

TUESDAY : 26 AUGUST 2008

Sitting No. 16

[No. 16 - 2008] Fourth Session, Third Legislature

REPUBLIC OF SOUTH AFRICA

**LEGISLATURE OF THE
NORTH WEST PROVINCE**

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10H00

HON. DEP. SPEAKER:

Honourable Members, we may now observe a moment of silent prayer and meditation. You may get seated. The next item.

Honourable Mampane, Honourable Mahlakeng, Honourable Moalusi and Honourable Baloyi.

**SECRETARY: ITEM NO 2;
MINUTES OF THE 12TH
AUGUST 2008**

HON. DEP. SPEAKER:

Honourable Members, I put before you a set of minutes of the 12th of August 2008 for adoption. In the absence of any correction from the minutes, does the House adopt the minutes? Next item please.

HON. MAMPANE:

Honourable Deputy Speaker, the African National Congress herewith rises to place a motion without notice to express our disgust on the case of child abuse at Kgomola Section of Bodile Village near Itsoseng, whereby an 11 year old is allegedly entrangled in a sordid life of position to support her two young siblings.

**SECRETARY: ITEM NO. 3;
MOTIONS**

- (a) Motions without notice**
- (b) Notices of Motions**

HON. DEP. SPEAKER:

Honourable Members are there any motions without notice?

This young girl who is a grade 3 drop out, uses her tiny body as a means to support her 2 young brothers, aged 4 and 7, the later is epileptic. It is further alleged that these children's mother of about 42 year receive social grants on their behalf but does not support them in anyway.

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The police obtained statements from the children and the mother was arrested for child neglect and appeared at Itsoseng Magistrate Court yesterday. We therefore urge the Department of Social Development and SASSA to address the plight of these children. We further hope that justice will be seen to be done on this matter. I thank you.

HON. MAHLAKENG:

Mohlomphehi Motlatsa Moetapele Wantlo, mogatlo o moholo wa African National Congress o beha ka pele Hontlo e na ya hawo e kgabane ka kutiwelo bohloko ka lefu la Mohlomphehi Levy Mwanawasa a hloka hetseng ka la leshome lemetso e robong August 2008 mane Paris, France mo esaleng ayisiwa kokelong ka di 29 tsa June, mme oyile a yisiwa sepetlela hang kamoraho ha hore aye kopanong ya African Union Summit e neng e tshwaretswe mane hola Egypt.

Mohlomphehi Mwanawasa oyile a hlahela sebakeng sesing sa Zambia mane sebitswang Mufulira moo ho bonahalang hona le copper engata haholo hoyo hodimo ho Zambia mme a

e thuta molao sekolong se seholo samoo Zambia ebile aqetela e leleqwetha le leholo la tshireletso.

Mme ebile motlatsa wa Mohlomphehi Chiluba ka 1991 digethong tsa Zambia mono mme yaba o bitswa e mong wabatlatsi ba President and hona ka 1994 dihlophong tseno. Mohlomphehi Mwanawasa obile mo President ka 2002 ka moraho hore a hlole dikgetho tse dineng ditshwere moonoo ka December mme president Mwanawas oyile a tshwarwa ke stroke se sinyane mme hobonahala hore sena sa bobedi seyile samohatella haholo, mme Africa has lost a champion who was not hesitant about voicing what deemed or improper behaviour by other African leaders.

President levy Mwanawasa is survived by his wife Maureen and 6 children. We send our heartfelt condolences to the Mwanawasa family and the people of Zambia. I thank you.

HON. DEP. SPEAKER:

Honourable Moalusi.

HON. MOALUSI:

Honourable Deputy Speaker, I

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hereby table a motion without notice of the preceding crime escalating in as far as government has finally agreed to that crime without control.

Crime is basically caused by number of factors, more especially unemployment and poverty. In the public hearing held on the 21st of August 2008 the following are the Commissioner Leon Wessels findings Mmabana, Arts and Culture.

It was found that there is no connection or accountability between government and citizens. Service delivery is weak and three spheres of government are responsible thereto. Crime statistics show that cases of corruption between 2004 and 2007 increased by 46% as reported by Anti-Corruption Hotline.

The South African Police Services crime statistics further says that crime statistics in South Africa increased. The UCDP believes that the solution into the problem of crime will end at the time the government start attending to the plight of the community members especially with regard to employment

and poverty eradication. I thank you.

HON. MADODA:

That is a statement Honourable Chief Whip?

HON. DEP. SPEAKER:

The Honourable Tselapedi, you are noted Honourable Vilakazi.

HON. MEC. TSELAPEDI:

Honourable Deputy Speaker, we understand that the Honourable Member from the opposition this is supposed to be his first engagement in terms of robust debates in politics, but I think this cannot be a statement, it is very contentious.

He says in the beginning that government has admitted that crime is out of control. I have no recollection where we as government admitted that it is out of control. There is a difference between agreeing and that indeed crime is rive and between that and the statement that says therefore it is out of control. So I would say that we cannot agree with that issue of statement, even if a debate, you must say so but that cannot be agreed by the ruling party.

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HON. DEP. SPEAKER:
Honourable Vilakazi

HON. MEC. VILAKAZI:
I have stand to agree with Honourable Tselapedi that the Honourable Member has made a speech full of errors. The first one he called the Deputy President and then the second one he says government has acknowledged, I serve in the [interrupted by Honourable Hattingh]

HON. HATTINGH:
Honourable Deputy Speaker point of order, sit, ... [Interrupted by Honourable MEC Vilakazi].

HON. MEC. VILAKAZI:
He has not been recognized.

HON. DEP. SPEAKER:
Let us listen to his point of order.

HON. HATTINGH:
Honourable Deputy Speaker this is a motion without notice, it is not to be debated. If there are any objections, it must just be removed as a motion without notice. We allow debates on motions without notice, it is incorrect, it is not in terms of our Rules so if a person will just

need to stand up and say I object and then it cannot be a motion without notice, it can be converted to notice of a motion or to the statement, but if we allow debate then I demand also an opportunity to debate this issue please.

HON. DEP. SPEAKER:
Honourable Hattingh, if a motion without notice is tabled, you allow a Member to table the motion like I have allowed Honourable Moalusi and if in the view of other Members that motion contains in it debatable aspects, Members will stand and raise those aspects which are what Honourable Tselapedi has done.

The very ruling that you are talking about, I can only make it when Members have raised in the motion t that there are debatable aspect in this motion and therefore the motion automatically fall off or converted into a notice of motion for debate. So Honourable Vilakazi let me proceed to the fourth motion to be tabled by Honourable Baloyi and Honourable Mahlangu and will revert back into these motions in terms of how do we conclude

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them. Honourable Baloyi.

HON. BALOYI:

Thanks Honourable Deputy Speaker. Honourable Deputy Speaker the African national Congress herewith rises to place a motion without notice to inform your House Deputy Speaker about the intentions of Mafikeng Local Municipality to repair roads of the City of Goodwill.

Honourable Deputy Speaker, the Mafikeng Local Municipality has set aside an amount of R20 million to repair the roads. As a result of the budget constraints, the municipality went all out to seek funds from the Development Bank of Southern Africa (DBSA), which will be directed to the patching of pot-holes including resealing.

We applaud and congratulate the municipality in its trying to improve the status of the city roads infrastructure and thereby rolling out services to the residents and road users in Mafikeng. Thanks Honourable Deputy Speaker.

HON. MAHLANGU:

Thanks Honourable Deputy

Speaker, I rise to place a motion without notice to inform your House about Kgotso Mokoena the only South African Athlete to bring back a medal at the Olympic Games. Kgotso won the silver medal in the long jump at the 2008 Beijing, China of the big games.

This is the lowest number of medals our country has ever gained after our country was welcomed back after two decades of exclusion from the world sport. The dismal is played by our athletes is just a symptom of the real problems and internal squabbles by our sports administrators, lack of proper talent and scouting and funding and also lack of sponsorship.

We need to do something fast so as to avoid the embarrassment that we have endured over the past 16 days as a country so that in future we do not have the same situation. I thank you Honourable Deputy Speaker.

HON. DEP. SPEAKER:

Honourable Members does the House adopt these motions accept the motion tabled by Honorable Moalusi which in the

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view of Members has got a debatable aspect. Do we adopt these motions? Honourable Vilakazi.

HON. MEC. VILAKAZI:

Honourable Deputy Speaker, at the time when you rule that we should proceed to the other motions, I was indicating that the Honourable Member's statement is full of inaccuracies not debatable matters, because when you say government has admitted, they have to be proof that that government admitted and the only person who will admit as government that crime is out of our control is the Minister for Safety or the President of the country. So in that respect the Minister has never made a statement admitting that crime is out of control.

So that is very inaccurate and misrepresentative of the factual situation of how we are citing crime in the country. So I am saying that we cannot move that motion as an area of a debate because that is inaccurate. When you say government has made a particular statement and your source is a newspaper article which is written by an editor I do not think it is correct.

So I am saying that we can debate the issue of crime but the issue about whether government admits or does not admit should not be a matter of debate because government has not, and I am placing it on records, I serve in that committee, I am placing it on record that there is no admission that crime is out of our control, it is not out of our control. The Honourable Member cite things like the hotline and so on, that is the creation of government. So that is the issue we should enlighten him about, not about government admittance that crime is out of control, there is never that admission. The Minister was on TV yesterday, he never said crime is out of control.

HON. DEP. SPEAKER:

Thank you Honourable Vilakazi. I close this matter because, you see, when you speak about (wait Honourable Hattingh), when I was saying the motion contained debatable aspects, I was certainly referring to inaccuracies that we are talking about, the facts that needs to be proven, that in my view are the aspects that I referred to are debatable and therefore this motion is not adopted by the

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House. If the Honourable Member feels that he would need a debate on this matter, he has got all the right to indicate so, so that there is a debate in future. This matter is closed. Honourable Hattingh.

HON. HATTINGH:

Honourable Deputy Speaker this is exactly the problem and I said I wanted to speak on, but I would not speak, I just want to ask the Honourable Member responsible for Safety in our province asking whether he even believe that crime is in control.

HON. DEP. SPEAKER:

No wait, you are now introducing a brand new thing, you are now introducing a debate with back door. I am not going to allow that to happen. I am reverting back to Honourable Moalusi to indicate whether you would want this motion to be converted into, Honourable Vilakazi you see you are going to be the first person to apply the method I referred to in our last sitting, you remember that method? And the second person will be Honourable Hattingh because every time the two of you are disrupting the proceed-

ings in the House.

HON. HATTINGH:

Honourable Deputy Speaker, may I ask if you are threatening me?

HON. DEP. SPEAKER:

Honourable Hattingh I am not threatening you, Honourable Moalusi would you want to indicate to convert your motion without notice into a motion of notice for debate because the rule says if the motion contains debatable aspect and is not adopted the motion automatically falls. Honourable Members we move to the next item. Can we move to the next item?

SECRETARY: ITEM NO 4; INTERPELLATIONS AND QUESTIONS.**HON. DEP. SPEAKER:**

Honourable Members before you, you have a question paper and your question 1 in the question paper is the question tabled for the first time, it needs an oral reply and is a question from Honourable Hattingh to MEC of Education, but just before the MEC of Education stand up and respond to the oral question, may I draw the attention of the

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Honourable Members that Honourable Gerber has withdrawn his interpellation on Meerhof school which was supposed to be debated today.

We also received a letter from Honorable Hattingh requesting that the question that has not been fully responded to, be left on the question paper and we will certainly follow up the questions like we have indicated that in the last Sitting that if in the view of the Member that the question posed was adequately responded to, a Member has a right to but he cannot do that on behalf of the Member because we certainly then know what a Member expected from those answers, but this is the issue I wanted to draw your attention to.

These are questions relating to Honourable Yawa, yes, now those questions will be responded to at the later stage not now. I just wanted to draw the attention of Members, can we then go to question 1 oral reply, ntate Tselapedi the question for the MEC of Education from Honourabel Hattingh.

HON. MEC. TSELAPEDI:

Honourable Deputy Speaker I want to answer the question but I do not know if you permit me to ask in terms of your ruling that a question that Honourable Hattingh asked was inadequately replied, it is last on the question paper and it will be answered later. I wonder if it is within the scope of the Rules to do that, but it is just something that came into my mind, if I heard you correctly, but I can answer this question, let me read the answer.

HON. DEP. SPEAKER:

Before you read the answer, can I draw the attention of the Members that we put this matter in abeyance. We will deal with it at the time when we suppose to deal with questions. Honourable Tselapedi you can now responds to question 1.

HON. MEC. TSELAPEDI:

Kindly indicate if all North West educators received the OSD salary adjustments. According to the record of the department all educators who qualified did received their OSD salary adjustment.

Question 2, and if not why not?

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Answer refer to the above reply. Question 3, and if so, kindly indicate the date to which these payments were backdated. The OSD was implemented with effect from 1st January 2008. Educators who were in the service on the date of the implementation prior from the date of appointment, if it is after the date of implementation of the ELRS Collective Agreement number 1 of 2008.

And if there are different back dated dates kindly for that reasons. As indicated above the OSD was implemented with effect from 1st January 2008 for educators appointed in terms of the employment of Educators Act and for those who are in the system on the said date and served at particular institutions or as office based educators, employees in the specialists post, school psychologist, therapist, counsellors of educators and educators who were or who have transferred to FET Colleges those did not received the OSD as they do not qualify in terms of the ELRS Collective Agreement 1 of 2008, therefore from where I sit there were no different backdated dates.

Question 5, when will the OSD salary adjustments process be completed? The information I have Deputy Speaker says that the OSD salary adjustment process is completed.

Question 6, were former model C school principals whom were handled differently in the implementation of this process and if so why?

Not to my knowledge Deputy Speaker, the translation measures that were supposed to have been applied in the upward method of the salary of school principals was the same therefore I have not known any measures which were applicable to former model C school principals.

Question 7; are there any continuing problems in the implementation of the OSD payment? Not on my knowledge Deputy Speaker, there are no continuing problems that have reported to my office in terms of the officials we do not have any. The OSD payments and educators who do qualify did receive their salaries and then I hope and anticipate that you will find this in order Deputy Speaker.

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HON. DEP. SPEAKER:

Honourable Members will be proceeding to question 2

HON. HATTINGH:

I think the question is very clear and the question was received said kindly indicate if all in North West educators received the OSD adjustments. The response was yes it was implemented, it is total different now I will understand that the MEC here today acknowledge that he doesn't know and this is what his officials are telling him, so I will provide him directly with the information that he needs, thank you.

HON. DEP. SPEAKER:

Let us proceed to question 2, a question of Honourable Hattingh to a Member of the Executive Council responsible for Public Works ntate Thibedi he seemed not to be present, is there anybody standing in for him. In the absence of that, can we go to question 3 a written reply and is tabled for the third time. Ntate Yawa.

HON. MEC. YAWA:

Honourable Deputy Speaker sir I do table.

HON. DEP. SPEAKER:

Question 4, Honourable Yawa

HON. MEC. YAWA:

Question 4 Deputy Speaker I do table again.

HON. DEP. SPEAKER:

Question 5 is tabled for the second time and it is a question of Honourable Hattingh to a Member of the Executive Council responsible for Agriculture, Conservation and Environment.

HON. MEC. TSELAPEDI:

Honourable Deputy Speaker I am standing for my colleague and here we table Agriculture.

HON. DEP. SPEAKER:

Question 6, a question of Honourable Hattingh for Public Works. It appears Honourable Thibedi is not in and there is nobody standing in for him but we also noting that the question is tabled for the second time. Question 7, a question of Honourable Groenewald to the MEC of Education Meerhof School.

HON. MEC. TSELAPEDI:

Deputy Speaker I am tabling the question as it has been asked, I

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do not know Deputy Speaker if I can just comment and indeed there is no problem with the question we have answered all the questions. The question that I have is pertaining to the Rules whether there is still stipulated amount of questions in a particular subject in the Rules, at some point in my previous life you couldn't ask above a certain amount of question on a particular subject in one Sitting, I do not know if that still holds but I have answered all the questions and they are here.

HON. DEP. SPEAKER:

Yes Honourable Tselapedi it applies, there is a certain number of question that you answer per Sitting, and "X" number of questions that a Member has the right to ask perSitting, but you must note that other questions gets accumulated because other three questions might have raised in Sitting number 1 and other 4 questions raised in the following Sitting and as a results one Member end up having 7 questions which was not tabled at the same time. We proceed to question 8, the attention of Members that these questions are tabled for the first time and they require written

reply.

HON. MEC. AFRICA:

Honourable Deputy Speaker I so table the question but also the caveat that initially the question was directed to the Department of Agriculture and subsequently rerouted, but the response is appropriate form the question. Thank you.

HON. DEP. SPEAKER:

Good performance ntate Africa, the written reply question is tabled for the first time and answered on the same Sitting that is the good performance. Question 9 ntate Yawa a question of Honourable Groenewald to MEC Local Government and Housing.

HON. MEC. YAWA:

For the first time it appears I will answer in the next Sitting.

HON. DEP. SPEAKER:

Thank you Honourable Yawa, we proceed to question 10, a question of Honourable Groenewald to a Member responsible for Road, Transport and Public Safety, ntate Vilakazi.

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HON. MEC. VILAKAZI:

This question that relates to consultancies, is that the question? Oh crime in the North West we will respond in the next Sitting.

HON. DEP. SPEAKER:

Honourable Member we proceeding to question 11 and it is a question of Honourable Hattingh to Public Works. All these questions like we said because it appears as nstate Thibedi has not made any arrangement for somebody to stand in for him but we are also noting that these questions are tabled for the first time hopefully will draw the attention for the MEC to the questions so that some of which questions he may respond to them in the next Sitting. Question 12 nstate moruti.

HON. MEC. TSELAPEDI:

Ke tla e bona monakong e tlang Motlotlegi.

HON. DEP. SPEAKER:

That was the last question, but Honourable Members may I draw your attention that you would recall that in the last Sitting I said I am going to introduce a method of trying to man-

age this process of other Members, disrupting the proceeding of the House and I said I will use the method that is used in football the yellow card and the red card. I can see that the Honourable Hattingh has already implemented that method. Honourable Members we proceed to the next item.

SECRETARY: ITEM NO 5; STATEMENTS BY MEMBERS**HON. SPEAKER:**

Statements by Members, Honourable Mokomele-Mothibi, Honourable Moalusi yes in that order.

HON. MOKOMELE-MOTHIBI:

Thank you Honourable Deputy Speaker. Honourable Deputy Speaker, the African National Congress wishes to make a statement on the signing of the SADC Gender and Development Protocol.

On August 17th 2008 in Johannesburg South Africa, South Africa Heads of States and Government signed the SADC Protocol on Gender and Development. This Protocol is a legally binding agreement compelling SADC Member States to

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host an efforts towards gender equity in the Region. The document covers 25 articles on different aspects such as access to justice and education, as well as ensuring women's rights are included in Member State Constitutions.

Honourable Deputy Speaker HIV/AIDS is also addressed. The SADC region has the highest number of fatalities across the globe. The protocol call for the necessary steps to be taken to prevent the transmission of HIV among women, men, girls and boys including persons with disabilities.

The protocol also calls for 50% for presentation by women at all levels of government by 2015, and for member states to put in place legislative measures that guarantee gender sensitive political and policy structures. It draws up a plan of action 13 specific targets and time frames to achieving gender equality in all SADC countries as well as effective monitory and evaluation.

The SADC Protocol on Gender and Development will now be transformed into national plans

of actions for implementation as SADC Member State beginning the processes of ratification.

We urge the political parties in the House to continue to engage with their constituencies as well as raised public awareness and support for a SADC Protocol on advancing gender equality. I thank you Honourable Deputy speaker.

HON. MOALUSI:

I am coming to submit two statements and I hope this time I am not going to withdraw. The UCDP report to this House with disappointment of incidents happening as a result of faction within the provincial and the national ruling party. UCDP is saddened by the unethical behaviour which has been recently demonstrated by the ANC on their provincial Imbizo, especially the recent one at Ngaka Modiri Molema on the 23rd August 2008.

This shows that there is a separation within ANC PEC. We say that... [Interrupted by Honourable Members]

HON. DEP. SPEAKER:

Honourable Members please, Honourable Moalusi is reading a

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statement, he needs your attention please.

HON. MOALUSI:

As the UCDP we say that political infighting delays service delivery to the people and in that regard they are forsaking people and leaving them

Impoverished as they are. It is disappointing to fight such atrocity from the ruling party ANC which should come to an end or that relevant measures be taken to end such immoral behaviour. That is statement number one. Statement number two.

HON. MEC. YAWA:

Let us deal with statement number one first.

HON. DEP. SPEAKER:

Honourable Yawa, Honourable Africa and Honourable Vilakazi. I can see the two of you your hands are up. I am allowing a Member to proceed to the second motion. You see Honourable Yawa you are MEC for Local Government and Housing and not a presiding officer. Proceed with your second statement.

HON. MOALUSI:

Ndiyabhayiza but next andisoze

ndi bhayize madoda, I am feeling as if I am feeling the vibe today. I hereby table the statement of the preceding crimes escalating in as far government has finally agreed that crime is out of control, I am still emphasizing that.

In the poverty public hearing held on the 21st of August 2008 the following are the commissioner Leon Wessels findings Mmabana, Arts and Culture. It was found that there is no connection or accountability between government and citizens. Service delivery is weak and three spheres of government are responsible thereto.

Crime statistics show that cases of corruption between 2004 and 2007 increased by 46% as reported by Anti-Corruption hotline. The South African Police states that the crime statistics in South Africa increased. The UCDP believes that the solution to the problem of crime will end at the time the government starts attending to the plight of community members, especially with regard to employment and poverty eradication. I thank you very much.

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HON. DEP. SPEAKER:

I see Honourable Dary Africa and Honourable Vilakazi's hands were up. There are indications that, and Honourable Hattingh, there are indications that they would want to comment on the statements made by Members, of which the rules allow. Now is there anybody who would wish to make a comment on Honourable Mokomele-Mothibi's statement? I also saw that there is nobody interested in that one, but I just wanted to confirm.

I am now proceeding to the first statement made by Honourable Moalusi, but may I also draw an attention of Members that what Honourable Moalusi read as a motion without notice, he also read that as statement. Now Honourable Africa, Honourable Vilakazi, Honourable Hattingh, on Honourable Moalusi's statement.

HON. MEC AFRICA:

Honourable Deputy Speaker, there is a saying that there is a baptism of fire, but I think with Honourable Member it seems to be a baptism of confusion, just to indicate that the ANC as a party does not hold imbizos. It

holds meetings in terms of its constitution. Only the government holds imbizos and they are intended to create a platform for interaction between the public and government, but also to allow people on the ground to raise matters of concern and also advise government on how the provision of service delivery can be improved.

Reference to the fact that hearings held, and I think my colleagues will deal with that, but let me deal with the statement, that in the light of the fact that the Member has confused himself and the House, we would humbly request that the statement similar to the position taken earlier, the statement status in the House be invalidated by the fact that we cannot respond intelligibly to the Member's statement, nor engage him in any better way, informed way, because the statement itself is a baptism of confusion and on that basis we wish that the Member should withdraw the statement and resubmit a proper statement, to which we will respond adequately if he wants to talk about the party, we do not know whether he want to talk about the ANC

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or the government, and therefore on that basis we would wish that he withdraws the statement.

It is as confusing as the first one that he made, but this one is profoundly confusing because he cannot make a distinction between what government does and what programmes of government are, and what the ANC does in its own way when it holds its own meetings. Thank you.

HON. MEC VILAKAZI:

Honourable Deputy Speaker, it is on the first statement. I think Honourable Africa has covered me on the first statement. I am going to come on the second statement.

HON. HATTINGH:

Honourable Deputy Speaker, yes, my colleague is new here and I think I have seen such mistakes in his statement but the essence of that is true, very very true. The fact that we as the DA, and my colleagues in the UCDP, we do not wish to comment on the political infighting and backstabbing in other party, specifically not in that of the ruling party, but where it actually [INTERRUPTION]

HON. DEP. SPEAKER:

Honourable Hattingh, I want to request Ntate Moruti. Ntate Moruti, please, please.

HON. HATTINGH:

But Honourable Deputy Speaker, we would impose on delivery and on ordinary democratic principles, then we need to comment because people gets affected. Now this weekened it was reported all over the media that there was in this region, two meetings held simultaneously, one organized by the region, the other by the PEC.

Now unless the media lies, and I want to say that, when the person denies that, he is lying, and I want to say either the media, the SABC is lying or the Chaiperson of the ANC in this province, Honourable Nono Maloyi, is lying when he said it did not happen, and there is no division in the ANC. Somebody is lying and we have to get the truth. May we just totally correct, liar who is not to tell the truth. That is it. So we must determine who is lying.

I must say it is not unusual for Members in the House to mislead us. Honourable Mahlakeng

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told us there were no bottles thrown at Sun City. Honourable Maloyi said in the media, yes, there were bottles thrown at Sun City. So it happens.

Honourable Deputy Speaker, Honourable Africa has got the way to speak down to Members, and it will not change the facts. The facts are that there are problems, that there is a leadership vacuum within the ANC and that has been exploited by people in this absence of leadership, and it impacts on ordinary people in the street. It is in the news. We cannot deny it. You can say what you want here, it is out there. The people knows of it. Any time you speak up and say this, and it gets reported, anybody who denies it, people out there knows that that person is lying.

So I strongly support, with few corrections, my honourable colleague here, and I congratulate you with the standing up to the intimidation of Honourable Africa. Thank you.

HON. DEP. SPEAKER:

No, no, wait Honourable Members, Honourable Africa wait. Honourable Africa, you

were the first person to speak on Honourable Moalusi's statement. You have indicated the inaccuracies and the confusion. Honourable Hattingh agrees with you and says there were few mistakes made in the statement.

Now I am not sure whether it is clever to continue to debate a statement on which we accept that there is need for correction on certain things. Maybe what we need to do, we need to revert back to Honourable Moalusi, to go and correct certain things, table the statement again and then we can then debate from the correct wordings and representation of facts. Ntate Moruti. Let me go to Ntate Africa first.

HON. MEC AFRICA:

The notion of intimidation is always before the act. Intimidation is intended to prevent somebody from performing a particular task and it is pre-emptive. I never said anything before Honourable Moalusi spoke. Therefore there is no basis for the accusation that the Member is actually levelling against me, and I would wish him to withdraw that, that I have

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intimidated. I did not. I responded after he had spoken, and there can be no intimidation when you respond. You can only intimidate before, to urge or force a Member not to do what the Member desires to do at that point. That is the first issue.

The second issue is that Honourable Hattingh has a tendency of wanting to appear as the most omniscient person in the House, and whenever people respond, he tend to react in a manner that belittles the contribution of people, by saying that I speak down to Members. It is incorrect, wrong, unacceptable and unfair, and I would wish him to withdraw the two statements, that the manner in which I respond does not want him to qualify, whether that is good or not because I am responding to the matters at hand. Thank you.

HON. DEP. SPEAKER:
Honourable Hattingh?

HON. HATTINGH:
I do not know where Honourable Africa studied, but I at this stage agree with him, although he is a bit distorted. He intimidated that Member from responding. So it

is before the act. He did. Now I agree with him that he intimidated Honourable Moalusi for him not to respond. So we are in agreement with that.

HON. DEP. SPEAKER:
Honourable Tselapedi?

HON. MEC TSELAPEDI:
Honourable Deputy Speaker, I think this House has to decide whether to agree that the issue of having an imbizo on the 23rd, if I heard Ntate Moalusi correctly, 23rd, I do not know, that he is misleading the House. I do not know if he needs to be charged by your good office, investigated thoroughly, that he is actually misleading the House because, I do not know of any imbizo that was held by the ANC on the 23rd.

The second thing that I just want to say is that, I think that statement should not stand, whether he withdraws or do not, but that we should not accept that statement. These other people who seem to be very much interested about the divisions in the ANC, they have been told long before.

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ntshu o ogola eng. O ša ntshu o ogola eng, ka gore ke mo ANC and we believe that anyone who wants to join the ANC, you cannot be obsessed with what goes on in the ruling party, not being a member of that party. I think that this is, it is not like some members assist with this issue. It might be that obsession and they have been paid to join the ANC. Our team will come with them and that is what they want to do.

HON. DEP. SPEAKER:
Ntate Mahlakang?

HON. MAHLAKENG:
Thank you Honourable Deputy Speaker. I do not know exactly what we would say around the statement as made by the Honourable Member, whether we would not say in fact he misrepresented facts in your House because the PEC of the African National Congress, of which I am a member, as responded to by Honourable Africa, has never held such a thing called imbizo, and in fact whether equally Honourable Hattingh is not misleading the Honourable Member because the Honourable Member, I mean Honourable Member Moalusi, has never

made reference to any meeting of the ANC that was held over the past weekend.

Now I do not know if you would want him to withdraw, if he was speaking on behalf of that Member, in the sense that as far as I listened to him, he has never made reference to that. So I wish to make the following point though, that Honourable Moalusi, now that we are going for elections, he is at liberty to come quickly to the African National Congress. We are having an organization that has an open door policy if he is having an interest in the matters relating to the African National Congress. I thank you Honourable Deputy Speaker.

HON. DEP. SPEAKER:
Honourable Members, I am closing this matter on the statement of Honourable Moalusi. I close it in this way, if Honourable Moalusi feels that he still wants to pursue the matter he can re-table the statement, with corrections of course, so that Members know exactly what are they talking about, are they talking about imbizo or other things and so on and so on, and that then can then be

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engaged into a full blown discussion so that we know exactly what are we discussing. Honourable Hattingh?

HON. HATTINGH:

Honourable Deputy Speaker, surely one should give Honourable Moalusi time to respond. People are saying things and we have not listened to the other side. I do not believe you can just ward this thing off the tail.

HON. DEP. SPEAKER:

You see, part of the problem we have in this House is exactly what Honourable Yawa did earlier on, Ntate Yawa. That is exactly what Honourable Yawa did earlier on, by wanting to take over the proceedings of the House and direct who must speak and who must not speak.

Now I know that once Members have commented on the statement I need to revert back. That is why I was saying to a Member, a Member has a right to re-submit the statement if he still wants to pursue the matter. By so doing I was referring back to a Member. Now part of the problem, we have got too many presiding officers. Honourable

Moalusi?

HON. MOALUSI:

In short I will re-submit.

HON. DEP. SPEAKER:

Thanks. Let us proceed Honourable Members. This brings us to the end of the Statement by Members. Oh! there is another statement, okay. Honourable Vilakazi?

HON. MEC VILAKAZI:

Honourable Deputy Speaker, I just humbly want to respond to the statement made by the Honourable Member and I must commend him for drawing the statements so that he go and correct them. I hope with this one he will also revert back to correct it because I think it is a very good induction for the Honourable Member.

In the second statement of the Honourable Member, he refers to government admitting that crime has grown, and I still maintain that there is no submission by government that crime is out of control. I think we must make that point very clear, very unambiguous, that that statement, the part of that statement we challenge him on,

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that he should state the basis from which he moves because the Head of State and the Minister responsible for the crime fighting machinery in the country, including the MEC in the province, have not made that kind of an admission. That is the first part that I want to deal with.

The second part Deputy Speaker is that he then substantiate his claim by saying that, based on the Anti-Corruption hotline, which is situated in the Office of the Premier, he says there has been a growth of 46% corruption cases. Let us enlighten the Honourable Member that that report refers to the number of cases reported through the Anti-Corruption hotline.

Over the past 12 months we have engaged in a process that popularized and that sort of revamped the Anti-Corruption hotline. That is why you see there is an increase in the reporting of that kind of crime and the intervention by departments. That does not suggest that there is a growth in corruption within government.

So the Honourable Member uses wrong statistics to draw a conclusion about an increase in crime statistics. It is actually a barometre to show that the reported cases have increased and I explained that this is after a roadshow by Honourable Modiselle throughout the province, through 'Get into the bus' campaign, and secondly it is after the revamp of that hotline because last year we had experienced problem with how the hotline was being administered. So the Honourable Member is factually incorrect in what he is saying.

The third punctuation he makes, he says the crime statistics released by the Minister, for which I was part of, suggest that there is crime growth in the country. If you look at the general statistics of crime, there is actually a decline in crimes in South Africa. The areas of concern and areas of growth are actually three, but generally they show a decline, and we are saying that these are the areas that, even in that decline, show some sort of an increase and those are areas of housebreaking, those are areas of car-jacking, and those are areas of robbery.

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Now, we are saying that these three crime patterns are now the focal area of the security forces in the country. I came to this Legislature, the last Sitting, and indicated that Rustenburg constitute the second highest growth point in terms of house robberies and over the past month, just on the interventions we have made there, we have actually reduced house robberies there by about 36%, when that growth in Rustenburg compared to last year was 32%. Just in one month we have been able to record that.

Now these statements are factually incorrect, and that is why I am saying that the Honourable Member's statement must be withdrawn, must be re-worked. I see that the Honourable Member has been put on a very wrong path as he starts. He starts on a wrong footing, and therefore I applaud him for drawing the two statements, but I see that this statement seems to have been prepared by the DA because I saw Honourable Member taking an unceremonial visit to the Honourable Member's seat there, to try and mislead him into this prayer that, "Please do not lead us into

temptation. Forgive us for our trespasses."

HON. HATTINGH:

On a point of order.

HON. DEP. SPEAKER:

Honourable Hattingh, I have noted your point of order.

HON. HATTINGH:

Then you must stop him.

HON. DEP. SPEAKER:

Honourable Hattingh, please.

HON. HATTINGH: Honourable Deputy Speaker, I want to put a point of order please.

HON. DEP. SPEAKER:

Honourable Hattingh, when you put a point of order ... [INTERUPTION]

HON. HATTINGH:

Then I stand up and you must acknowledge me.

HON. DEP. SPEAKER:

No, you do not have to stand up Honourable Hattingh.

HON. HATTINGH:

I want to put a point of order please.

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HON. DEP. SPEAKER:

Yes, but you do not put it that way. You raise a point of order while you are seated. I will then order the Member to stop so that you raise your point of order, please. Let us listen to a point of order.

HON. HATTINGH:

Honourable Deputy Speaker, is it fair to accuse a Member of misleading others in this House? Do you allow this in this House?

HON. DEP. SPEAKER:

Honourable Vilakazi, you see earlier on when I was indicating that the two Honourable Members are disrupting proceedings in the House, you accused me of intimidating, and you are exactly doing that. Please, do not put the words in Honourable Hattingh's mouth, of intimidating. Proceed with your point and respond to the statement, not on what Honourable Hattingh was saying.

HON. HATTINGH:

Point of order.

HON. DEP. SPEAKER:

Yes Honourable Hattingh?

HON. HATTINGH:

Honourable Deputy Speaker, you are required to make a ruling on a point of order. May I ask what was your ruling?

HON. DEP. SPEAKER:

Honourable Hattingh, with all due respect, it was not a point of order. You were raising your dissatisfaction about what Member said and I think I have addressed that. I have requested a Member to speak on the statement, not on your input, because we are not debating your input, we are debating a statement here.

HON. HATTINGH:

Honourable Deputy Speaker, I am not. I am asking about the conduct of a Member. Is one allowed to say you are misleading, you are lying, you are swearing. That is what I am talking about, parliamentary speech. You have got a list of things that may be said or not said. I believe you had if you have trained.

HON. DEP. SPEAKER:

I have certainly trained but I did not hear. I did not hear lying. Honourable Vilakazi proceed.

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HON. MEC. VILAKAZI:

Honourable Deputy Speaker, it looks like we have got a Deputy Deputy Speaker in the House, in the name of Honourable Hattingh, because everytime you speak he wants to interject, and I think I am losing my status to be thrown out first, he will be the first one.

Honourable Deputy Speaker, my point was really that the sort of basis upon which the Member makes a conclusion that there is growth in crime in the country, is actually highly suspect, misinformed, not factual and based on, you know, a very wrong premise and on that basis I request the Member to withdraw the statement and bring it back, revamped, and if he does not want to withdraw it and bring it as a revamped statement, I would like to have him for lunch during a debate, padkos, lunch and breakfast, here.

HON. MOALUSI:

Honourable Deputy Speaker, is it intimidation or is it threat? Is he making a threat or intimidation?

HON. DEP. SPEAKER:

Can I now allow Honourable

Moalusi, Honourable Hattingh first, from there I give Honourable Moalusi to speak on the statement.

HON. HATTINGH:

Thank you Honourable Deputy Speaker. I want to put it on record that Honourable Vilakazi is deliberately misleading this House. He says crime is on the decrease. Now I can just refer to one incident that is reported on the national SAPS site. I do not know whether Honourable Vilakazi has got access to internet, but it is stated there that Rustenburg has now been listed in the top 20 of crime places in South Africa, and Rustenburg is in number 4. We never had a North West town or place and city, whatever in the top 20.

While crime is decreasing in South Africa, Rustenburg is being elevated to position number 4, which most probably Rustenburg will be in position number 1, under the leadership of Honourable Vilakazi. Then he comes here with the audacity to tell this new Member that crime is on the decline. That is deliberate misleading of this House. I fully support the perceptions of our new Member

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that crime is out of control and is sadly out of control in this province. Thank you Deputy Speaker. C

HON. MEC AFRICA:

I want to support Honourable Hattingh as he supported me earlier, that indeed these are perceptions and not facts. Thank you.

HON. DEP. SPEAKER:

Honourable Tselapedi?

HON. MEC TSELAPEDI:

Honourable Deputy Speaker, I think as you were doing to proceed to give Honourable Moalusi to either change the statement or if he does not want to come to this House and debate, you should have proceeded to that because no matter how much and how many times Honourable Hattingh can support his fellow colleague, unfortunately they are in the minority here.

The majority party has spoken, it is not accepted. So whether he jump or duck, he has no numbers here. If you do not have the numbers politically you have nothing. So just go back, revamp your statement, or if you

do not, you want a political debate, it is good. Come back and debate, but it cannot be snuck like a statement. It cannot. It is totally outvoted. Cite

HON. DEP. SPEAKER:

Honourable Mahlakeng?

HON. MAHLAKENG:

Thank you Honourable Deputy. I agree with Honourable Hattingh as Honourable Africa has said on the perception. However I must make the following point, that Rustenburg area which is the place where I happen to come from, reference around matters of crime were made by the Honourable MEC himself and also at that point did indicate how much work the crime prevention strategies and number of people were arrested in that area, the progress that has been made in that area.

So I do not have a clue as the resident or citizen in that area, what this Honourable Member is saying, but I am accepting the fact that of course it is the perception by that Honourable Member who comes from Fochville as I am made to understand. So they both have no clue what they are talking

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about, because Honourable Hattingh comes from Potchefstroom, as I understand.

HON. DEP. SPEAKER:

Honourable Members, let me revert back to Honourable Moalusi. Look, when I am reading the House, I can see that there is a vigour and the desire to engage into a debate on the subject of whether crime is up or down, whether government has accepted or not accepted, whether percentage is 46 or 26, but because Honourable Moalusi is a Member who presented the statement, he is the person who has got the right to say I agree to a full blown debate on the matter or I am not prepared to get into a debate. Honourable Moalusi?

HON. MOALUSI:

Thank you Deputy Speaker. I am speaking to my statements, and another thing I would like to advise or tell Honourable Tselapedi that Oh, sorry, I would like to advise Moruti Tselapedi that we as the minority party, we are going to help him to do his job perfectly.

Then another point is that, to Honourable Vilakazi, I would say

that I am happy today that atleast I made him to talk too much today. Thank you very much.

HON. DEP. SPEAKER:

Ntate Yawa, you must be careful because you will also be in the list of people who must get the red card, and I really mean it. The fourth person is possibly Ntate Tselapedi.

Look, Honourable Members, I have observed that our Order Paper, particularly on the second page, numbered page 38, there are lot of businesses referred to committees, and I want to appeal to Chairpersons of Committees to process matters referred to their committees so that we get our Order Paper cleaned, offloaded. It will be very good to do that, but I would also take the matter up with Chair of Chairs, so that this matter get discussed in a Chairpersons Forum, so that issues referred to committees get processed and get off the Order Paper.

But Honourable Members it is also important that I remind the Members, and this is very important, that sometime on the

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18th of September 2008, we will be holding the People's Assembly in Kagisano Municipality in the area of Ganyesa, Dr. Segomotsi Mompati's district.

That is what is going to happen, but also draw attention of Members that the meeting of Honourable Members with the Integrity Commissioner, which was supposed to have taken place sometime this year, which could not, is now scheduled for the 1st and the 2nd of September 2008, and on the 3rd day there will be a seminar conducted by Integrity Commissioner, Advocate Browdy, on matters relating to Members interest.

Members are also required to fill in their declaration forms which were distributed to Members because the Office of the Speaker is in the process of compilation of Members decla-

ration register, and we cannot proceed with that process if Members did not fill in the forms and return them, and it has to be before this meeting. Please Honourable Members, please do that. Next item?

SECRETARY: ITEM NO. 6, ANNOUNCEMENTS, TABLINGS AND COMMITTEE REPORTS

HON. DEP. SPEAKER:

It is a report that needs to be tabled, but I have quickly interacted with the Member of Executive Council concerned and he is not ready for tabling that and these reports will be tabled in the next Sitting.

Honourable Members, this now concludes the business of today. The House is adjourned until further notice.

THE HOUSE IS ADJOURNED