

No 3 – 2018] FIFTH SESSION, FIFTH PARLIAMENT

## **REPUBLIC OF SOUTH AFRICA**

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# **MINUTES OF PROCEEDINGS**

OF

## **NATIONAL ASSEMBLY**

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TUESDAY, 27 FEBRUARY 2018

1. The House met at 14:01.
2. The Speaker took the Chair and requested members to observe a moment of silence for prayer or meditation.
3. The Speaker announced that the vacancy which occurred in the National Assembly owing to the resignation of Mr G Mackay had been filled by the nomination of Ms G S A Ngwenya with effect from 20 February 2018.

The vacancy which occurred owing to the resignation of Mr SP Mabilo had been filled by the nomination of Mr A Botes with effect from 21 February 2018.

The vacancy which occurred owing to the resignation of Ms DP Manana had been filled by the nomination of Mr D D Mabuza with effect from 26 February 2018.

The vacancies which occurred due to the passing of Mr TJ Bonhomme and Ms BT Ngcobo, had been filled by the nomination of Mr Z L Mkhize and Ms N P Nkonyeni, respectively, with effect from 26 February 2018.

The Speaker also announced that Mr N M Nene had been nominated with effect from 26 February 2018, to fill the vacancy which occurred in the National Assembly due to the resignation of Mr E S Mchunu. Mr Mchunu had been nominated, but did not take up his seat in the National Assembly.

The vacancies which occurred in the National Assembly owing to the resignation of Dr MB Khoza and Mr J J Skosana had been filled by the

nomination of Mr N T Nhleko and Ms M R Mhaule, respectively, with effect from 26 February 2018.

The vacancy which occurred in the National Assembly owing to the resignation of Mr TM Manyoni had been filled by the nomination of Mr N Xaba with effect from 26 February 2018.

The members had made and subscribed the oath and affirmation in the Speaker's office.

4. [14:03] The Deputy Chief Whip of the Majority Party moved: That the following items that were on the Order Paper and which, in terms of Rules 333 and 351, lapsed at the end of the last sitting day of the 2017 annual session, be revived:
  - (1) Consideration of Report of Portfolio Committee on Environmental Affairs on **Marine Spatial Planning Bill** [B 9 – 2017] (National Assembly – sec 76) – (Announcements, Tablings and Committee Reports, 29 November 2017, p 6);
  - (2) Second Reading debate – **Marine Spatial Planning Bill** [B 9B – 2017] (National Assembly – sec 76) – (Minister of Environmental Affairs);
  - (3) Second Reading debate – **Political Party Funding Bill** [B 33 – 2017] (National Assembly – sec 75) – (Ad Hoc Committee on the Funding of Political Parties);
  - (4) Consideration of Report of Portfolio Committee on Communications on **Films and Publications Amendment Bill** [B 37 – 2015] (Announcements, Tablings and Committee Reports, 28 November 2017, p 7);
  - (5) Second Reading debate – **Films and Publications Amendment Bill** [B 37B – 2015] (National Assembly – sec 75) – (Minister of Communications);
  - (6) Consideration of Report of Standing Committee on Finance on **Special Report of Public Protector on implementation of remedial action contained in Public Protector Report No 18 of 2011/12 on Maladministration during privatization of Venda Pension Fund: Report No 15 of 2016/17** (Announcements, Tablings and Committee Reports, 23 November 2017, p 2);
  - (7) Consideration of Report of Portfolio Committee on Water and Sanitation on **Oversight visit to Limpopo Province** (Announcements, Tablings and Committee Reports, 22 November 2017, p 133);

- (8) Consideration of Report of Portfolio Committee on Tourism on **Oversight visit to Limpopo Province** (Announcements, Tablings and Committee Reports, 17 November 2017, p 31);
- (9) Consideration of Report of Portfolio Committee on Tourism on **Oversight visit to Western Cape Province** (Announcements, Tablings and Committee Reports, 17 November 2017, p 2);
- (10) Consideration of Report of Portfolio Committee on Economic Development on **Oversight visits to Mpumalanga and Gauteng** (Announcements, Tablings and Committee Reports, 15 November 2017, p 2); and
- (11) Consideration of Report of Portfolio Committee on Mineral Resources on **Oversight visit to Gauteng** (Announcements, Tablings and Committee Reports, 14 November 2017, p 40).

Motion agreed to.

5. FIRST AND SECOND ORDERS [14:05]

Consideration of Report of Portfolio Committee on Communications on **Oversight visit to Government Communication and Information System, Department of Communications as well as its reporting entities** (Announcements, Tablings and Committee Reports, 14 February 2018, p 1).

Consideration of Report of Portfolio Committee on Communications on **Oversight visit to KwaZulu-Natal province** (Announcements, Tablings and Committee Reports, 8 February 2018, p 4).

Mr C H M Maxegwana, as Chairperson of the Committee, introduced the Reports.

There was no debate.

Ms Z S Dlamini-Dubazana moved: That the Reports be adopted.

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

Motion agreed to (Economic Freedom Fighters dissenting).

Report on **Oversight visit to Government Communication and Information System, Department of Communications as well as its reporting entities** accordingly adopted.

Report on **Oversight visit to KwaZulu-Natal province** accordingly adopted.

6. [14:37] Mr J S Malema moved: That the House –

- (1) notes that South Africa has a unique history of brutal dispossession of land from black people by the settler colonial white minority;
- (2) further notes that land dispossession left an indelible mark on the social, political and economic landscape of the country, and has helped design a society based on exploitation of black people and sustenance of white domination;
- (3) acknowledges that the African majority was only confined to 13% of the land in South Africa while whites owned 87% at the end of the apartheid regime in 1994;
- (4) further acknowledges that the current land reform programme has been fraught with difficulties since its inception in 1994, and that the pace of land reform has been slow with only 8% of the land transferred back to black people since 1994;
- (5) acknowledges that the recent land audit claims that black people own less than 2% of rural land, and less than 7% of urban land;
- (6) recognises that at the centre of the present crisis regarding the resolution of the land question is section 25 of the Constitution, the “property clause”, which protects private property rights, and requires the State to pay compensation when expropriating land in the public interest and for a public purpose;
- (7) further recognises that this property clause makes it practically impossible for those dispossessed of their land to get justice for injustices perpetrated against them;
- (8) notes that in his State of the Nation Address, President Cyril Ramaphosa made a commitment that Government would embark on a radical land reform programme that entails expropriation of land without compensation;
- (9) further notes that any amendment to the Constitution to allow for land expropriation without compensation must go through a parliamentary process as Parliament is the only institution that can amend the Constitution; and
- (10) establishes an ad hoc committee, in terms of Rule 253, the committee to –

- (a) review and amend section 25 of the Constitution to make it possible for the state to expropriate land in the public interest without compensation, and in the process conduct public hearings to get the views of ordinary South Africans, policy-makers, civil society organisations and academics, about the necessity of, and mechanisms for expropriating land without compensation;
- (b) propose the necessary constitutional amendments with regards to the kind of future land tenure regime needed, taking into account the necessity of the State being a custodian of all South African land;
- (c) consist of 11 members, as follows: ANC 6, DA 2, EFF 1, and other parties 2;
- (d) exercise those powers in Rule 167 that may assist it in carrying out its task; and
- (e) report to the Assembly by no later than 11 May 2018.

Debate concluded.

The Deputy Chief Whip of the Majority Party moved as an amendment:

That paragraph 6 of the motion be amended as follows:

1. “Recognises that the current policy instruments, including the willing buyer willing seller policy, and other provisions of section 25 of the Constitution may be hindering effective land reform.”
2. Delete paragraph 7 of the motion as printed on the Order Paper.
3. Substitute paragraph 8 of the motion with the following:

“notes that in his State of the Nation Address , President Cyril Ramaphosa, in recognizing the original sin of land dispossession, made a commitment that Government would continue the land reform programme that entails expropriation of land without compensation, making use of all mechanisms at the disposal of the State, implemented in a manner that increases agricultural production, improves food security and ensures that the land is returned to those from whom it was taken under colonialism and apartheid and undertake a process of consultation to determine the modalities of the governing party resolution.”
4. Amend paragraph 10 as follows:

“with the concurrence of the National Council of Provinces instructs the Constitutional Review Committee to –

in sub-paragraph (a) before the words “to make” to insert “review section 25 of the Constitution and other clauses where necessary”

in sub-paragraph (b) after the word “amendments” to insert “where applicable” and delete all the words after “needed”

delete sub-paragraphs (c) and (d)

in sub-paragraph (e) to amend the date for reporting to the Assembly to “30 August 2018”.

Declarations of vote made on behalf of the Democratic Alliance, Economic Freedom Fighters, Inkatha Freedom Party, National Freedom Party, United Democratic Movement, Freedom Front Plus, Congress of the People, African Christian Democratic Party, African Peoples Convention, AgangSA and African National Congress.

Question put: That the amendment as moved by the Deputy Chief Whip of the Majority Party be agreed to.

Division demanded.

House divided.

AYES - 241: Abrahams, B L; Adams, F; Adams, P E; Adams, R C; Bam-Mugwanya, V; Basson, J V; Bekwa, S D; Bhengu, P; Bhengu, F; Bhengu, N R; Booi, M S; Boroto, M G; Botes, A; Buthelezi, E M; Buthelezi, M G; Capa, N; Carrim, Y I; Cebekhulu, R N; Chauke, H P; Chikunga, L S; Chiloane, T D; Chohan, F I; Chueu, M P; Coleman, E M; Cronin, J P; Cwele, S C; Dambuza, N B; Davies, R H; Didiza, A T; Dirks, M A; Dlakude, D E; Dlamini, B O; Dlamini, M M; Dlamini-Dubazana, Z S; Dlamini-Zuma, N C; Dlodlo, A; Dlomo, B J; Dlulane, B N; Dube, J J; Esterhuizen, J A; Filtane, M L W; Fubbs, J L; Galo, M P; Gamede, D D; Gardee, G A; Gcwabaza, N E; Gigaba, K M N; Gina, N; Godi, N T; Gordhan, P J; Gumede, D M; Gungubele, M; Hanekom, D A; Hlengwa, M; Hlonyana, N K F; Holomisa, B H; Holomisa, S P; Jafta, S M; Johnson, M; Kalako, M U; Kekana, P S; Kekana, E; Kekana, C D; Kenye, T E; Ketabahle, V; Khawula, M S; Khoarai, L P; Khosa, D H; Khubisa, N M; Khunou, N P; Kilian, J D; Koornhof, G W; Koornhof, N J J v R; Kubayi, M T; Kwankwa, N L S; Lesoma, R M M; Letsatsi-Duba, D B; Loliwe, F S; Luyenge, Z; Luzipo, S; Maake, J J; Mabasa, X; Mabe, B P; Mabija, L; Mabika, M S; Madella, A F; Madlopha, C Q; Maesela, P; Mafu, N N; Magadla, N W; Magadzi, D P; Magwanishe, G; Mahambehlela, T; Mahlalela, A F; Mahlangu, J L; Mahlangu, D G; Mahumapelo, J M K; Maila, M S A; Majeke, C N; Makhubela-Mashele, L S; Makhubele, Z S; Makondo, T; Malema, J S; Malgas, H H; Maloyi, P D N; Maluleke, B J; Manana, M C; Manana, M N S; Mandela, Z M D; Mantashe, P T;

Maphanga, W B ; Maphatsoe, E R K; Mapisa-Nqakula, N N; Mapulane, M P; Martins, B A D; Masango, M S A; Masehela, E K M; Mashabela, N R; Mashego-Dlamini, K C; Mashile, B L; Masondo, N A; Masutha, T M; Mathale, C C; Mathebe, D H; Mathys, L A; Matlala, M H; Matshoba, M O; Matsimbi, C; Mavunda, R T; Maxegwana, C H M; Mbete, B; Mbuyane, S H; Mdakane, M R; Memela, T C; Mente, N V; Mfeketo, N C; Mfulo, A T; Mhaule, R; Mhlongo, S P; Mkhali, H O; Mkhize, Z; Mmemezi, H M Z; Mmola, M P; Mmusi, S G; Mncwabe, S C; Mnganga - Gcabashe, L A; Mnguni, P J; Mnguni, D; Mogotsi, V P; Mokoto, N R; Molebatsi, M A; Molewa, B E E; Morutoa, M R; Mothapo, M R M; Motshekga, M A; Motshekga, M S; Motsoaledi, P A; Mpanza, T K; Mpumlwana, L K B; Msibi, V Z; Mthembu, N; Mthethwa, E N; Mthethwa, E M; Mulaudzi, T E; Nchabeleng, M E; Ndlozi, M Q; Ndongeni, N; Nel, A C; Nene, N M; Newhoudt-Druchen, W S; Ngwenya-Mabila, P C; Ngwezi, X; N T Nhleko Nkadimeng, M F; Nkoana-Mashabane, M E; Nkonyeni, P; Nkwinti, G E; Nobanda, G N; Noluthungu, N; November, N T; Nqakula, C; Ntlangwini, E N; Ntombela, M L D; Ntshayisa, L M; Nxesi, T W; Nyambi, H V; Nzimande, B E; Oliphant, M N; Oliphant, G G; Oosthuizen, G C; Patel, E; Paulsen, M N; Phaahla, M J; Phosa, Y N; Pikinini, I A; Pilane-Majake, M C C; Plouamma, M A; Radebe, B A; Radebe, G S; Radebe, J T; Ralegoma, S M; Ramatlakane, L; Rantho, D Z; Raphuti, D D; Rawula, T; Semanya, M R; Senokoanyane, D Z; September, C C; Shabangu, S; Shaik Emam, A M; Shelembe, M L; Shivambu, N F; Shope-Sithole, S C N; Sibande, M P; Singh, N; Sithole, K P; Skosana, G J; Skwatsha, M; Smith, V G; Surty, M E; Theko, L C; Thembekwayo, S S; Tleane, S A; Tobias, T V; Tom, X S; Tongwane, T M A; Tseke, G K; Tseli, R M; Tsenoli, S L; Tshwaku, M; Tsoleli, S P; Tuck, A; Van Der Merwe, L L; Van Schalkwyk, S R; Williams, A J; Wolmarans, M J; Xaba, N; Xalisa, Z R; Zulu, L D.

NOES - 83: Alberts, A; America, D; Atkinson, P G; Bagraim, M; Bara, M R; Basson, L J; Bergman, D; Boshoff, H S; Bozzoli, B; Brauteseth, T J; Bucwa, H; Cachalia, G K Y; Cardo, M J; Carter, D; Davis, G R; De Freitas, M S F; Dreyer, A M; Dudley, C; Edwards, J; Esau, S; Figg, M J; Figlan, A M; Gqada, T; Groenewald, P J; Groenewald, H B; Grootboom, G A; Hadebe, T Z; Hoosen, M H; Horn, W; Hugo, R; Hunsinger, C H H; Jongbloed, Z; Jooste, K; Kalyan, S V; King, C; Kohler, D; Kopane, S P; Kruger, H C C; Lees, R A; Lekota, M G P; Lorimer, J R B; Lotriet, A; Mackenzie, C; Madisha, W M; Majola, T R; Malatsi, M S; Marais, E J; Marais, S J F; Matsepe, C D; Mazzone, N W A; Mbabama, T M; Mbhele, Z N; Mcloughlin, A R; Meshoe, K R J; Mhlongo, T W; Mileham, K J; Mokgalapa, S; Motau, S C; Mulder, C P; Ngwenya, G W; Ollis, I M; Purdon, R K; Robertson, K P; Robinson, D; Ross, D C; Ryder, D R; Selfe, J; Shinn, M R; Stander, T; Steenhuisen, J H; Steyn, A; Stubbe, D J; Swart, S N; Tarabella Marchesi, N I; Van Dalen, P; Van Der Walt, D; Van Der Westhuizen, A P; Van Dyk, V; Vos, J; Walters, T C R; Waters, M; Wessels, W W; Wilson, E R.

Question agreed to.

Amendment accordingly agreed to.

Question put: That the motion, as amended, be agreed to.

Division demanded.

House divided.

AYES- 241: Abrahams, B L; Adams, F; Adams, P E; Adams, R C; Bam-Mugwanya, V; Basson, J V; Bekwa, S D; Bhengu, P; Bhengu, F; Bhengu, N R; Booi, M S; Boroto, M G; Botes, A; Buthelezi, E M; Buthelezi, M G; Capa, N; Carrim, Y I; Cebekhulu, R N; Chauke, H P; Chikunga, L S; Chiloane, T D; Chohan, F I; Chueu, M P; Coleman, E M; Cronin, J P; Cwele, S C; Dambuza, N B; Davies, R H; Didiza, A T; Dirks, M A; Dlakude, D E; Dlamini, B O; Dlamini, M M; Dlamini-Dubazana, Z S; Dlamini-Zuma, N C; Dlodlo, A; Dlomo, B J; Dlulane, B N; Dube, J J; Esterhuizen, J A; Filtane, M L W; Fubbs, J L; Galo, M P; Gamede, D D; Gardee, G A; Gcwabaza, N E; Gigaba, K M N; Gina, N; Godi, N T; Gordhan, P J; Gumede, D M; Gungubele, M; Hanekom, D A; Hlengwa, M; Hlonyana, N K F; Holomisa, B H; Holomisa, S P; Jafta, S M; Johnson, M; Kalako, M U; Kekana, P S; Kekana, E; Kekana, C D; Kenye, T E; Ketabahle, V; Khawula, M S; Khoarai, L P; Khosa, D H; Khubisa, N M; Khunou, N P; Kilian, J D; Koornhof, G W; Koornhof, N J J v R; Kubayi, M T; Kwankwa, N L S; Lesoma, R M M; Letsatsi-Duba, D B; Loliwe, F S; Luyenge, Z; Luzipo, S; Maake, J J; Mabasa, X; Mabe, B P; Mabija, L; Mabika, M S; Madella, A F; Madlopha, C Q; Maesela, P; Mafu, N N; Magadla, N W; Magadzi, D P; Magwanishe, G; Mahambehla, T; Mahlalela, A F; Mahlangu, J L; Mahlangu, D G; Mahumapelo, J M K; Maila, M S A; Majeke, C N; Makhubela-Mashele, L S; Makhubele, Z S; Makondo, T; Malema, J S; Malgas, H H; Maloyi, P D N; Maluleke, B J; Manana, M C; Manana, M N S; Mandela, Z M D; Mantashe, P T; Maphanga, W B; Maphatsoe, E R K; Mapisa-Nqakula, N N; Mapulane, M P; Martins, B A D; Masango, M S A; Masehela, E K M; Mashabela, N R; Mashego-Dlamini, K C; Mashile, B L; Masondo, N A; Masutha, T M; Mathale, C C; Mathebe, D H; Mathys, L A; Matlala, M H; Matshoba, M O; Matsimbi, C; Mavunda, R T; Maxegwana, C H M; Mbete, B; Mbuyane, S H; Mdakane, M R; Memela, T C; Mente, N V; Mfeketo, N C; Mfulo, A T; Mhaule, R; Mhlongo, S P; Mkhalihi, H O; Mkhize, Z; Mmemezi, H M Z; Mmola, M P; Mmusi, S G; Mncwabe, S C; Mnganga - Gcabashe, L A; Mnguni, P J; Mnguni, D; Mogotsi, V P; Mokoto, N R; Molebatsi, M A; Molewa, B E E; Morutoa, M R; Mothapo, M R M; Motshekga, M A; Motshekga, M S; Motsoaledi, P A; Mpanza, T K; Mpumlwana, L K B; Msibi, V Z; Mthembu, N; Mthethwa, E N; Mthethwa, E M; Mulaudzi, T E; Nchabeleng, M E; Ndlozi, M Q; Ndongeni, N; Nel, A C; Nene, N M; Newhoudt-Druchen, W S; Ngwenya-Mabila, P C; Ngwezi, X; Nhleko, N T; Nkadimeng, M F; Nkoana-Mashabane, M E; Nkonyeni, P; Nkonzo, T M; Nkwinti, G E; Nobanda, G N; Nolutshungu, N; November, N T; Nqakula, C; Ntlangwini, E N; Ntombela, M L D; Ntshayisa, L M; Nxesi, T W; Nyambi, H V; Nzimande, B E; Oliphant, M N; Oliphant, G G; Oosthuizen, G C; Patel, E; Paulsen, M N; Phaahla, M J; Phosa, Y N; Pikinini, I A; Pilane-Majake, M C C; Plouamma, M A; Radebe, B A; Radebe, G S; Radebe, J T; Ralegoma, S M; Ramatlakane, L; Rantho, D Z; Raphuti, D D; Rawula, T; Semenya, M R; Senokoanyane, D Z; September, C C; Shabangu, S; Shaik Emam, A M;

Shelembe, M L; Shivambu, N F; Shope-Sithole, S C N; Sibande, M P; Singh, N; Sithole, K P; Skosana, G J; Skwatsha, M; Smith, V G; Surty, M E; Theko, L C; Thembekwayo, S S; Tleane, S A; Tobias, T V; Tom, X S; Tongwane, T M A; Tseke, G K; Tseli, R M; Tsenoli, S L; Tshwaku, M; Tsoleli, S P; Tuck, A; Van Der Merwe, L L; Van Schalkwyk, S R; Wolmarans, M J; Xaba, N; Xalisa, Z R; Zulu, L D.

NOES - 83: Alberts, A; America, D; Atkinson, P G; Bagraim, M; Bara, M R; Basson, L J; Bergman, D; Boshoff, H S; Bozzoli, B; Brauteseth, T J; Bucwa, H; Cachalia, G K Y; Cardo, M J; Carter, D; Davis, G R; De Freitas, M S F; Dreyer, A M; Dudley, C; Edwards, J; Esau, S; Figg, M J; Figlan, A M; Gqada, T; Groenewald, P J; Groenewald, H B; Grootboom, G A; Hadebe, T Z; Hoosen, M H; Horn, W; Hugo, R; Hunsinger, C H H; Jongbloed, Z; Jooste, K; Kalyan, S V; King, C; Kohler, D; Kopane, S P; Kruger, H C C; Lees, R A; Lekota, M G P; Lorimer, J R B; Lotriet, A; Mackenzie, C; Madisha, W M; Majola, T R; Malatsi, M S; Marais, E J; Marais, S J F; Matsepe, C D; Mazzone, N W A; Mbabama, T M; Mbhele, Z N; McLoughlin, A R; Meshoe, K R J; Mhlongo, T W; Mileham, K J; Mokgalapa, S; Motau, S C; Mulder, C P; Ngwenya, G W; Ollis, I M; Purdon, R K; Robertson, K P; Robinson, D; Ross, D C; Ryder, D R; Selfe, J; Shinn, M R; Stander, T; Steenhuisen, J H; Steyn, A; Stubbe, D J; Swart, S N; Tarabella Marchesi, N I; Van Dalen, P; Van Der Walt, D; Van Der Westhuizen, A P; Van Dyk, V; Vos, J; Walters, T C R; Waters, M; Wessels, W W; Wilson, E R.

Question agreed to.

Motion, as amended, accordingly agreed to.

7. [16:40] Ms Z S Dlamini-Dubazana moved without notice: That the House -
  - (1) congratulates the legendary South African choral group Ladysmith Black Mambazo on winning its fifth Grammy award at Madison Square Garden in New York, on Sunday, 28 January 2018;
  - (2) notes that the group which has brought a global audience to the traditional Zulu style of harmony-driven singing, known as isicathamiya scooped the prestigious award for Best World Music Album for its album *Shaka Zulu Revisited*;
  - (3) remembers that over the years, Ladysmith Black Mambazo scooped 19 nominations at the awards and walked away with five so far;
  - (4) recalls that Black Mambazo came to worldwide attention when Paul Simon enlisted the group for his 1986 album "Graceland," a landmark work of world music fusion which revived the folk icon's career and won the most prestigious Grammy for Album of the Year;

- (5) understands that the group decided to re-record the "*Shaka Zulu*" album in tribute to the group's founder Mr Joseph Shabalala, who retired and handed control to his four sons; and
- (6) further congratulates Black Mambazo for flying the South African flag high all over the world.

Agreed to.

8. Mr S J Motau moved without notice: That the House -

- (1) notes the tragic passing of a national treasure Bra Hugh Masekela on 23 January 2018;
- (2) further notes that Bra Hugh was more than just a jazz musician, he was a musical genius and a fearless activist;
- (3) acknowledges that his music told the stories of our people and reflected the struggles of black South Africans opposing apartheid;
- (4) further acknowledges that Bra Hugh was a proud African and a true son of the soil – South Africans are grateful for his immense contribution to South Africa and the African continent as a whole; and
- (5) conveys its deepest condolences to his family, his loved ones and the South African music fraternity.

Agreed to.

9. Ms N V Mente moved without notice: That the House -

- (1) notes that today marks 40 years since the untimely death of a colossal figure of the African liberation struggle, Mangaliso Robert Sobukwe, the founding President of the Pan Africanist Congress (PAC);
- (2) further notes that Sobukwe died a few years after he was released from nine years of solitary confinement in Robben Island, where he was kept through an evil amendment made by the Criminal Laws Amendment Act, for a minister to keep a prisoner in jail indefinitely, the so-called Sobukwe Clause;
- (3) acknowledges that today, Sobukwe is still marginalised and unrecognized, that his liberating ideals have been ignored, and all attempts made to erase his rich legacy from the history of our country;
- (4) recognises that his ideals remain critical to the development of this country and to a construction of peaceful existence between people; and

- (5) conveys its message of recognition to his family to honour Robert Sobukwe on the role he played during the struggle.

Agreed to.

10. Mr Z S Makhubele moved without notice: That the House -

- (1) notes with great sadness the death of Zimbabwe's long time opposition leader and former prime minister Morgan Tsvangirai on Wednesday, 14 February 2018, in a South African hospital, at the age of 65;
- (2) understands that Mr Tsvangirai had been in and out of hospital since disclosing in June 2016 that he had colon cancer;
- (3) remembers Mr Tsvangirai as the veteran leader of the Movement for Democratic Change (MDC), and one of the most prominent critics of the Zimbabwe ruling party, ZANU-PF;
- (4) recalls that he was a miner for many years and joined ZANU-PF in 1980 after Zimbabwe's independence and rose quickly through the ranks;
- (5) further recalls that in 1989, he became secretary general of the Zimbabwe Congress of Trade Unions, emerging as opposition leader in 1997 and forming the MDC two years later;
- (6) acknowledges Mr Tsvangirai for his humility, humour and relentless determination; and
- (7) conveys its heartfelt condolences to the family of Mr Morgan Tsvangirai and all supporters of the MDC.

Agreed to.

11. Mr N Singh moved without notice: That the House -

- (1) notes that the United Nations urged African nations to fully implement a regional action plan aimed at ending attacks on persons with Albinism;
- (2) further notes that this plan sets out clearly what States can do to end attacks on persons with Albinism in African countries – the first-ever such joint initiative which was recently endorsed by the African Commission on Human and People's Rights;
- (3) acknowledges that this plan includes 15 practical steps which are expected to go a long way in addressing the persisting and deadly challenge;

- (4) recognises that South Africa continues to see an increasing number of attacks on those living with albinism, especially in KwaZulu Natal;
- (5) condemns the recent kidnapping and murder of the late Gabisile Shabani and her 15-month-old nephew Nkosikhona Ngwenya from Emalahleni who was living with Albinism and her nephew was mistakenly assumed to have been born with Albinism as well;
- (6) conveys its heartfelt condolences to the Shabani and Ngwenya families; and
- (7) urges the South African government to fully comply with the signed protocols aimed at protecting people living with Albinism and to do more to ensure that the human rights of those living with Albinism in South Africa are promoted and protected.

Agreed to.

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

- (1) notes that the KwaZulu-Natal Provincial Drug Unit seized bags full of drugs, firearms and illicit cigarettes during drug enforcement operations in the greater Durban area last week, focusing on Chatsworth, Verulam and Phoenix after extensive observation and investigations;
- (2) further notes that illegal cigarettes to the value of R 62 500 was confiscated in the Phoenix area, as well as 2000 capsules of heroin valued at R 60 000 and an unlicensed pistol was confiscated, leading to several arrests;
- (3) acknowledges that several arrests were made and heroin and rock cocaine with a street value of R 90 000 was confiscated and a suspect arrested in Verulam during the operation whilst 11 bags of dagga with an estimated street value of R 30 000 was confiscated in Chatsworth, as well as 800 capsules of heroin valued at R 10 000;
- (4) further acknowledges that drugs are considered to be a generator of violent crime and as such, this social scourge needs to be fought with vigour and with all available resources;
- (5) commends the pro-active conduct of the KwaZulu-Natal Provincial Drug Unit; and
- (6) urges local communities to work closely together law enforcement agencies to ensure that the social scourge of drugs is addressed swiftly and decisively in our neighbourhoods.

Agreed to.

13. Ms Z S Dlamini-Dubazana moved without notice: That the House -

- (1) congratulates the renowned SA actors John Kani and Connie Chiume who joined the Hollywood A-listers in a star-studded iconic film *Black Panther*, along other African stars, Kenyan-raised Lupita Nyong'o and Zimbabwean-born Danai Gurira;
- (2) notes that in the film, Kani plays the role of King T'Chaka with his son Atandwa playing his younger version, and Chiume plays the role of a mining tribe elder;
- (3) recalls that in creating Wakanda, a secretive sub-Saharan African country, the film directors flipped the script on how Africa is portrayed in Hollywood;
- (4) understands that South African culture contributed so much to the *Black Panther* and inspired the first black superhero film;
- (5) further understands that one of our African indigenous languages isiXhosa is spoken by the inhabitants of the fictional country Wakanda in the movie;
- (6) believes that the roles played by these African stars will inspire many Africans to praise their own achievements; and
- (7) congratulates John Kani and his son Atandwa, as well as Connie Chiume and all other African stars partaking in the *Black Panther* film for the excellent performance and for raising the flag of Africa high internationally.

Agreed to.

14. Mr M L W Filtane moved without notice: That the House -

- (1) notes that on Wednesday morning, 21 February 2018, five police officers namely Zuko Mbini, Zuko Ntshoku, Nkosiphendule Pongco, Sibongiseni Sandlana, and Kuhle Mathetha and an off duty soldier Mbuzeni Freddy Mpandeni were brutally murdered by criminal elements in Ngcobo;
- (2) further notes that three SAPS members were shot in the Ngcobo police station, while two additional members were kidnapped before being killed and left on the side of the road 6km away from the police station;
- (3) acknowledges that 10 firearms were stolen and a police van from the police station which were later used to rob an ATM, a short distance away from where the callous and cold blooded murder of the law enforcement officers occurred;

- (4) believes that this inhumane, gang related and barbaric attack on the law enforcement officers is a gross and direct attack on the peoples' first line of defence against crime;
- (5) commends the task team on their swift action and determination for the arrest of suspects;
- (6) conveys its deepest condolences to each of the families and colleagues of public servants that were killed in this vicious attack;
- (7) further acknowledges the contribution by local communities in assisting and supporting the police during their pursuit of these heartless killers, so that they can face the full might of the law with immediate effect;
- (8) calls on communities to continuously assist and support the police in this investigation so that the further escapees may be apprehended with the utmost urgency; and
- (9) further calls on Government to ensure that the families and colleagues, that are left behind, receive adequate support to deal with the loss of their loved ones as well as members of the task team who are injured on duty whilst bringing these killers to the steps of justice.

Agreed to.

15. Ms N V Mente moved without notice: That the House -

- (1) notes that in 2016, Vryburg Department of Home Affairs registered Ms Kamogelo Maine's new born baby under someone else's name, leaving her without a birth certificate;
- (2) further notes that baby Reatlegile Maine has not had a correct birth certificate for the last two years, and it was only after the EFF's intervention that the Minister of Home Affairs was able to resolve the matter;
- (3) recognises that in the last two years, baby Reatlegile did not have a birth certificate, could not access her rightful social grant, and was disadvantaged severely;
- (4) further recognises that it is not only social grant that baby Reatlegile was denied but she was also denied access to other social services;
- (5) resolves that the Portfolio Committee on Social Development look at Ms. Maine's case; and

- (6) further resolves that the Portfolio Committee on Social Development engage relevant authorities to assess Ms. Maine's case to ensure the suffering of the last two years without baby Reatlegile birth certificate is compensated.

Agreed to.

16. Mr Z S Makhubele moved without notice: That the House -

- (1) notes with sadness the passing of the internationally renowned writer and struggle stalwart, Professor Keorapetse Kgositsile, on Wednesday, 3 January 2018, at the age of 79;
- (2) understands that the National Poet Laureate, affectionately known as Bra Willie, left an indelible mark on the cultural and artistic life of not only the land of his birth, but also of Tanzania, Kenya, Botswana, Zambia and Harlem, New York;
- (3) further understands that he was a passionate pan-Africanist whose work was infused with his commitment to the ideal of a free, prosperous and united African continent;
- (4) recalls that Professor Kgositsile was an African National Congress (ANC) stalwart who dedicated his life to the liberation of South Africa and was a founding member of the ANC's Department of Education in 1977 and Department of Arts and Culture in 1983;
- (5) further recalls that during his time in the United States, he wrote extensively on the influence of jazz music on African-American culture and on the unity of the African diaspora;
- (6) recognises that this prolific and celebrated writer and poet had the prestigious order of Ikhamanga bestowed upon him by then acting President Kgalema Motlanthe in 2008 for his achievements within, but not limited to literature, music, arts, and culture;
- (7) believes that the tapestry of South African cultural life is all poorer at his loss; and
- (8) conveys its condolences to the Kgositsile family and friends.

Agreed to.

16. Ms D Carter moved without notice: That the House -

- (1) notes that on Thursday, 8 February 2018, two South African Police Service K9 members from the Pretoria Bryntirion Estate's Protection and Security Service, Sergeant Mokonyane and Constable Moraka and their service dogs, were involved in a serious and tragic accident;

- (2) further notes that the two police members and their service dogs were on state of the nation duties at the time of the accident; and
- (3) commiserates with the family of Sergeant Mokonyane who tragically lost his life in the accident.

Agreed to.

17. Ms Z S Dlamini-Dubazana moved without notice: That the House -

- (1) notes with sadness the death of 17 people and 15 injured including students and adults in Florida, following the shooting at a High school on Wednesday, 14 February 2018;
- (2) understands that a 19-year-old Nikolas Cruz confessed that he was the gunman who entered the school campus armed with an AR-15 and began shooting students that he saw in the hallways and on the school grounds;
- (3) further understands that the young man was arrested about an hour after the attack in a neighbouring town;
- (4) believes that Cruz was expelled from Marjory Stoneman Douglas High School for disciplinary reasons;
- (5) further believes that when he was a student at Westglades Middle School, he was constantly in trouble for insulting teachers and staff, using profanity, disruptive behavior, unexcused absences and at least one fight;
- (6) acknowledges that investigators are looking into a possible connection of Nikolas Cruz to a white supremacist group in Florida that confirmed Cruz as its member;
- (7) conveys its condolences to the Government of the United States of America and all affected families of the deceased; and
- (8) wishes those injured a speedy recovery.

Agreed to.

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

- (1) notes that the South Football Association (SAFA) appointed Desiree Ellis as Banyana Banyana Coach;
- (2) further notes that her contribution in calibrating Banyana Banyana, which saw her earning 32 caps during her tenure, cannot go unnoticed;

- (3) wishes her well in her endeavour to qualify Banyana Banyana for the Women's Africa Cup of Nations including the World Cup and the 2020 Olympic Games in Tokyo;
- (4) recognises her unique steadfastness and patience, at the wake of speculations, that she was likely to be overlooked; and
- (5) commends Danny Jordan, for assisting her rewrite the script on the course of women empowerment.

Agreed to.

19. Mr Z S Makhubele moved without notice: That the House -

- (1) congratulates a nine-year-old Reabetswe Kungwane who is living her dream of being an author, as she had her first book published;
- (2) further notes that the Grade 4 pupil at Crawford Preparatory School in Pretoria launched her book on Saturday, 17 February 2018;
- (3) remembers that the book, titled "*Stories you've never heard before*", is a collection of 10 short stories based on her everyday experiences, each with a different moral, which Reabetswe hopes will inspire children of her age;
- (4) understands that her natural ability to express her thoughts on paper and love for words was the reason she wrote;
- (5) recalls that her first story written was when she was seven years old; and it was titled *Vanessa the sad seahorse* forms part of the 10 stories;
- (6) acknowledges that Reabetswe's dream has always been to be an author and a dancer and today - she is an author and a great dancer;
- (7) believes her commitment, dedication and focus in her dreams will serve as inspiration to all young South Africans; and
- (8) congratulates Reabetswe on her achievements and for living her dream successfully.

Agreed to.

20. Mr M Waters moved without notice: That the House -

- (1) notes that the Inter-Parliamentary Union (IPU) Article states that the IPU shall contribute to the defence and promotion of human rights, which are universal in scope and respect for which is an essential factor of parliamentary democracy and development;
- (2) further notes that at its 137 Assembly in St Petersburg, the Standing Committee on Democracy and Human Rights unanimously took a

decision to debate lesbian, gay, bisexual and transgender (LGBT) rights;

- (3) acknowledges that on the floor of the General Assembly, several chairs objected to the proposed subject for a panel discussion which led to the President of the Assembly to refer the proposal back to the Committee for further consideration;
- (4) further acknowledges that LGBT rights are human rights and it is only through the sharing of ideas that we will ever breakdown the walls of ignorance and bigotry; and
- (5) calls upon the IPU to reinstate the debate on LGBT at its forthcoming meeting, taking place in Genève next month.

Agreed to.

21. Ms Z S Dlamini-Dubazana moved without notice: That the House -

- (1) notes with sadness the death of African National Congress Johannesburg's regional deputy chairwoman, Connie Bapela, who was the wife of the Deputy Minister of Co-operative Governance and Traditional Affairs Obed Bapela, on Friday, 16 February 2018, following a short illness;
- (2) further notes that Connie Bapela was a former freedom fighter and a former speaker of the City of Joburg;
- (3) remembers that during the state of emergency in 1985, Ms Bapela was detained and spent three months in the Norwood police station cells;
- (4) further remembers that while in jail, Bapela and other inmates helped form Operation Phambana (Operation Turn Mad), where they burnt their prison beds to get the attention of the authorities and to be given the chance to appear in court;
- (5) recalls that Bapela joined the City of Joburg in 1995 and served on several committees including position of the speaker in the council, a position she occupied until after the 2016;
- (6) acknowledges that Bapela was a dedicated, committed and disciplined ANC cader;
- (7) believes that her death came at a critical time as party members in Gauteng were trying to find suitable candidates to fill key vacant positions in the provincial leadership; and
- (8) conveys its heartfelt condolences to the Bapela family and the people of the City Johannesburg as a whole.

Agreed to.

22. [17:22] Members' statements.
23. [17:57] Notices of motion.
24. The House adjourned at 18:06.

M E PHINDELA  
Acting Secretary to Parliament