



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

Ref: WCPP 11/4/8

MINUTES OF PROCEEDINGS

**STANDING COMMITTEE ON AGRICULTURE, ENVIRONMENTAL AFFAIRS AND
DEVELOPMENT PLANNING**

Tuesday 21 November 2023 (at 13:00), Virtual Meeting via Microsoft Teams

PRESENT

Members

Democratic Alliance

America, D
Murray, CA
Van der Westhuizen, AP (Chairperson)

African National Congress

Marran, P

GOOD

De Villiers, PT

Apology

Marais, PJ – Member Freedom Front Plus

The following persons were in attendance:

National Department of Transport

Mr D Ntuli, Chief Director - Maritime Transport, Policy Development and Legislation
Mr T Matlala, Acting Deputy Director - Maritime Policy Development and Legislation

Western Cape Department of Environmental Affairs and Development Planning

Ms N Davis-Wolmarans, Director - Pollution and Chemical Management

Western Cape Provincial Parliament

Ms S Niekerk, Procedural Officer
Ms N Mshumpela, Committee Assistant
Mr S Hassam, Information Technology Assistant
Ms C Morris, Information Technology Assistant
Adv A le Roux, Senior Legal Adviser
Mr J Cleophas, NCOP Liaison Officer

1. Opening and welcome

The Chairperson opened the meeting and welcomed the members of the Committee, the departmental officials as well as the officials from the Western Cape Provincial Parliament.

2. Briefing by the National Department of Transport on the Marine Pollution (Prevention of Pollution from Ships) Amendment Bill [B 5—2022] (NCOP)

The National Department of Transport briefed the Committee on the Amendment Bill with specific reference to content, proposed amendments to specific clauses as well as the reasons and impact thereof. A list of affected stakeholders who were consulted during the drafting of the amendment bill was provided to the Committee.

The Committee deliberated.

3. Discussion on the public participation process to be followed in respect of the Marine Pollution (Prevention of Pollution from Ships) Amendment Bill [B 5—2022] (NCOP)

The Chairperson provided the Committee with a proposal for public engagement on the amendment bill that included public participation methods and tools for creating public awareness. The Chairperson informed the Committee that the Climate Change Bill [B 9B—2022] (NCOP) was referred to the Committee and that a briefing on the Bill was scheduled for 29 November 2023.

In light of this, the Chairperson proposed that:

- 3.1 The Marine Pollution (Prevention of Pollution from Ships) Amendment Bill [B 5—2022] (NCOP) and the Climate Change Bill [B 9B—2022] (NCOP) be advertised in print media as one advertisement in all three of the official languages of the Western Cape inviting members of the public to respond on either of the amendment Bills;
- 3.2 Specific stakeholder letters are drafted and circulated to affected stakeholders; and
- 3.3 The legislation is advertised on all WCPP social media platforms, including the WCPP website.

Agreed to.

The Committee further requested that the Chairperson and Procedural Officer determine the appropriate print media publications and identify an appropriate publication date and closing date for comments.

The Procedural Officer provided the Committee with a timeframe for the call for comments in the absence of a Programme from the NCOP Select Committee on Transport, Public Service and Administration, Public Works and Infrastructure regarding the Marine Pollution (Prevention of Pollution from Ships) Amendment Bill. The Procedural Officer informed the

Committee of the due date for Negotiating Mandates in respect of the Climate Change Bill, and also highlighted the additional resources available to the Committee to assist in its public participation process.

4. Resolutions/Actions

The Committee REQUESTED that the national Department of Transport provides it with:

- 4.1 The MARPOL Annexures that are referenced in the Amendment Bill, an accompanying explanation of why these Annexures were not incorporated beforehand and how it would contribute to the legislation by incorporating it now;
- 4.2 The of social impact assessments (if any) conducted which informed the content of the Amendment Bill; and
- 4.3 Information pertaining to the punitive measures introduced in clause 5 of the Amendment Bill with specific reference to how these measures will be enforced, and which courts will have jurisdiction to prosecute if an offence occurs.

5. Consideration and adoption of Draft Committee Minutes

The Chairperson submitted the Draft Committee Minutes of 17, 19, 25 October 2023 at 09:00 and 25 October 2023 at 09:30, which were considered and adopted.

6. Consideration and adoption of Draft Committee Report on the Annual Report discussion of the Department of Environmental Affairs and Development Planning and CapeNature for the 2022/23 financial year

The Chairperson submitted the Draft Committee Report which was considered and adopted.

7. Consideration and adoption of Draft Committee Report on the Annual Report discussion of the Department of Agriculture and Casidra the 2022/23 financial year

The Chairperson submitted the Draft Committee Report which was considered and adopted.

8. General

The Chairperson called the Committee's attention to the Committee Resolution that was taken on 25 October 2023 at 09:30, where it resolved to undertake an oversight visit to the Central Karoo area to focus on specific matters. The Chairperson further informed the Committee that it had visited many projects in other parts of the Western Cape but has not had the opportunity to visit some parts of the vast area of the Karoo.

The Committee agreed that the oversight visit will show respect to and interest in the residents of the area so that they are not marginalised in terms of the Committee's mandate to ensure effective oversight.

Projects that were identified in the meeting of 25 October 2023 at 09:30 were reiterated and expanded upon, and additional projects were suggested and agreed to as follows:

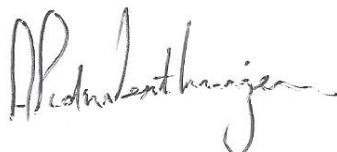
- 8.1 A visit to Murraysburg as the Department of Agriculture appropriated approximately R1.5 million to a garlic project in the area;

- 8.2 A visit to small-scale farmers, farming with livestock who were assisted during the last drought;
- 8.3 Follow up on the assistance that was offered by Department of Agriculture to fight locust swarms;
- 8.4 Exploring the environmental impact of fracking together with the Standing Committee on Finance, Economic Opportunities and Tourism; and
- 8.5 A visit to the Karoo National Park (SANParks) and CapeNature Reserves in the area to do a comparative study with the offering at nature reserves that are managed by national government versus those managed by CapeNature.

9. Closing

The Chairperson expressed his appreciation to the members for their active participation in the meeting and also to the officials for their contribution to the success of the meeting.

The meeting adjourned at 14:20.



MR AP VAN DER WESTHUIZEN, MPP
CHAIRPERSON: STANDING COMMITTEE ON AGRICULTURE, ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

Date:30 November 2023.....