

No 31 – 2021] THIRD SESSION, SIXTH PARLIAMENT

## **REPUBLIC OF SOUTH AFRICA**

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# **MINUTES OF PROCEEDINGS**

OF

## **NATIONAL ASSEMBLY**

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THURSDAY, 9 SEPTEMBER 2021

1. The House met at 10:05.
2. House Chairperson Mr M L D Ntombela took the Chair and requested members to observe a moment of silence for prayer or meditation.

BUSINESS SUSPENDED AT 10:06 AND RESUMED AT 10:12.

3. [10:12] The Chief Whip of the Majority Party moved: That the House –
  - (1) notes with great shock and sadness the passing of African National Congress (ANC) Member of Parliament (MP), Ms Tshoganetso Mpho Adolphina Tongwane on Wednesday, 19 May 2021;
  - (2) remembers that she joined Parliament in 2008 as a Member of the National Assembly and served on the Portfolio Committees on Home Affairs and Human Settlements;
  - (3) further remembers that in the Sixth Parliament, she served in the Portfolio Committee on Environment, Forestry and Fisheries;
  - (4) recalls that she was also serving as an additional regional executive member of the Northern Cape ANCWL;
  - (5) further recalls that her political career dated back to the 1980s where she was a member of the United Democratic Front (UDF) and later joined the ANC;
  - (6) believes that Parliament lost a dedicated and loyal member who carried out her duties with grace and compassion, a member who embraced unity to make the lives of South Africans better;

- (7) acknowledges that through her experience, knowledge and understanding of legislative and oversight matters, she made an immense contribution to the quality of laws and other work of the committees she participated in; and
- (8) extends its sincerest condolences to the family and friends of the late Mpho Tongwane.

Debate concluded.

Agreed to, members standing.

4. [10:36] The Chief Whip of the Opposition moved: That the House –

- (1) notes with sadness the passing of Mr Cameron MacKenzie due to Covid-19-related complications on 7 July 2021;
- (2) acknowledges that Mr MacKenzie served as a Member of Parliament for the Democratic Alliance in the National Assembly since 2014, where he served on the Portfolio Committee on Telecommunications and Postal Services, and later on the Portfolio Committee on Communications and Digital Communications;
- (3) recalls that Mr MacKenzie began his career in the financial services in the United Kingdom, and that he got involved in politics in the Republic more than 30 years ago when he joined the African National Congress following the Boipatong Massacre;
- (4) further recalls that Mr MacKenzie briefly left politics in protest after the conclusion of the Arms Deal in 1996, and that he later joined the Democratic Alliance Caucus in the City of Johannesburg in 2006, where he served on the Finance, Economic Development, Transport and the Municipal Public Accounts Section 79 committees;
- (5) remembers that Mr MacKenzie held a bachelor's degree in Communication Sciences from the University of South Africa and several other certificates from the University of Witwatersrand, and that he was the Managing Director of the crisis communications and reputations management consultancy, *Sentinel 360*;
- (6) further acknowledges that Mr MacKenzie was a dedicated public servant and true patriot, that the country is much poorer for not having him fight for their rights and that his passing has left a massive gap in the lives of many;
- (7) further notes that Mr Mackenzie is survived by his wife, Mrs Lisa MacKenzie, and their three children, Emma, Andrea and Thorne; and

- (8) conveys its heartfelt condolences to Mr MacKenzie's family, his colleagues and friends.

Debate concluded.

Agreed to, members standing.

5. [11:04] The Chief Whip of the Majority Party moved: That the House –

- (1) notes with great sadness the passing of African National Congress (ANC) Member of Parliament (MP), Ms Boitumelo Joyce Maluleke, who succumbed to Covid-19 related complications on Friday, 16 July 2021;
- (2) remembers that Maluleke began her political career as a Member of the Limpopo Provincial Legislature, serving as the Chairperson of the Education Committee until May 2014;
- (3) further remembers that she became a Member of Parliament in 2015, serving on the Portfolio Committee on Cooperative Governance and Traditional Affairs and the Ad Hoc Committee on the Filling of Vacancies in the Commission for Gender Equality;
- (4) recalls that at the time of her passing, she was serving as a Member in the Powers and Privileges Committee of Parliament, the Portfolio Committee on Women, Youth and People with Disabilities and the Portfolio Committee on Public Service and Administration;
- (5) further recalls that she also played a critical role in the shortlisting and interviewing process of candidates for the National Youth Development Agency (NYDA) Board;
- (6) believes that Parliament lost a dedicated member, a compassionate human being and a fierce gender activist who was committed to the advancement of an equal, just and democratic society; and
- (7) conveys its heartfelt condolences to the family, friends and colleagues of Joyce Maluleke.

Debate concluded.

Agreed to, members standing.

6. [11:31] Mr M P Galo moved: That the House –

- (1) notes with sadness the passing of Mr Lulama Maxwell Ntshayisa on 23 July 2021 from Covid-19 related complications;
- (2) takes this rare moment to dip its revolutionary banner in honour of his unstinting commitment to the rule of law and the values underpinning our constitutional democracy;

- (3) acknowledges that Mr Ntshayisa diligently fulfilled his constitutional mandate within the Committees he served, which includes the Portfolio Committee on Basic Education, the Portfolio Committee on Sports, Arts and Culture, the Portfolio Committee on Employment and Labour and the Portfolio Committee on Agriculture, Land Reform and Rural Development;
- (4) remembers the parliamentary banter, the rigour and vigour which Mr Ntshayisa brought to the Assembly and his passionate way of dealing with issues of accountability;
- (5) recalls his spirit of giving, including his embrace of the communal value of Ubuntu; and
- (6) conveys its condolences to the Ntshayisa family and his friends.

Debate concluded.

Agreed to, members standing.

7. [12:07] Mr N Singh moved: That the House –

- (1) notes with deep sadness the sudden passing of Mr Mthokozisi Nkululeko Nxumalo, in a tragic car accident on Sunday night in Nongoma, on 1 August 2021;
- (2) further notes that Mr Nxumalo served as an Inkatha Freedom Party (IFP) Member of Parliament (MP) in the National Assembly since 2019, and made an enormous contribution, especially in the higher education sector;
- (3) remembers that Mr Nxumalo was an ardent voice for transformation and accountability while serving as a member in the Portfolio Committees on Higher Education, Science and Technology and Public Works, and previously served on the Portfolio Committee for Mineral Resources and Energy;
- (4) recognises that Mr Nxumalo was one of the youngest Members of Parliament, dedicated to improving the interests of the youth, and served the people of South Africa with passion, integrity and diligence;
- (5) recalls that Mr Nxumalo served in many structures of the IFP and was elected as the IFP Youth Brigade National Chairperson in July 2019, and subsequently appointed as the IFP Deputy Chief Whip in January 2021, after being elected to Parliament in 2019;
- (6) further recalls that before joining Parliament, he also served as the President of the South African Democratic Student's Movement;

- (7) acknowledges that Mr Nxumalo was highly valued by all in the IFP and colleagues in Parliament, and he will be deeply missed by the rank-and-file of the IFP;
- (8) further recognises that Mr Nxumalo is survived by his fiancé Ms Nozipho Mpungose and his children Thandolwethu and Qhawe, as well as his mother Ms Junerose Mkwanazi; and
- (9) conveys its heartfelt condolences to the entire Nxumalo family, friends, colleagues in the Youth Brigade and the IFP at large.

Debate concluded.

Agreed to, members standing.

BUSINESS SUSPENDED AT 12:45 AND RESUMED AT 14:00.

8. FIRST ORDER [14:01]

Consideration of request for **Permission in terms of Rule 286(4)(c) to inquire into amending other provisions of Sectional Titles Act, 1986 (Act No 95 of 1986)** (Interim Report of Portfolio Committee on Agriculture, Land Reform and Rural Development on Sectional Titles Amendment Bill [B 31 – 2020] (National Assembly – sec 76) see, Announcements, Tablings and Committee Reports, 3 September 2021, p 3).

There was no debate.

Question put: That the Portfolio Committee on Agriculture, Land Reform and Rural Development be granted permission to inquire into amending other provisions of **Sectional Titles Act, 1986 (Act No 95 of 1986)** in terms of Rule 286(4)(c).

Permission accordingly granted to the Portfolio Committee on Agriculture, Land Reform and Rural Development to inquire into amending other provisions of **Sectional Titles Act, 1986 (Act No 95 of 1986)** in terms of Rule 286(4)(c).

9. SECOND ORDER [14:03]

Consideration of Report of Portfolio Committee on Employment and Labour on **Compensation for Occupational Injuries and Diseases Amendment Bill [B 21 - 2020]** (Announcements, Tablings and Committee Reports, 1 September 2021, p 9).

There was no debate.

The Chief Whip of the Majority Party moved: That the Report be adopted.

Motion agreed to.

Report accordingly adopted.

10. THIRD ORDER [14:03]

Second Reading debate – **Compensation for Occupational Injuries and Diseases Amendment Bill** [B 21B - 2020] (National Assembly – sec 75).

Debate concluded.

Bill read a second time (Democratic Alliance and Freedom Front Plus dissenting).

11. FOURTH ORDER [14:59]

Consideration of Report of Portfolio Committee on Employment and Labour on **Employment Equity Amendment Bill** [B 14 - 2020] (Announcements, Tablings and Committee Reports, 1 September 2021, p 8).

There was no debate.

The Chief Whip of the Majority Party moved: That the Report be adopted.

Motion agreed to.

Report accordingly adopted.

12. FIFTH ORDER [15:00]

Second Reading debate – **Employment Equity Amendment Bill** [B 14B - 2020] (National Assembly – sec 75).

BUSINESS INTERRUPTED ON THE VIRTUAL PLATFORM DUE TO TECHNICAL ERROR AT 15:33 AND RESUMED AT 15:35.

Debate concluded.

Question put: That the Bill be read a second time.

Division demanded.

The House divided.

House Chairperson Mr C T Frolick announced that, the Speaker had determined that, in accordance with the Rules, a manual voting procedure would be used and that the whips would conduct a headcount of members in the chamber and on the virtual platform for the purpose of ascertaining quorum and voting.

The attention of the Presiding Officer having been drawn to the absence of a quorum, in terms of Rule 96(a), the decision of question was postponed.

13. SIXTH ORDER [16:08]

Consideration of Report of Portfolio Committee on Human Settlements, Water and Sanitation on **Oversight visit to Lesotho Highlands Water Project, Lesotho** (Announcements, Tablings and Committee Reports, 5 August 2021, p 28).

Ms M R Semenya, as Chairperson of the Committee, introduced the Report.

There was no debate.

The Chief Whip of the Majority Party moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, African Christian Democratic Party and African National Congress.

Motion agreed to.

Report accordingly adopted.

14. SEVENTH ORDER [16:34]

Consideration of Report of Portfolio Committee on Public Works and Infrastructure on **Oversight visit to parliamentary villages (Acacia and Pelican Parks)** (Announcements, Tablings and Committee Reports, 23 February 2021, p 4).

Ms N Ntobongwana, as Chairperson of the Committee, introduced the Report.

There was no debate.

The Chief Whip of the Majority Party moved: That the Report be adopted.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, African Christian Democratic Party and African National Congress.

Motion agreed to.

Report accordingly adopted.

16. The House adjourned at 17:02.

*[Thursday, 9 September 2021]*

P N TYAWA  
Acting Secretary to Parliament