



KWAZULU-NATAL LEGISLATURE

AN ACTIVIST PEOPLE-CENTRED LEGISLATURE

[No. 18/2020] SECOND SESSION, SIXTH LEGISLATURE

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ANNOUNCEMENTS AND TABLINGS

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TUESDAY, 17 NOVEMBER 2020

VIRTUAL SITTING: 09H00

1. **PRAYER (Item 1 on the Order Paper)**

Opportunity for prayer or silent meditation.

2. **OBITUARIES (Item 2 on the Order Paper)**

Honourable Members, it is with profound sadness that we formally note the passing away of:

- 2.1 Mr Mluleki E. Ndobe, KZN Legislature Deputy Speaker an upright leader, a deep thinker and a true servant of the people who passed away on Friday, 06 November 2020 and was laid to rest on Saturday, 14 November 2020;

- 2.2 Mrs Happy Zulu, mother to Mrs Samkelisiwe Dlamini (Questions Coordinator) Legislative Operations who passed away on Thursday, 5 November 2020 and was laid to rest on Sunday, 8 November 2020;
- 2.3 His Royal Highness Prince Lethukuthula Zulu, the first-born son and eldest son of King Goodwill Zwelithini kaBhekuzulu and Queen Sibongile MaDlamini, who passed away on Saturday, 07 November 2020 and was laid to rest on Friday, 13 November 2020;
- 2.4 Esteemed outgoing Auditor-General (AG) Kimi Makwetu, who served this country with dedication, with distinction and with great integrity. Mr Makwetu passed away on Wednesday, 11 November 2020;
- 2.5 Former Nelson Mandela Bay Mayor Mongameli Bobani. Councillor Bobani of the UDM who passed away on Wednesday, 11 November 2020; and
- 2.6 On behalf of the Legislature, may I take this opportunity to request Members of the Legislature to remember all those who have succumbed to the Covid-19 pandemic and to keep them in your thoughts and prayers.

Let's not forget to be forever grateful to all our health practitioners and related fraternities for their continued dedication and diligence towards their work, despite the challenges that their disciplines bring. They are indeed our true heroes and heroines.

In the same breath, let's also put our Members, Staff and their families, and all those in their social circle of influence in our prayers, and all those affected and infected by the Covid-19 pandemic. As Members we must continue to encourage people in the spaces around us to observe and strictly adhere to the Alert Level 1 Disaster Regulations

applicable to all citizens by wearing of masks and issues of social distancing.

Let us observe a moment of silence.

3. ANNOUNCEMENTS (Item 3 on the Order Paper)

3.1 RULING ON VIRTUAL SITTING

Hon Members, you are reminded that this Virtual Sitting will be conducted in terms of the *Rules for Virtual Meetings*, read with our existing Standing Rules.

In terms of Rule 6 of the *Rules for Virtual Meetings*, the quorum requirement for Virtual Sittings of the House are provided for in the Constitution and the Standing Rules of the KZN Legislature. Standing Rule 44 of the Standing Rules provides as follows:

“At least one third of all the members of the Legislature must be present to constitute a plenary meeting of the Legislature ...”

The Rules for Virtual Meetings also define “present” as follows:

*“**present**” means the attendance of a Member in a virtual meeting by electronic means in a manner that allows the Member to join and participate in the meeting.*

The Secretary has confirmed that we have the required one-third of Members present in order to commence with the Virtual Sitting. The Sitting is therefore properly constituted.

Party voting

Rule 7(d) of the Rules for Virtual Sitings also state that-

“The presiding officer must, before or at the start of the discussion on the matter, expressly inform Members if a party vote will be taken.”

In line with the above, I confirm that the **Debate and voting on the Traditional Courts Bill [B1D-2017]**; and the voting thereon will be done on a party-by-party basis. A party vote is a collective vote on behalf of all the members of a Party present at this virtual Sitting, up to the total membership of that party in the sitting.

However, I will allow an opportunity for any individual Member to vote differently from his/her party, or to abstain, if any Member wishes to do so.

We will now proceed with the rest of the matters on the Order Paper.

3.2 APOLOGIES

3.2.1 Honourable Ms N Dube-Ncube, MEC for Economic Development, Tourism and Environmental Affairs – This is due to an urgent meeting called by the Premier of the Province Mr S. Zikalala scheduled at the same day and time;

3.2.2 Honourable Mr RR Pillay, MEC for Finance – he has an unavoidable commitment;

3.2.3 Honourable Mr MB Ntuli, MEC for Transport, Community Safety and Liaison – he has a government engagement;

3.2.4 Honourable Ms HSG Mavimbela, MEC for Arts, Culture, Sport and Recreation – she is attending the Economic Governance School in Gauteng;

3.2.5 Honourable Mr LM Meyer – he has a party engagement;

3.2.6 Honourable Mr AV Khoza – he has an emergency;

3.2.7 Honourable Ms N Dlamini – she has a commitment; and

3.2.8 Honourable Mr ME Phakathi – he has a family commitment.

3.3 BIRTHDAYS

Today, 17 November 2020 is His Excellency President Cyril Ramaphosa and honourable Ms S Thakur-Rajbansi's birthdays, may I take this opportunity to wish them a happy birthday and hope they have a fabulous day.

3.4 168 YEARS ARRIVAL OF INDENTURED INDIANS

I also wish to acknowledge the 168 years arrival of Indentured Indians in South Africa. The celebration was held yesterday, 16 November 2020.

3.5 BANYANA BANYANA WIN FOR THE 7TH TIME

I would like to congratulate Banyana Banyana for the win record Seventh Cosafa Women's Cup title. South Africa claimed the Cosafa Women's Cup for a record seventh time after defeating Botswana 2 – 1 in Port Elizabeth on Saturday.

3.6 REQUEST FOR MEMBERS TO EMAIL THEIR SPEECHES TO HANSARD TEAM

Honourable Members, you are kindly reminded to send in all your speeches of debates to Mr Allan Parrott (Control Editor: Hansard or Language Services) at parrotta@kznleg.gov.za. Alternatively, speeches can be sent to Ms Jacqueline Stone (Manager: Hansard & Language Services) at stonej@kznleg.gov.za.

4. ANNOUNCEMENTS OR REPORTS BY THE PREMIER (Item 4 on the Order Paper)

Opportunity for Premier to make Announcements

5. TABLINGS (Item 5 on the Order Paper)

5.1 KwaZulu-Natal Legislature:

5.1.1 Budget Performance In-Year Monitoring Report [IYM] for the month of October 2020.

5.2 Department of Arts and Culture:

5.2.1 Department of Arts and Culture Annual Report 2019/20; and

5.2.2 Entity: Amafa aKwaZulu-Natali Annual Report 2019/20.

5.3 Department of Social Development:

5.3.1 Department of Social Development Annual Report 2019/20.

- 5.4 Department of Human Settlements:**
 - 5.4.1 Department of Human Settlements Annual Report 2019/20.
- 5.5 Department of Finance:**
 - 5.5.1 KZN Treasury Annual Report 2019/20.
- 5.6 Department of Public Works:**
 - 5.6.1 1st Draft Annual Performance Plan 2021/2022.
- 5.7 Department of Agriculture and Rural Development:**
 - 5.7.1 Draft Annual Performance Plan 2021/22; and
 - 5.7.2 1st Draft 2021/22 MTEF Budget.
- 5.8 Cooperative Governance and Traditional Affairs Portfolio Committee Report:**
 - 5.8.1 Cooperative Governance and Traditional Affairs Portfolio Committee on the Final Mandate of the Traditional Courts Bill [B1D – 201] in terms of Rule 243 of the Standing Rules.
- 6. Formal Motions or Notices by the Chief Whip (Item 6 on Order Paper)**
- 7. Order of the Day (Item 7 on the Order Paper)**
 - 7.1 Debate and voting on the Traditional Courts Bill [B1D-2017].