

Thursday, 8 August 2019]

No 8 - 2019] FIRST SESSION, SIXTH LEGISLATURE

## LEGISLATURE OF THE PROVINCE OF THE EASTERN CAPE

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### INTERNAL QUESTION PAPER

Note:

1. Questions for oral reply will be printed in full in the Question Paper for the day for which they have been set down for reply.
2. \*Indicates a question for oral reply.

### QUESTIONS FOR WRITTEN REPLY

THURSDAY, 8 AUGUST 2019

**166. Mr N Bhanga to ask the Premier:**

- (1) Which department buildings comply with the necessary facilities and access for disabled people;
- (2) (a) when were the installations made and (b) which buildings has his Office earmarked for conversion into disabled friendly buildings;
- (3) what total budget has his Office set aside for the conversions as per 2 (b) above and can he kindly provide a breakdown of the costs involved;
- (4) of the buildings which do not comply, can he kindly provide the reasons for non-compliance;
- (5) whether the approval process of new building plans provides for strict adherence to ensure the construction of disabled friendly buildings where required; if not, why; if so, can he kindly provide the relevant details in this regard?

**167. Mr M von Buchenroder to ask the MEC responsible for Cooperative Governance and Traditional Affairs:**

*Noting that traffic officials reportedly sit at the intersection between King William's Town, Breidbach and East London on the N2 and further noting that the traffic officials are supposed to direct traffic, as this is reportedly a busy intersection during peak hours from Monday to Friday, however, it has been alleged that traffic officials sit in their cars, chatting or stand outside and chat and do not assist or direct traffic, resulting in traffic being backed up on the T-junction (by Zwelitsha and Bhisho going down towards the N2) at the intersection:*

- (1) Whether he has been informed that on Thursday, 20 June 2019, a traffic official was reportedly standing next to his vehicle (HSX 718 EC) and playing on his cell phone resulting in traffic being backed up and unable to cross the intersection; if not, what is the position in this regard; if so, what plans has his Department put in place with a view to alleviating traffic at this intersection;
- (2) how many traffic officials are meant to assist at this specific intersection;
- (3) at what times are traffic officials meant to assist at this intersection from Monday to Friday?

**168. Ms V Knoetze to ask the MEC responsible for Cooperative Governance and Traditional Affairs:**

*Noting the alleged illegal extension of the expired contracts of the acting Municipal Manager, the Chief Operating Officer and two other Executive Directors in Nelson Mandela Bay Metropolitan Municipality (NMBMM):*

- (1) Whether his Department deems the extension of the contracts on a month-to-month basis lawful; if not, what action his Department anticipates to undertake with a view to rectifying the illegal action;
- (2) what time-frames has his Department set with a view to ensuring that the recruitment and selection of the vacant posts for the aforementioned personnel is finalized?

**169. Mr R Odendaal to ask the MEC responsible for Cooperative Governance and Traditional Affairs:**

- (1) Whether the Inxuba Yethemba Municipality has a license and/or permit to operate the landfill site within the municipality; if not, why; if so,
- (2) (a) which landfill sites have the required licenses and/or permits and (b) when has his Department awarded the licenses and/or permits;

- (3) whether the aforementioned municipality has been in contravention of any of its conditions of license and/or permits; if so, can he kindly please provide the relevant details in this regard; if not,
- (4) whether the municipality mentioned above has contravened any environmental laws by operating the landfill site(s) unlawfully and without the necessary license and/or permits; if so, can he kindly provide the relevant details in this regard;
- (5) where the aforementioned municipality has been in breach of its license and/or permit conditions, what interventions has his Department made in order to remedy the situation herein?

**170. Mr R Odendaal to ask the MEC responsible for Cooperative Governance and Traditional Affairs:**

*With reference to The Herald article titled "City losing fight on electricity theft, dated Monday, 29 July 2019:*

- (1) How much revenue has the city of Port Elizabeth lost due to electricity losses in the (i) 2018/19, (ii) 2017/18, (iii) 2016/17 and (iv) 2015/16 financial years as at the latest specified date for which information is available;
- (2) (a) what is the aforementioned city's revenue collection target and (b) whether the target was reached; if not, why;
- (3) whether his Department has appointed a permanent Chief Financial Officer (CFO) in the Nelson Mandela Bay Metropolitan Municipality (NMBMM) ; if not, why; if so,
- (4) whether the CFO possesses the minimum competency requirements; if not, why;
- (5) (a) how much of its capital budget has the city mentioned above spent and (b) why;
- (6) whether the abovementioned city owes Eskom; if so, how much does it owe;
- (7) whether there are any other municipalities, in the province, that owe Eskom; if so, (a) which municipalities and (b) how much do they owe;

- (8) whether the aforementioned city has any pending legal disputes; if so, can he kindly provide the relevant details in this regard;
- (9) whether the city mentioned above has any legal costs for the (i) 2018/19 and (ii) 2017/18 financial years as at the latest specified date for which information is available; if so, can he kindly provide the relevant details in this regard?

**171. Mr Y Cassim to ask the MEC responsible for Economic Development, Environmental Affairs and Tourism:**

- (1) What total budget has his Department allocated to the protection and conservation of the marine life in the province for the (i) 2016/17, (ii) 2017/18, (iii) 2018/19 and (iv) 2019/20 financial years as at the latest specified date for which information is available;
- (2) what are the major issues threatening the well-being and development of the marine life on the provincial coast;
- (3) what measures has his Department implemented in order to protect or rectify these issues in (2) above;
- (4) (a) what, if any, provincial legislations has his Department updated in the financial years specified above, that aim to protect the provincial marine life and conservation and (b) when has his Department updated these legislations;
- (5) how many storm water outlets run into (a) rivers, (b) estuaries, (c) dams and (d) the ocean from the province;
- (6) what measures has his Department implemented with a view to ensuring that the waste that is being disposed of is not heavily contaminated?

**172. Mr Y Cassim to ask the MEC responsible for Economic Development, Environmental Affairs and Tourism:**

- (1) What are the major factors, from the province, that contribute to the depletion of the ozone layer;
- (2) what measures has his Department put in place in order for the provincial entities to protect and preserve the ozone layer;
- (3) whether the measures in (2) above have been successful; if not, why;

- (4) what was the total budget spent in the province on the measures in (2) above in the (i) 2016/17, (ii) 2017/18, (iii) 2018/19 and (iv) 2019/20 financial years as at the latest specified date for which information is available?

**173. Mr Y Cassim to ask the MEC responsible for Education:**

*Regarding the reported death of a learner (name furnished for the purpose of the reply) who attended Astra Primary School in Nelson Mandela Bay District:*

- (1) Who is responsible for the storm water pipes that allegedly claimed the life of the aforementioned learner;
- (2) can he kindly provide reasons as to why were the pipes on the school playground;
- (3) how long were the pipes on the school playground;
- (4) whether his Department had received any request to remove the pipes; if so, (a) when did his Department receive the request and (b) why has his Department not removed the pipes;
- (5) whether there were any signs or tape around the area where the pipes were to indicate a danger zone; if not, why;
- (6) how many school playgrounds has his Department found to be unsafe during the (i) 2016, (ii) 2017, (iii) 2018 and (iv) 2019 academic years as at the latest specified date for which information is available;
- (7) how many cases of (a) injury and (b) fatalities have occurred on school playgrounds in the abovementioned financial years as at the latest specified date for which information is available;
- (8) in response to (4) above, can he kindly provide details of the current progress of either removing or renovating the playground in order for it to be deemed safe?

**174. Ms J Cowley to ask the MEC responsible for Education:**

*Noting that in January of this year, an illegal school allegedly started operating on a residential block in Queenstown, between Berry Street, Chamberlain Street, Wainwright Street and Livingstone Road, further noting that while all signage on the*

*property allegedly indicates that the facility is a hostel trading under the name of “The Royal Estate Children’s Hostel” the reality is that the learners are dropped off early in the morning and then collected again in the afternoon, further noting that despite the written objections of several affected residents to the Manager of Human Settlements in eKomani (name furnished for the purpose of the reply), in February of this year, it is alleged that no responses were ever forthcoming and lastly noting that this land has never been zoned as an educational institution and it is alleged that no consultation or public participation whatsoever has ever taken place with affected parties:*

- (1) Whether the Department of Human Settlements in eKomani has brought the existence of this illegal school to the attention of his Department; if so,
- (2) what immediate steps his Department anticipates it will take with a view to ensuring that this facility is shut down with immediate effect, as it is reportedly operating outside of the legal framework and as such, could implicate his Department in a variety of litigious actions;
- (3) what steps his Department envisages will be taken against those responsible for (a) failing to notify his Department of the illegal school, despite their knowledge of such, (b) starting and operating an illegal institution, including the collection of school fees and (c) all other actions which contravene the South African Schools Act (Act no. 84 of 1996)?

**175. Ms J Cowley to ask the MEC responsible for Health:**

*Noting that in 2013, the then MEC of Health, (name furnished for the purpose of the reply) reportedly announced that ten new clinics were to be built, five of which were to be done as a joint project with the National Department of Health, namely the Nolitha, Nkanga, Luthebeni, Maxhwele and Lotana Clinics, further noting that the other five clinics to be built were reportedly not named and lastly noting that several clinics, whose upgrades had reportedly been halted for one reason or another would also be completed, namely the Bumbane, Mvezo, Malepelepe, Cancele, Zitatele, Tsolo, Centuli, Tyelebana, Cwele, Tabasco and Pilani Clinics:*

- (1) Which of the five clinics that were to be built as a joint project with the National Department of Health has her Department (a) completed and are fully functional and (b) not completed and can she kindly provide the reasons in this regard;
- (2) what are the names of the other five clinics that were to be built according to his announcement;

- (3) whether the clinics mentioned in (2) above (a) have been completed and (a) are fully functional; if so, where can they be located;
- (4) of the eleven clinics listed for completion of upgrades, which of these clinics has her Department completely upgraded;
- (5) if the building and/or upgrade of abovementioned clinics is incomplete, (a) can she kindly indicate what plans has her Department put in place to effect such and (b) what time-frames has her Department put in place for their completion?

**176. Mr S Magaqa to ask the MEC responsible for Human Settlements:**

*With reference to a report in Ground-Up dated Tuesday, 30 July 2019, titled "Company leaves R164 million housing project unfinished", noting that it is alleged in the report that Siyavuna Trading, a Johannesburg based company was contracted to build houses but reportedly left without finishing the project and finally noting that it is alleged that the company went to voluntary liquidation:*

- (1) Whether she has been informed that the Siyavuna project, which was meant to build 900 houses has reportedly not been finalized due to the contractor leaving the site with some of the houses unfinished; if not, what is the position in this regard; if so, can she kindly provide the relevant details;
- (2) how many houses has the aforementioned company completed and handed to beneficiaries in each of these areas; (a) Walter Sisulu, (b) Francis Meli, (c) Hani Park, (d) Winnie Mandela, (e) Mahlangu, (f) Gwentshe, (g) Mathemba Vuso and (h) Daluxolo informal settlements;
- (3) (a) how many houses has the aforementioned company not completed in each of the abovementioned areas and (b) what are the reasons for non-completion;
- (4) whether her Department has any plans in place with a view to resuscitating and finishing the project; if so, what plan; if not, (a) why and (b) when her Department envisages a plan will be in place;
- (5) whether the contractor and/or its owner is blacklisted in the province since it is alleged that they abandoned the project without finishing; if not, why;
- (6) whether her Department has awarded the contractor other projects in the province; if so, why;

- (7) whether the Buffalo City Metropolitan Municipality (BCMM) has fully recovered any monies due by the contractor; if not, why;
- (8) what is the total cost of the completed houses;
- (9) whether the completed houses have toilets, water and electricity in all the aforementioned areas; if not (a) why, (b) which areas (aa) have and (bb) do not have the basic services mentioned above and (c) when her Department envisages these houses will have these basic services;
- (10) whether the beneficiaries received their occupational certificates before occupying the houses; if not, why?

**177. Ms V Knoetze to ask the MEC responsible for Public Works:**

*Noting the allocation of R260 million by the National Department of Public Works & Infrastructure for the refurbishment and repairs of 105 courts across the country:*

- (1) Of the 105 courts that have reportedly been identified for refurbishment, how many are in the province;
- (2) how much has his Department earmarked for the refurbishment of the identified provincial courts;
- (3) how much has his Department spent currently, noting that the National Department reported that only 10% of its budget has been utilized?

**178. Mr R Odendaal to ask the MEC responsible for Rural Development and Agrarian Reform:**

- (1) What is the current status of registration process of (a) Middelburg State Vet Office and (b) Middelburg Provincial Veterinary Laboratory with the South African Veterinary Council;
- (2) what is the current status of extension officers employed for Middelburg State Vet Office but stationed at the Cradock Department of Agriculture office, can she kindly specify (a) the number and (b) their current status?

**179. Mr R S Stevenson to ask the MEC responsible for Safety and Liaison:**

*With reference to the Fleet Street police station:*



- (1) Whether there has been an upsurge in crime in the abovementioned policing area compared with the (i) 2017/18 and (ii) 2018/19 financial years as at the latest specified date for which information is available; if so, (a) what are those crimes and (b) how many cases relating to those crimes have been (aa) opened and (bb) successfully prosecuted and can she kindly provide the relevant details in this regard;
- (2) (a) whether she can kindly provide details of the main crimes that took place in the aforementioned policing area over the last 6 months as at the latest specified date for which information is available and (b) which crimes have (aa) increased and (bb) decreased;
- (3) how many police officers (a) are actually stationed and (b) should ideally be stationed at the abovementioned policing area;
- (4) how many (a) detectives are actually stationed and (b) should ideally be stationed at the abovementioned policing area;
- (5) what is (a) the average case load and (b) the ideal case load for detectives at the abovementioned policing area and can she kindly provide the relevant details in this regard;
- (6) (a) how many vehicles (aa) are available and (bb) should be available on average each day for scheduled patrols and (b) whether the South African Police Service (SAPS) experiences any vehicle shortages in the abovementioned area; if so, can she kindly provide the relevant details in this regard;
- (7) how many staff has the SAPS appointed in the abovementioned policing area in the (i) 2016/17, (ii) 2017/18 and (iii) 2018/19 financial years as at the latest specified date for which information is available and can she kindly provide the relevant details in this regard;
- (8) whether the staff's language proficiency in the abovementioned policing area is sufficient to interact and assist the public with their queries and reports in their preferred language of communication; if not, why and can she kindly provide relevant details in this regard;
- (9) whether the policing area mentioned above experiences any shortage of stationary and equipment to ensure the smooth running of the day-to-day activities; if so, (a) why and (b) what is the breakdown of the shortage;

- (10) what plans has the SAPS put in place with a view to ensuring the effectiveness and efficiency of this policing area?

**180. Mr R S Stevenson to ask the MEC responsible for Safety and Liaison:**

- (1) How many rape kits (a) did the provincial South African Police Service (SAPS) use for the (i) 2018/19 and (ii) 2019/20 financial years as at the latest specified date for which information is available and (b) are currently on hand, can she kindly provide the breakdown per cluster;
- (2) whether her Department experiences any shortage of rape kits in the province; if so, can she kindly provide the relevant details in this regard;
- (3) which stations currently (a) have no rape kits and (b) are experiencing shortages of rape kits and can she kindly provide the reasons in this regard;
- (4) how many DNA collection kits (a) did the SAPS use for the abovementioned financial years and (b) are currently on hand and can she kindly provide the breakdown per cluster;
- (5) whether her Department experiences any shortage of DNA collection kits in the province; if so, can she kindly provide the relevant details in this regard;
- (6) which stations currently (a) have no DNA collection kits and (b) are experiencing shortages of DNA collection kits and can she kindly provide the reasons in this regard?

**181. Mr R S Stevenson to ask the MEC responsible for Safety and Liaison:**

*With reference to the Buffalo Flats police station:*

- (1) Whether there has been an upsurge in crime in the abovementioned policing area compared with the (i) 2017/18 and (ii) 2018/19 financial years as at the latest specified date for which information is available; if so, (a) what are those crimes and (b) how many cases relating to those crimes have been (aa) opened and (bb) successfully prosecuted and can she kindly provide the relevant details in this regard;
- (2) (a) whether she can kindly provide details of the main crimes that took place in the aforementioned policing area over the last 6 months as at the latest specified date for which information is available and (b) which crimes have (aa) increased and (bb) decreased;

- (3) how many police officers (a) are actually stationed and (b) should ideally be stationed at the abovementioned policing area;
- (4) how many (a) detectives are actually stationed and (b) should ideally be stationed at the abovementioned policing area;
- (5) what is (a) the average case load and (b) the ideal case load for detectives at the abovementioned policing area and can she kindly provide the relevant details in this regard;
- (6) (a) how many vehicles (aa) are available and (bb) should be available on average each day for scheduled patrols and (b) whether the South African Police Service (SAPS) experiences any vehicle shortages in the abovementioned area; if so, can she kindly provide the relevant details in this regard;
- (7) how many staff has the SAPS appointed in the abovementioned policing area in the (i) 2016/17, (ii) 2017/18 and (iii) 2018/19 financial years as at the latest specified date for which information is available and can she kindly provide the relevant details in this regard;
- (8) whether the staff's language proficiency in the abovementioned policing area is sufficient to interact and assist the public with their queries and reports in their preferred language of communication; if not, why and can she kindly provide relevant details in this regard;
- (9) whether the policing area mentioned above experiences any shortage of stationary and equipment to ensure the smooth running of the day-to-day activities; if so, (a) why and (b) what is the breakdown of the shortage;
- (10) what plans has the SAPS put in place with a view to ensuring the effectiveness and efficiency of this policing area?

**182. Mr M von Buchenroder to ask the MEC responsible for Safety and Liaison:**

- (1) What is the staff complement of the law enforcement officers in the province;
- (2) what is the operating budget for the officers mentioned above;
- (3) whether her Department has any new intake or appointment of additional officers for the (i) 2016/17, (ii) 2017/18, (iii) 2018/19 and (iv) 2019/20

financial years as at the latest specified date for which information is available; if so, what is the new intake; if not; why;

- (4) what is the ratio of law enforcement officers to registered road users;
- (5) what is the ratio of patrol vehicles to registered road users?

**183. Mr P E van Vuuren to ask the MEC responsible for Social Development:**

- (1) Whether she can kindly guarantee that her Department will pay all quarter 3 subsidies to all benefitting Non-Profit Organisations (NPOs); if not, why;
- (2) can she kindly provide the reasons as to why many NPOs did not receive their quarter 1 and 2 subsidies on time;
- (3) what steps has her Department taken with a view to ensuring that all NPOs will receive their quarter 3 subsidies on time;
- (4) can she kindly give a guarantee that Tsolwana and Sparrows Child and Youth Care Centre in Tarkastad will receive their quarter 3 subsidy on time; if not, why?

**184. Mr P E van Vuuren to ask the MEC responsible for Social Development:**

- (1) How many older persons receive an older person's grant in the province ;
- (2) how many (a) Non-Profit Organisations (NPOs) and (b) government facilities cater for the needs of older persons in the province, per district;
- (3) (a) how many government institutions provide residential care for older persons, per district and (b) what is the capacity of each of these institutions;
- (4) how many cases of abuse and/or neglect of older persons were reported at state facilities in the (i) 2016/17, (ii) 2017/18 and (iii) 2018/19 financial years as at the latest specified date for which information is available;
- (5) how many cases (a) is/has her Department (aa) investigated and (bb) resolved and (b) are pending outcomes of investigations;
- (6) whether any of her Department employees have been implicated with regard to (5) above; if so, (a) how many employees has her Department found guilty and (b) what consequence management has her Department put in place in each case?

**185. Mr P E van Vuuren to ask the MEC responsible for Social Development:**

*With regard to preferential procurement in the Department of Social Development from January 2014 to July 2019:*

- (1) Whether she can kindly indicate how much money has her Department spent on procurement and can she kindly provide a breakdown per year;
- (2) of the amount indicated in (1) above, how much has her Department spent on (a) women, (b) persons with disabilities, (c) youth and (d) older persons and can she kindly provide a breakdown per annum?

**186. Ms N Zibonda to ask the MEC responsible for Sport, Recreation, Arts and Culture:**

*With reference to the MEC's recent visit to Banyana Banyana, in which she expressed the need to support our teams, in particular women in sports:*

- (1) Whether she can kindly indicate what amount of the total budget of her Department and/or entities reporting to her Department is dedicated to the development and promotion of female sports;
- (2) (a) what plans has her Department put in place for the promotion of sports in the province and (b) can she kindly provide time-frames in this regard;
- (3) (a) what number of schools has her Department and/or entities reporting to her Department provided funding for and (b) how many (aa) schools are in the rural areas and (bb) learners have benefitted from the funding/support provided for by her Department;
- (4) what number of (a) buildings, (b) properties and (c) facilities does her Department currently (aa) own and (bb) rent;
- (5) (a) what is the (aa) value and (bb) purpose of each (i) owned and (ii) rented property, (b) for how long has her Department rented each property and (c) from whom is each property rented;
- (6) what (a) is the total number of publicly accessible sports facilities in the province that are funded by her Department, (b) is the location of each sport facility and (c) type of facility is it in each case?

**187. Ms N Zibonda to ask the MEC responsible for Sport, Recreation, Arts and Culture:**

*With reference to the Daily Dispatch article titled “Graduate believes art can heal a broken society and opens own centre” dated Monday, 5 August 2019:*

- (1) What (a) number of (aa) local artists and (bb) art festivals have received funding from her Department and/or entities reporting to her Department in the (i) 2016/17, (ii) 2017/18, (iii) 2018/19 and (iv) 2019/20 financial years as at the latest specified date for which information is available, (b) was the name of each artist and/or art festival and (c) amount did each receive in each case;
- (2) (a) on what date did her Department last conduct an audit of art work owned by the province under her Department’s curatorship and (b) what are the details of each art work under the curatorship of her Department;
- (3) whether her Department has any plans or projects in place with a view to assisting developing artists to acquire their own centres and/or working spaces to showcase their work; if not, why; if so,
- (4) what number of (a) local films and (b) film producers have received funding from her Department and each of the entities reporting to her Department;
- (5) what are the details of the support that her Department offers to South African authors;
- (6) in what ways does her Department support local artists other than funding their funerals?

**188. Mr M von Buchenroder to ask the MEC responsible for Transport:**

*Subsequent to a response to Question 435 of IQP 32, dated Friday, 31 Augusts 2018, which states that the R500 Road which links Kayser’s Beach with the R72 was expected to begin construction at the end of September 2018, using the RMC contract, further noting that the response further states that plugging would be done in the meantime through the Department’s in-house tar teams using cold mix, however, this has reportedly not been done to date:*

- (1) Whether she has been informed that the aforementioned road is allegedly still in a poor condition; if not, what is the position in this regard; if so,
- (2) can she kindly explain why was the abovementioned road allegedly not repaired as stated in the response provided;

- (3) what plans has her Department put in place with a view to ensuring that the road is fixed;
- (4) in a previous response, it was stated that the total budget for the RMC in the Amathole District is R3 million, can she kindly provide a breakdown as to what has her Department spent the budget on;
- (5) whether her Department has made a budget available for this road to be fixed; if so, how much;
- (6) when her Department anticipates that the roads will be fixed and maintained?

**189. Ms J Cowley to ask the MEC responsible for Transport:**

*Noting that the R397 Road runs from Molteno through Sterkstroom and then adjoins the N6 between Queenstown and Jamestown, further noting that this road is reported to be in such shocking condition that cars allegedly leave the road or acquire shredded tyres on a daily basis and lastly noting that in some places, the potholes and collapsed surfaces are reported to be so bad and so extensive that they almost cross the entire surface of the road and a head-on collision or loss of life is imminent:*

- (1) Whether her Department has any urgent plans in place for either effecting urgent and substantial repairs to this stretch of road, or rebuilding the road in its entirety; if so, can she kindly indicate (a) the time-frames during which the necessary work will commence and (a) how long the project will run; if not,
- (2) what urgent steps can her Department undertake with a view to securing emergency funding to allocate to the repair or reconstruction of the R397, as it is allegedly currently a death trap which could result in litigation against her department?