

**THURSDAY, 21 NOVEMBER 2024**

**[NO. 12/2024] FIRST SESSION, SEVENTH LEGISLATURE**

## **KWAZULU-NATAL LEGISLATURE**

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# **MINUTES OF PROCEEDINGS**

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**Thursday, 21 November 2024**

The Hybrid House met at 09h08.

1. 09h09 Members were given an opportunity for silent prayers or meditation.
2. 09h10 The Speaker made announcements, including the passing away of the following persons:
  - 2.1 Mrs Baphethile Isabel Mngadi, the wife of hon BC Mngadi;
  - 2.2 Ms Priscilla McKay who served as a Member of the KwaZulu-Natal Legislature between 2009 and 2014. She was also part of the African National Congress (ANC) Whippery;

- 2.3 Two-year-old Phumelela Qhoboshiyane who was brutally killed in Mkholombe Area (Ward 20) in Ray Nkonyeni Municipality. The beheaded body of Phumelela had been found in a shack belonging to a 16-year-old teenager who was subsequently killed by angry community members;
- 2.4 Siyamthanda Cele, a Grade 9 pupil at KwaMakhutha Comprehensive School who was brutally stabbed to death last Friday by a Grade 12 pupil at the same school;
- 2.5 All victims of gender-based violence, femicide and hate crimes;
- 2.6 Public servants and traditional leaders of this province and the country at large who have passed away; and
- 2.7 Various victims of road accidents and others who have lost their lives in our province during recent times.

*The Hybrid House observed a minute of silence.*

- 3. 09h12 The Speaker made further announcements.
- 4. 09h16 The Speaker read into the record the tabling of the following documents:
  - 4.1 **KwaZulu-Natal Legislature:**
    - 4.1.1 KwaZulu-Natal Legislature: Budget Performance In-Year Monitoring Reports [IYM] for the month of October 2024.
  - 4.2 **Standing Committee on Quality of Life**
    - 4.2.1 Report on Women’s Parliament, 2024.

### 4.3 Department of Education:

#### 4.3.1 Revised Annual Performance Plan, 2024/25.

### 4.4 Department of Finance/Treasury:

#### 4.4.1 Consolidated Municipal Budgets Performance Report, 1<sup>st</sup> Quarter Review, 2024/25.

5. 09h16 Mr SD Mabaso, MKP, delivered a Member's Statement as follows and concluded at 09h17:

On the 15<sup>th</sup> of December this year, thousands of uMkhonto weSizwe Party members will fill up the Moses Mabhida Stadium to capacity to celebrate the historic first anniversary of this powerful and most loved people's movement.

Since its formation last year, the MKP has completely changed the political landscape of South African in various aspects. We thank President Jacob Gedleyihlekisa Mhlanganyelwa Zuma for his vision to rescue the people of South Africa from the visionless ANC government of Ramaphosa.

We wish this giant movement, a true leader of society, well on its celebration and we call upon all members and all people who believe in MKP policies and its leadership to fill up the Moses Mabhida Stadium come the 15<sup>th</sup> of December 2024.

6. 09h19 Ms NBZ Cele, MKP, delivered a Member's Statement as follows and concluded at 09h20:

The uMkhonto weSizwe Party in KwaZulu-Natal Legislature notes that at least eight public healthcare facilities in the province are operating with acting chief executive officers. The absence of permanent senior officials in these positions is causing a leadership vacuum

and a crisis in the KZN Department of Health. Several institutions with acting managers in top positions are subjected to chaos and maladministration that undermine service delivery in the department.

The lack of permanent staff at senior level has resulted in a lack of accountability and leadership, uncertainty and low staff morale, ineffective decision-making and poor planning, compromised service delivery and sub-optimal patient care, as well as wasteful expenditure and inefficiencies in the use of resources.

[Kodwa ngabe ubhajwe kuphi Ndunankulu.](#)

*[Hon Premier, I wonder where the bottlenecks are.]*

Failure to fill senior positions with permanent staff does not assist senior managers in addressing the many crises facing our health facilities. Some individual managers in these acting roles are facing serious allegations of maladministration, yet they are still seconded to acting positions. For example, it is unacceptable to have an acting CEO at Inkosi Albert Luthuli Hospital for over four years.

7. 09h20 Ms N Simelane, MEC for Health, responded to the Statement by Ms NBZ Cele and concluded at 09h22.
8. 09h22 Mr LJ de Klerk, IFP, delivered a Member's Statement as follows and concluded at 09h23:

The recently concluded KwaZulu-Natal Investment Conference, held on 11 and 12 November 2024 at the Inkosi Albert Luthuli International Convention Centre in eThekweni, has sparked significant optimism regarding the economic future of the province. With the unveiling of major catalytic projects, this event has demonstrated the potential to attract substantial investments in critical sectors, such as infrastructure, manufacturing, and renewable energy.

The people of KZN are hopeful that these projects will translate into much-needed job opportunities that will address unemployment and promote inclusive growth.

9. 09h23 Rev KM Zondi, MEC for Economic Development, responded to the Statement by Mr LJ de Klerk and concluded at 09h25.

10. 09h25 Ms CQ Madlopha, ANC, delivered a Member's Statement as follows and concluded at 09h26:

The African National Congress (ANC) acknowledges the persistent adverse weather conditions that continue to disrupt and damage our infrastructure, necessitating the relocation of individuals to safer locations, as designated by the authorities.

We commend the Department of Transport and Human Settlements, under the leadership of MEC Lwandle, for their unwavering support and around-the-clock assistance to the affected victims.

Some of the recent incidents here in uMgungundlovu, e.g. at Aloe Ridge Social Housing Project, exemplify the urgent need for comprehensive disaster awareness campaigns. The ANC *incenga bonke abantu [urges everyone]* to refrain from occupying unauthorised areas prone to flooding and to ensure community safety during storms and floods.

11. 09h26 Mr SA Duma, MEC for Transport and Human Settlements, responded to the Statement by Ms CQ Madlopha and concluded at 09h27.

12. 09h27 Mr S Mngadi, DA, delivered a Member's Statement as follows and concluded at 09h28:

It is with a heavy heart that I rise to address the tragic and senseless killing of 17-year-old scholar, Siyamthanda Cele, who was stabbed to death on the school grounds at the KwaMakhutha Comprehensive School, a place

meant to nurture dreams, not extinguish them. Siya's untimely death is not just a tragedy for his family, but also a serious indictment on too many schools in KwaZulu-Natal where conditions are just not safe enough.

Schools are meant to be sanctuaries of learning and growth, yet they are increasingly becoming sites of violence and fear. This is not an isolated incident. It reflects a deep and systemic problem that we can no longer afford to sweep under the rug. How many more learners and teachers must we lose before we take meaningful action? How many families must endure this pain before we say, "Enough is enough"?

This government of provincial unity has a duty to act decisively. School safety cannot be relegated to speeches and policies on paper. We need immediate, tangible action, particularly at schools plagued by violence. Let us deploy more school safety officers, ensure functional security infrastructure, and involve communities in creating safe spaces for our children, and a whole-of-society approach.

Siya's death must be a turning point. Let his memory compel us to work together to protect the future of every learner in this province. The time to act is now. Anything less is a betrayal of our children and their right to education in safety and dignity. Ngiyabonga. *[Thank you.]*

13. 09h28 Mr SE Hlomuka, MEC for Education, responded to the Statement by Ms CQ Madlopha and concluded at 09h30.
14. 09h30 Ms ZG Ngcobo, MKP, delivered a Member's Statement as follows and concluded at 09h31:

[Ohloniphekileyo, singuMkhonto Wesizwe Party, sithanda ukwethulela isigqoko futhi sincome kakhulu isenzo sebandla lamaNazaretha ngaphansi kobuholi](#)

benkosi uNyazi Lwezulu eBuhleni ngokuhambisa umthandazo nenkonzo enhle kanjeya eNdlunkulu yakithi KwaZulu.

Isenzo samaNazaretha sikhombise ukukhathalela ukuthula, ubunye nobumbano esizweni, ikakhulukazi nokuthi isizwe singahlukani noMdali waso. Njengoba izwe lonke libheke esikhathini samaholidi nokwehla kwenyuka kwabantu, umkhuleko ofana nalona besiwudinga siyisizwe.

Sihalalisela iSilo samaBandla wonke ngenhlanhla engaka futhi sisibonge iSilo neNdlunkulu yonke ngokubambisana naMaNazaretha ngenkonzo ebeyimpumelelo ngalendlela.

Sinxusa ngokunjalo wonke amabandla ezenkolo ukuthi angaphezi ukuthandazela isizwe Kanye nobukhosi bakithi.

*[As the Mkhonto Wesizwe Party, we would like to pay homage to and heartily commend the Nazareth Baptist Church, under the leadership of iNkosi Unyazi Lwezulu from eBuhleni, for sending a prayer service to the Royal House on behalf of the Zulu nation.*

*Such a gesture from the Nazareth Church shows that it values peace, oneness and unity within our nation so that the nation is not separated from its Creator. As the nation approaches the festive season which involves a lot of travelling, we needed such a prayer as a nation.*

*We congratulate His Majesty the King for such a blessing, and we also thank His Majesty and the entire Royal House for co-operating with the Nazareth Church to ensure the success of the prayer service.*

*We urge all religious groups never to stop praying for the nation and our traditional leadership.]*

15. 09h32 Mr EJ Madonsela, MKP, delivered a Member's Statement as follows and concluded at 09h33:

uMkhonto weSizwe Party wishes the founder and chairperson of Kaizer Chiefs Football Club a belated happy birthday. Born in Soweto on the 16 October 1944

Mr Kaizer "Shintsha Guluva" Motaung turned 80 this month. This football giant is well-known for his outstanding contribution to the development of soccer, not only in South Africa, but internationally as well.

Through his soccer team, Amakhosi, he has produced outstanding football players who have made the country proud on many occasions.

Mr Motaung played a pivotal role in campaigning for South Africa to host the 2010 FIFA Soccer World Cup, and even after South Africa was declared the hosting country, he continued to play a critical role as a member of the local organising committee which was tasked with ensuring the success of one of the greatest tournaments on earth.

Mr Motaung will continue to be a shining star in the South African firmament and a source of continued inspiration to many children in this country who are soccer followers.

He is an excellent example of an ordinary black child who emerged from the dusty township streets and rose to be one of the most successful businessmen in South Africa, without ever being 'captured' by anyone.

He has served with dignity and humility on various boards of directors, even outside football. We thank you, Shintsha Guluva, for changing the lives of ordinary black boys, both in rural townships and rural areas, by opening doors for them and making it possible for them to fly even higher, in the process creating employment



opportunities for children, helping them to realise their goals during the early stages of their lives.

Umkhonto weSizwe Party salutes this great man in football administration. Once again, happy 80<sup>th</sup> birthday, Dr Motaung. May you never retire and may you always continue to change the lives of African children.

16. 09h33 Mr M Khawula, MEC for Sport, Arts and Culture, responded to the Statement by Mr EJ Madonsela and concluded at 09h35.

17. 09h35 Mr MC Maphisa, IFP, delivered a Member's Statement as follows and concluded at 09h36:

Stock farmers across KwaZulu-Natal have expressed growing frustration over the persistent challenges they face regarding dipping chemicals and the ongoing shortage of dipping tanks, issues that have persisted since 2014. These challenges are putting livestock at risk, and threatening the livelihoods of farmers and food security in our province.

The situation requires urgent attention to ensure that the agricultural sector, a vital part of our economy, does not continue to suffer due to neglect. Farmers need adequate support to protect their livestock from diseases and maintain productivity.

What concrete measures is the department implementing to address these shortages and assist stock farmers who feel abandoned?

18. 09h36 Ms TP Mthethwa, MEC for Agriculture and Rural Development, responded to the Statement by Mr MC Maphisa and concluded at 09h38.

19. 09h38 Dr NNG Mahlaba, ANC, delivered a Member's Statement as follows and concluded at 09h39:

The African National Congress (ANC) commends the KwaZulu-Natal Department of Health for its bold initiative to prioritise mental health awareness. This proactive approach demonstrates the department's commitment to addressing the often-overlooked aspects of healthcare.

Mental health is a critical component of our overall well-being, and its impact on individuals, families, and communities cannot be overstated. The ANC recognises the need for increased awareness, education, and support to tackle the stigma surrounding mental health issues.

We applaud the KZN Department of Health for promoting early intervention and timely treatment, enhancing community-based mental health services and fostering partnerships with stakeholders to amplify the message.

Indeed, “Mental health illness is a reality, not [izifo zezifundiswa nezigwili](#)” [*“an illness for the educated and the wealthy”*].

20. 09h39 Ms N Simelane, MEC for Health, responded to the Statement by Dr NNG Mahlaba and concluded at 09h41.
21. 09h41 Ms T Colley, DA, delivered a Member’s Statement as follows and concluded at 09h42:

The Crime-Free Construction Symposium was hosted by the national Department of Public Works, National Treasury and the SA Police Service in Durban at the ICC on Tuesday 19th of November 2024. At the end of the symposium, a declaration was signed between various departments and sectors.

This historic Durban Declaration between the Department of Public Works and Infrastructure, the SA Police Service, National Treasury, and the Construction

Industry Development Board (CIDB) seeks to put an end to disruptions at construction sites once and for all.

This agreement solidifies the partnership between various sectors of society, using a whole-of-society approach by working together to achieve a common goal, which is to eliminate the criminal construction mafia.

If we are to attract investment into infrastructure, grow the economy and create jobs in the Province of KwaZulu-Natal, the rule of law must be restored.

With this agreement signed, we want to see projects across KwaZulu-Natal being implemented with minimal to no interruptions.

22. 09h42 Mr LM Meyer, MEC for Public Works and Infrastructure, responded to the Statement by Ms T Colley and concluded at 09h44.

23. 09h44 Mr MW Twala, EFF, delivered a Member's Statement as follows and concluded at 09h45:

The Economic Freedom Fighters note with concern how austerity measures are having a negative impacting on key departments, such as Health, Social Development and Education that are unable to pay creditors on time due to their revenue streams running dry.

Amidst the proposed cost-cutting measures by an already financially over-burdened Department of Health, some critical units at government hospitals are already bearing the brunt, with reports of the renal unit at Grey's Hospital being hugely affected by these budget cuts. Last week, patients who needed to use the haemodialysis machine at Grey's Hospital were left in limbo as the service provider had discontinued his services after not being paid.

Noting that 86% of South Africa's population are dependent on under-funded healthcare facilities, the

Department of Health must find a way that ensures the availability of healthcare to chronic patients amidst the budget cuts.

Delivery of equal and quality healthcare is a constitutional obligation in South Africa.

24. 09h45 Ms N Simelane, MEC for Health, responded to the Statement by Mr MW Twala and concluded at 09h47.

25. 09h49 Ms CM Shinga, NFP, delivered a Member's Statement as follows and concluded at 09h50:

As we approach the festive season, it is important to turn our focus to the challenges faced by the youth in our communities during this time. For many young people, the December holidays bring extended periods of idle time which often leads to exposure to social ills, such as drug addiction, crime, and other harmful activities. This is especially true in our townships and rural areas where opportunities for positive engagement are limited.

The National Freedom Party believes that this period is an opportunity for intervention and empowerment. We call on the Department of Sport, Arts and Culture to prioritise the youth by introducing programmes that will inspire hope and provide access to meaningful activities.

We envision holiday initiatives such as sports tournaments, cultural festivals, creative workshops, and mentorship programmes to ensure that our young people are engaged, supported and safe.

The festive season should not be a time of vulnerability for our youth, but rather a time of growth and community connection. The NFP urges the department to work closely with community organisations, schools, and local leaders to create an environment in which young people can explore their talents, build their skills, and enjoy a positive holiday experience.

26. 09h50 Mr M Khawula, MEC for Sport, Arts and Culture, responded to the Statement by Ms CM Shinga and concluded at 09h52.

27. 09h52 Ms SP Seme, MKP, delivered a Member's Statement as follows and concluded at 09h53:

Good morning to the new old child called the GNU.

If the formation of the GNU emanated from the provision of section 88 of the Interim Constitution, it has already defeated its purpose of inclusivity. If the then government had included all other small political parties in its GNU, what prevented the current government from including all political parties in the current GNU?

It failed before. It died. It is already dead as we speak. It is sad, though, because people voted against the ANC, against their will. Today people who call themselves leaders are in one bed with the ANC. So, who has failed the people of South Africa? And why? [Imali](#). *[Money.]*

After having joined hands with the ANC, and after having benefitted from it personally, FW de Klerk criticised the GNU. History is repeating itself, even today. I am sure Pixley ka Isaka Seme [bayaguquka ethuneni seeing umzabalazo uphenduka isipuni sokuphaka ubuqophololo!](#) *[is turning in his grave to see the struggle turned into a spoon for dishing up corruption!]*

Black child, you are on your own!

28. 09h53 Mr FA Rodgers, MEC for Finance, responded to the Statement by Ms SP Seme and concluded at 09h55.

29. 09h55 Mr CT Khanyi, MKP, delivered a Member's Statement as follows and concluded at 09h56:

We are here today facing tight budgets that were approved by the GNU. These budget cuts will delay and even deprive our people of service delivery.

When the MKP rejected this budget, we were labelled as selfish and abantu abangacabangeli isizwe namhlanje onke ama-department ase-overspendile akusebenzeki kungenxa yenu yokuzicabangela. Sengivala ngithanda ukubonga uMacingwane uMakhuza emoyizela ngokuba iqhawe ngokumela iqiniso ngokurojwa kwe-MK, sithi akazizwe esekhaya ngokugibela inqola ezokhulula umuntu omnyama IMK leyo.

Nalento okumele iyekwe izingane azingathi mazikhuluma or zidibheytha bese niyazisabisa akusithina esathi robhani. *[people who are inconsiderate to the nation. Today, all departments have overspent, and operations have been halted due to your selfishness. In conclusion, I would like to thank Macingwane uMakhuza emoyizela [former Speaker and Premier hon Willies Mchunu's clan and praise names] for his heroic act and for standing for the truth when the MK was robbed. We say feel free to take a ride in the chariot that is destined to emancipate the black people, the MK.*

*Furthermore, this habit of intimidating children when they speak or debate should stop. We are not the ones who told you to rig the elections.]*

30. 09h56 Mr FA Rodgers, MEC for Finance, responded to the Statement by Mr CT Khanyi and concluded at 09h58.

31. 09h59 Ms NJ Nkwanyana, IFP, delivered a Member's Statement as follows and concluded at 10h00:

Nakuba leli zwe selathola inkululeko eminyakeni engamashumi amathathu eyedlule kodwa kusaqapheleka ukuhamba ngonyawo lonwabu ekuhlinzekeni abantu ngezindlu okwenziwa abanye omasipala kwenza isimo senhlalo yabantu ingabi yinhle bagcine sebethatha umhlaba ngenkani bakhe imijondolo ngoba beswele indawo yokufihla ikhanda.

Isigameko sakamuva senzeke KwaDukuza lapho kudilizwe khona imijondolo eMagebhula eduze kwaseShayamoya engamashumi amahlanu ngoba umasipala uthi abantu bephule umthetho wesivimbelo senkantolo ngokuthi bakhe endaweni engafanele kanti izakhamuzi zithi zakhe ngoba kade zathenjiswa izindlu kodwa azakhiwa.

Udaba lwezethembiso ezingafezwa ngenye yezinkinga enkulu egcina isicasula umphakathi ugcine usithatha izinqumo ezinye zazo eziphambene nomthetho ngenxa yokunganakwa uma ukhala ngokuzidingo zentutho.

Umbuzo uthi ngabe ikuphi okwenziwayo ukuqinisekisa ukuthi abantu bayahlomula ngezindlu ukugwema ukuthi bangacini sebakha imijondolo endaweni engafanele bese bedilizelwa yona njengoba abanye bagcina sebakhe izindlu zikanokusho.

Kungani kuthatha isikhathi eside ukuthi omasipala bakhele abantu izindlu nakuba amandla benawo. Ngabe uMnyango weZokuhlaliswa Kwabantu uthini ngesimo sabantu basemijondolo yaseMagebhula futhi bazokwakhelwa nini izindlu njengoba kuvela ukuthi kade babanjiswa udonga?

*[Even though this country achieved its freedom thirty years ago, one still notices the slow pace in the allocation of houses in certain municipalities. This has led to poor conditions in human settlements which force people to invade land illegally to build shacks just to have a roof over their heads.*

*Consider the recent incident that took place in KwaDukuza, in Magebhula, next to Shayamoya, where 50 shacks were demolished by the municipality that said the people had contravened a court interdict by building where they should not have built. The residents say they erected slums in the area because they had been promised houses ages ago, but that promise never materialised.*

*The issue of unfulfilled promises is a major problem because it always ends up provoking the community to take unlawful decisions. And why? It is because they are being ignored when they raise their concerns about development needs.*

*My question is, what is being done to ensure that people benefit from the housing programmes, because this [positive action] will prevent them from erecting slums on illegal land, only to have their slums or homes demolished later?*

*Why is taking so long for municipalities to build houses for the people when they have the capacity to do so? What is the Department of Human Settlements saying about the living conditions of the residents of the Magebhula slums, and when is it going to allocate housing for these people? It appears as if false promises have been made to these people for a very long time.]*

32. 10h00 Rev TD Buthelezi, MEC for Co-operative Government and Traditional Affairs, responded to the Statement by Ms NJ Nkwanyana and concluded at 10h02.
33. 10h03 Debate on the 1<sup>st</sup> MKP motion commenced and was concluded at 11h30.
34. 11h29 Debate on the 1<sup>st</sup> ANC motion commenced and was concluded at 12h45.
35. 12h46 The business of the House was suspended and resumed at 13h39.
36. 13h40 Debate on the 2<sup>nd</sup> MKP motion commenced and was concluded at 15h04.
37. 15h05 Debate on the 1<sup>st</sup> DA motion commenced and was concluded at 16h24.
38. 16h25 Debate on the 3<sup>rd</sup> MKP motion commenced and was concluded at 17h38.



39. 17h39 The Deputy Speaker made remarks.
40. 17h40 The House was adjourned until Tuesday, 26 November 2024 at 09h00.