

THURSDAY, 24 NOVEMBER 2022

[No. 20/2022] FOURTH SESSION, SIXTH LEGISLATURE

KWAZULU-NATAL LEGISLATURE

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MINUTES OF PROCEEDINGS

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Thursday, 24 November 2022

The Hybrid House met at 09h02.

1. 09h03 Members were given an opportunity for silent prayers or meditation.
2. 09h04 The Speaker made announcements, including the passing away of all victims of road fatalities in the province since the last sitting.

The Hybrid House observed a minute of silence.

3. 09h11 The Premier made announcements.
4. 09h17 The Speaker read into the record the tabling of the following documents:

4.1 Standing Committee on Public Accounts:

4.1.1 KwaZulu-Natal Legislature – Report of the Standing Committee on Public Accounts: Hearings on 2021/22 Reports by the Auditor General.

4.2 Department of Public Works and Human Settlements:

4.2.1 Report by the Department of Public Works and Human Settlements on the department's performance against its Annual Performance Plan and Remarks by the MEC.

5. 09h18 The following Members gave notice of their intention to move motions on the next sitting day of the House:

5.1 Ms MC Frazer, ANC, to move:

Le Ndlu iqaphela:

Isimo sokusweleka kwamanzi esifundeni sasoThukela ephethwe i-IFP;

Ukuthi ompompi bomile kanti namaloli adilivayo akhetha izibongo.

Ngakho-ke le Ndlu inquma kanje:

Ukukhuthaza iqembu leNkatha ukuthi alilungise indlu yalo iphakele abantu amanzi njengoba bekunjalo eminyakeni edlule.

Ukucela uMEC wakwa-Cogta ukuba aphenye ukusebenza kwamaloli.

[This House notes:

That there is water scarcity in the IFP-led uThukela District; and

That taps have run dry and water delivery trucks supply only some households and not others.

This House therefore resolves:

To urge the IFP to get its house in order and supply people with water, just like it was done in previous years; and

To call on the MEC for Co-operative Governance and Traditional Affairs to institute an investigation into how these water delivery trucks operate.]

5.2 Bishop EV Dube, ANC, to move:

Le Ndlu iqaphela:

Ngokucophelela izibalo zobugebengu ezethulwe uNgqongqoshe uCele.

Izibalo ezinyantisa igazi eziphezulu ngo-10 000 sokunukubezwa nokudlwengulwa kwabesifazane nezingane, okukhomba ukuthi ngosuku bangaphezu kuka-120 abesifazane badlwengulwayo eNingizimu Afrika;

Ukuthi uKhongolose angeke wakuvumela ukuhlukumezeka okunje kungabi neqhaza alibambayo ukuvikela lolubhubhane.

Ngakho-ke le Ndlu inquma kanje:

Ukuvumelana nesicelo sikaNdosi sokuba yonke imiphakathi ibhukule ilwisane nalesi sihlava;

Ukunxenxa izakhiwo zomphakathi, amakhosi namabandla akhe izithangami zokuluxoxa lolu daba;

Izinkantolo ziwathathele phezulu la macala ukuze basheshe bagwethshwe labo abatholakala benecala.

[This House notes:

The crime statistics that were presented by Minister Cele;

The alarming increase by 10 000 cases of incidents of rape and assault of women and children, which indicates that about 120 women are raped in South Africa every day; and

That the ANC will not stand by and allow these abuses to be perpetrated without playing a role in curbing these crimes.

This House therefore resolves:

To support Minister Cele's call for communities to join in the fight against this scourge;

To call on community structures, amakhosi and faith-based organisations to host symposiums to talk about this matter; and

To call on the courts to prioritise these cases so that those who are found guilty can be sentenced without delay.]

5.3 Mr SA Duma, ANC, to move:

This House notes:

That the recent increase in fuel prices has undoubtedly placed a heavier burden on our farmers;

That small-scale and emerging farmers have been hit hard by the price increase which ultimately increases food prices; and

That food prices have gone up because of the fuel challenges that are engulfing the country.

This House therefore resolves:

To debate the increase in fuel prices and its impact on food prices which, in turn, exacerbate the problems we are facing in the Province of KwaZulu-Natal.

5.4 Ms JN Cele, ANC, to move:

This House notes:

That with approximately 80 000 people living there, Umlazi is one of the biggest townships in KwaZulu-Natal and is served by a Home Affairs satellite office that only deals with birth certificates; and

That the PCO lodged a request with Home Affairs in 2010.

This House therefore resolves:

To call on the Departments of Home Affairs and Public Works to urgently look into this matter; and

To build a long-overdue Home Affairs office as this will reduce the burdens experienced by the people of Isipingo, Commercial and uMngeni.

5.5 Ms NJ Nkwanyana, IFP, to move:

Le Ndlu inaka:

Ukuthi sekunesikhathi eside sithule siyibuka inzondo ebhekiswe emphakathini wesizwe saKwaVukani eNkosini uDingizwe Ndlovu eseyakhothama eXobho Ofafa, kumasipala Ubuhlebezwe;

Ukuthi le nzondo yenziwa uMnyango Wezempilo KwaZulu-Natali ngokuthi ungawakhi umtholampilo kule ndawo;

Ukuthi umphakathi wezigodi ezahlukune okubalwa eMpofini, eNhlangwini, eMgobansimbi, eMashakeni, eNtakama, Esheshe, Esigedleni, eChibini, KwaMthakathi, Ofafa uhamba ibanga elide uye eXobho edolobheni uma ufuna usizo lwezempilo.

Ngakho-ke le Ndlu inquma kanje:

Ukunxusa uNgqongqoshe Wezempilo uNomagugu Simelane-Zulu ukuthi akakhele umphakathi wasOfafa umtholampilo.

[This House notes:

That for a long time we have quietly observed the animosity directed at the community of KwaVukani under the reign of the late iNkosi Dingizwe Ndlovu at Ofafa, iXopo, Ubuhlebezwe Municipality;

That this animosity became apparent because the Department of Health in KwaZulu-Natal has not yet built a clinic in this area; and

That members of the various communities, including Mpofini, Nhlangwini, Mgobansimbi, Mashakeni, Ntakama, Esheshe, Esigedleni, Chibini, KwaMthakathi and Ofafa, have to travel long distances to Ixopo to access healthcare services.

This House therefore resolves:

To call on the MEC for Health, hon Nomagugu Simelane-Zulu, to build a clinic for the people of Ofafa.]

5.6 Mr S Moodley, IFP, to move:

This House notes:

That South Africa is known for its horrific road accidents and fatalities during the festive season when many holidaymakers criss-cross the country to various destinations, including KwaZulu-Natal;

That it is disheartening to see so many people losing their lives due to road accidents; and

That seven people were killed in a multiple car pile-up in Isipingo on the M35 on Saturday night, and a truck driver was killed on Saturday morning near Peter Brown Drive, Pietermaritzburg.

This House therefore resolves:

To urge the KZN Department of Transport to devise new strategies to stop road accidents, such as deploying traffic police 24/7.

5.7 Mr MB Gwala, IFP, to move:

This House notes:

With concern the allegations of pension fraud taking place in government departments around the country – the KwaZulu-Natal Legislature included;

That members of the GEPF are being swindled out of their hard-earned pensions without their knowledge; and

That while government, the KwaZulu-Natal Legislature and unions are always quick to condemn corruption, they have been shockingly silent on this matter involving the GEPF.

This House therefore resolves:

To call upon the Premier of KwaZulu-Natal to appoint a commission of inquiry into the alleged corruption at the GEPF or, failing which, for the IFP to intervene in this matter.

5.8 Mr HS Gumbi, DA, to move:

This House notes:

The continued collapse of service delivery in eThekweni Municipality; and

That the ANC no longer has a 50% majority in the city and continues to lose support.

This House therefore resolves:

To welcome developments that the DA and IFP will enhance co-operation to remove the corrupt ANC; and

To encourage DA voters to support the IFP candidate in the Ward 99 by-election because we know a united opposition can defeat a corrupt and incompetent ANC.

5.9 Dr I Keeka, DA, to move:

This House notes:

That the withholding of school reports by some principles for the non-payment of fees is illegal;

That many principals have continued along this path, despite knowing that their actions are unlawful;

That some parents are coerced into pre-signing acknowledgements of debt, before any debts are even incurred; and

That this practice is condoned by many school-governing bodies.

This House therefore resolves:

To call for consequences for those who continue to commit this crime with impunity, showing complete disregard for parents who may have fallen on hard times and not even allowing repayment options or acknowledgements of debt.

5.10 Mr LM Meyer, DA, to move:

This House notes:

The Province of KwaZulu-Natal has been plagued by natural and man-made disasters over the past two years;

With worsening climate change globally, more natural disasters are bound to happen in our province; and

That the KwaZulu-Natal [Disaster Centre] has critical staff shortages that are dangerously hampering its ability to fulfill its function.

This House therefore resolves:

To call on the MEC for Co-operative Governance and Traditional Affairs to explain to this House how this serious situation, which endangers our residents' lives, has come about, and to immediately come up with a strategy to fill the vacancies at the Disaster Centre.

5.12 Rev SE Manqele, ACDP, to move:

This House notes:

That KwaZulu-Natal's debilitated sewage infrastructure threatens to affect the entire tourism industry;

That the closure of beaches has had a negative impact on tourism;

That the tourism industry may collapse because beaches are a major tourist attraction, especially over the festive season; and

That Duncan Heathfield of Umhlanga Tourism estimates that the accommodation and hospitality industry loses approximately R25 million per day because of beach closures, which points to a huge downturn in our economy.

This House therefore resolves:

To call on eThekweni Municipality to stand up and immediately replace sewage pipes, and to hire professionals for the installation of the new pipes.

5.11 Ms CM Shinga, NFP, to move:

Ukuba le Ndlu iyakuqonda futhi iyakuqaphela:

Ukusaladengwane kwabantwana abaningi ngemva kokundlula emhlabeni kwabazali noma ababheki bethathwa yi Covid-19 kanye nezinye izifo zifana no TB, HIV and Aids nezinye. Abanye bathathwe yizingozi zemigwaqo.

Ukuthi abantwana abaningi, bagcina bebhekene nomthwalo nenselelo yokondla, nokubheka amakhaya nokukhulisa abanye abantwana.

Okugcina kubafakela ingcindezi nokhwantala nokwenza bangenzi kahle nasesikoleni.

Ngakho-ke Lendlu inquma ukuthi:

UMnyango Wezemfundo, noweZenhlahakahle noweZempilo NoweZemidlalo neminye akubambisane ekuletheni usizo lwezoluleko ngokwenqondo, nolumye lokubhekana nesimo.

Kuphinde kwandiswe noSonhlalakahle abahambela bavakashela izikolo. Kuthukiswe kuvuselelwe nezinqalasizinda zezimidlalo nokuzivocavovoca kukhuthazwe nemidlalo yeshashalazi nomculo ezikoleni.

[This House understands and notes:

That many children are destitute following the passing away of their parents or guardians from

Covid-19 and other diseases, such as TB, HIV/Aids, etc.

That others die in road accidents; and

That many children are facing the responsibility and challenge of maintaining and raising other children, as well as looking after the household, and they end up suffering from depression and stress and failing at school.

This House therefore resolves:

To call on the Departments of Education, Social Development, Health and Sport, Arts and Culture to work together in providing counselling and other support to deal with the situation;

To call for additional social workers to visit schools;

To call for the development and revival of sport and healthy lifestyle infrastructure, as well as the promotion of theatre and music in schools.]

5.12 Mr B Singh (DA):

This motion exceeded 100 words and therefore, in terms of Standing Rule 106(1), the motion falls away.

5.13 Ms HGS Mavimbela, ANC, to move:

This House notes:

With concern the high unemployment rate which does not only affect a person without a job, but the next person as well; and

That, because of this, social ills will continue to multiply because hunger, drug abuse and crime find their roots in the lack of job security.

This House therefore resolves:

To call for the creation of sustainable food sources and the empowerment of entrepreneurs as these should be regarded as necessities in any developing economy.

5.14 Ms NPF Mavuso, ANC, to move:

This House notes:

That the Portfolio Committee on Health undertook oversight visits to kwaMagwaza, Itshelejuba and Madadeni Hospitals to ascertain their state of readiness during the festive season since the R66, N2, N11 and N3 routes are overrun by trucks that cause horrific accidents; and

That the committee also had a look at rescue services, obstetrical ambulances, infrastructure, blood banks, X-ray units, etc.

This House therefore resolves:

To call on all legislators to visit the nearest hospitals in their constituencies to rate their capacity to manage during the festive season, and to liaise with the HODs should there be any need for an intervention.

5.15 Mr MA Zulu, ANC, to move:

This House notes:

The high number of people who are killed on our national roads in KwaZulu-Natal because of accidents that involves heavy-duty trucks; and

The high number of heavy-duty trucks that transport goods on all our national and provincial roads to various locations.

This House therefore resolves:

To call on the KZN MEC for Transport, Community Safety and Liaison to put pressure on the Minister of Transport to move forward with his plans to use railway and maritime passage as new modes of transport for moving goods.

5.1 Ms NM Khoza, ANC, to move:

This House notes:

That the International Day of Persons with Disabilities is celebrated on the 3rd of December;

Incidences of abuse and negligence directed at people with disabilities is cause for concern and we need to make serious efforts to eliminate this in our society; and

That a 12-year-old boy with a disability recently passed away in a shack at his home in KwaNdengezi and was secretly buried in the family's yard.

This House therefore resolves:

To call on government to commit to working tirelessly to help people with disabilities to cope with different forms of abuse, and

To urge families and communities to continue supporting families.

5.17 Mr TV Xulu, ANC, to move:

The House notes:

The hardship faced by our youth and other people in our country who struggle to find jobs and start new businesses;

That while we appreciate all the initiatives and efforts made by our hon President, Mr Cyril Ramaphosa, to assist new enterprises, more still needs to be done; and

That research shows that even small and new enterprises can create new jobs.

This House therefore resolves:

To assist new and small enterprises by reducing all red tape that still exists.

6. 09h43 The MEC for Social Development delivered a Report on the department's performance against its Annual Performance Plans, in line with the Standing Rules [SR113(1)] and concluded at 10h03.
7. 10h04 Debate on the 5th ANC Party Motion commenced and was concluded at 11h14.

8. 11h15 Ms BN Sithole-Moloi, on behalf of Dr NNG Mahlaba, MEC for Human Settlements and Public Works, delivered a Report on the department's performance against its Annual Performance Plans, in line with the Standing Rules [SR113(1)] and concluded at 11h27.
9. 11h28 Debate on Audit Findings and Scopa Resolutions commenced and was concluded at 12h30.

Question put:

That the Report on Audit Findings and Resolutions of the Standing Committee on Public Accounts be adopted.

Agreed to.

Results of the vote were as follows:

For = 65 Against = 0 Abstentions = 0

10. 12h35 The Acting MEC for Finance, Ms BN Sithole-Moloi, tabled the KwaZulu-Natal Adjustments Appropriation Bill, 2022, and concluded at 13h24.
11. 13h25 The Speaker referred the KwaZulu-Natal Adjustments Appropriation Bill, 2022, and its attachments to the Portfolio Committee on Finance, and Vote 2 of the same Bill to the Standing Committee on Oversight.
12. 13h26 The Speaker made an announcement.
13. 13h27 The House was adjourned until Friday, 25 November 2022 at 09h00.