



# KWAZULU-NATAL LEGISLATURE

AN ACTIVIST PEOPLE-CENTRED LEGISLATURE

[No. 08/2021] THIRD SESSION, SIXTH LEGISLATURE

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## **ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS**

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TUESDAY, 13 APRIL 2021

VIRTUAL SPECIAL SITTING: 08H30

1. PRAYER (Item 1 on the Order Paper)

Opportunity for Prayer or Silent Meditation.

2. OBITUARIES (Item 2 on the Order Paper)

Honourable Members, let us take a moment to remember in our thoughts and prayers all those souls who have departed from us untimely, either due to Covid-19 or through natural and unnatural causes:

- 2.1 - Mr Thumani Mathe, brother to Mr Mathews Mathe of the SCM Unit;

- Dr F T Mdlalose, the “giant leader” who made an unquantifiable contribution to peace and prosperity in the Province; the Province’s first democratically-elected Premier from May 1994 until March 1997; who also served as SA’s Ambassador to Egypt and retired from active politics in 2005;
- Mr Neil McKay, 46, a wheelchair-bound farmer who was killed at a farm in Winterton;
- All Councillors of our Province who have recently passed away;
- Amakhosi and Izinduna who have recently passed away;
- Casualties of road fatalities in the province, and
- All Public Servants of this province and the country at large who have passed away in recent times.

**2.2** May I take this opportunity on behalf of the Legislature community and borrow words from unnamed authors and they go as follows: *“Many words go unspoken; many thoughts go unheard; but no good deed ever goes unnoticed”*.

These words are particularly applicable to our healthcare workers and all other workers who serve humanity various fields. Some of them have sacrificed their own lives in trying to save and protect our lives. We will therefore be indebted to them forever.

Honourable Members, let us now observe a moment of silence to honour all those who have departed from the physical world. May they live in our hearts and our memories for as long as we draw breath.

### 3. ANNOUNCEMENTS (Item 3 on the Order Paper)

#### 3.1 ANNOUNCEMENT REGARDING THE REASON FOR THE SPECIAL SITTING ON 13 APRIL 2021

The Sitting today has been called to confer the final mandate to NCOP on Upgrading of Land Tenure Rights Amendment Bill [B6B-2020].

#### 3.2 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 wish to confirm that the voting on the conferral of a Final and a Voting Mandate on Upgrading of Land Tenure Rights Amendment Bill [B6B-2020] 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.

#### **4. APOLOGY**

4.1 Hon S Zikalala, Premier of KwaZulu-Natal has prior engagements.

#### **5. MEMBER WHO IS NOT WELL**

5.1 Hon S H Mthethwa

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

**Opportunity for Premier to make Announcements**

The Premier has no announcements to make.

**7. TABLING (Item 5 on the Order Paper)**

**7.1 Agriculture and Rural Development Portfolio Committee Report:**

Agriculture and Rural Development Portfolio Committee Report on Upgrading of Land Tenure Rights Amendment Bill [B6B-2020] in terms of Rule 243 of the Standing Rules.

**8. Formal Motions or Notices by the Chief Whip (Item 6 on Order Paper)**

**9. Order of the Day (Item 7 on the Order Paper)**

**9.1 Debate and conferral of a Final and a Voting Mandate on the Upgrading of Land Tenure Rights Amendment Bill [B6B-2020].**