



CITY OF CAPE TOWN  
ISIXEKO SASEKAPA  
STAD KAAPSTAD

## PRESENTATION TO SCOPA

Progress made by CoCT on assisting with relocation of  
illegal dwellers settled on railway reserve

05. 07.2023

Making progress possible. **Together.**

## Outline

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- Locality
- Institutional Arrangements
- CoCT roles and responsibilities
- Governance Structure
- Progress made on assisting PRASA & HDA with relocation of illegal dwellers settled on railway reserve

# Locality

- There are approximately 7844 structures on the rail reserve



# Institutional arrangement

1. The relocation of illegal dwellers settled on Central Line railway reserve is governed in terms of the **Implementation Protocol (IP)**
2. The purpose of the IP is to **“facilitate the resettlement of households residing within the PRASA Rail Network within the City of Cape Town in order to restore a functional rail service”**
3. The following Departments / Entities are signatories to the IP:
  - a. Department of Transport
  - b. Department of Human Settlements
  - c. Department of Public Works and Infrastructure
  - d. Western Cape Department of Human Settlements
  - e. Western Cape Department of Transport and Public Works
  - f. City of Cape Town Metropolitan Municipality
  - g. Housing Development Agency
  - h. Passenger Rail of South Africa
4. In terms of the IP, the **Housing Development Agency was appointed as the Implementing Agent “to attend to the establishment of temporary residential areas and resettlement of households residing on the PRASA railway reserve...”**



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**IMPLEMENTATION PROTOCOL**  
entered into by

(1) **DEPARTMENT OF TRANSPORT**  
Herein represented by Mr. M Mediya, in his capacity as Acting Director-General, and he being duly authorized hereto (Hereinafter referred to as “DoT”) and,

(2) **DEPARTMENT OF HUMAN SETTLEMENTS**  
Herein represented by Mr. M Tshangani, in his capacity as the Director-General, and he being duly authorized hereto (Hereinafter referred to as “DHS”) and,

(3) **DEPARTMENT OF PUBLIC WORKS & INFRASTRUCTURE**  
Herein represented by Mr. I. Faal, in his capacity as the Acting Director-General, and he being duly authorized hereto (Hereinafter referred to as “DPW”) and,

(4) **WESTERN CAPE PROVINCIAL DEPARTMENT OF HUMAN SETTLEMENTS**  
Herein represented by Ms P Mayalela, in her capacity as the Head of Department, and she being duly authorized hereto (Hereinafter referred to as “WCDHS”) and,

(5) **WESTERN CAPE PROVINCIAL DEPARTMENT OF TRANSPORT AND PUBLIC WORKS**  
Herein represented by Ms J Gooch, in her capacity as the Head of Department, and she being duly authorized hereto (Hereinafter referred to as “WCDTPW”) and,

(6) **CITY OF CAPE TOWN METROPOLITAN MUNICIPALITY**  
Herein represented by Mr L Mbandazayo in his capacity as the City Manager and he being duly authorized hereto (Hereinafter referred to as “the City”) and,

(7) **HOUSING DEVELOPMENT AGENCY**  
Herein represented by Ms D Ngweneshang, in her capacity as the Acting Chief Executive Officer, and she being duly authorized hereto (Hereinafter referred to as “the HDA”) and,

Handwritten notes and signatures: ND, GM, AH, AD, etc.

THIS DONE AND SIGNED AT Cape Town ON THIS DAY OF 10 February 2022  
 Ma P Mayalela  
 For and on behalf of Western Cape Department of Human Settlements  
 1. [Signature] (Witness) 2. [Signature] (Witness)

THIS DONE AND SIGNED AT Cape Town ON THIS DAY OF 14 February 2022  
 Ms J Gooch  
 For and on behalf of Western Cape Department of Transport and Public Works  
 1. [Signature] (Witness) 2. [Signature] (Witness)

THIS DONE AND SIGNED AT Cape Town ON THIS DAY OF 02 March 2022  
 Mr L Mbandazayo  
 For and on behalf of the City of Cape Town Metropolitan Municipality  
 [Signature] (Witness)

Handwritten notes and signatures: ND, GM, AH, AD, etc.

THIS DONE AND SIGNED AT Pretoria ON THIS DAY OF 16/11/2021  
 [Signature]  
 For and on behalf of the Department of Transport  
 1. [Signature] (Witness) 2. [Signature] (Witness)

THIS DONE AND SIGNED AT Pretoria ON THIS DAY OF 07 Dec 2021  
 Mr. M Tshangani  
 For and on behalf of the Department of Human Settlements  
 1. [Signature] (Witness) 2. [Signature] (Witness)

THIS DONE AND SIGNED AT PTA ON THIS DAY OF 3 Feb 22 2022  
 Mr. I. Faal  
 For and on behalf of the Department of Public Works and Infrastructure  
 1. [Signature] (Witness) 2. [Signature] (Witness)

Handwritten notes and signatures: ND, GM, AH, AD, etc.

THIS DONE AND SIGNED AT Summitville ON THIS DAY OF 08 MARCH 2022  
 Ms D Ngweneshang  
 For and on behalf of the HDA  
 1. [Signature] (Witness) 2. [Signature] (Witness)

THIS DONE AND SIGNED AT JOHANNESBURG ON THIS DAY OF 9 MARCH 2022  
 Mr. S. M. Mphahlele  
 For and on behalf of PRASA  
 [Signature] (Witness)

Handwritten notes and signatures: ND, GM, AH, AD, etc.

# Roles and Responsibilities

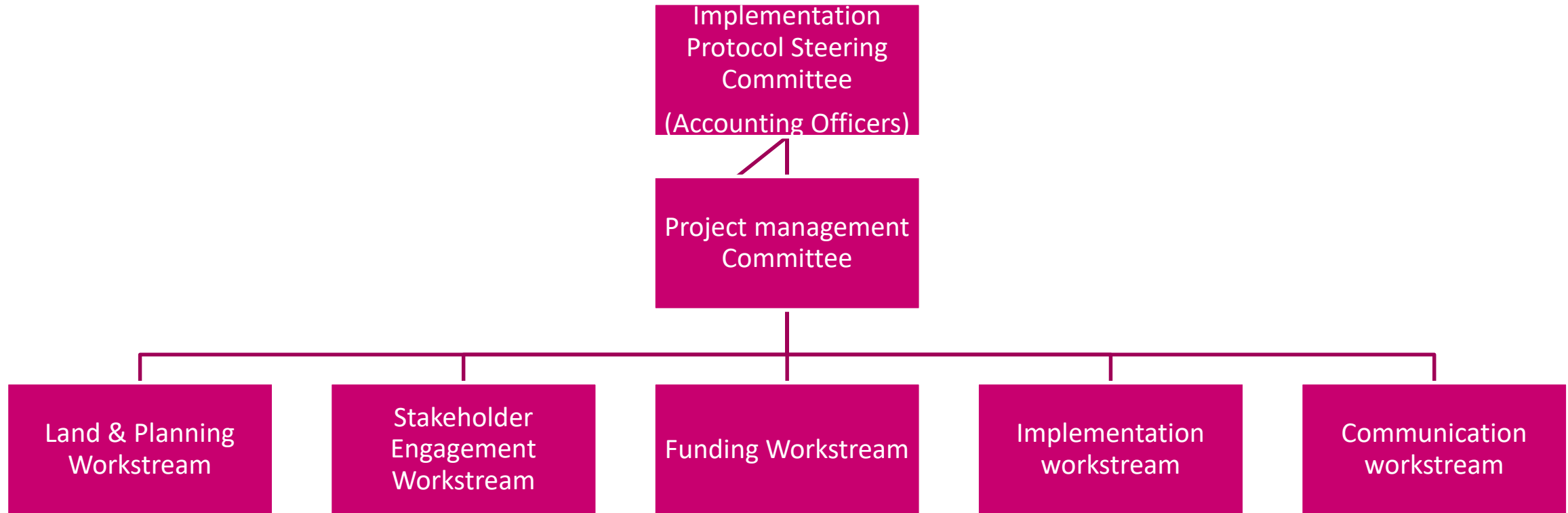
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1. The IP sets out roles and responsibilities for all the signatories.
2. The **roles and responsibilities for the City of Cape Town** are set out as follows:
  - a. Facilitation the identification of land in consultation with the Provincial Department of Human Settlements and the HDA, required for the programme implementation.
  - b. Ensure the rendering and provision of basic service required for the programme
  - c. Ensure the enforcement of by-laws to enable orderly programme implementation.
  - d. Expeditiously consider all land use and related applications relating to the program. implementation on the basis of urgency and exceptional emergency circumstances occasioned by this programme.
  - e. Prioritise in accordance with the Integrated Development Planning process bulk and link services required for the programme.
  - f. Facilitate release of city owned land required for the programme implementation.
  - g. Facilitate establishment of temporary residential areas and resettlements of households from identified rail networks.
  - h. Lead social engagement and community consultation in programme planning and implementation.
  - i. Assist in facilitating the unblocking of procedural bottlenecks that affect or may affect the Programme.
  - j. Keep the Parties informed of all changes in policies and processes within the City of Cape Town that could impact on the Programme.



# Governance Structure

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# Governance Structure

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The following committees were established:

## 1. Implementation Protocol Steering Committee

- This is the decision- making structure with all the Accounting Officers as per the Implementation Protocol, co-chaired by the DG Human Settlements and DG Transport.
- **Meeting attendance poor, often cancelled or not quorate. Last meeting was in November 2022.**

### 13. STEERING COMMITTEE

- 13.1 The Steering Committee will comprise not more than 3 (three) representatives from each of the Parties, who shall at their first meeting, decide on the frequency of meetings to be held, and the manner in which directives will be given by the Steering Committee.
- 13.2 The National Departments and Transport and Human Settlements shall be the convenors and co-chairs of the Steering Committee meetings.
- 13.3 Meetings will be minuted, and those meeting minutes will form the basis of the way in which the Steering Committee will be constituted and meet from time to time.
- 13.4 Meeting procedures and frequency may be amended as and when the Steering Committee deem fit.
- 13.4 All minutes relating to the agreed process of the Steering Committee will be delivered to the Implementing Agent, who will ensure that those activities in the minutes are undertaken.
- 13.5 The Steering Committee will adopt a Program Implementation Plan for the Central Line, which will take into consideration the service resumption timelines of the Rail Operations. The Implementation Plan is subject to review and revision by the Steering Committee as may be necessitated by prevailing circumstances.



# Governance Structure

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The following committees were established:

## 2. Project Management Committee

- This is a structure made up of technical representatives from all government entities/Stakeholders as per the Implementation Protocol, chaired by the Chief Director: Department of Transport / HDA.
- These representatives are nominated by the Accounting Officers of each entity and have a responsibility to
  - Provide input into progress report presented by the Implementing Agent (HDA)
  - Highlight matters that require urgent attention and / escalation to the Implementation Protocol Steering Committee
  - Provide briefing and update reports to their organizations and respective Accounting Officers.
- Last meeting was held in March 2023, all subsequent ones were cancelled.



# Governance Structure

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## 3. Technical Workstreams:

- The following workstreams were **proposed** on 29 November 2022 to track progress:
  - ✓ **Land and Planning led by CoCT**
  - ✓ **Stakeholder engagement led by HDA:**
  - ✓ **Funding led by NDHS**
  - ✓ **Implementation led by CoCT:**
  - ✓ **Communications led by HDA and PRASA**
- The roles of the Workstreams are to advise and/or provide preliminary recommendations to the Project Management Committee on various aspects pertaining to their respective areas of expertise.

# Progress made on assisting PRASA and the HDA with relocation....

## City of Cape Town's roles and responsibilities

- Facilitation the identification of land in consultation with the Provincial Department of Human Settlements and the HDA, required for the programme implementation.

## PROGRESS

- A Technical Task Team comprising of the City of Cape Town, the Provincial and National Departments of Human Settlements, the Housing Development Agency (HDA), the Department of Transport (DoT) and the Department of Public Works & Infrastructure (DPWI) was established.
- The CoCT participated in all the meetings and provided a list of properties for consideration.
  - ✓ In total 12 land parcels owned by National & Provincial Departments, CoCT and private owners, were identified for further assessment.
  - ✓ In the end only 2 properties were deemed to be viable due to a number of reasons ranging from objections, services constraints, exorbitant selling price, incomparable land use next to shooting range.....
  - ✓ HDA busy engaging with willing sellers as the entity tasked with land acquisition in terms of the IP



# Progress made on assisting PRASA and the HDA with relocation....

City of Cape Town's roles and responsibilities	PROGRESS
<ul style="list-style-type: none"><li>▪ Ensure the rendering and provision of basic service required for the programme.</li></ul>	<ul style="list-style-type: none"><li>▪ Once title to land has been secured and development rights obtained, the City will apply for grant funding and assist with the provision of basic services.</li><li>▪ In 2022, PRASA implemented "operation bhekela" whereby some community members were requested to shift their structures within infill sites.<ul style="list-style-type: none"><li>✓ As part of this operation the City assisted PRASA and provided 276 chemical toilets between October 2022 and March 2023.</li></ul></li></ul>
<ul style="list-style-type: none"><li>▪ Ensure the enforcement of by-laws to enable orderly programme implementation.</li></ul>	<ul style="list-style-type: none"><li>• Programme is still at planning stage and city will provide assistance when called to do so.</li></ul>

# Progress made on assisting PRASA and the HDA with relocation....

City of Cape Town's roles and responsibilities	PROGRESS
<ul style="list-style-type: none"> <li>▪ Expediently consider all land use and related applications relating to the program. implementation on the basis of urgency and exceptional emergency circumstances occasioned by this programme.</li> </ul>	<ul style="list-style-type: none"> <li>▪ The City has confirmed its commitment to provide every assistance to PRASA and HDA to ensure that the functioning of the central line is restored and to do so expediently within the parameters of the law as well as City's planning processes.               <ul style="list-style-type: none"> <li>✓ The above was also captured in the letter to the HDA dated 21 October 2022.</li> </ul> </li> </ul>
<ul style="list-style-type: none"> <li>▪ Prioritise in accordance with the Integrated Development Planning process bulk and link services required for the programme.</li> </ul>	<ul style="list-style-type: none"> <li>▪ The City remains committed to prioritise within the parameters of the available budget and will also engage National Departments of Human Settlements and Treasury for additional funding required specifically to upgrade bulk waste water treatment works.</li> </ul>
<ul style="list-style-type: none"> <li>▪ Facilitate release of city owned land required for the programme implementation.</li> </ul>	<ul style="list-style-type: none"> <li>▪ To the extent possible, the City will assist. Cognisant of other pressures within the context of the ±600 densely populated informal settlements which require additional land.</li> </ul>

# Progress made on assisting PRASA and the HDA with relocation....

City of Cape Town's roles and responsibilities	PROGRESS
<ul style="list-style-type: none"><li>Facilitate establishment of temporary residential areas and resettlements of households from identified rail networks.</li></ul>	<ul style="list-style-type: none"><li>The City remains committed to assist the HDA as the Implementing agent tasked with managing the relocation and resettlement of illegal dwellers once title to land has been secured.</li><li>The City will provide support to HDA with securing of Development rights within the parameters of the planning processes.</li></ul>
<ul style="list-style-type: none"><li>Lead social engagement and community consultation in programme planning and implementation.</li></ul>	<ul style="list-style-type: none"><li>The City remains committed to facilitate social engagements in conjunction with the HDA<ul style="list-style-type: none"><li>✓ Meetings were held with HDA, community leaders, ward councillors, sub-council chairs, City officials, and PRASA in Phillipi and Langa.</li></ul></li></ul>

# Progress made on assisting PRASA and the HDA with relocation....

City of Cape Town's roles and responsibilities	PROGRESS
<ul style="list-style-type: none"><li>Assist in facilitating the unblocking of procedural bottlenecks that affect or may affect the Programme.</li></ul>	<ul style="list-style-type: none"><li>The City remains committed to assist in unblocking procedural bottlenecks.<ul style="list-style-type: none"><li>✓ City has participated in all Steering Committee and Project Management Committee Meetings.</li><li>✓ Furthermore, one-on-one meetings were held with the HDA to advise on planning processes.</li></ul></li></ul>
<ul style="list-style-type: none"><li>Keep the Parties informed of all changes in policies and processes within the City of Cape Town that could impact on the Programme.</li></ul>	<ul style="list-style-type: none"><li>The City remains committed to keep Parties informed of all changes in policies and processes.</li></ul>





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**Thank You**

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Making progress possible. Together.