

PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

FRIDAY, 4 SEPTEMBER 2020

COMMITTEE REPORTS

1. ANNUAL ACTIVITY REPORT 2019/2020 OF THE STANDING COMMITTEE ON COMMUNITY SAFETY, CULTURAL AFFAIRS AND SPORT FOR THE PERIOD OF 1 APRIL 2019 TO 31 MARCH 2020

The Standing Committee on Community Safety, Cultural Affairs and Sport, conducts oversight over multiple portfolios. The Committee's membership is different for each of the two main portfolios, that is, matters related to Community Safety and matters related to Cultural Affairs and Sport.

Members

The Committee overseeing the Cultural Affairs and Sport portfolio comprised of the following members.

Mr RI Allen (Chairperson) (DA)
Ms AP Bans (ANC)
Mr G Bosman (DA)
Ms LJ Botha (DA)
Mr PJ Marais (FFP)

Alternate Members

Mr G Brinkhuis (Al Jamaa-Ah)
Mr M Kama (ANC)
Mr RD Mackenzie (DA)
Ms WF Philander (DA)
Mr AP Van Der Westhuizen (DA)_
Ms R Windvogel (ANC)
Mr M Xego (EFF)

The Committee overseeing the Community Safety portfolio comprised of the following members.

Mr RI Allen (Chairperson) (DA)
 Mr G Bosman (DA)
 Ms LJ Botha (DA)
 Mr FC Christians (ACDP)
 Mr M Kama (ANC)

Alternate Members

Mr G Brinkhuis (Al Jamaa-Ah)
 Ms PZ Lekker (ANC)
 Mr A Lili (ANC)
 Mr RD Mackenzie (DA)
 Ms WF Philander (DA)
 Mr AP Van Der Westhuizen (DA)
 Ms R Windvogel (ANC)
 Mr M Xego (EFF)

Additional Members

Ms AP Bans (ANC)
 Ms R Windvogel (ANC)
 Mr PJ Marais (FFP)

Additional Members in this report refers to Members who have not been ATCd as being permanent or alternate members of the Community Safety portfolio but have been active across committee activities.

The Standing Committee on Community Safety, Cultural Affairs and Sport, reports on its 2019/20 annual activities, as follows:

1. Introduction

The mandate of the Committee, is to:

- a. Maintain oversight over the Executive and other stakeholders responsible for community safety, cultural affairs and sport, in the province.
- b. To hold the Department of Community Safety, the Western Cape Police Ombudsman and the South African Police Service accountable. To also hold accountable the Department of Cultural Affairs and Sport, and its Entities (Western Cape Language Committee, Western Cape Cultural Commission and Heritage Western Cape).
- c. To consider and report on legislation and other matters referred to it by the Speaker.
- d. To monitor the implementation of legislation.

In the fulfilment of its mandate, the Committee:

- e. Facilitated public participation in the legislative and other processes of the Committee.
- f. Conducted its business in a fair, open and transparent manner.
- g. Promoted cooperative governance.
- h. Reported regularly to the House.

The Committee deals with two distinct portfolios, the report will detail the activities per portfolio.

2. Reporting Departments

- 2.1. The Department of Community Safety.
- 2.2. The Department of Cultural Affairs and Sport, and its Entities (Western Cape Language Committee, Western Cape Cultural Commission and Heritage Western Cape).

3. Cultural Affairs and Sport portfolio

During the year, the Standing Committee on Community Safety, Cultural Affairs and Sport (Cultural Affairs and Sport Portfolio) held 11 briefings and conducted one oversight visit. The Committee also participated in two Social Cluster Oversight Visit Weeks.

The Committee was formally constituted on 4 June 2019. Its first meeting however was only held on 8 August 2019 and focused on the Department of Cultural Affairs and Sport's (hereafter the Department) Annual Performance Plan for 2019/20. Also in August, the Committee was briefed on the roles and responsibilities of the Heritage Western Cape (HWC) Council. Following this briefing, the Committee proceeded to discuss the shortlisting of nominees to serve for the Council's new term. The Committee resolved on the processes that it would follow to shortlist nominees. In September 2019, the Committee finalised its list of nominees, and submitted the list the Provincial Minister of Cultural Affairs and Sport from which she would appoint the new Council.

The Committee participated in the cyclical review period and duly discussed the 2018/19 Annual Reports of the Department, and its three Entities. These Entities include the Heritage Western Cape, the Western Cape Language Committee and the Western Cape Cultural Commission. The Committee then also discussed the 2018/19 Adjustments Appropriation for these stakeholders.

The Committee formed part of two Social Cluster Visit Weeks. The first was conducted during August 2019 in Laingsburg. The Committee led the delegation at the Laingsburg Library. Although the Library has obvious spatial limitations, there were several activities for its membership. During the second visit week in February 2020, the Committee Members led the delegation at the Diazville Primary School's MOD centre. There were several sporting positives highlighted during the visit, and the engagement with MOD centre officials also brought to the fore the challenges faced at the school.

Also in February 2020, the Committee, along with several other social cluster committees, visited the premises of the Waves For Change organisation in Muizenberg. The organisation provides surf therapy to learners from traumatic and disadvantaged backgrounds. Through the use of surf therapy, Waves For Change reinforces positive behavioural changes and creates a safe space for learners to gain confidence and build their self-esteem to make better informed life choices, despite the impoverished and traumatic circumstances wherein they live.

The Committee closed off the financial year by engaging with the Department to discuss the budget allocations for Vote 13: Cultural Affairs and Sport, in the Schedule of the Western Cape Appropriation Bill [B3-2020].

4. Overview of activities for the Cultural Affairs and Sport portfolio

Number of Committee Meetings:	11
Number of Public Hearings:	3
Number of Oversight Visits:	1
Number of Cluster Visit Weeks:	2
Number of International Visits:	0

5. Community Safety portfolio

During the year, the Standing Committee on Community Safety, Cultural Affairs and Sport (Community Safety Portfolio) held 13 briefings and conducted one oversight visit on matters related to community safety. The Committee also participated in two Social Cluster Oversight Visit Weeks.

The Committee was formally constituted on 4 June 2019. Its first meeting however was only held on 8 August 2019 and focused on the Department of Community Safety's (hereafter the Department) Annual Performance Plan for 2019/20. Later that month the Department presented on its Policing Needs and Priorities (PNP) programme for 2019/20. The programme is a set of engagements between the Department, and stakeholders concerned with community policing structures, in order to formulate needs based safety plans for each of the 16 policing clusters.

Also during August 2019, the Committee participated in the Social Cluster Visit Week to Laingsburg. The Committee led the delegation to the Laingsburg South African Police Service (SAPS) station. The visit highlighted several areas of concern that hinder the capacity of the Laingsburg SAPS including the staffing complement, vehicle fleet management, and the size of its policing cluster. Other visits included social cluster sites such as a hospital, school and social development structures.

The Committee conducted an oversight visit to the Chrysalis Academy based in Tokai. The Academy offers modular programmes to youth at risk and aims to instill discipline, enhance holistic well-being and equip learners for employment opportunities after graduation from the programme. The Committee also attended the graduation of Bravo-19 learners.

During October 2019, the Department presented an update on the implementation of Sections 19 and 21 of the Western Cape Community Safety Act (2013), specifically on its report on police efficiency and effectiveness for 2018/19. Through this meeting, the Committee ensured that it conducted thorough oversight on the implementation of existing legislation. The Committee also invited the Western Cape Police Ombudsman (WCPO) to present on its 2018/19 Annual Report. Additionally, the WCPO presented its investigative report on police efficiency in the Overstrand area. The report highlighted, inter alia, the severity of the illegal maritime life crimes, specifically abalone poaching and the related policing resource deficiencies to effectively combat and prevent such crimes.

The Committee participated in the cyclical Annual Report and Adjustments Appropriation periods between October and November 2019. Committee activities included the discussion on the Department and the Western Cape Liquor Authority's

2018/19 Annual Reports and its Adjustments Appropriation Bill process for 2019/20, and the 2018/19 Annual Reports of the Western Cape SAPS. The SAPS Annual Report briefing was divided into two meetings, the second of which was held in February 2020, due to previous time constraints. It was at this meeting that the Committee met and formally welcomed the then newly appointed Police Commissioner for the Western Cape, Lt Gen Y Matakata. Engagements with the SAPS also reinforce the Committee's undertaking to ensure the implementation of appropriate legislation, namely, Section 207 of the Constitution of the Republic of South Africa, as well as Sections 66, 67 and 74 of the Western Cape Constitution.

During February 2020, the Committee participated in a Social Cluster Visit Week to the West Coast District. The Committee led the delegation at the Saldanha SAPS. At this engagement, several key concerns were raised about policing capacity within the relevant clusters in the District. Committee members were also present at other sites visited during this week which included schools, hospitals and social development centres. The Committee also met with the Department and Neighbourhood Watches based in Mitchells Plain. The Community Police Forums active in Mitchells Plain were also invited to attend the interaction. The meeting was a platform for the Committee to better understand the roles and expectations of each stakeholder responsible for community based crime prevention and policing structures.

The Committee deliberated on and finalised its report on Vote 4: Community Safety, in the Schedule of the Western Cape Appropriation Bill [B 3–2020].

6. Overview of activities for the Community Safety portfolio

Number of Committee Meetings:	13
Number of Public Hearings:	3
Number of Oversight Visits:	1
Number of Cluster Visit Weeks:	2
Number of International Visits:	0

7. Legislation

During the 2019/20 financial year, the Committee dealt with the following items of legislation:

8. Provincial bills

- 8.1. Vote 4: Community Safety in the schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019].
- 8.2. Vote 13: Cultural Affairs and Sport in the schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019].
- 8.3. Vote 4: Community Safety in the Schedule to the Western Cape Appropriation Bill [B3 –2020].
- 8.4. Vote 13: Cultural Affairs and Sport in the Schedule to the Western Cape Appropriation Bill [B 3 –2020].

9. Facilitation of public Involvement and participation

In line with the Committee's mandate to facilitate public participation as part of the legislative process, members of the public were invited to participate in the consideration of and deliberations on:

- 9.1. The Annual Report of the Department of Community Safety, the Western Cape Police Ombudsman and the South African Police Service in the Western Cape; and, the Department of Cultural Affairs and Sport, and its Entities (Western Cape Language Committee, Western Cape Cultural Commission and Heritage Western Cape).
- 9.2. The deliberations on Vote 4: Community Safety in the Schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019].
- 9.3. The deliberations on Vote 13: Cultural Affairs and Sport in the Schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019].
- 9.4. The deliberations on Vote 4: Community Safety in the Schedule to the Western Cape Appropriation Bill, [B 3–2020].
- 9.5. The deliberations on Vote 13: Cultural Affairs and Sport in the Schedule to the Western Cape Appropriation Bill, [B 3–2020].

10. Financial particulars

The Standing Committee was allocated an amount of R100 000.00 and following all expenditure, spent R110 717. The budget was spent on the advertisements for the annual report meetings and during the deliberations on Votes 4 and 13 in the Schedule to the Western Cape Appropriation Bill. The Committee invited the public and notified them of their democratic responsibility to participate in the committee activities. Furthermore, the Committee incurred cost during the Social Cluster Visit Weeks to Laingsburg and to the West Coast District.

2. Annual Activity Report of the Standing Committee on Health for the 2019/20 financial year.

PRESENT

Members:

Democratic Alliance

Philander, WF (Chairperson)

Allen, RI

Botha, LJ

African National Congress

Windvogel, R

Economic Freedom Fighters (EFF)

Xego, M

Alternate Member

Bans, AP (ANC)

1. Introduction

The mandate of the Committee is to:

- 1.1 Maintain oversight over the Executive.
- 1.2 To keep the Department of Health accountable to it.
- 1.3 To consider and report on legislation and other matters referred to it by the Speaker.
- 1.4 To monitor the implementation of legislation.

In the fulfilment of its mandate, the Committee:

- 1.5 Facilitated public participation in the legislative and other processes of the Committee.
- 1.6 Conducted its business in a fair, open and transparent manner.
- 1.7 Promoted cooperative governance.
- 1.8 Reported regularly to the House.

2. Reporting departments

- 2.1 Department of Health

3. Overview of committee activities

Number of committee activities	13
Number of public hearings	3
Number of oversight visits	2
Number of cluster visit weeks	2
Number of international study tours	0
Number of provincial Bills considered	0
Number of NCOP visit weeks	0
Number of NCOP Bills considered	0
Number of committee briefing meetings	6
Workshops or conferences attended	0

4. Committee activities

During the month of August 2019, the Committee was briefed by the Department of Health on the mandate of the Forensic Pathology Service (FPS) in terms of the Regulations regarding the provision of Forensic Pathology Service in the Province. The briefing covered the following areas: the statistics of the cases logged from 1 April 2018 to 31 March 2019; the service pressures within the FPS; the circumstances of homicide deaths in the province from 2017 to 2019; statistics of weekend homicide case admissions; status of FPS at Tygerberg and Salt River Forensic Pathology Laboratories (FPL); staffing establishment in the provincial FPS and the progress made in building the new Forensic Pathology Laboratory in Observatory.

The Committee was also briefed by the Department of Health on the status of the Emergency Medical Services in the province. The presentation focussed on trauma incident types contributions in the City of Cape Town during the 2019/20 financial year; top 10 areas where trauma incidents occur in the City of Cape Town; top 10 areas where

gunshots incidents occur in the City of Cape Town in 2019; the comparison of the red zone areas; the EMS incident timeline; the anatomy of a call performance impact; mission time and the EMS strategies in the province.

In August 2019, the Committee visited the Kayamandi Community Clinic. This visit was scheduled after the Committee received numerous reports from community members about the challenge of space in this facility. During the visit, the Committee noted that infrastructure was a major challenge at the Clinic and it was reported that the Department of Health was struggling to acquire land to build a new clinic, inadequate space, and high staff turnover were also reported as challenges.

In August 2019, the Committee was part of the Social Cluster visit week in Laingsburg.

In September 2019, the Committee was briefed by the Department of Health which focussed on the difference between the provincial Universal Health Coverage (UHC) and the National Health Insurance (NHI).

In February 2020, the Committee was part of the Social Cluster visit week in the West Coast district.

During the financial year under review, the Committee deliberated on the Annual Report of the Department of Health. The Committee also deliberated on Vote 6: Health, in the schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019] and on Vote 6: Health, in the Scheduled to the Western Cape Appropriation Bill [B 3–2020].

5. Legislation

During the 2019/20 financial year, the Committee dealt with the following pieces of legislation:

5.1 Provincial bills

- 5.1.1 Vote 6: Health in the schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019].
- 5.1.2 Vote 6: Health in the Schedule to the Western Cape Appropriation Bill [B 3 – 2020].

6. Facilitation of public Involvement and participation

In line with the Committee's mandate to facilitate public involvement in its activities, members of the public were invited to participate during its deliberations on:

- 6.1 The Annual Report of the Department of Health;
- 6.2 The deliberations on Vote 6: Health in the Schedule to the Western Cape Adjustments Appropriation Bill [B 6–2019].
- 6.3 The deliberations on Vote 6: Health in the Schedule to the Western Cape Appropriation Bill, [B 3–2020].

7. Financial particulars

The Standing Committee was allocated an amount of R100 000.00. The budget was spent on the advertisements and logistical arrangements for the annual report meeting and for the legislation dealt with by this committee. Furthermore, the Committee incurred costs during the Social Cluster Visit Weeks to Laingsburg and the West Coast Region.