

PARLIAMENT OF THE
REPUBLIC OF SOUTH AFRICA

NATIONAL COUNCIL OF
PROVINCES

ORDER PAPER

FRIDAY, 6 DECEMBER 2019

Meeting of Council: 09:30

MOTION:

1. Draft resolution (Chief Whip of the Council): That the Council resolves that Rule 239(1), which provides inter alia that the consideration of a Bill may not commence before at least three working days have lapsed since the committee's report was tabled, be suspended for the purposes of consideration of the following bills:
 - **Adjustments Appropriation Bill** [B 16 – 2019] (National Assembly – sec 77);
 - **Taxation Laws Amendment Bill** [B 18 – 2019] (National Assembly – sec 77);
 - **Tax Administration Laws Amendment Bill** [B 19 – 2019] (National Assembly – sec 75); and
 - **Rates and Monetary Amounts and Amendment of Revenue Laws Bill** [B 17 – 2019] (National Assembly – sec 77)

ORDERS OF THE DAY:

1. Consideration of Report of Select Committee on Land Reform, Environment, Mineral and Energy Resources (Announcements, Tablings and Committee Reports, 27 November 2019, p 34)
Legislation relating to the domestic trade in Rhinoceros

Horns, in terms of Section 8(3) of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004), requiring that all subordinate legislation issued under the Act, which affects provinces, to be submitted to the National Council of Provinces for approval.

2. Consideration of **Hydrographic Bill** [B 17B – 2018] (National Assembly – sec 75) and Report of Select Committee on Security and Justice thereon (Announcements, Tablings and Committee Reports, 3 December 2019, p70).
 3. Consideration of **Taxation Laws Amendment Bill** [B 18 – 2019] (National Assembly – sec 77) and Report of Select Committee on Finance thereon (Announcements, Tablings and Committee Reports, 3 December 2019).
 4. Consideration of **Tax Administration Laws Amendment Bill** [B 19 – 2019] (National Assembly – sec 75) and Report of Select Committee on Finance thereon (Announcements, Tablings and Committee Reports, 3 December 2019).
 5. Consideration of **Rates and Monetary Amounts and Amendment of Revenue Laws Bill** [B 17 – 2019] (National Assembly – sec 77) and Report of Select Committee on Finance thereon (Announcements, Tablings and Committee Reports, 3 December 2019).
 6. Consideration of Report of Select Committee on Appropriations (Announcements, Tablings and Committee Reports, 5 December 2019) **Proposed division of revenue and the Conditional Grant allocations to provinces and Local Government.**
 7. Consideration of Votes and Schedule – **Adjustments Appropriations Bill** [B 16 - 2019] (National Assembly – sec 77).
 8. **Adjustments Appropriation Bill** [B 16 – 2019] (National Assembly – sec 77) and Report of Standing Committee on Appropriations thereon (Announcements, Tablings and Committee Reports, 5 December 2019).
 9. **FAREWELL SPEECHES.**
-

FURTHER BUSINESS

ORDERS

1. Consideration of Report of Select Committee on Land Reform, Environment, Mineral and Energy Resources (Announcements, Tablings and Committee Reports, 27 November 2019, p 34) **Legislation relating to the domestic trade in Rhinoceros Horns, in terms of Section 8(3) of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004), requiring that all subordinate legislation issued under the Act, which affects provinces, to be submitted to the National Council of Provinces for approval.**
2. Consideration of Report of Select Committee on Land Reform, Environment, Mineral Resources and Energy Resources (Announcements, Tablings and Committee Reports, 27 November 2019, p 35) **Oversight visit to Pretoria, dated 19 November 2019.**
3. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 3) **Proactive Oversight Visit to Musina Local Municipality in monitoring the implementation of 2017/18 Post Municipal Audit Action Plan, dated 26 November 2019.**
4. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 12) **Irregular Expenditures of Top Five Municipalities in Terms of 2017/18 Local Government Audit Outcomes, dated 26 November 2019.**
5. Consideration of Report of Select Committee on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 30) **Proactive Oversight Visit to Makhado Local Municipality in Monitoring and Assessing the Implementation of 2017/18 Post Audit Action Plan, dated 26 November 2019.**

6. Consideration of Report of Select Committee on on Co-operative Governance and Traditional Affairs, Water and Sanitation and Human Settlements (Announcement, Tablings and Committee Reports, 2 December 2019, p 39) **Proactive Oversight Visit to Vhembe District Municipality in Monitoring and Assessing the Implementation of 2017/18 Municipal Audit Action Plan, dated 26 November 2019.**
7. Consideration of Report of Select Committee on Security and Justice thereon (Announcements, Tablings and Committee Reports, 3 December 2019) **Oversight Visit to Limpopo Province, dated 3 December 2019.**

PETITIONS REFERRED TO COMMITTEES

1. **Submission of a petition calling for the intervention of National Council of Provinces in relation to the alleged failure by the Limpopo Department of Health to honour its undertaking of building a health care centre for the community of Dichoeung in Jane Furse, Limpopo (Mr Elcourt Matlala)-** (Select Committee on Petitions and Executive Undertakings – National Council of Provinces and Select Committee on Health and Social Services - The Select Committee on Petitions and Executive Undertakings is instructed in terms of rule 105(2) of the Council Rules to consult the Select Committee on Health and Social Services when it considers the matter).
2. **Submission of a petition calling for the intervention of National Council of Provinces in relation to the alleged disagreement between the Department of Higher Education and Training, Sector Education and Training Authority (SETA), EOH Abantu (Pty) Ltd and the disgruntled former learners of EOH Abantu (Pty)[Speaker of Gauteng Provincial Legislature, on behalf of disgruntled former learners of EOH Abantu (Pty) Ltd]** (Select Committee on Petitions and Executive Undertakings and the Select Committee on Education and Technology, Sports, Arts and Culture for consideration and report. The Select Committee on Petitions and Executive Undertakings is instructed in terms of rule 105(2) of the Council Rules to consult the Select Committee on Education and Technology, Sports, Arts and Culture when it considers the matter).

BILLS REFERRED TO JOINT TAGGING MECHANISM (JTM)

1. **Military Discipline Bill [B 21 - 2019]** (National Assembly – proposed sec 75).

2. **Prescription in Civil and Criminal Matters (Sexual Offences) Amendment Bill** [B 22 - 2019] (National Assembly – proposed sec 75).

BILLS REFERRED TO COMMITTEES

1. **National Land Transport Amendment Bill** [B 7D – 2016] (National Assembly – sec 76) – (Portfolio Committee on Transport – National Assembly).
2. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76) – (Select Committee on Security and Justice – National Council of Provinces).
3. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
4. **Road Accident Benefit Scheme Bill** [B 17B – 2017] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
5. **Defence Amendment Bill** [B 18 – 2017] (National Assembly – sec 75) – (Portfolio Committee on Defence and Military Veterans – National Assembly).
6. **International Crimes Bill** [B 37 – 2017] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
7. **Airports Company Amendment Bill** [B 5B – 2018] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
8. **Air Traffic and Navigation Services Amendment Bill** [B 6B – 2018] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
9. **Social Assistance Amendment Bill** [B 8 – 2018] (National Assembly – sec 76) – (Portfolio Committee on Social Development – National Assembly).
10. **Prevention of Hate Crimes and Hate Speech Bill** [B 9 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
11. **Civil Union Amendment Bill** [B 11B – 2018] (National Assembly – sec 75) – (Select Committee on Health and Social Services – National Council of Provinces).

12. **State Liability Amendment Bill** [B 16 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
13. **Hydrographic Bill** [B 17B – 2018] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
14. **Local Government: Municipal Structures Amendment Bill** [B 19B – 2018] (National Assembly – sec 76) – (Select Committee on Cooperative Governance and Traditional Affairs, Water and Sanitation and Human Settlements – National Council of Provinces).
15. **South African Reserve Bank Bill** [B 26 – 2018] (National Assembly – sec 75) – (Standing Committee on Finance – National Assembly).
16. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76) – (Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Labour and Employment – National Council of Provinces).
17. **National Health Amendment Bill** [B 29 – 2018] (National Assembly – sec 76) – (Portfolio Committee on Health – National Assembly).
18. **Child Justice Amendment Bill** [B 32B – 2018] (National Assembly – sec 75) – (Select Committee on Security and Justice – National Council of Provinces).
19. **Science and Technology Laws Amendment Bill** [B 42B - 2018] (National Assembly – sec 75) – (Portfolio Committee on Higher Education and Science and Technology – National Assembly).
20. **Civil Aviation Amendment Bill** [B 44 – 2018] (National Assembly – sec 75) – (Portfolio Committee on Transport – National Assembly).
21. **Local Government: Municipal Systems Amendment Bill** [B 2 – 2019] (National Assembly – sec 76) – (Portfolio Committee Cooperative Government and Traditional Affairs – National Assembly).
22. **National Health Insurance Bill** [B 11 - 2019] (National Assembly – sec 76) – (Portfolio Committee on Health – National Assembly).

23. **Recognition of Customary Marriages Amendment Bill** [B 12 - 2019] (National Assembly – sec 76) – (Portfolio Committee on Justice and Correctional Services – National Assembly) [Referred to the National House of Traditional Leaders].
24. **Judicial Matters Amendment Bill** [B 13 - 2019] (National Assembly –sec 75) – (Portfolio Committee on Justice and Correctional Services – National Assembly).
25. **Independent Electricity Management Operator Bill** [B 14 - 2019] (National Assembly – sec 76) – (Portfolio Committee on Mineral Resources and Energy – National Assembly).
26. **Military Discipline Bill** [B 21 - 2019] (National Assembly – proposed sec 75) (Portfolio Committee on Defence and Military Veterans – National Assembly).
27. **Prescription in Civil and Criminal Matters (Sexual Offences) Amendment Bill** [B 22 - 2019] (National Assembly – proposed sec 75) (Portfolio Committee on Defence and Military Veterans – National Assembly).

**BILLS PASSED BY NATIONAL ASSEMBLY AND
TRANSMITTED TO NATIONAL COUNCIL OF
PROVINCES FOR CONCURRENCE**

1. **Border Management Authority Bill** [B 9B – 2016] (National Assembly – sec 75).
2. **National Forests Amendment Bill** [B 11B – 2016] (National Assembly – sec 76).
3. **Traditional Courts Bill** [B 1B – 2017] (National Assembly – sec 76).
4. **Cybercrimes Bill** [B 6B – 2017] (National Assembly – sec 75) (introduced as **Cybercrimes and Cybersecurity Bill** [B 6 – 2017]).
5. **National Environmental Management Laws Amendment Bill** [B 14D – 2017] (National Assembly – sec 76).
6. **Customary Initiation Bill** [B 7B - 2018] (National Assembly – sec 76).
7. **iKamva Digital Skills Institute Bill** [B 10B – 2018] (National Assembly – sec 75).

8. **Civil Union Amendment Bill** [B 11B - 2018] (National Assembly – sec 75).
9. **Hydrographic Bill** [B 17B – 2018] (National Assembly – sec 75).
10. **Local Government: Municipal Structures Amendment Bill** [B 19B – 2018] (National Assembly – sec 76).
11. **Independent Police Investigative Directorate Amendment Bill** [B 25 – 2018] (National Assembly – sec 75).
12. **National Gambling Amendment Bill** [B 27B – 2018] (National Assembly – sec 76).
13. **Child Justice Amendment Bill** [B 32B – 2018] (National Assembly – sec 75).
14. **National Minimum Wage Amendment Bill** [B 9 - 2019] (National Assembly – sec 75).
15. **Division of Revenue Amendment Bill** [B 15 – 2019] (National Assembly – proposed sec 76)
16. **Promotion of Access to Information Amendment Bill** [B 20 - 2019] (National Assembly – sec 75).

INTERNATIONAL AGREEMENTS

1. **Convention establishing the Square Kilometre Array (SKA) Observatory** (Tabled on 18 September 2019) (Referred to Portfolio Committee on Higher Education, Science and Technology on 19 September 2019 – reported on 8 October 2019).
2. **Agreement between the Government of the Republic of South Africa and the International Centre for Genetic Engineering and Biotechnology (ICGEB) on the Establishment of an International Centre for Genetic Engineering and Biotechnology (ICGEB) Component in the Republic of South Africa** (Tabled on 18 September 2019) (Referred to Portfolio Committee on Higher Education, Science and Technology on 19 September 2019).
3. **Ratification of the Agreement between the Government of the Republic of India, the Government of the Federative Republic of Brazil and the Government of the Republic of South Africa on the IBSA Fund for the Alleviation of**

Poverty and Hunger (signed 17 October 2017) (Tabled on 18 October 2019) (Referred to Portfolio Committee on International Relations and Cooperation on 22 October 2019) (NCOP: Referred to Select Committee on Security and Justice on 24 October 2019).

4. **Economic Partnership Agreement (EPA) between the Southern African Customs Union and Mozambique (SACUM), and the United Kingdom (UK)** (Tabled on 22 October 2019) (NCOP: Referred to Select Committee on Trade and Industry, Economic Development, Small Business Development, Tourism, Employment and Labour on 22 October 2019-reported on 5 November 2019) (NA: Referred to Portfolio Committee on Trade and Industry on 22 October 2019 – reported on 29 October 2019).
5. **Treaty between the Government of the Republic of South Africa and the Government of the Republic of Bangladesh on Extradition** (Tabled on 14 November 2019).
6. **Treaty between the Government of the Republic of South Africa and the Government of the Republic of Bangladesh on Mutual Legal Assistance in Criminal Matters** (Tabled on 14 November 2019).
7. **Agreement between the Government of the Republic of South Africa and the European Atomic Energy Community (EURATOM) for Co-operation in the Peaceful Uses of Nuclear Energy** (Tabled on 14 November 2019).