

MINUTES OF PROCEEDINGS

OF THE

PARLIAMENT OF THE PROVINCE OF THE WESTERN CAPE

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THURSDAY, 6 MAY 2021

1. The House met at 14:15.
2. The Speaker took the Chair and read the prayer.
3. [14:19] The Speaker 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. [14:21] The Chief Whip of the Majority Party (Ms M M Wenger) moved: That the Western Cape Provincial Parliament recognises the invaluable contributions of Reverend Courtney Sampson to help shape and promote our democracy while serving in the role as Western Cape provincial head of the Electoral Commission of South Africa (IEC).

In 1994, at the advent of our country's democracy, Rev Sampson began his journey of more than two decades at the helm of the IEC in the Western Cape. During his tenure Rev Sampson was an advocate for voter rights and often spoke about the important role of young voters in continuing our democracy. We are grateful for his unwavering service to the Western Cape and the country after presiding over six elections.

Furthermore, that we welcome and wish Mr Michael Hendrickse the very best as he takes on the role as the new Western Cape IEC provincial head.

Declarations made on behalf of the ANC, EFF, GOOD, ACDP, FF Plus, Al Jama-ah and DA.

Motion agreed to.

5. [14:43] The Speaker welcomed in the Chamber a delegation of five directors and three deputy directors from the Nigerian Ministry of Foreign Affairs and wished them well in their further endeavours.
6. [14:45] Interpellations.
7. [15:43] Questions.

8. [16:43] The Deputy Speaker gave a ruling on a point of order raised by the Hon Mackenzie on the utterances made by the Hon Kama regarding the Liquor Authority and alleged threats in the House during the debate on 30 March 2021.
9. [16:45] The Deputy Speaker gave a ruling on a remark made by the Hon Minister Fritz during the debate on 30 March 2021 and requested Hon Minister Fritz to withdraw the remark.

The Hon Minister Fritz withdrew his remark.

10. [16:48] Questions to the Premier without Notice.
11. [17:10] Statements by Members.
12. [17:35] Motions with Notice (*in accordance with Standing Rule 151*).

The Deputy Speaker 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.

13. [17:36] Motions without Notice (*in accordance with Standing Rule 150*).

Mr D America moved without notice: That the House congratulates the top financially sustainable municipalities as stated in the recent independent Ratings Afrika report; notes that this further confirms that our province is home to some of the best performing municipalities in the country as the top five municipalities situated in the Western Cape are Mossel Bay, Saldanha Bay, City of Cape Town, Swartland and the Overstrand; and especially notes that, out of all of the eight metropolitan municipalities in South Africa, it is only the City of Cape Town that is regarded as in a financially sustainable position.

Agreed to.

14. Ms P Z Lekker moved without notice: That the House notes the sudden passing of Mama Kiki Rwexama after a short illness; notes that she was a stalwart leader of the ANC and its Women's League; and sends condolences to her family. Hamba Kahle Mbokodo, Hamba Kahle Qawekazi Malibongwe.

Agreed to.

15. Ms M M Wenger moved without notice: That the House congratulates filmmaker Craig Foster and producers Pippa Ehrlich and James Reed for winning an Academy Award ("Oscar") in the category of Best Documentary; notes that this highest prestige award in the film industry with global recognition for *My octopus teacher* was filmed in False Bay, Cape Town, and showcases the talent and resilience of the Western Cape film industry; and notes that this remarkable Netflix documentary allowed the world a unique insight into the life of an octopus and serves as a reminder of the fragility of life and our shared responsibility to preserve and protect Mother Nature.

Agreed to.

16. Ms L J Botha moved without notice: That the House extends its sincere condolences to the family, friends and colleagues of former Councillor Jannie Meyer; and notes that he will be remembered for his invaluable contributions and service in the Citrusdal–Cederberg area through his active community leadership. May he rest peacefully.

Agreed to.

17. Ms L J Botha moved without notice: That the House extends its sincere condolences to the family, friends and colleagues of branch chairperson and community activist, Mr Jakobus April; his nearest family members are in our thoughts and prayers; and we will remember him for his valuable contribution at the Graafwater branch and the broader Cederberg community.
Agreed to.
18. Mr R I Allen moved without notice: That the House notes the launch of the Youth Safety Ambassador Programme by the Department of Community Safety; wishes those employed through this programme well in their work; and further notes their contribution to violence prevention strategies in our province, particularly in the areas vulnerable to crime.
Agreed to.
19. Ms W F Philander moved without notice: That the House extends sincere condolences to the family, friends and colleagues of the beloved book publisher, Nadia Goetham, from Jacana Media Publishers in Paarl; and wishes to honour her work, particularly her efforts to develop talent in others and to encourage young black authors. Her nearest family members are in our thoughts and prayers.
Agreed to.
20. Mr R I Allen moved without notice: That the House congratulates the Western Cape Department of Cultural Affairs and Sport on the handing over of R12,9 million to 145 affiliated sports federations in the province; notes that the sport sector has suffered immensely due to the lockdown restrictions and that the funding by the Department is much-needed support to grow the sector once again; and further calls on the House to note that this funding will have a positive impact on youth development.
Agreed to.
21. Ms P Z Lekker moved without notice: That the House sends its condolences to family, friends and comrades of the late Lonwabo Jack; further notes that the Western Cape has a bloody history of murders of LGBTIQ+ members; and calls on the provincial government to reveal what it is doing for this vulnerable community.
Agreed to.
22. Mr D G Mitchell moved without notice: That the House expresses its deepest condolences to the family, friends and colleagues of the late Councillor Monty Oliver; notes that Councillor Oliver was first elected as the councillor for ward 63 in the City of Cape Town in 2000 and occupied the position with inspirational leadership until his passing; notes that during his tenure as a public servant he served in the following structures: as a member of the City's Sports and Recreation Portfolio Committee; as the Subcouncil 18 Chairperson (2011–2016); as a member of the City's Economic Opportunities and Assets Management Portfolio Committee (2016–2021); and as an Assistant Whip for the City of Cape Town's DA caucus for five years; notes that the residents of Cape Town, particularly those of ward 63, are grateful for his dedication to service delivery and to ensuring that the community was well looked after; and noted that he leaves a legacy of integrity and dignity.
Agreed to.

23. Mr L L Mvimbi moved without notice: That the House commiserates with the family, friends and comrades of the late mass democratic movement stalwart and committed non-racialist, Prof Graeme Bloch, husband of former ANC Deputy Secretary General, Cheryl Carolus; notes that he was an educationist of note; and salutes him for his courage, integrity, commitment and role in making the first democratic South Africa a reality.

Agreed to.

24. Ms N Makamba-Botya: That the House notes with disgust and disdain the conduct of police officers in Khayelitsha who told a woman to go investigate her own case when she tried to open a case of rape; notes that the police officers in question are alleged to have told the woman in question that she appeared too calm to claim that she was raped; notes that gender-based violence is a serious issue and social ill that continues to cripple our country daily; and calls for an investigations to be initiated of the police officers involved and that they be suspended with immediate effect.

Agreed to.

25. Mr P Marran moved without notice: That the House notes the success a Boland couple had with their home-grown extra virgin olive oil that was found to be the best on the continent, as well as one of the best in this country, at various local competitions; and wishes Dr Gerhard and Ciska du Toit of Villiersdorp all the best with the results of their present crop.

Agreed to.

26. Mr P J Marais moved without notice: That the House calls on the Premier to consider conferring the responsibility for poverty eradication and alleviation on all the Ministers in this Cabinet as it should not just be the function of social services, but the responsibility of each Minister to have a policy on poverty alleviation and eradication.

Agreed to.

27. Mr G Brinkhuis moved without notice: That the House wishes all the Muslims around the world well for the month of Ramadan; and may they have a Ramadan Mubarak, and may they enjoy the month of Ramadan as well as the day of Eid al-Fitr.

Agreed to.

28. Ms N Makamba-Botya: That the House calls on Premier Allan Winde to institute a qualification screening process of members of his own provincial Executive and going down to the departmental office-bearers in the provincial government; notes that lying about obtaining qualifications that one does not possess is not only a criminal offence in this country but an infringement of various provisions of the Executive Members' Ethics Act, 1998 (Act 82 of 1998); and notes that those found to have committed such an offence bring the entire governance structure into disrepute.

Agreed to.

29. [17:53] FIRST ORDER

Consideration of Report of the Standing Committee on Finance, Economic Opportunities and Tourism on the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020], dated 31 March 2021 (see Announcements, Tablings and Committee Reports, No 35, dated 7 April 2021, p 159).

Declarations made on behalf of the ANC and DA.

Question put: That the Report of the Standing Committee on Finance, Economic Opportunities and Tourism on the Western Cape Nineteenth Gambling and Racing Amendment Bill [B 1–2020], dated 31 March 2020 be adopted.

Abstain – 2: ACDP and Al Jama-ah

Question agreed to.

The Report accordingly adopted.

30. [18:04] SECOND ORDER

Consideration of Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Upgrading of Land Tenure Rights Amendment Bill [B 6B–2020] (NCOP), dated 12 April 2021 (see Announcements, Tablings and Committee Reports, No 37, dated 13 April 2021, p 188) (ratification of final mandate).

Declarations made on behalf of the ANC, GOOD, ACDP and DA.

Question put: That the Report of the Standing Committee on Agriculture, Environmental Affairs and Development Planning on the Upgrading of Land Tenure Rights Amendment Bill [B 6B–2020] (NCOP), dated 12 April 2021, be adopted.

Abstain – 3: EFF and Al Jama-ah and FF Plus

Question agreed to.

The Report accordingly adopted.

31. [18:19] THIRD ORDER

Consideration of Report of the Public Accounts Committee on the 2019/20 annual reports of the 12 departments of the Western Cape Government (WCG), including their entities, dated 25 March 2021 (see Announcements, Tablings and Committee Reports, No 40, dated 23 April 2021, p 192).

Declarations made on behalf of the ANC and DA.

Question put: That the Report of the Public Accounts Committee on the 2019/20 annual reports of the 12 departments of the Western Cape Government (WCG), including their entities, dated 25 March 2021, be adopted.

Question agreed to.

The Report accordingly adopted.

32. The House adjourned at 18:25.