



Wes-Kaapse Provinsiale Parlement
Western Cape Provincial Parliament
IPalamente yePhondo leNtshona Koloni

Ref: 11/4/7

MINUTES OF PROCEEDINGS

STANDING COMMITTEE ON TRANSPORT AND PUBLIC WORKS

Tuesday, 21 February 2023 (at 09:00), Virtual meeting via MS Teams

PRESENT

Members

Democratic Alliance

America, D (Acting Chairperson)
Sileku, I
Van der Westhuizen, AP

African National Congress

Mvimbi, LL
Nkondlo, ND (Additional)

GOOD

August, S

The following persons were in attendance:

Department of Transport and Public Works

Ms J Gooch, Head of Department
Mr C October, Chief Director: Road Planning

Department of the Premier

Ms A Torr, State Law Adviser

Transjuris Consulting

Mr A Abrahamson

Western Cape Provincial Parliament

Adv R Maasdorp, Legal Adviser
Mr J Coetzee, Procedural Officer
Mr C Morris, ICT Support

1. Election of Acting Chairperson

The Procedural Officer, Mr J Coetzee, welcomed Members and informed the Committee that due to a change in the Committee membership of the Democratic Alliance the Committee proceeded to the election of an Acting Chairperson in accordance with the Western Cape Provincial Parliament's Standing Rule 82(3).

Mr van der Westhuizen moved: That Mr D America be Acting Chairperson.

No further nominations were received.

Motion agreed to.

2. Opening and welcome

The Acting Chairperson opened the meeting and welcomed the members of the Committee, and the officials.

The Acting Chairperson informed the Committee that, at a meeting of 14 February 2023, it had informally agreed to amendments to be effected to the Western Cape Provincial Transport Infrastructure Bill [B 5–2021] and that it be drafted in proper legal and technical style. The Acting Chairperson further informed the Committee that the WCPP Legal Adviser, in consultation with the Department, completed this exercise and submitted the amendments (in the form of an A-list) to the Committee before the meeting of 21 February 2023. It was mentioned that the Committee has therefore concluded the informal stage of considering the Bill and would proceed to the formal stage.

Agreed to.

3. Consideration of the Western Cape Provincial Transport Infrastructure Bill [B 5–2021]

The Acting Chairperson moved: "That in the opinion of the Committee, legislation is desirable to provide for the planning, declaration, design, construction, maintenance, control, management, regulation, upgrading and rehabilitation of roads, railway lines and related transport infrastructure in the Western Cape; and for matters connected therewith and that the bill referred to the Committee be taken as a basis."

Motion put.

AYES - 4: America, D; Sileku, I; Van der Westhuizen, AP; August, S

ABSTAIN – 1: Mvimbi, LL

Motion agreed to.

The Acting Chairperson put the amendments to clause 1 which were agreed to. The Acting Chairperson put clause 1 as amended which was agreed to.

Acting Chairperson put clauses 2 – 9 which were agreed to.

The Acting Chairperson put the amendments to clause 10 which were agreed to. The Acting Chairperson put clause 10 as amended which was agreed to.

The Acting Chairperson put the amendments to clause 11 which were agreed to. The Acting Chairperson put clause 11 as amended which was agreed to.

The Acting Chairperson put clause 12 which was agreed to.

The Acting Chairperson put the amendment to clause 13 which was agreed to. The Acting Chairperson put clause 13 as amended which was agreed to.

The Acting Chairperson put clauses 14 and 15 which were agreed to.

The Acting Chairperson put the amendment to clause 16 which was agreed to. The Acting Chairperson put clause 16 as amended which was agreed to.

The Acting Chairperson put the amendments to clause 17 which were agreed to. The Acting Chairperson put clause 17 as amended which was agreed to.

The Acting Chairperson put clauses 18 - 31 which were agreed to.

The Acting Chairperson put the amendment to clause 32 which was agreed to. The Acting Chairperson put clause 32 as amended which was agreed to.

The Acting Chairperson put clauses 33 - 36 which were agreed to.

The Acting Chairperson put the amendment to clause 37 which was agreed to. The Acting Chairperson put clause 37 as amended which was agreed to.

The Acting Chairperson put clauses 38 - 59 which were agreed to.

The Acting Chairperson put the amendments to clause 60 which were agreed to. The Acting Chairperson put clause 60 as amended which was agreed to.

The Acting Chairperson put clauses 61 and 62 which were agreed to.

The Acting Chairperson put the amendment to clause 63 which was agreed to. The Acting Chairperson put clause 63 as amended which was agreed to.

The Acting Chairperson put clauses 64 - 74 which were agreed to.

The Acting Chairperson put the Schedule to the Bill.

Motion put.

AYES - 4: America, D; Sileku, I; Van der Westhuizen, AP; August, S

ABSTAIN – 1: Mvimbi, LL

Motion agreed to.

The Acting Chairperson put the long title to the Bill which was agreed to.

The Acting Chairperson put the Bill.

Motion put.

AYES - 4: America, D; Sileku, I; Van der Westhuizen, AP; August, S

ABSTAIN – 1: Mvimbi, LL

Motion agreed to.

The Acting Chairperson submitted the Draft Committee Report.

AYES – 4: America, D; Sileku, I; Van der Westhuizen, AP; August, S

ABSTAIN – 1: Mvimbi, LL

Report adopted.

4. Consideration of Draft Committee Minutes

The Acting Chairperson submitted the Draft Committee Minutes of 28 November 2022, which were considered and adopted.

The Acting Chairperson submitted the Draft Committee Minutes of 14 February 2023, which were considered and adopted with amendments.

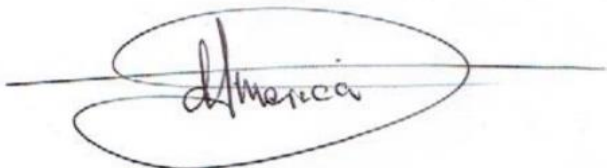
5. General

The Chairperson requested the Procedural Officer to inform the Committee regarding NCOP legislation that the Committee will need to consider. The Procedural Officer informed the Committee that the Economic Regulation of Transport Bill [B 1B–2020] (NCOP) and the National Road Traffic Amendment Bill [B 7B–2020] have been referred to the Committee and briefings would be scheduled as soon as dates have been identified taking into consideration the budget process.

He also indicated that the National Land Transport Amendment Bill [B7F-16] and the Expropriation Bill [B 23B–2020] have not yet been referred to the Committee.

The Chairperson expressed his appreciation to the Members and officials for their contribution to the success of the meeting.

The meeting adjourned at 10:15.

A handwritten signature in black ink, appearing to read 'D. America', is enclosed within a large, hand-drawn oval. The signature is written in a cursive style.

MR D AMERICA, MPP

ACTING CHAIRPERSON: STANDING COMMITTEE ON TRANSPORT AND PUBLIC WORKS