



KWAZULU-NATAL LEGISLATURE

AN ACTIVIST PEOPLE-CENTRED LEGISLATURE

[No. 22/2021] THIRD SESSION, SIXTH LEGISLATURE

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ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

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FRIDAY, 03 DECEMBER 2021

VIRTUAL SITTING: 08H30

1. PRAYER (Item 1 on the Order Paper)

Opportunity for Prayer or Silent Meditation.

2. ANNOUNCEMENT REGARDING THE REASON FOR THE SPECIAL SITTING TODAY, 03 DECEMBER 2021

Honourable Members, thank you for making yourselves available for today's Special Sitting. The Office of the Speaker was advised to call a special sitting in order to comply with NCOP processes and to enable the Legislature to participate in the mandate required at the NCOP. Today's Special Sitting is being held to deal with the Debate and Voting on the Conferral of a Final Mandates on the following –

- 2.1 Division of Revenue Amendment Bill, [B19 -2021]; and
- 2.2 National Environmental Management Laws Amendment Bill, [B14F-2017].

I trust Members will find this to be in order.

3. OBITUARIES (Item 2 on the Order Paper)

3.1 It is with a heavy heart that I must announce the passing on of the following individuals who were and are still part of our families in one way or the other:

- Mr Nkanyiso Mathe, Sports Administrator: Community Sport Development in the Department of Sport and Recreation.
- All victims of gender-based violence and hate crimes;
- All victims of road fatalities in our province during the recent past; and
- All South Africans who have recently passed away as a result of Covid 19-related complications.

Let us remember to keep the families of the departed in our thoughts and continue to include them in our prayers.

Honourable Members, let us observe a moment of silence in honour of these departed souls.

May their souls rest in peace.

4. ANNOUNCEMENTS (Item 3 on the Order Paper)

4.1 RULING ON VIRTUAL SITTING AND VOTING

Honourable Members are reminded that this Virtual Sitting will be conducted in terms of our amended Standing Rules.

Rule 49(1) of the Standing Rules provides that –

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

Rule 49(2) further states that –

- (a) a majority of the members of the Legislature must be present before a vote may be taken on a Bill or an amendment to a Bill;
- (b) at least one third of the members must be present before a vote may be taken on any other question before the legislature; and
- (c) all questions are decided by a majority of the votes cast.

The Standing Rules also define “present” as follows:

“**present**” in relation to virtual sittings or meetings, means the attendance of a member in a sitting or meeting held through electronic means in a manner that allows the member to join and participate in the meeting;

Party voting

Rule 288(4) of the Rules also states that –

“The presiding officer or chairperson 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 –

1. The Debate and Voting on the Conferral of a Final Mandate on the **Division of Revenue Amendment Bill, [B19 -2021]**; and
2. The **National Environmental Management Laws Amendment Bill, [B14F-2017]**, 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.

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

4.2 APOLOGIES

4.2.1 Honourable Mr SE Hlomuka, MEC for Cooperative Governance and Traditional Affairs attending the TRADSMEC meeting;

4.2.2 Honourable Mr KI Mshengu, MEC for Education is attending the RSA-Cuba Political Seminar on Education;

4.2.3 Honourable Ms HGS Mavimbela, MEC for Arts, Culture, Sport and Recreation attending the funeral of an official who was gunned down last week in Pietermaritzburg;

4.2.4 Honourable Mr MJ Mazibuko has organisational matters; and

4.2.5 Honourable Mr A V Khoza, honourable Mr M W Twala and honourable Ms N Dlamini have organisational engagements.

4.3 BIRTHDAY

I would like to take this opportunity to wish honourable Mr M B Gwala a happy birthday for tomorrow, 4 December. We hope the celebration of his birthday will bring him great joy.

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

Opportunity for the Premier to make announcements

6. TABLINGS (Item 5 on the Order Paper)

6.1 Portfolio Committee on Finance

6.1.1 Report of the Finance Portfolio Committee on the Division of Revenue Amendment Bill [B19-2021].

6.2 Portfolio Committee on Conservation and Environmental Affairs

6.2.1 Report of the Portfolio Committee on Conservation and Environmental Affairs on the National Environmental Management Laws Amendment Bill [B14F-2017] in terms of Rule 243 of the Standing Rules.

7. FORMAL MOTIONS AND NOTICES BY THE CHIEF WHIP (Item 6 on the Order Paper)

8. ORDERS OF THE DAY (Item 7 on the Order Paper)

8.1 Debate and Voting on the Conferral of a Final Mandate on the **Division of Revenue Amendment Bill, [B19 -2021]**; and

8.2 Debate and Voting on the Conferral of a Final Mandate on the **National Environmental Management Laws Amendment Bill, [B14F-2017]**.

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