

No 36 – 2016] THIRD SESSION, FIFTH PARLIAMENT

REPUBLIC OF SOUTH AFRICA

MINUTES OF PROCEEDINGS

OF

NATIONAL ASSEMBLY

THURSDAY, 3 NOVEMBER 2016

1. The House met at 14:01.
2. The Speaker took the Chair and requested members to observe a moment of silence for prayer or meditation.
3. [14:03] The Chief Whip of the Majority Party moved: That the House, in terms of National Assembly Rule 36 read with Item 7 of Appendix A to the Rules, and notwithstanding any provisions to the contrary, grants the following members leave of absence from the House due to ill health, as follows:
 - (1) Madikizela-Mandela NW (until 31 December 2016);
 - (2) Mmusi SG (until 31 December 2016); and
 - (3) Nkomo SJ (until 27 November 2016).Agreed to.
4. [14:06] The Chief Whip of the Majority Party moved: That the House –
 - (1) notes the need to ensure that its processes are fair and reasonable, and give effect to the rules of natural justice;
 - (2) establishes an *ad hoc* committee to inquire, in terms of section 15A(1)(b) of the Broadcasting Act (No 4 of 1999) (the Act), into

the ability of the South African Broadcasting Corporation (SABC) Board to discharge its duties as prescribed in the Act, including:

- (a) looking into the financial status and sustainability of the SABC;
- (b) the response by the SABC to the Public Protector Report: *When Governance and Ethics Fail*, recent court judgments, and the ruling by the Independent Communications Authority of South Africa (ICASA) that the SABC withdraws its decision to ban coverage of violent protests at the broadcaster;
- (c) the current Board's ability to take legally binding decisions in light of the resignation by some non-executive members of the Board;
- (d) the Board's adherence to the Broadcasting Charter;
- (e) the Board's ability to carry out its duties as contemplated in section 13(11) of the Broadcasting Act;
- (f) human resources related matters such as governance structures, appointments of Executives and termination of services of the affected Executives; and
- (g) the decision making processes of the Board, the committee to
 - (i) consist of 11 members, as follows: ANC 6, DA 2, EFF 1 and other parties 2;
 - (ii) exercise those powers in Rule 167 that may assist it in carrying out its task;
 - (iii) incorporate in its work, as appropriate, the proceedings and work of the Portfolio Committee on Communications in this regard; and
 - (iv) report to the National Assembly by no later than 28 February 2017.

Declarations of vote made on behalf of the Democratic Alliance, Inkatha Freedom Party, National Freedom Party, Freedom front Plus, Economic Freedom Fighters, African Christian Democratic Party and African National Congress.

Motion accordingly agreed to.

5. [14:23] The Minister of Justice and Correctional Services made a statement on South Africa's withdrawal from the Rome Statute of the International Criminal Court.

Debate concluded.

6. FIRST ORDER [15:36]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Telecommunications and Postal Services (Announcements, Tablings and Committee Reports, 25 October 2016, p 232).

There was no debate.

The Chief Whip of the Majority Party moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party and African National Congress.

Motion agreed to (Democratic Alliance and Economic Freedom Fighters dissenting).

7. SECOND ORDER [15:48]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Small Business Development (Announcements, Tablings and Committee Reports, 24 October 2016, p 6).

There was no debate.

The Chief Whip of the Majority Party moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party, African National Congress and African Independent Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

8. THIRD ORDER [16:02]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Health (Announcements, Tablings and Committee Reports, 25 October 2016, p 347).

There was no debate.

Mr B A Radebe moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party, African Independent Congress, African Christian Democratic Party and African National Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

9. FOURTH ORDER [16:18]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Economic Development (Announcements, Tablings and Committee Reports, 25 October 2016, p 315).

There was no debate.

Mr B A Radebe moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party and African National Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

10. FIFTH ORDER [16:35]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Arts and Culture (Announcements, Tablings and Committee Reports, 25 October 2016, p 298).

There was no debate.

Mr B A Radebe moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party and African National Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

11. SIXTH ORDER [16: 49]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Tourism (Announcements, Tablings and Committee Reports, 25 October 2016, p 148).

There was no debate.

Mr H P Chauke moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party and African National Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

12. [17:00] Members' statements.
13. [17:49] Notices of motion.
14. The House adjourned at 17:58.

G MGIDLANA
Secretary to Parliament