage of child counsellors in the Western Cape, my immediate question is who is being referred to. My second response is I cannot agree with this. I cannot agree with this because the Western Cape have invested extensively in the protection and guidance of our children. [Interjections.]

†Mnr Q R DYANTYI: Laat ons hoor! Laat ons hoor!

[Mr Q R DYANTYI: Let us hear! Let us hear!]

Ms L J BOTHA: Later in the debate my colleagues will give a full breakdown

as to why this is not true. [Interjections.]

The SPEAKER: Order please, hon member Dyantyi.

Ms L J BOTHA: Madam Speaker, is hon member Dyantyi part of this debate today? [Interjections.]

An HON MEMBER: Apparently.

Ms L J BOTHA: I started off by saying that society is responsible for our children and I did this deliberately. The old saying goes “charity begins at home” and in other words it is at home where we have the greatest responsibility to our children. At times we are very quick to point a finger at the State suggesting that Government is not doing anything to protect our children or Government is not supporting our children, but while at home, how often do we ask ourselves am I protecting my child? Am I doing what is best for my child? Am I that counsel to my child?

†n AGBARE LID: Jy moet nou mooi hoor!

[An HON MEMBER: You must listen carefully now!]

Ms L J BOTHA: The State can and should never replace the role of parents, caregivers or the family. Our primary role is to assist our residents so that they are able to effectively function as family units where children feel loved, where children are nurtured and taken care of. So our home is the

starting point of us being a counsellor to our children. Home is where we ought to be an encouragement to our children.

The SPEAKER: Order please.

Ms L J BOTHA: Home is where we should be giving our children the space to grow into an adult that would eventually positively contribute to our society. Beyond the home where the child's foundation is laid, the child is also exposed to our educators where they get to spend the majority of their day and as much as our educators primarily function to teach and educate our children, they also have a distinctive caring and nurturing role to play. Thus becoming that counsellor at school. Granted that some schools are in the fortunate position to have school psychologists, but in most cases it is the teacher that must also fulfil the additional role of educator as well as caregiver.

Madam Speaker, this takes me onto my next point. What has happened with the spirit of Ubuntu in our society? What has happened to your child being my child? What has happened to the old African proverb "it takes a village to raise a child."

The answer to these questions are not of range. In fact I dare say the answers are in our communities. This then brings me to the important role that our NPOs including our faith-based organisations fulfil in our societies. As we do have many of these NPOs that are being funded and supported by the Western

Cape Department of Social Development. They have a critical role to play because they are in our communities and work directly with our residents. They have a firsthand account of what the realities are in the various spaces. They have the immediate ability to direct our children to the relevant individual group or entity to ensure that our children do receive the necessary assistance.

Madam Speaker, all of this comes back to the role that society has to play in the lives of our children. Recently there was a horrific incident where a grandmother was prostituting her granddaughter. The grandmother had since been arrested and the Department's social workers ensured that the child was placed in a place of safety. This process is extremely important because the wellbeing of the child is the Department's primary concern. This is one of those unfortunate situations where Government must step in because the home where the child ought to be nurtured and cared for is no longer that. This is where the State will now intervene and direct the situation so that the affected child can receive the necessary counselling, love and care.

In conclusion Madam Speaker, I am of the view that we do have child counsellors. They are in our homes, in our streets, in our communities, in fact they are all around us. Let us not shift the responsibility but take the ownership to ensure that our children are cared for. Thank you.
[Interjections.]

The SPEAKER: Thank you.

Ms M N GILLION: You disappointed us. [Interjections.]

The SPEAKER: Order please members. I see the hon member Makeleni.

Ms P MAKELENI: Thank you Madam Speaker. This topic is very near to my heart. It affects the most vulnerable young people in this province. My sympathies go to many children who suffered stressful conditions as the result of being direct victims of violent attacks, experience murder and other offensive criminal activities, including being exposed to family abusive relationships and divorce. My condolences go to those families who lost their loved ones during those horrific tragedies.

It is important to state upfront what I understand as the cause and effects of trauma and how they have to be identified and treated. It is widely agreed by many observers that exposure to violence at early stages, dysfunctional families and absent parenting are amongst the main causes of trauma in growing up children and youth.

According to the National Child Traumatic Stress Network, pre-schooling learners often develop unusual behaviours such as bed-wetting, thumb-sucking, and regress to simpler speech and inability in solving easy concepts. Whereas children at junior school complain of headaches or other symptoms or may display behavioural changes, decreased performance at school, at high school level learners may feel guilt, shame or aggression. This DA Government must take the full responsibility for dragging its feet and the

lack of protecting the interests of children and youth. Their delay in establishing the Children's Commissioner exposed young children to these atrocities.

Equally, the investigation inquiry into child killing in the province was snubbed by the DA Government. Surprisingly it complained that it was expensive. Child-headed households are neglected in this province. They are equally not provided the necessary counselling, which may lead to traumatic disturbances of young children.

Teen suicide in this province is on the rise. It was recently reported that a bullied schoolgirl hung herself at a primary school in Mitchells Plain. In many cases Western Cape Department of Education has a way of denying these incidents; running away from taking responsibility and accountability. The school only offers psychologists to offer counselling but not trauma specialists. [Interjections.]

In September 2017, the Western Cape Mental Health Review Board was reportedly noting “a significant increase in mental health admission since 2015 of people under the age of 18 years who show suicidal behaviour.” This is a huge problem that needs aggressive intervention from the governing party but we see little efforts done to curb this epidemic.

Just yesterday it was reported that a two year old toddler, Jaylin Alexander, was struck in the face by a stray bullet during a drive-by gang shooting, and

underwent multiple surgery in the mouth. I wish her a speedy recovery.

Did MEC Fritz visit her family and offer support, and was specialised trauma counselling already arranged for the little girl? I wonder.

Mr D G MITCHELL: Why do you not call [Inaudible.]

Ms P MAKELENI: On 13 November 2017, it was reported that Hope House Counselling Centre had said, “With 66 child murders recorded this year, there was a need for more qualified child counsellors to address the issue of child trauma and abuse.” This is a loaded statement from the centre, with almost 55 substance and abuse centres listed throughout the province. How many professional or trained trauma counsellors are available for public services?

In 2014 MEC Fritz was quoted to have admitted that his Department was struggling to meet demand for rehabilitation facilities, despite more than R40 million spent in the previous five years.

It was simultaneously said by Professor Bronwyn Myers, chief specialist scientist of the Alcohol Tobacco and Other Drug Research Unit at the Medical Research Council, that there were no major shifts of treatment demand for the previous years. However, there has been no major strategic shift by his department and the entire Government to invest more in this field of work, nor was there any direct intervention to fight drug and substance abuse. Instead we learnt about the closure of the Western Cape Rehabilitation

Centre in Eerste River in 2015, and further retrenchments of about 40 staff members. The centre helped over 2 000 patients over five years. At that time the centre had 70 to 120 people on their waiting list. They had to be referred elsewhere. This was not consistent with the principle of Batho Pele, People First.

The figures remain worrying to say the least. The people receiving treatment were 3 717, up by 17% in six months to June 2013. In addition, 59% were between ages of 15 and 29 years old and 71% were coloured people, if I must mention. The problem is across the province. In Knysna, Marshall Laminie of Knysna Alcohol and Drug Centre noted that there has been an increase in substance abuse amongst children, youth and adults in the area. He further observed an increase in gang and drug-related activities within communities as well.

According to the South African Council of Educators corporal punishment is rife in our schools within the Western Cape, leading the pack with 286 of the overall complaints, followed by KwaZulu-Natal with 89. That number is disproportionately high and need special attention from the Government point of view. The consequential results lead to the rise in teenage pregnancies and drop-out at schools. [Interjection.]

In most cases the affected learners are not offered trauma counselling as it affects them in their academic performance. [Interjection.]

Mr C M DUGMORE: Do not worry about Manenberg.

Ms P MAKELENI: Many of the youth programmes like the Safer Schools Programme, MOD Centres and Youth Cafés do not dedicate focus on trauma counselling and treatment. In 2015, it was reported that the foetal alcohol syndrome, FAS, was disproportionately high in the Western Cape. The province was reported that there were between 40 to 46 cases per 1 000 children aged five to nine years of age, compared with the worldwide incidence of 0.5 to two cases per 1 000 for the same age group. It was pointed out that although Atlantis is not a reservoir for labour on the wine farms, high levels of alcohol and drug abuse occur. A study further found that in the West Coast town of Aurora out of 160 children tested...

[Interjection.]

The SPEAKER: Order please. You may proceed. There is too much noise while... [Interjections.]

Ms M N GILLION: It is that side. It is that side, the MEC's there.

The SPEAKER: No-no, that is exactly where I directed my...

Ms M N GILLION: The MEC of Education do not listen.

Ms P MAKELENI: The West Coast town of Aurora, out of 160 children tested, 49% screened positive for FAS. Has the affected children ever been

provided with specialised trauma counselling and treatment? Has this Government taken any corrective action to intervene in these appalling findings and adopted an intervention strategy?

Mr S G TYATYAM: No, no.

Ms P MAKELENI: I do not think so. In the year 2016/17, the Western Cape Government in its budget for the development of youth in the province, in that allocation, nothing however was directed to protecting the interest of the children in distress, particularly children who suffered psychological trauma from some form of abuse or other.

In conclusion, Madam Speaker, the ANC wishes to call on the Provincial Government to give appropriate funding and resources to public facilities to ensure that more proactive programmes and interventions are immediately actioned.

Thank you. [Applause.]

The SPEAKER: Thank you. In the absence of hon member Bernard Joseph I now see the hon, the Minister, Minister Mbombo. Excuse me, sorry hon member Olivier. Minister, will you take your seat please.

Mr R T OLIVIER: Madam Speaker, just to ask your office, is member Joseph still a member of this Legislature? [Interjections.]

The SPEAKER: Well I would like to... [Interjections.]

Mr R T OLIVIER: I am just asking. I am not sure.

The SPEAKER: Your point is noted.

Mr R T OLIVIER: And Madam Speaker, sorry Madam Speaker, I earn a bit less than him. [Interjections.]

Ms C F BEERWINKEL: We all do. We all do. [Interjections.]

The SPEAKER: Hon member Olivier, your comment has been noted. I do not think it is appropriate for me to respond at this time, but apologies have been tendered, except that I do not read out apologies for every member at every sitting. Thank you. I now recognise the hon, the Minister Mbombo.

Mr C M DUGMORE: You check the balance... [Inaudible.]

The MINISTER OF HEALTH: Madam Premier Helen Zille, Madam Speaker.
[Interjections.]

The SPEAKER: Order please. We have a speaker on the floor.

The MINISTER OF HEALTH: The members of the House, the members of the media in the gallery, good afternoon. I would like to thank the member

Christians for tabling this topic to be debated in the House. Let me just first highlight that when it comes to child counselling, generally it is the competency... [Interjections.]

An HON MEMBER: You are home.

The SPEAKER: Order please.

The MINISTER OF HEALTH: ... it is the competency of Social Development and I am sure Minister Fritz will dwell much on that part, but for Health, we have about ten or twelve categories of health professionals, inclusive of the nurses, the doctors, physiotherapists, the usual therapies, and all of those. It is part of their curriculum. It is part of their core job to do counselling on whatever area they are focusing on.

Madam Speaker, I just want to also talk about the issue when it comes to Health. Together with the Department of Education and Social Development we developed the Western Cape integrated school health policy framework for the ordinary schools where this policy aims to promote the health and educational outcomes and general wellbeing of learners in the Western Cape. This policy also takes into account the special care centres for children with high support needs or severe and profound intellectual disability, specifically in Health we have a range of well trained health professionals as I indicated, who offer counselling services to children and adolescents. I am making an example for example in mental health where we offer comprehensive

counselling services by the nurses, doctors, psychologists and all of those, where it happens across the province, starting from home, where we care for these children at primary healthcare sittings in acute hospital and if need be in chronic hospitals. Our staff go above and beyond their call of duty in all these settings in response to a person-centred care approach, which is the core objective of the Provincial Health Department now.

We have also embarked on the assertive community treatment which is one of my pet projects which is a service offered by the ACT, Assertive Community Treatment team, consisting of psychiatrists, nurse practitioners and social workers. These health professionals visit homes of discharged mental health patients for further counselling inclusive of children. Home visits are a standard practice for evaluating a discharged patient's wellbeing. This helps to prevent the need for readmission to a health facility and also for this service. So while we offer for all the above services to patients of all ages, we also have services specific for children adolescents in our tertiary psychiatry units, for example in Tygerberg Hospital, Lentegleur, Red Cross War Memorial Hospital, on a long basis. In these units we specialise in child psychotherapy services. That is why we are able, for example this year, we even made an offer for those school learners who are writing matric, also offering to students at the universities, as we have noted the increase in the suicide amongst the university students. So we are talking about our health professionals who go out of their way not only to render services within our health facilities but beyond.

In addition to that we have also introduced what we call the Care Pathway Initiative, which is run in partnership with the Western Cape Department of Education, Department of Justice and the Department of Social Development. This initiative was developed in the southern sub-district where we are responding to the specific needs. The multi-agency referral pathway is for children with social or behavioural changes. Our role as the Department of Health is to offer primary care services to these children and they are referred to us mostly by the teachers, by the parents, by the guardians, other health workers, social workers, the public, the NGOs, SAPS, and so forth. The Care Pathway Initiative offers comprehensive child and adolescent counselling with health professionals for example our primary care, clinical nurse practitioners, our medical officers, primary care mental health nurse and primary care social workers.

The primary care clinical practitioners and medical officers service the referral and also assess the child clinically, diagnose, manage and also refer the child as appropriate. If they suspect that a child might be mentally ill the child may be referred to the mental health nurse for further assessment and possible referral to the psychiatry registrar or psychologist during the outreach.

Mr Q R DYANTYI: Do you believe what you are saying, what you have just read?

The MINISTER OF HEALTH: If the child safety and the protection of the

child is of concern they are prepared to developing ... [Interjection.]

Mr Q R DYANTYI: It is rife, they are committing suicide in all of the [Inaudible.]

The MINISTER OF HEALTH: ...the Department of Social Development, which is designated for the Child Protection Service Agencies via a facility social worker. [Interjections.]

Mr Q R DYANTYI: [Inaudible.] ...in the classroom.

The MINISTER OF HEALTH: ...and for the children under the age of six years... [Interjection.]

The SPEAKER: Order please, hon member Dyantyi.

The MINISTER OF HEALTH: ...or in Grade R and below... [Interjection.]

Ms M N GILLION: It seems like she thinks... [Inaudible.]

The MINISTER OF HEALTH: ...with suspected neuro-developmental related conditions, they are being referred to the Red Cross War Memorial Hospital for the neuro-development clinic. At this stage a further recommendation is made for the management of the child, for example to see a psychiatric register or a psychologist, so Madam Speaker, that shows without a doubt

that when it comes into the context of Health, in collaboration with other spheres of Government there is quite good interventions related to the child counselling especially in the use of the Care Pathway Initiative.

I also once mentioned in the House our involvement in the Thuthuzela Centres for the rape victims where we offer counselling to people, including children who have survived sexual assault, at our centres of excellence for clinical forensics, for example we have got these services at Victoria Hospital, Wesfleur Hospital, Karl Bremer Hospital, Simelela, Khayelitsha, Manenberg, George, Worcester, Mitchells Plain Hospital and currently we are busy with the Paarl Hospital in Drakenstein. In these centres we have counsellors working as part of a trans-disciplinary team for person centred care. As you can imagine, when you are being raped on its own it is traumatic.

†Mnr Q R DYANTYI: [Onduidelik.] Julle is besig met niks.

[Mr Q R DYANTYI: [Inaudible.] You are busy with nothing.]

The MINISTER OF HEALTH: As Madam Speaker can imagine, when you are being raped, on its own it is traumatic... [Interjection.]

The SPEAKER: Hon member Dyantyi.

The MINISTER OF HEALTH: Therefore anyone, especially children, cannot walk into a packed health facility and queue with all other patients. That is

why we have all these services there, and when it comes to the issue of the Paarl Hospital which is in the Cape Winelands, we are still engaging with the National Prosecuting Authority for this centre to start opening. Our aim is to create an environment that puts the person first, the first with a holistic approach.

In conclusion, central to all vision in the Western Cape Government, Health is ensuring that the patient is at the centre of what we do and ensure that selected services are brought to the people that need them, including children and adolescents, noting that we see about 18 million of patients. Of course they come repeatedly and the majority of those 18 million per annum we see are children, so where the child comes with a wound, with a headache, we have to do the complete assessment of the child and also offer counselling. Thank you very much.

The SPEAKER: Thank you Minister Mbombo. I see the hon member Mitchell.

Mr D G MITCHELL: Thank you Madam Speaker. The Mental Healthcare Act of 2002 clearly sets out the mandate of South Africa's public healthcare system with regards to mental illness. The Act recognises that health is a state of physical, mental and social wellbeing and that mental health services... [Interjections.]

The SPEAKER: Order please.

Mr D G MITCHELL: Sorry. It should be provided as part of primary, secondary and tertiary health services. Mental healthcare is a human right, according to the Act No. 108 of 1996, which prohibits the unfair discrimination of people with mental or other disabilities. South Africa's constitutional mandate and legal framework protects and provide for citizens who suffer from mental illness including the many children in our nation. The DA-led Western Cape recognises... [Interjection.]

Mr Q R DYANTYI: Ja, let me just remind you... [Inaudible.]

Mr D G MITCHELL: ...an honest law... [Interjection.]

The SPEAKER: Order please.

Ms M N GILLION: in the Western Cape.

Mr D G MITCHELL: ...bearing in mind that health is not merely a good and physical state.

†'n AGBARE LID: Dis orals.

[An HON MEMBER: It is everywhere.]

Mr D G MITCHELL: ..but a sound mental spirit along with it. Mental health among children... [Interjection.]

Ms M N GILLION: Where is the relevance?

The SPEAKER: Order please.

Mr D G MITCHELL: Hon Speaker can you please protect me?

The SPEAKER: Sorry hon Mitchell. Members, you cannot sit in your benches and shout relevance to the Chair. The member is making a point, he is talking about mental health, which I suppose is going to link into the bigger topic.

Mr D G MITCHELL: Yes. †Hulle moet luister. [They should listen.]

The SPEAKER: So I... [Interjection.]

Mr D G MITCHELL: Tell them to listen. [Interjections.]

The SPEAKER: So I will... [Interjections.]

†Mnr D G MITCHELL: Luister! Luister 'n bietjie! [Tussenwerpsels.]

[Mr D G MITCHELL: Listen! Listen a bit! [Interjections.]]

The SPEAKER: I will ask, I will request your indulgence. [Interjections.] I will request your indulgence to allow the member, hon Mitchell, to make his point. [Interjections.]

Order please. Members your behaviour is going to upset my mental health shortly, please, let us get this House to order now. We cannot carry on in this fashion.

†Me M N GILLION: Mackenzie, is jy terug?

[Ms M N GILLION: Mackenzie, are you back?]

The SPEAKER: Sorry hon Mitchell. I just want to get quiet, get the House to order, and then you may proceed. There has been a howl for relevance. I am listening closely to what it is you are saying and I am certain you will get to the point. You may proceed, hon Mitchell.

Mr Q R DYANTYI: Ja, come to the point now.

Mr D G MITCHELL: Madam Speaker, it is a disgrace that mental health is being taken so lightly... [Interjections.]

Mr Q R DYANTYI: Come to the point. Come to the point first.

Mr D G MITCHELL: ...by the members on the other side, it is a disgrace.

The SPEAKER: Hon member Dyantyi.

Mr D G MITCHELL: Mental health among children ... [Interjection.]

The SPEAKER: Sorry please take your seat, hon member Mitchell, please take your seat. Hon member Gillion.

An HON MEMBER: No-one is taking this lightly. Do not put words in our mouth. [Interjections.]

The SPEAKER: Members, let us get some order here please. We have a speaker on the floor and there is too much toing-and-froing. Hon Olivier, Minister Fritz, can I please ask you to be compliant. Hon member Gillion are you rising on a point of order?

Ms M N GILLION: Yes, yes, Madam Speaker. I think hon member Mitchell must please explain to this House who on this side say we do not take mental health seriously. [Interjections.]

An HON MEMBER: You, you!

†Mnr Q R DYANTYI: Is julle siek? Is julle siek?

[Mr Q R DYANTYI: Are you sick? Are you sick?]

An HON MEMBER: That is not a point of order.

The SPEAKER: Order please members. Hon member Gillion, you cannot. You need to ask, if there was a question - you cannot ask a question to hon member Mitchell without going through the Chair, so I... [Interjection.]

Ms M N GILLION: I am talking to you, Madam Speaker.

The SPEAKER: Yes.

Ms M N GILLION: I ask you.

The SPEAKER: Yes.

Ms M N GILLION: ...but as the Speaker, to ask hon member Mitchell who in this side do not take mental health seriously... [Interjections.]

An HON MEMBER: That is not a point of order.

Ms M N GILLION: ...because he is making that accusation. [Interjections.]

An HON MEMBER: Yes.

Ms M N GILLION: It is an accusation that he posed on this side of the House.

The SPEAKER: Thank you hon member Gillion. I hear you. Chief Whip Wiley.

Mr M G E WILEY: Thank you Madam Speaker. Given that the next speaker happens to be the hon member Gillion and she could ask those questions at

that time. [Interjections.] Could the time that she has already used be taken off her ten minutes please?

The SPEAKER: Thank you Chief Whip.

Ms M N GILLION: You are not the Speaker. There is one Speaker here.

Ms P MAKELENI: Thank you Madam Speaker.

The SPEAKER: Yes, hon member Makeleni.

Ms P MAKELENI: Madam Speaker, may I request that you request the hon member Mitchell to withdraw from making insinuations about ANC members from this side. [Interjections.] All we were asking him was what the relevance is on the topic. He must never make insinuation that the ANC members do not take mental illness seriously. That is wrong. He must withdraw.

An HON MEMBER: No! [Interjections.]

The SPEAKER: Hon member Makeleni. Hon member Mitchell, I cannot recall what was said and I think in the interest of fairness I am going to revert to Hansard. I am going to check whether there is any need for me to revert to this House. Hon member Mitchell, you have heard the points of order, you may proceed.

Mr D G MITCHELL: Thank you Madam Speaker. Mental health among children is a topic which is very often underestimated or ignored.

An HON MEMBER: By you for that matter.

Mr D G MITCHELL: Yet, just as the physical wellbeing of children is essential to their development, so the mental health of a child is crucial to his or her ability to function in society. The Western Cape Government realises that the crucial role that mental health services play in the lives of our province's children and understands that the mental wellbeing of our children ensures their success later in life. Children are the most vulnerable members of our society... [Interjection.]

Mr R T OLIVIER: Exactly!

Mr D G MITCHELL: ...struggling to cope and rationalise with traumatic events which may come to pass in their lives. The Western Cape takes child counselling very seriously as a crucial part of childhood development in communities where children are exposed to trauma or disturbing events which take a toll on their mental wellbeing, but mental healthcare surpasses a mere service on the part of healthcare officials. It is an inter-disciplinary service which encompasses healthcare practitioners and social workers. This is why the Western Cape Government is tackling mental health among the children by means of a joint approach between our Departments of Health, Social Development and Education. This means that our Government provides

comprehensive public healthcare to children affected by mental illness and effectively and consistently provides our children with counselling at a social level. This coupled with our parents and community member support, ensures that children residing in the Western Cape always have access to mental healthcare which is governed by research and effective public policy. While the Western Cape Department of Health's facilities such as the Red Cross War Memorial Children's Hospital and the Tygerberg Hospital offer state-of-the-art mental healthcare treatment for our province's children, our Department of Social Development has opened Youth Cafés which keeps vulnerable children off the streets and away from instances of trauma as a result. Our Government does more than merely treating the symptoms of this social ill but tackles the root of the problem in our most vulnerable communities. It is unsustainable for a Government to keep treating the social ills of society without looking at the source... [Interjection.]

Mr Q R DYANTYI: Oh, you know that. Wow!

Mr D G MITCHELL: The Western Cape seeks not only to treat and counsel our children who require mental healthcare but to transform our society at grassroots level to foster a healthy social environment which protects and shelters children from trauma. [Interjection.]

Mr Q R DYANTYI: You cannot even deal with the gangster problem, and then you quote that... [Inaudible.]

Mr D G MITCHELL: Children in the Western Cape are encouraged and incentivised to socialise and develop a healthy opportunity-rich society to foster a healthy mental state devoid of trauma and despair. According to the South African Depression and Anxiety Group risk factors for suicide among young people include the presence of mental illness, especially depression, conduct disorder, alcohol and drug abuse. The Western Cape Government is doing everything in its power to mitigate our children's exposure to these social ills in order to create... [Interjection.]

The SPEAKER: Order please, hon member Mitchell. Sorry to cut your word, if you could take your seat. Hon Tyatyam, are you rising on a point of order?

Mr S G TYATYAM: Can I ask you something, Madam Speaker. Do you not have the right as the Speaker, when someone is talking nonsense, to tell that person, "if you do not have anything to do, keep quiet."

The SPEAKER: Hon member Tyatyam, that is not a point of order. That is in fact casting aspersions on what the member is saying. [Interjection.]

Mr S G TYATYAM: I am asking you... [Interjection.]

The SPEAKER: That is not a point of order. Take your seat please, hon member Tyatyam. You may proceed hon member Mitchell.

Mr D G MITCHELL: Children... [Interjection.]

The SPEAKER: Take your seat please hon member Mitchell. Hon member Beerwinkel.

Ms C F BEERWINKEL: I am sorry Madam Speaker, may I react to what you have just said... [Interjection.]

The SPEAKER: Yes.

Ms C F BEERWINKEL: ...in response to my colleague's comment you said he is casting aspersions on what the person has said, yet, a few minutes ago when that very member cast aspersions on all of us... [Interjection.]

†Mnr Q R DYANTYI: Ja, uitgevang! Julle is uitgevang.

[Mr Q R DYANTYI: Yes, caught out! You were caught out.]

Ms C F BEERWINKEL: ...you said nothing. That is not fair.

Ms M N GILLION: Exactly! [Interjections.]

The SPEAKER: Hon member Beerwinkel, if I may respond to you. Hon member Tyatyam is talking directly to hon member Mitchell who was on his feet. When hon member Mitchell made the assertion he talked to a group, he did not indicate an individual. [Interjections.] So let us proceed please. You may proceed.

Ms M N GILLION: Jo, Madam Speaker.

Mr D G MITCHELL: Thank you Madam Speaker. The provision of free broadband stock libraries with internet connectivity and recreational facilities such as parks and Youth Cafés, remedy a society in which children are susceptible to abuse. Our Government wants our children to be sheltered from the temptation to get involved in drug use and gangsterism, stimulants of mental illness by providing healthy social alternatives. For those children who do suffer from trauma or who are clinically depressed, our Provincial Health Department has the best possible healthcare service which is rolled out even to the furthest point in this province.

†'n AGBARE LID: Hoor-hoor!

[An HON MEMBER: Hear-hear!]

Mr D G MITCHELL: This is a comprehensive and sustainable approach to ensuring the mental wellbeing of our children. Madam Speaker, all our children ask of us, is to provide a space for them to enjoy their youth and to use it as a time to learn, to grow and to make an enjoyable life. By means of a inter-ministerial approach and by tackling the root causes of mental and social ills in our province and society we are able to prevent the onset of trauma and mental illness among our young people.

In addition to this our comprehensive public healthcare service is ready and waiting to counsel and treat our children afflicted with mental illness. This

multi-faceted approach ensures that children who reside in the Western Cape have the best chance at a safe and quality childhood... [Interjection.]

†Mnr Q R DYANTYI: Asseblief! [Tussenwerpsel.]

[Mr Q R DYANTYI: Oh, please! [Interjection.]]

Mr D G MITCHELL: ...providing the healthy social environment they require to become respective South Africans.

†Mnr Q R DYANTYI: Sit nou asseblief, ai tog, sit, sit.

[Mr Q R DYANTYI: Please sit now, hey man, sit, sit.]

Mr D G MITCHELL: I thank you. [Applause.]

The SPEAKER: Thank you hon member Mitchell.

†'n AGBARE LID: Mooi! [Tussenwerpsels.]

[An HON MEMBER: Good! [Interjections.]]

The SPEAKER: I recognise hon member Gillion. Hon member Dyantyi, you have a speaker on the floor, please. Thank you. [Interjections.] Order please members. You may proceed hon member Gillion.

†Mnr Q R DYANTYI: En gooikole asseblief, gooikole!

[Mr Q R DYANTYI: And please throw coals, throw coals!]

Ms M N GILLION: Let me first take the opportunity to thank the ACDP for drawing to our attention... [Interjection.]

Mr Q R DYANTYI: Ja, for a change, ja.

Ms M N GILLION: ...this very important debate.

Mr Q R DYANTYI: For a very good change.

Ms M N GILLION: ...for shortage of child counsellors in the Western Cape. Madam Speaker, Section 78 of the Western Cape Constitution of 1997 sets out the duties of a Children Commissioner who must assist the Provincial Government in promoting and protecting children of the Western Cape... [Interjection.]

Mr Q R DYANTYI: Listen Premier!

Ms M N GILLION: ...and refers to Welfare Service in particular.

Mr Q R DYANTYI: Please listen. Our Premier must listen.

Ms M N GILLION: I do not know why some are surprised today when there are not enough child counsellors in the Western Cape... [Interjection.]

†Mnr Q R DYANTYI: Gooi hulle!

[Mr Q R DYANTYI: Throw them!]

Ms M N GILLION: ...when the honourable Premier of this province for a number of years lacked to appoint a Children's Commissioner. [Interjections.] Perhaps that Commissioner, Madam Speaker, could assist with the many howling DA members who behave like this now in the House. Especially some senior DA leaders need serious guidance!

†Mnr Q R DYANTYI: Asseblief!

[Mr Q R DYANTYI: Please!]

Ms M N GILLION: The province currently has 27 307 children in foster care, with ongoing supervision services. R650 million is spent on the children and families sub-programme, yet we see there is a dire shortage of child trauma counsellors!

Mr Q R DYANTYI: They just read speeches here.

Ms M N GILLION: Generally social workers perform functions which include substance abuse, child and family welfare, restoring relationships...

[Interjection.]

†Mnr Q R DYANTYI: Skande!

[Mr Q R DYANTYI: Disgrace!]

Ms M N GILLION: ...help people to meet basic human needs with dignity and integrity, guide people to celebrate and use their diversity to grow and develop their strengths; and to educate individuals... [Interjection.]

Mr Q R DYANTYI: Listen please, listen!

Ms M N GILLION: ...families, groups and communities about relevant legislation that affect their lives, their rights and their responsibilities. On the other hand, Madam Speaker, the minimum requirement for registration with the Health Professions Council of South Africa as a Registered Counsellor are as follows: an approved four year Bachelor of Psychology professional degree... [Interjection.]

Mr Q R DYANTYI: Those are details, the facts!

Ms M N GILLION: ...including 720 hour practice and the successful completion of the National Examination of the Professional Board for Psychology in the Registered Counsellor category. When looking at the Social Development APP and annual report one can see how the honourable Advocate Fritz is trying... [Interjection.]

Mr Q R DYANTYI: Advocate †nogal! [Tussenwerpsel.] [at that!] [Interjection.]

Ms M N GILLION: ...to overnight make social workers specialised

psychologists!

Mr Q R DYANTYI: An advocate †nogal. Yoh! [at that! Yoh!]

Ms M N GILLION: He should take note that counsel or counselling is not mentioned once in the Social Service Professions Act 110 of 1978.

The MINISTER OF SOCIAL DEVELOPMENT: Exactly!

Ms M N GILLION: The point is counselling should be carried out by professionals with the appropriate skills... [Interjections.]

The SPEAKER: Order!

Ms M N GILLION: Can I be protected from that MEC, he is coming [Interjections.]

Mr Q R DYANTYI: He is still coming, nè. [Interjections.]

Ms M N GILLION: ...with the appropriate skills and qualifications as required by the Health Professions Council of South Africa. Now hon member Mitchell, please listen to the facts!

Mr Q R DYANTYI: Ja.

An HON MEMBER: Honourable.

Ms M N GILLION: In the annual report for the Social Development Department 2016/2017, trauma is only mentioned three times dealing with employee-wellness. This shows that this Department has been found wanting when it comes to dealing with real child trauma counselling. There is no mention of how trauma is dealt with as a service offered to communities in the latest Annual Report.

MEC Mbombo, here are the facts! The Health Department only mentions counselling in the annual report under employee sections, HIV and TB counselling. [Interjection.]

Mr Q R DYANTYI: No ways!

Ms M N GILLION: Trauma, depression, anxiety and fear is not treated and catered for in that Western Cape APP. It is under-funded and child counsellors have a waiting list of up to 70 to 80 children while they can only see 20 children a week. Please do not come and sugar-coat the reality. It feeds the perception that only people with money can have access to such services. This shows the DA does not care for poor and ordinary people. The working class is clearly not a priority of that elitist and well-heeled interest party.

Prevention is better than cure. The lack of child trauma counsellors can be

directly linked to the higher suicide rate of young children in this province. This failure by the DA Government added to the many violent deaths or growing numbers of child murders in the province.

The ANC calls on all progressive forces of society to intensify pressure on the Social Development, Health and Education Departments to prioritize the role such counsellors play in our community. Yes, I agree with the Chairperson of my Sub-Committee, society is responsible for our children but not in the way you put it in the House today, Chair. You got a responsibility to keep this MEC as well as the Department accountable as part of your oversight role as Chairperson, and not to blame society for all that went wrong in this Western Cape. I thank you Chairperson.

†Mnr Q R DYANTYI: Mooi, mooi, mooi man, mooi! [Applous.]

[Mr Q R DYANTYI: Good, good, good man, good! [Applause.]]

The SPEAKER: I see the hon, the Minister, Minister Fritz.

The MINISTER OF SOCIAL DEVELOPMENT: Thank you Madam Speaker. It is always interesting for me to listen to those debates and also interesting ...
[Interjection.]

The SPEAKER: Order please, Minister Fritz, please take your seat. I think in order for you to do your presentation I am going to ask members, hon member Olivier, the Minister was hardly on his feet when you were going at

him. If you could please afford the Minister the opportunity to respond and then if need be you can rise on a point of order or a question. You may proceed Minister.

The MINISTER OF SOCIAL DEVELOPMENT: It is also interesting how we sometimes get our debates from newspaper sources and you know, sources like the *Argus* and *Cape Times*, it is the most illegitimate, I think that they have absolutely no value in my opinion because they do not research their stories properly and they kind of drive political agendas in my opinion. [Interjections.] With both their editors, that is both the editors. Yes, I challenge them because they write absolute nonsense. [Interjections.] Thirdly, Madam Speaker. [Interjections.]

The SPEAKER: Order! Please kindly take your seat, Minister. Hon member Tyatyam. [Interjections.]

Mr K E MAGAXA: Why are you so angry? [Interjections.]

The MINISTER OF SOCIAL DEVELOPMENT: You make me angry.

Mr S G TYATYAM: Madam Speaker, can the Minister take a question on what he just said? [Interjections.]

The SPEAKER: Sorry, take your seat please, I will ask.

Mr K E MAGAXA: You need some counselling yourself.

The MINISTER OF SOCIAL DEVELOPMENT: Exactly!

The SPEAKER: Order please Minister Fritz.

The MINISTER OF SOCIAL DEVELOPMENT: A very good suggestion from the leader.

The SPEAKER: Minister Fritz, are you prepared to take a question?

The MINISTER OF SOCIAL DEVELOPMENT: Not now, I want to deal with the nonsense they are talking.

The SPEAKER: No questions. You may proceed.

Ms M N GILLION: Who talks nonsense here?

The MINISTER OF SOCIAL DEVELOPMENT: Thirdly, thirdly Madam Speaker [Interjection.]

Ms M N GILLION: Who talks nonsense?

The MINISTER OF SOCIAL DEVELOPMENT: I just spent a day yesterday at the Minmec with the Minister and the MECs and when the statistics put down

there, and the caseloads, and then I cannot believe the stuff I hear in this House. [Interjections.] and I wish some of them can go and read the stuff. [Interjections.]

The SPEAKER: Order please!

The MINISTER OF SOCIAL DEVELOPMENT: And then come to this House and talk their absolute nonsense. [Interjections.]

The SPEAKER: Order please members.

Mr K E MAGAXA: You need some ... [Inaudible.]

The MINISTER OF SOCIAL DEVELOPMENT: So allow me Madam Speaker, to start with the notion of a child counsellor.

An HON MEMBER: You should listen. Listen!

The MINISTER OF SOCIAL DEVELOPMENT: ...and the hon member is so, we are actually really - hon member Gillion, she answers her own questions. She makes a whole lot of comments and then she answers her own questions. She is absolutely correct that there is no such thing as a child counsellor... [Interjection.]

Ms M N GILLION: How can I answer my own question? This is not my

[Inaudible.]

The MINISTER OF SOCIAL DEVELOPMENT: ...that we have categories of specialisation, but that all social workers now, unfortunately hon members, I do not know whether any of them saw the inside of a university but that all social workers are required ... (intervention)

An HON MEMBER: No, no.

The MINISTER OF SOCIAL DEVELOPMENT: They do, you know. They do.
[Interjections.]

The SPEAKER: Kindly take your seat Minister Fritz, kindly take your seat.
[Interjections.]

Ms M N GILLION: These insults must now come to an end.

The SPEAKER: Minister Fritz, kindly take your seat please. Sorry there are three members on the floor. I can imagine what you are going to say. Minister Fritz, I think it is unparliamentary the statement you just made to question whether... [Interjection.]

The MINISTER OF SOCIAL DEVELOPMENT: It is a question of fact.

An HON MEMBER: No!

The MINISTER OF SOCIAL DEVELOPMENT: I am asking whether they saw the inside of a university. I am not accusing anyone. I am asking have you ever been inside a university room? That is all. [Interjections.]

The SPEAKER: Minister Fritz, sorry, take your seat please. Hon member Gillion... [Interjection.]

An HON MEMBER: Really?

Mr K E MAGAXA: I think you must go for a new... [Inaudible.]

The MINISTER OF SOCIAL DEVELOPMENT: You were either seeing the inside or not seen the inside. [Interjections.]

The SPEAKER: Minister Fritz, kindly take your seat please. [Interjections.]

An HON MEMBER: You are taking us for granted.

The SPEAKER: Kindly - members please!

The MINISTER OF SOCIAL DEVELOPMENT: You either saw it or you did not.

The SPEAKER: Minister Fritz, please take your seat.

An HON MEMBER: Really now!

Ms M N GILLION: Madam Speaker, I think you must call...

The SPEAKER: Hon member Makeleni. Sorry, no hon member Makeleni was behind you.

Ms P MAKELENI: No, you see me.

The SPEAKER: I will now listen to you.

Ms M N GILLION: Madam Speaker, I think you must call this MEC to order. First of all he starts with pointing. Secondly, he is undermining our members in the actions, the way he acts, the way he speaks, the way he casts aspersions, I do not think this is parliamentary even for a senior as an MEC to have that attitude in the House.

The SPEAKER: Thank you hon member Gillion. Your point is noted. Minister Fritz, hold on. Hon member Olivier, I have heard the point. Will you take your seat, I want to make a ruling please. [Interjections.] Minister Fritz, I think that your comment was disrespectful, and I am going to ask you to withdraw.

The MINISTER OF SOCIAL DEVELOPMENT: Madam Speaker, I asked a question of fact.

The SPEAKER: Yes.

The MINISTER OF SOCIAL DEVELOPMENT: Now you either - just hear me, just hear me. [Interjections.] I am not going to withdraw it. You either have seen the inside of a university or not. [Interjections.]

HON MEMBERS: Withdraw! Withdraw!

Ms M N GILLION: Madam Speaker...

The SPEAKER: Yes, Minister Fritz ... [Interjection.]

The MINISTER OF SOCIAL DEVELOPMENT: There is no aspersions.

The SPEAKER: Sorry, Minister Fritz.

The MINISTER OF SOCIAL DEVELOPMENT: No aspersions were cast.

Ms M N GILLION: Madam Speaker, Madam Speaker... [Interjection.]

The SPEAKER: Take your seat, Members, take... [Interjection.]

Ms M N GILLION: Speaker, no Madam Speaker, can I address you? Madam Speaker, when you speak to any member to withdraw you do not allow a member to give you reasons.

The SPEAKER: Thank you.

Ms M N GILLION: Why are you allowing the MEC to do that?

The SPEAKER: Hon member Gillion, we have got quite a few...

[Interjections.] Hold on members, order please. [Interjections.] Order please!

Minister Fritz, I am going to ask you to withdraw your statement.

The MINISTER OF SOCIAL DEVELOPMENT: No, I am sorry, I am not going to withdraw it.

The SPEAKER: Well then, Minister Fritz, I have to ask you to withdraw based on the tone... [Interjection.]

The MINISTER OF SOCIAL DEVELOPMENT: I am not going to withdraw because I have not done any aspersions. [Interjections.]

An HON MEMBER: Withdraw from the House.

The SPEAKER: ...and the disrespect. [Interjections.]

The MINISTER OF SOCIAL DEVELOPMENT: I am not withdrawing it.

Mr C M DUGMORE: Then you must leave.

The MINISTER OF SOCIAL DEVELOPMENT: I will not! [Interjections.]
Kick me out! Throw me out!

An HON MEMBER: You are disrespecting us here.

The MINISTER OF SOCIAL DEVELOPMENT: I will not withdraw!
[Interjections.]

An HON MEMBER: No, then go! [Interjections.]

The MINISTER OF SOCIAL DEVELOPMENT: Ja, I want to go...
[Interjections.]

The SPEAKER: Alright, order please members. Minister Fritz in the absence
of you wanting or not withdrawing your comment... [Interjection.]

The MINISTER OF SOCIAL DEVELOPMENT: I am not, I am not.
[Interjections.]

The SPEAKER: I have no option but to ask you to leave the House for the
rest of the day. Thank you.

[Minister Fritz requested to leave the House.]

HON MEMBERS: Go, go! [Interjections.]

An HON MEMBER: We do not want you here. [Interjections.]

The SPEAKER: Chief Whip. [Interjections.] Order please, members, it is nothing to celebrate. If I may ask... [Interjections.]

†n AGBARE LID: Gooi kole!

[An HON MEMBER: Throw coals!]

The SPEAKER: We are getting into gross disorder here and it is nothing to celebrate. Can I please ask you to maintain your composure. Chief Whip Mr Wiley.

Mr M G E WILEY: Thank you Madam Speaker, just for the sake of clarity exactly what was that ruling based on? I would just like... [Interjections.]

An HON MEMBER: No, sit down.

Mr M G E WILEY: Just for clarity I would like to know...

An HON MEMBER: No, you are not the Speaker.

Mr M G E WILEY: ...what Minister Fritz had to withdraw that has led to your ruling.

The SPEAKER: Thank you.

An HON MEMBER: Out goes Zille. The whole caucus is leaving now.

An HON MEMBER: Ja.

The SPEAKER: Chief Whip Mr Wiley, I believe that it was disrespectful and the tone and the manner in which it was done was offensive, hence my asking the Minister to withdraw. Thank you. [Interjections.]

An HON MEMBER: Thank you Madam Speaker, thank you.

The SPEAKER: So I have ruled on that. We would now have to say that that concludes the subject for discussion. The Minister has left the House. We will move on... [Interjections.]

An HON MEMBER: Then we must hear you.

The SPEAKER: Order please, hon member Magaxa, will you manage yourself. [Interjections.] Hon members, we cannot proceed in this way. We need some level of dignity and decorum and when we all start howling and everyone has his or her own conversations and we scream and shout it really does not lend itself to dignity and decorum of the House, so can I please ask as we proceed with Interpellations that we now manage ourselves, and I see the next topic on the Order Paper is the Interpellations and I go to Interpellation number 1. I see the hon, the Minister, Minister Bredell.

INTERPELLATIONS:

Municipalities: minimum competency levels

**1. Mr Q R Dyantyi asked the Minister of Local Government,
Environmental Affairs and Development Planning:**

What progress has been made with the implementation of minimum competency levels at municipalities?

†Die MINISTER VAN PLAASLIKE REGERING, OMGEWINGSAKE EN ONTWIKKELINGSBEPLANNING: Agb Speaker, agb lid mnr Dyantyi, baie dankie vir die interpellasie. Die Wet op Plaaslike Regering Munisipale Finansiële Bestuur 2003 is op 26 November 2003 deur die Parlement aanvaar en op 9 Februarie 2004 deur die President goedgekeur. Die Municipale Finansiële Bestuurswet is van toepassing op alle munisipaliteite en alle munisipale entiteite. Dit is ook van toepassing op Nasionale Provinciale Regeringsdepartemente en openbare entiteite in soverre hulle finansiële betrekkinge met munisipaliteite het.

Die Municipale Finansiële Bestuurswet fokus op prestasie deur die opstel en monitering van die uitsette, uitkomste en meetbare doelwitte. Die oogmerk is om die begrotings en finansiële bestuurspraktyke in munisipaliteite te moderniseer ten einde die munisipaliteite se kapasiteit te vergroot om dienste aan alle inwoners, kliënte en verbruikers te lewer. Dit gee ook uitvoering aan

die beginsels van deursigtigheid soos vereis deur Artikel 215 en 216 van die Grondwet. Die munisipale finansiële bestuurswet gee ook uitvoering aan die grondwetlike beginsels wat erken dat die Plaaslike Regeringsfeer onderskeidend en onafhanklik is, met die bevoegdheid om sy eie begrotings met sy eie prioriteite te bepaal, en om eiendomsbelasting, munisipale heffings en verbruikersheffings te vorder. Dit gee ook erkenning aan die goedkeuring en toesighoudende rol van die munisipale raad.

Die Munisipale Finansiëlebestuurswet bring meer verantwoordelikhede mee aangesien dit meer verantwoordelikhede van die Munisipale Raad en plaaslike gemeenskap vereis.

Die vyf onderliggende beginsels in die Munisipale Finansiëlebestuurswet wat die basis van die sleutelverhoudings in die wet vorm, is ooreenstemmend met die ander wetgewing oor plaaslike regering. Hierdie beginsels en die spesifieke hervorming wat daaruit voortvloeи, moedig 'n sterker, beter beheer en meer aanpasbare plaaslike regeringsfeer aan wat beter geplaas is om opkomende eise en nuwe uitdagings van die verskillende gemeenskappe wat dit dien die hoof te bied, en 'n meer konsekwente en volhoubare wyse daar te stel.

Van die implementering van Artikels 83, 107 en 119 van die Munisipale Finansiëlebestuurswet wat verband hou met minimum vaardigheidsvlakke van professionele finansiële amptenare, is tot 30 Junie 2007 vertraag. Ten einde die finansiële bestuur in die munisipaliteite in ooreenstemming met die

beginsels van aanspreeklikheid, deursigtigheid, effektiwiteit en doeltreffendheid, en doeltreffende benutting van openbare hulpbronne te moderniseer en te professionaliseer, is die minimum bevoegdhede vir amptenare se verantwoordelikhede vir finansies en voorsieningskanaalbestuur in 2007 gereguleer.

Die munisipaliteit of munisipale entiteit kon dus voor 1 Januarie 2013 'n persoon in diens neem wat nie aan die bevoegdhedevlakke wat in die betrokke pos voorgeskryf is voldoen nie, met dien verstande dat sodanige beampte se voortgesette indiensneming onderworpe is aan die voorwaarde dat die amptenaar die vereiste hoër onderwyskwalifikasie en die vereiste minimum vaardigheidsvlak in die vereiste eenheidstandaarde vir elke bevoegdheidsgebiede voor 1 Januarie 2013 behaal.

[Translation of Afrikaans paragraphs follow.]

[The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Madam Speaker, hon member Mr Dyantyi, thank you for the interpellation. The Local Government Municipal Finance Management Act 2003 was adopted on 26 November 2003 by Parliament and approved on 9 February 2004 by the President. The Municipal Finance Management Act applies to all municipalities and all municipal entities. It also applies to National Provincial Government Departments and public entities in so far as they have financial relations with municipalities.

The Municipal Finance Management Act focuses on performance through drafting and monitoring of output, outcomes and measurable goals. The aim is to modernise the budgets and financial management practices in municipalities in order to increase the municipalities' capacity to deliver services to all inhabitants, clients and consumers. It also enacts the principles of transparency as required by Section 215 and 216 of the Constitution. The Municipal Financial Management Act also enacts the constitutional principles which acknowledge that the local government sphere is distinct and independent, with the power to determine its own budgets and its own priorities, and to recover property tax, municipal levies and consumer levies. It also acknowledges the approval and oversight role of the municipal council.

The Municipal Finance Management Act brings more responsibilities as it requires more responsibilities from the municipal council and local community.

The five underlying principles in the Municipal Finance Management Act that forms the basis of the key relationships in the Act, are aligned with the other legislation on local government. These principles and the specific reform flowing from it encourage a stronger, better controlled and more adaptable local government sphere that is better positioned to address emerging demands and new challenges of the various communities it serves, and establish a more consistent and sustainable manner.

Some of the implementing of Sections 83, 107 and 119 of the Municipal Finance Management Act relating to minimum skills levels of professional officials has been delayed to 30 June 2007. In order to modernise and professionalise the financial management in the municipalities in line with the principles of accountability, transparency, effectiveness and efficiency and efficient use of public resources, the minimum competencies for officials' responsibilities for finance and supply chain management have been regulated in 2007.

The municipality or municipal entity could therefore before 1 January 2013 employ a person who did not comply with the competency levels prescribed for the relevant post, on the understanding that such official's continued employment is subject to the condition that the official acquires the required higher educational qualification and the required minimum skills level in the required unit standards for each competency area before 1 January 2013.]

The SPEAKER: Minister Bredell, if I could ask you to finish, your time is up.

THE MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Thank you.

The SPEAKER: Thank you. I now see the hon member Dyantyi.

MR Q R DYANTYI: Thank you very much, Madam Speaker. †Baie dankie aan die LUR vir daai, kan ek sê *comprehensive response tot dusver of the*

question that I asked. [Thank you to the MEC for that, can I say, comprehensive response thus far of the question that I asked.]

I must make the point as a start, that the issue of the financial sustainability you mentioned among other things you do in your input, it is a very critical issue for proper governance and good governance, and may I also remind you that in this House many a time you have come forward and praised municipalities for giving you the clean audits, based on the staff you have in municipalities.

I do want to make the point that as you parade clean audits, one of the municipalities that has consistently given you a clean audit is the Cape Winelands Municipality, led by a municipal manager, Mike Mgajo, who has been there as a municipal manager for about 10 years now. You will be aware, MEC, that National Treasury has made an intervention on the issue of minimum competency in the waiving of the issue, and for the past couple of financial years, Cape Winelands Municipality has given a clean audit, under the stewardship of Mike Mgajo.

Now as we speak here today, the very same person who did that, who went to a particular course under SALGA with the Department's knowledge to respond to this issue, is out in the cold, unemployed as we speak, on the basis that he does not have the minimum competency level, having produced everything else that you have come and bragged about in this House.

There are therefore a few questions that I would want to pose as we go forward, on this issue, because the very same Mike Mgajo had his contract cut a few months ago on this basis, even when he produced a certificate, the Municipality of Cape Winelands had an interview for the same position, having advertised.

The SPEAKER: Hon member Dyantyi, may I ask that you, your time has expired for this round. You will get a second shot at the cherry. If you could take your seat, please.

Mr Q R DYANTYI: Do you mind if I continue, because I'm in the middle ...
[Interjection.]

The SPEAKER: No-no, unfortunately there is another speaker ...
[Interjection.]

Mr Q R DYANTYI: Okay.

The SPEAKER: ... so you will have a second chance after the hon member Mnqasela.

Mr Q R DYANTYI: At least he knows where I am going.

The SPEAKER: Thank you. Hon member Mnqasela, you may proceed.

†UMnu M MNQASELA: Enkosi Somlomo. Somlomo mandibeke nje umgca kwinto ethi ukuqala konyaka safumana imbalelwano ethi uthi uMphathiswa kaZwelonke wezeZimali makukhe kumiwe ngokuqeshwa kwamagosa kamasipala ...makungaxheshwa ngalo mcimci.

Kodwa ke siyavuya siyiKomiti njengokuba ethetha le nto olilungu lale Ndlu yoWisomthetho uMnu Dyantyi into yokuba xa sifika eCape Winelands kwabakho le nto ingaqondakaliyo. Ndiyavuya ke xa eyibuzauMhlekazi uDyantyi. Ngaske iphenduleke, ingabi ngathi kukho ikhwiniba, mhlawumbi yena ubekelwe ecaleni, umzekelo.

Kodwa ndifuna ukuba ndiyincome le nto ngoba xa sijikeleza apha eNtshona Koloni nangona kukhe kwabakho olu nqunyanyiso, siye sifike koomasipala kusithiwa sinayo le nto. Xa ubuza omnye athi, ndapasa kabini.

Kodwa ndiyafuna ukubuza ngoba eyona nto ibigxininisa kakhulu kuyo le nto ibinguMmiselo 15. U 15 uthi makuqwalaselwe abantu eselete beqeshiwe ngumasipala abawenzayo into ethi, abasebenza ngemicimbi yezimali nezi zinto sithi ziithenda, SCM abaphaya ngaphakathi mababe naso esi siqinisekiso, le Minimum Competence Clearance.

U 18 yena uthi ongekaqesheki - Bendicinga ukuba mhlawumbi uMphathiswa nephondo njengokuba besithi makumiswe ukunqunyanyiswa oku, athi uMphathiswa siyacela Nondyebo weSizwe ukuba awunakwenza ukuba sijonge u 18, sikhe sime ngo 15 ngoba ke u 15 ngumntu osele ekhe wawenza lo

msebenzi.

[Translation of isiXhosa paragraphs follow.]

[Mr M MNQASELA: Thank you, Madam Speaker. Madam Speaker, let me just draw attention to the fact that at the beginning of the year we received correspondence that the National Minister of Finance has put a moratorium on the employment of Municipal officials. The matter must be halted.

But we are glad as the Committee when a Member of this Legislature, Mr Dyantyi talks about this because when we got to the Cape Winelands there was something we could not understand. I am glad that Mr Dyantyi is raising it. I wish it can be addressed, so that there is no misunderstanding, as if this is being put aside, for example.

But I want to command this because when we go around the Western Cape we are told they have got this. When you ask someone they tell you they passed double. But I want to ask because what this emphasized on was Regulation 15. Regulation 15 says we must recognize people who are already in the employ of the municipality, who are working, which means people who are working with finances and tenders. SCM, who are already inside there must have this Minimum Competence Clearance Certificate.

Regulation 18 talks about people not yet in the employ of the municipality. I thought maybe the Minister and the province as they halt the moratorium,

the Minister was going to ask National Treasury to let us look at Regulation 18, because 15 is a person who has done the job before.]

The SPEAKER: Hon member Mnqasela, thank you, your time has expired. I see the hon member Dyantyi.

Mr M MNQASELA: Okay. [Time expired.]

Mr Q R DYANTYI: Thank you very much, chairperson of my Standing Committee. Let me just take over from where you left, in that the issue now, MEC, as I was saying that you took Mike Mgajo out of his job, cut his contract on a basis of this. In fact, in terms of Regulation 18, he is inside, he is undergoing a course and then he was cut out.

Immediately the post is advertised, he applies, he is shortlisted and at the point of the interview it is him and another person. Already that says to you that municipality did not know what it was doing and I will come to the reasons later what I think are the reasons for that because there is already a wastage of resources and money. You take somebody out of their job, who has been giving you clean audit. You have no reasons to doubt his competency. It is very clear and we have questioned those with the Mayor and everybody else. They are saying they were happy, but the MEC intervened ... [Interjection.]

An HON MEMBER: Ja.

Mr Q R DYANTYI: ... on the issue. There is a letter from the Department asking the former MM about this.

An HON MEMBER: Yes.

Mr Q R DYANTYI: Now I do want to go to the reasons why I think this was done, but before I do that - so therefore it is very clear that in that interview the top two was Mike Mgajo and Hendrik Prins from the West Coast.

An HON MEMBER: West Coast?

Mr Q R DYANTYI: And Hendrik Prins was appointed as the MM.

An HON MEMBER: Sjoe!

Mr Q R DYANTYI: The key question that I would like the Minister to respond to, and if you do not I will give you your answer myself, because from where I am sitting it is very clear, Madam Speaker, that what you were doing in the Cape Winelands has got nothing to do with competency, has got nothing to do with the ... [Interjection.]

The SPEAKER: Hon member Dyantyi ...

Mr Q R DYANTYI: ... capability ...

The SPEAKER: ... can you finish up please? Your time has expired.

†Mnr Q R DYANTYI: Ja, okay. Ek kom terug, ek kom terug. [Tyd verstreke.]

[Mr Q R DYANTYI: Yes, okay. I am coming back, I am coming back. [Time expired.]]

The SPEAKER: Thank you. [Interjections.] Please manage your finger. I see the hon member Mnqasela.

†UMnu M MNQASELA: Enkosi Sihlalo. [Thank you Chairperson.] †Part of the requirement that the National Minister, it was before the President removed Pravin Gordhan, he was still the Minister. [Interjections.] And I am not sure whether the new Minister ... [Interjection.]

An HON MEMBER: Do not go there. [Laughter.]

Mr M MNQASELA: I am not sure whether the new Minister has grappled with this issue, because it will be very important to know whether the principle that says that an official that has been in the employ, having been granted the moratorium, now will have to obtain this minimum competency within 18 months.

But my question, I think my concern here as we argue here, is that as a province we have been getting the best audits. We have been told by the AG that we are the best in the country, and we have been good at governance, at

financial controls and these are the same people that produce this.

So what we need to do, which I would hope that the Minister responds to, is the new Minister, having been newly employed, I mean appointed in this Committee now, the National Minister, sits with the requirements that are needed in dealing with this ... [Interjection.]

The SPEAKER: Your time ...

Mr M MNQASELA: ... because we are doing very well, and whether the other provinces are faring better in any case on the same matter.

The SPEAKER: Thank you, hon member Mnqasela. I now see hon member Dyantyi for the last time.

†Mnr Q R DYANTYI: Asseblief.

[Mr Q R DYANTYI: Oh, please.]†He was doing very well, I was listening. I like what I am hearing.

The SPEAKER: Hon member Dyantyi, please address the Chair when you respond, thank you.

Mr Q R DYANTYI: Thank you. Let me start with a few questions. As you rise, Minister, and answer, please give us the actual reasons why your Department insisted [Interjections.] that Mike Mgajo can no longer be the

MM, one.

Two, also give us the actual reasons why you think the municipality again accepted his application and gave him an interview when your Department took him out of that job, the very same person, within a space of a few months, because he did not spend a year to go and acquire this. It was within a period of three months.

So there is no change in terms of what he has in his degrees or whatever, because I want to suspect if you do not give this answer, that you have removed Mike Mgajo as an MM, because he is Mike Mgajo, a black African.

An HON MEMBER: Yes.

Mr Q R DYANTYI: That is the only reason that I can think of, because here is somebody who gave you clean audits year after year for that municipality, and the state of health of that municipality under his leadership and hands, has been very good. What is the reason to remove such when we have municipalities that are struggling to have good leadership? Can you please speak to those as you rise?

[The Deputy Speaker takes the Chair]

The DEPUTY SPEAKER: Hon Minister?

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: I would like to stand up and rise and just show the hon member Dyantyi the interpellation, you know. If he wanted to know about the MM, why did he not ask me questions on the MM?

An HON MEMBER: No. [Interjections.]

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: What progress has been made with the implementation of minimum competencies within the province?

†Mnr Q R DYANTYI: Dis deel van daai [Onduidelik.]

[Mr Q R DYANTYI: It is part of that [Inaudible.]]

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Now he is just on one MM. Now first of all [Interjections.] – you want my answers? [Interjections.]

†Mnr Q R DYANTYI: Ek kom terug.

[Mr Q R DYANTYI: I am coming back.]

The DEPUTY SPEAKER: Order, order.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: It is very simple. First of all no

individual can claim that he or she alone gets a clean audit for any municipality. It is a team effort. [Interjections.] Secondly, it is always a team effort. [Interjections.]

Mr Deputy Speaker, we need to see to it that there are good teams in municipalities. It cannot be. That is why I always tell people when they put the municipality under administration ... [Interjection.]

Mr Q R DYANTYI: So you must fix what is not wrong.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: ... one individual cannot ... [Interjection.]

Mr Q R DYANTYI: That is why you do this.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: ... cannot fix a municipality.

Mr Q R T DYANTYI: Fix what is not wrong. That is what you are doing.

The DEPUTY SPEAKER: Order, hon member Dyantyi.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Mr Deputy Speaker, the employment of

an MM is in the hands of the municipality. We do not interfere, we have got an oversight role [Interjections.] and it is funny that the hon member Dyantyi, being an ex MEC, does not understand what my role is within that process.

Mr Q R DYANTYI: Your Department interferes.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: In that process we observe and we see to it that it happens within a legal framework.

So if a municipality advertises, and I am very much for it that every six years, as the law states, every five years and a year after election, you should advertise the municipal position, the manager's position, and then they go for interviews and the municipality presents the best candidate according to their process. [Interjections.] And the only thing – that is your opinion.

Mr Q R DYANTYI: Really? That is your opinion too.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: The only role I have to play is to see to it that the candidate they put forward has got the legal requirements. [Interjection.]

It is funny that the hon member Dyantyi calls on Henry Prins, because Henry

Prins had six audits. So obviously the municipality had two good candidates ... [Interjections.] and they had to consider both, but let me get actually back to his interpellation, because it is disgrace to bring colour into this. I am not even going there.

The DEPUTY SPEAKER: Minister Bredell, I am afraid you will not have time to get back to the interpellation. [Interjections.] Your time has expired.

The MINISTER OF LOCAL GOVERNMENT, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING: Okay. Thank you. [Time expired.]

[Debate concluded]

Ms M N GILLION: Answer the question about Mike Mgajo.

The DEPUTY SPEAKER: We move onto the next interpellation. We move to Interpellation number 3 I am told, Interpellation number 3. Hon member Olivier to Minister Schäfer. Is Minister Schäfer in the House? Minister Schäfer?

Bullying at schools

3. Mr R T Olivier asked the Minister of Education:

Whether measures that have been in place to curb bullying at schools are

yielding any positive results?

The MINISTER OF EDUCATION: Thank you, Mr Deputy Speaker and to the member for the question. The only mechanism that the WCED has in place to measure whether our bullying campaigns are yielding positive results or not, is the statistics of cases of bullying reported to our Safe Schools directorate. This of course is not a failsafe method, because we could also see an increase in reported cases as a result of increased awareness campaigns that we run.

However, according to the statistics the number of reported bullying incidents has decreased from 117 in 2016 to 85 so far in 2017. I am advised by the Safe Schools Directorate that the number of incidents reported for 2017 is not likely to significantly increase for the remainder of the year, as the learners are writing exams.

Based on the decrease in incidents reported from 2016 to 2017, combined with the large number of interventions that we have done, I would say that our measures are yielding positive results.

Mr Q R DYANTYI: You would say? Really?

The DEPUTY SPEAKER: Hon member Olivier?

Mr R T OLIVIER: Thank you very much, MEC. MEC, not so long ago we were fortunate to be visited by the Headline Entertainment Group, which

basically deals with anti-bullying and drug and AIDS at schools. This is now a report which they tabled at the Standing Committee, and at that Standing Committee we had to endure the reality of what is happening in the classrooms and behind the fences at schools.

And ironically, and maybe you might be correct in saying the numbers are decreasing according to the Department, but according to the organisations that deal directly with these issues, the problem is escalating. It is beyond control, and in fact what they indicate to us is that if we do not do something drastic about this issue, we will not be able to deal with the situation moving forward. And I just want to raise a few issues, MEC, and what they informed us about is that the effect of bullying, which includes the following, you know, where learners, due to this bullying, are faking illness to avoid having to go to school. I think those are some of the issues.

Secondly, the low esteem issue of learners because of what is happening, and our understanding, according to this organisation and many others, is that less support is being given by the Department in assisting in dealing with these problems.

So I am not sure whether the figures you are giving us, the decrease from 117 to 95 is the real situation as to what is happening at schools. It in fact indicates to me that the Department might not necessarily be in contact with the issue at schools.

An HON MEMBER: Mmm.

Mr R T OLIVIER: I want to suggest, MEC, that you must admit that bullying is beyond your control. You are unable to deal with these issues at school, and I must just raise one issue. Not long ago I had a few clips and I hope you do not have the same argument as hon Fritz, that you do not trust whatever you read in the newspapers, but this morning, the 16th of this month, this is the headline we see, of bullying at school. This is what we see.

In fact this is spilling from school and parents are getting involved, and this is what the newspapers of today are saying, and I can give you a clip of yesterday. I can give you the report of this organisation that works at schools, which really disputes what you are saying to me now, that it is decreasing.

In fact it is increasing and I am again asking you, MEC, is that what you have? Because I have read that what you have is a lot of policies ...
[Interjection.]

The DEPUTY SPEAKER: Order, hon member.

Mr R T OLIVIER: ... but those guidelines are not, in my view, yielding [Inaudible.] results. [Time expired.]

The DEPUTY SPEAKER: Your time has expired.

Mr Q R DYANTYI: Ja, no, it is beyond their control.

The DEPUTY SPEAKER: Hon member Kivedo.

Mr Q R DYANTYI: They must just admit it.

Mr B D KIVEDO: Thank you, Mr Deputy Speaker, hon Premier, hon leader of the Opposition, hon fellow members, support staff and distinguished guests. It is with great concern that we are seeing bullying becoming a widespread problem ... [Interjection.]

Ms P MAKELENI: Exactly.

Mr B D KIVEDO: ... across schools. Not only in the Western Cape but across the country. [Interjection.] Bullying is generally constituted and can be seen when a single child or group of children physically or emotionally hurt others around them.

Mr Deputy Speaker, with the latest technological developments being experienced in society and the rapid use of social media by not only adults, but young learners, we are seeing bullying taking different forms, more notably in the form of cyber bullying.

†En nodeloos om te sê dat hierdie tipe van boelie sny dieper deur die psige en hy kry groter sielkundige en traumatiese letsels. Ons kan nie daaroor

argumenteer nie.

[And needless to say that this type of bullying cuts deeper through the psyche and he gets greater psychological and traumatic scars. We cannot argue about that.]

But, Mr Deputy Speaker, increasingly we are seeing and hearing stories of intimidation and harassment of children via the use of various digital platforms and social networks. In saying this, it is pleasing that Minister Schäfer and the Department have not only implemented initiatives to curb bullying at schools, but have adapted their existing bullying interventions to tackle cyber bullying in particular.

Nowadays almost every child of any age has access to the cyber world and is therefore in greater danger of being victims of bullying than ever before. As a consequence of the latest bullying developments, our Government has developed manuals for schools on cyber bullying that have been developed and circulated across schools in the province.

†Die ADJUNKSPEAKER: Dankie, agb lid Kivedo, u tyd is verstreke.

[The DEPUTY SPEAKER: Thank you, hon member Kivedo, your time has expired.]

Mr B D KIVEDO: Thank you, Mr Deputy Speaker. [Time expired.]

Mr Q R DYANTYI: [Inaudible.] beyond their control.

The DEPUTY SPEAKER: Hon member Olivier.

Mr Q R DYANTYI: You agree, *nè*? It is beyond their control.

An HON MEMBER: Ja, ja.

Mr R T OLIVIER: Thank you, Mr Deputy Speaker. Following on what the Chair is saying and I am happy today the Chair is on point.

An HON MEMBER: Ja, ja.

†Mnr Q R DYANTYI: Hy is op *point*.

[Mr Q R DYANTYI: He is on point.]

Mr R T OLIVIER: That the matter is of a serious nature, and, Mr Deputy Speaker, we have been raising this issue in debates and in motions, and I hope with honesty that the MEC will admit that this area of work at school is a challenge and it is beyond their control.

Ms M N GILLION: She must be [Inaudible].

Mr R T OLIVIER: I hope she admits that whatever we have, those measures in place, do not yield the necessary results as quickly as we would like them to be.

Now, Mr Deputy Speaker, this is what is happening at school. This is what is happening to our learners at school, when they arrive at school. Firstly, they are exposed to name calling, they are exposed to negative comments, they are exposed to intimidation, they are being threatened and humiliated. Our learners as well as teachers are physically abused at school. We have been shown by the same organisation, and I am happy the Chair was present. We were shown video clips on bullying at school. While the teacher was sitting at her desk ...

An HON MEMBER: Yôh.

Mr R T OLIVIER: ... learners were fighting, learners were kicked and the teacher could not do anything. In the classroom, not outside where we as parents are at our different workplaces and whatever. Our learners are not safe at our schools, and unfortunately, MEC, this is what you in your oath of office accepted to address. The issues at school. And currently I do not believe that you are doing enough really to deal with this issue, and please, bullying, you do not need to deny it, we all know it is a problem. [Time expired.]

The DEPUTY SPEAKER: Thank you, hon member, your time has expired.
Hon member Kivedo?

Mr B D KIVEDO: Mr Deputy Speaker, all districts in the province provide training ... [Interjection.]

Mr Q R DYANTYI: Huh uh.

Mr B D KIVEDO: ... and support on this issue as part of a broader support on disciplinary issues. Teachers have also been urged to use the recommended guidelines to prevent bullying. In order to eliminate all forms of bullying once and for all, our goal should remain to challenge meanness and cruelty by everyone in society in order to create the necessary support structures within one's communities that inspires young people.

Once the youth are ultimately able to feel safe in their social environments, they will be far more likely to acquire the necessary skills to be loving, accepting and tolerant persons who contribute to the communities that they live in. I thank you, Mr Deputy Speaker.

Ms M N GILLION: So the MEC must get her [Inaudible].

The DEPUTY SPEAKER: Hon member Olivier?

Mr R T OLIVIER: MEC, our suggestion to you is really when bullying is taking place and reported that these matters be prioritised and investigations be done immediately, and those learners possibly be suspended and be at home so that the issue of bullying does not continue. I think we need a radical approach in dealing with bullies. Unless we do that I think we will continue to be exposed, we will continue to see this iceberg and that we are not able to steer the ship away from it.

So our view is that the Department, although you have some of the measures in place, we believe that those measures should be sharpened up. I think we should be able to, in a radical manner, deal with bullying at school because if we do not do that it really affects our learners, not only socially but academically and that scar is with them for the rest of their young, even into their adult life, and therefore it then contributes to what social ills we have in our society.

That very same learner will not come to school, engage in other illegal activities, with criminals and it makes your colleagues' work much more difficult, hon Plato there, where they get involved in gangsterism and this kind of thing.

So ... [Interjection]. Exactly. So we are asking you, MEC ... [Interjection.] All we are asking from you is politically put your foot down and make sure that the Department deals with this issue, and if you do not deal with it, I am telling you that we are going to sit with a problem moving forward.

The DEPUTY SPEAKER: Minister Schäfer.

The MINISTER OF EDUCATION: Thanks very much, Mr Deputy Speaker, and thank you to the colleagues for your inputs. Obviously bullying is a concern ... [Interjection.]

Mr Q R DYANTYI: It is more than input. It is advice to you.

The MINISTER OF COMMUNITY SAFETY: Listen. It is ... [Interjection.]

Mr Q R DYANTYI: It is your view.

The DEPUTY SPEAKER: Order, order.

The MINISTER OF EDUCATION: It has always been a concern for us and it is certainly not a phenomenon that has somehow come up in the last few years. It has been going on for decades, in fact centuries. [Interjection.] I actually was watching TV last night for a few minutes and the UK was busy with the same issue. So it is certainly not even only a South African problem, it is worldwide problem.

As for the concern about our statistics versus other statistics, as far as I am concerned we have a far better idea of what is going on in our schools than outside organisations. Many of them come to us looking for money to try and fund their initiatives. We have a lot of interventions in our schools, whether it is increasing or not I cannot even tell you, but ... [Interjection.]

Ms P MAKELENI: You just said it was decreasing, now you [Inaudible.]

The MINISTER OF EDUCATION: I think the fact that there is social media now and people take videos, also brings it up to our attention a lot better which is good.

As far as schools are concerned, the incident you have spoken about this morning is, it is a concerning case. It is a very troubled individual ...
[Interjection.]

Mr Q R DYANTYI: What is she saying? [Inaudible.]

The MINISTER OF EDUCATION: ... and the parents, the mother will not sign the forms that we need for her to send the child for social worker or psychologist. So we cannot do that if the parent will not give us that consent, but we always provide immediate intervention when we are made aware of bullying incidents.

As far as suspension of learners is concerned, you will be aware that it is not for the Department to do that. It is the school governing bodies that do disciplinary matters of learners.

So we need to make sure that the schools actually get that process going, but we have a huge number of interventions and I think it is certainly not fair to say that we do only have policies. We have anti-bullying weeks in May every year. Every one of districts has been doing interventions, programmes on bullying, training for school social workers and psychologists.

Metro East has a positive behaviour coordinator who works with the schools, circuit managers and officials to identify schools needing support. It includes well-structured training programmes for learners on all levels, and teachers.

The Cape Winelands recently hosted an excellent anti-bullying conference for educators as to how to deal with it in classrooms ... [Interjection.]

The DEPUTY SPEAKER: Thank you, Minister Schäfer, your time has expired unfortunately.

The MINISTER OF EDUCATION: I have got so much more to say. [Time expired.]

[Debate concluded.]

The DEPUTY SPEAKER: That brings us to the end of Interpellations. [Interjections.] Order. We move on to Questions for Oral Reply. The first question, hon member Magaxa to the hon Premier. I see the Premier.

QUESTIONS FOR ORAL REPLY

Water crisis: mitigation and alleviation of

1. Mr K E Magaxa asked the Premier:

What has her Department done well in advance to mitigate and alleviate the present water crisis in the province?

The PREMIER: The Department of the Premier has taken the following

actions:

- The declarations of disasters in various areas and then in the province.
- The drafting of the framework.
- Appointing the DG as Chair of the Inter-departmental Committee.

†Mnr Q R DYANTYI: Asseblief man.

[Mr Q R DYANTYI: Oh, please man.]

Mr M G E WILEY: Sorry, hon Premier.

The DEPUTY SPEAKER: Hon Chief Whip?

Mr M G E WILEY: The sound system is very, very weak. Can it be turned up?

Mr Q R DYANTYI: No, we can hear her here. We are very far from her and we can hear.

The DEPUTY SPEAKER: Order.

Mr M G E WILEY: Mr Deputy Speaker, but could that sound system be turned on the speaker?

The DEPUTY SPEAKER: We will give attention to that. Thank you, hon Premier.

The PREMIER: Shall I start again, Mr Deputy Speaker?

The DEPUTY SPEAKER: You are welcome to do it.

The PREMIER: Okay.

The DEPUTY SPEAKER: Thank you.

The PREMIER: The Department of the Premier has taken the following actions:

- The declarations of disasters in various areas and then in the province;
- the drafting of the framework;
- making the DG the Chair of the inter-departmental committee.

†Mnr Q R DYANTYI: Asseblief man.

[Mr Q R DYANTYI: Oh, please man.] †Really?

The PREMIER:

- Keeping the Cabinet focus on the drought ... [Interjection.]

Mr Q R DYANTYI: It is so obvious.

The PREMIER: ... regularly at the meetings;

- encouraging better co-ordination between the Western Cape Government and local governments across the province;
- inviting the Water and Sanitation Minister and Department to a Premier's Coordinating Forum on drought and water;
- keeping the pressure on the Department of Water and Sanitation to meet its obligations in respect of bulk water supply; and
- ensuring the budget focuses on disaster relief where possible.

Mr Q R DYANTYI: Yeah. We did.

The PREMIER: Legal Services have also provided legal support during the course of certain provincial interventions, such as vetting Cabinet submissions relating to the classification of the disaster and the declaration of a provincial state of disaster, vetting notices in the Provincial Gazette and assisting with the formulation and issuing of a directive by the Premier to all municipalities in the form of a framework within which they are obligated to consider applying and enforcing water restrictions in their respective areas of jurisdiction.

The Premier has allocated the disaster management function to the Minister of Local Government and more information can be obtained from that Department.

The DEPUTY SPEAKER: Hon member Magaxa?

Mr K E MAGAXA: Thank you, Mr Deputy Speaker. Thank you, hon Premier. I doubt, hon Premier, if these are things that have been done in advance as per the question. [Interjection.]

An HON MEMBER: Ja.

Mr K E MAGAXA: But, my second question is, is the hon Western Cape Agriculture MEC correct when he is quoted by *Eyewitness News* as admitting that the province was negligent as it should have planned for day zero three years ago when the provincial dams were full?

The DEPUTY SPEAKER: Hon Premier.

The PREMIER: I have not heard him saying that and the question should be ... [Interjection.]

Mr Q R DYANTYI: But you hear it now.

The PREMIER: ... directed to the hon the Minister of Economic Opportunities.

Mr Q R DYANTYI: It is related to the water crisis. You can answer that.

The DEPUTY SPEAKER: Hon member Magaxa, your second opportunity.

Mr K E MAGAXA: The question was whether what he said is correct or not, but my second question, because you seem not too interested to answer that one ... [Interjection.]

Mr Q R DYANTYI: It is correct.

Mr K E MAGAXA: ... does the hon Premier stand by her *Daily Maverick* opinion of 30 July 2017, wherein she admitted that the province was lax in allowing things to reach crisis proportions ... [Interjection.]

Mr Q R DYANTYI: Ja.

Mr K E MAGAXA: ... as it did not have a fall-back position or a plan B to cater for eventualities, and now has to play catch-up?

†Mnr Q R DYANTYI: Laat ons hoor.

[Mr Q R DYANTYI: Let us hear.]

The PREMIER: Mr Deputy Speaker, I am quite prepared to stand by the things that I say, but not by the way they are embellished by the hon member Magaxa.

†Mnr Q R DYANTYI: Ahhh. Asseblief [Onduidelik.]

[Mr Q R DYANTYI: Ahhh. Please [Inaudible.]]

The DEPUTY SPEAKER: Can we move onto the next question? You want to take a third opportunity? Hon member Magaxa?

Mr K E MAGAXA: Thank you, Mr Deputy Speaker. I am not being disappointed, but let me try my last one ... [Interjection.]

†Mnr Q R DYANTYI: Gooi kole, gooikole.

[Mr Q R DYANTYI: Throw coals, throw coals.]

Mr K E MAGAXA: ... because seemingly you are not interested to answer ...
[Interjection.]

†Mnr Q R DYANTYI: Brand hulle.

[Mr Q R DYANTYI: Burn them.]

Mr K E MAGAXA: ... properly. Maybe [Inaudible.] is concerned, hon Premier. Does the hon Premier share the publicly ridiculed view of the Cape Town Mayor, De Lille, who repeatedly claims that the DA had a drought easing plan? She has been saying, she has been quoted to the extent that it was said she is a joke. Is it true?

An HON MEMBER: The water crisis. [Inaudible.][Laughter.]

The PREMIER: Sorry, is what true, Mr Deputy Speaker?

Mr Q R DYANTYI: You did not hear that? Okay?

Mr K E MAGAXA: Are you sharing that perspective or that sentiment that she has claimed that the DA has a drought easing plan? And she has been saying that to the extent that the media were playing some kind of joke about it, ridiculing her because they were saying that it is being repeated, but the plan is not even ... [Interjection.]

The DEPUTY SPEAKER: Order.

Mr K E MAGAXA: ... being seen on the ground.

Mr Q R DYANTYI: She heard the question. Don't worry about it.

The MINISTER OF FINANCE: It is not question, it is a statement.

†Mnr Q R DYANTYI: Asseblief man.

[Mr Q R DYANTYI: Oh, please man.]

The PREMIER: As far as I am aware and from my reading in the press, I have seen many statements and press conferences held by the Mayor ...
[Interjection.]

An HON MEMBER: Ja.

The PREMIER: ... and if the hon the Opposition ... [Interjection.]

Mr Q R DYANTYI: [Inaudible.] you by the way.

The PREMIER: ... has any questions on that plan, they should ask it through the Leader of the Opposition in the Council. [Interjection.]

The DEPUTY SPEAKER: Thank you. Hon member Uys, the last opportunity then.

Mr P UYS: Thank you, Mr Deputy Speaker. Hon Premier, thank you. Can you just respond to what your Government is doing in terms of the major crisis that we are experiencing now in Beaufort West? I mean that must be very high on your agenda and I am your sure you are giving it the necessary attention, and if you can just help what is happening there in tackling the problem?

The PREMIER: Yes, with great pleasure. I have got what we are doing in every single town here, because I came prepared. I thought those were the obvious follow-up questions that I would be asked.

So thank you very much ... [Interjection.]

Mr Q R DYANTYI: It is not doing anything.

The PREMIER: ... for asking that question. We have categorised municipalities into three categories, Mr Deputy Speaker. [Interjection.] High risk, medium risk and low risk. The interesting thing is that in January 2016, after we had requested to declare the entire province a state of disaster in November 2015, after the first year of lower rainfall, we were then granted permission in January 2016 to declare five local states of disaster and they were the West Coast, Prince Albert, Witzenberg and several others.

Now the interesting thing is that out of all of those that we could get a state of disaster declared on early enough, we have moved all of them out of the red zone, except Beaufort West.

So in Beaufort West the Gamka Dam had run dry. That was before the storms and the snowstorms of the last few days, and when the snow melts ... [Interjection.]

Mr Q R DYANTYI: Under your watch.

The PREMIER: The snow fell under my watch, exactly. [Laughter.] The snow in November fell under my watch, which tells you something about my powers of course, Mr Deputy Speaker. [Laughter.]

Ms P MAKELENI: Saved by the bell.

The PREMIER: So I do not know what the state of the situation will be after that, but the Gamka Dam has been dry for some time, but that does not mean to say that Beaufort West has reached day zero. Not at all.

Mr Q R DYANTYI: You still deny it?

The PREMIER: It has not reached day zero because day zero ... [Interjections.] day zero happens when the taps run dry, like in the Eastern Cape where the taps in hospitals have run dry. So day zero happens, Mr Deputy Speaker, when people cannot get water, and yes, the Gamka Dam ... [Interjection.] was dry. We had anticipated that the Gamka Dam would be dry and that is why we got 29 boreholes fully operational and we got the first of its kind recycling project ... [Interjection.]

Ms P MAKELENI: Yes, in the white areas [Inaudible.]

The PREMIER: ... from black water to clean water ... [Interjection.] which is rather unappetisingly ... [Interjection.]

The DEPUTY SPEAKER: Order, order, order! Hon member at the back there, please.

Ms P MAKELENI: And then you are making ... [Interjection.]

The DEPUTY SPEAKER: Order! Hon Chief Whip?

Mr M G E WILEY: Mr Deputy Speaker, will all due respect. You asked for order three or four times and the hon member just ignored you. [Interjections.]

The DEPUTY SPEAKER: Thank you – order! [Interjections.] Chief Whip, thank you. I get your point and I agree with you. [Interjections.] Order! When the Chair asks for order [Interjections.] – order hon member from Beaufort West! I think that is why the member is so ... [Interjection.]

Ms P MAKELENI: Yes.

The DEPUTY SPEAKER: ... vocal here. [Interjection.] But I cannot allow an exception in this case. All members are the same. So please, when the Premier responds to a legitimate and serious question, I want the House to listen carefully. Hon Premier, you may continue.

The PREMIER: I was saying, Mr Deputy Speaker, that Beaufort West is not at day zero and although it is in the red zone it is important for us to remember that 80% of Beaufort West's water comes from boreholes and not from the dam.

Now there are 29 existing boreholes that we have made fully operational and also in anticipation of this crisis, we assisted the municipality in getting on stream the first of its kind of effluent recycling from black water to drinking water. So the extraordinary name, which is slightly unappetising, is “From

the Toilet to the Tap”, but apparently it is safe to drink that water and they are drinking it in Beaufort West.

Mr Q R DYANTYI: They will take it Leeuwenhof, don’t worry.

The PREMIER: Then the augmentation - if I bring it to Leeuwenhof it will cause another scandal, according to the ANC ... [Interjection.] so we are going to leave it at Beaufort West and expand it as we need it to other areas.

Then the water augmentation schemes, over and above what I have just spoken about, are the equipping of three more boreholes and appointing contractors to do that, and ensuring a short term intervention of equipping five other boreholes, but what we need is some additional funding to do that. Our request for R35 million in funding that we need for those five boreholes, the National Disaster Management Centre application that we made to them, to make up the balance of what we were putting in, of R23 million, was declined.

So maybe if the hon the Opposition wants to help us make sure that we do not reach day zero in Beaufort West, they could help us get the National Disaster Management Centre ... [Interjection.]

Mr Q R DYANTYI: It is your problem.

The PREMIER: ... to release that money.

Mr Q R DYANTYI: Do not escalate it.

Ms M N GILLION: The MEC must [Inaudible.]

The PREMIER: Very tight water restrictions have been applied and we are looking at long-term measures to ensure that that town does not have to be reliant on the dam at all, that it is not surface water, but it is ground water and that we do proper aquifer replenishing, and I know that Minister Bredell is doing an enormous amount of research in that regard.

Ms P MAKELENI: He is still researching.

The DEPUTY SPEAKER: Thank you. We move to the second question. Sorry, Premier?

The PREMIER: The research is on managed aquifer recharge. Maybe the hon members on the other side do not know what that is. Thank you.
[Interjections.]

The DEPUTY SPEAKER: Thank you, that then disposes of the first question. We move to the second question. Hon member Magaxa to the Premier again. I see the Premier for the second question.

Modernisation process: discriminatory treatment

2. Mr K E Magaxa asked the Premier:

(a) What are the circumstances surrounding the allegations by a certain person, whose name has been furnished to her Department for the purpose of this reply, in relation to their complaint of unfair discriminatory treatment during the modernisation process since 2010 onwards, (b) how did her Department handle the complaint and (c) how did the Provincial Government manage the placing of excess staff as part of the modernisation process?

The PREMIER: Let me start with part (c) of this question dealing with the concept of employees who are declared in excess.

Mr Q R DYANTYI: Part (c)?

The PREMIER: The Hon Leader of the Opposition will not have heard the reply to a question to one of his predecessors in 2013 where this was dealt with. In that reply I explained that staff members who are declared “in excess”, as excess employees, are employees who, after a review of the organisational structure, cannot be suitably absorbed into re-configured or newly-created posts where the job content has been changed in line with the core functions attached to the tasks to be performed.

Such persons are then carried additional to the new organisational structure and are classified as staff in excess. A process is followed prior to being

declared in excess, of trying to match a person to a suitable post. To be matched, a staff member's competency and work experience profile is considered.

As a result of the modernisation process, the Corporate Services Centre was created which led to human resources staff from all departments, except Education and Health, being brought together under a new organisational structure. Due to the efficiencies achieved by this step, some staff remained unplaced.

In answer to (c) therefore, the possible and appropriate placement of any employee who may be declared in excess by way of administrative action, is considered on an ongoing basis whenever vacant posts become available. To this end an assessment is made, notably in the form of an interview and if the person or post is found to be at least reasonable, the employee is directly absorbed in the post for which a fit has been found.

To go back to part (a), the Department informs me that the person in question lodged a dispute with the CCMA on 31 October 2017 on the grounds of unfair discriminatory treatment following the modernisation process in 2010. This case will run its course in the appropriate forums as provided for in law.

As indicated, the complaint has been lodged with the CCMA and will run its course. The Department cannot intervene. Thank you.

Mr Q R DYANTYI: Hey!

The DEPUTY SPEAKER: Hon member Magaxa?

Mr K E MAGAXA: Thank you, Mr Deputy Speaker. Thank you, hon Premier, for responding to my question, but I want to ask, hon Premier, as a follow-up question, is it possible that in the process of that modernisation process, is it possible that a person with qualifications such as PhD be substituted by a person with no university qualification?

Mr Q R DYANTYI: Oh my word. I mean fit for purpose. That is fit for purpose.

The DEPUTY SPEAKER: Hon Premier?

Mr Q R DYANTYI: The DA fit for purpose.

The PREMIER: Look, I do not know the specific circumstances and I have no idea. I do not have that information at my disposal at the moment ...
[Interjection.]

An HON MEMBER: You do not know your Department.

The PREMIER: The hon member Magaxa is making an allegation, I have no idea whether it is factually based or not.

Ms P MAKELENI: Yes, you do.

The DEPUTY SPEAKER: Thank you, is there a further follow-up? Hon member Magaxa.

Mr Q R DYANTYI: It is getting hot in the House.

Mr K E MAGAXA: I think the person who are we talking about, we furnished the name to you. You are supposed to know that person is a PhD holder, and that is why I was asking that question, but be that as it may. How long does it take for a person who falls out of the modernisation process to integrate that particular individual to another post?

How long does it take, because you yourself are saying that this was asked at some point in 2013 by one of my colleagues, and you responded the same way. How long is that process between when the person was out of the position due to modernisation, up until this time? How long does it take for the Department to put people in the proper position?

Mr Q R DYANTYI: Probably four years.

The PREMIER: It takes various amounts of time depending on when a fit is found.

Mr Q R DYANTYI: Like four years.

An HON MEMBER: Ja.

Mr Q R DYANTYI: Four years.

The DEPUTY SPEAKER: Is there a third follow-up, hon member Magaxa?

Mr K E MAGAXA: Mr Deputy Speaker, we are talking about high paid posts here.

Mr Q R DYANTYI: Ja.

Mr K E MAGAXA: If a person is a chief director or a director, those are highly paid persons. For a person to float around for such a long period without a particular position, but still being paid ... [Interjection.]

The DEPUTY SPEAKER: Hon member Magaxa, get to your question.

Mr K E MAGAXA: ... for almost 10 years by the Department, is highly questionable, but let me again ask ...

Ms M N GILLION: So you pay people, but they do not work.

Mr K E MAGAXA: What is the Premier doing about the people who are still wandering there with no specific position for that long period?

The DEPUTY SPEAKER: Thank you, hon Premier.

The PREMIER: One cannot make a general response because people may have different concerns, but I understand that this particular person has taken the grievance to the CCMA and let us allow that process to run its course.

[Interjections.]

Mr Q R DYANTYI: Your answer is CCMA.

The DEPUTY SPEAKER: Thank you. We then move to the following question, the third question.

Mr Q R DYANTYI: It is very important [Inaudible.]

The DEPUTY SPEAKER: Hon member Tyatyam to Minister Winde. Minister Winde.

Avian flu: outbreak of

3. Mr S G Tyatyam asked the Minister of Agriculture, Economic Development and Tourism:

- (a) What steps has he and his Department taken to prevent the outbreak of avian flu and (b) what is the impact of it on the Western Cape?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND

TOURISM: Thank you very much, Mr Deputy Speaker and thank to the member for the question.

Avian influenza is a viral respiratory disease of birds. It is believed that this strain has been spread globally by wild migratory birds. It was therefore not possible to prevent the illness from entering South Africa. This is the first time that Highly Pathogenic Avian Influenza or H5N8 has been detected in South Africa. The first outbreak occurred in June this year in Gauteng and Mpumalanga. By that time, thousands of birds had already been culled in Zimbabwe and other countries north of us.

The Western Cape Department of Agriculture put the following measures in place:

- All commercial poultry farmers were urged to enforce biosecurity measures to prevent the spread of the virus between farms. The Department advised industry to start farm level contingency planning, including methods for culling chickens, disposing of carcasses, eggs and manure.
- The cull buyers were also asked to register nationally with the Poultry Disease Management Agency of South Africa and the South African Poultry Association. The Department and SAPA, the Poultry Association, met with the cull buyers and briefed them on the outbreak.
- Also information sheets were distributed to the poultry and bird

owners and private veterinarians to inform the public of the outbreak and how to protect one's birds.

Then (b). There are currently 68 confirmed cases of avian influenza in the Western Cape. There have been no new infections at commercial farms since 18 October.

To date 2.8 million poultry have died or been culled. This includes:

- 2.64 million layer chickens;
- 121 000 broiler or breeder chickens; and
- 32 671 ducks.

In the ostrich industry, infected ostriches do not become sick or die and so on these farms they have been placed under quarantine and no birds have been culled. Owing to meat export regulations, all ostrich farms within 10 kilometres of a positive farm are also placed under quarantine. Currently approximately 140 ostrich farms are under quarantine.

We are still investigating a small number of suspected cases, but the infection rate appears to have slowed right down. In other countries infections for this strain of Highly Pathogenic Avian Influenza have decreased in summer. That is due to the heat.

Our focus now is to rebuild our poultry industry. We are assessing farmers to

make sure their poultry houses are cleaned so that they are able to start the restocking process. The Animal Health Technicians are supporting farmers in this process and I want to appeal to farmers to refrain from restocking until their poultry houses have been confirmed as clean. Restocking when the virus is still present will only lead to more culling.

The Joint Operations Centre established by the Western Cape Department of Agriculture and the Provincial Disaster Management Centre continues to meet and provide a progress report on the Provincial Government's response to the outbreak.

A humanitarian relief plan is being rolled out in partnership with social organisations. We are continuing to monitor the economic impact of the outbreak. The egg layer industry in the Western Cape employs around 1 200 workers and the economic impact of this avian influenza in the Western Cape has been valued just in excess of R800 million, and that is due to production and income losses as a result of the virus. The impact of avian influenza is also highly dependent on the weather and the virus continues to spread or halt, and we are sincerely hoping that restocking will be able to begin again. We need 45 days' worth of quarantine before that can happen.

Of immediate concern is the shortage of eggs in South Africa, causing further food inflation. We are waiting for the release of price information to be published on 22 November from Statistics South Africa, as well as the Bureau for Food and Agricultural Policy. They are also completing a study

that will give us more insights as to the economic impact of AI, which is to be released in December. This will also obviously help us prepare for the future.

The industry has advised that it is responding to the increased demand for eggs in specific regions on an ongoing basis.

The AI outbreak will also impact poor households in the province and small businesses. Many families in informal urban areas buy live spent hens from layer farms and supply this to the market.

I have also liaised with DAFF over this period on a regular basis regarding the possibilities of vaccination and of course compensation to get these businesses going again.

I also would like to use this opportunity to say thank you very much to first of all the vets and the officials who, during this period, have been really working day and night. Also to the industry and those business people who have been affected, for their resilience and their willingness to be part of trying to find the solution. I want to thank them as well.

The DEPUTY SPEAKER: Hon member Tyatyam.

Mr S G TYATYAM: Thank you, Mr Deputy Speaker. Mr Deputy Speaker, it is clear that the avian flu did not just come here. We got notices from other

areas.

The MINISTER OF FINANCE: From where? From the birds?

Mr S G TYATYAM: You did not listen, that is your problem.

An HON MEMBER: Our birds.

Mr S G TYATYAM: And you – well, you did say that you had an [Inaudible.] campaign that you are running with the Department.

Mr M G E WILEY: He is just reading it now. Let him answer the question.

Mr S G TYATYAM: So my question is ... [Interjection.]

Mr Q R DYANTYI: He is coming there, he is coming there.

Mr S G TYATYAM: MEC, in your understanding, what do you think might have been the loophole that the flu was able to actually enter our province? Though we got notice that this thing was happening, it was coming and yet through the work that the Department was doing, we could not actually stop it, because the issue to me is that ... [Interjection.]

The DEPUTY SPEAKER: Hon member Tyatyam, you are still in flight you must land now. [Laughter.]

Mr S G TYATYAM: No, I am landing, I am landing. The issue ...
[Interjection.]

The DEPUTY SPEAKER: Please ask your question.

Mr S G TYATYAM: This can actually happen again if proper measures are not taken to deal with it once and for all. I do not want us to have a problem like the drought.

The DEPUTY SPEAKER: Thank you. I think the question is clear now.
Minister Winde?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: Well, I am not too sure whether the hon member listened to my answer, but the H5NH strain of flu started or was first detected two years ago in South East Asia, and it took two years to migrate through South East Asia across the whole of Europe and then down through Africa, and of course, as you say, notice was given. Notice was given to the world when it started in South East Asia, and every single country across the whole of Asia and Europe and Africa, put mitigating measures in place to try and stop the flu.

But flu is flu and, hon member, I will say to you next year there is a chance that you could get flu in winter. What are you doing to do to stop yourself getting flu next winter?

Mr Q R DYANTYI: No, [Inaudible.] ask questions. Don't [Inaudible.]

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: So you have got to put bio management in place, but as I said in my answer, this is a flu. This is a strain of flu. There are two possible options. The one is the option that our National Department of Agriculture has asked us to follow, and that is to quarantine and contain, and hopefully what we do is through those mechanisms and culling when we find it, we can deal with the flu as is. The other option is obviously to inoculate.

Now at the moment inoculation happens in China, it happens in Egypt and it happens in Germany. In Germany it is not in the poultry industry. The inoculations in Germany are for the bird industry, that is the pet bird or the zoo type bird industry. There are some trials with inoculation happening in the USA at the moment, but generally across the world most countries have chosen not to inoculate and to follow the process that we have been following at the moment.

Although personally I have also said that what I thought we should do specifically, because this industry is so concentrated in this province as opposed to other provinces, our risks are much higher, that we should do some trial inoculations in this region as a mitigation.

But, of course inoculations, you can get flu inoculations for humans, because this is a strain of flu. Obviously this is just a bird flu, but you get human flu

as well and you get inoculations, and those inoculations there are risks, because sometimes you have mutation of that specific disease, and so we get other diseases forming because of those inoculations, and that is why there is no constant decision on what is the best mitigation globally.

Our vets are constantly, with other vets at international levels, working on trying to find what would be that specific answer that the hon member is looking for, and of course if he can perhaps help us in finding those solutions, we would be most willing to listen.

The DEPUTY SPEAKER: Thank you. Hon member Tyatyam, your second question?

Mr S G TYATYAM: Yes, Mr Deputy Speaker. I just want to understand, MEC. In this period, how many jobs were shed in this period? In light of what you said that we are at a loss in terms of finances.

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: You would have seen in every single one of the press releases we have done since the beginning of this outbreak, when I stepped in to say we need to have a proper management system and that is when it moved into the JOC space, and we put our weekly report, our post the JOC. The initial job losses were immediately on the duck farm where all 35 000 ducks were culled on that farm. That was 100 jobs.

But immediately you would have seen then that we engaged with the Department of Labour as well as our own Department on skills to say we would like to try to keep those jobs in place. How do we get those jobs into alternative jobs while we are waiting for the 45 day, or perhaps 50 or 60 day incubation period, or quarantine period to be finished?

The rest of the job losses up until now, we do not have a full handle on it because we estimate, and as I said in this reply, it could be up to 1 200, but each one of those farms that we have engaged with have been trying to keep every single one of those jobs in place because one will imagine that in 45 days you have got to actually start the process once again. But as I said, on the 22nd we will have some numbers coming up from STATS SA which probably should give us an idea, and then of course we ourselves have asked for the BFab Group, the university partnership, to do a full analysis to see exactly what the job losses were, where we managed to save jobs and how we managed to do it.

If we look at the other HN flu viruses that have hit specifically the bird industry around the world, the chances are that it could actually recur next year although this was the first time it has come to South Africa. It could actually recur so the reason that we are putting all these measures in place is to try and understand it better and I am pretty certain that the buyer management systems that all poultry industries are putting in place right now are much better and they have upped their game a lot, and of course they are going to be doing this before they restock because that is a big business risk

if you are going to restock. So I presume that those management processes are going to come out of this process as well.

The DEPUTY SPEAKER: Can we move on? Is there a follow-up question?

Hon member Tyatyam you have the floor.

Mr S G TYATYAM: No, the Minister said, only 100 jobs. I guess that ...

The DEPUTY SPEAKER: 1,200 jobs.

Mr S G TYATYAM: He is saying that we must wait for the 22nd when the Stats SA will release the stats - I guess let us wait for that because from the Department, I do not think it is something that we can get from them.

The DEPUTY SPEAKER: That is a statement not a question. Is there a question involved as well? Not. Then we move on. We move onto the fourth question. Hon member Joseph to Minister Meyer, Minister of Finance. Minister Meyer?

KPMG: services to Provincial Treasury

4. Mr D Joseph asked the Minister of Finance:

- (1) To what extent does KPMG provide services to the Western Cape Government, including the Provincial Treasury;

(2) whether his Department will investigate whether this service provider is still of good and moral standing to do business with the Western Cape Government in the light of the allegations which reflect negatively on the conduct and ethical behaviour of KPMG?

The MINISTER OF FINANCE: Thank you, Mr Deputy Speaker and thank you to member hon Joseph for this question. To protect our brand of good financial governance we have consulted the BAS system to determine the extent of the involvement of KPMG. I am happy to supply the detailed information to the Chair of the Standing Committee on Finance.

The Provincial Treasury has been utilising their services of R3,600 for some in-house training and development and R43,000 for probity investigations that were done with respect to the appointment of members of the Western Cape Gambling and Racing Board.

Also, Mr Deputy Speaker, to the hon member Joseph, as soon as I became aware of these allegations and the media reports about KPMG I requested immediately for Treasury to have some discussions with me and the Provincial Treasury had convened a meeting with senior executives of KPMG in the province about three weeks ago on 26 October to satisfy itself with regard to the measures that we put in place to ensure that the firm is able to provide services to the requisite standard to the Provincial Treasury and the rest of the Western Cape Government.

On 27 October, the next day, they communicated to the Provincial Treasury in the form of a letter addressing all our concerns relating to the negative media coverage. The communication from KPMG also set out an action plan to provide the necessary assurance that the firm is still of good and moral standing to the businesses of the Western Cape Government and the private sector. They have also acknowledged that some of the work that has fallen short of the required standards that the firm is associated with as well as public expectations, in that regard the firm has indicated that it is currently fully co-operating with investigations by different bodies such as those conducted by the Independent Regulatory Board of Auditors as well as SAICA which is the South African Institute of Chartered Accountants.

Also, Mr Deputy Speaker I am still watching this situation very closely because as I said we want to protect the brand of good co-operative governance and the Provincial Treasury will therefore continue to monitor the events around the various enquiries on the firm and will act in accordance with the powers vested in us in the Treasury to ensure prudent financial management practices in the public sector.

The DEPUTY SPEAKER: Hon member Joseph?

Mr D JOSEPH: Thank you, Mr Deputy Speaker and thank you to the Minister for the response. The Western Government promotes good governance and obviously expects its service providers also to provide good governance. I have heard what the Minister said but the follow-up question I want to ask is if the Minister is able to tell us if any consultation took place with National

Treasury or with the President's Council because this situation that some individuals of KPMG caused damage to the international brand, if there was further consultation in Government structures to make sure that when we deal with National Treasury or National Government structures that we are not impacted negatively? Thank you.

The MINISTER OF FINANCE: Mr Deputy Speaker, in relation to the question of the President's Council I am not aware of any such discussions. I have not been to those meetings so I cannot confirm whether those were discussed at that level. But what I did, I had multiple levels of engagements. Firstly, I had meetings with my senior staff of the Provincial Treasury. They had then met with KPMG separately. KPMG then subsequently wrote us a letter. I have then subsequently told my senior staff that is not enough, we just have to monitor it very closely because it is a brand that we are protecting.

I have, however, met with the Chief Executive of the Specialised Audit Services, which is the forensic services of the National Treasury. In fact the day when I met her she also informed me that she is now the new acting CPO, the Chief Procurement Officer, so she will take up the new job. But I met her in her capacity as the Chief Executive of the Specialised Audit Services and I asked her specifically what is her advice from the National Treasury with regard to KPMG. Her advice was that this is an audit firm, part of the four broader audit firms and she also indicated to me that many of these audit firms have separate franchisees and that you have to evaluate KPMG based

on the individual franchises and that we must rather wait for the outcome of the South African Institute of Internal Auditors.

She also suggested to me that there must be actions against individual accountants because her comments were that what normally happens is people resign from the company and then they go and practice auditing in another company and she asked that we rather go for the individual to prevent them, get them de-registered so that they cannot practice their unethical conduct in the auditing profession, that they do not then jump ship, get a big handout and golden paycheck and then go and work for another company.

So I took her advice. She has also advised me at that time that that is also in line and consistent, hon member Joseph, with the views expressed by the South African Reserve Bank in this particular regard. And so we are looking forward to see the outcome of the South African Institute of Internal Auditors.

So I have flagged this at my management meeting with my senior staff, to on a monthly basis monitor this situation because certainly I cannot damage the brand of good financial governance of this Government. So I have consulted the National Treasury through the Chief Executive Officer responsible for Forensic Services. We took note of the South African Reserve Bank situation. We have met personally with the senior managers of KPMG at the Cape Town branch.

But, I will certainly make it a point to regularly report back either to this House or to the Standing Committee on Finance and also to the member, the Standing Committee of Public Accounts, their Chairperson, and thank you for bringing this to the House because this is certainly a matter that needs to be discussed and the implications in the Western Cape. I thank you.

The DEPUTY SPEAKER: Hon member Uys, follow-up?

Mr P UYS: Thank you, Mr Deputy Speaker. There was reference to KPMG but that just alerted you to be more aware of what is happening and as you say to protect the brand. Are you now taking the lessons or some of the lessons that you have learnt so far and also applying them to the other big three, meaning in total the big four, or are you just concentrating on one company at this stage?

The MINISTER OF FINANCE: Thank you, hon member Uys. For now, because this is a crisis that I have now experienced I zoom into this particular matter but I think I will take your advice. Maybe this is something that we can discuss because this is for us important in terms of the stability of a specific sector.

There are four major auditing firms here in South Africa. They are also doing international work and it is important as both the private sectors and the public sectors are extensively reliant on these four major auditing firms and I think it is important that we get good solid corporate governance, King IV

principles, that we test whether the other three major auditing firms also comply with their own professional bodies as well as with the King IV report in terms of corporate governance, but I will certainly take up that baton. Thank you for that advice.

The DEPUTY SPEAKER: We then move onto the next question, which is Question 5. Hon member Tyatyam to Minister Schafer.

Schools internet and Wi-Fi connections

5. Mr S G Tyatyam asked the Minister of Education:

How many schools have (a) internet connection and (b) Wi-Fi connections as part of the learners' learning process and teachers' research capacity?

The MINISTER OF EDUCATION: Thank you, Mr Deputy Speaker. All WCED public ordinary and special needs education schools have connectivity, either through the Western Cape Government broadband initiative, or through a funding model that enables such connectivity.

Internet connectivity for teachers and learners as at 7 November 2017: the number of schools that have active Western Cape Government provided broadband connectivity stands at 1,220. The remainder of the schools, not on the Western Cape Government broadband network as yet, are being scoped

for such connectivity in 2018/19.

And the second question (b) internet Wi-Fi within schools as provided through the WCED Local Area Network Programme enables both learners and teachers to access digital learning and teaching support material. There are two projects related to this. Firstly, the Schools Local Area Network Project - as at 7 November it has reached 272 schools, 94 this year thus far. The schools LAN enables learners and teachers to access the internet from within all instructional rooms and their periphery and secondly the SlimLab Access Point Project as at 7 November has uniquely reached 657 schools thus far towards a target of 910 by the end of 2017.

The SlimLab Access Point Project enables learners and teachers to access the internet from within two particular venues and its periphery, i.e. typically the staffroom and the already existing ICT labs. Also just to note that such access is possible via wireless enabled devices by either bringing your own device and also LAN technology for which procurement has been awarded.

Thank you.

The DEPUTY SPEAKER: Can we move on? Hon Member Tyatyam, follow-up question?

Mr S G TYATYAM: Mr Deputy Speaker, from what the Minister has said that they are offering, I just want to know when is Sibabalo School in De Doorns going to get both an internet connection to the mainframe of the Department

and when are they getting Wi-Fi connectivity? The principal there must always go to Worcester, to the District Office, if she wants to order through the mainframe of the Department. When are we getting things right in De Doorns?

The DEPUTY SPEAKER: Thank you, hon member Tyatyam. Hon Minister?

†Mnr Q R DYANTYI: Sy sal nie weet nie.

[Mr Q R DYANTYI: She would not know.]

The MINISTER OF EDUCATION: You are right, †ek sal nie weet nie. [I would not know.] I do not know every individual school [Laughter.]

The DEPUTY SPEAKER: Order.

The MINISTER OF EDUCATION: If the member wanted to know about a particular school then that should have been asked in the question but I am happy to give that information to you separately, outside the House.

The DEPUTY SPEAKER: We then move on. Is there a follow-up hon member Kivedo?

Mr B D KIVEDO: Thank you, Mr Deputy Speaker. Thank you for the response, Minister. Hon Minister, how many teachers have been trained in ICT integration in this year so far?

The MINISTER OF EDUCATION: Thanks, hon member Kivedo. We have trained 2,032 teachers in 2017, in skills training as well as integration training for ICT into the school curriculum. Thank you.

The DEPUTY SPEAKER: Hon member Olivier, your third opportunity.

Mr R T OLIVIER: MEC, did I hear you correctly on the second part of the question, the Wi-Fi connection, you said it is 1,200 schools that are connected? Can you just indicate the rest because I think we have got 1,400 and something schools. Can you just give the rest, maybe the breakdown of those in which districts are the majority of those schools which are not connected and how many of those maybe are rural schools and so on so forth and farm schools?

The MINISTER OF EDUCATION: As I said the remainder of the schools that are not on the broadband network yet are being scoped for connectivity in 2018/19. The majority of schools that are not going to be done by this year are rural schools because the service provider experiences difficulties in getting fibre to those areas but we are working really hard to try and ensure that we find a solution to that.

The DEPUTY SPEAKER: Hon member Olivier, the last opportunity?

Mr R T OLIVIER: Just to understand from the MEC, we have got schools which are in church halls which are not property of the Department. Are

those schools also considered then? Are there engagements with the owners of properties in this regard?

The MINISTER OF EDUCATION: Every Western Cape Government school will get some sort of connectivity.

The DEPUTY SPEAKER: Thank you. We move onto the next question, which is Question Number 6. The hon Botha to Minister Schäfer again. Minister Schäfer?

Sexual assault involving teachers

6. Ms L J Botha asked the Minister of Education:

How many cases of sexual assault involving teachers and/or non-teachers were recorded at schools in the province in (a) 2014/15, (b) 2015/16 and (c) 2016/17?

The MINISTER OF EDUCATION: Thank you and to the member for the question. The number of sexual offences reported and recorded are as follows:

- 2014/15 there were 28 sexual assault cases, four of which were relationships with learners.
- 2015/16 there were 28 as well, three of which were relationships with learners.

- 2016/17 there were 21, two of which were relationships with learners and this includes cases of sexual harassment.

The DEPUTY SPEAKER: Hon member Botha?

Ms L J BOTHA: Hon Minister, can you tell us in your Department, what was the intervention with regards to these cases and what are the relevant details of the interventions with regard to this?

The MINISTER OF EDUCATION: Thank you, hon member. The cases were obviously all investigated. The matters where we found sufficient reliable evidence to charge were dealt with in terms of the relevant disciplinary procedures.

The DEPUTY SPEAKER: Is there a further follow-up hon member Olivier?

Mr R T OLIVIER: Just on the 21, I am not going to talk about 2018, the other years, but the 21 currently in this financial year; how many of those cases have been completed and disposed of?

The MINISTER OF EDUCATION: 12 of the 21 cases reported resulted in convictions which amounts to 57,1% while two of the cases of sexual relationships with learners also resulted in convictions as well.

The DEPUTY SPEAKER: Hon member Botha?

Ms L J BOTHA: Hon Minister how many of the perpetrators in these cases are females, teachers or staff?

The MINISTER OF EDUCATION: Only one of them in 2014/15 was a woman.

The DEPUTY SPEAKER: Thank you. We then move on. I believe Question Number 7 stands over by arrangement. Question Number 8, hon member Mackenzie to Minister Grant.

[Question 7 stands over.]

Local businesses in townships: making use of

8. Mr R D Mackenzie asked the Minister of Transport and Public Works:

- (1) Whether his Department contracted and made use of local businesses in townships, such as Mitchells Plain, to carry out construction or maintenance work by his Ministry; if not, why not; if so, what are the relevant details;

- (2) whether his Department has plans to register local businesses on the national supplier database; if not, why not; if so, what are the relevant details;

- (3) whether his Department is able to access and verify suppliers' details by means of back-office verification; if not, why not; if so, what are the relevant details;
- (4) whether his Department has access to supply databases in other provinces against which he can check national businesses which may benefit unduly from Government-awarded work; if not, why not; if so, what are the relevant details?

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Thank you, Mr Deputy Speaker and thank you to hon member Mackenzie for the question. The response to the first part is yes. The Department conducts an Empowerment Impact Assessment on all contracts above R5 million to determine opportunities for local labour usage, local plant and material resources utilisation as well as local supplier development.

For example the Mitchells Plain Hospital was completed in 2013. Contracts were provided to eight local suppliers and about 63 local contractors amounting to R72,1 million. Another example is the Khayelitsha Hospital which was completed towards the end of 2011. Work amounting to R27,8 million was provided to HDI local owned suppliers. R12,17 million was provided to local woman-owned enterprises, local materials spend amounted to R13,5 million and local labour amounted to R6,7 million.

[Interjection.]

In addition to the 2016/17 financial year the Department awarded 82 contracts including framework packages amounting to R52,784 million to local businesses in townships such as Mitchells Plain, Khayelitsha, Elsies River, Delft, Retreat, Gugulethu, Blue Downs, Nyanga and Mbekweni and the details per area can be supplied if required.

For the current financial year the Department has awarded 244 contracts amounting to R27 261 979 to local businesses in townships such as Mitchells Plain, Khayelitsha, Elsies River, Delft, Gugulethu and Nyanga. The details per area can be supplied if required.

Response to section 2 - the answer is yes. The Central Supplier Database of the National Treasury allows suppliers to self-register. However, the Department has dedicated people in our office that assist suppliers with the registration on the Central Supplier Database. The Department availed a team which accompanies the Provincial Treasury on their CSD Roadshow to facilitate the registration of suppliers on the Database.

There is continuous facilitation of registering suppliers by participating in contractor development programmes with EPWP at construction information sessions as well as supplier development sessions in collaboration with the Department of Economic Development and Tourism.

In response to sub-section 3 the answer is also yes. The Department has a standing operating procedure for staff and bidder verification which

facilitates the profiling of potential and current service providers as well as supply chain management practitioners in relation to private interest and any potential conflict of interest.

The Department investigates the Provincial Treasury's monthly report on all potential conflict of interest cases and suppliers in service of the State.

Further verification checks that are performed are:

- Firstly, compulsory registration on the CSD in the Western Cape Supplier Database;
- secondly, the registration on the Register of Contractors;
- thirdly, poor performance on the Register of Projects;
- fourthly, SARS checks to verify tax compliance;
- fifthly, Companies and Intellectual Property Commission,
- sixth, the National Treasury Register of Tender Defaulters and the list of Restricted Suppliers; and then finally
- due diligence and risk assessments.

And then in terms of the final question, part number 4, the answer is no, there is no direct access. However, the Department may not do business with suppliers who are not registered on the Western Cape Supplier Database as well as the Central Supplier Database. Both these databases have a linkage with our Persal system and will flag potential conflict of interests, where a supplier or director maybe in the service of the State. The Department has instituted policies which require the checking for potential conflicts and

verification of bidders. [Interjection.]

The DEPUTY SPEAKER: Hon member Mackenzie?

Mr R D MACKENZIE: Thank you, Mr Deputy Speaker and thank you hon Minister for that response. Hon Minister on 1, on the CSD Roadshows that you are referring to, how are these advertised and will your Department forward it to us as well so we can also inform the individuals where to go and apply or register for these work opportunities?

Secondly, with regards to the registering of the businesses from the townships, also if you can just tell us on sub-section 2, where are these also advertised?

So, the one is about the work opportunities, the contracts, where are they advertised for the contractors? For example, the guys who benefit from Mitchells Plain and Khayelitsha hospitals, where can the next individuals also apply so they can benefit for some sub-contracts for some of these big works? And, two, to ensure that they do not get penalised when the National Database gets activated in full, where can some of these guys go to or where are the CSD Roadshows advertised to ensure that those guys are on those databases? Thank you.

The DEPUTY SPEAKER: Hon Minister?

The MINISTER OF TRANSPORT AND PUBLIC WORKS: Mr Deputy Speaker, obviously everyone that is registered on our databases knows where we advertise our tenders. So that is basically their primary source of information. The others are obviously follow-ups on new questions and if the hon member Mackenzie will give them to me I will get definitive replies for him to those other specific questions.

The DEPUTY SPEAKER: Thank you. Can I just say the hon member Mackenzie slipped in two questions in one opportunity which is also not quite in terms of Rules, but I have allowed it. I spotted it too late. Can we move on to the next question? Question Number 9, hon Botha to Minister Mbombo. I see the hon Minister Mbombo.

Lentegeur intermediate-care facility

9. Ms L J Botha asked the Minister of Health:

- (1) What has her Department done to ensure a smooth transition from Life Esidimeni, as a service provider at the Lentegeur intermediate-care facility, to the new service provider;

- (2) whether a new service provider has been appointed; if not, when will the service provider be appointed; if so, what are the relevant details?

The MINISTER OF HEALTH: Thank you. The current contract which is by Esidimeni is a five-year contract, ending at the end of December and already from July 2017 the new contractor that has to take over has already been advertised and the contract will be effective from 1 January.

We have just completed the short-listing. Note, this is not for the mental patients. Esidimeni is for those patients who are medically and mentally stable but with compromised functional status and also the facilities, plus the equipment, are owned by the Department of Health, so there are no patients that have been moved. It is just about another service provider taking over when the other contract has expired. Thank you.

The SPEAKER: Thank you. Hon member Botha?

Ms L J BOTHA: Thank you, hon Minister. The name Life Esidimeni has got a bad connotation to it, hence the question. I want to know in terms of the transition, were family members of these patients informed and how were they informed?

The MINISTER OF HEALTH: In most instances when we are in a health facility if there is no movement, it is still a continuation. We will not even know whether the following week it will be X or another week it could be Y because it is still a continuation. The change is at a higher level in terms of who is managing the contract.

However, in some of the processes where the patient needs to be informed, they have been informed but again no patients are being moved. The patients are still going to continue to be there and there are no changes. The equipment is still the same as well as the continuous monitoring because there will be a new service provider who is still going to continue.

For example, currently what is going to happen even with the up-coming contractor, where we have at least monthly, in terms of the oversight, about two or three officials from our Department in terms of the visits. You also have an annual review every six months that looks at the patient files, audits, clinical teaching checks, human resource management, financial management, the infra-structure and the environment and as always with any of our service providers, specifically the NPOs, you will have an action plan, if it so happened that there are things that you want to raise with the service provider.

The DEPUTY SPEAKER: Hon member Uys?

Mr P UYS: Thank you, Mr Deputy Speaker. MEC, why are you actually moving away from the Life Esidimeni? Is it purely a tender process and that they were the highest or what transpired, what happened that you are moving away?

The MINISTER OF HEALTH: It is a tender process, it was advertised. There were a couple of the other service providers that applied, hence they

indicated that - it was a five-year contract, because the contract was ending in December 2017 and the advertisement went out in July 2017. So probably during the process, which I am not involved in, the process followed the same supply chain management processes. So another service provider now has been provided to render the service.

The DEPUTY SPEAKER: Hon member Uys?

Mr P UYS: Thank you, Mr Deputy Speaker. MEC is there any indication what the cost difference between Life Esidimeni and the NGOs is that you are considering now because the perception is that Life Esidimeni was the bad one? No, it was actually the receiving NGOs that was the problem and you are actually moving in the same direction now, taking people and patients away from them and that is the big concern. Is it a cost saving exercise you are in now and that could be a very dangerous one for the patients?

The MINISTER OF HEALTH: No, firstly I will not be able to know off-hand unless I follow that up in terms of the costs. But for any service providers, [Inaudible.] because it is not only Esidimeni that we make use of. For example, for mental health there is William Slater and other organisations that we make use of. It is a supply chain process where you advertise.

So that the contract ended and in terms of Financial Management Act we have to advertise. And no patients are being moved. Patients will still continue in that but now the only difference is at management level. So I am making an

assumption that probably in terms of meeting the requirements of the supply chain, probably they did not. So I do not know.

The DEPUTY SPEAKER: The last opportunity hon member Uys?

Mr P UYS: The last one. Thank you, Mr Deputy Speaker. So what would the criteria of going to another organisation or another NGO be? Would it be purely a cost effective decision that your Department will take?

The MINISTER OF HEALTH: It starts with what kind of service is required in terms of the outcomes, what the service provider needs to achieve. As I indicated for example these patients are in intermediate care. It is patients who have probably had an operation whether in Groote Schuur, Tygerberg or also patients who have suffered strokes. They are therefore in transition for about six weeks from acute to before they go home, but more or less six weeks. You can compare this to the Western Cape Rehab Centre where they take longer, up to four months, to get back in terms of functionality.

So it is that kind of service that is being rendered. So in terms of what needs to be achieved, it means anything that is rated, what is supposed to be achieved in terms of the functionality of the patient and also in terms of the recuperation. Any service provider still has to meet that criteria.

But, unfortunately just like any, even if it is about security, if it is about catering, if it is about any other kind of service you still have to advertise

and then it means they have to meet the requirements as indicated according to the bid.

In terms of whether they will be able to continue to offer the same service currently for the five years, I am making an assumption that is based on the fact that we have got a contract in place and we have got all the other criteria, as I indicated, in terms of twice a month visits, oversight, six monthly reports, the annual review by the bid team and also in terms of the action plans. So we are making assumptions that we are still going to use the same template that we have been using with the current one that is ending at the end of the year.

The DEPUTY SPEAKER: Thank you. We move on to the next question, Question 10, hon Mnqasela to Minister Bredell. I understand Minister Winde by arrangement will respond on his behalf. Thank you, Minister Winde.

“Day Zero” avoiding of

10. Mr M Mnqasela asked the Minister of Local Government, Environmental Affairs and Development Planning:

Whether there are any practical water emergency plans to avoid “day zero” in the province; if not, why not; if so, what are the relevant details?

THE MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: I will do. Thank you, Mr Deputy Speaker. Thank you for the question. The answer is, yes, there are practical emergency plans for high and medium risk municipalities to avoid “day zero”. The relevant details of these plans are in two main categories, both water demand management and water augmentation which were developed in order to reduce overall consumption. This approach delays a potential “day zero” and it allows time for various water supply augmentation plans to be commissioned. Interventions to avoid “day zero” include a vast range of activities as discussed below.

First of all an Executive Provincial Drought Co-ordinating Committee, political office bearers and heads of departments make up this committee, meet by-weekly in co-operation with the Department of Water Affairs and Sanitation, Departments of Environmental Affairs and Developing Planning, Agriculture, Provincial Treasury as well as the National Department of Co-operative Governance and Traditional Affairs.

Then next is that the provincial drought that was declared on 17 May 2017 has been extended on a month-to-month basis. The Western Cape Disaster Management Centre has undertaken an assessment of the water provision system in the province and has developed a comprehensive Water Risk Register which has been verified by the Department of Local Government as well as the National Water and Sanitation Department.

The register reveals several critical interventions required to prevent certain

areas from running out of water in the short term as well as interventions required to ensure the long-term water security in the province. The provision of water to hospitals is a top priority and is followed by water security at schools. Engagements have taken place with the two Provincial Departments in this regard and schools and hospitals have been identified that require boreholes.

A directive, in terms of Section 41 of the Disaster Management Act of 2002, as amended, in the standardisation of water restrictions was advertised. The appointment of ground water specialists, geohydrologists for each district have been appointed by the Department to determine and manage the current ground water resources of each local area.

The Western Cape Government has implemented aggressive communication and awareness campaigns. The Western Cape Disaster Management Centre was activated on 6 November 2017 to ensure more controlled co-ordination.

The strategic priorities of the Western Cape Disaster Management Centre are to ensure every person in the province has access to sufficient water to drink and maintain health and hygiene, maximise the protection of public health, social service and safety and security, identify critical infra-structure to ensure stability thereof, identify economic priorities and support thereof, maintain situational awareness, ensure stake-holder communications and ensure responsiveness to any requests for assistance.

In addition, five work streams were established to co-ordinate focused objectives, strategies and activities. The five work streams are water security, economic sector security, safety and security, humanitarian and the City of Cape Town response. The water demand strategies vary per level of restriction enforced including for example a daily and monthly consumption limit, example the 87 litres in the City of Cape Town and not exceeding 20 kilolitres per month per household.

Installation of water restrictions in cases where households exceed the set limits, punitive water tariff structures, fines in cases where water consumption limits are exceeded, restrictions on watering of gardens and filling of swimming pools, pressure reduction, water shedding and rationing, water leak detection and repair, water meter audits, replacement of faulty meters and a removal of by-pass meters.

Beaufort West for example has driven its pre-drought demand from around 8 million litres per day down to the current 4,9 million litres per day. Then, on an augmentation side, each municipality identified their response projects. Typical examples include drilling and equipping of new boreholes or [Inaudible.] municipalities, equipping existing Department of Water and Sanitation, monitoring boreholes and connecting to existing infrastructure, refurbishing where required of boreholes and refurbishing of monitoring equipment, increasing pump capabilities and capacity in order to maximise water that can be extracted from rivers when rain events occur, refurbishment of desalination plants for example in Knysna and temporary use of ground

water from existing private boreholes and dewatering points.

The DEPUTY SPEAKER: Thank you. Hon member Dyantyi?

Mr Q R DYANTYI: Yes, thank you very much. Having read that long thing there is a follow-up because the question is saying were there any practical water emergency plans to avoid “day zero”? Now having said all of what you have said, can you put it on record that everything that you have read here will help us to avoid “day zero” in the Central Karoo, Beaufort West?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: Yes.

The DEPUTY SPEAKER: Thank you, hon member Uys.

Mr P UYS: Thank you, Mr Deputy Speaker. When we listen to the Premier and also to the MEC we just hear boreholes, boreholes, boreholes. Now you are also acting as the Environmental MEC sitting there answering the question. Are there any restrictions, is there any concern, are there any new regulations coming in to control and manage boreholes? I am not referring to surface water or well points, I am referring to boreholes that are really popping up at every single second site. Thank you.

The DEPUTY SPEAKER: Hon Minister?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: Thank you for the question. I think that obviously that is a major concern. It is something that we have been speaking about. It is not just in our towns, it is also in the agricultural sector as well. Boreholes as we know are being put in everywhere. You will find it very difficult to find a borehole company to come and drill a borehole right now because they are all so very busy.

Therefore as in the answer, the specialists that were appointed, obviously in order to avert “day zero” and in this case, it is one of the augmentations as it was said in here. And we know we have got to drop the existing use on the existing system and then the augmentation immediately would be ground water, secondly would be the plants that are coming in on desalination etc.

But, I also share that concern. The whole Cabinet has had many discussions on it and that is why a lot of work now is being done on making sure that the aquifer replenishment systems are also looked at because we also know that climate change is here with us and even if we avert “day zero” in this coming season, once a borehole has been sunk the borehole is there. We obviously would like to move away from using such a great percentage of ground water. It is thus something that we have got to take very seriously.

But, I think going forward, the aquifer replenishment systems are something we are going to have to look at very, very seriously. For example in all of our towns and our city, when we do have rain so much of that rain ends up going

into our river systems and/or canal systems in the city and straight into the ocean and we actually need to try as best as possible to get [Inaudible.] to soak-away so that we can actually start replenishing the underground water.

The DEPUTY SPEAKER: Hon member Dyantyi?

Mr Q R DYANTYI: The next follow-up is one of the role players that have acted immediately towards “day zero”, which is the Gift of the Givers in the Central Karoo. My question is can you tell us how you have integrated their contributions and effort as part of avoiding “day zero”?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: So obviously as acting I cannot give you that exact answer but I want to say that when private organisations and NGOs and NPOs like the Gift of the Givers come on board we are really grateful for that kind of help.

We got that kind of help specifically around the fires of the Garden Route, very, very quick to react to come, and specifically on a side that is not generally a Government space. I have read their engagement in coming along to help and as you have seen, specifically in Beaufort West, as the surface water has dried up, not the first time that it has dried up, it has dried up a few times in the last ten years, but as that has dried up obviously the reliance on ground water becomes more and more critical.

I think at the same time it also comes down to funding and when an

organisation like the Gift of the Givers are prepared to also come along with some funding, it really, really does make a difference because as you have heard from the answer that the Premier gave on the same question earlier, that we have put disaster requests in for extra funding.

Obviously the province only has so much money and some of those requests we are still waiting for answers or some of them have even been denied. So when money does become available especially through the private sector or an organisation like an NGO like this, it really is valued.

The DEPUTY SPEAKER: Hon member Dyantyi the last opportunity.

Mr Q R DYANTYI: Yes, thank you, acting MEC. My last follow-up. We already knew two weeks ago that the Gift of the Givers made a commitment in the Central Karoo, Beaufort West. So, do you agree with me that it was a serious oversight on the part of you as an acting MEC and MEC not to have mentioned that important contribution in response to this question?

The MINISTER OF AGRICULTURE, ECONOMIC DEVELOPMENT AND TOURISM: The answer is no because the question was about avoiding “day zero”.

The DEPUTY SPEAKER: Thank you. We move on, Question Number 11. I understand there is an arrangement that the reply will be tabled in the absence of the Minister. Then the next question then would be Question

Number 12, hon member Uys to Minister Mbombo.

[Question 11 tabled.]

Forensic pathology services: backlog

***12. Mr P Uys asked the Minister of Health:**

- (a) What is being done by her and her Department to address backlogs in forensic pathology services at Salt River and Tygerberg, (b) what backlogs are there currently and (c) how is this being communicated to the community?

The MINISTER OF HEALTH: Thank you. The cases are triaged and the following prioritisation is considered, which is the NPA prioritisation needs, the evidence collection needs, the case complexity and case mix which is the type of cases, the admission date and whether a case had been identified.

In some cases you also have to look at personal reasons. For example, now what has contributed to the issue of the backlog? From a year-on-year comparison between 2016 and 2017 there was a total overall increase of 56,9% in gunshot fatalities because with the Forensic Pathological Services we are talking about unnatural deaths and the workload of specialists in the area is increased in overall proportion by 25% during the last five years.

In the last three months alone for example we have seen a spike of about a 12% month-on-month increase. So the message that I am trying to highlight is that the more we have the unnatural deaths, specifically for example, with a homicide with a gunshot contributing and what we have seen now, according to the pathology, it is not only one gunshot, one wound, but when it is multiple it takes even longer to conduct an assessment.

It needs a senior pathologist as well because it is a scarce skill [Inaudible.] medical doctors, the specialisation and it is a medical legal field that needs that person.

What we have done as the Department now to reduce or to work around the backlog is we have had six additional forensic pathology officers and seven forensic pathology assistants. We have added a medical officer and we have just approved two additional registrar posts but again you still have the issue of the forensic pathologists.

The current backlog at the time that I came here - at Salt River we had about 49 cases that required post-mortem and 17 cases that were scheduled for examination on the day. Currently with the interventions that we now have introduced, we have managed to reduce the average number of days for an admission, from admission to examination to about 5.5 days at Salt River and Tygerberg also used to be about 7 days, we have reduced it to about 5.46 days. In Tygerberg at the time that we are writing the report, 70 cases required post-mortem and then 13 cases were scheduled for examination.

We are committed to make it a point to release the bodies on time but the issue is beyond our control. It is a problem because of the unnatural deaths. In terms of the engagement you would still have to engage and inform the next of kin or the appointed representative and in most cases the families will appoint an undertaker plus mostly accompanied by the family rep in terms of giving information. In cases of the personal reason, for example with the bodies from persons who are from the Muslim faith, we have had some meetings with the Muslim Judiciary Council and also some of the undertakers who are involved in that field as well.

The DEPUTY SPEAKER: Hon member Gillion?

Ms M N GILLION: Thank you, Mr Deputy Speaker. MEC can you tell the House for how long have we experienced these difficulties?

The MINISTER OF HEALTH: Okay, I thought I mentioned that. The last three months have seen a spike of a 12% month-on-month increase. If you recall for the last month, the cases for example, about 11 deaths on one day in Philippi. There are some cases of six deaths happening in Ocean View followed by not only shootings but also the deaths relating to six people who were burnt in a house. So all of those deaths come to us, the cases of deaths, shootings that happened in Scottsdale, where we saw about six people dying and so on and so on.

So the more we see unnatural deaths happening and the more they become

complex the more you will find that instead that pathologist probably would have done three cases per day. It means with the complexity of the case we see the pathologist probably might do that one case. Taking into consideration that now the pathology officers have to go and pick up the bodies at the crime scene, it will mean there are the issues of taking the photos and all of that and also sending a senior pathologist there, whether it is in Tygerberg or Salt River.

So it is not only about a quantity increase but the complexity in terms of how the cases present themselves. In addition, we have got three high profile cases that are NPA priorities, the Van Breda case, the Rohde case and other cases whereas our pathologist goes. Remember when it comes to forensic pathology you cannot do it privately, you are stuck with the Government.

So our three pathologists are the ones who are also supposed to be attending to these cases which tends to have more administration than most and noting that most of these deaths would have happened long ago. As I indicated, the last three months, there were spikes and in 2016/17 we have seen a 56% increase. That is where we are.

The DEPUTY SPEAKER: Hon member Gillion, your second opportunity.

Ms M N GILLION: Mr Deputy Speaker I think this is just a spike for the last three months but it is a problem that exists, not only in the last three months. Can the MEC also tell us: the research done by your Department, when it

comes to this, how did it affect or what was the effect of your long-term planning because it is not only now that people are being shot and killed in the Western Cape? It is a very long time.

The DEPUTY SPEAKER: Thank you member, this question is clear. Hon Minister?

The MINISTER OF HEALTH: I think I did indicate that we appointed six additional forensic pathology officers. When appointing medical officers or registrars, definitely the person will probably be working elsewhere, within the Department or outside so that person still has to render a notice period elsewhere. So this is in addition, as I indicated.

Even if we add more FPAs or FPOs the most dire need is to have forensic pathologists which is an actual specialist because of the complexity. It is not only about the quantity, it is the complexity of the cases and the more there is a NPA priority in terms of where they have to spend a lot of time in court, it means that that pathologist who is supposed now to be a witness in court must be spending more time there for one patient. In terms of that there is an impact on the ones that are supposed to be examined.

But again if I could take the stats from 2012 in terms of the increase in the percentage. From 2012 until now the whole of the projected increase has been about 76% of deaths. But let me just also highlight that this just reflects the whole issue of service pressure. It is not all about the deceased patients.

We see the service pressures in our facilities. I am talking about live patients. We find that the waiting period gets longer because there are more people utilising it. But we do not play the victim and say that we are passing blame for the increase on the population and the people utilising our services because some people do not have medical aid.

But, there are also patients coming with multi comorbidities. So a person does not only present diabetes, a person will present diabetes, hypertension, anxiety, depression and arthritis and all of those. So it takes longer for that person in the consulting room when the doctor is there or the nurse is there. Instead of 10 minutes or 15 minutes or 20 minutes, it can take probably almost four or five hours because they have to go to X-ray and then come back. So one patient can stay longer.

The same applies with dead patients. It means that now it is not all about one shot which used to be the case, but you get a body that has got about five or six. Even that person who would have been alive, when that person presents at the emergency care with six bullets it takes longer because you have to save their life. It can take about nine hours to operate.

The same applies when we have to analyse. Therefore you cannot hurry and compromise the quality because it is important to the deceased and also justice because remember the evidence that is being collected has to be used in a court of law for cause of death.

And then you get some cases in addition. It is not all about the gunshots. With rape cases, the evidence there, you have to collect it while it is still fresh so the more you have rape cases, in terms of the collection of the evidence, you have to prioritise such cases. The more you have rape cases, the more it puts more pressure on the forensics.

The same with a drowning where you need scuba diving to look at the case immediately. So the more you have got those cases it means the more is piled on. So the input or the problem is a societal problem which impacts on us but we do not play the victim. We do not say that we are not responsible for their deaths. That is why we have added 15 people already. Thank you.

The DEPUTY SPEAKER: The time for questions has already expired but I am allowing the members to finish this specific question but the extra time is at the discretion of the Chair in this case. Hon member Uys?

Mr P UYS: Thank you very much, Mr Deputy Speaker. MEC you said it becomes more complex. Did you make more complex equipment available to your staff where they can do a quick scan, understand if it is multiple gunshots and really get quicker to a result than opening up the body and really trying to find out? So what is the type of budget that you increased in terms of looking at the latest technology and equipment to help you solve this challenge?

The MINISTER OF HEALTH: Thank you. We do have Lodox machines where

they could do a quick scan but again it becomes a complex issue. Let me just stress that for [Inaudible.] deaths it is done at our mortuaries, at level 3 which is attached to universities. So Tygerberg is attached to Stellenbosch and GSH is attached to UCT.

So we are talking about people who are highly trained and they are experts, who are also training students so they know what it takes. Like when I visited both forensic labs, and recently when I was in Tygerberg, they showed me what they call a 'tuck-shop', a [Inaudible.] room where it is supposed to be fancy in terms of being first world and how you should be able to do things quickly but unfortunately the surroundings and the context within South Africa it becomes difficult because it means that you put the body like this and then you have got about seven people working on a body at the same time where you cannot move. People now have to move, others move around and all that. So that has been explored, we do have those machines. I think they cost about R500 million each. We do have those but in terms of the limitations that is how we can use them.

The DEPUTY SPEAKER: Hon member Uys your last opportunity?

Mr P UYS: Thank you, Mr Deputy Speaker. MEC can you say whether it is correct or not that there is an element of a go-slow from some of the staff because of a grievance and a dispute with your Department? It is not an all-out strike but it is a dispute over payment and therefore there is a go-slow and that is part of aggravating the situation.

The MINISTER OF HEALTH: It is false. There is no such thing in the Western Cape Department.

The DEPUTY SPEAKER: Thank you, that is then the end of Questions. The remainder of the replies will be printed in Hansard. We move onto Statements by Members. I see the DA first.

STATEMENTS BY MEMBERS

Mr L H MAX (DA): Thank you, Mr Deputy Speaker. On 2 November 2017, I was once again reminded, and pleasantly so, might I add, of the efficiency we have in our Western Cape Department of Cultural Affairs and Sport.

When they table their excellent annual report, which of course included a clean audit, it reminded me of the vital role they have to play in creating an inclusive and connected society. Mr Deputy Speaker let us put this in context. Under the leadership of Minister Anroux Marais and the Head of Department, Brent Walters, the Department achieved 114 of their 116 performance indicators. This means that funds are allocated on and distributed to relevant activities, programmes and events that are making a difference in the lives of residents.

This Department has an enormous task on its hands, as they are responsible for programmes in arts and culture, museums, heritage, languages, archives, sports and recreation services and library services. All of these services are

extremely important because at any given time individuals at every level of society engage with them, seeking knowledge.

A personal highlight for me is how the Department is delivering library services, which by the way is the largest public library network in the country.

Mr Q R DYANTYI: That is so true.

Mr L H MAX: New libraries were built in Abbotsdale, Ashbury, Citrusdal, Herbertsdale, Berghof and Op-Die-Berg while the Conville, Suurbraak and Eikendal libraries were upgraded. In addition to this, five new libraries received information and communication technology infrastructure which brings the number of libraries connected to broadband to 220. [Time expired.]

The DEPUTY SPEAKER: Hon member your time has expired. I see the ANC. Hon member Dyantyi is it your turn? Hon member Magaxa?

Mr K E MAGAXA (ANC): Thank you, Mr Deputy Speaker. The DA's plan for the dire water crisis in the Western Cape is for rain and National Government to save it. Nothing else.

In fact too little is done far too late to avoid more problems. Both the hon Premier, Helen Zille, and her hon Agriculture MEC, Alan Winde, conceded

the lax DA-in-government did not have a Plan B to deal with the drought.

Mr Q R DYANTYI: That is so true.

Mr K E MAGAXA: Newspaper columnist John Scott over the weekend ridiculed the DA's false claims that it has a plan, as no plan emerged so far. It only relies on disaster management. Insignificant trickles of water are added, while consumption is still over six hundred thousand kilolitres per day for Cape Town alone. It is but a drop in the ocean of demand. The DA was warned decades ago against shortages due to population growth. It was not followed by proper planning.

During the hot season evaporation takes its toll, the water table declines in many areas and some municipalities run dry even before the end of the year. To add insult to injury Cape Town Mayor, Patricia de Lille, intends to load water prices even more despite a higher tariff due to the restrictions.

Mr Q R DYANTYI: That's it.

Mr K E MAGAXA: Under the DA it is give your money and then pay some more. Shame on you guys.

The DEPUTY SPEAKER: Thank you. Again the DA.

†Mnr Q R DYANTYI: Skande!

[Mr Q R DYANTYI: Disgrace!]

Ms L M MASEKO (DA): Thank you, Mr Deputy Speaker. A week ago, at the annual National Govan Mbeki awards, the Western Cape Department of Human Settlements quite clearly showed that they are the best in delivering housing opportunities, when it was recognised as the Best Performing Province of the Year.

At this point I would like to commend and congratulate Minister Bonginkosi Madikizela and his entire Department for their unwavering commitment to ensuring that deserving residents have access to housing opportunities in this province.

His exemplary and quality leadership not only demonstrates accountability, but clearly shows how he cares about our residents. Mr Deputy Speaker, in this DA-led Western Cape we know what it means to adhere to our country's Constitution and this is why we have been able to, for three consecutive years, exceed our housing delivery targets.

Our aim is clear: We want to improve the lives of our people, we want to give them a sense of ownership and we want to restore their dignity. It must be said that we are not foolish, as we realise that as much as we are achieving success, a lot more must be done.

We therefore call on citizens to ensure that come 2019, the DA's brand of

good, clean, corrupt-free governance, is present throughout the country so that all can experience this level of efficient service delivery. I thank you.

The DEPUTY SPEAKER: Thank you. In the absence of the EFF I see the DA again. Hon member Kivedo?

Mr B D KIVEDO (DA): Thank you, Mr Deputy Speaker. It is common knowledge that our children who reside in farming communities across the country are amongst the most vulnerable people in our society. A failure to address the needs of learners living in farming communities opens the gate for young people to be exposed to numerous social ills which exacerbate their vulnerability and kill their chances of a prosperous future.

Since the DA took over government in the Western Cape, major strides have been taken to address the challenges experienced by learners in farming communities, and the DA-led Western Cape Government remains committed to expanding the educational opportunities for those learners living in each and every one of our communities.

Addressing the learner problems in our farming communities requires a multidisciplinary and multi-institutional approach. The eradication of the problems experienced to this day remain dependent on all elements of the public service sector working together.

It is difficult for schools in rural areas to attract well qualified educators,

especially those qualified to teach maths, science and languages. In acknowledgement of this problem, the DA is addressing this by creating added incentives for newly qualified educators to opt to teach in such areas. Ultimately, we would like to see as many qualified educators as possible working in all areas of the Western Cape to improve quality education across the boards.

In conclusion, our Government has accepted and taken the necessary steps to ensure equal treatment of all our learners is granted irrespective of the background that they come from. Hence why the initiatives and programmes adopted and launched by our Government have remained committed to ensuring that equal opportunities in education are granted to all our learners across the Western Cape. I thank you. [Time expired.]

The DEPUTY SPEAKER: Thank you, hon member. Your time has expired. I see the ANC. Hon member Gillion.

[The Speaker takes the chair.]

Ms M N GILLION (ANC): Mr Deputy Speaker, the DA's growing trouble with internal factions clearly shows ... [Interjection.]

Mr Q R DYANTYI: Now it is the Speaker now.

Ms M N GILLION: Oh, it is the Speaker.

Mr Q R DYANTYI: Ja, they have changed.

Ms M N GILLION: The new Western Cape DA leader, the hon Bongi Madikizela has no political traction. A bitter complaint to protect his ally, the hon Premier Helen Zille is disregarded.

One DA Youth Leader, Mbali Ntuli, liked a Facebook comment which stated Zille is a racist. [Interjection.] Madikizela did not like that. The DA has now set aside his complaint and actually liked Mbali, liking the comment that Zille is a racist. So, does it mean the DA agrees now with that comment on Facebook?

The provincial election of hon Madikizela was also cooked to favour him, as even national leader Mmusi Maimane rallied against the hon MPL Lennit Max's candidature.

Mr L H MAX: Ask Max. Max knows it. [Inaudible.][Interjection.]

Ms M N GILLION: It is also said the DA rigged that election against Max by destroying certain ballot papers to prevent it from examination.

†Me P Z LEKKER: Skande.

[Ms P Z LEKKER: Disgrace.]

Ms M N GILLION: It would be very interesting to see who Premier Zille

voted for by email. All will be revealed in a looming court case. Even in this Legislature the DA has lost its grip as there is a scandal with the appointment of somebody in the Speaker's office and alleged irregular spending of petty cash money on polony Gatsby, other beverages and food in that office. [Laughter.] How honourable is this? The DA is self-destructing. I thank you. [Time expired.]

The SPEAKER: Your time has expired. Thank you. I see the DA.

Mr D JOSEPH (DA): Thank you, Madam Speaker. The establishment of the Presidential Committee by President Jacob Zuma, whose apparent role is to “stabilise national debt” within National Treasury, is proof that the President is forcing legislation which favours his own interests to be passed by national departments. If the President wanted to stabilise national debt, he would have appointed a competent National Minister of Finance. Instead, he removed Pravin Gordhan and replaced him with Minister Gigaba, a pawn which he continues to manipulate for his own gain.

This is undeniable proof that the President has officially captured the state purse, and the consequences are dire for South Africa and the South African economy. The President has already begun bulldozing through national ministries, disregarding his Ministers and their mandates, and making his own decisions through his new committee.

Following President Zuma's rash ... [Interjection.] and severely un-

researched decision to provide free tertiary education to South Africa, the Rand breached the R14,50 mark against the dollar, sending the economy plummeting towards yet another fiscal downgrade. The struggling ANC, with its President has become nothing more than the enemies of the state which pillage our financial resources to benefit themselves. It is time for the ANC to be voted out. We cannot allow President Zuma to defile our country in such a way, and cause South Africa to fall into ruin. We owe it to the legacy of Nelson Mandela himself to show the ANC ... [Interjections.]

HON MEMBERS: Order! Order! Order!

Mr D JOSEPH: ... that they are corrupt, and their rule is coming to an end.

The SPEAKER: Order please.

Mr D JOSEPH: The DA is the government in waiting. I thank you.
[Interjections.]

The SPEAKER: Thank you. Order please. I see the ACDP.

Mr F C CHRISTIANS (ACDP): Madam Speaker, the ACDP is deeply concerned with the vicious attacks on EMS staff. It has become so ruthless that an article on 8 November 2017 highlighted that an 8-year old boy died in the ambulance on his way to hospital after the ambulance was attacked on the N2 in broad daylight. After the attack, the female paramedic was interviewed

and spoke about her ordeal, how she was humiliated when one of the attackers searched for her cell phone, even in her underwear.

Madam Speaker, a young life was lost. I cannot imagine the pain and suffering this boy's parents have to deal with. They planned for a birthday party, but now they have to plan for a funeral. The community will have to assist in identifying the perpetrators and placing them behind bars. I thank you.

The SPEAKER: Thank you. I see the ANC.

Ms N D NKONDLO: Thank you, Madam Speaker. This DA Government of the Western Cape falsely claims it got clean audits, while the Auditor General of South Africa says the critical audit of the Provincial Department of Agriculture is still outstanding.

It is not done or dusted and therefore this DA Government lies when it claims it received all round so-called clean audits. Instead Agriculture holds the Legislature to ransom and its report must still be dealt with.

In fact, the hon Agriculture MEC, Alan Winde, wrote a letter to the Legislature that his Department's audit is still not finalised. It did not submit its final annual report as required by law.

Further to that, the hon Finance MEC just a few days ago wrote to the

Legislature that his annual consolidated financial statements of the Province to the Western Cape Legislature as required by law, is not ready due to the absence of the Agriculture audit.

In fact, besides the Agricultural Department the Departments of Health and Human Settlements also did not get a clean bill of health, but got negative findings. It is perhaps because the honourable, happy, cake-eating couple spent too much time celebrating expensive birthday parties at posh hotels, instead of giving more attention to the problems of housing and health in the province. I thank you. [Applause.]

The SPEAKER: Thank you. I see the DA. Hon member Hinana.

Mr N E HINANA (DA): Thank you, Madam Speaker. The residents of Philippi continue to live in fear as crime continues to rise drastically in the area.

Mr Q R DYANTYI: Under the DA.

Mr N E HINANA: Time and time again we hear complaints from residents saying that their pleas for safety have been ignored by the South African Police Services.

Mr Q R DYANTYI: Under the DA.

Mr N E HINANA: Madam Speaker, the tragic murders witnessed in Philippi recently highlighted the desperate crime situation in the area. Philippi East is actually one of our murder capitals and has been so for some time. While Nyanga may have the highest number of murders, Philippi East has the highest number of murders in proportion to the population. Its murder rate in 2015 was 217, compared with Nyanga's murder rate of 138.

Poverty is often seen as the main reason behind crime and violence, but increasing international evidence suggests that poverty *per se* has little to do with crime and violence levels. Rather, crime and violence occur more frequently in settings where there is an unequal distribution of scarce resources or power, relative to poverty, combined with weak institutional controls.

The recommendation therefore is that these resources that are in abundance along the CBD, should be redirected to the areas where crime is rife. We do have around the CBD a number of securities; private, public and even cameras, and yet there is a murder capital that needs these resources more drastically.

Ms P Z LEKKER: Tell them!

Mr N E HINANA: Weak institutional controls by the National Government has led us to believe that the criminal justice system ... [Interjections.] is completely dysfunctional and inadequate crime statistics have at large ...

[Interjections.]

The SPEAKER: Order please.

Mr N E HINANA: ... failed to reflect the real situation that people in Philippi are being subjected to. Madam Speaker, the popular notion that fear of crime in the country is predominantly a “white” fear is terrible in that it is misleading and neglects the needs of the majority who are less able to adequately voice their concerns ... [Interjection.] [Time expired.]

The SPEAKER: Thank you, hon member Hinana. [Interjections.] Your time has expired. Thank you. That is the end of Members’ Statements. Hon member Tyatyam, please manage yourself. We now move to Motions. Are there any motions where notice is given? Oh, the hon member Olivier is on his feet already. I suppose I will have to recognise you and then hon member Botha, are you next? Hon member Olivier?

MOTIONS WITH NOTICE

Mr R T OLIVIER: Madam Speaker, I give notice that I shall move:

That the House notes the continued reports of gang activities in and around Western Cape schools. The latest from Rylands High School, where a parent claimed her child was robbed and intimidated by alleged thugs, who openly sell drugs and carry weapons at school, as well as at

Salt River High where the secretary of the school was robbed by gangs on the premises; condemns the Western Cape Education Department for failing to address the issue of safety at schools and calls for an urgent investigation into the safety of teachers and learners at the said school. I so move.

[Notice of motion as moved by Member.]

The SPEAKER: Hon member Olivier, if I could just draw your attention to the difference between statements and notices of motions? Going forward. Thank you. Are there any further? I see the hon member Tyatyam. We are dealing with Notices of Motion at this stage. Thank you, hon member Tyatyam, you may proceed.

Mr S G TYATYAM: Madam Speaker, I give notice that I shall move:

That the House investigates the reason the application by the Cape Town Municipal Carnival Association was turned down by the City of Cape Town, to host the annual cultural event at the Athlone Stadium in January.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. I see the hon member Dijana and then hon member Nceba. Sorry, hon member Hinana. First hon member Dijana and

then Hinana Nceba.

Ms T M DIJANA: Madam Speaker, I give notice that I shall move:

That the House calls for an urgent investigation into the efficiency of the Western Cape Police Ombudsman, which spent over R10 million while it received a mere 100 complaints and only made a single recommendation during the past financial year. I so move.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. I see the hon member Hinana.

Mr N E HINANA: Thank you. Madam Speaker, I give notice that I shall move:

That the House debates with possible recommendations that this government extraordinary, adopt mechanisms to fight civil disobedience like crime, in our communities. The stigma of murder capitals associated with our areas must be stopped at all costs. Thank you.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. I see the hon member Nkondlo.

Ms N D NKONDLO: Thank you. Madam Speaker, I give notice that I shall move:

That the House debates youth unemployment in the province and failed strategies by the DA Government to address it.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. Any further notices of motion? Hon member Gillion.

Ms M N GILLION: Madam Speaker, I give notice that I shall move:

That the House debates the shortage of forensic service personnel under the DA in the province and the piling up of bodies at Western Cape mortuaries.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. I see the hon member Dugmore.

Mr C M DUGMORE: Thank you. Madam Speaker, I give notice that I shall move:

That the House notes that the former policy chief director in the hon

Premier Zille's Department claimed that she was bullied into resigning because she wasn't a DA member and stood firm against Zille's autocratic style and unlawful interference and therefore calls for an urgent investigation into the allegations that staff in the Department of the Premier are ill-treated as well as reports that the Premier intervened to ensure the appointment of DA aligned public servants. I so move.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. I see the hon member Joseph. Not you? Sorry.
Hon member Dijana.

Ms T M DIJANA: Thank you. Madam Speaker, I give notice that I shall move:

That the House calls for an urgent investigation into allegations that the DA-led Government operates an investigative or intelligence gathering spy unit outside the SA Police Act or agency permission as a crime fighting fronting unit in Cape Town. I so move.

[Notice of motion as moved by Member.]

The SPEAKER: Notice taken. Any other further Notices of Motion? That concludes Notices of Motion. We now move to Motions without Notice. I see the hon member Botha. I see the hon member Mackenzie. I see hon member

Tyatyam and then I see hon member Magaxa, in that order please, if the Table could assist me.

MOTIONS WITHOUT NOTICE

Ms L J BOTHA: Madam Speaker, I move without notice:

That the House notes and mourns the loss of, and sends condolences to the family of Faigon Wildschut, who tragically died after the ambulance he was travelling in was attacked on 8 November 2017 on the N2 near Borcherd's Quarry. This innocent child lost his life due to a senseless barbaric criminal act; furthermore, that this House in the strongest possible terms condemns this hideous crime and the continued spate of attacks on Emergency Medical Services personnel. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. Agreed to. I see the hon – no-no, there was hon member Mackenzie, then hon member Tyatyam and then hon member Magaxa.

Mr R D MACKENZIE: Thank you, Madam Speaker, I move without notice:

That the House notes and congratulates our star athlete and world long

jump champion, Luvo Manyonga, for being named the Sportsman and Sports Star of the Year 2017 at the South African Sports Awards; further notes that the 26-year old long jump sensation continues to set the athletics world alight and further continues to be an inspiration and a living example of how you can turn your life around by actively pursuing your dreams. I move so.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. Agreed to. I see the hon member Tyatyam.

Mr S G TYATYAM: Madam Speaker, I move without notice:

That the House notes with sadness the passing of comrade Siyabulela Thwalani, a member of the ANC who was brutally murdered by gunshot wounds to his head and face on Saturday 4 November 2017, outside his friend's house in Khayelitsha; further notes that he was a CPUT Head of Residences; condemns this brutal and senseless killing; calls on the police to do everything within their powers to bring the perpetrators to book; and conveys condolences to his family, friends and comrades.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without

notice? No objections. I see the hon member Magaxa.

Mr K E MAGAXA: Thank you. Madam Speaker, I move without notice:

That the House sends condolences to the family, friends and comrades of the late ANC stalwart Tannie Let Schaffers of Agtervleiplaas, Piket-Berg, who passed away and also commiserates with her husband and three children. Thank you.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. I see hon member Gillion, hon member Mathlodi Maseko. Then I see the hon member Hinana and then I see hon member Olivier. Hon member Max, you will be part of the next round. Hon member Gillion, you may proceed.

Ms M N GILLION: Madam Speaker, I move without notice:

That the House notes that a patient went missing at Stellenbosch Hospital and was found dead much later on the roof and I call for an urgent investigation into this matter.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. I see the hon member Maseko.

Ms L M MASEKO: Thank you. Madam Speaker, I move without notice:

That the House notes and congratulates Minister Madikizela and the Department of Human Settlements for being recognised as the best performing province at the Annual National Govan Mbeki Awards ...

[Interjections.]

The SPEAKER: Order please members.

Ms L M MASEKO: Madam Speaker, I move without notice:

That the House notes and congratulates Minister Madikizela and the Department of Human Settlements for being recognised as the best performing province at the Annual National Govan Mbeki Awards. This award demonstrates the Department's caring attitude towards and desire to improve the lives of residents in the province; it also shows the Department's ability to seize opportunities whilst skilfully and creatively utilising resources so that the deserving residents can benefit.

I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections?

An HON MEMBER: I object.

The SPEAKER: There is an objection. It has been recorded. I see the hon member Hinana.

Mr N E HINANA: Thank you. Madam Speaker, I move without notice:

That the House congratulates the South African Police Services for arresting four suspects so far, relating to the killing in the Marikana murders; a successful conviction is therefore anticipated. [Applause.]

[Motion as moved by Member.]

The SPEAKER: Is there any objection to the motion being – there is no objection. I see ... [Interjections.] the hon member Olivier. Order, please members! Hon member Olivier is on the floor and then we will start the next round after that. You may proceed.

Mr R T OLIVIER: Madam Speaker, I move without notice:

That the House wishes all of about 50 000 Western Cape matric learners as they write their final school exams and also to wish them well with their future endeavours. I so move.

The SPEAKER: Are there any objections to the motion being – there are no objections. Agreed to. The next round. I see the hon – it was first hon member Max, hon member Maseko, hon member Dijana and hon member Botha for this round. Thank you.

Mr Q R DYANTYI: He was robbed! He was robbed!

The SPEAKER: Order please, hon member Dyantyi.

Mr L H MAX: Madam Speaker, I move without notice:

That the House notes and congratulates Ilse Hayes for being named the Sportswoman of the Year with a Disability at the 2017 South African Sports Awards. This Stellenbosch resident who recently ended her athletics career ... [Interjections.]

The SPEAKER: Order please, members!

Mr L H MAX:

... is regarded as the fastest ever female Paralympian. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved? Hon members, please. It is courteous while there is someone on the floor to afford

the member an opportunity to speak. I see the hon member Maseko.

Ms L M MASEKO: Thank you, Madam Speaker. Madam Speaker, I move without notice:

That the House notes and congratulate the Western Cape Department of Human Settlements for its Belhar ... [Interjections.]

Ms L M MASEKO: Listen!

The SPEAKER: Order, please members.

Ms L M MASEKO: Speaker ... [Interjection.]

The SPEAKER: Hon members. Order, please. Hon member Tyatyam. Hon member Tyatyam, I have a duty to protect the speaker on the floor. We have not heard the motion without notice. Could we please allow the member to speak? Thank you.

Ms L M MASEKO: Again, thank you very much, Madam Speaker. I move without notice:

That the House notes and congratulates the Western Cape Department of Human Settlements for its Belhar Garden CBD Housing Project being recognised as the best social housing project at the Annual Govan Mbeki

Awards. This clearly demonstrates that we build inclusive communities in the Western Cape. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved? There is an objection. It will be printed on the Order Paper. Hon member Tyat�am, contain yourself please. Hon member Dijana is on the floor. Thank you.

Ms T M DIJANA: Thank you, Madam Speaker, I move without notice:

That the House notes “Day Zero” for Beaufort West is closer as its main water source at the Gamka Dam is empty, forcing residents to rely on recycled and borehole water, which could also run dry soon and commends Gift of the Givers for embarking on a R6 million intervention project to give relief in the Beaufort West water crisis. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion?

HON MEMBERS: No.

The SPEAKER: No objections. Agreed to. Sorry, the hon member Makeleni was the next in the queue and then hon member Botha you will have a turn

after that. My apologies. I need the staff to help me with the sequencing. You may proceed hon member Makeleni.

Ms P MAKELENI: Yes, Madam Speaker, very excited. I move without notice:

That the House congratulates the African National Congress with its resounding victory yesterday in Cape Town Ward 93 in Khayelitsha with 70% of the voters entrusting the African National Congress to represent their interests and ideals and also commend the newly elected councillor, Thando Mpimpi. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections? There are objections. The matter will be printed on the Order Paper. I see the hon member Botha, after which I will see hon member Dugmore and then we will proceed from there. Hon member Botha? [Interjections.] Order, please hon members. Compose yourselves.

Ms L J BOTHA: Madam Speaker, I move without notice:

That the House sends condolences to our staff member, Colleen ...
[Interjections.]

Madam Speaker, I cannot even hear myself.

That this House sends condolences to our staff member Colleen Mabhoko, who on Thursday 9 November 2017 lost her mother-in-law, Nomalizo Lybia Mkiva, after a short illness; further extends condolences to the extended Mkiva family during their time of bereavement. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. Agreed to. Now I am going to require a bit of assistance. I think it was hon member Dugmore and then we will do hon member Olivier. Just help me. Hon member Dugmore, hon member Gopie, hon member Maseko and hon member Olivier and then I will do the next round. You may proceed, hon member Dugmore.

Mr C M DUGMORE: Thank you, Madam Speaker, I know it is late in the afternoon. †Vasbyt! [Hold on!] I am sure we will get there.

The SPEAKER: Well, I am trying very hard to keep the sequence going here.

Mr C M DUGMORE: Yes, thank you. Madam Speaker, I move without notice:

That the House notes that the remains of UDF and anti-apartheid activist comrade Michael Lucas was finally returned home and he was laid to

rest in his hometown of Bongolethu, Oudtshoorn, 29 years after his death by hanging at the hands of the apartheid government and commends the efforts of the ANC as well as the Justice Minister, Michael Masutha, to eventually grant peace and dignity to one of the victims of apartheid and also convey our heartfelt condolences to his family, friends, comrades and the community of Oudtshoorn. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are objections. I see the hon member Gopie.

Ms D GOPIE: Thank you, Madam Speaker, I move without notice:

That the House congratulates the 17-year old, Bishop Lavis', Paxton Fielies, for reaching the finals of the Idols SA 2017, wishing her well and calls on all Capetonians to rally behind her to get enough votes to be crowned this year's winner. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. Agreed to. I see the hon member Maseko.

Ms L M MASEKO: Thank you, Madam Speaker, I move without notice:

That the House notes and congratulates the Western Cape Department of Human Settlements for being a runner-up in three categories at the Annual National Govan Mbeki ... [Interjections.]

The SPEAKER: Order, please hon members! Order please, hon members.

Ms L M MASEKO: Madam Speaker, can I be protected? I cannot hear myself also, thank you ... [Interjection.]

The SPEAKER: Hon members, you need to allow the member to complete her motion and then you can do whatever is required. You are protected, hon member Maseko. You may proceed.

Ms L M MASEKO: Thank you, Madam Speaker. Let me repeat so that I can hear. Madam Speaker, I move without notice:

That the House notes and congratulates the Western Cape Department of Human Settlements for being a runner-up in three categories at the Annual National Govan Mbeki Awards. This category is being the best integrated residential development for its Jamestown project. The best Enhanced People's Housing Process for its Ocean View and Vision 2002 Project, as well as the best informal settlement upgraded project for the Rosevalley informal settlement. I so move.

[Motion as moved by Member.]

The SPEAKER: Thank you. Are there any objections? There is an objection. The motion will be printed on the Order Paper. Hon member Olivier, it is now your turn to speak and I trust you will be afforded an opportunity in silence.

Mr R T OLIVIER: Yes. Before that, can I address you, Madam Speaker?

The SPEAKER: You wish to address me?

Mr R T OLIVIER: Can I just address you? On the last speaker's motion, it is the fourth time she is reading the same and it is being objected to. Is it within the Rules that you read it? I mean, it is now boring. I am just raising it.

The SPEAKER: Hon member Olivier, it is different aspects that are being presented, but I will get guidance on that. You may proceed.

Mr R T OLIVIER: Madam Speaker, I move without notice:

That the House congratulates Zukiswa Songa and Andre Rix who were crowned the Primary School and High School Teacher of the Year.

[Interjections.]

The SPEAKER: You may continue.

Mr R T OLIVIER: I cannot hear what I am reading, Madam Speaker. Can I start?

The SPEAKER: Hon members, I need to protect the speaker on the floor.

Mr R T OLIVIER: Madam Speaker, I move without notice:

That the House congratulates Zukiswa Songa and Andre Rix who were crowned the Primary School and High School Teacher of the Year respectively, at the Provincial Teaching Award Ceremony and commends all teachers for their work throughout the year. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There is no objection. I think we now start the next round with hon member Botha, hon member Dugmore, hon member Tyatyam and hon member Mackenzie. There we go, in that order.

Ms L J BOTHA: Thank you, Madam Speaker, I move without notice:

That the House notes and congratulates Gertrude Jacoba Smith for being awarded the provincial Cecilia Makiwane Nurse's Award. The annual event took place on 7 November 2017 at the Lord Charles Hotel in Somerset West. "Sister Gerty" as she is affectionately known, is the

clinical programme coordinator at the community based services in the Overstrand. She epitomises what this award stands for which is to honour, celebrate and value nurses for their selfless dedication to the nursing profession and exceptional work done in their field through making a lasting difference to their patients' lives and contributing to the improvement of their community's wellbeing. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. The next person I see is the hon member Dugmore.

Mr C M DUGMORE: Thank you, Madam Speaker. I move without notice:

That the House notes that President Zuma on the recommendation of the Judicial Services Commission appointed 15 new High Court judges, including 4 from the Western Cape, namely Taswell Papier, Mushtak Parker, Mark Sher and Eduard Wille and congratulates the new judges and wishes them well for the duration of their tenure.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion? No objections. I recognise the hon member Tyatyam.

Mr S G TYATYAM: Thank you, Madam Speaker, I move without notice:

That the House welcomes the action taken by the ANC Dullah Omar region for laying corruption charges against Cape Town Mayor De Lille over the upgrades done at her personal residence, and calls on Mayor De Lille to pay back every cent.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. Agreed to. Sorry, who is next? Hon member Gopie? Okay – order please, members. It was hon member Max, hon member Gopie, hon member Dijana and hon member Mackenzie. Let us work in that order please. Work with me. Thank you.

Mr L H MAX: Thank you, Madam Speaker ... [Interjection.]

Mr Q R DYANTYI: You were robbed? You were robbed? You were robbed?

The SPEAKER: Will you please put your finger in your pocket, hon member Dyantyi.

Mr L H MAX:

That this House notes and congratulates Dyan Buys for being named the

Sportsman of the Year with a Disability at the 2017 South African Sports Awards. This Stellenbosch resident, who hails from Riversdale, is a multi-talented track and field champion. We are proud of the continued success of our star athletes. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion? There is no objection.

Mr Q R DYANTYI: [Inaudible.] take them to court!

The SPEAKER: Hon You Dyantyi, please compose yourself at the cost of being asked to leave. You may proceed, hon You Gopie.

Ms D GOPIE: Madam Speaker, I move without notice:

That the House congratulates Lee-Andre Adams from Belhar, for obtaining her Western Province drum majorette colours on 8 October 2017 and wishes her well with her participation from 8 to 12 December 2017 in Johannesburg for higher honours. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without

notice? No objections. Agreed to. The next in – sorry, hon member Dijana it is your opportunity.

Ms T M DIJANA: Thank you, Madam Speaker, I move without notice:

That the House commends the sterling work of the police in combating drug dealers and gangs in the province, following the arrest of two alleged kingpins, Kaldumalla Madatt and Igshaan “Sanie American” Davids, who were caught red-handed with a load of firearms, ammunition and contraband last week; further lauds the police for arresting 9 suspected car hijackers and recovering an illegal firearm and an undisclosed amount of cash in Manenberg on Sunday. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. I see the hon member Mackenzie. I will start the next round after this.

Mr R D MACKENZIE: Thank you, Madam Speaker, I move without notice:

That the House notes and congratulates Delft resident, Amirah Spannenberg, who earlier this month was recognised as the Western Province Sportswoman of the Year. The 16-year old learner at Delft South High School is active in soccer, rugby, netball and athletics. This

teen has clearly shown that even though you are in an area that is infested with various social ills you can still achieve greatness. May she continue with her success. I move so.

[Motion as moved by Member.]

The SPEAKER: Are there any objections? There are no objections. Agreed to. I have the next round. I see the hon member Dyantyi, I see the hon member Botha. I see the hon member Maseko and I see hon member Dugmore.

Mr Q R DYANTYI: Madam Speaker, I move without notice:

That the House notes a high-level official in Cape Town, DA Mayor Patricia De Lille's office, Theo Esau, was arrested for drunk driving during the first weekend of November; notes further that despite the road carnage in the city, no disciplinary action was taken against him; calls for the immediate suspension of the man.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved? Is that an objection?

HON MEMBER: No objection.

The SPEAKER: No objections. Agreed to. Hon – sorry. [Interjections.] Let us not dwell too long on the topic of drunk driving. Hon member Botha, you may proceed.

†Me L J BOTHA: Agb Speaker, ek stel sonder kennisgewing voor:

Dat die Huis ‘n mosie van gelukwense stuur aan Lauren Kim Liebenberg, ‘n jong dame van Porterville wat haar studiekursus BA Maatskaplike Werk suksesvol voltooi het. Ek stel so voor.

[Voorstel soos deur lid voorgestel.]

Die SPEAKER: Is daar enige beswaar teen die voorstel? Geen beswaar?

[Translation of Afrikaans paragraph follows.]

[Ms L J BOTHA: Madam Speaker, I move without notice:

That the House sends it congratulations to Lauren Kim Liebenberg, a young lady from Porterville who successfully completed her studies in BA Social Work. I so move.

[Motion as moved by Member.]

The SPEAKER: Is there any objection to the motion? No objection?] †Next

person. Hon member Maseko, I think you are – are you still in the queue for a motion without notice? Okay. Hon member Dugmore and hon member Makeleni. Thank you. Hold on guys, let us just first do hon member Dugmore, because hon member Maseko, you are not utilising the opportunity.

Ms L M MASEKO: Madam Speaker, I am not utilising, and I know the members also, they are not utilising.

The SPEAKER: Okay, thank you. Hon member Dugmore, it is your turn now, so you may proceed.

Mr C M DUGMORE: Madam Speaker, I move without notice:

That the House notes that tomorrow, 17 November, marks the 28th anniversary of the death of anti-apartheid activist and commander Umkhonto weSizwe, Anton Fransch, who was age 20 when he was trapped by apartheid police and military forces, following a 7-hour gun battle that is described by his comrades as the most heroic death in which he defended himself with a machine gun and hand grenades; commiserates with his family, his friends and his comrades and calls for the Athlone House where he died in Church Street to be turned into a heritage site. I so move. [Interjection.]

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. Hon member Makeleni.

Ms P MAKELENI: Madam Speaker, I move without notice:

That the House notes more than 70 children were killed in the Western Cape this year alone. Notes further that the DA Government doesn't have a program in place to protect children and calls for the creation by the Provincial and Local Government of more secure and safer communities, where children will be free from harm.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to - there is an objection. It will be recorded on the Order Paper. I see the hon member Nkondlo, I see the hon member Olivier, hon member Tyatyam and hon member Dyantyi.

Ms N D NKONDLO: Thank you, Madam Speaker. I move without notice:

That the House welcomes the announcement by the National Department of Trade and Industry to designate Atlantis as a special economic zone for green technology and also commends the DTI for its role in reviving the economy of Atlantis. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There is no objection. Hon member Olivier, it is your opportunity.

Mr R T OLIVIER: Madam Speaker, I move without notice:

That the House congratulates SASCO for its resounding victory in SRC elections by, amongst others, taking all positions at the University of the Western Cape. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved? There is no objection. I see the hon member Tyatyam and then hon member Botha.

Mr S G TYATYAM: Thank you. Madam Speaker, I move without notice:

That the House notes the DA changes to the name and tradition of the Annual Minstrel Cultural Celebration Parade steeped in our slavery heritage, which would be known as Cape Town Street Parade; rejects these proposed changes aimed at suffocating the true intention of the annual event and calls on the Provincial Government and the City to reverse all the changes to the Minstrel Parade that intends to turn it to some Rio Carnival.

[Motion as moved by Member.]

The SPEAKER: Are there any objections? There is an objection. It will be printed on the Order Paper. I see the hon member Dyantyi after which I see hon member Botha.

Mr Q R DYANTYI: Madam Speaker, I move without notice:

That the House notes factional divisions in the DA are now spreading to governance that adversely affect service delivery; notes this was first observed when MEC's and MPL's contested each other for party leadership; it also culminated in DA master, James Selfe, calling Cape Town cowboy, J P Smith, an attention seeker; and the latest was when the DA members moved a motion of no-confidence against their Knysna Municipality, Deputy Mayor Peter Myers.

[Motion as moved by Member.]

The SPEAKER: There is an objection. It will be recorded on the Order Paper. I see the hon member Botha. [Interjections.]

Ms L J BOTHA: Madam Speaker ... [Interjection.]

The SPEAKER: Order please, members. Order please.

Ms L J BOTHA: I move without notice:

That the House notes and congratulates Clanwilliam resident, April Jooste, affectionately known as “Oom Theunis die Tuinier” who yesterday received the Western Cape Department of Agriculture’s special award, it being the gardener over 100 years. Oom Theunis will be celebrating his 100th birthday in December. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved? No objections. I see the hon member Gopie, I see hon member Olivier, I see hon member Max, I see hon member Dijana. In that order, let us work four at a time.

Ms D GOPIE: Thank you. Madam Speaker, I move without notice:

That the House notes with deep concern that the gang violence in Elsies River is out of hand and ... [Interjection.]

The SPEAKER: Order.

Ms D GOPIE:

... has got the community panicking as it continues to affect innocent people, following the death of a matriculant, Joshem Jacobs, 19 years old, who was hit by a bullet as he saved a girl by pushing her out of the way during a wild gang shooting; and 2-year old Jaylin Alexander is in

hospital after she was hit by a stray bullet in the face; and supports a call by the community for the creation of a safer and secure environment by amongst others, the municipality. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There is no objection. Agreed to. I see the hon member Olivier.

Mr R T OLIVIER: Madam Speaker, I move without notice:

That the House condemns the closure of a number of schools in the province, which includes Monteith Primary and Retreat Primary in Grabouw, as well as Goudmyn Primary in Robertson, that were closed on 30 September this year and the looming closure of Hotomskloof Primary in Oudtshoorn and Uitsig High in Elsies, to be shut down on 31 December 2017. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections? There are objections. The motion will be printed on the Order Paper. I see the hon member Max.

Mr L H MAX: Madam Speaker, I move without notice:

That the House notes and congratulates 17-year old Breyton Poole for earlier this month's equalling the national high jump record in his age group. This exceptional young man cleared the bar at 2.25 metres, which is 1cm higher than the height he achieved when he won the gold medal at the IAAF under 18 World Championship earlier this year in Nairobi, Kenya. Poole, who is only 1.72 metres tall and a Grade 11 learner at Paul Roos Gymnasium in Stellenbosch, is continuing to set the bar high.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. Agreed to. I see the hon member Dijana, after which I see hon member Botha, then hon member Gillion and then hon member Tyatyam.

Ms T M DIJANA: Thank you, Madam Speaker, I move without notice:

That the House notes the killing of more than 18 Cape Town people, including 11 patrollers in Marikana informal settlement in Philippi East; welcomes the arrest of some of the perpetrators; commends the role National Police Minister, Fikile Mbalula, played in restoring calm and order in the area and calls on the Provincial and Metro Governments to invest more resources to improve living conditions and safety in the area. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There is no objection. Agreed to. After the hon member Dijana, I seem to be lost. I think it was hon member Gillion. That is right. Not Gopie, Gillion.

Ms M N GILLION: Madam Speaker, I move without notice:

That the House conveys its condolences to Suleyman Stellenboom who tragically lost his son, Sheldon Stellenboom, to another senseless killing in the streets of Mitchells Plain in the Western Cape; hope that the police will do everything in their power to get the perpetrator and justice will prevail for this family.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. I see the hon member Makeleni, who has been waiting for a while and then I think it is hon member Botha after that.

Ms P MAKELENI: Thank you, Madam Speaker, I move without notice:

That the House notes the Department of Social Development that always complains about financial constraints when it fails to fulfil a mandate, is

reported to have spent more than R803 000 on food and beverages for its top managers and strongly condemns this expenditure.

[Motion as moved by Member.]

The SPEAKER: Are there any objections? Yes, there is an objection. It will be printed on the Order Paper. I see the hon member Botha.

Ms L J BOTHA: Madam Speaker, I move without notice:

That the House notes and congratulates the Cederberg Municipality for achieving its first clean audit. I so move.

[Motion as moved by Member.]

An HON MEMBER: Yes! Yes!

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. I see the hon member Nkondlo. [Interjections.] Order, please. Hon member Tyatyam, your finger and your member on the floor, please! Thank you. You may proceed, hon member Nkondlo.

Ms N D NKONDLO: Thank you, Madam Speaker, I move without notice:

That the House welcomes the decision by the Department of Agriculture, Forestry and Fisheries to establish a Fishing Transformation Council to deal with the fishing communities in the Western Cape and commends the Minister for adopting a forward-looking approach. I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? There are no objections. It is agreed to. That concludes Motions with – oh, there is hon Tyatyam. Your hand up? Are you the last hand I see? Thank you.

Mr S G TYATYAM: Madam Speaker, I move without notice:

That the House notes the murder of the Western Cape farmer that sparked the #BlackMonday protest, wherein mostly white demonstrators carrying weapons, disrupted the economy across the country and closed all the highways illegally and condemns the ensuing racist incident which included the hoisting of old apartheid flags and regalia and lastly notes the continuous exploitation and abuse of farm workers.

[Motion as moved by Member.]

The SPEAKER: Is there any objection to the motion being moved without notice? There is no objection. It is agreed to. Hon member Olivier?

Mr R T OLIVIER: Madam Speaker, I move without notice:

That the House condemns the actions of the Deputy Mayor at Cape Agulhas Municipality who allegedly stabbed her husband with a sharp object and is due to appear in the local magistrate court in due course, I so move.

[Motion as moved by Member.]

The SPEAKER: Are there any objections to the motion being moved without notice? No objections. Agreed to. That then concludes Motions without Notice. We now move to the next item on the Order Paper which is a draft resolution in the name of the hon P J C Pretorius.

The DEPUTY SPEAKER: Thank you, Madam Speaker. I move.

DRAFT RESOLUTION

That in terms of Section 3 of the *Members of the Western Cape Provincial Parliament Code of Conduct Act, Act 3 of 2002*, Advocate Shawn Willemse be appointed Registrar of Members' Interests.

The SPEAKER: Thank you, Deputy. I have been informed by the Chief Whip that the programming authority resolved there would be no speakers' list. So, parties will be afforded the opportunity to speak for three minutes on this

motion. I recognise the hon member Uys.

Mr P UYS: No, that is a point of order, Madam Speaker. The point of order is the Draft Resolution is on the Order Paper without giving proper notice in terms of Rule 147(1). Rule 147(1) is very clear. You must give notice. It falls down below the line and then there is a decision to pull it up. That process was never followed and therefore I ask that we do not entertain this motion on the Order Paper today. [Interjections.]

The SPEAKER: Alright. Thank you, hon member Uys. Chief Whip Wiley?

Mr M G E WILEY: Thank you. Madam Speaker, I am absolutely gobsmacked. [Interjections.] That a seasoned politician like the hon Chief Whip on the other side is not aware that if the programming authority has agreed to it, it goes on the Order Paper.

The SPEAKER: Thank you. Thank you, Chief Whip. Hon member Uys, my understanding, if you could take your seat, is that the matter was discussed and agreed at the Programming Committee on Tuesday, hence the reason for it being on the Order Paper. I was not in Programming, so I cannot attest to that fact, but that is why it is on the Order Paper, but you may.

Mr P UYS: Madam Speaker, whether it is the Programming Authority or any other authority, they cannot give authority for Rule 147(1) and there is a specific process and we have just had it lately with the ad hoc committee that

was introduced. It came to the Programming Authority and of course, we could not entertain it here. It must go via a proper process in terms of a motion before the House. The motion did not go its route, irrespective of the Programming Authority and therefore it cannot be entertained.

The SPEAKER: Thank you, hon member Uys. I would now look to the Chief Whip and the Deputy, in terms of the motion that has been brought.

The DEPUTY SPEAKER: Madam Speaker, I am quite happy to let the motion stand over till next week.

The SPEAKER: Alright. So, on a matter of technicality the motion will now stand over to next week. The next order, the Secretary will read the Order of the Day.

ORDER OF THE DAY

The SECRETARY: Consideration and finalisation of the Western Cape Local Government Laws Rationalisation Bill [B 4B–2017].

The SPEAKER: Then I will have to say I have been informed by the Chief Whip that the Programming Authority resolved again there would be no list of speakers and that parties will now be afforded the opportunity to speak for three minutes on this order. I recognize the ANC, the hon Chief Whip.

†Mnr Q R DYANTYI: Baie dankie ...

[Mr Q R DYANTYI: Thank you ...][Interjection.]

The SPEAKER: Hon member Dyantyi, you have been elevated, the hon Dyantyi.

†Mnr Q R DYANTYI: Baie dankie.

[Mr Q R DYANTI: Thank you.]† Madam Speaker. We want to just make the point that we went through this Rationalisation Bill in our Standing Committee and had a full discussion. I think the point one really wants to make is that it looked like an easy exercise when we do that and we appreciated the lead the Department took, but it is important that as we do this we remind ourselves that what little exercise we are doing, still remains with a lot of scars.

As the ANC we did not take lightly to that exercise, because it brings such memories. Every little piece of law that is being repealed, that takes us back to apartheid, has a lot of meaning to the ANC. I cannot say the same for the DA, even though they are supporting this, but in their hearts that racist DA remains very painful for the repealing of this, because that is part of what they want to entrench in this province and in this country. I thank you, Madam Speaker.

The SPEAKER: Thank you. I see the ACDP if you so wish to speak. ACDP will not speak. The EFF is not here. I see the DA. No? Hon member

Mnqasela?

Mr M MNQASELA: Thank you, Madam Speaker. I must first appreciate the cooperation in the Standing Committee amongst members and all different political parties for supporting this process and supporting this Bill. It was a very thorough, well calculated and well informed process in that it also took into account the views of the public. Municipalities participated, SALGA participated and all of them were quite comfortable with the idea that this Province recognises the very nature of this country and the past and the history of such a very divided South Africa that we all come from.

In healing the wounds of the past we have got to accept that some of the laws are obsolete and therefore not necessary anymore and this DA Government had to lead that process and say, we do not want to have a situation where some laws are seemingly creating a disfavour in some communities.

For instance, there were some laws that said there are certain beaches or certain cemeteries for different race groups, but the reality is we have now moved from that past. We live in the present and in the future and because the DA is a forward-looking organisation ... [Interjections.] that ensures that South Africans are united and work together to bring the South Africa that we yearn for and the South Africa ... [Interjections.]

The SPEAKER: Order.

Mr M MNQASELA: ...that we have remained and I am humbled by the Department and the efforts ... [Interjections.]

The SPEAKER: Order please, member hon Tyatyam.

Mr M MNQASELA: ...and the leadership presented by the Minister and I can only say that as the Standing Committee our role has been that of ensuring that where there is checks and balances, we asked tough questions and all of them were indeed informed by our role here as an oversight body and I thank you very much, Madam Speaker. I support that this Bill be passed by this House and that we all support it. Thank you, very much.

The SPEAKER: Thank you so much. That concludes the declaration on this Bill. Are there any objections to the Bill being finalised? There are no objections. Agreed to. The Secretary will now read the Bill.

The SECRETARY: The Western Cape Local Government Rationalisation Bill.

The SPEAKER: The Bill will now be sent to the Premier for assent. That concludes the business of the day. The House is adjourned. I thank you.

The House adjourned at 18:16.