

No 22 – 2016] THIRD SESSION, FIFTH PARLIAMENT

REPUBLIC OF SOUTH AFRICA

MINUTES OF PROCEEDINGS

OF

NATIONAL ASSEMBLY

TUESDAY, 23 AUGUST 2016

1. The House met at 14:05.
2. The Speaker took the Chair and requested members to observe a moment of silence for prayer or meditation.
3. FIRST ORDER [14:09]

Consideration of **Recommendation of persons for appointment to SA Human Rights Commission** in terms of section 193(5) of Constitution (Report of Portfolio Committee on Justice and Correctional Services, see Announcements, Tablings and Committee Reports, 17 May 2016, p 51).

There was no debate.

The Chief Whip of the Majority Party moved: That the Report of the Portfolio Committee on Justice and Correctional Services on recommendation of persons for appointment to South African Human Rights Commission be referred back to the committee for further consideration and report.

Motion agreed to.

4. [14:11] The House, at the request of the Chief Whip of the Majority Party, discussed the following as a matter of urgent national public importance in terms of Rule 130: **2016 Local Government Elections**.

Debate concluded.

5. [15:48] The Chief Whip of the Majority Party moved: That the House -

- (1) notes with great sadness the passing on of African National Congress (ANC) Member of Parliament, Ms Raesibe Eunice Nyalungu, in a Pretoria hospital after a long illness on Thursday, 21 July 2016;
- (2) further notes that she first joined Parliament in 2009 and she was re-appointed to serve the following term in 2014 until her departure in 2016;
- (3) recalls that in this period, Ms Nyalungu made significant contribution in Parliament as a member of the Portfolio Committee on Agriculture, Forestry and Fisheries, the Standing Committee on Public Accounts (Scopa), and the Standing Committee on Appropriations;
- (4) further recalls that she also served the people of Hazyview in Mpumalanga with distinction when she was deployed in that constituency;
- (5) remembers that at the time of her death, she was a leader of the African National Congress Women's League at her branch, Ward 14 in Bushbuckridge.
- (6) further remembers that she also served on other community structures such as the Ward Committee, Casteel Community Home-Based Care and Emmanuel Day Care Centres;
- (7) believes that her sacrifice and contribution to the struggle and her resolute quest for gender equality has assisted in moving South Africa forward; and
- (8) conveys its heartfelt condolences to her family, friends and the African National Congress.

Debate concluded.

Agreed to, members standing.

6. [16: 10] Mr S M Ralegoma moved without notice: That the House –
 - (1) welcomes the sterling performance by the South African Olympic Team at the Rio Olympics 2016;
 - (2) further notes that Team South Africa has achieved its target of 10 medals, making this the most successful Olympic Games campaign since 1920;

- (3) understands that the team collected:
 - a) two bronze medals through the rugby Blitzboks and Henri Schoeman;
 - b) six silver medals through Chad le Clos receiving two, Sunette Viljoen, Cameron van der Burgh, Luvo Manyonga and the men's pairs rowing team of Lawrence Brittain and Shaun Keeling; as well as
 - c) two gold medals won by the world record holder Wayde Van Niekerk and Caster Semenya;
- (4) recognises that the team has put the country on the global map and has made South Africa proud; and
- (5) congratulates Team South Africa on their stunning performance in the Rio Olympics 2016.

Agreed to.

7. Ms V van Dyk moved without notice: That the House -

- (1) notes that Democratic Alliance Councillor, Johannes Baaitjies of Danielskuil in the Northern Cape, was shot dead on Wednesday, 17 August 2016;
- (2) further notes that Baaitjies' body was found lying on his face on the main road between Danielskuil and Postmasburg after being shot twice;
- (3) acknowledges that Baaitjies received several death threats shortly after winning Ward 2 in Danielskuil on 3 August;
- (4) further acknowledges that the circumstances surrounding his tragic death, seem to point to a cold-blooded political assassination;
- (5) denounces any kind of prejudice and criminal activity based on political affiliation;
- (6) condemns the senseless murder of an innocent man by thugs who were unhappy with the outcome of the election;
- (7) welcomes the arrest of the suspect and calls on the police to ensure that those responsible for the murder face the full extent of the law;
- (8) conveys its sincere condolences to Baaitjies' wife and three sons, his extended family, friends and colleagues; and
- (9) further conveys its sympathies to the tightknit community of Danielskuil;

Agreed to.

8. Ms D Z Rantho moved without notice: That the House -

- (1) notes with sadness the death of 11 SANDF members, and 40 others who were injured after a bus they were travelling in rolled down an embankment in the Golden Gate Reserve near Clarens in the Free State on Saturday, 19 August 2016;
- (2) understands that the SANDF employees were mostly women and they were on their way to a Women's Day event at the Basotho Cultural Village when the driver lost control of the bus;
- (3) further understands that those that are injured are being attended at a nearby hospital in Bloemfontein; and
- (4) extends its deepest condolences to the families of the 11 members of the National Defence Force personnel who died, and wishes those injured speedy recovery.

Agreed to.

9. Mr J A Esterhuizen moved without notice: That the House -

- (1) congratulates all the winners at the 38th Annual Loerie Awards which took place last week during the Loeries Creative Week 2016 and ended on 21 August 2016, at the Durban International Convention Centre;
- (2) notes that they were honouring the best creative work in Africa and the Middle East region, and were announced together in each category;
- (3) further notes a total of 316 awards were handed out to leaders in the brand communications industry in a two-day ceremony; and
- (4) acknowledges that the winners were selected from 3,112 entries from 22 countries across Africa and the Middle East, and that there were eight coveted Grand Prix winners with Nando's the big winner of the awards scooping two.

Agreed to.

10. Mr S C Mncwabe moved without notice: That the House -

- (1) notes that Wayde Van Niekerk won South Africa's first gold medal in the 400 metres race during the 2016 Olympic Games, held in Rio De Janeiro in Brazil, on 15 August 2016;

- (2) further notes that Van Niekerk smashed both the 43.18 seconds world record and the 43.49 Olympics record held by legendary athlete Michael Johnson since 1996, with a winning time of 43.03 seconds;
- (3) recognises that Van Niekerk became the first 400 metres athlete in Olympic history to have won a 400 metre final race starting in lane 8, which is the outside lane;
- (4) further recognises that Van Niekerk is the first ever track athlete in the history of athletics to have run under 10 seconds in the 100 metres, under 20 seconds in the 200 metres and under 44 seconds in the 400 metres races;
- (5) congratulates Wayde van Niekerk on his spectacular victory and new world record;
- (6) thanks him for bringing such great honour to South Africa; and
- (7) encourages all young athletes to aspire to attain the same level of excellence and distinction as Wayde van Niekerk had achieved.

Agreed to.

11. Mr S M Ralegoma moved without notice: That the House -

- (1) notes with sadness the passing on of eminent academic, author and feminist, Phyllis Ntantala-Jordan on Sunday, 17 July 2016;
- (2) further notes that the 96-years-old was married to the late literary historian, Archibald Campbell Jordan; and she was a mother to African National Congress stalwart, Mr Pallo Jordan;
- (3) understands that Phyllis Ntantala-Jordan was bestowed an honorary Doctorate in Philosophy for her life's work pursued in various careers, as she was once a teacher, social worker, linguist, author and an activist;
- (4) further understands that she also translated into English author A.C. Jordan's first and last novel, *Ingqumbo Yeminyanya*;
- (5) recalls that she authored various essays and books, including: *Let's Hear Them Speak*, a book amplifying the voices of many unsung heroines, and her autobiography, *A Life's Mosaic*;
- (6) believes the passing of Phyllis Ntantala-Jordan has robbed South Africa and the world at large of an astute, inquisitive and inspiring mind, and a champion of gender equality for African women; and

- (7) conveys its condolences to her son, Pallo Jordan and her three grandchildren, Thuli, Samantha and Nandipha;

Agreed to.

12. Ms D Z Rantho moved without notice: That the House -

- (1) notes that the United Nations International Day for the Remembrance of the Slave Trade and its Abolition is observed annually on August 23;
- (2) further notes that the yearly remembrance serves not only as an opportunity to reflect on those that suffered and perished at the hands of slavery, but it also serves as an occasion to raise awareness to the world's youth about the dangers of racism and prejudice;
- (3) acknowledges the 2016 theme, "*Remember Slavery: Celebrating the Heritage and Culture of the African Diaspora and its Roots*";
- (4) recalls that the tragic transatlantic slave trade, which marked one of the darkest chapters in human history, lasted for 400 years, despite a spirited resistance by the millions of enslaved people;
- (5) further recalls that the slave trade was the biggest deportation in history, when millions of people including an estimated 17 million Africans were forcefully taken from their homes and brought to the new world and sold as slaves;
- (6) calls on all educators, communities and organisations to share information about the historical events associated with the slave trade, and the consequences of slave trade; and
- (7) further calls on all South Africans to promote tolerance and human rights.

Agreed to.

13. Dr G A Grootboom moved without notice: That the House -

- (1) notes that a well-known Afrikaans author and poet, Adam Small, passed away on 25 June 2016;
- (2) further notes that Mr Small gained particular prominence for his role in the Black Consciousness Movement with many of his works specifically focusing on racial discrimination;
- (3) recognises that Mr Small was an icon of Afrikaans literature and the first author to elevate *Kaaps*, a regional language of the Cape, to a literary form of expression;

- (4) acknowledges that Mr Small only gained recognition for his contribution to South African literature very late in his life, when he was honoured with the coveted Hertzog Award in 2012;
- (5) further recognises that his greatest work, *Kanna hy kô hystoe*, accordingly becomes characteristic of his final homecoming; and
- (6) express its sincere condolences to Small's wife and family.

Agreed to.

14. Ms D Z Rantho moved without notice: That the House -

- (1) notes with sadness the death of two voters who passed away at voting stations in KwaZulu-Natal and the Northern Cape respectively during the local government elections on 3 August 2016;
- (2) further notes another unfortunate incident of an African National Congress party volunteer, who collapsed and died shortly after casting his vote in the Overberg, Western Cape;
- (3) understands that these incidents have tainted an otherwise peaceful and incident-free polling day;
- (4) acknowledges with sadness the untimely departure of these patriotic South Africans who had turned out to exercise their civic duty by voting in municipal elections and in ensuring their voices were heard; and
- (5) conveys its sincere condolences to the families and friends of the deceased voters.

Agreed to.

15. Mr L M Ntshayisa moved without notice: That the House -

- (1) notes that public participation must be realised, and that the views of the people must be taken into consideration at all times as a tool of deepening of democracy in our country;
- (2) further notes that this can only happen if ward councillors are directly elected by the people themselves, so that they can account directly to the people;
- (3) acknowledges that this can put an end to the service delivery protests that have been taking place; and this could also make the

public to recall the ward councillors who are corrupt and not prepared to serve the public;

- (4) recognises that the election of the State President directly by the people can assist the government, therefore the President would know that he is the servant of the people and not the party;
- (5) further recognises that if the president does not perform according to the will of the people, the people will be in a position to ask him or her to resign; and
- (6) calls on the people to be prepared to take centre stage in government.

Agreed to.

16. Ms B S Masango moved without notice: That the House -

- (1) notes that a six-year-old Kutlwano Garesape from Jan Kempdorp in the Northern Cape was brutally murdered on Friday, 19 August 2016;
- (2) further notes that Garesape was on his way to school with his mother and brother when they were attacked by a man;
- (3) understands that it is alleged that Kutlwano was stabbed with a broken bottle when he tried to prevent his mother from being raped;
- (4) acknowledges that the perpetrator, 32-year old Teselo Dikole, has been taken into custody by the South African Police Services;
- (5) condemns in the strongest possible terms the senseless murder of Kutlwano Garesape;
- (6) further condemns any act of violence aimed towards women and children particularly as we commemorate Women's Month; and
- (7) conveys its heartfelt condolences to the family and friends of Kutlwano Garesape, who lost his life at the tender age of six, whilst trying to protect his mother.

Agreed to.

17. Mr S M Ralegoma moved without notice: That the House -

- (1) notes with sadness the death of South African motorsport athlete, Gugu Zulu, who tragically lost his life while attempting to climb Mount Kilimanjaro on 18 July 2016;
- (2) further notes that at the time of his death, he was with a team of climbers including his wife, Letshego, as part of the Trek4Mandela

expedition aimed to raise enough funds to ensure that 350 000 children will not miss a day of school due to menstrual challenges;

- (3) understands that Zulu was an accomplished racing driver who won many racing titles;
- (4) believes that we have lost a man of sporting excellence who lived his life to inspire and motivate others by always breaking new boundaries and by giving his best performance; and
- (5) extends its condolences to Gugu Zulu's wife, Letshego, their daughter, Lelethu, and to the Zulu family at large.

Agreed to.

18. [16:40] Members' statements.
19. [17:05] Notices of motion.
20. The House adjourned at 17:15.

G MGIDLANA
Secretary to Parliament