



KWAZULU-NATAL LEGISLATURE

AN ACTIVIST PEOPLE-CENTRED LEGISLATURE

[No. 01/2024] FIFTH SESSION, SIXTH LEGISLATURE

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ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

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TUESDAY, 20 FEBRUARY 2024

SPECIAL VIRTUAL SITTING: 08h00

1. PRAYER (Item 1 on the Order Paper)

[Opportunity for Prayers or Silent Meditation.](#)

2. ANNOUNCEMENTS (Item 3 on the Order Paper)

2.1 Announcement regarding the Reason for the Special Virtual Sitting on 20 February 2024 and Absence of Notices of Bills or Motions on the Order Paper

Honourable Members, thank you for joining this Special Virtual Sitting that has been called for today.

The sitting is intended to deal with filling the vacancy that came about after the resignation of one of our permanent NCOP delegates, honourable **Ms Slindile A. Luthuli**.

According to Standing Rules 252 and 253 of the KwaZulu-Natal Legislature, the appointment of permanent delegates to the NCOP must be by way of a resolution of the House. The appointment of permanent delegates is in accordance with the Determination of Delegates (National Council of Provinces) Act, Act No. 69 of 1998.

I trust that this is in order.

2.2 ANNOUNCEMENT 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.

I am satisfied that we have the necessary quorum present.

Party voting

Rule 288(4) 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 wish to confirm that –

The matter of the appointment of an EFF permanent delegate to the NCOP 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.

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

3. APOLOGY

3.1 Honourable Mr SA Duma, MEC for Economic Development, Tourism and Environmental Affairs and Leader of Government Business has a departmental engagement.

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

[Opportunity for Premier to make announcements.](#)

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

[Opportunity for Chief Whip to move formal motions or notices.](#)

6. Order of the Day (Item 7 on the Order Paper)

6.1 Appointment of EFF permanent delegate to the NCOP.

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