



PARLIAMENT

OF THE REPUBLIC OF SOUTH AFRICA

Annual Report

January – November 2007

Select Committee on Land and Environmental Affairs

Name of Committee:

Select Committee on Land and Environmental Affairs

Chairperson:

Rev P Moatshe (ANC)

Committee Secretary:

Mr A A Bawa

Committee Members:

Mr RJ Tau (ANC)
Mr CJ van Rooyen (ANC)
Mr F Adams (ANC)
Ms DN Dlulane (ANC)
Ms HF Matlanyane (ANC)
Ms MN Oliphant (ANC)
Mr M Mzizi (IFP)
Mr A Watson (DA)
Mr GR Krumbock (DA)

*Mr JW Le Roux (DA)
*Mr DA Worth (DA)
*Mr S Shiceka (ANC)
*Kgoshi LM Mokoena (ANC)
*Mr JB Tolo (ANC)
*Mr VVZ Windvoel (ANC)
*Ms H Lamoela (DA)
*Mr N Mack (ANC)

Mandate of the Committee:

Vision – To ensure effective and sufficient oversight and monitoring that will lead to a better life for all.

Mission – Ensure effective, efficient and sustainable Government institutions that will respond to the needs of the people.

Chairperson's overview:

The Committee was able to function and worked well as a team, leading to a great deal of transparency, efficiency and co-operation throughout deliberations during Committee meetings which were often intense but fair.

The Committee covered most of the work set out in its annual programme, however quarterly reports requested by the Committee of all the Departments did not materialise once again.

The time spent conducting oversight visits were fruitful as it gave the Committee an indication as to how far the Country as a whole is from delivering on its 2014 Commitments. The oversight trips undertaken were important, as it showed the Committee where the problem areas were and how the Committee could assist in rectifying the situation.

The Committee did not undertake all the oversight visits and International Study Tour as intended, as this was largely due to various pieces of legislation before it and the constant changing of the Parliamentary Programme in the NCOP during 2007.

The Chairperson wishes to extend a word of appreciation to Members of the Committee who participated in all the Committee activities despite other commitments and staff for their valued support. A word of appreciation also goes to the Departments for their co-operation and willingness to appear before the Committee.

Department and entities over which the Committee exercise oversight:

Department of Environmental Affairs and Tourism
Department of Water Affairs and Forestry
Department of Agriculture
Department of Land Affairs

1. Entities under the Department of Environmental Affairs and Tourism

South African Tourism (SA Tourism)

The core business of South African Tourism, established in terms of the Tourism Act (1993) is to market South Africa internationally as a tourism destination through regulation of industry, maintaining and enhancing the standards of facilities and services for tourists, and coordinating the marketing activities of role-players in the industry.

South African National Biodiversity Institute (SANBI)

The South African National Biodiversity Institute (SANBI) was established in September 2004 in terms of the National Environmental Management: Biodiversity Act (2004). The Act expands the mandate of the National Botanical Institute to include responsibilities relating to the full diversity of South Africa's fauna and flora, and build on the internationally respected programmes in conservation, research, education and other visitor services developed over the past century by the National Botanical Institute.

South African National Parks (SANParks)

The South African National Parks established in terms of the National Environmental Management: Protected Areas Act (2003), manages a system of 20 national parks that represents most of the country's fauna, flora and unique natural features. Tourism, conservation and commercial development comprise the core competencies of the South African National Parks' biodiversity management mandate.

South African Weather Service

The South African Weather Service was established in accordance with the South African Weather Service Act (2001). The objectives of the South African Weather Service are to; maintain, extend and improve the quality of meteorological service; ensure the ongoing collection of meteorological data over south Africa and surrounding southern oceans; and fulfil government's international obligations under the Convention of the World Meteorological Organisation and the Convention of the International Civil Aviation Organisation as South Africa's Aviation Meteorological Authority.

Marine Living Resources Fund (MLRF)

The Marine Living Resource Fund was established in accordance with the Marine Living Resource Act (1998). The aim of marine living resource fund is to finance activities related to managing the sustainable use and conservation of marine living resources, preserving marine biodiversity and minimising marine pollution. Other socio-economic objectives include broadening access to resources by restructuring the industry to address historical imbalances and promote economic growth.

Greater St Lucia Wetland Park Authority

The Greater St Lucia Wetland Park Authority, which began operating in April 2002, was established through the World Heritage Convention Act (1999). The objective of the Greater St Lucia Wetland Authority include conservation of Greater St Lucia Wetland Park areas' world heritage values, optimising tourism development and contributing to local economic development and transformation.

2. Entities under the Department of Water Affairs and Forestry

Trans – Caledon Tunnel Authority (TCTA)

The Trans-Caledon Tunnel Authority (TCTA) was established in 1986 to undertake certain tasks emanating from the treaty on the Lesotho Highlands Water Project on behalf of the South African government. The project aims to augment water supply to the Vaal system and to generate hydroelectric power in Lesotho.

The TCTA was directed by the department to fund all costs incurred in the water delivery component of the Lesotho Highlands Water Project, and to undertake financial risk management on behalf of South Africa. Following revisions to the protocol for the implementation of the project, new governance arrangements have been introduced to improve operational efficiency.

In terms of its revised establishment agreement, the authority may be required to perform additional responsibilities in other areas. The additional responsibilities referred to, need not be related to the Lesotho Highlands Water Project; DWAF may require specific expertise on other projects as well. In accordance with this provision, the TCTA has been tasked with the implementation and funding of the Berg River Project.

Water Research Commission

The Water Research Commission's terms of reference are to promote co-ordination, communication and co-operation in the field of water research, to establish water research needs and priorities from a national perspective, to fund prioritised research, and to promote the effective transfer, dissemination and application of research findings. The commission plays an important role in developing high-level human resources in the sector.

No grants are made to the commission as its work is funded by a levy paid by water users.

The Water Boards

The water boards were established as water service providers that report to the Minister. These boards manage water services within their supply areas, and supply potable water at cost-effective prices. All water boards have tabled annual reports for the last financial year. An assessment of the financial status of the water boards is conducted by DWAF annually.

Komati River Basin Water Authority

The Komati River Basin Development Project is a joint development between South Africa and Swaziland in terms of the treaty on the development and utilisation of the water resources of the Komati River basin, ratified in 1992.

The purpose of the project is to promote rural development and alleviate poverty in the lower Komati Valley by increasing the productivity of the land through irrigated agriculture. In terms of the treaty, the Komati River Basin Water Authority (KOBWA) was established as a special purpose vehicle charged with managing and financing the project.

The main focus of the project was the construction of the Driekoppies Dam in South Africa and the Maguga Dam in Swaziland. Both have been completed.

Irrigation Boards and water user associations

In terms of sections 61 and 62 of the National Water Act (36 of 1998), the new policy framework for financial assistance to water management institutions for irrigated agricultural development endeavours to promote initial access to irrigated agriculture and to enhance sustainable irrigation development by subsidising emerging farmers.

Currently all irrigation boards are in the process of being transformed into water user associations to fall under the ambit of the National Water Act. In 2003/04 additional funds were allocated for writing off unrecoverable debts from some water user associations.

3. Entities under the Department of Agriculture

National Agricultural Marketing Council (NAMC)

The marketing council was established in terms of section 3 of the Marketing of Agricultural Products Act, 1996 (Act No. 47 of 1996). The core mandate of the NAMC is to do investigations and advise the Minister of Agriculture and Land Affairs on agricultural marketing policies and their application, and to co-ordinate agricultural marketing policy in relation to national economic, social and development policies and international trends and developments.

Agricultural Research Council (ARC)

The Council was established in terms of section 2 of the Agricultural Research Act, 1990 (Act No. 86 of 1990). The Council is the principal agricultural research institution in the country. It provides agricultural research and development, technology and support to the agricultural community. In addition, the council is the custodian of the country's national collections of insects.

Land and Agricultural Development Bank

The Bank was established in terms of section 1 of the Land Bank Act, 1912 (Act No. 18 of 1912), which was repealed by section 53 of the Land Bank Act, 1944 (Act No. 13 of 1944), which was again repealed by the Land and Agricultural Development Bank Act, 2002 (Act No. 15 of 2002). The Bank operates as a development finance institution within the agricultural and agribusiness sectors. The Land and Agricultural Development Bank provides a range of finance options to a broad spectrum of clients in the sector, including entrepreneurs, women and youth, through its network of 27 branches and 37 satellite offices.

Onderstepoort Biological products (OBP)

The company was established in terms of the Onderstepoort Biological Products Incorporation Act, 1999 (Act No.19 of 1999). OBP is a bio-technical company manufacturing vaccines and related products for global animal health care industry.

Perishable Products Export Control Board

The Board was established in terms of Section 2 of the Perishable Products Export Control Act, 1983 (Act No. 9 of 1983). It controls the export shipment of perishable products from South Africa and the order of shipment at all ports, makes recommendations on the handling of perishable products when moved to and from railway trucks and other vehicle or cold stores; and promotes uniform freight rates for the export of perishable products.

4. Entities under Department of Land Affairs

Ncera Farms (Pty) Ltd

Ncera Farms (Pty) is a public company listed under schedule 3B in terms of the Public Finance Management Act, 1999 (Act No. 1 of 1999) as amended. The Department of Land Affairs is the sole shareholder. It is situated in the Eastern Cape on the state-owned land of approximately 4 000 hectares, and is dedicated to assisting small and emerging farmers through various services to the surrounding rural communities in the form of advice, extension services, training and so on.

Kwazulu – Natal Ingonyama Trust Board

The Ingonyama Trust was established in terms of the KwaZulu-Natal Ingonyama Trust Act, 1994 (Act No. 3 of 1994). The Act of 1994 is amended by National Act of 1997 (Act No. 9 of 1997). Amongst other things, the KwaZulu-Natal Ingonyama Trust Amendment Act provided for the establishment of the Ingonyama Trust Board. The core business of the trust is to manage its 2.7 million hectares of land, spread throughout KwaZulu-Natal, for the material benefit and social well being of individual tribe members.

Bala Farms

Bala Farms (Pty) is a state-owned company created by the former Bophuthatswana administration to buy and administer farms outside the homeland territory. The company is being deregistered in line with the Department of Land Affairs land reform policy.

Inala Farms

The Inala Farms was founded through a land reform project initiated by the Department of Land Affairs during 1996. The purchased land measuring 1 483ha, held by the company, with the department as the sole shareholder. However, the department's shareholding was subsequently reduced to 75 percent in 2004 because the former managing director exercised share options.

The operations were conducted through a separate company, Inala farming Company (PTY) Ltd. The workers, who are beneficiaries, formed a trust and acquired 25 percent of the shares in Inala Farming Company (PTY) Ltd, financed through land acquisition grants.

The entity's annual report for the period 2002/03 to 2004/05 has not been presented to the department because the company's external auditor raised concerns about whether Inala Farming Company (PTY) Ltd could operate as a profitable venture, as it did not have adequate operating capital.

During 2004/05, the Inala Farming Company (PTY) went into voluntary liquidation, due to the financial constraints caused by the inadequate operating capital. The department, together with the Land Bank, are currently trying to salvage the project by involving other strategic partners.

1. MEETINGS (18)

No	Agenda	Date of meeting	Resolutions taken	Minutes adopted	How agenda relates to Programme 2009
First Term					
1	<p>Consideration and Adoption of Committee 1st Term Programme</p> <p>Consideration and Adoption of Minutes of the 31st October & 14 November 06</p> <p>Consideration and Adoption of the Committees Oversight Visit to Limpopo</p> <p>Discussion on the Committees International Study Tour</p>	23/01/07	➤ Committee adopted all minutes and reports.	Yes 06/03/07	The Agenda seeks to prepare the Committee in dealing with issues in the year to come.
2	<p>Briefing by the Department of Environmental Affairs & Tourism on their 05/06 Annual Report & Financial Statements.</p> <p>And Briefing by Marine & Coastal Management on their financial situation and allocation of fishing rights.</p>	30/01/07	➤ Committee decided to undertake an oversight visit to Marine & Coastal Management facilities.	Yes 06/03/07	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not</p>

					fulfilled. This relates to the NCOP 2009 programme which promotes inter-governmental relations.
3	<p>Hearing on the status of the “eradication of the bucket system” by the Department of Water Affairs & Forestry</p> <p>Role players:</p> <ul style="list-style-type: none"> • Department of Water Affairs and Forestry • DPLG • Provincial MEC’s • SC Finance • SC Local Government SALGA 	22/02/07 & 23/02/07	➤ Committee decided to undertake an oversight visit to the Provinces presenting before the Committee and hold follow up hearings	Report Adopted 08/05/07	The NCOP’s programme 2009 has Bucket Eradication listed as a priority in terms of oversight.
4	<p>Follow up briefing by the Human Rights Commission on the Eviction of Farm Workers</p> <p>Consideration & Adoption of Minutes</p>	27/02/07	➤ Committee decided to hold briefings with all the relevant Departments and the Human Rights Commission.	Yes 08/05/07	The NCOP’s programme 2009 has Farm Evictions listed as a priority in terms of oversight.

5	<p>Briefing by the Department of Water Affairs & Forestry on the International Agreement between the Republic of Botswana, the Republic of Mozambique, the Republic of South Africa and the Republic of Zimbabwe on the Establishment of the Limpopo Watercourse Commission, tabled in</p> <p>terms of section 231(2) of the Constitution, 1996, including the explanatory memorandum.</p> <p>Consideration & Adoption of the International Agreement, including the explanatory memorandum.</p> <p>Nomination of Members for consideration, to serve on the Olifants-Doorn Catchment Management Agency Advisory Committee.</p> <p>Consideration & Adoption of Minutes.</p>	06/03/07	<p>➤ The Commission proposed that Parliament ratify the International Agreement</p>	<p>Yes 08/05/07</p>	<p>Fulfils and complies with the Legislative requirements of the NCOP</p>
<p>Constituency Period: 2 April until 30 April Second term</p>					
6	<p>Briefing by the Department of Water Affairs & Forestry on their Strategic Plan & Budget Vote. Plenary Debate 24th May 2007</p>	08/05/07	<p>➤ The department should provide a provincial breakdown of bursaries offered by the department and how they are being administered and monitored.</p>	<p>Yes 25/05/07</p>	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p>

	<p>Consideration and Adoption of Minutes</p> <p>Consideration and Adoption of Committees 2006 Annual Report.</p>		<p>➤ The department should provide in writing how they have engaged the Departments of Water Affairs and Forestry and Environmental Affairs and Tourism around the Aquaculture Policy, taking into consideration small scale farmers.</p>		<p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>
7	<p>Briefing by the Department of Land Affairs on their Strategic Plan & Budget Vote. Plenary debate 6th June 2007</p> <p>Consideration and Adoption of DEAT Strategic Planning Workshop Report</p> <p>Consideration and Adoption of Minutes</p>	22/05/07	<p>➤ The Department should provide the Committee with a list of the land that has been expropriated and the one that is in the process of being expropriated.</p>	Yes 05/06/07	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>
8	<p>Briefing by the Department of Agriculture on their Strategic Plan & Budget Vote Plenary debate 6th June 2007</p> <p>Consideration and Adoption of</p>	25/05/07	<p>➤ The Department ensures that more detailed responses are provided in future and give a detailed report on what is done to alleviate poverty. The Department should submit quarterly reports to</p>	Yes 19/06/07	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in</p>

	Minutes		<p>the Committee.</p> <ul style="list-style-type: none"> ➤ The Department provides a list of individuals that have benefited from CASP and who are still successful, as well as details of those who were unsuccessful. ➤ The Department should provide the Committee with a list of municipalities that the department had assisted with the registration of boreholes. 		<p>conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>
9	<p>Briefing by the Department of Environmental Affairs and Tourism on their Strategic Plan and Budget Vote. Plenary Debate 7th June</p> <p>Consideration and Adoption of Minutes</p>	05/06/07	<ul style="list-style-type: none"> ➤ The department should provide the Committee with a written response relating to the question of South Africa's participation in the carbon credit trade ➤ The department should provide the Committee with a written response as to their interaction with the departments of Agriculture and Water Affairs, regarding the aquaculture policy ➤ The department should provide a list of all international donors, the amounts donated and how this money has been allocated ➤ The department should provide 	Yes 19/06/07	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>

			<p>the Committee with examples of a few successful cases of prosecution for non-compliance</p> <p>The department should provide a list of all the bills the department intends tabling before Parliament, stating when these bills are to be tabled.</p>		
10	<p>Briefing by the Department of Land Affairs on their 05/06 Annual Report & Financial Statements.</p> <p>Consideration and Adoption of Minutes</p>	19/06/07		<p>Yes 01/08/07</p>	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>
Constituency Period: 2 July until 27 July					
Third Term					
11	<p>Briefing by the Land Claims Commission on the Restitution of Land Rights, and their 06/07 Annual Report, with specific reference to progress achieved and bottlenecks /</p>	01/08/07	<p>➤ The Committee wanted a list of all land that is to expropriated by the Department of Land Affairs, citing the province, size of land, reason for expropriation and status quo of</p>	<p>Yes 25/10/07</p>	<p>It is an oversight activity and one of the priorities of the NCOP's 2009 programme.</p>

	challenges experienced in the Land Reform and Restitution process.		proceedings. ➤ The Committee requested a list of contact numbers for projects settled in the North West Province		
12	Briefing by the Department Land Affairs on the Eviction of Farm Workers, responding to the report of the Human Rights Commission and the progress made by the Department in addressing the issue.	21/08/07	➤ The Committee, together with various stakeholders and other affected Departments should have a meeting to ascertain how the issue of eviction can be simultaneously addressed by all. ➤	Yes 23/10/07	It is an oversight activity and one of the priorities of the NCOP's 2009 programme.
13	Consideration and Adoption of the 4 th Term Programme and Discussion surrounding the Committees involvement in oversight during the Peoples Assembly.	11/09/07	➤ The Committee adopts the fourth term programme.	Yes 23/10/07	The Agenda seeks to prepare the Committee in dealing with issues in the fourth term.
Constituency Period: 25 September until 6 October					
Fourth term					
14	Briefing by the Department of Water Affairs and Forestry on its 06 / 07 Annual Report.	09/10/07	➤ the department respond in writing to all questions that were not answered ➤ inform the Committee when the departments asset register has been finalised	Yes 25/10/07	By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing. This enables the Committee in conducting oversight over the

			<ul style="list-style-type: none"> ➤ provide the Committee with full report on the bucket eradication process prior to the deadline set by the President in his State of the Nation Address ➤ Their Staff Retention strategy should be availed to the Committees. ➤ A report detailing the implementation of the strategic plan for 2006/2007, whereby the achievements that the Department reported on are matched to the Strategic objectives, as outlined in the Strategic Plan should be submitted to the Committee. 		<p>Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>
15	<p>Briefing by the Department of Environmental Affairs and Tourism on the Convention on the Conservation and Management of Fishery Resources in the South East Atlantic Ocean (SEAFO), tabled in terms of section 231(2) of the Constitution, 1996. Including the Explanatory Memorandum to the Convention on the Conservation and</p>	23/10/07	<p>The Committee approved the proposal for Parliament to ratify the SEAFO Convention.</p>	Yes 20/11/07	<p>Fulfil and complies with the Legislative requirements of the NCOP</p>

Management of Fishery Resources in the South East Atlantic Ocean (SEAFO).				
16	Briefing by the Department of Agriculture on their 06/07 Annual Report and Financial Statements	25/10/07	<ul style="list-style-type: none"> ➤ the department respond in writing to all questions that Mr CJ van Rooyen had, but not asked in the meeting as they were of a financial nature and he wanted them in writing ➤ the Committee did not conclude its deliberation and report on the departments Annual Report, as the Committee felt that many issues remained unanswered and that further deliberations were required 	<p>Yes 20/11/07</p> <p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>
17	Briefing by the Department of Land Affairs on their 06/07 Annual Report.	06/11/07	<ul style="list-style-type: none"> ➤ The department respond in writing to any written requests of members and any question that was not answered during the meeting 	<p>Yes 20/11/07</p> <p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>

18	Briefing by the Department of Environmental Affairs & Tourism on their 06/07 Annual Report.	20/11/07	<ul style="list-style-type: none"> ➤ the Committee did not conclude its deliberation and report on the departments Annual Report, as the Committee felt that many issues remained unanswered and that further deliberations were required ➤ The department respond in writing to any written requests of members and any question that was not answered during the meeting 	To be Adopted in the 1 st term of 2008	<p>By interrogating the Annual Report of the Department, the Committee has an understanding of what the Department intends doing.</p> <p>This enables the Committee in conducting oversight over the Department, holding them accountable, if commitments are not fulfilled.</p> <p>This relates to the NCOP 2009 programme which promotes inter-governmental relations.</p>

2. CANCELLED MEETINGS (8)

No	Agenda	Date of meeting	Reason(s) for cancellation
First Term			
1	Briefing by the Department of Land Affairs on their Annual Report & Financial Statements. Consideration & Adoption of Minutes	20/02/07	A plenary was scheduled at the same time the meeting was to take place
2	Briefing by the Department of Agriculture on their Strategic Plan & Budget Vote	08/03/07	The meeting was postponed until the second term due to the Department not being able to finalise and Table their

	Consideration & Adoption of Minutes		Strategic Plan as yet.
3	Briefing by the Department of Land Affairs on their Strategic Plan & Budget Vote. Consideration & Adoption of Minutes	23/03/07	The meeting was postponed until the second term due to the new committee week programme adopted by the NCOP which only makes provision for Joint Committees to have meetings on Fridays.
4	Briefing by the Department of Environmental Affairs & Tourism on the progress made in streamlining the Environmental Impact Assessment process. Consideration & Adoption of Minutes	27/03/07	Due to a Joint Sitting at 12:00 and a sitting of the NCOP at 14:00, the scheduled meeting of the above- mentioned Committee has been postponed until the 2 nd term.
Second Term			
6	Briefing by the Department of Environmental Affairs & Tourism on the progress made in streamlining the Environmental Impact Assessment process. Consideration and Adoption of Minutes	26/06/07	The NCOP declared the week of the 25 th June 07 a Constituency week.
Third Term			
7	Briefing by the Department of Environmental Affairs & Tourism on the progress made in streamlining the Environmental Impact Assessment process.	24/08/07	The meeting was cancelled due to a Joint Rules Committee meeting scheduled for the same time.
Fourth Term			
8	Briefing by the Department of Environmental Affairs &	13/10/07	The meeting was postponed until further notice, at the request

Tourism on the progress made in streamlining the Environmental Impact Assessment process		of the Department.
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3A. LEGISLATION PASSED/CONSIDERED BY COMMITTEES (FINALISED & NOT FINALISED)

The Committee did not pass or consider any Legislation.

3B. FOLLOW-UP ON LEGISLATION

The Committee did not pass or consider any follow-up Legislation.

4A. PAPERS (INTERNATIONAL AGREEMENTS, PROTOCOLS, REPORTS REFERRED TO THE COMMITTEE) - INFORMATION ONLY

Title of Paper	Date of Referral	Action Required	Date considered by committee	Date of ATC Publication	Date of Debate in the House
First Term					
Strategic Plan of the Department of Land Affairs for 2007 to 2010	08/03/07	For Information	22/05/07	-----	-----
Second Term					
General Notice No 224 published in Government Gazette No 29674 dated 2 March 2007: Invitation to members of the Public to submit written comments on the national norms and Standards for the management of elephants in South Africa, tabled in terms of section 100 of the National Environmental Management: Biodiversity Act, 2004 (Act No 10 of 2004).	17/05/07	For Information	To be prioritised by the Committee	-----	-----

General Notice No 329 published in Government Gazette No 29711 dated 16 March 2007: Draft regulations on Bio-prospecting, access and benefit-sharing: published for public comment, tabled in terms of the National Environmental Management Act: Biodiversity Act, 2004 (Act No 10 of 2004).		For Information	To be prioritised by the Committee	-----	-----
Strategic Plan for the Department of Water Affairs and Forestry for 2007/08 to 2009/10.		For Information	To be prioritised by the Committee	-----	-----
General Notice No 224 published in Government Gazette No 29674 dated 2 March 2007: Invitation to members of the Public to submit written comments on the national norms and standards for the management of elephants in South Africa, tabled in terms of section 100 of the National Environmental Management: Biodiversity Act, 2004 (Act No 10 of 2004).	30/05/07	For Consideration	To be prioritised by the Committee	-----	-----
General Notice No 329 published in Government Gazette No 29711 dated 16 March 2007: Draft regulations on Bio-prospecting, access and benefit-sharing: published for public comment, tabled in terms of the National Environmental Management Act: Biodiversity Act, 2004 (Act No 10 of 2004).		For Consideration	To be prioritised by the Committee	-----	-----
Strategic Plan for the Department of Water Affairs and Forestry for 2007/08 to 2009/10		For Consideration	To be prioritised by the Committee	-----	-----

Government Notice No 355 published in Government Gazette No 29814 dated 20 April 2007: Withdrawal of declaration of land under the authority of a resolution of the National Assembly: Vaalbos National Park, in terms of the National Environmental Management: Protected Areas Act, 2003 (Act No 57 of 2003).	31/05/07	For Information	To be prioritised by the Committee	-----	-----
Government Notice No 394 published in Government Gazette No 29862 dated 4 May: Amendment to the list of Activities and Competent Authorities Identified in terms of section 24(2) and 24D made in terms of the National Environmental Management Act, 1998 (Act No 107 of 1998).		For Information	To be prioritised by the Committee	-----	-----
Government Notice No 395 published in Government Gazette No 29862 dated 4 May: Amendment to the list of Activities and Competent Authorities Identified in terms of section 24(2) and 24D made in terms of the National Environmental Management Act, 1998 (Act No 107 of 1998).		For Information	To be prioritised by the Committee	-----	-----
Government Notice No 392 published in Government Gazette No 29862 dated 4 May: National Environmental Management Second Amendment Bill, 2007: For further regulation of Environmental impact assessments, environmental authorizations and incidental matters for comment.		For Consideration	To be prioritised by the Committee	-----	-----
Government Notice No 393 published in Government Gazette No 29862 dated 4 May 2007: National Environmental Management Impact Assessment Regulations, 2006: For written comments		For Consideration	To be prioritised by the Committee	-----	-----

Government Notice No 396 published in Government Gazette No 29864 dated 4 May 2007: Intention to declare the Highveld Priority Area in terms of section 18(1) of the National Environmental Management: Air Quality Act, 2004 (Act No 39 of 2004).	19/06/07	For Information	To be prioritised by the Committee	-----	-----
Government Notice No 438 published in Government Gazette No 29887 dated 11 May 2007: Change of name: Greater St Lucia Wetland Park and Greater St Lucia Wetland Park Authority, in terms of the World Heritage Convention Act, 1999 (Act No 49 of 1999)		For Information	To be prioritised by the Committee	-----	-----
Third Term					
Government Notice No 396 published in Government Gazette No 29864 dated 4 May 2007: Intention to declare the Highveld Priority Area in terms of section 18(1) of the National Environmental Management: Air Quality Act, 2004 (Act No 39 of 2004).	19/06/07	Information Only	To be prioritised by the Committee	-----	-----
Government Notice No 438 published in Government Gazette No 29887 dated 11 May 2007: Change of name: Greater St Lucia Wetland Park and Greater St Lucia Wetland Park Authority, in terms of the World Heritage Convention Act, 1999 (Act No 49 of 1999)	19/06/07	Information Only	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Urban Transport Fund (UTF) for 2005-2006, including the Report of the Auditor-General on the Financial Statements for 2005-2006 [RP 45-2007].	07/08/07	Information Only	To be prioritised by the Committee	-----	-----

Report of the Railway Safety Regulator on the State of Railway Safety in South Africa for 2005-2006 [RP 7-2007].	07/08/07	Information Only	To be prioritised by the Committee	-----	-----
International Convention for the Control and Management of Ship's Ballast Water and Sediments—2004 (Ballast Water Management Convention), tabled in terms of section 231(2) of the Constitution, 1996.	07/08/07	Information Only (Referred to the Select Committee on Public Services for Consideration and Report – 8 / 8 / 07)	To be prioritised by the Committee	-----	-----
Explanatory Memorandum to the International Convention for the Control and Management of Ship's Ballast Water and Sediments—2004 (Ballast Water Management Convention).	07/08/07	Information Only (Referred to the Select Committee on Public Services for Consideration and Report – 8 / 8 / 07)	To be prioritised by the Committee	-----	-----
Government Notice No 505 published in Government Gazette No 29996, dated 19 June 2007: Establishment of the new Mokala National Park, made in terms of section 20(1)(a)(i) of the National Environmental Management: Protected Areas Act, 2003 (Act No 57 of 2003).	27/08/07	For Consideration	To be prioritised by the Committee	-----	-----

Government Notice No 514 published in Government Gazette No 29999, dated 21 June 2007: Constitution of the National Environmental Advisory Forum, made in terms of Chapter 2, section 6(1)(a)(i) of the National Environmental Management Act, 1998 (Act No 107 of 1998)	27/08/07	For Consideration	To be prioritised by the Committee	-----	-----
Government Notice No 830 published in Government Gazette No 30057, dated 6 July 2007: Notice of intention to establish the National Framework, made in terms of section 7 of the National Environmental Management: Air Quality Act, 2004 (Act No 39 of 2004).	27/08/07	For Consideration	To be prioritised by the Committee	-----	-----

**4B. PAPERS (INTERNATIONAL AGREEMENTS, PROTOCOLS, REPORTS REFERRED TO THE COMMITTEE)
- CONSIDERATION AND REPORT**

Title of Paper	Date of Referral	Action Required	Date considered by committee	Date of ATC Publication	Date of Debate in the House
First Term					
International Agreement between the Republic of Botswana, the Republic of Mozambique, the Republic of South Africa and the Republic of Zimbabwe on the Establishment of the Limpopo Watercourse Commission, tabled in terms of section 231(2) of the Constitution, 1996, including the explanatory memorandum	14/11/06	For Consideration and report	06/03/07	22/03/07	27/03/07

Third Term					
Convention on the Conservation and Management of Fishery Resources in the South East Atlantic Ocean (SEAFO), tabled in terms of section 231(2) of the Constitution, 1996	27/08/07	For Consideration and report	Department briefed the Committee on the 23/10/07	25/10/07	21/11/07
Explanatory Memorandum to the Convention on the Conservation and Management of Fishery Resources in the South East Atlantic Ocean (SEAFO).	27/08/07	For Consideration and report	Department briefed the Committee on the 23/10/07	25/10/07	21/11/07
Fourth Term					
Report and Financial Statements of the Forest Industries Education and Training Authority (FIETA) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 64-2007].	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Food and Beverages Manufacturing Sector Education and Training Authority (FoodBev-Seta) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 65-2007].	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Agricultural Sector Education and Training Authority (Agri-Seta) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 56-2007].	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----

Report and Financial Statements of the South African Weather Service (SAWS) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 114-2007].	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of South African Tourism For 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007.	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the South African National Biodiversity Institute (SANBI) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007.	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Greater St Lucia Wetland Park Authority for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007.	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Strategic Plan of the Marine Living Resources Fund for 2007 to 2010.	11/09/07	Consideration only	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Tourism, Hospitality and Sport Education and Training Authority (Theta) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 77-2007].	11/09/07	Consideration and Report	To be prioritised by the Committee	-----	-----

Report and Financial Statements of South African Tourism For 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007.	13/10/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the South African National Biodiversity Institutes (SANBI) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007.	13/10/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Greater St LuciaWetland Park Authority for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007.	13/10/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Agricultural Research Council (ARC) for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 168-2006].	13/10/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Ncera Farms (Pty) Ltd for 2006-2007, including the Report of the independent Auditors on the Financial Statements for 2006-2007.	19/10/07	Consideration and Report	To be prioritised by the Committee	-----	-----
Report and Financial Statements of the Ingonyama Trust Board for 2006-2007, including the Report of the Auditor-General on the Financial Statements for 2006-2007 [RP 210-2007].	19/10/07	Consideration and Report	To be prioritised by the Committee	-----	-----

5. OVERSIGHT VISITS/STUDY TOURS UNDERTAKEN (NATIONAL & INTERNATIONAL)

The Committee did not undertake any Oversight Visits or Study Tours.

6. FOLLOW-UP ACTIVITIES BY COMMITTEE: TAKING PARLIAMENT TO THE PEOPLE/ PROVINCIAL WEEK

Activity	Purpose	Date	Province Visited	How Activity Relates to Programme 2009	Issues Requiring Follow-Up
Third Term					
This trip was a follow up visit to the NCOP's "Taking Parliament to the People" programme in the Free State Province	Oversight	6 th – 8 th August 07	Free State Province	Public participation	To be identified by the NCOP

7. WORKSHOPS AND CONFERENCES ATTENDED, INVITATION OF CHAIRPERSON OR DELEGATION

Date	Destination	Purpose	Date Report Adopted by the House	How Purpose and Outcome of Trip relates to Programme 2009
First Term				
13 – 14 March 2006	Cape Town (All Members of the Committee)	Workshop with DEAT on Strategic Plans and Budget for 2007/08	No Report	Gives the Committee an indication of what the Department has planned for 2008 in relation to what the NCOP's Programme 2009 has prioritised.
26 - 27 March 2007	Johannesburg (Rev P Moatshe and Ms BN Dlulane)	Ministerial Legotla focussing on the Overview of the Department and its entities Strategic Plans as	No Report	Gives the Committee an indication of what the Department has planned for 2008 in relation to what the NCOP's Programme

		well as a review of the implementation of Operation Gijima.		2009 has prioritised.
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8. CONSIDERATION OF BUDGET VOTES & STRATEGIC PLANS

Budget Vote No.	Date of Briefing/ Deliberations	Report Adopted	Issues for Follow-Up by Committee as part of Oversight
Department of Water Affairs and Forestry – Vote No 34	08/05/07	Minutes Adopted	None
Department of Land Affairs – Vote No 28	22/05/07	Minutes Adopted	None
Department of Agriculture – Vote 24	25/05/07	Minutes Adopted	None
Department of Environmental Affairs and Tourism – Vote 26	05/06/07	Minutes Adopted	None

9. ANNUAL REPORTS FROM DEPARTMENTS AND ENTITIES REFERRED TO COMMITTEES

Department/ Entity	Date of Referral	Date of Briefing/ Deliberations	Report Adopted
Second Term			
Department of Land Affairs 05/06 Annual Report	24/10/06	The Department briefed the Committee on the 19 th June 2007	Committee Concluded its deliberations on the Departments' Annual Report and Financial Statements (to be ATC'd)
Forth Term			

Department of Land Affairs 06/07 Annual Report (Vote 25)	27/09/07	The Department briefed the Committee on the 6 th November 2007	Committee Concluded its deliberations on the Departments' Annual Report and Financial Statements. (to be ATC'd)
Department of Agriculture 06/07 Annual Report (Vote 29)	27/09/07	The Department briefed the Committee on the 25 th October 2007	Committee did not conclude its deliberations on the Departments' Annual Report and Financial Statements.
Department of Environmental Affairs and Tourism 06/07 Annual Report (Vote 27)	27/09/07	The Department briefed the Committee on the 20 th November 2007	Committee did not conclude its deliberations on the Departments' Annual Report and Financial Statements.
Department of Water Affairs and Forestry 06/07 Annual Report (Vote)	28/09/07	The Department briefed the Committee on the 9 th October 2007	Committee Concluded its deliberations on the Departments' Annual Report and Financial Statements. (ATC'd 12/10/07)

10. PUBLISHED COMMITTEE REPORTS

Title of Report	Date Adopted by Committee	ATC Date
Report of the Select Committee on Land and Environmental Affairs on the Annual Report and Financial Statements for 2005/06 of the Department of Environmental Affairs and Tourism	30/01/07	21/02/07
Report of the Select Committee on Land and Environmental Affairs on the International Agreement between the Republic of Botswana, the Republic of Mozambique, the Republic of South Africa and the Republic of Zimbabwe on the Establishment of the Limpopo Watercourse Commission, tabled in terms of section 231(2) of the Constitution, 1996, including the explanatory memorandum.	06/03/07	22/03/07

Report of the Select Committee on Land and Environmental Affairs on the Annual Report and Financial Statements for 2006/2007 of the Department of Water Affairs and Forestry, dated 9 October 2007:	09/10/07	12/10/07
Report of the Select Committee on Land and Environmental Affairs on the Convention on the Conservation and Management of Fishery Resources in the South East Atlantic Ocean (SEAFO), dated 23 October 2007:	23/10/07	25/10/07

11. LIST OF OUTSTANDING /PENDING ISSUES TO BE FOLLOWED BY THE COMMITTEE

Outstanding Matters	How Agenda relates to Programme 2009	Proposed Course of Action
Follow up hearings with the Free State, North West and Eastern Cape provinces in relation to the 'eradication of the bucket system" programme	To ascertain whether or not provinces have complied with the Presidential directive of eradicating the bucket system in all formalised areas by 2008.	The Committee intends to have follow up hearings on the matter.
Oversight visit by the Committee to the various Provinces, in an attempt to gain first hand knowledge of the extent and impact of Farm Evictions.	Farm Eviction is a priority area identified by the NCOP Programme 2009, for Committee to conduct oversight.	The Committee intends conducting oversight during 2008.

12. APPROVED SPONSORSHIPS TO COMMITTEE OR INDIVIDUAL MEMBER

Nature of the Sponsor	Value of the Sponsor	Source of Sponsor	Date Approved by Presiding Officers
Workshop with DEAT on Strategic Plans and Budget for 2007/08	Approx R 15 000	Department of Environmental Affairs and Tourism	07/03/2007
Attend Ministerial Legotla for Agriculture and Land Affairs	Approx R 8 000	Minister of Agriculture and Land Affairs	22/03/2007

13. COMMITTEE BUDGETS ALLOCATIONS FOR 2007 / 2008

ALLOCATED BUDGET: R 426, 542	EXPENDITURE AS AT 5 th December 2007		
	Activity	Costs	Balance as at 5 th December 2007
	Subsistence Domestic: Hotel	R 9 561.00	
	Subsistence Domestic: Meals	R 29 923.00	
	Subsistence Attendance	R 1 200.00	
	Travel Air: Domestic	R 12 045.00	
	Mileage Claims	R 10 315.00	
			R 363 498.00

14. SUPPORT STAFF:

Committee Secretary: Mr A A Bawa

Control Committee Secretary: Ms B M Bottoman (Stand In)

Secretary to Chairperson: Ms M Letago

Researcher (Research Unit): Ms

COMMITTEE SECRETARY:.....

DATE:.....

CONTROL COMMITTEE SECRETARY:.....

DATE:.....

COMMITTEE CHAIRPERSON:.....

DATE:.....

ANNEXURE A – Master Attendance Register

ANNEXURE B – Copies of minutes of all meetings held (Signed copies available on request)

ANNEXURE C – Copies of Report Adopted by the Committee (Signed copies available on request)

ANNEXURE D – Copy of the latest budget statement