

REPUBLIC OF SOUTH AFRICA

LEGISLATURE OF THE
NORTH WEST PROVINCE

QUESTION PAPER

January 2011
10:00

QUESTION TABLED FOR THE SECOND TIME
ORAL RESPONSE

QUESTION 1

**QUESTION POSED BY HON. HATTINGH TO THE HONOURABLE PREMIER
OF THE NORTH WEST [20101116- O16]**

Referring to the response of the Member of the Executive responsible for Human Settlements (20100824 – W36) that Erf 1728, Unit 7 Mmabatho (“The Shell Garage”) was sold by the North West Provincial Government to TJ Mampe Trading & Projects cc for R98 940 and that the Power of Attorney was signed by Mr Howard Debeza Yawa and that the property was then sold to Hemca Motors Pty Ltd for R1,8 million:

1. Was an investigation launched into the fraudulent sale of state property and if so what was the outcome?
2. If not why not?
3. Were steps implemented to prevent similar transactions and if so provide details?
4. If not why not?

QUESTION 2**QUESTION POSED BY HON. HATTINGH TO THE HONOURABLE PREMIER OF THE NORTH WEST PROVINCE [20101116- O17]**

With reference to the judgment in the High Court after an application was brought by the Traditional Authority of the Bapo Ba Mogale Community in the North Gauteng High Court, under case no. 31876/10, in which Judge J Legodi held that Traditional Authority, that is the applicant in case, is the lawful governing body of the Community and after the judgment became final when an applicant for leave to appeal by Kenoshi was dismissed on 2 September 2010:-

1. Does the North West Provincial Government recognise the Traditional Authority as the lawful governing body of the community?
2. And if not why not?
3. And why such a refusal to recognise the Traditional Authority as the lawful governing body of the Community not be considered as contempt of the Court?
4. And if so from what date does it recognise the Traditional Authority as the lawful governing body of the Community?
5. Kindly provide the reasons (s) why the North West Provincial Government refuses to approve payment to the South African Revenue Service of provisional and assessed tax totaling approximately R1.6 million, as requested by the Traditional Authority, thus exposing the Community 's Company, the Bopa Ba Mogale Mining Company (Pty) Ltd, to penalties and interest thereon ?
6. Does the refusal to pay the said amount to South African Revenue Services resulting in penalties and interest expose the North West Provincial Government to claim and if so what steps are in place to prevent this fruitless expenditure

QUESTION TABLED FOR THE FIRST TIME
ORAL RESPONSE

QUESTION 3

QUESTION POSED BY HON. HATTINGH TO THE MEMBER OF EXECUTIVE RESPONSIBLE FOR SPORT, ARTS AND CULTURE IN THE NORTH WEST [20101123- O18]

Noting the objective of the North West Provincial Arts and Culture Council (NWPACC) that the NW PACC “must promote the development of arts and culture in the province to the advantage of all people of the province, taking the historic imbalances in the development of arts and culture into account”

1. Provide the names of the Council members of the NW PACC.
2. When were they appointed?
3. What is their term of office?
4. Does the composition of the Board facilitate the promotion of the development of arts and culture in all the communities in the province?

QUESTION TABLED FOR THE SECOND TIME
WRITTEN RESPONSE

QUESTION 4

QUESTION POSED BY HON HATTINGH TO THE MEMBER OF THE EXECUTIVE RESPONSIBLE FOR EDUCATION IN THE NORTH WEST PROVINCE [20101116-W54]

1. How many educators in the North West participated in the recent strike?
2. How many educators work days were lost (number of educators times the number of days on strike)?
3. Were the educators paid for the days that they were on strikes and if so ,
4. Indicate if the numbers of days that each educator was on

strike were deducted from each educator's salary and provide the formula(s) that was supplied.

5. If not why not?
6. What was the total amount deducted from the salaries of all the educators that were on strike?

QUESTION 5

QUESTION POSED BY HON MOTSWENYANE TO THE MEMBER OF THE EXECUTIVE RESPONSIBLE FOR LOCAL GOVERNMENT IN THE NORTH WEST PROVINCE 20101116-W56]

1. Provide the details that lead to the appointment of Mr. MK Leluma at the Ventersdorp Municipality?
2. What are the details of his secondment?
3. What are the full financial implications for
 - a. The Ventersdorp Municipality
 - b. The Bitua Municipality

in respect of salary, transport , accommodation, air ticket and other benefits ?

4. What are Mr. Leluma 's
 - a. Qualifications
 - b. Relevant Experience
5. What are Mr. Leluma's responsible at the Ventersdorp Municipality?
6. Who does Mr. Leluma report to?
7. Which functions are still vested in the Ventersdorp Council
8. For which period was Mr. Leluma Appointed
9. What is the status of the Ventersdorp Municipality in respect of interventions and investigations?

QUESTION 6**QUESTION POSED BY HON MOTSWENAYNE TO THE MEMBER OF THE EXECUTIVE RESPONSIBLE FOR TRANSPORT,ROADS & PUBLIC WORKS IN THE NORTH WEST PROVINCE [20101116-W57]**

1. Kindly provide full details about the processes that were followed in the procurement of new offices space for the Department of Health and Social Development currently being completed on a site next to the Crossing.
2. Were the processes that were followed in compliance with relevant legislation ?
3. Who are the owners of the premises?
4. Did any North West Government official declared an interest or conflict of interest in the contract or building?
5. What is the total square metres that will be utilized by the Department?
6. What are the total square metres currently occupied by the Department?
7. What is the cost for the rental and other related costs for the building for each of the years for the duration of the contract?

QUESTION TABLE FOR THE FISRT TIME
WRITTEN RESPONSE

QUESTION 7

QUESTION POSED BY HON HATTINGH TO THE HON PREMIER IN THE NORTH WEST PROVINCE [20101123-W59]

1. Whether the Office of the Premier was approached by the National Youth Development Agency or any institution or agency for funding to be provided for an event entitled the World Youth Festival, if so,
 - (a) What was the format of the approach and if it was a presentation?
 - (b) When was the presentation made, and
 - (c) Who was present at the presentation?
2. Whether the Office of the Premier provided or will provide funding for the event in (1) , if so,
 - (a) What amount was provided or will be provided to the NYDA for the purpose of the event,
 - (b) From which budget was this/ (will this) amount (be) drawn?
 - (c) What processes were followed in the allocation of this funding?
 - (d) What are the reasons for why the department contributed this amount?
 - (e) Any other relevant details

QUESTION 8**QUESTION POSED BY HON HATTINGH TO THE MEMBER RESPONSIBLE FOR ECONOMIC DEVELOPMENT AND TOURISM IN THE NORTH WEST PROVINCE [20110218-W01]**

1. Kindly indicate if the North West Parks and Tourism Board has had any procurement contracts and or dealings with Tech Tronic during the past 3 financial years?
2. And if kindly provide full details including such contract and or procurements happened after a tender or quotation process.
3. Kindly indicate if any employees has declared any interest in Tech Tronic and if so kindly provide details of this declarations