



# KWAZULU-NATAL LEGISLATURE

*AN ACTIVIST PEOPLE-CENTRED LEGISLATURE*

[No. 09/2021] THIRD SESSION, SIXTH LEGISLATURE

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

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THURSDAY, 15 APRIL 2021

HYBRID SITTING: 10H00

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 - All Councillors of our Province who have recently

passed away;

- Amakhosi and Izinduna who have recently passed away;
- Casualties of road accidents 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 the words from an unnamed author which 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 in various fields. Some of them have sacrificed their own lives in trying to save and protect ours. We will 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 RULING ON VIRTUAL SITTING**

Hon Members, you are reminded that this Virtual Sitting is being 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 is

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 Sittings 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 voting on the **KwaZulu-Natal Authorisation of Unauthorised Expenditure Bill, 2021** 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 Mr S Zikalala, Premier of KwaZulu-Natal, has tendered his apology for being unable to attend today's sitting as he will be accompanying His Excellency President Cyril Ramaphosa during a visit to the Port of Durban (Transnet);

**3.2.2** Honourable Mr R R Pillay, MEC for Economic Development, Tourism and Environmental Affairs and Honourable Ms N P Nkonyeni, MEC for Transport, Community Safety and Liaison, have tendered their apologies for their absence today as they will be accompanying the honourable Premier on the aforementioned visit; and

**3.2.3** Honourable Mr V R Mlotshwa and Honourable Mr M E Phakathi have tendered their apologies for their absence today due to their party commitments.

### **3.3 MEMBER WHO IS NOT WELL**

**3.3.1** Honourable Mr M W Twala is unwell and we therefore wish him a speedy recovery.

### **3.4 BIRTHDAYS:**

Honourable Ms S Hoosen celebrated her birthday on Thursday, 1 April. I wish to take this opportunity to wish her a happy belated birthday. We hope she had a wonderful day.

Today, 15 April, is honourable Mr S C Nkosi's birthday. Hon Nkosi, may your day be filled with joy and may all your heart's desires be fulfilled.

I would also like to wish a happy birthday in advance to the following Members:

1. Honourable Ms N R Majola (16 April);
2. Honourable Mr B Singh (20 April);
3. Honourable Bishop E V Dube (23 April); and
4. Honourable Mr M Khawula (28 April).

On behalf of everyone, I would like to wish all these Members a wonderful year ahead.

### **3.5 HOLY MONTH OF RAMADAN**

May I wish all members of our Muslim community well as they enter the holy month of Ramadan. Ramadan is remembered as the month in which the Prophet Muhammad, may peace be upon him, received the first of the revelations which make up the Holy Quran.

### **3.6 REMINDER TO MEMBERS ABOUT RULES OF DEBATE**

Honourable Members are reminded that maintaining the decorum of the House is important and a requirement at all times.

Members are allowed to invoke Standing Rule 73 which states as follows:

#### **73. Acting for absent Member**

(1) Subject to sub-rule (2), a Member may take charge of a motion or an order of the day in the absence of the

Member in charge, provided that he or she has been authorised to do so by the absent Member.

(2) A Member may not take charge of a motion or an order of the day on behalf of an MEC.

In other words, a Member may stand in for another Member in certain instances, provided that he/she has been given permission to do so by the absent Member. However, protocol must be observed at all times and the matter must be brought to the attention of the Presiding Officer and the Table Staff timeously. Should circumstances arise that such timeous notification is not possible, it is incumbent upon a Member standing in for another Member to formally request the indulgence of the Presiding Officer and wait for permission to be granted. In this way courtesy is shown, not only to the Presiding Officer, but also to other Members and members of the public who have taken the time to follow the proceedings of the House via social media platforms.

### **3.7 REMINDER TO MEMBERS TO EMAIL OR LEAVE THEIR SPEECHES OF DEBATE WITH THE STAFF AT THE TABLE**

Honourable Members, it is vital that all Members who take part in debates email the electronic copies of their speeches to Hansard after delivery. At times the quality of the acoustics during debates has proved to be challenging, and this is usually due to connectivity problems. This is not a problem which IT has any control over, and I therefore request all Whips to ensure that their party members who are scheduled to speak during a debate, email their speeches to Mr Allan Parrott (Control Editor: Hansard & Language Services: English) at [parrotta@kznleg.gov.za](mailto:parrotta@kznleg.gov.za). Alternatively, speeches may be sent to Ms Jacqueline Stone (Manager: Hansard & Language Services: English) at [stonej@kznleg.gov.za](mailto:stonej@kznleg.gov.za). We expect Members to co-operate

with this request and thank them in advance for their consideration.

### **3.8 REMINDER FOR SUBMISSION OF DISCLOSURE OF FINANCIAL INTEREST FORMS**

Members are urged to submit Disclosure of Financial Interest Forms. The deadline for submission is 30 April 2021. For any assistance in this regard, please liaise with Mr Nishan Sukraj (Manager: Legal Services) at 082 255 7716 or 083 627 8070. Email: [SUKRAJR@kznleg.gov.za](mailto:SUKRAJR@kznleg.gov.za)

### **3.9 PARMED**

Ms Wendy Landsberg from Parmed is available between 10h00 to 14h00 today to assist honourable Members with queries. Members will find her in the Members' Affairs Office.

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

**Opportunity for the Premier to make Announcements**

## **5. TABLINGS (Item 5 on the Order Paper)**

### **5.1 Standing Committee on Public Accounts:**

**5.1.1 Report of the Standing Committee on Public Accounts on the KwaZulu-Natal Unauthorised Expenditure Authorisation Bill, 2021.**

## **5.2 Women's Caucus:**

**5.2.1** Report on the Multiparty Women's Caucus Capacity Building Workshop held in the uMhlatuze Council Chamber on 04 February 2020;

**5.2.2** Report of the Multiparty Women's Caucus Workshop on Etiquette held on 08 July 2020 and 09 February 2021;

**5.2.3** Report of the Multiparty Women's Caucus on the Gender Responsive Budgeting and Planning Workshop held via a virtual platform on 09 February 2021; and

**5.2.4** Report of the Multiparty Women's Caucus on a Capacity Building Workshop on Protocol held via a virtual platform on 06 May 2020.

## **5.3 Portfolio Committee on Education:**

**5.3.1** Report on State of KZN Agricultural Focused Schools;

**5.3.2** Report on Schools' Functionality Monitoring Programme, 2021; and

**5.3.3** Report on Visits to NSC Examinations Marking Centres, 2021.

## **5.4 Department of Education:**

**5.4.1** Department of Education: Annual Performance Plan for 2021/22; and

**5.4.2** Department of Education: Strategic Plan for 2021/22.



**5.5 Department of Arts and Culture:**

**5.5.1** Department of Arts and Culture: Annual Performance Plan for 2021/22.

**5.6 Department of Community Safety and Liaison:**

**5.6.1** Department of Community Safety and Liaison: Annual Performance Plan for 2021/22.

**5.7 Department of Agriculture and Rural Development:**

**5.7.1** Agri-business Development Agency: Annual Performance Plan for 2021/22;

**5.7.2** Agri-business Development Agency: Organisational Annual Operational Plan for the 2021/22 Financial Year; and

**5.7.3** Agri-business Development Agency: MTSF Implementation Plan for 2021/22.

**5.8 Department of Health:**

**5.8.1** Department of Health: Annual Performance Plan for 2021/22 to 2023/24.

**5.9 Department of Co-operative Governance and Traditional Affairs:**

**5.9.1** Ilembe District Municipality: Annual Report for 2019/20;

**5.9.2** Nongoma Local Municipality: Annual Report for 2019/20; and

**5.9.3** Ray Nkonyeni Municipality: Annual Report for 2019/20.

**5.10 Department of Economic Development, Tourism and Environmental Affairs:**

**5.10.1** KwaZulu-Natal Sharks Board: Annual Performance Plan for 2021/22.

**5.11 Department of Sport and Recreation:**

**5.11.1** Department of Sport and Recreation: Annual Performance Plan for 2021 – 2022.

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

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

**7.1** Debate on Human Rights Day Celebrations; and

**7.2** Debate and Voting on the KwaZulu-Natal Authorisation of Unauthorised Expenditure Bill, 2021.