



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**

Wednesday 21 February 2024 (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

The following persons were in attendance:

Members of the Public

Ms D Marlin, Head of Research - Sustainable Seas Trust
Ms T Ginsburg, Researcher - Sustainable Seas Trust

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

Department of Environmental Affairs and Development Planning

Mr Paul Hardcastle, Director - Planning and Policy Coordination
Ms K Marhota, Specialised Environmental Officer
Dr M Louw, Specialised Environmental Officer
Mr R Mehl, Specialised Environmental Officer

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

1. Opening and welcome

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

The Chairperson provided the Committee with the process that was followed to date in terms of the processing of the Marine Pollution (Prevention of Pollution from Ships) Amendment Bill [B 5—2022] (NCOP). The public awareness campaign was highlighted, and feedback was given in respect of the public's response thereto. The Chairperson informed the Committee that an extensive list of stakeholders were identified and notified, and that this list was available on request.

The Committee was further informed that the purpose of the meeting was to discuss the written submissions received on the amendment bill and the national Department of Transport's response thereto, and that this will then place the Committee in good stead to identify and agree to possible amendments to be included in its Negotiating Mandate Report.

2. Deliberation on submissions received in respect of the Marine Pollution (Prevention of Pollution from Ships) Amendment Bill [B 5—2022] (NCOP) and the national Department of Transport's response thereto

The Committee proceeded to the Matrix of Comments that contained all written submissions received and the national Department's response thereto. The national Department placed into context its response to these submissions and highlighted submissions that may be included in the regulations.

The Committee, provincial departmental officials and members of the public were afforded an opportunity to ask questions of clarity and raise concerns to which the national Department responded.

The Committee also raised the matter of the ship that was docked in the Cape Town Harbour carrying 19 000 live cattle from Brazil to Iraq.

The Committee deliberated and highlighted items on the Matrix of Comments to be included in its Negotiating Mandate Report, and agreed to include those items that, in the opinion of the Department of Transport, was better suited to be dealt with in the Regulations.

3. Resolutions/Actions

- 3.1. The Committee RESOLVED that it would write to the national Minister of Transport and the national Department of Transport requesting that consideration be given to the submissions as contained in the Matrix of Comments that were identified by the national Departmental officials as more appropriate to be contained in the Regulations.

3.2 The Committee REQUESTED that the national Department of Transport provides it with a response on the ship that was docked in the Cape Town Port recently, with specific reference to the relevant regulations, legislation or international treaties that would prevent ships from rinsing its decks and washing manure and ammonia into the sea.

4. Consideration and adoption of Draft Committee Minutes

The Chairperson submitted the Draft Committee Minutes of 30 November 2023 at 10:15 and 30 November 2023 at 12:00, which were considered and adopted.

5. Consideration and adoption of Draft Committee Quarterly Report

The Chairperson submitted the Draft Committee Quarterly Report (October 2023 – December 2023), which was considered and adopted and explained the attendance of the minority party members in relation to the portfolio split between Member Marais (Agriculture) and Member De Villiers (Environmental Affairs and Development Planning).

6. General

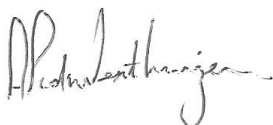
The Chairperson informed the Committee that its programme was exceptionally full and that it would also be considering the budgets shortly. In addition, it had an array of legislation to consider, and the announcement of the election date further impacted on the time available to the Committee to deal with legislation. The Chairperson requested the Procedural Officer to provide the Committee with information pertaining to legislation that was referred to the Committee and an indication of the time-lines available to the Committee to process it.

The Procedural Officer provided the Committee with an update on the Preservation and Development of Agricultural Land Bill [B8B – 2021] (NCOP) and the Marine Oil Pollution (Preparedness, Response and Cooperation) Bill [B 10—2022]. The Procedural Officer further advised that, in the absence of programmes from the relevant NCOP Select Committees, the Chairperson write to the respective Chairpersons in the NCOP requesting clarity on whether their respective Select Committees will be addressing the legislation during the current term or administration so as to avoid unnecessary expenditure and efforts in situations where bills might potentially lapse without further consideration. Agreed to.

7. Closing

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

The meeting adjourned at 14:50.



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

Date:28 February 2024.....