

MINUTES OF PROCEEDINGS

OF THE

PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

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THURSDAY, 12 MAY 2022

1. The House met at 14:15.
2. The Temporary Chairperson (Ms W F Kaizer-Philander) took the Chair and read the prayer.
3. [14:16] The Temporary Chairperson (Ms W F Kaizer-Philander) made a general announcement regarding the sitting of the Western Cape Provincial Parliament in accordance with Rule 1A of the Standing Rules pertaining to Members in remote attendance by electronic means.
4. [14:18] The Chief Whip moved without notice: That, notwithstanding the provisions of Rule 20(1), precedence be given to the Subject for Discussion.
Agreed to.
5. [14:20] The House discussed the following subject in the name of Hon C M Dugmore:
The commitment to a non-racial and united South Africa.
Debate concluded.
6. [15:30] Interpellations
7. [16:06] Questions.
8. [17:06] Statements by Members.
9. [17:31] Response to statements by Members by Ms D A Schäfer, Minister of Education.
10. [17:35] Motions with Notice (*in accordance with Standing Rule 151*).
The Temporary Chairperson made an announcement in accordance with the new Standing Rule 151, all Notices of Motion by Members are required to be delivered to the Secretary for placing on the Order Paper. These motions, duly submitted, will be published on the Order Paper.
11. [17:36] Motions without Notice (*in accordance with Standing Rule 150*).
12. Mr F C Christians moved without notice: That the House celebrates with the Cape Muslim and Slave Museum at receiving a national accolade as the “Preferred Heritage Destination” at the Golden Shield Heritage Awards of 2022; notes that the *Cape Times* of 28 March 2022 reports that this award, coming a few months after the launch of the museum, is a great accolade for the museum; and wishes them well for the future.

Agreed to.

13. Mr R D Mackenzie moved without notice: That the House welcomes the funding of 100 matric learners from Mitchells Plain and surrounds to gain their driver's licences by the Wheatfield Estate Foundation Trust; and notes that the funding provided for this project will enable these learners from Mitchells Plain and the surrounding areas to gain a vital life skill, which will assist them as they embark on their careers and access job opportunities.

Agreed to.

14. Ms R Windvogel moved without notice: That the House notes with pride that Tayden MacKenzie, a Grade 6 learner at the Laerskool Kleinmond in the Overberg, a young star chess player who has won numerous chess competitions, was selected as part of the national chess team that represented South Africa at the World Cadet & Youth Rapid and Blitz Chess Championship in Greece between 29 April and 3 May 2022; notes that he returned home to a hero's welcome on Thursday 5 May 2022 after flying the South African flag high and representing the Western Cape well at the competition; and congratulates him for representing the country and province well at the international competition.

Agreed to.

15. Mr D America moved without notice: That the House expresses its condolences on the passing away of an Intercape bus driver, Mr Bangikhaya Machana, a 35-year-old man from Lower Crossroads, who succumbed to his injuries days after being admitted to hospital as a result of an extortion and intimidation from taxi associations in Cape Town of the Intercape Bus Company; recognises the years of service that the victim provided to the Western Cape province's transportation services; and sends condolences to his family and loved ones.

Agreed to.

16. Ms N G Bakubaku-Vos moved without notice: That the House notes with deep sadness the untimely passing away of 23-year-old Lelethu Nyalasa from Khayamandi in Stellenbosch on Tuesday morning following a short illness; and commiserates with her family and loved ones.

Agreed to.

17. Mr A P van der Westhuizen moved without notice: That the House congratulates the Western Cape Department of Agriculture and commodity partners on successfully extending their memorandum of understanding for another three years; and notes that this extension will benefit new farmers by providing them with training and mentorship programmes that will allow them to grow in the industry.

Agreed to.

18. Ms P Z Lekker moved without notice: That the House notes with sadness that the search for the missing Cape Town biker, Wonderboy Hleza (51), from Brackenfell, who went missing on 26 April, came to an abrupt end on Thursday afternoon after the SAPS search team found his body at the Du Toitskloof Pass; conveys sincerest condolences to his family and loved ones; and calls on the SAPS to leave no stone unturned in investigating the murder and bringing the perpetrators to book.

Agreed to.

19. Ms W F Kaizer-Philander moved without notice: That the House extends its condolences on the passing away of “Getroud met rugby” actor Rinaldo Hendricks who tragically lost his life in a car accident on 30 April 2022; notes the Paarl-born actor’s contributions to the arts sector; and wishes Mr Hendricks’s family, friends and the arts fraternity strength during this difficult time.
- Agreed to.
20. Ms W F Kaizer-Philander moved without notice: That the House congratulates Councillor Patrick Daniels on his by-election victory in ward 2 in Wolseley on 20 April 2022; and notes that Mr Daniels’s wealth of experience and commitment to the DA’s values will ensure that he works in the best interests of his constituents.
- Agreed to.
21. Ms W F Kaizer-Philander moved without notice: That the House congratulates the Witzenberg Municipality on achieving a 96% Green Drop Score during the 2021 review of the state of the country’s wastewater infrastructure and management; notes that Witzenberg was the top performing municipality in the province and the country under the year in review; and acknowledges the positive impact that good governance can have on the quality of services and resources available to the people of the Western Cape.
- Agreed to.
22. Mr M Xego moved without notice: That the House welcomes the restoration of the Elfindale land in Diep River back to the Brickles family following 84 years of dispossession; notes that the family was dispossessed of their land by Punt farmers back in 1938 and later forcefully removed while their properties were demolished; notes that, when they applied for restitution later on, they were offered settlements raging from R40 000 and later this amount increased to R250 000, which they refused as they insisted on getting their land back; notes that finally in the year 2022 their resilience paid off as they got their land back; and calls on all those who were previously dispossessed of their land, such as the Brickles family, to fight hard to get their land back and not trade money for land.
- Agreed to.
23. Ms N Makamba-Botya moved without notice: That the House takes note of the heroics displayed by Sister Diane Seale, an operational nurse manager at New Somerset Hospital in Cape Town; notes that this comes after Sister Seale went beyond her scope of duty by disarming and calming down an assailant who entered the hospital and proceeded to shoot and kill three people; notes that Sister Seale managed to speak to the perpetrator to calm him down until the police arrived at the scene of crime to arrest the murderer; and notes that we need more people such as Sister Seale in the government who will tackle issues with bravery while producing outstanding outcomes, as her conduct assisted in saving lives that could have been lost.
- Agreed to.
24. Mr R D Mackenzie moved without notice: That the House wishes all nurses a happy International Nurses’ Day today; notes that this year marks a time of stabilisation and return to normal following more than two years of battling the COVID-19 pandemic; notes that, when others were in lockdown, our nurses joined the more than 32 000 healthcare workers in putting their lives in danger to continue providing the essential services that saved countless lives; and notes that we are forever grateful to our nurses who work tirelessly to deliver quality healthcare in the province.

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Agreed to.

25. Mr M K Sayed moved without notice: That the House commends the community activists in Moorreesburg for bringing the learner transport challenges associated with a particular bus operator to the ANC's attention; thanks the officials of the WCED for swiftly resolving the matter after we raised it as a motion in this House last week; and welcomes the fact that the learners are now being transported on the said busses after having been stranded last week Thursday.

Agreed to.

26. Ms R Windvogel moved without notice: That the House notes with concern that the Western Cape is getting closer to a fifth wave of COVID-19 with over 10 000 active cases and over 287 hospitalisation and over 40 patients in ICU; warns the people to be vigilant and abide by the COVID-19 safety protocols; and calls on the people, especially young people, to get vaccinated as this is our best weapon to defeat the virus.

Agreed to.

27. Mr M Kama moved without notice: That the House notes with grave concern and expresses deep shock and sadness about the latest mass murder; condemns the fatal shooting of six people in Site C, Khayelitsha, on Sunday evening; notes with concern that the pattern of these mass murders, mainly in informal settlements, places a spotlight on the need to address environmental design and the causative factors of violent crimes; calls on police to speed up investigations to bring the perpetrators to book; and conveys sincerest condolences to all the bereaved families.

Agreed to.

28. Mr M Kama moved without notice: That the House joins the world in mourning the death of Marcelo Pecci, a high-profile prosecutor who fought against organised crime and drug trafficking in his home country of Paraguay; notes that he was shot dead this week during his honeymoon in Colombia in front of his pregnant wife; notes further with concern that the cowardly murder of Pecci brings back sad memories of the assassination of detective Charl Kinnear in 2020 and places the spotlight on the safety concerns of our dedicated and hardworking police officers, detectives and prosecutors who are an irritation to gangs and organised crime; and calls on police top brass to prioritise the safety of officers, particularly those leading the Anti-Gang Unit and those fighting against organised crime.

Agreed to.

29. Mr M Kama moved without notice: That the House notes with concern the allegations of statutory rape levelled against a foreign national from Parklands that were widely circulated on social media this week; notes further that, in the video and voice clips that were widely circulated, underage girls were allegedly recorded as having sexual intercourse with an old foreign national man in exchange for money and alcohol; notes further that the action of this man constitutes statutory rape and therefore must be prosecuted; welcomes the SANCO Parklands branch for opening a criminal case of statutory rape against the alleged perpetrator; and calls on the police to investigate the matter speedily and to offer psychosocial support to the young girls who are the victims in this matter.

Agreed to.

30. [18:09] Draft Resolution

(1) Ms M M Wenger: That the House in terms of Rule 119 of the Standing Rules appoints an ad-hoc committee to investigate and report on:

- (a) The appropriateness of the number of seats allocated to the Western Cape Provincial Parliament more than 20 years ago, given the population growth and the movement of people across provinces; and
 - (b) whether the current number of seats is sufficient to represent the people of the Western Cape optimally.
- (2) The Committee shall consist of 15 Members appointed in accordance with Rule 120 of the Standing Rules with the membership allocated as follows:
- (a) Democratic Alliance: 8 Members
 - (b) African National Congress: 2 Members
 - (c) Economic Freedom Fighters: 1 Member
 - (d) GOOD: 1 Member
 - (e) African Christian Democratic Party: 1 Member
 - (f) Freedom Front Plus: 1 Member
 - (g) Al Jama-ah: 1 Member
- (3) The names of the Members representing the aforementioned political parties must be submitted to the Speaker of the Western Cape Provincial Parliament as soon as possible for publication in the ATC.

Debate concluded.

Question put: That the draft resolution moved by the Hon Member Wenger be adopted.

Question agreed to.

Draft Resolution agreed to.

31. The House adjourned at 18:20.

Ms M Goldstone
Acting Secretary to Provincial Parliament