

No 4 – 2021] THIRD SESSION, SIXTH PARLIAMENT

## REPUBLIC OF SOUTH AFRICA

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# MINUTES OF PROCEEDINGS

OF

## NATIONAL ASSEMBLY

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TUESDAY, 2 MARCH 2021

1. The House met at 14:01.
2. The Deputy Speaker took the Chair and requested members to observe a moment of silence for prayer or meditation.
3. [14:03] Members' statements.

[14:41] Mr N M Paulsen having disregarded the authority of the Chair was ordered by the Deputy Speaker to withdraw from the Chamber for the remainder of the day's sitting.

The member thereupon withdrew from the Chamber.

[14:43] Ms P T van Damme having disregarded the authority of the Chair was ordered by the Deputy Speaker to withdraw from the Chamber for the remainder of the day's sitting.

The member thereupon withdrew from the Chamber.

4. FIRST ORDER [14:58]

Consideration of **Recognition of Customary Marriages Amendment Bill** [B 12B - 2019] (National Assembly – sec 76) and of Report of Portfolio Committee on Justice and Correctional Services thereon (Announcements, Tablings and Committee Reports, 12 February 2021, p 3).

Mr G Magwanishe, as Chairperson of the Committee, introduced the Report.

There was no debate.

The Chief Whip of the Majority Party moved: That the Bill, as amended, be passed.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, African Christian Democratic Party, United Democratic Movement, National Freedom Party, Congress of the People, Al Jama-ah and African National Congress.

Motion agreed to.

Bill, as amended, passed.

5. SECOND ORDER [15:27]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Justice and Correctional Services on **Office of the Chief Justice and Judicial Administration** (Announcements, Tablings and Committee Reports, 19 February 2021, p 123).

There was no debate.

The Deputy 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, Freedom Front Plus, African Christian Democratic Party, National Freedom Party, Congress of the People, Al Jama-ah and African National Congress.

Motion agreed to.

Report accordingly adopted.

6. THIRD ORDER [15:44]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Justice and Correctional Services on **Justice and Constitutional Development** (Announcements, Tablings and Committee Reports, 19 February 2021, p 32).

There was no debate.

The Deputy 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, Freedom Front Plus, African Christian Democratic Party, National Freedom Party, Congress of the People, Al Jama-ah and African National Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

7. FOURTH ORDER [16:02]

Consideration of Budgetary Review and Recommendation Report of Portfolio Committee on Justice and Correctional Services on **Correctional Services** (Announcements, Tablings and Committee Reports, 19 February 2021, p 5).

There was no debate.

The Deputy 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, Freedom Front Plus, African Christian Democratic Party, National Freedom Party, Al Jama-ah and African National Congress.

Motion agreed to (Economic Freedom Fighters dissenting).

Report accordingly adopted.

8. [16:18] Mr B A Radebe moved without notice: That the House -

- (1) welcomes the appointment of Dr Ngozi Okonjo-Iweala as the new Director-General of the World Trade Organization on Monday, 15 February 2021;
- (2) notes that effective from 1 March 2021, she will become the first-ever woman and the first African in the organisation's 25-year history to take up the post of Director-General;
- (3) acknowledges Dr Ngozi Okonjo-Iweala as a global finance expert, an economist and international development professional with over 30 years of experience working in Asia, Africa, Europe, Latin America and North America;
- (4) believes that her election signals a global unity of purpose and demonstrates a strong commitment to deepening gender equality; and
- (5) congratulates her on her appointment at the World Trade Organisation at such a critical moment in the global fight against COVID-19.

Agreed to.

9. Mr M S Malatsi moved without notice: That the House -

- (1) notes with sadness the passing of Mr Marius Swart due to Covid-19-related complications on 17 January 2021;
- (2) further notes that Mr Swart was a successful businessman before becoming a full-time politician, and that he served with excellence as the inaugural Executive Mayor of the George Local Municipality after being elected to this position in the 2000 Local Government Election;
- (3) recalls that Mr Swart retired from politics after ten years as a dedicated public servant, where he served as a Member of Parliament for the Democratic Alliance in the National Assembly during the Third and Fourth Parliaments;
- (4) recognises that Mr Swart was held in high regard by his colleagues and that he made a dynamic contribution to the development of the Southern Cape region;
- (5) acknowledges that Mr Swart is survived by his wife, Mrs Sannette Swart, three children and three grandchildren; and
- (6) conveys its heartfelt condolences to Mr Swart's family, friends and colleagues.

Agreed to.

10. Ms R C Adams moved without notice: That the House -

- (1) notes that South African jazz trombonist and composer, Jonas Gwangwa, whose music powered the anti-apartheid struggle, died on Saturday, 23 January 2021, at the age of 83;
- (2) acknowledges that Jonas Gwangwa became a leading light of the South African jazz scene at a young age, and went on to lead the African National Congress's flagship ensemble;
- (3) remembers that he left the country in 1961, on tour with "King Kong," and remained in exile for 30 years;
- (4) further remembers that in 1980, at the request of the ANC's leaders, he assembled the *Amandla* Cultural Ensemble which toured the world, helping to build support for the movement;
- (5) recalls that he delighted audiences in Sophiatown until it became illegal for black people to congregate and South African musicians were jailed merely for practicing their craft;

- (6) further recalls that he was awarded the Order of Ikhamanga, South Africa's highest national award presented for achievements in arts and culture, in 2010; and
- (7) conveys its condolences to his family and friends in the music industry.

Agreed to.

11. Mr M S Sokatsha moved without notice: That the House -

- (1) acknowledges the scientists from the University of KwaZulu-Natal, who, working with other laboratories, were at the forefront of the genomic surveillance work that has led to the identification of new Covid-19 variants;
- (2) understands that the Kwazulu-Natal Research Innovation and Sequencing Platform identified the virus variant after sequencing hundreds of samples of the virus and noticing that this particular variant had been dominating the findings from the samples collected in the past two months;
- (3) further understands that the evidence collated, strongly suggested that the current second wave being experienced in South African is being driven by the variant;
- (4) realises that according to scientists the variant may be more transmissible and could weaken protection from vaccines and prior infections;
- (5) further realises that this variant is one of several seemingly more contagious variants of the new coronavirus currently in circulation; and
- (6) commends the doctors, scientists and researchers who have been involved in the management of vaccine trials in the country for their hard work.

Agreed to.

12. Mr W M Thring moved without notice: That the House -

- (1) congratulates Aphiwe Masondo from Kloof High School on becoming the school's Dux and top learner by achieving 7 distinctions;

- (2) notes that the year 2020 was a difficult and trying year for most Grade 12 learners, yet despite the adverse circumstances young Aphiwe still managed to attain distinctions in English, isiZulu, Mathematics, Life Orientation, Life Science and Physical Science;
- (3) wishes Aphiwe Masondo well in his future studies at UCT in the field of Neurology; and
- (4) further congratulates all Grade 12 learners who successfully completed the National Senior Certificate (NSC) 2020 examinations.

Agreed to.

13. Mr M N Nxumalo moved without notice: That the House -

- (1) notes that His Majesty King Goodwill Zwelithini kaBhekuzulu, the longest reigning monarch of the Zulu nation, will this year celebrate the 50<sup>th</sup> anniversary of his coronation;
- (2) acknowledges that, having led his people through the dark era of Apartheid, the King remains a champion of the ongoing struggle for full liberation from social and economic injustice;
- (3) appreciates His Majesty's wisdom and leadership by example, particularly in teaching the value of producing food and his advocacy for the fight against HIV/Aids;
- (4) further appreciates his commitment to preserving the traditions and values of the Zulu nation, and to promoting the role of the institution of traditional leadership in the quest for good governance;
- (5) further notes that, under his leadership, every family in the Zulu Kingdom has the security of being able to access enough land on which to live and raise a family; and
- (6) wishes His Majesty a speedy return to excellent health, in recognition of the heavy burden he carries, to lead in a time of global pandemic.

Agreed to.

14. Ms B M van Minnen moved without notice: That the House -

- (1) notes that Bellville High School achieved a 100% National Senior Certificate (NSC) pass rate for the 8<sup>th</sup> consecutive year in the 2020 academic year;
- (2) further notes that all the Matric learners achieved marks that would allow them to be admitted to tertiary education programmes, with nearly 95% passing the NSC with Baccalaureus admittance;
- (3) acknowledges that the learners and educators managed to produce these excellent academic results despite the number of challenges they faced due to the Covid-19 pandemic, including extended disruptions to the 2020 academic year due to the various levels of the lockdown; and
- (4) congratulates the educators and the Class of 2020 on this outstanding achievement and wishes the Headmaster, Mr G J J du Plessis and his team continued success.

Agreed to.

15. Mr M A Zondi moved without notice: That the House -

- (1) notes with great sadness the passing of the world-celebrated opera and jazz icon, Dr Sibongile Khumalo, on Thursday, 28 January 2021, at the age of 63, after a long illness;
- (2) acknowledges that she performed for distinguished audiences at events, one of which was at the 75th birthday of our late President Mandela;
- (3) remembers that she led the singing of the South African national anthem at the historic 1995 World Cup rugby final;
- (4) further remembers that she also performed internationally, including at London's famed Royal Albert Hall;
- (5) understands that her hits including *Mayihlome* and *Thula Mama* became household names, and her songs took her to the top of the radio charts;
- (6) recalls that Dr Khumalo received the presidential Order of Ikhamanga in Silver in 2008, for her contribution to arts and culture; and
- (7) extends its condolences to the family, friends and associates of Dr Sibongile Khumalo.

Agreed to.

16. Mr S N August moved without notice: That the House -

- (1) notes the ongoing gang-related violence in Cape Town;
- (2) further notes that it was reported that seven murders took place on the Cape Flats last weekend;
- (3) realises that the South African Police Service is under siege and cannot bear responsibility for ensuring safe living environments for our people on its own;
- (4) calls on the South African Police Service and the Department of Social Development to urgently convene a dialogue on real and sustainable measures to combat the scourge of violence; and
- (5) further calls on these departments to engage their regional and local counterparts – and appropriate community-based organisations – with a view to fundamentally re-thinking current strategies and tactics to stop the senseless killings which place too much emphasis on policing and too little on community development.

Agreed to.

17. Mr A M Shaik Emam moved without notice: That the House -

- (1) notes that despite numerous requests to the national Department of Human Settlements, Water and Sanitation and appeals to the President of the country, various residents in different parts of the country continue to be evicted;
- (2) further notes that the occupants of the Woodstock hospital are in the process of being evicted by the City of Cape Town;
- (3) realises that the people of Rondevlei in Lavender Hill have also been harassed, intimidated and threatened and had their shacks demolished by the red ants of the City of Cape Town;
- (4) acknowledges that South Africa has a housing crisis and municipalities country wide are not in a position to provide fully serviced sites which may result in citizens building their own homes; and
- (5) appeals to the authorities, country wide, to stop all evictions from all state owned properties until the local authorities are in a position



to provide residents with suitable or alternative accommodation or a fully serviced site and a state subsidy to build their own home.

Agreed to.

18. Mr B S Yabo moved without notice: That the House -

- (1) welcomes the appointment of Professor Puleng Lenkabula as the new vice-chancellor of the University of South Africa (UNISA) effective from 1 January 2021;
- (2) further notes that that she will officially take over in April 2021, following the extension of the term of office of the incumbent, Professor Mandla Makhanya, for a period of four months;
- (3) understands that Professor Lenkabula becomes the country's fifth female vice-chancellor and UNISA's first woman vice-chancellor since its establishment 148 years ago;
- (4) commends the UNISA Council, Senate and Institutional Forum on showing commitment to transformation; and
- (5) congratulates Professor Puleng Lenkabula on her historic appointment and wishes her well in her new position.

Agreed to.

19. Mr J B Mamabolo moved without notice: That the House -

- (1) notes with deep sadness the passing of the legendary boxing trainer and promoter, Mzimasi Mnguni at the age of 72 on Saturday, 13 February 2021, after a long illness;
- (2) acknowledges that Bra Mzi, as he was affectionately known, is credited for placing South Africa on the global boxing map by producing 10 world boxing champions;
- (3) remembers that he used classrooms in Mdantsane to prepare his boxers to fight against opponents who trained in state-of-the-art gymnasiums all over the world;
- (4) recalls that his passion and loyalty were evident throughout his boxing career, which started fittingly in the mecca of South African boxing, the township of Mdantsane;
- (5) understands that in 2016, Bra Mzi was awarded the Steve Tshwete Lifetime Achiever Award at the South African Sports Awards;

- (6) recognises that he has been one of the most influential figures in South African boxing; and
- (7) conveys its condolences to his family, friends and the boxing fraternity.

Agreed to.

20. Dr L A Schreiber moved without notice: That the House -

- (1) notes that the Stellenbosch Local Municipality has recently announced that it is determined to become the first municipality in the country to reduce and ultimately eliminate load shedding by purchasing and generating its own supply of electricity;
- (2) further notes that Stellenbosch plans to mitigate the economic impact of load shedding by reducing its reliance on Eskom and instead rely on deriving energy from alternative, greener energy sources, including the potential use of solar panels, purchasing electricity directly from existing Independent Power Producers (IPPs), and allowing members of the public to generate their own electricity and sell the surplus to the municipality;
- (3) recognises that the amendment of Schedule 2 of the Electricity Regulation Act, 2006, promulgated in October 2020, enables municipalities to research options to generate its own electricity and to procure electricity directly from IPPs;
- (4) acknowledges that Stellenbosch has already signed Memoranda of Agreement with the University of Stellenbosch and the Council for Scientific and Industrial Research to investigate the best options for the municipality to procure and generate its own electricity and become energy resilient; and
- (5) congratulates the Council and management of the municipality and wishes them well on their journey to become energy independent with long-term energy sustainability.

Agreed to.

21. Mr M G E Hendricks moved without notice: That the House -

- (1) notes with deep sadness the recent passing of a great hero in the Muslim community, Mr Shafiek Rylands, due to a sudden illness;

- (2) further notes that Mr Shafiek Rylands was a pioneer in the export market for fruit and vegetables;
- (3) recognises his role in assisting many farmers to comply with international standards; and
- (4) further recognises that he contributed largely to putting South Africa on the international map as a chief buyer for a listed supermarket over a period of four years;
- (5) acknowledges that he listed on the JSE for 40 years; and
- (6) extends its heartfelt condolences to the Rylands family.

Agreed to.

22. Ms B Maluleke moved without notice: That the House -

- (1) notes that International Women's Day is annually held on 8 March to celebrate women's achievements throughout history and across nations;
- (2) further notes that it is also known as the United Nations (UN) Day for Women's Rights and International Peace;
- (3) acknowledges that the majority of the world's 1.3 billion absolute poor are women and on average, women receive between 30 and 40 percent less pay than men earn for the same work;
- (4) further acknowledges that women also continue to be victims of violence, with rape and domestic violence listed as significant causes of disability and death among women worldwide;
- (5) understands that the theme for this year is "*Choose to Challenge*" and
- (6) calls on all activists to raise their hand high to show that they choose to challenge and call out gender bias and inequality and celebrate women's achievements.

Agreed to.

23. [16:46] Notices of motion.

24. The House adjourned at 16:56.

*[Tuesday, 2 March 2021]*

P N TYAWA  
Acting Secretary to Parliament