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1989

RAJBANSI'S SUCCESSOR

258

Sowetan

3/1/89

THE new boss in the House of Delegates, Mr Kessie Ramduth begins his term of office as acting chairman of the Ministers' Council today.

He replaces Mr Anichand Rajbansi, who was fired from the R167 000-a-year job by State President Mr P W Botha two weeks ago, after an interim report of the James Commission which investigated al-

leged irregularities in the House of Delegates was given to him.

But it will be a humble start for the former headmaster who is also Minister of Education and Culture in the House of Delegates.

The first three matters on his agenda relate to flood damage to homes in Smallcross, Cato Manor and Howicks.

Acting chairman takes office

258

Own Correspondent

DURBAN — The new chief in the House of Delegates, Mr Kessie Ramduth, takes office as acting chairman of the Ministers' Council today.

He replaces Mr Amichand Rajbansi, who was fired from the R167 000-a-year job two weeks ago by the President, Mr P W Botha, after an interim report by the James Commission investigating alleged irregularities in the House of Delegates.

AGENDA

The first three matters on his agenda for Mr Ramduth, a former headmaster and also Minister of Education and Culture in the House of Delegates, relate to flood damage in Natal and to homes in Shallcross, Cato Manor and Howick. "I received approaches from people over the weekend about damaged homes, schools and problems with bad drainage,



Mr Kessie Ramduth first day in office.

and I want to see to these matters before I do anything else," he said.

The new head of the House of Delegates says he has no intention of moving into the offices of the chairman of the Ministers' Council in Malgate Building in Durban.

He will continue working from his office and while he will make use of the executive suite on occasion, he has no major plans so far as his work schedule is concerned.

Matters of State will have to wait for January 12 when Mr Ramduth will preside over the Ministers' Council for the first time.

Mr Rajbansi will not attend this meeting, the first time in four years he will miss a council meeting.

His status now is that of a Member of Parliament.

A quiet man steps out of the shadows

258/ Star 4/1/89

By DAVID BRAUN,
Political Correspondent

The man appointed to act as caretaker Chairman of the Ministers' Council of the House of Delegates, Mr Kassi Ramduth, has one of the lowest profiles in Parliament

In his early sixties, Mr Ramduth has been appointed by President Botha as acting Chairman as well as acting Minister of Housing in the Administration of the House of Delegates.

He assumes his new duties in addition to the portfolio he currently holds as Minister of Indian Education and Culture.

Mr Ramduth is acting as caretaker in the other two positions which were stripped from Mr Amichand Rajbansi following a preliminary report of the James Commission of Inquiry into alleged irregularities in the Administration of the House of Delegates

POWER

Mr Rajbansi is now an ordinary Member of Parliament

President Botha has been unable to find a permanent replacement for the ousted National Peoples' Party leader because the balance of power in the House of Delegates continues to be in a state of flux.

Mr Ramduth, essentially a grey politician who has attracted little attention since he entered Parliament in 1984, has been appointed acting chairman because he is the most senior of the Indian Ministers

He is not the leader of the Peoples' Party of South Africa,



Mr Kassi Ramduth . working on administration's image

the party he helped found after he and several other MPs broke away from Mr Rajbansi's National Peoples' Party last year.

He is therefore unlikely to emerge as the leader of the proposed new party to be formed by the merger of the PPSA and Solidarity

These two parties, which have formed a majority coalition in the House of Delegates to keep the NPP from power, hope to combine forces to present President Botha with a clear majority in the House

Mr Botha will then presumably appoint the leader of the new party, which is likely to be Dr JN Reddy, leader of Solidarity, as Chairman of the Ministers' Council.

Mr Ramduth will presumably be retained as a Minister owing to his senior position in the PPSA and his experience on the executive

Until this happens, Mr Ramduth is acting head of the Indian own affairs administration

Mr Ramduth was born at Stanger in the lower Tugela region of Natal He has a BA degree after studying at the University of Natal and at Unisa

A former headmaster of a number of primary schools and three secondary schools, Mr Ramduth started his political career by taking an active interest in ratepayers' organisations

He has also played a role as a leader of the South African Hindu community, including serving as chairman of Shari Sanatan Dharma Sabta, a Hindu organisation

He served for seven years as a member of the Northern Durban Local Affairs Committee.

d nations

Last year China's vote coincided with the US position 13,3 percent of the time, the Soviet Union 10,2 percent of the time

The US mission has been evaluating voting records at the request of Congress and also lists the amount of US aid received by each nation Some political figures have said the United States should punish with suspension of aid some nations which repeatedly vote against the US position. But this has not happened

Mr Walters praised the Soviet Union for its new spirit of international co-operation and improved US relations

The envoy said many non-

ably appoint the leader of the new party, which is likely to be Dr J N Reddy, leader of Solidarity, as Chairman of the Ministers' Council.

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A former headmaster of a number of primary schools and three secondary schools, Mr Ramduth started his political career by taking an active interest in ratepayers' organisations

He has also played a role as a leader of the South African Hindu community, including serving as chairman of Shari Sanatan Dharma Sabta, a Hindu organisation

He served for seven years as a member of the Northern Durban Local Affairs Committee, including one as chairman, before standing for Parliament in the Clare Estate constituency in 1984

Mr Ramduth said in an interview this week he had entered the tricameral Parliament purely to contribute towards the socio-economic upliftment of the Indian community

He said he believed the Indian own affairs administration had been successful in this regard since 1984, although not all its targets had been met

HOUSING

"As temporary Minister of Housing, I will have to see to it that we continue the efforts where the last Minister left off. We have to provide more land at realistic prices for housing," he said

On the matter of education, Mr Ramduth said he was working towards the day when equal education opportunities were provided for all

He said the recent high rate of Indian matriculation passes had been gratifying. The challenge ahead was to ensure the standard was maintained

On the issue of the poor image of the House of Delegates' administration, Mr Ramduth said he agreed something had to be done to improve the image in the public's eye

The whole administration needed to be propped up, and a lot of that would depend on the person who occupied his position, he said

MP says death threat came from Transvaal caller

DURBAN — HOUSE of Delegates Isipingo MP Nizam Khan said yesterday he had been blamed for the sacking of Amichand Rajbansi and threatened with death

Rajbansi dismissed the allegations in Cape Town as a gimmick.

Khan said he received a 30-minute anonymous telephone call yesterday morning from what sounded like an

Own Correspondent

Indian man in the Transvaal

"He accused me of being responsible for Rajbansi's sacking as Minister of Housing and chairman of the Ministers' Council. He also accused me, as leader of the cabal, for being responsible for the firing of Boeti Abramjee as Minister of the Budget two years ago

"The caller said I instigated problems in the House of Delegates and warned I would not see February 3 — the opening of Parliament — if moves to merge the People's Party of SA with Solidarity were successful," Khan said. PPSA acting leader Somaroo Pachai said he was sorry to hear about the death threat against a key figure behind the planned merger

258
E/Dey 5/1/67

'No power struggle' - Pachai

258

SOWETAN Correspondent

THERE will be no power struggle for the leadership of the House of Delegates to replace the sacked Ministers' Council chairman, Mr Amichand Rajbansi.

The majority of MPs representing the Solidarity Party and Peoples Party of South Africa, which are due to merge next week, have agreed that Dr J N Reddy, leader of Solidarity, will lead the "new look" Indian chamber

Acting leader of the Peoples' Party, Mr Somaroo Pachai angrily denied that there was a power struggle for the top post

"An unwritten agreement was reached between my party and Solidarity when an alliance was formed early last year that Dr Reddy would lead the new party when we merge. We stand by this agreement," he said

Dr Reddy also rejected as "mischief-making" claims that there was division as to who should lead the new party

"I have no doubts that MPs from both parties are honourable people and would want to abide by the agreement reached when the alliance was formed," he said

Solidarity and the Peoples' Party are due to

meet in Durban on January 12 to formalise the merger which will give birth to a new party

They will also tie up any "loose ends" at this meeting so that the House of Delegates runs smoothly until its term of office expires in August this year

Dr Reddy is expected to be installed into office within a week of Parliament opening on February 3. He will take over from Education Minister Mr Kassie Ramduth, who was made acting chairman of the council by State President Mr P W Botha after Mr Rajbansi was dismissed

Mr Rajbansi's unexpected sacking came

to go ahead with the merger

If the new party comes into being, and there is no doubt it will, then Minister of Local Government and Agriculture Mr S V Naicker could face the chop and his portfolio could be taken by Mr Baldeo Dookie, who was sacked as Minister of Housing

The other three ministerial positions - Mr Ismail Kathrada (Minister of Budgetary and Auxiliary Services), Mr Raman Bhana (Health Services and Welfare) and Mr Ramduth (Education and Culture) - will remain unchanged

Mr Pachai said the credibility of the House had to be restored

He said the new party had to be born without any taint or hang-

overs

"Until now our credibility in the community has been at a low level. It is time we got the damaged credibility restored," he said

He said talks of a power struggle within the ranks of Solidarity-Peoples Party was "orchestrated speculation"

"There is no truth in such speculations. We know in which direction we are travelling," he said

Dr Reddy said the Indian chamber faced a twofold task - first to retrieve the denied image of the House and then to prepare for the forthcoming elections, which would take place later this year

"These are our priorities right now," he said

A series of informal - and formal - talks were held in recent months and it was finally decided

57

James witnesses get death threats

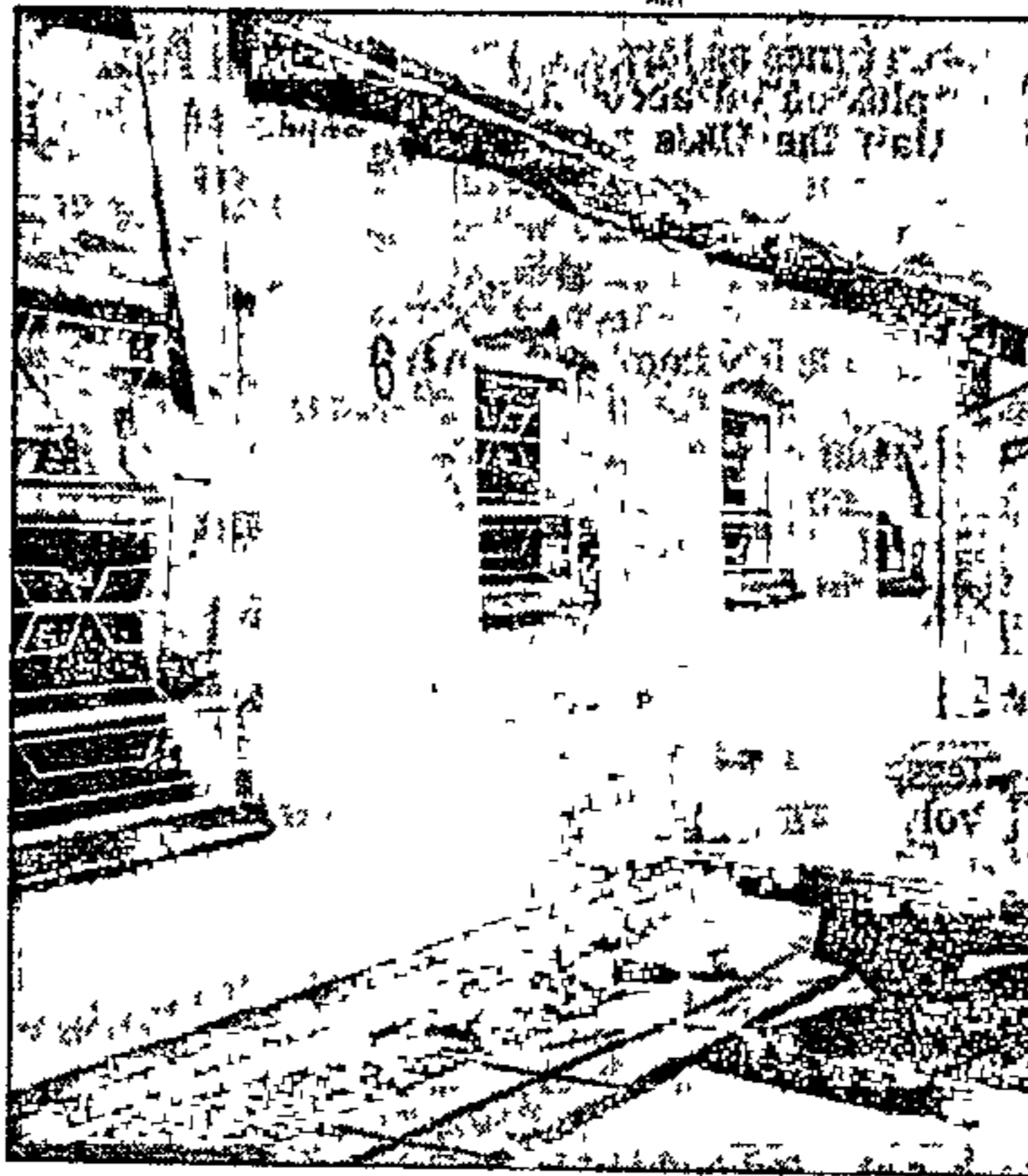
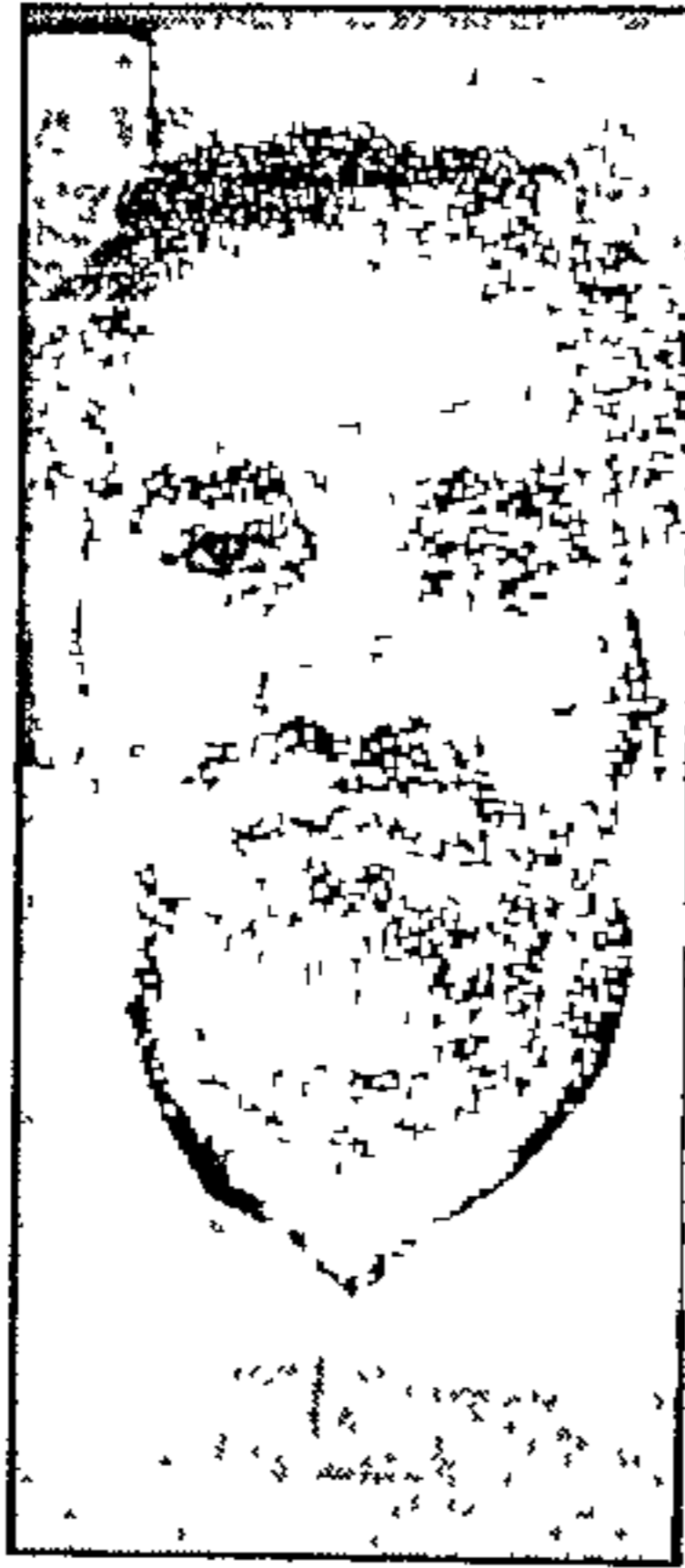
DURBAN — The three main witnesses who testified to the James Commission against sacked House of Delegates boss, Mr Amichand Rajbansi, say they have all been threatened with death.

House of Delegates MPs Mr Baldeo Dookie and Mr Nizzie Khan and businessman Mr Dave Pillay have reported the matter to the police.

Mr Dookie said he first received a death threat in June 1987 and that they had intensified since he testified at the James Commission.

Mr Pillay said "A day after I gave evidence for the second time I received a call from a person who said my days were numbered."

Mr Khan, MP for Isipingo, said a person identifying himself as "Mayat from the Transvaal" telephoned him on Wednesday saying he would be killed because he had got rid of Mr Rajbansi.



House of Delegates chairman Salaam Abram Mayet and his home at Rynsoord, on the East Rand, damaged by a limpet-mine yesterday.

B1 Day 6 11/89
Bomb attack 'political' 258

DANIEL SIMON

THE SPM limpet-mine blast, which extensively damaged the East Rand home of House of Delegates (HoD) chairman Salaam Abram Mayet late on Wednesday night, was politically inspired, he said yesterday

Speaking from the house in Spyker Street, Rynsoord, where damage is estimated at about R25 000, Mayet said he would pass on to the police his "strong suspicions" about who was behind the attack. He hinted it was linked to a HoD power struggle.

Mayet said he had received several death threats since the Benoni Civic Alliance — of which he is an elected member — took six out of seven seats

in Rynsoord and Actonville during the recent municipal elections

Fellow HoD member S V Naicker, who is Minister of Local Government and Agriculture and MP for Northern Natal, flew up from Durban yesterday to comfort his colleague.

Family, friends and neighbours spent the day helping to clear up the rubble left by the 11.45pm limpet-mine blast

The explosion blew off several metres of roof tiling, knocked out windows, tossed a gutter almost into a neighbour's yard and damaged a car.

Mine blast followed threats, says Mayet

By Dan Side

Mr Salam Abram Mayet, whose home in Rynsoord, Benoni, was damaged in an explosion on Wednesday night, said yesterday he had received threats of violence during October's municipal elections.

He is chairman of the House of Delegates and of the Benoni-Actonville management committee.

The blast, determined by police to have been caused by an SPM limpet mine planted in a bathroom drain, caused extensive damage to the roof, walls and windows of Mr Mayet's home and to his car.

Mr Mayet said he "had no idea at all" who might specifically have planted the bomb. He said threats had been received from political opponents by himself and other members of his Benoni Civic Alliance Party during the special voting period before the municipal elections.

Mr Mayet said a premonition had saved his life. He had returned home from Cape Town at about 11.30 pm. He decided to transfer a call he had taken in his study to an extension in the main bedroom.

After he had hung up on the caller and began to dial his family in Cape Town, the "world caved in". The study chair in which he would have been sitting, and the desk, were bombarded by glass shards.

The Minister of Law and Order Mr Adrian Vlok said from Pretoria that police Commissioner General Hendrik de Witt had assured him everything possible was being done to apprehend those responsible.

Chairman of the House of Delegates Mr Salam Abram Mayet weeps at the realisation that a premonition may have saved his life at his Rynsoord, Benoni, home. Picture by Alf Kumalo.



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Tvl bloc moves on Indian chamber

Star 6/11/89
Own Correspondent 258

DURBAN — The trouble-torn House of Delegates, with its leader Mr Amichand Rajbansi sacked by the State President, Mr P W Botha, is heading for chaos following the formation of a Transvaal political bloc which hopes to take control of the Indian chamber

Eight House of Delegates MPs, among them representatives from the opposition Solidarity Party and Peoples' Party of South Africa, met in Germiston this week to form a bloc which would hold the balance of power when Parliament convenes on February 3

The situation is fluid in the Indian chamber, with it being described as a "hung house" by political observers

In terms of party political

strength, Mr Rajbansi's National People's Party is still in the majority with 16 MPs, with the other two major parties — Solidarity and Peoples' Party of South Africa (PPSA) — each having 11 seats. The Progressive Federal Party has two seats and the Independent Party one. The rest are independents

The caucus secretary for the NPP in the Transvaal confirmed yesterday that a political bloc had been formed and that its main aim was to wrest control of the House and to see to it was run in an orderly way

Among those present at the meeting were Mr M S Shah, Mr F M Khan, Mr Denis Pillay, Mr S Collakoppen, Mr Boeti Abramjee (all NPP), Mr I C Dasoo, Mr Salam

Abram-Mayat (Peoples' Party) and Mr A S Razak (Solidarity)

Mr Ahmed Lambat, acting leader of PPSA, did not attend but sent an apology, saying he would abide by any decision taken at the meeting

Two other MPs, Mr A S Akopb (NPP) and Mr Y I Seedat (Solidarity) are overseas

Mr Shah said the MPs agreed to stand and work together

"We are facing a unique problem in the House and we have decided to steer it clear from any more controversy," he said

The bloc will concentrate on housing, health and welfare and education

"We will present a united front and will be a force to be reckoned with," he said

New joint party plans tough line in chamber

A TOUGH new "no nonsense" House of Delegates is on the cards with two of its opposition parties, Solidarity and the Peoples Party of South Africa, finalising plans to merge to take control of the Indian Chamber.

As sacked Minister's Council chairman Armichand Rajbansi cleared his plush Malgate building offices in Durban to sit in the opposition ranks in Parliament, PPSA spokesman Somaroo Pachai hinted at new attitudes in the New Year.

"There will be no automatic support for the governing National Party," he said

Pachai, Deputy Minister of Housing, Local Government and Agriculture, said the State President allowed people to disagree with him and this would be done when necessary.

He said the government could no longer automatically bank on House of Delegates support.

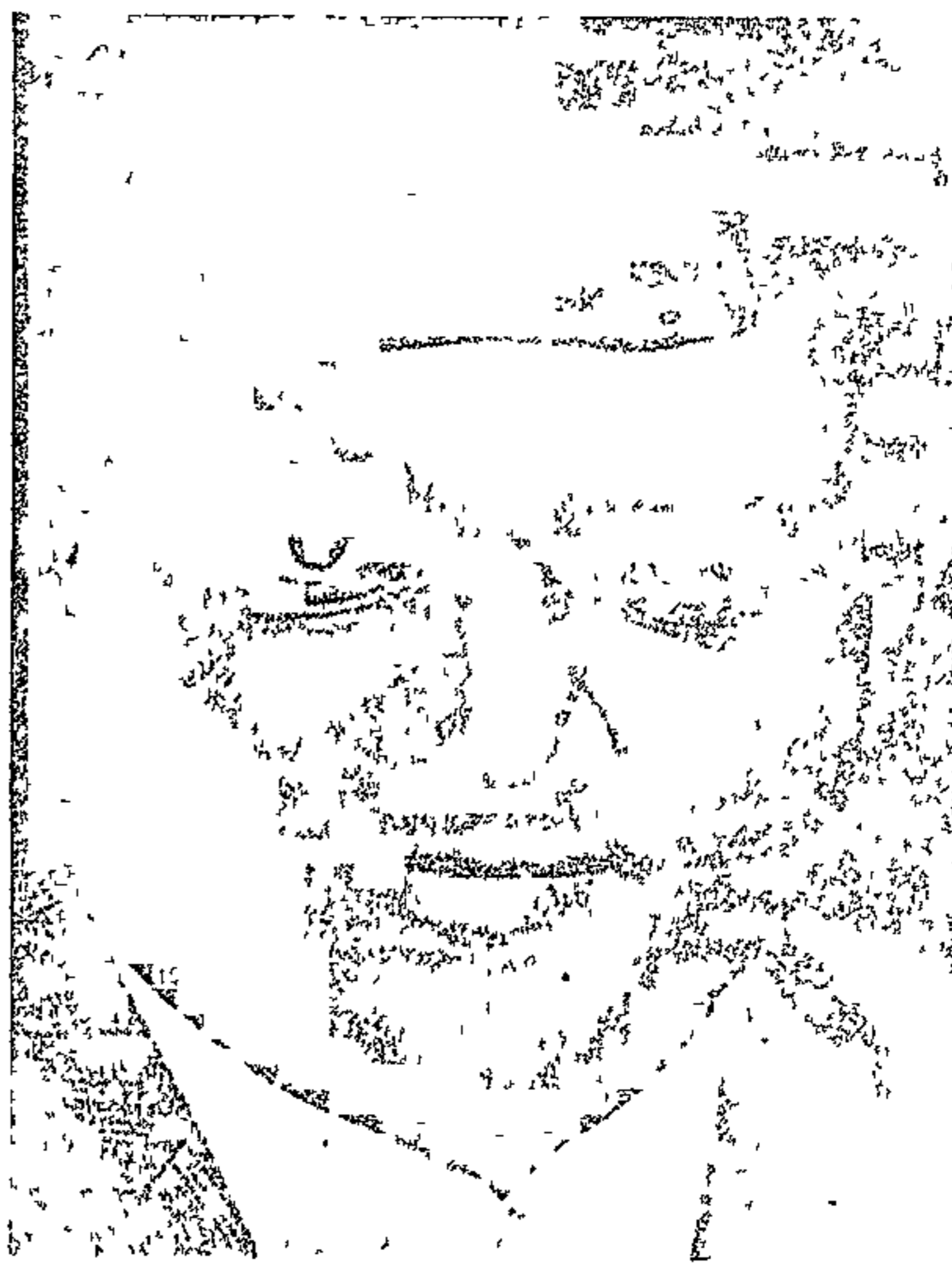
"If a measure is not in the interest of the country, we will not back it. There is no way we want to be seen as a junior partner of the National or the Labour Party.

"We will use our democratic right to disagree when necessary and support any move towards reform."

The merged party would have a sufficient working majority to ensure badly needed stability in the chamber, MPs said.

Solidarity leader Dr Jayaram "JN" Reddy, tipped to become leader of the new party and also new chairman of the Ministers Council, said if he were elected to lead the merged party, his primary task would be to ensure stability in the Indian house.

"We will work towards ending apartheid which we all detest and as we are firmly committed to reform, we will strive to promote it." - Sapa



Armichand Rajbansi back on the benches.

258

UP/MS 8/1/89

Rajbansi envisages new role

DURBAN — Fired House of Delegates Chief Minister Amichand Rajbansi says he wants to assume a new role in politics by working with extra-parliamentary forces when Parliament resumes next month.

However, Natal Indian Congress secretary-general Farouk Meer retorted "Rajbansi is whistling in the dark. Nobody in the extra-parliamentary forces, at least not from the NIC or Transvaal Indian Congress, is interested in talking to him. He should throw in the towel."

Meer said the James Commission hearing had confirmed the NIC's "worst suspicions regarding the tricameral Parliament."

Own Correspondent

He said "We always maintain that the tricameral system can only succeed through political patronage, and bringing in a new lot of people to run the House of Delegates will not work. It is the system that is wrong."

Speaking from his Pelikan Park home in Cape Town, Rajbansi said he intended approaching all opposition forces, including extra-parliamentary pressure groups, in his new role.

Asked whether he believed he would be accepted by extra-parliamentary groups, Rajbansi said "I am a born fighter. The tricameral Parliament did not make me."

New Solidarity sets out on credibility crusade

A NEW-look House of Delegates is on the cards with the merger of two parties this week

The official Opposition, Solidarity, and the People's Party of South Africa have agreed to combine their forces. The proposed new name is the New Solidarity Party.

Mr Ismail Omar, chairman of Solidarity, said the new party had "the enormous task of restoring credibility in the House of Delegates".

Dr J N Reddy, elected as leader of the new party, is

By SHARON CHETTY

tipped as the next Chairman of the Ministers' Council — the position from which Mr Amichand Rajbansi was sacked by President P W Botha in December.

"Mr Ismail Kathrada will remain as Minister of Budgetry and Auxiliary Services, Mr Raman Bhana as Minister of Health and Welfare, Mr Kassie Ramduth as Minister of Education and Culture and Mr Somaroo

Pachai as Deputy Minister of Agriculture and Environmental Affairs.

"Mr S V Naicker will be replaced by Mr Baldeo Dookie.

"These proposals still have to be presented to President Botha once Parliament resumes this year but we are confident that our leader will be quite acceptable to him,"

Mr Omar said.

PPSA chairman Mr Somaroo Pachai said the new party could not afford the "luxury of the divisions of the past".

Tvl MPs shake Solidarity 258

Own Correspondent

Star 16/11/89

DURBAN — The New Solidarity Party's hopes for outright power in the House of Delegates (HoD) could be short lived pending moves by Transvaal MPs to go it alone

The 10 Transvaal MPs will announce tomorrow their strategy to ensure that they share positions of influence in the HoD

Mr Boetie Abramjee, spokesman for the Transvaal MPs, said at the weekend that Mr Jayaram "JN" Reddy, leader of the new party, would be well advised not to be too optimistic that he would replace Mr Amichand Rajbansi as Chairman of the Ministers' Council

Last week two HoD parties, Solidarity and the Peoples Party of South Africa, formally merged at a meeting in Durban to take the majority in the Indian chamber

This move effectively ousted the National Peoples Party of Mr Rajbansi who was recently sacked by the State President, Mr P W Botha

New Solidarity claims it has the support of 26 MPs out of 45 in the HoD

However, Mr Abramjee said the Transvaal MPs held the key to whether New Solidarity developed into a ruling force or was "quickly reduced to a minority party"

"It is also possible that a revamped National People's Party, not necessarily headed by its present leader, Mr Rajbansi, may emerge," Mr Abramjee said

Party merger sealed

Own Correspondent 258

DURBAN — The merger between the opposition Solidarity Party and the People's Party of SA was officially signed and sealed at a ceremony in Durban yesterday.

The merger effectively ousts Amichand Rajbansi's National People's Party from power in the House of Delegates.

The New Solidarity Party, under the leadership of J N Reddy, claims to hold 26 seats in the 45-member House.

Rajbansi's NPP has 16 seats.

James Commission

17/1/89
IT will be up to the State
President, Mr P W Botha
to make public the
findings of the James
Commission which
investigated alleged
irregularities in the House
of Delegates.

The report is in its final
stages of completion and
is due to be sent to
President Botha next
week

Chairman of the

258
Soselan
commission, The Hon
Neville James said that
he had hoped to
complete writing his
report this week, but that
in fact he needed two or
three days more to put
the finishing touches

He said he would not
make any findings
public, pointing out that
that was not within his
terms of reference

New Solidarity setback as MP trio opts out

258 B/D... 18/1/89
Own Correspondent

DURBAN — The New Solidarity Party's hopes of becoming the majority grouping in the House of Delegates suffered a setback yesterday with the pull-out by three key Transvaal MPs.

At the same time nine of the 11 Transvaal MPs decided at a special meeting in Pretoria to form a united group.

They could eventually hold the balance of power in the Indian Chamber.

The three who broke away are Ahmed Lambert, leader of the People's Party of SA, Salaam Abram-Mayet, chairman of the House, and North Western Transvaal MP Ismail Dasoo.

New Solidarity under J N Reddy now has 23 members in the 45-seat chamber. It was launched in Durban last week by merging Solidarity and PPSA.

The NPP has 16 members, the PFP two, and there are four independents.

Lambert said it was decided to break away because he and the other two were dissatisfied with the way the merger took place.

He said they now aligned themselves with the new Transvaal group.

PPSA spokesman Nizam Khan said the decision by the three Transvaal MPs was yet another sad reflection of the horse-trading going on by some groups bent on clinging to power.

DURBAN — The strife-torn House of Delegates is certain to reconvene on February 3 as a "hung chamber" with four independent MPs emerging as key figures in a renewed party struggle for power.

Yesterday, the New Solidarity Party (NSP) of Dr "J.N" Reddy and the National People's Party (NPP) of dismissed Chief Minister Amichand Rajbansi claimed they had enough support to control the House

A count showed the NPP had 20 MPs and the NSP 18. However, the NSP, with MPs from the old Solidarity Party and the People's Party of SA,

Four MPs hold key to 'hung chamber'

is also able to muster a voting strength of 21, with the support of two PFP members and one Independent Party member in the House

The key MPs — Dr Murugassen Padayachi, the Rev Edward Manikkam, Dr Doat Cader, and Mr Palanisamy Devan — have refused to say which party they would join or support

"We are weighing the situation very carefully," Dr Padayachi said during a brief visit to Durban.

Mr Rajbansi claimed his party had 23 members, enough to constitute a working majority which he said he hoped would avoid a "hung situation" in the chamber when it reconvenes

However, Mr Nizam Falcon Khan, who played a key role in the fusion of the NSP and PPSA, said Mr Rajbansi could be "in for a shock"

He said the real strength of the two parties would become clear only when a division was called, probably in the second week of February.

— Sapa.

Star 28/11/89

'James report in PW's hands' 258

**SATURDAY STAR
CORRESPONDENT**

DURBAN — The James Commission report into alleged irregularities in the House of Delegates was "in the hands" of the State President, chairman of the one-man commission, Mr Justice Neville James, said yesterday.

He said that to the best of his knowledge, the President had received the report on Thursday.

It was up to the President to decide whether he wanted to make it public.

Mr Justice James, a former Judge President of Natal, emphasised that the investigation did not centre only around the sacked chairman of the Ministers' Council, Mr Amichand Rajbansi.

He said his terms of reference were to investigate the conduct of Ministers and members of the House of Delegates.

"All I can say about the report is that I have done my job and the report is signed and it has gone," he said.

In an interview earlier in the week, he said the report was "less than 100 pages".

Mr Justice James said it was "sharp and short" because he wanted the public to understand it.

It is widely believed in political circles that, besides dealing with Mr Rajbansi's conduct relating to the control of the administration of the House of Delegates, the report also dealt with the allocation of trading and business sites and the favouring of certain booksellers who had given financial contribution to Mr Rajbansi's National People's Party.

These booksellers were reportedly given increased allocations to supply books to schools falling under the control of the Department of Education and Culture in the House of Delegates.

Mr Justice James had to go through 5 600 pages of evidence, excluding documents and annexures, before finalising his report.

'Too soon to scrap Act'

13/Day 30/1/89
CHANGES should be made to the Separate Amenities Act to stop the CP from abusing it, but it was too soon to think of scrapping the Act, Boksburg NP MP Sakkie Blanche said in an interview at the weekend.

Blanche said the Act should be used "sensibly" and selectively and certain amenities that could not be duplicated should be opened to all races.

This had been done by the previous NP council with facilities like Boksburg Lake.

He said Boksburg had a community of more than 30 000 black male hostel-dwellers, about 28 000 of whom were miners. In the past, facilities like swimming pools were closed by the council to all races because of the threat of overcrowding.

He said the ratepayers of Boksburg had paid for recreational facilities and should be able to call them their own, while the mines should provide facilities for their

258

EDYTH BULBRING

workers

He said the council had to serve the interests of the ratepayer, which the NP council had done in the past by applying the Act sensibly.

He said central government should make changes to the Act to safeguard it from abuse by the CP.

One way would be to hold a referendum on how the Act should be applied.

□ The CP-controlled council has authorised an opinion poll of Boksburg residents on open trade areas and the R77 toll road.

The survey would cost R13 760 if industries and businesses were also canvassed, but the council had decided the survey would be restricted to residents only to cut down costs, acting town clerk J J Mare said at the weekend.

No more mansion or chauffeur as . . .

Door to privilege shuts on the last day of the 'Raj'

B/Dam 31/11/89

258

DURBAN — It's D-day for sacked Ministers' Council chairman Amichand Rajbansi — today he loses all the privileges he enjoyed as Housing Minister in the House of Delegates

From tomorrow his status reverts to that of an ordinary MP. There will be no more chauffeur-driven Mercedes, no 24-hour police guard at his Arena Park home in Chatsworth and he will have to move out of his ministerial mansion in Pelikan Park, Cape Town.

In addition, his monthly take-home pay is expected to be slashed by half — with immediate effect.

This was confirmed yesterday by Kassie Ramduth, acting chairman of the Ministers' Council in the House of Delegates.

Ramduth said Rajbansi would receive a house "allocated according to the size of his family. At the least he will get a three-bedroom house in Pelikan Park."

The house the "Raj" has been occupy-

Own Correspondent

ing for the past four years as chief minister is very much bigger than those an ordinary MP occupies. The ministerial home has four large bedrooms and is set among sprawling gardens.

Rajbansi was fired by President P W Botha on January 1, but according to parliamentary regulations, Ministers are given at least a month to give up their privileges.

"The actual effect of the sacking will be felt for the first time today when Rajbansi has to give up the life of luxury he enjoyed during the past four years," said Nizam Khan, who instigated his sacking.

Last night Rajbansi said "Positions have never entered my mind. The fact that Ramduth is making these statements and my silence makes him a poorer man in the eyes of the community. I do not wait for my chauffeur to open my doors."

Meanwhile, MPs have started packing their bags for their move to Cape Town for the opening of this year's parliamentary session on Friday.



● RAJBANSI

Violence empties schools

Stev 31/1/89

(258)

Call to release findings of commission

DURBAN — The New Solidarity Party yesterday called on the acting State President, Mr Chris Heunis, to release immediately the findings of the James Commission, which recently investigated alleged irregularities in the House of Delegates.

Mr Heunis received the report last Thursday after it was signed by a former judge president of Natal, Mr Neville James.

In a telex to Mr Heunis, the leader of New Solidarity, Dr J N Reddy, said his party wanted the report released "for public information."

"We appreciate that the Cabinet and the Government will first have to study the report which is now in your possession before announcing the Government's response.

"But, at the same time, you will appreciate that much confusion has been created in the minds of the community, by the public utterances of various spokesmen for the National People's Party," he said.

RAJBANSI WAS A BULLY

PARLIAMENT — Former South African Cabinet Minister Amichand Rajbansi was a liar and unscrupulous, mean-minded bully who ruthlessly trampled those getting in his way, the James Commission found.

Mr Justice Neville James said Mr Rajbansi had demonstrated he was a quick-thinking, enormously energetic man who boldly and pugnaciously confronted problems.

But the judge found in his 88-page report that Mr Rajbansi's personality also displayed "glaring" defects.

"He proved himself on many occasions to be arrogant and unscrupulous and he frequently demonstrated that he was a mean-minded bully who used ruthless tactics

SOWETAN Reporter

to deal with anyone who dared to stand up to him," the judge said Mr Rajbansi was ready to overawe less determined characters to make them do his bidding even to the extent of lying, under oath.

inordinately ambitious, obsessed with achieving personal power and ruthless in its pursuit — he had proved himself to be an activist who wished to have his own way, and who is impatient of any possible curbs to his authority," the judge found

A LIAR: Rajbansi

Power

Those who resisted Mr Rajbansi were harassed without mercy," Mr Justice James noted.

"He (Mr Rajbansi) was unwilling to concede that he was ever at fault and he was ready to lie boldly and without hesitation if he felt himself cornered," he added.

Mr Rajbansi was

Judge calls him a 'ruthless bully' B/Dau 1/2/89

Rajbansi is mauled by commission

258

MIKE ROBERTSON

CAPE TOWN — Amichand Rajbansi, SA's first Indian Cabinet Minister, was an "unscrupulous, mean-minded bully" who should not in future be employed as a Minister or in any official or semi-official post which calls for integrity, the James Commission said yesterday

Commission chairman Mr Justice Neville James also recommended that his report be referred to the Attorney General to consider possible criminal prosecution against Rajbansi, who was sacked by President Botha on January 1

The report was released by Acting State President Chris Heunis yesterday



● RAJBANSI

The commission was appointed to investigate allegations of bribery and corruption against members of the House of Delegates

The report found, among other things, that Rajbansi committed statutory perjury, deliberately furnished false replies to the House of Delegates and was responsible for the contents of poison pen letters

Mr Justice James described Rajbansi as a "quick-thinking man of enormous energy" who adopted a pugnacious approach to the problems confronting him

Against these qualities, however, he had displayed glaring defects

The judge said Rajbansi had proved himself to be arrogant and unscrupulous and frequently demonstrated that he was a mean-minded bully who used ruthless tactics to deal with anyone who dared to stand up to him

The report found that Rajbansi.

□ Had made a determined attempt to defeat the ends of justice by making several attempts to suppress affidavits of a witness "Dave" Pillay,

□ Was guilty of "shameful, indeed disgraceful, conduct" for deliberately interfering with Pillay's evidence by conferring with him while still under oath and coaching him so that he would know the line of cross-examination Rajbansi was going to adopt and how he should answer questions put to him;

□ Was responsible for the contents of the "poison pen letters" sent to members of the House of Delegates and the Press concerning former Indian Housing Minister Baldeo Dookie,

□ Had seriously breached security by entering Dookie's private room to take possession of a file,

□ Had fraudulently obtained butcheries in Chatsworth at a state-subsidised rental His sworn evidence to the second House committee in this regard had been blatantly untruthful He had also fraudulently obtained a state-subsidised rental for a bottle store which was being run in breach of the Liquor Act,

● To Page 2

P.T.O.

Acting chairman also criticised

CAPE TOWN — Kassi Ramduth, appointed by President Botha as acting chairman of the Ministers' Council after Amichand Rajbansi was fired, also comes in for criticism by the James Commission

Mr Justice Neville James said Ramduth "allowed his judgment all too frequently to be improperly overridden by the forceful intervention of Rajbansi to the prejudice of good administration".

B/Dau 1/2/89 258
CHRIS CAIRNCROSS

He said Ramduth's supposed intervention in the posting of his son in the Department of Education, of which he was in charge, might well have operated unfairly in the future working of the system of promotion evaluation

The judge said he considered Ramduth's intervention an ill-advised act

Rajbansi is mauled by commission

3/20/89

← ● From Page 1 (258)

Had deliberately misused his political powers to obtain the grant of service station sites to applicants he personally favoured and whom he knew did not qualify,

Had acted improperly in trying to remove documents from a file dealing with the petrol station allocations to thwart a proper discovery of documents in a civil action Dookie had initiated against him,

Had committed statutory perjury by making two conflicting statements under oath to the commission concerning alleged irregularities by Dookie in the allocation of sites in Lenasia.

Had maliciously attempted to block the promotion of A K Singh to chief executive director of the Department of Education,

Had interfered in the administration of other departments, hampering sound administration

SAPA reports that Rajbansi, in a statement yesterday, said he supported calls for the commission's report to be made public as "I believe that it is the right of the public to know"

He said the major complaints about bribery and corruption had fizzled out

● See Page 4

Documents ripped out of official file

6/Day/12/87

CAPE TOWN — Amichand Rajbansi ripped 14 documents from an official file dealing with the allocation of petrol station sites and threw them into a rubbish bin in an attempt to impede the administration of justice, the James Commission found.

Mr Justice James said that on March 28 last year Rajbansi called the director of local government in the administration of the House of Delegates, V G Hunt, into his office and asked him to bring the file relating to the allocation of service station sites.

"Rajbansi ripped out 14 documents from the file and put them in the waste paper receptacle. When he noticed that Hunt was shocked, Rajbansi retrieved them and said they must not be in the file."

"Hunt reported this action to his superiors who took a serious view of the matter because the file was wanted in a civil action being brought by Baldeo Dookie against Rajbansi."

Justice

After they had been specially marked, Hunt returned them to the file.

There was no doubt that Rajbansi acted improperly in removing those documents and that in doing so he was seeking to impede the administration of justice, the judge said.

"But his misconduct in endeavouring to cover up his conduct was even more serious."

Rajbansi had given false evidence under oath before a House committee when he described Hunt's version of what had occurred as a "filthy lie".

He had later made personal attacks on Hunt and had tried to obtain affidavits from junior officials to the effect that Hunt was anti-Indian.

One such person whom he approached was S Pillay, private secretary to the Minister of Local Government, who signed an affidavit that Hunt was negative and unco-operative.

"In giving evidence before this commission he said that he had agreed to make the affidavit out of fear," the judge said — Sapa

Meddling and malice

CAPE TOWN — Amichand Rajbansi's meddling in the administration of departments run by other ministers had hampered sound administration in the Department of Education and of the Budget in the House of Delegates, and his constant interference amounted to irregular exercise of power, the James Commission found.

Mr Justice James said he had heard a constant stream of fully justified complaints by fellow ministers about Rajbansi's interference in the working of their departments and the posting and re-posting of personnel.

Rajbansi had displayed personal malice in trying to block the promotion of a senior educationist, A K Singh, and had acted irregularly in arranging for the premature promotion of a teacher, C Panday, a senior official in Rajbansi's National People's Party — Sapa

'Raj' was the author of poison pen letters

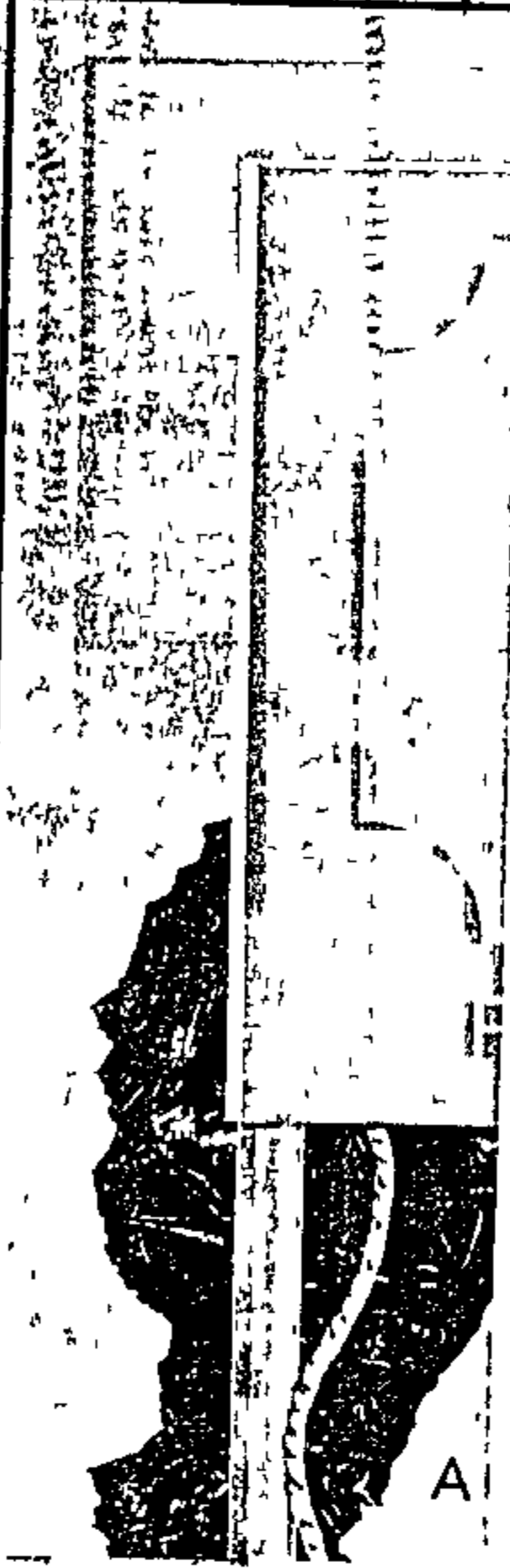
Political Staff
CAPE TOWN — Amichand Rajbansi was the author of the poison-pen letters about former ministerial colleague Baldeo Dookie, the James Commission found.

The poison pen letters mentioned in the commission hearings were sent to members of the House of Delegates and to a number of newspapers in July and August 1986 when there was growing tension between Dookie and Rajbansi.

Mr Justice James said they amounted to "a scurrilous and wholly unjustified attack" on Dookie's morals and his integrity.

"These letters were undoubtedly deeply wounding to Dookie and were designed to undermine his reputation, and there is no doubt that they were dispatched for this purpose."

"Rajbansi's conduct in this matter is not only improper and irregular but utterly reprehensible especially as it was directed at a fellow member of the Ministers' Council," the judge said.



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How the 'Special Six' got their service station sites

CAPE TOWN — Amichand Rajbansi deliberately misused his political powers to obtain the grant of service station sites to applicants he personally favoured and whom he knew did not qualify, the James Commission found

It also found that Rajbansi had fraudulently obtained a butchery at a state-subsidised rental, had perjured himself before a House committee on this matter, and had falsely obtained a subsidised rental for a bottle store he owned

The facts also indicated, said Mr Justice James, that the bottle store business was being conducted in breach of the provisions of the Liquor Act

He said there had been a great shortage of suitable land for the development of petrol service stations and keen competition among those claiming special privileges because they had been displaced by the Group Areas Act

The grant of a service station site was extremely valuable, as the major petrol companies were ready to finance the construction of the buildings

As Chairman of the SA Indian Council, Rajbansi had assisted a number of applicants in making representations

These were rejected, but when he became chairman of the Ministers' Council, Rajbansi resuscitated the applications of what became known as the "Special Six" and wrote directly to the chief director of local government suggesting the applications of these six be treated in a particular order

Rajbansi had not been local government minister at the time and there was no doubt that he had acted irregularly in dealing direct with the officials in that depart-

ment instead of allowing the responsible minister, Baldeo Dookie, to deal with the matter

Dookie had been unhappy about the discussions on allocations which were taking place behind his back and as a result the Ministers' Council decided to create an allocation committee

This committee recommended positively only three of Rajbansi's "Special Six", but he subsequently ordered an administration official to write to each of the six and inform them that their allocations would be considered in due course when sites were available

Rajbansi had been aware that these letters were contrary to the decision of the allocation committee

The allocation committee ceased functioning, and when Rajbansi took over as housing minister he ordered an official to prepare a submission to the housing development board recommending the "Special Six" with the addition of two other names

In October 1987 the board resolved that the eight applications for service stations be approved

Mr Justice James said that while he had no problems with two of the "Special Six", of the other four, one was a business partner of Rajbansi's, and another was married to a close friend

The possibility that Rajbansi was pushing the claim of the third for reasons of pure altruism was "in the highest degree unlikely", and there was no doubt that his attitude to the fourth "was not disinterested" — Sapa

JAMES COMMISSION

Rajbansi a 'ruthless, mean-minded bully'

6/Day • 112-187

258

CAPE TOWN — Former Cabinet minister Amichand Rajbansi was a "mean-minded bully who used ruthless tactics to deal with anyone who dared to stand up to him", the James Commission found.

At the start of his report, Mr Justice James said he felt it appropriate to set out his conclusions about Rajbansi's personality and reliability as a witness as this had had a direct bearing on the commission findings.

"Rajbansi demonstrated he was a quick-thinking man of

enormous energy and determination who adopted a bold and indeed a pugnacious approach to the problems confronting him.

"But against these qualities he displayed glaring defects

"He proved himself on many occasions to be arrogant and unscrupulous, and he frequently demonstrated he was a mean-minded bully who used ruthless tactics to deal with anyone who dared to stand up to him, and he was very ready to overawe less determined characters in order to induce them to his bidding even to the extent of lying under oath. Those who did stand up to

him were harassed without mercy.

"He was unwilling to concede that he was ever at fault and he was ready to lie boldly and without hesitation if he felt himself cornered.

"He is an inordinately ambitious man obsessed with a desire to achieve personal power and he is ruthless in its pursuit."

In contrast, the judge said he found the evidence and conduct before the commission of V G Hunt, director of local government in the administration of the House of Delegates, to be "honest and reliable" — Sapa



● RAJBANSI... 'arrogant and unscrupulous'

'The public has a right to know'

CAPE TOWN — The public should know that the findings of a commission of inquiry could not be regarded as conclusive, Amichand Rajbansi said yesterday. (258)

He said in a statement he supported calls for the report of the James Commission to be made public as "I believe that it is the right of the public to know" *8/17/87 11:45*

It was a known fact he had asked for the recusal of the chairman of the commission and had also complained about certain matters.

The commission had been appointed mainly as a result of allegations of bribery and corruption, but he was satisfied none of these charges were seriously brought up at the hearings.

The major complaints about bribery and corruption had fizzled out, he said. — Sapa.

Special treatment for certain people

Rajbansi 'misused political powers'

CAPE TOWN — The former chairman of the Ministers' Council in the House of Delegates, Mr Amichand Rajbansi, deliberately misused his political powers to obtain the grant of service station sites to applicants he personally favoured, and whom he knew did not qualify, the James commission has found.

It also found that Mr Rajbansi had fraudulently obtained a butchery at a State-subsidised rental, had perjured himself before a House Committee on the matter, and had falsely obtained a subsidised rental for a bottle-store he owned.

The facts also indicated that the bottle-store business was being conducted in breach of the provisions of the Liquor Act.

Mr Justice James said there had been a great shortage of suitable land for the development of petrol service stations and keen competition among

those claiming special privileges because they had been displaced by the Group Areas Act.

The grant of a service station site was extremely valuable.

As chairman of the South African Indian Council, Mr Rajbansi had assisted a number of applicants in making representations

Special Six

These were rejected, but when he became chairman of the Ministers' Council he resuscitated the applications of what became known as the "Special Six" and wrote directly to the chief director of Local Government suggesting that the applications of these six be treated in a particular order.

Mr Rajbansi had not been Minister of Local Government, Housing and Agriculture at the time, and there was no doubt that he had acted irregularly in

dealing directly with the officials in that department.

The Ministers' Council decided to create an allocation committee.

This committee recommended only three of Mr Rajbansi's "Special Six", but he later ordered an administration official to write to each and inform him that his allocation would be considered in due course when sites were available.

Mr Rajbansi had been aware that these letters were contrary to the decision of the allocation committee.

The allocation committee ceased functioning, and when Mr Rajbansi took over as Minister of Housing, he ordered an official to prepare a submission to the Housing Development Board recommending the "Special Six", and two other names.

In October 1987 the board resolved that the eight applications be approved — Sapa

CAPE TOWN — Mr Amichand Rajbansi was guilty of "shameful, indeed disgraceful conduct" in his dealings with the James Commission into alleged irregularities into the administration of the House of Delegates, Mr Justice Neville James found

In his report, released today, the judge said Mr Rajbansi, a former Cabinet Minister and chairman of the Ministers' Council of the House of Delegates, had "embarked on a deliberate attempt to mislead the commission and to defeat the ends of justice"

The report has been referred to the Attorney-General for consideration of criminal prosecution of Mr Rajbansi

Dealing with Mr G V Pillay's affidavits and evidence of allegations of irregularities committed by Mr Rajbansi, the judge said Mr Pillay, a former close friend and business associate of Mr Rajbansi, "has a fervent desire to make money"

The evidence was overwhelming that efforts to suppress Mr Pillay's first affidavit, after a fallout with Mr Rajbansi over a business deal, were powered by Mr Rajbansi "who made use of his own skills and his office resources to set the attempted withdrawal in motion"

"I find as a fact that Mr Rajbansi made a series of deliberate attempts to suppress Mr Pillay's affidavit to the Advocate-General because he knew it contained allegations that were seriously damaging to his own position, and that in acting as he did he was making a determined attempt to defeat the ends of justice by suppressing important evidence he knew to be true"

Furthermore, Mr Justice James said he had no doubt Mr Rajbansi "deliberately interfered with Mr Pillay's evidence by conferring with him while still under oath (before the commission) and that he coached him so that he would know the line of cross-examination which Mr Rajbansi was going to adopt and how he should answer the questions put to him"

Dealing with the so-called "poison-pen letters" sent in 1986 to House of Delegates members and several newspapers, the judge said they amounted to a "scurrilous and wholly unjustified" attack on Mr Baldeo Dookie's morals and integrity

Mr Justice James also found the explanation Mr Rajbansi gave after he was seen emerging from Mr Dookie's office on Easter Friday 1987 with a file under his arm to be false

"He entered Mr Dookie's private room in order to take possession of a particular file, although it has not as yet been established what that file contained Mr Rajbansi's conduct amounted to a serious breach of security and it offended against the well understood rule that a Minister may not enter another Minister's office without his consent and particularly may not remove documents subject to his control" — Sapa

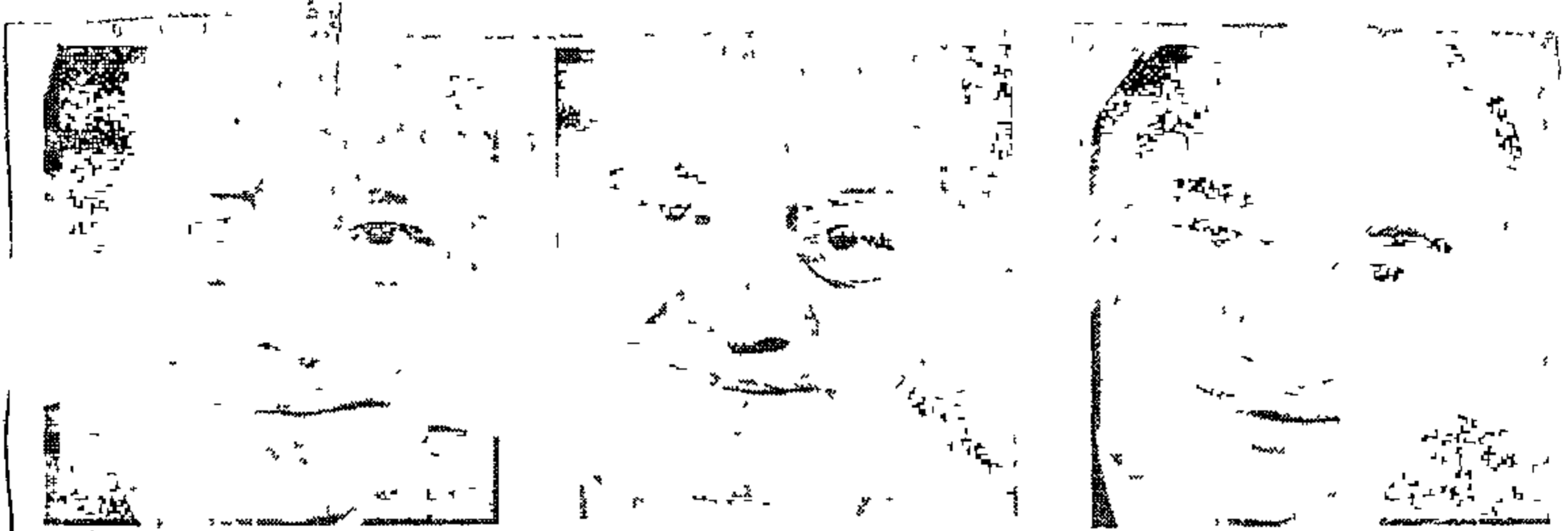


Mr Baldeo Dookie . . . falsely accused.

The James Commission report —

Conduct 'shameful
and disgraceful'

SA/1/87
(258)



Mr. K. Ramduth . . . "improperly overridden"

Mr. I. Kathrada . . . "no abuse of position"

Mr. R. Bhana . . . "no improper conduct"

SKW 1/2/89 (258)
Ramduth, Thaver guilty of irregularities

CAPE TOWN — The James Commission would deal with the conduct of only a few members of the House of Delegates although the commission had "heard a great deal" during its investigation into irregularities in the House, Mr Justice Neville James said today in his report

They are Mr Kassie Ramduth, Minister of Education and Culture, Mr I Kathrada, Minister of the Budget, Mr R Bhana, Minister of Health Services and Welfare, Mr Baldeo Dookie (then) Minister of Local Government, Housing and Agriculture, his deputy, Mr S Pacha, and Mr R Thaver (then) deputy chairman of committees

The commission's major criticism of Mr Ramduth was that he had "all too frequently allowed his judgment to be improperly overridden by the forceful intervention of Mr Amichand Rajbansi"

Mr Justice James said Mr Kathrada had never

put pressure on the Education Department to punish four teachers who had attacked him

In his view, there was no room for the suggestion that Mr Bhana had acted improperly

On Mr Pacha, Mr Justice James said no facts were proved which demonstrated his conduct as a Minister was irregular or improper

Evidence presented to the commission about Mr Dookie did not reveal any irregularity

Mr Thaver had been chairman of the two House Committees dealing with alleged irregularities the first of which had been to discover whether Mr Rajbansi had received a cheque for R10 000

Mr Thaver knew that such a cheque was handed to party officials in Mr Rajbansi's presence

"He did not recuse himself from the committee and I am of the opinion that he acted improperly," Mr Justice James said — Sapa

Rajbansi in disgrace

Star 1/2/89

258

NPP to reconsider leadership position

By Peter Fabricius, Political Correspondent
Dismissed Cabinet Minister Mr Amichand Rajbansi's political life hung in the balance today in the wake of the damaging James Commission Report on his conduct as chairman of the Ministers' Council in the House of Delegates.

Amid moves to have him thrown out of the House of Delegates and possible criminal charges being investigated against him, Mr Rajbansi continued to plead his innocence. His own National People's Party planned to meet tonight to discuss whether he should remain the leader of the party.

The chairman of the commission, Mr Justice Neville James, recommended that Mr Rajbansi should never be employed again "in any official or semi-official post which calls for integrity".

He also recommended that his report be passed to the Attorney-General to decide whether Mr Rajbansi should be criminally prosecuted.

'Honourable thing'

Mr Rajbansi is already under suspension from Parliament until February 28. Today, Dr J N Reddy, chairman of Solidarity, said that if Mr Rajbansi did not "do the honourable thing" and resign, he would take steps to have his suspension extended.

There are also moves to have Mr Rajbansi thrown out of Parliament permanently. This will happen automatically if he is charged, convicted and sentenced to a term of imprisonment without the option of a fine on any of the matters raised in the report.

If this does not happen, there may be moves by the opposition to invoke an Act of Parliament to terminate his membership. This has happened only once before, during the 1950s, when an MP, Mr Sam Kahn, was thrown out because he was a member of the Communist Party, according to parliamentary officials.

It was not clear if such a motion against Mr Rajbansi would require the approval of all three Houses of Parliament or only the House of Delegates.

Today, the NPP's chief whip, Mr M. Baig, declined to comment on Mr Rajbansi's future.

Dr Reddy said no matter what Mr Rajbansi might say, he had "been found guilty of improper conduct and the only honourable thing for him to do is to pack his bags and get the hell out of public life".

The Government has also come under fire for keeping Mr Rajbansi in his job so long. Conservative Party spokesman Mr Koos van der Merwe said this had seriously questioned the Government's



'My political career now off the rails'

Political Staff

CAPE TOWN — Mr Amichand Rajbansi is maintaining his innocence in the face of one of the most damning reports ever submitted to the Government by a commission of inquiry. But he conceded "My political career is now off the rails."

He again accused commission chairman Mr Justice Neville James of being prejudiced.

The only reason he could give for this was that the judge had been influenced by Mr Anton Ackermann, who led evidence, who, in turn, Mr Rajbansi claimed, had been influenced by a group of "white right-wingers".

The evidence against him had been influenced "by the production of false evidence by a well-orchestrated group of right-wingers and a clique that wants to take political power to the House of Delegates".

He believed the findings were "over-trivial administrative procedures" and that his "community was aware of his integrity and the manner in which he had served them".

He claimed that, despite hours of cross-examination and evidence, he had not been given a proper chance to put his side.

He would reply to all the findings against him when the report was debated in Parliament.

Mr Rajbansi packs up after his dismissal by the State President in December. His political career is off the rails, he conceded yesterday.

Rajbansi unfit for public office, finds Commission

258

CAPE TOWN — Mr Amichand Rajbansi should not in future be employed as a Minister, or in any official or semi-official post which called for integrity, the James Commission report recommended today. Mr Justice Neville James also recommended that his report be referred to the Attorney-General to consider whether criminal prosecutions arising from the contents of his report and from the prejudice of other applicants. He had ripped 14 documents from an official file dealing with the allocation of petrol station sites and thrown them into a rubbish bin in an attempt to impede the administration of justice. His meddling in the administration of departments run by other Ministers had hampered sound administration in the De-

Saan affair questions unanswered

By Shirley Woodgate, Municipal Reporter
The Progressive Federal Party plans to appeal to the Administrator of the Transvaal to intervene in the latest "Saan affair" row after Johannesburg mana-

SUPPLIERS HIKE
OUR PRICE
STAY AWAY

By Peter Fabricius, Political Correspondent

Dismissed Cabinet Minister Mr Amichand Rajbansi's political life hung in the balance today in the wake of the damaging James Commission Report on his conduct as chairman of the Ministers' Council in the House of Delegates.

Amid moves to have him thrown out of the House of Delegates and possible criminal charges being investigated against him, Mr Rajbansi continued to plead his innocence.

His own National People's Party planned to meet tonight to discuss whether he should remain the leader of the party.

The chairman of the commission, Mr Justice Neville James, recommended that Mr Rajbansi should never be employed again "in any official or semi-official post which calls for integrity"

He also recommended that his report be passed to the Attorney-General to decide whether Mr Rajbansi should be criminally prosecuted

'Honourable thing'

Mr Rajbansi is already under suspension from Parliament until February 28. Today, Dr JN Reddy, chairman of Solidarity, said that if Mr Rajbansi did not "do the honourable thing" and resign, he would take steps to have his suspension extended.

There are also moves to have Mr Rajbansi thrown out of Parliament permanently.

This will happen automatically if he is charged, convicted and sentenced to a term of imprisonment without the option of a fine on any of the matters raised in the report.

If this does not happen, there may be moves by the opposition to invoke an Act of Parliament to terminate his membership.

This has happened only once before, during the 1950s, when an MP, Mr Sam Kahn, was thrown out because he was a member of the Communist Party, according to parliamentary officials

It was not clear if such a motion against Mr Rajbansi would require the approval of all three Houses of Parliament or only the House of Delegates

Today, the NPP's chief whip, Mr M Baig, declined to comment on Mr Rajbansi's future.

Dr Reddy said no matter what Mr Rajbansi might say, he had "been found guilty of improper conduct and the only honourable thing for him to do is to pack his bags and get the hell out of public life"

The Government has also come under fire for keeping Mr Rajbansi in his job so long

Conservative Party spokesman Mr Koos van der Merwe said this had seriously questioned the Government's willingness to wipe out corruption

PFPP leader Dr Zach de Beer asked "Why did it take the Government so long to have these matters investigated when the man was a member of Cabinet?"

Mr Justice James said that Mr Rajbansi lied under oath to his commission and to a parliamentary committee, tried to defeat the ends of justice, fraudulently obtained businesses, misused his political position, committed statutory perjury, influenced witnesses to testify falsely, and improperly interfered in departments.

Dr Reddy appealed to the members of the NPP to reject Mr Rajbansi's leadership or else they would have to take joint responsibility for his actions

Mr Pat Poovalingam said Mr Rajbansi was maintained in power to the bitter end by the government of Mr P W Botha

● See Page 12



Mr Rajbansi packs up after his dismissal by political career is off the rails,"

Rajbansi unfit for public office, finds Commission

CAPE TOWN — Mr Amichand Rajbansi should not in future be employed as a Minister, or in any official or semi-official post which called for integrity, the James Commission report recommended today

Mr Justice Neville James also recommended that his report be referred to the Attorney-General to consider whether criminal prosecutions arising from the contents of his report, and from evidence submitted to the commission, should be instituted against Mr Rajbansi

In the harshest indictment of any South African Minister by a commission of inquiry, Mr Justice James described Mr Rajbansi as "a mean-minded bully who used ruthless tactics to deal with anyone who dared to stand up to him".

The commission also found, regarding Mr Rajbansi, that

- He misused his political powers to obtain the grant of service station sites to applicants he favoured and whom he knew did not qualify
- He had fraudulently obtained a butchery at a State-subsidised rental, had perjured himself before a House Committee on this matter and had falsely obtained a subsidised rental for a bottle store he owned
- He made improper use of his powers to give a businessman friend increased allocation of small business development sites

to the prejudice of other applicants

- He had ripped 14 documents from an official file dealing with the allocation of petrol station sites and thrown them into a rubbish bin in an attempt to impede the administration of justice
- His meddling in the administration of departments run by other Ministers had hampered sound administration in the Department of Education and of the Budget in the House of Delegates, and his constant interference amounted to irregular exercise of power
- He committed statutory perjury by making two conflicting statements under oath, and his attempt to falsely accuse Mr Baldeo Dookie of a serious criminal offence was reprehensible.
- He was guilty of "shameful, indeed disgraceful conduct" in his dealings with the James Commission.

The commission was appointed last year by the State President, Mr P W Botha, after repeated allegations of irregularities and bribery in the administration of the House of Delegates

Releasing the report at midnight, the Acting State President, Mr Chris Heunis, said he had handed it to the Minister of Justice, Mr Kobie Coetsee, with the request that it be referred to the Attorney-General — Sapa

Abducted boy was 'children's a

By Adele Baleta

The missing boy at the centre of the Mandela "football team" abduction scandal is

Sunday news longer excitement", sh

Dookie falsely accused of crime

Star 11/2/89 (258)
CAPE TOWN — Former Cabinet Minister Mr Amichand Rajbansi committed statutory perjury by making two conflicting statements under oath, and his attempt to falsely accuse Mr Baldeo Dookie of a serious criminal offence was reprehensible, according to the James commission findings

The report said that during the course of a police investigation in 1987 into alleged irregularities that 754 erven in Lenasia South Extension 1 were corruptly allocated to developers and individuals, Mr Rajbansi made a statement under oath on June 25 1987

In this statement he indicated allocation "was done on the basis of fairness and merit was the only criteria"

Mr Rajbansi had added he personally endorsed Mr Dookie's decision

However, in a sworn statement on August 25 1988, on the same matter to the commission, he alleged Mr Dookie had corruptly allocated 20 erven to the late Mr A B Choonara, MP, in the name of Gori's Construction

He asserted Mr Dookie was guilty of a serious act of corruption by making this allocation to an MP

"Mr Rajbansi contended that his first affidavit did not deal with the allocation of erven to 'Gori's Construction', and that the 20 erven in question had only been allocated subsequently"

"This contention is untenable in view of the contents of the preamble to his first affidavit made to police" — Sapā

Judge talks of ruthless tactics (258)

CAPE TOWN — Former Cabinet Minister Mr Amichand Rajbansi was a "mean-minded bully who used ruthless tactics to deal with anyone who dared to stand up to him," the James Commission has found.

The report by Mr Justice James into allegations of irregularities in the House of Delegates administration, from which Mr Rajbansi was sacked as chairman at

the beginning of the year by President Botha, was released at midnight by Acting State President Mr Chris Heunis

At the start of his report, Mr Justice James said he felt it appropriate to set out his conclusions about Mr Rajbansi's personality and reliability as a witness

"Mr Rajbansi demonstrated that he was a quick-thinking man of enormous energy and determination, who adopted a bold, and indeed pugnacious, approach to the problems confronting him

"But against these qualities he displayed glaring defects. He proved himself on many occasions to be arrogant and unscrupulous

"He frequently demonstrated he was a mean-minded bully who used ruthless tactics to deal with anyone who dared to

stand up to him, and he was very ready to overawe less determined characters in order to induce them to his bidding, even to the extent of lying under oath

"He was ready to lie boldly and without hesitation if he felt himself cornered.

"He is an inordinately ambitious man obsessed with a desire to achieve personal power, and ruthless in its pursuit"

In contrast, the judge said, he found the evidence and conduct before the commission of Mr V G Hunt, director of Local Government in the administration of the House of Delegates, to be honest and reliable.

Mr Hunt had been the subject of "vehement attacks by Mr Rajbansi regarding his reliability and honesty" — Sapa

The final blow

258

Sowetan 2/2/89



MR Amichand Rajbansi damning report.

THE final days of the Raj have been a long time coming but finally what his political opponents have been saying about him has been substantiated in a damning commission of inquiry report

But before the axe fell Mr Amichand Rajbansi led a charmed existence often appearing to be under the personal protection of President P W Botha who time again either ignored or rejected calls for a commission of inquiry into a veritable avalanche of accusations of corruption and maladministration

It was only after years of intrigue that briefly the majority of the House of Delegates was snatched away from Mr Rajbansi and the House could appoint its own inquirers

Evidence that led to the can of worms being opened

The inquiries found firmly against Mr Rajbansi with the result that Mr Botha, with his hand forced, appointed the James Commission last year

Politicians in the House of Delegates ascribed this protection

to Mr Rajbansi being political clay in Mr Botha's hands doing his bidding and giving the illusion of a working system

And to a large extent the day of reckoning was delayed by the very system which the former Judge President of Natal, Mr Justice Neville James, found Mr Rajbansi had abused

In the process Mr Rajbansi wrecked any credibility which the House of Delegates may have had as a political vehicle

Many of the politicians in the House of Delegates knew about some or had an inkling of many of the accusations against Mr Rajbansi but continued to support him because he had the jobs they held in his hands

Excesses

Even Dr J N Reddy who was fully aware of the excesses of Mr Rajbansi was at one stage prepared to deal with him in a united party

Mr Fat Poovalingam MP (PFP Reservoir Hills) with support from his colleague, Mr Mamoo Rajab MP (PFP Springfield), fought an incredible battle against Mr Rajbansi

At one stage he deliberately defamed Mr Rajbansi in an attempt to get Mr Rajbansi to sue him so that he could get him on a witness stand

At no stage were the two men prepared to deal with Mr Rajbansi as they pursued him relentlessly

FOCUS

SOWETAN Correspondent

in and outside of Parliament

Mr Rajbansi was no stranger to accusations of maladministration when he arrived to take up his position in Cape Town in 1984 with the new tricameral system

He had already been banned from standing for any local affairs committee after a Natal provincial inquiry into housing allocations

He showed from day one in Cape Town that he was what Mr James described as "an inordinately ambitious man obsessed with a desire to achieve personal power and he is ruthless in its pursuit"

With a hung House of Delegates after the 1984 elections Mr Rajbansi used every bit of political muscle, intrigue and manipulation to ensure he got the top job

And once he got there he had sufficient patronage to hand out to make sure he stayed there, although often tenuously

He was quite blatant about this saying every one in the House of Delegates wanted a job and many members of the house proved him right as they crossed and re-crossed and continue

to cross the floor not on political principle but purely on what was in it for them

Even now he has been able to assemble a majority because of the patronage available

But as he wheeled and dealt he made more and more enemies and finally there was nothing left for him to literally "buy" the support of the people he needed

The final blow came for him when his Minister of Housing Mr Budeo Dookie, called it a day and forewent the privileges he had to change sides and stay on the opposite side

Mr Dookie was followed by others last year who continued strangely as ministers but sitting in the opposition benches

Mr James cleared the renegade ministers of any of the ill-doing alleged by Mr Rajbansi

It was the evidence Mr Dookie brought with him that led eventually to the whole can being opened by Mr Justice James

Mr Rajbansi had one standard tactic when accused of any misdemeanour to accuse his accuser of even more heinous crimes

In his craving for power he always showed that he also wanted complete control. He was almost paranoid about letting any of his ministers take any individual decision

He even went to the remarkable extent of contradicting Press statements issued by his ministers

His personal staff quivered at his every word

The James Commission report is not the end of the saga which can be expected to last for months if not years as Mr Rajbansi now fights back for not only his political existence but also against possible severe penalties if a court upholds the findings of Judge James

ARE NOT FIT TO HOLD PUBLIC OFFICE!

POLITICAL WILDERNESS



Political comment in this issue by Aggrey Klaaste and Sam Mabe Sub-editing, headlines and posters by Sydney Matlhaku All of 61 Commando Road, Industria West, Johannesburg

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PW's illusionist sees his power vanish after 4 protected years

Star 2/2/89

258

CAPE TOWN — The final days of the Raj have been a long time coming but finally what his political opponents have been saying about him has been substantiated in a damning commission of inquiry report.

But before the axe fell, Mr Amichand Rajbansi led a charmed existence, often appearing to be under the personal protection of President Botha, who time and again either ignored or rejected calls for a commission of inquiry into a veritable avalanche of accusations of corruption and maladministration.

It was only after years of intrigue that the majority of the House of Delegates was briefly snatched away from Mr Rajbansi and the House could launch its own inquiries.

The inquiries found firmly against Mr Rajbansi with the result that Mr Botha, his hand forced, appointed the James Commission last year.

Members of the House of Delegates ascribed this protection to Mr Rajbansi being political clay in Mr Botha's hands doing his bidding and giving the illusion of a working system.

WRECKED

And to a large extent the day of reckoning was delayed by the very system which the former Judge President of Natal, Mr Justice Neville James, found Mr Rajbansi had abused.

In the process Mr Rajbansi wrecked any credibility which the House of Delegates may have had as a political vehicle.

Many in the House knew about or had an inkling of the accusations against Mr Rajbansi but continued to support him because he held their jobs in his hands.

Even Dr J N Reddy, who was fully aware of the excesses of Mr Rajbansi, was at one stage prepared to deal with him in a united party.

Mr Pat Poovalingam MP (PFP Reservoir Hills), with support from Mr Mamoo Rajab MP (PFP Springfield), fought an incredible battle against Mr Rajbansi.

Political Correspondent BRUCE CAMERON has closely followed the career of Mr Amichand Rajbansi. He looks back on how Mr Rajbansi rose to head the House of Delegates and how he stayed there.



Mr Amichand Rajbansi . . . wrecked any credibility which the House of Delegates may have had as a political vehicle.

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Mr Rajbansi used every bit of political muscle, intrigue and manipulation to ensure he got the top job.

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He was quite blatant about this, saying everyone in the House of Delegates wanted a job. Many members of the House proved him right as they crossed, re-crossed and continued to cross the floor — not on political principle but purely on what was in it for them.

But as he wheeled and dealt he made more and more enemies. Finally there was nothing left with which he could "buy" the support of the people he needed.

The final blow came when his Minister of Housing, Mr Baldeo Dookie, called it a day — giving up his privileges to change sides and stay on the opposite side.

Mr Dookie was followed by others who, strangely, continued as Ministers while sitting on the opposition benches.

CLEARED

Mr James cleared the renegade Ministers of any of the ill-doings alleged by Mr Rajbansi.

It was the evidence Mr Dookie brought with him that led eventually to the whole can of worms being opened by Mr Justice James.

Mr Rajbansi's standard tactic when accused of any misdemeanour was to accuse his accuser of even more heinous crimes.

In his craving for power he always showed he wanted complete control. He was almost paranoid about letting any of his Ministers take any individual decisions. He even contradicted press statements issued by them.

His personal staff quivered at his every word.

The James Commission report is not the end of the saga. It can be expected to last for months, if not years, as Mr Rajbansi fights back — not only for his political existence but also against possible severe penalties if he is taken to court.

Durand Finance

Disgraced politician won't quit

Bid to kick Rajbansi out of Parliament

By Peter Fabricius,
Political Correspondent

CAPE TOWN — Several moves are being made to dislodge Mr Amichand Rajbansi from the House of Delegates after the damaging report on him by the James Commission

But although the opposition may resort to dissolving the House, Mr Rajbansi yesterday made it clear he has no intention of bowing out

Unfit for office

He said his political career would not be damaged by the James Commission Report — which declared him unfit to hold any office of integrity and recommended that the Attorney-General consider criminal charges against him

Mr Rajbansi has already been stripped of his posts in the Cabinet and as Chairman of the Ministers Council and Minister of Housing

He is also suspended from the House of Delegates until February 28. But after that he can return to his seat in Parliament and as leader of the NPP can still play an important role in the House

Yesterday Mr Kassie Ramduth, acting Chairman of the Ministers' Council, went to see Acting State President Mr Chris Heunis to discuss dissolving the House. It is understood that no decision was made

Leader of the Solidarity/Peoples Party alliance Dr J N Reddy said last night he was considering various ways of getting rid of Mr Rajbansi, including expelling him from the House of Dele-

gates and dissolving the House to call an election

The House of Delegates has the power to expel Mr Rajbansi by resolution — a step unprecedented in the South African Parliament

But Dr Reddy admitted the problem was that there was no certainty that Mr Rajbansi's National Peoples Party (NPP) did not command a majority in the fluid House

In this situation we don't know where we are because of the numbers game," he said

"What is required is a return to sanity in the House of Delegates; especially in the NPP

"If the NPP members continue to be influenced by their leader (Mr Rajbansi) who has been in a sense defrocked by the James Commission, the parliamentary process will be prostituted"

Though the situation is still highly fluid it seems the NPP now commands a majority in the House

Retaliation

This means that any motion to expel him could be defeated and also gives credence to threats by members of the NPP that they will move to suspend members of the opposition in retaliation

Mr Rajbansi's standing in the NPP after the publication of the James Report is not yet clear, although it could become so at a meeting of the NPP caucus scheduled for last night

Though some members of the NPP are rallying behind him, sources said that many members had had enough and wanted him out of the leadership

Raj report met with 'told you so'

DURBAN. — The James Commission report on former cabinet minister Amichand Rajbansi has been greeted with a "we told you so" by anti-apartheid leaders.

Mr Justice James's findings, that Rajbansi was "a mean minded bully" who should never again be appointed to any official or semi-official position, showed that the South African political scene needed to be "cleansed", they said. Dr Farook Meer, secretary of

the Natal Indian Congress, an affiliate of the restricted United Democratic Front (UDF), said the Commission's findings helped to confirm what the community had known all along — "that the House of Delegates is riddled with corruption, nepotism and political patronage".

"This report only scratches the surface. Underlying all this is a much wider disease and that is the tri-cameral parliamentary system itself

"The system is tailor-made for the type of abuses which make it possible for sections of the community to lend their support for apartheid," he said.

As long as the tri-cameral system was allowed to operate the disease of "corruption, bribery, nepotism and patronage" would continue

"It is only in a system where the will of the majority is taken into consideration that these practices can be laid to rest"

Mr Mewlall Ramgobin, a former national treasurer of the UDF and former treason trialist, said the Commission's findings were not an unforeseen tragedy in the politics of apartheid

"The entire democratic movement has been constantly harping on the fact that the tri-cameral system is a farce

"And any farcical system like that must give rise by the very terms of its references to the likes of Rajbansi."

Weekly Mail Reporter

THE question raised by the James Commission report this week is how Amichand Rajbansi managed to secure his power for so long

The 88-page report shows how the former cabinet minister — described by Mr Justice Neville James as “an inordinately ambitious man obsessed with a desire to achieve personal power, and ruthless in its pursuit” — rewarded and protected his allies, backers and associates

But the methods used by the National Peoples' Party leader were best demonstrated by the tale of his award of contracts for the sale of school-books and his promotion of a party supporter as principal of a school

The commission said that “during the years 1986/7, 1987/8 and 1988/9 extraordinary changes occurred in the allocation given to many of the booksellers. Some were given enormous increases in allocations and others, for no apparent reason, were not favoured

“Any fair-minded person studying the allocation lists would be astonished and appalled at the number of unexplained inconsistencies and irrational allocations, and I am quite satisfied that no serious attempt was made to achieve honest awards based on merit,” says Justice James

Rajbansi was nonplussed by the accusation, complaining that the James Commission, by calling for evidence from certain booksellers “had set back the progress of Indian politics by eight years”.

The commission said that if the evidence showed that the allocations to booksellers were not based on the quality of service, but rather on the size of contributions made to the coffers of a political party, a corrupt practice would have been revealed

It said Rajbansi had at all times shown great interest in the allocations and had not hesitated to intervene in these matters, even though the allocation procedure did not fall under his department.

“Thus in May 1985, he personally directed that all school book orders for new schools which were built during the year 1985/6 and not yet allocated were to be awarded to D

Favours for pals: How Rajbansi clung to power

Rajbansi's political strategy was to do favours in return for favours



Roopanand Bros, and he asked to be informed of the dates of all payments made after each allocation

“This instruction bypassed the Advisory Allocations Committee and was, in my view, irregular conduct. It also revealed that he had a strong personal interest in the matter

“The commission heard a great deal of evidence to the effect that many booksellers had made contributions to the National People's Party. Most of these are associated with the time of the grant of allocations

“Mr Rajbansi was at the time leader of the National People's Party and took a great interest in securing funds

In fact, the contributions collected were handed over to Mr Rajbansi for deposit in the party's banking account”

Justice James found there was a strong probability that Rajbansi was responsible for supplying Dr Nair, the chief director of planning services in the education department, with the schedule of allocations for the purchase of schoolbooks

The promotion of a certain C Panday to the position of school principal was equally revealing of Rajbansi's operating style

AK Singh, chief director of control

and auxiliary services in 1985, told the commission that towards the end of that year the list for teachers' promotions for the following year had been established by applying the recognised promotion procedures

Shortly afterwards, he was summoned to Rajbansi's office. After inspecting the list, Rajbansi observed that the names of Panday and B Singh did not appear on it and gave immediate instructions that these names were to be included

“Mr Singh was aware that these persons did not at that stage merit promotion and that if their names were to be added to the list, the names of two other persons would have to be removed. But since Mr Rajbansi had given a positive direction that the names of Mr C Panday and Mr B Singh be included, he knew that the direction had to be obeyed,” the commission said

Singh was most unhappy about this and reported it to his minister, Kassi Ramduth (at present, the acting chairman of the Ministers' Council in the House of Delegates), the director-general, Dr Gilliland, and his immediate senior, JSN Zwiigelaar

Zwiigelaar “washed his hands of the matter” and Gilliland did not think

it sufficiently important to make an issue of it. When Ramduth raised it with Rajbansi, he “suggested that a political party should promote those who assisted it,” and although Mr Ramduth protested somewhat faintly, the names of Messrs C Panday and B Singh were included in the final list

The commission goes on to say that Panday's name next became prominent in February 1988, when he was acting principal at a school at Reservoir Hills

“His name figured prominently in the newspapers and the reports mentioned that he had taken part in a strip-tease act and his photo with a strip-tease artiste appeared in a widely circulating Sunday paper”

Ramduth was disturbed by the reports and transferred Panday pending a disciplinary inquiry. The latter then obtained a Supreme Court interdict stopping the transfer

Ramduth responded by ordering a letter of suspension to be delivered to Panday, but Rajbansi intervened, ordering the person responsible for delivering it not to proceed, and telephoning Ramduth to insist it should not be sent

“When Mr Ramduth showed resistance he (Rajbansi) made veiled threats that he would not remain in office if he did not comply, and Mr Ramduth eventually gave in, but most reluctantly”

The commission said a disciplinary inquiry had eventually found Panday guilty of misconduct, whereupon Ramduth had fined him R50 and ordered him to cease acting as headmaster.

Rajbansi had again intervened, suggesting that Ramduth had overstepped the mark and requesting that Panday should not be removed from his position until the end of the school year

Mr Justice James said he had no doubt Rajbansi had acted irregularly, and dismissed Rajbansi's argument that he had intervened because Ramduth's actions had been contrary to the spirit of the court interdict

“Obviously, he intervened to try and save a strong political supporter,” the commission concluded

A golden handshake

FORMER chairman of the Indian Minister's Council, Mr Amichand Rajbansi, is due to receive a golden handshake of about R70 000 and a pension of R2 500 on top of his parliamentary salary of about R5 500

And he is being paid despite being suspended from Parliament until February 28

He received the pension based on the

number of years he served as a Minister before President P W Botha fired him last year on the strength of the James Commission inquiry taking into account the difference he would receive as an MP (258)

If he left parliament altogether his golden handshake would be closer to R200 000 with an annual pension for life of R100 000

Mr AMICHAND Rajbansi . . . fired.

Damning James Report hits the Raj's career

LSB
Closed
9/2/89

Special Correspondent

AMICHAND Rajbansi should not again be appointed to official or semi-official positions in which integrity is required, according to Judge Neville James, chairman of the commission of inquiry into allegations of irregularities by certain members of the House of Delegates.

In a report released this week, Judge James recommended that criminal proceedings be instituted against Rajbansi.

The former chairman of the Minister's Council in the House of Delegates and former Cabinet minister was described by Judge James as an "exorbitantly ambitious man" obsessed with a desire to gain personal power.

People who opposed him were mercilessly tormented and he was prepared to lie without hesitation when cornered, the judge added.

Acting State President Chris Heunis asked Minister of Justice Kobie Coetsee to refer the commission's report to the Attorney-General.

The judge found that Rajbansi committed perjury and used reprehensible methods to ac-

cuse former colleague Baldeo Dookie of serious criminal misconduct.

The judge also found him to be guilty of "offensive and scandalous behaviour" by wilfully trying to mislead the James Commission and to defeat the ends of justice.

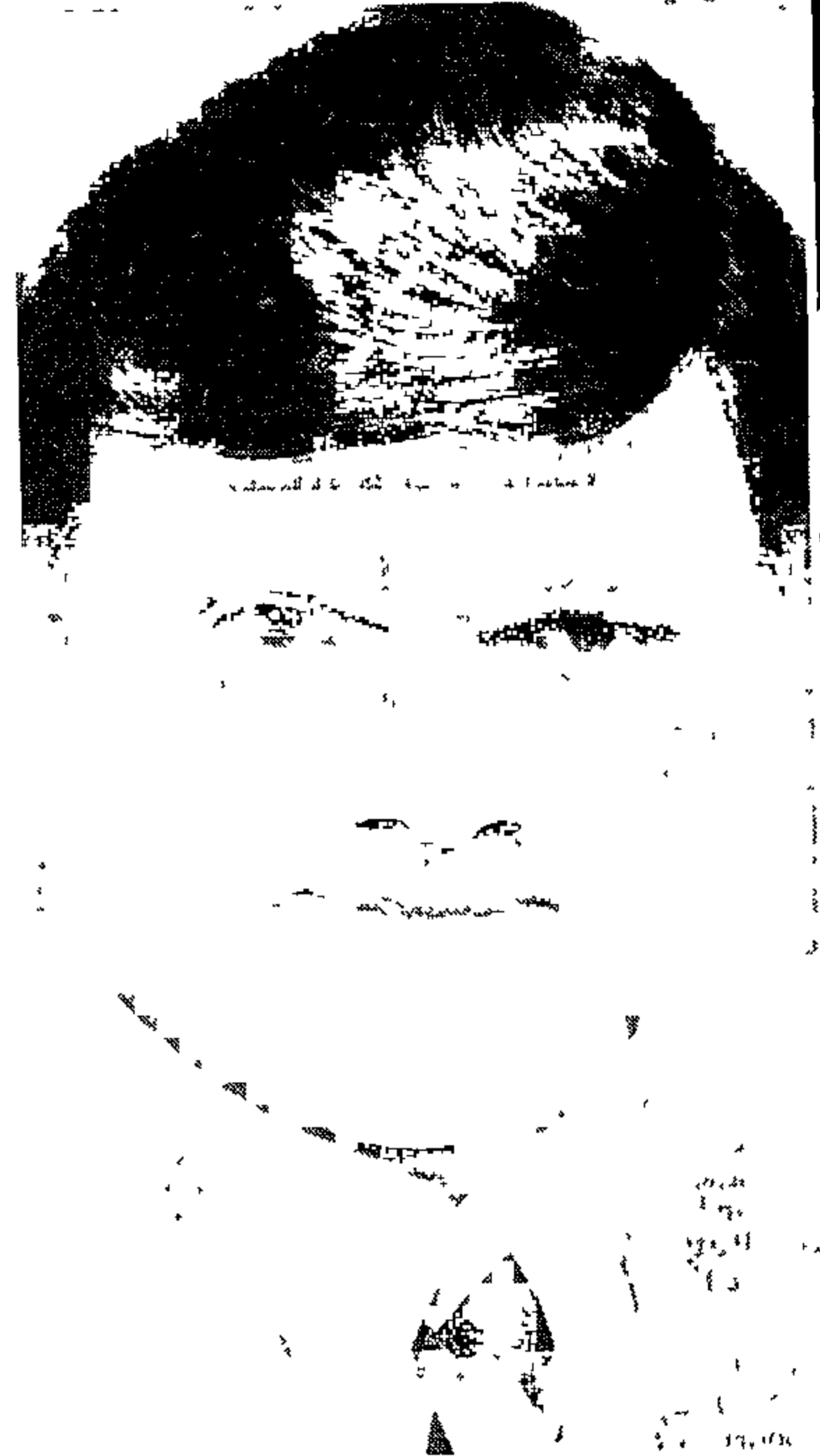
Rajbansi entered Dookie's office without the latter's consent and removed certain documents.

The judge described this action as "a serious impropriety" and a serious breach of security.

The judge also found that Rajbansi gave false evidence concerning the allocation of sites for filling stations and that he misused his powers to allow a close friend — "a shrewd businessman and an opportunist" — to obtain an improper number of building sites.

Judge James accused Rajbansi of irregularities concerning endeavours to obstruct an official's promotion, while he conducted a "reprehensible smear campaign" against a fellow-member of the Minister's Council.

Reacting to the findings, Rajbansi said he



Rajbansi . . . "I shall carry on as usual."

had no intention of resigning from Parliament, and that he intended to continue to serve his community

and his country. "I shall not become a victim of the intrigue I shall carry on as usual," Rajbansi said.

Two Houses may block toll road Bill again

By *Don*
6/2/89 CHRIS CAIRNCROSS 258

CAPE TOWN — The Houses of Delegates and Representatives are holding their options open on whether to again reject the revised Bill legalising the privatisation of toll roads.

Officials from the majority parties in both Houses said yesterday a decision would be taken only after they had seen the revised National Roads Amendment Bill, which still has to be submitted to Parliament.

The Bill is designed to legalise the bridging agreements government has already concluded with private consortiums Tolcon and Tollway to enable them to take over the Alberton-Maritzburg and Springs-Krugersdorp toll roads.

Our Correspondent reports from Durban that motorists approaching the Mooi River toll road are being given only 500m — or 15 seconds at 120km/h — warning before the turn-off onto the alternative route.

Charges

Meanwhile, Estcourt farmer and former PFP MP Graham McIntosh says many people, out of "a deeply held conviction that respect for the law demands fair and just laws" have refused to pay the Mooi River toll.

A police spokesman said since the plaza opened on December 17 "more than 60" cases of motorists who had refused to pay the toll had been reported to the police by Tolcon and charges were being investigated.

SYLVIA DU PLESSIS reports the Germiston Industries Association (GIA) has criticised the Germiston City Council's decision to accept Tollway's proposed R77 toll road, and has vowed to fight it "to the bitter end".

The council decided last week to accept the proposed toll road south of Rand Airport provided a number of conditions were met. One of these was that funds be made available to upgrade the alternative routes.

Rajbansi survives as leader of NPP

B/Dat 8/2/89 Political Staff

258

CAPE TOWN — Disgraced former Minister Amichand Rajbansi has survived as leader of the National People's Party (NPP), in spite of the James Commission's damning findings, but stepped down as parliamentary leader at a caucus meeting yesterday

It appeared too that after the most recent ructions in Indian politics and promises of support by various other parties, the NPP still had a tenuous majority of one in the House of Delegates

And, a move is expected soon — possibly even today — to lift the suspension on Rajbansi's participation in Parliament

The NPP's caucus met for nearly two hours with Rajbansi emerging with his leadership still intact. It was understood the decision was unanimous and, sources said, the caucus did not have the power to unseat him in any event. That could only be done by a national congress

● RAJBANSI

Sources also suggested that Rajbansi had stepped down as parliamentary leader of his own accord, to avoid a constitutional crisis over the appointment of a chairman of the Ministers' Council in the House. S Naicker will replace Rajbansi as parliamentary leader

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B/D 8/2/89

Political Staff

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● RAJBANSI

NPP gets parliamentary head

SK 8/2/87 Political Staff 258

CAPE TOWN — Defiant Mr Amichand Rajbansi has survived threats to his leadership of the National People's Party — but has handed over his control of the party in Parliament.

This was decided at a caucus meeting of the NPP, which included independent allies.

The Parliamentary leadership is to be held by Mr S V Naicker, the party's sole remaining member of the Indian Minister's Council.

The position had been held on an acting basis by Mr Boeti Ambramjee MP because of Mr Rajbansi's suspension from Parliament until February 28.

At present, another motion calling for his total expulsion is on the order paper.

In a statement yesterday Mr M S Shah, secretary of the NPP caucus, said Mr Rajbansi would remain as NPP leader outside Parliament.

Rajbansi resigns

Sowetan
8/2/89
258

MR Amichand Rajbansi, leader of the National People's Party, yesterday resigned as parliamentary leader of his party.

Mr S V Naicker, the House of Delegates Minister of Local Government and Agriculture, was elected unanimously to succeed him at an NPP caucus meeting yesterday.

According to a statement issued by Mr M S Shah, MP for Lenasia Central, the party's caucus secretary, Mr Rajbansi was not asked for his resignation and would remain national leader outside Parliament as he was elected to that position by the party's national congress.

Mr Naicker will now, should the NPP manage to maintain the majority support in the House of Delegates, be in line for appointment as chairman of the minister's council — Sapa

Plan to 'implode' Indian House

PRESIDENT P W BOTHA will have to decide soon whether to call a snap election for the troubled Indian House of Delegates at their own request.

If he does, it could dump this House into a second election within months when simultaneous elections are held for all three Houses of Parliament.

This follows a carefully orchestrated plan by the two-party opposition Alliance in the House to deliberately "implode" it and so force MPs allegedly involved in improprieties to face the hustings afresh.

The motive is to force these MPs to give public account for their actions over the past four years, when they seek fresh mandates. It is hoped, say sources, that this would help to "clean up" the House and restore stability.

The Indian Ministers Council will ask Mr Botha (or Acting

By NORMAN WEST
Political Reporter

S Times 12/2/87
President Chris Heunis) next Thursday to dissolve the House after it twice tied 21-21 because it had no clear ruling majority.

In a most dramatic day two attempts to have the disgraced leader of the National People's Party, Mr Amichand Rajbansi, permanently banned from Parliament failed when the House tied on the issue. (258)

On the second occasion, the Chairman (Speaker), Mr Salam Abram-Mayet, following parliamentary tradition, used his casting vote to negate the motion so that it could be reintroduced in a revamped form.

But on another occasion the House, with the help of two PFP MPs, Mr Pat Poovalingam and Mr Mamoud Rajab, voted 22-20 in

favour of a motion by the leader of the official Opposition Solidarity Party, Dr J N Reddy, calling for early elections.

Dr Reddy's motion called on the Ministers Council "to consider holding fresh elections" for the House of Delegates.

This means, in fact, that the Ministers Council will decide next Thursday whether to ask the President to dissolve the House and call for early elections, in addition to mandatory elections for all three Houses which the President must call before March next year.

Only the Minister of Local Government and Agriculture, Mr S V Naicker, a member of Mr Rajbansi's NPP, voted against early elections.

The four other Ministers confirmed they would press for early elections, even if they were to face a second election within months.

SUPERSAVERS

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S Times

SA 14/2/87

258

Rajbansi still wants back in Parliament

Political Staff

CAPE TOWN — Fired chairman of the Indian Ministers' Council, Mr Amichand Rajbansi, has given notice that he intends to make a fighting comeback to Parliament

His suspension from the House of Delegates is due to expire at the end of the month and attempts to expel him entirely were defeated on Friday by the casting vote of chairman of the House, Mr Salam Abram Mayet

Mr Rajbansi accused his enemies today of being "afraid"

He said his first target would be his former Ministers, who walked out of his National People's Party last year to form a new party

The split also sparked the appointment of the James Commission, which led to Mr Rajbansi's fall from power

Mr Rajbansi said he would be exposing how little work the Ministers had done. He said some had abused their positions

"It is very clear that some of the opposition members are too afraid to face me in Parliament"

(b) the Teachers' Federal Council,

(2) no, as it is not required,

(3) yes

Mr R M BURROWS Mr Speaker, arising from the reply of the hon the Minister and his reply to an exactly similar question asked one year ago, can the hon the Minister indicate to me as to whether these guidelines have any legal status whatsoever?

†The MINISTER Mr Speaker, yes, it does have legal power according to the existing specified regulations whereby I have the authority to [Interjections]

†The SPEAKER Order! The time has expired for these questions. I unfortunately could not hear the hon the Minister either

†The MINISTER May I please ask that question number 3 stand over?

†The SPEAKER The time allowed for questions has already expired, therefore the question would have stood over in any case or would have automatically be recorded in Hansard

†The MINISTER That is why I ask the question now, because it will be recorded in Hansard, but I should like to ask that question number 3 stand over

†The SPEAKER It will stand over. That concludes the time allowed for questions today on the Question Paper

*3 Mr R M BURROWS asked the Minister of Education and Culture [Reply standing over] *Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament*

Smoking: experts permitted to address pupils on health hazards

*4 Dr M S BARNARD asked the Minister of Education and Culture

Whether doctors or other medical personnel are permitted to address pupils at schools falling under the control of his Department on the health hazards of smoking, if not, why not?

The MINISTER OF EDUCATION AND CULTURE

Yes, although it is Departmental policy that only educationally qualified teaching staff may address pupils during school hours, experts may address pupils on occasion, subject to certain conditions

Persons who are not educationists may, at the request of a principal, address parents and pupils on topical issues outside school hours

HOUSE OF DELEGATES

INTERPELLATIONS

Own Affairs.

James Commission of Inquiry findings

Mr M Rajab to ask the Chairman of the Ministers' Council

Whether, in view of the findings of the James Commission of Inquiry that the (a) member for Arena Park exerted undue and irregular pressure for the transfer and/or promotion of certain individuals and (b) Chief Director Planning Services of the Department of Education and Culture was an unreliable witness and had told untruths to the Commission, the Administration House of Delegates intends taking any steps in this regard?

The ACTING CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, the reply is Yes. The Administration intends taking action. The Director-General in the House of Delegates is presently considering the options open to the Administration in terms of the Public Service Act

Mr M RAJAB Mr Chairman, I am pleased that the hon the Acting Chairman of the Ministers' Council has indicated to us this afternoon that his Administration intends taking action in terms of the Public Service Act. However it is a matter of some regret that the hon the Acting Chairman of the Ministers' Council had not made that notice public immediately after the recommendation of the James Commission was made public

Whilst we are talking about the James Commission, may I remind hon members of this House that despite the fact that that report has been widely reported in the media, hon members of this House have not yet seen it. I would call upon the newly-appointed hon Chief Whip of this House to ensure that this omission is rectified as soon as possible

I believe that all of us need to look at the report at first hand and to glean therefrom information as and when we require it

In particular I should like to commend to the hon the Acting Chairman of the Ministers' Council the position of Mr S C Naidoo who was removed from his position and side-tracked into a non-promotable one solely because he had the aplomb to stand up to the Chairman of the Ministers' Council. We all know what the James Commission has said about this mean-minded bully. However to do

this to an innocent member of the public service was not only unpardonable, but was certainly a travesty of justice, because that man was not able to seek any redress. I should commend that particular name to the hon the Acting Chairman of the Ministers' Council's attention

Whilst I am doing that I should also like to commend to him the names of the two Verasamy's, Mr Dickie Verasamy and the other, both of whom suffered a similar fate. All this because they were termed by this "mean-minded bully" to be "mischief-makers" and they did not go along with what he had in mind. This not only reflects badly on the administration, it does not inspire any confidence in the public service. I believe that it is about time we gave members of the public service some dignity. I believe it is about time we were able to give them some security. [Time expired]

Mr P T POOVALINGAM Mr Chairman, no doubt the hon the Acting Chairman of the Ministers' Council has read a circular issued by his colleague the hon the Minister of Education and Development Aid, who holds office under general affairs. The notice was to the effect that in view of the evidence presented before the Van den Heever Commission concerning the conduct of a senior official, a deputy director in that Department, that deputy director has been suspended. I should like to know from the hon the Acting Chairman of the Ministers' Council, if he has gumption, why he has not taken similar action concerning a senior member of his own administrative staff, to wit Dr G K Nair. I should like to suggest to the hon the Acting Chairman of the Ministers' Council that to the extent that he delays taking appropriate action the public holds him personally liable

I should also like to continue where the hon member for Springfield left off. What was done to Mr S C Naidoo was a sin of the first order. One would have expected the hon the Acting Chairman of the Ministers' Council to have taken remedial action immediately the facts were drawn to his attention. That has not been done and the public holds the hon the Acting Chairman of the Ministers' Council accountable. As far as the public is concerned, it does not have direct dealings with officials, but where a Minister does not see to it that the rot in his Department is removed, the stench eliminated and graft and corruption made completely impossible in the future by taking strong decisive action against those who are responsible, that Minister is responsible, not only is such a Minister responsible, but his hon colleagues in the Ministers' Council are co-responsible. [Time expired]

Mr A K PILLAY Mr Chairman, is the hon the

Minister of Education and Culture aware of the fact that preferential treatment was given to certain teachers who were NPP supporters, insofar as their transfer and promotions are concerned? Certain teachers who have actively participated for their party were considered favourably.

Mr M RAJAB Mr Chairman Thank you for again affording me the opportunity to come into this interpellation. I want to continue where my hon benchmate left off in regard to the question of the Chief Director Planning Services of the Department of Education and Culture, the whole of it is sad when an official of the Administration is mentioned in this fashion. It is sad still when a commission of inquiry has an adverse finding in respect of an official. The matter becomes that much more compounded when not only a commission of inquiry but also two committees of a House of Parliament also have adverse findings in respect of a particular official. The Thaver Committee as well as the James Commission have found that the Chief Director Planning Services of the Department of Education and Culture was not only an untruthful witness but that he also lied to them.

That is a damning indictment and I believe that the hon the Acting Chairman of the Ministers Council should take immediate steps to address that problem. The problem will not only lie within his own department I am concerned about the effect that it will have on the community at large if it is seen that the department condones that kind of action in a sense by not taking immediate steps.

I see my hon colleague across the floor is shaking his head but the fact of the matter is that he should have made a public statement immediately to the effect that immediate action was to be taken in this regard. I do not expect the hon the Acting Chairman of the Ministers Council to merely wield the big stick. I believe that the Act provides for a mechanism by which action can be taken. I believe that it is all that is required but it should be done as quickly as possible to obviate any kind of smell in the community.

The ACTING CHAIRMAN OF THE MINISTERS COUNCIL Mr Chairman. I took very close note of what was said in the House this afternoon. I want to assure every hon member who spoke this afternoon that we have not lost sight of what was said in the report of the James Commission. One can not rush to take action of any kind in a helter-skelter manner. One has to study the report in detail before action can be taken. I want to assure the House that my de-

partment—especially with the Director-General at the head of that department—is giving cog-nisance to all the matters that were raised here this afternoon. I want to assure this House that no stone will be left unturned until we have put all the matters right.

Mention was made of the Verasamys as well as Mr S C Naidoo. We have taken note of the reports but the Verasamys' position has already been rectified as hon members know. Other matters too have already been rectified but it is not yet in the public's interest to make known what has been done already. When the whole matter is completed the department will make it clearly known to the public as to what actions were taken.

I also want to say—as advised by my department—that disciplinary matters are of a sensitive nature as well as being legal issues. One must therefore be very careful not to go public until one is absolutely sure of having one's facts correct.

I want to say that we must not be prejudiced against any cases that we take up. I can assure hon members [Time expired]

QUESTIONS FOR ORAL REPLY

† Indicates translated version

Own Affairs:

Qualified teachers retrenched

*1 Mr M RAJAB asked the Minister of Education and Culture

- (1) Whether any qualified teachers employed by his Department were retrenched in 1988, if so, (a) how many and (b) for what categories of reasons,
- (2) whether any qualified teachers employed on a temporary basis were not re-employed when they re-applied for posts in 1989, if so, (a) how many and (b) for what categories of reasons?

The MINISTER OF EDUCATION AND CULTURE

- (1) Yes
 - (a) 1
 - (b) Services were not required
- (2) No
 - (a) Falls away
 - (b) Falls away

Mr M RAJAB: Mr Chairman, arising out of the reply of the hon the Minister, might I ask him, with reference to question 1(a) and (b), when it was decided that that individual's services were no longer required? Surely, when one has a qualified teacher, and that teacher is employed by the department, a commitment has been made by the department to employ that teacher for certain professional reasons. The question is simply, when and why was it decided that the services were no longer required?

The MINISTER: Mr Chairman, I am not able to tell the hon member that now, but I will provide him with the answer.

Mr P T POOVALINGAM: Mr Chairman, further arising out of the hon the Minister's reply, is the House to understand from the purport of the hon the Minister's reply that his department actually employed a qualified teacher whose services were not necessary? If so, an explanation is required. If not, was there any diminution in the number of pupils during the period concerned, that is 1988, which made a fully-qualified teacher redundant?

The MINISTER: Mr Chairman, educationists are employed according to needs in the department. If the need is not there any longer, the services are terminated. As far as the other question is concerned, I can look it up for the hon member and make the information available to him. However, as far as services are concerned, if there is no need for that service, it terminates.

(†) Cato Manor; rent boycott

*1 Mr M RAJAB asked the Minister of Housing

- (1) Whether there is a rent boycott in Bonella, Cato Manor, at present, if so, (a) when did the boycott commence and (b) what are the reasons for it,
- (2) whether he has received any representations regarding this area, if so, what are the relevant details,
- (3) whether he is contemplating any action against persons involved in the boycott, if so, what are the relevant details,
- (4) whether he will make a statement on the matter?

The ACTING MINISTER OF HOUSING

- (1) No boycott, as such, has been announced by any organisation. It is true, however, that, as at 13 February 1989, of the 161 tenants, 150 were in arrears — 33 for one month and 117 for two months.

(a) Without admitting that there is an organised boycott, the defaulting began one month after initial occupation in December 1988 and January 1989.

(b) The administration is at present investigating the reasons for defaulting.

(2) Yes. A memorandum by the Cato Manor Residents' Association was received by the Administration on 14 December 1988, wherein they

(a) expressed their disappointment with the standard and quality of the houses in general,

(b) informed that the rentals of the houses were between 40% and 70% of the family income per month,

(c) claimed that this Administration has failed in its objective to provide affordable low-income houses,

(d) claimed that the standard of the houses had been seriously compromised to keep down the costs of the units in comparison to other similar projects.

(e) claimed that a substantial part of the costs of the project can be contributed to poor soil conditions and the topography of the Bonella area,

(f) claimed in conclusion that proper consultation in the initial stages of planning and construction could have averted many of the problems being encountered now, and

(g) recommended that all costs incurred in preparing the ground for actual construction should be written off and a new formula be negotiated.

(3) Defaulters will be dealt with in the normal way.

(4) Pending the outcome of the investigation mentioned in 1(b) above, I do not intend making a statement.

Mr P T POOVALINGAM: Mr Chairman, arising from the hon the Minister's reply, will he kindly take this House into his confidence and tell us what the nature of the accommodation provided in Bonella is? What is the rental which each occupant of a house is required to pay? Is there any basis for the statement that the rentals con-

258 13/Dec. 24/89

Reddy vows to right wrongs in Delegates

CAPE TOWN — House of Delegates majority party Solidarity leader J N Reddy said he would do everything, including the possible introduction of legislation, to remedy all wrongs which had occurred in the House.

Debating in own affairs on the Part Appropriation Bill, he said matters revealed by the James Commission had led to great concern in the Indian community and it was essential that stability returned to the House of Delegates

"As Solidarity leader, I will not rest until the question mark over this House for the past few years has been removed. Anyone who did not do their duty will not be left alone until redress has been granted to those who have been hurt. It does not matter whose heads roll."

Acting Ministers' Council chairman Kassie Ramduth said he had not lost sight of the findings of the James Commission. No stone would be left unturned in rectifying shortcomings it revealed. — Sapa.

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Rajbansi ²⁵⁸ resigns from the party he founded

9/0am 22/2/89

Own Correspondent

DURBAN — In a surprise move, Amichand Rajbansi, leader of the National People's Party, resigned yesterday and severed all links with the party he founded five years ago to take control of the House of Delegates

However, he still remains MP for Chatsworth's Arena Park

Many of his allies said they saw his resignation as "the writing in the wall" that his political career was nearing its end



● RAJBANSI

President Botha recently fired Rajbansi from all ministerial positions following the James Commission report, and the Attorney General is currently studying the report to see if criminal charges can be brought against the former Minister.

Rajbansi said yesterday "I resigned from the NPP because I needed breathing space to reelect on my future course in the politics of this country

"There are no differences within the party. The NPP has good strength and I am sure that the hung house situation will not remain for long

"I am positive that the swing will be towards the NPP. But what is sickening in the House of Delegates is that many members of the House are putting their personal self above their principles"

It is believed Rajbansi may launch a new political party.

S V Naicker has been tipped to take over from Rajbansi as leader of the NPP

□ Sapa reports a new attempt is to be made to have Rajbansi expelled from the House of Delegates. A similar motion failed narrowly earlier this month

Mahmoud Rajab (PFP Springfield) gave notice yesterday that he would propose a motion calling for the removal of Rajbansi as a Member of Parliament — Sapa.

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The man who seeks to be the S African Rajah

To be the Rajah in the House of Delegates is no easy task and it definitely is not a position that comes to those with ability and talent only.

If that were the case Dr J N Reddy would have been the leading contender for the chairmanship of the Ministers' Council of the House of Delegates.

The position apparently depends also on the ability to manoeuvre and dodge — as has been proven to a large extent by events over the past four years.

Unlike the Rajahs of the land of his forefathers, Dr Reddy was definitely not to the position born. He comes from humble beginnings. His father, who was a printer's assistant, came to South Africa as a child with Dr Reddy's grandfather, who was an indentured labourer.

His mother was the daughter of a Salisbury Island seine net fisherman.

Dr Reddy's is, therefore, a "rags to riches" story.

Stores clerk

He left Sastri College before he matriculated to work initially as an engineering stores clerk while studying part time. He has ended up with substantial business interests, an array of qualifications and an Honorary Doctorate of Commerce from the University of Durban/Westville.

Dr Reddy's climb up the business ladder started when he joined a freight and import/export firm. He later became a consultant and then established his own company which today operates nationwide and employs 140 people.

In between he has established a textile company and the New Republic Bank, resigning as its chair-

BY BRUCE CAMERON

Dr J N Reddy is the man who would be Rajah, but with 'the Raj' all but gone, he seems no closer.

man when he decided to enter the tricameral system.

Dr Reddy has been politically active since his school days, holding various positions in the Natal Indian Congress — an organisation which now strongly condemns him for participation in the system.

In the 1960s, when his family became a victim of the Group Areas Act, he decided to change from protest to participation politics in an attempt to take some of the edge off the harsh racially discriminatory laws and policies of the National Party Government.

He first became involved in local government in 1967 and was appointed by the Government to the first SA Indian Council the following year. In 1973 he was elected chairman of the executive committee and resigned seven years later, making way for his arch political opponent, Mr Amichand Rajbansi.

Some of his achievements included having parastatals like Iscor training and employing Indian artisans and having Natal auditors open their doors for Indian articulated clerks.

In 1984, with the launching of the tricameral system, Dr Reddy helped establish Solidarity and was elected its leader.

Although opposed to the tricameral system and firmly committed to a dispensation that would in-

Out goes the Raj Mr Amichand Rajbansi

clude blacks, Dr Reddy decided again that participation would produce more results than non-participation.

Despite ongoing turmoil in the House of Delegates, Dr Reddy strongly believed that much has been achieved. The main example being the Government back-off on toughening the Group Areas Act. "For the first time the National Party had to listen to the deep feelings on the Act and it has affected them," he said.

After two years of vicious fighting over the majority in the HoD, in 1986 Dr Reddy led his party into an agreement with Mr Rajbansi's Na-

The would-be Rajah Dr J N Reddy

tional People's Party.

Dr Reddy said the only reason for the agreement was because of public pressure to stop the division and problems in the House.

They soon fell out, however, and Solidarity grabbed the majority in the House long enough to appoint a select committee to investigate ongoing charges of corruption and maladministration.

The results forced the Government to appoint the James Commission which led in turn to the downfall of Mr Rajbansi.

Because of the manoeuvring for position, Dr Reddy is still waiting to be the Rajah.

Delegates put Rajbansi in limbo

CAPE TOWN — Amichand Rajbansi was yesterday suspended from the House of Delegates for the duration of the current session of Parliament

A motion by Mahmoud Rajab (PFP Springfield) calling for his expulsion was defeated.

An amendment, proposed by Mohanlal Bandulallah (Sol Havenside), proposing suspension, was approved with only NPP members voting against

John Iyman (Ind Camperdown) said Rajbansi could return to Parliament within 10

3104 24/2/87
weeks if he were expelled That would lead to a vacancy in his Arena Park constituency which Rajbansi could possibly win

Rajbansi was severely criticised in the findings of a recent official inquiry into some House affairs (258)

Rajab said he could not understand why Bandulallah proposed suspension rather than expulsion

"He is prepared to confer the status of marriage on him but refuses to allow him into the bridal chamber to perform the function of such marriage" — Sapa

Co-operation

IN BRIEF

Rylands teachers: Appeal reserved

CASE TMB 6/3/89

220
258

BLOEMFONTEIN. — Judgment has been reserved by the Appeal Court here in an appeal by 11 teachers who were dismissed from Rylands Senior Secondary High School in December 1985.

At the time there was a breakdown of discipline at the school, with large-scale riots and boycotts of classes.

Nine of the teachers were on probation and two were temporary assistants. Those on probation were Mr T Moodley, Mr L Jayalall, Mr R N Konar, Miss M T A Naidoo, Mr K S Dilray, Mr E H Jacob, Mr M Vallen, Miss T Paliathan and Mr O G Sadeck. The temporary assistants were Mr S M David and Mr T Pillay.

The appeal was against the dismissal in the Durban and and Coast Local Supreme Court by Mr Justice P W Thirion on July 10, 1986, of an application by the teachers against a decision to terminate their employment at the school. — Sapa

thousands

Own Affairs

	1st Year	2nd Year	3rd Year	4th Year
(a) White	342	147	44	3
(b) Coloured	70	43	23	3
(c) Indian	15	13	7	2
(d) Black	133	70	49	25
Total	560	273	123	33

Nurses resigning from employment

104 Dr M S BARNARD asked the Minister of National Health and Population Development whether any (a) White, (b) Coloured, (c) Indian and (d) Black qualified nurses resigned in 1988 from employment in hospitals falling under the provincial administrations, if so, how many in each case? B256E

The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT

- Yes,
- (a) 2 452
 - (b) 245
 - (c) 49
 - (d) 798

Messages from SP- cost of advertisements in foreign media

135 Mr F J LE ROUX asked the Minister of Foreign Affairs †
 What total cost was incurred by the State from (a) 17 September 1985 to 16 June 1987 and (b) 17 June 1987 up to the latest specified date for which information is available, in respect of advertisements in the foreign media that contained messages from the State President? B329E

The MINISTER OF FOREIGN AFFAIRS

The purpose of advertisement in the foreign media is to establish a correct image of South Africa. This includes *inter alia* the explanation of the policy of the South African Government. Points of view of the State President form an integral part of such explanation, but so do points of view of other members of the Government. In my view it would serve no useful purpose to try to work out separately the advertising cost of quoted pronouncements and points of view of individual members of the Government.

thousands

(b) (i) demands for salaries, pensions, reclassification, recognition of the National Education and Allied Workers Union and reinstatement of employees as well as intimidation,

(u) nearly all problems were solved and with the exception of two the employees concerned returned to their normal duties,
 (2) Yes,
 (a) two, see (1) (b) (ii),
 (b) Director of Education, Natal Education Department

Universities: race of students

30 Mr A GERBER asked the Minister of Education and Culture †
 (1) How many (a) Whites, (b) Blacks, (c) Coloureds and (d) Indians are presently studying at each university under his control,
 (2) in respect of what date is this information furnished? B392E

The MINISTER OF EDUCATION AND CULTURE.

(1) University	(a)	(b)	(c)	(d)
OFS	8 906	75	151	—
Natal	8 267	1 370	263	1 900
Rhodes	2 880	459	155	157
Rand Afrikaans	7 977	130	314	11
Witwatersrand	14 719	1 923	254	1 270
Port Elizabeth	4 062	77	353	29
Potchefstroom	8 749	263	106	13

Universities: race of students

31 Mr A GERBER asked the Minister of Education and Culture †
 (1) How many (a) Whites, (b) Blacks, (c) Coloureds and (d) Indians are presently studying at each technikon under his control,
 (2) In respect of what date is this information furnished? B393E

The MINISTER OF EDUCATION AND CULTURE.

(1) Technikon	(a)	(b)	(c)	(d)
OFS	2 367	33	11	—
Natal	4 317	151	62	166
Witwatersrand	6 029	195	56	64
Cape Town	5 182	29	377	30
Port Elizabeth	2 661	156	185	55
Pretoria	9 089	24	32	20
Vaal Triangle	3 001	114	6	99
RSA	11 156	2 640	720	881

The above provisional statistics were obtained from SAPSE table 27 and include both pre-diploma and post-diploma students,
 (2) 10 April 1988

only hon member with integrity That is a slur on hon members on this side

THE CHAIRMAN OF THE HOUSE Order! Did the hon member for Reservoir Hills try to imply that other hon members have no integrity?

Mr P T POOVALINGAM Mr Chairman, I trust that the hon the Minister of Education will understand the meaning of the word integrity

Mr M THAYER He is lying!

Mr P T POOVALINGAM It is a very good word In the English language it means a lot of things It means ability . . .

THE CHAIRMAN OF THE HOUSE Order! Can the hon member for Reservoir Hills please indicate whether he tried to imply that other hon members did not have integrity

Mr P T POOVALINGAM Sir, I did not intend to imply that the other hon members are dishonest I did not intend to imply that at all Of course, some of them are selling carrots.

THE CHAIRMAN OF THE HOUSE Order!

Mr Y MOOLLA Mr Chairman, with the greatest respect, I think that we are skirting the issue, that the hon member's comment did by implication suggest that others do not have the necessary integrity

THE CHAIRMAN OF THE HOUSE Order! I think the hon member for Reservoir Hills will satisfy us all by withdrawing the word integrity as a slur on any other hon member.

Mr P T POOVALINGAM. Mr Chairman, with respect, I withdraw the word only Therefore my sentence will read He is an hon member with the necessary integrity to be the Minister of Housing

THE CHAIRMAN OF THE HOUSE Order! That is acceptable.

Mr M Y BAIG Mr Chairman, during the alteration the hon member Mr Thaver said the hon member for Reservoir Hills was lying That is unparliamentary language

THE CHAIRMAN OF THE HOUSE Order! Did the hon member Mr Thaver say that? The hon member must immediately withdraw it

Mr M THAYER I did say he was lying I withdraw it, Mr Chairman

HOUSE OF DELEGATES

Bloemfontein: schooling for 40 Indian children
2 **Mr A E LAMBAT** asked the Minister of Education and Culture

(1) What steps are being taken to provide immediate schooling for the approximately 40 Indian children of school-going age living in the Bloemfontein area,

(2) whether the parents of these children have been requested by his Department to send them to a boarding school in Rustenburg?

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, the reply to Interpellation 2(1) is that during December 1987 my department negotiated with the Christian Brothers College in Bloemfontein to provide schooling for our Indian pupils The Christian Brothers College, which is a multi-racial private school run by the Catholic church, agreed to accommodate our pupils from pre-primary classes to standard 10 on condition that the department provided financial assistance This department agreed to subsidise the tuition fees paid by parents to a maximum of R250 per pupil per annum, and 34 pupils were enrolled at the college on this basis in January 1988 During the course of 1988 a number of parents decided to remove their children from the Christian Brothers College and form their own private school This school is known as B M J College and operates in three rented offices situated in the old market building The school has an enrolment of 30 pupils in classes ranging from pre-primary to standard six There are a further 10 pupils in classes ranging from standards seven to 10 who receive their education through Dameelin Correspondence College with assistance from the teachers at B M J College The B M J College has intimated that it intends to apply to the department for subsidisation and registration as a private school In the meantime the enrolment of Indian pupils at Christian Brothers College has dropped to 16 As the Minister responsible for education, I discussed the problem with my colleague, the hon the Minister of Education and Culture in the House of Assembly, to seek his assistance He recently made certain proposals concerning the provision of or renting of accommodation and the feasibility of these proposals is being investigated by my department

As far as the second part of the interpellation is concerned, the possibility of accommodating pupils living in Bloemfontein at the boarding school

in Rustenburg was put to the parents by the department This option, however, did not appeal to the parents

Mr A E LAMBAT Mr Chairman, we are dealing with the lives of children and this is something very important Our children need education and it is the responsibility of this administration to see to it that our children get their education It does not matter whether it is one child or 10 children I was very much surprised when the hon the Minister of the Budget told me the other day that schools in little "dorpies" were not State schools They were subsidised by the local community and the Government He also said that a school for 40 children in Bloemfontein would not be a viable unit

Here I have a list of seven schools in the Transvaal At four schools there are only 22 children, at another there are only 24 children, at another there are only 20 children and at another there are only 27 children There is also a nursery school which is run by the State It is not State-aided It is not subsidised by the State or the local community It is run by the State

If this administration has undertaken to look after our children, then they should see to it that our children get an education It is no use saying that we should subsidise private schools Why should we subsidise private schools? It is our duty to see that our children get an education Those children who attend the Christian schools have all been removed At the moment there are no children attending that school

In December 1988 we, together with the hon the Minister of Education and Culture in the House of Delegates, held a meeting with the hon the Minister of Education and Culture in the House of Assembly In December 1988 he told us that he was looking for premises which he would then hire to the House of Delegates so that we could run those schools A term has gone by We are now in March and April is coming up, but nothing has been done

For the whole of last year our children did not get State education in Bloemfontein The first term of this year has gone by We are in the first half of this year Are our children still going to roam the streets? Are they not going to receive an education? Are we not going to look after our children? Why did the hon the Minister take the responsibility for our children's education upon himself if

he is not going to look after them? [Time expired]

THE CHAIRMAN OF THE HOUSE Order! I am a little concerned about the hon member for Actonville's health I think he should calm down a little

Mr J V IYMAN Mr Chairman, I am surprised at the hon member for Actonville's outburst Any educationalist will testify that it is not feasible to run a school consisting of 10 different classrooms for 40 children It is not just the building that is involved It is not just the funds that are involved One cannot afford to have a teacher for four or five children If there are 40 children and there are 10 different classrooms, this will not be a feasible proposition

Mr A E LAMBAT Mr Chairman

THE CHAIRMAN OF THE HOUSE Order! The hon member for Camperdown is on his feet The hon member for Actonville still has time to speak later and he may reply then The hon member for Camperdown may proceed

Mr J V IYMAN We should help the Administration House of Delegates If the hon member for Actonville was sincere in his appeal, he should have given hon members a breakdown of how many children are in each class To say that there are 40 children in a school is not enough How many children are in the pre-primary school? How many children are in standard 1? How many children are in standard 10? That is what the hon member has failed to answer [Time expired]

Mr M RAJAB Mr Chairman, first of all I want to say that it is untenable to have a Ministry which is supposed to provide education for our children and which is, in fact, unable to do so I understand that one has to have economic units, but we have a particular problem in Bloemfontein It is not a problem that has been created by this administration, but I would think that the hon the Minister should have done everything in his power to get the Catholic school to continue giving tuition to these 40-odd pupils I am not so sure about the B M J College that has been mentioned I am not sure what standard of education they are providing I think not enough has been done in this particular instance I must endorse what the hon member for Actonville has said, namely that it is the responsibility of the department to provide education for our chil-

HOUSE OF DELEGATES

dren Let us not forget that this is what we promised the community [Time expired]

Mr E ABRAMJEE Mr Chairman, it surprises me that the hon the Minister replied that the children from the Orange Free State should be boarded at the Indian school at Rustenburg which has boarding facilities

I want to ask the hon the Minister whether he is aware of the fact that the boarding facility at Rustenburg is full There is a waiting list for children that have to be admitted to that school I want to know whether the department is considering speeding up the building of boarding facilities at other schools on the Transvaal plateau

Mr A E LAMBAT Mr Chairman, I have just heard that if children are in various other classes the school cannot be built In the schools in the Transvaal that I mentioned there are between 20 and 27 children in each class In most classes there are 22 pupils All of them are in different classes The schools are run by the State and they have teachers for those children Why can we not have teachers for our children?

For how much longer are our children going to roam the streets and go without schooling? Why must they go to boarding schools 400 kilometres away? Why does our Administration make a suggestion of that nature? Of course the parents will not accept it

Why must the community register a private school? Why must they ask for a subsidy from the Government when this Administration is responsible for the education of our children? Why can our Administration not pay the salaries of the teachers? Why can they not provide premises or pay for the stationery? Why can they not provide the schooling which is a necessity that is required by our community? Is this not callous and cruel negligence on the part of the Administration? [Time expired]

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, it is very nice to shout and become emotional, but when one has to grapple with the situation one knows the difficulties

Firstly, I want to make it absolutely clear that it is only a certain group of parents that withdrew their children from that Catholic school

Mr A E LAMBAT Everybody did it

HOUSE OF DELEGATES

The MINISTER The rest are continuing

Mr A E LAMBAT Nobody is continuing I have last night's report

The MINISTER Mr Chairman, will you please allow me to answer this? I said that 60 children are still continuing as they were doing in the past

The CHAIRMAN OF THE HOUSE Order! Hon members must allow the hon the Minister to reply

The MINISTER My consultation with my colleague in the House of Assembly has revealed that he has done his very best Unfortunately he has not yet changed his policy relating to admitting Indian pupils to his schools, but he has made attempts to meet the situation as best he can He suggested a number of options which were given to us, but these options were not acceptable to us He has also made available temporary classrooms at Vanderbijlpark and it is up to us to accept them He said the following

If your department were prepared to arrange for the dismantling and transport of these structures they will be made available to you to place them wherever you wish to

We conveyed these options to the parents and to our hon member but they were not acceptable I must say that in the circumstances it is still not viable to put up a school at the cost of a couple of million rands to accommodate those children, but temporary arrangements have been made If it is a private school and they apply for registration, it will be recognised and subsidies will be paid

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Re-marking of examination scripts

*1 Mr M S SHAH asked the Minister of Education and Culture

(1) Whether his Department prepared a report concerning the remarking of the examination scripts of a certain person, whose name has been furnished to the

Minister's Department for the purpose of his reply, if so, (a) (i) who prepared the report and (ii) what was the purpose thereof and (b) what is the name of this person,

(2) whether he will make a statement on the matter?

D25E
The MINISTER OF EDUCATION AND CULTURE

(1) No

(a) (i) and (ii) Fall away.

(b) Fall away

(2) Yes

The article published in a weekly newspaper, dated 24 February 1989 concerning the re-marking of certain matriculation scripts of Miss Dipika Singh, daughter of the Chief Executive Director of the Department of Education and Culture, is a distorted version of the facts as they appear in the report of an investigation carried out by the then head of the Department of Budgetary and Auxiliary Services of this Administration. As is the case with all documents destined for the Ministers' Council, this report was clearly marked "Secret". Whatever the contents, the publication of such classified material is a very serious matter and the circumstances in which the material came into the possession of the newspaper are being investigated by the South African Police.

It is, in the circumstances, incumbent on me in my capacity both as Minister of Education and Culture and Acting Chairman of the Ministers' Council in the House of Delegates, to disclose the truth lest by omission an unpardonable injustice is committed not only against the Chief Executive Director and his daughter but also against the image of my Department. The facts are as follows:

Both the internal and external moderators, after independently re-examining the relevant examination scripts of candidate No 068128 arrived at the favourable decision that the pupil in question had, in fact, passed the examination. Moderators do not know the names of candidates.

The report and the comments and state-

ments from all persons concerned were fully considered by the Ministers' Council at a meeting held under the Chairmanship of Mr A Rajbansi on 28 July 1987. The Council agreed unanimously that no irregularity had been committed and that the matter should be considered as closed. It was also decided at this meeting that no announcement or press statement would be made. The papers were duly filed in high security cabinets and kept under lock and key in the manner prescribed.

Hon members are aware, from the James Commission Report, that acting out of malice, the former Chairman of the Ministers' Council for a considerable period blocked, at Cabinet level, Mr Singh's promotion to his present post. It is also a fact that the Cabinet eventually approved Mr Singh's promotion retrospectively to 1 January 1988 — despite the malicious efforts referred to.

It is probably no coincidence that this double vindication of Mr Singh has now been followed by the surfacing of the documentation concerning the script re-marking — a transparent attempt to discredit Mr Singh and reflect adversely on the Cabinet decision leading to his promotion.

What makes it doubly reprehensible is that, anticipating just such a vindictive disclosure, the Administration, House of Delegates, provided the James Commission with all papers relating to the re-marking incidents. This was in accordance with a policy of complete openness towards the Commission. It is significant that the Commission did not deem it necessary to make any mention whatsoever of the matter in its report.

I believe that fair-minded people both within and outside this House will agree that the matters should finally be laid to rest. I, for one, do not intend answering any further questions on the subject.

Mr P T POOVALINGAM Mr Chairman,

notwithstanding the hon the Minister's last comment and arising out of his reply, I think the House is entitled, with respect, to pose any additional questions to the hon the Minister and in terms of tradition he is obliged to answer those questions. Will the hon the Minister deny that the

HOUSE OF DELEGATES

Lenasia MP faces Durban court action

DURBAN — A House of Delegates MP, Mr Mohamed Shah, has been summoned to answer charges in court following his allegation that the James Commission was bankrolled by the Solidarity Party.

The one-man commission, headed by the former judge-president of Natal, Mr Justice Neville James, last year investigated alleged irregularities by House of Delegates Ministers and members. His report led to the sacking of former National People's Party leader Mr Amichand Rajbansi from his ministerial positions.

During the commission's sittings, Mr Justice James referred to a report of Mr Shah's "bankroll" statement and said he had asked the police to investigate it.

Mr Shah (37), MP for Lenasia Central, said the Attorney-General of Natal had issued the summons served on him last Thursday. Mr Shah will defend the action in the Durban Supreme Court on June 5 and intends briefing senior counsel Sana

Sanctions threat to Zaire

Star 20/2/89
The Star's Africa
News Service

LUSAKA — Angola will ask the Frontline states to impose sanctions against Zaire if it refuses to stop supporting Unita

Angola's ambassador to Zambia, Mr Luis Neto Kiambata, issued a statement here saying his government would not tolerate forever Zaire's support for the Angolan rebel movement

"We will have to react to prevent further killing of our people," he said.

President Kenneth Kaunda of Zambia, chairman of the Frontline states, is understood to have visited Zaire last week to talk to President Mobutu Sese Sekou about his support for Unita

The matter is expected to be discussed at a meeting of the Frontline states' Foreign Ministers in Harare today.

Last year the states threatened to cut Zaire's routes to the sea if it did not reject Unita.

The plans were dropped, apparently after Zambia said it could not implement them.

HOUSE OF REPRESENTATIVES

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Schools: changes in financial assistance

*1 Mr C J KIPPEN asked the Minister of Education and Culture.

Whether schools falling under his Department were advised of specific changes in the financial assistance that they would receive in respect of (a) 1988 and (b) 1989, if so, (i) when, and (ii) what was the nature of the change, in each case?

C49E

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, before I reply to the

question let me just say that I view with contempt the fact that this particular hon member keeps on asking questions on education but is never present to hear the answers [Interjections]

It is not clear to the Department which type of financial assistance is being referred to

Student teachers: bursaries granted

*2 Mr C J KIPPEN asked the Minister of Education and Culture.

(a) How many bursaries were granted by his Department to student teachers in 1989 and (b) what was the total amount granted in that year?

C50E

The MINISTER OF EDUCATION AND CULTURE

The figures apply for the period 1 January 1989 to 10 April 1989

(a) 4 354

(b) R6 147 333,40

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Specified duties assigned to House of Delegates

*1 Mr A E LAMBART asked the Minister of the Budget

(1) Whether any specific duties have been assigned to the Ministerial Representatives of the Administration House of Delegates, if not, why not, if so, (a) who assigned these duties and (b) what are they,

(2) whether he will furnish the House with the total amount spent by the said Administration in connection with these Ministerial Representatives, if not, why not, if so, (a) what is this amount and (b) in respect of what specified period is this information furnished?

D45E

The MINISTER OF THE BUDGET

(1) Yes, they are requested by Ministers to investigate or liaise on specific problems

(a) any Minister

(b) various at community level

(2) 1987,88 R365 002,36

1988/89 up to 28/2/89 R422 672,94

Mr M RAJAB Mr Chairman, arising out of the reply of the hon the Minister, could he please explain to this House why there has been such a tremendous increase in the most recent figures?

The MINISTER Mr Chairman, the increase in the last figures, that is to say, for the year up to 28 February 1989, is largely due to additional expenditure incurred by the ministerial representatives

Mr P T POOVALINGAM Mr Chairman, further arising out of that answer, would the hon gentleman concede that between 1988 and 20 February 1989, R900 000 of taxpayers' money has been absolutely and wantonly wasted? That

money should be saved for the taxpayer, even if it means giving it to the old-age pensioners

HON MEMBERS Agreed!

The MINISTER Mr Chairman, I agree with what the hon member for Reservoir Hills has said. The expenditure incurred by the ministerial representatives, particularly in view of the service that they render — which has not come up to expectations — was futile

Mr M S SHAH Mr Chairman, further arising out of the reply given by the hon the Minister of the Budget, I would like to ask whether, since he confirms that the services rendered do not live up to expectations, the Administration of the House of Delegates is contemplating an evaluation process whereby the functions would be re-viewed?

The MINISTER Yes, Mr Chairman. There is presently an evaluation being done and the Minister's Council should have the report soon. Mr H RAMPERSADH Mr Chairman, I would just like to know what the position of these ministerial representatives will be when Parliament dissolves at the end of May?

The MINISTER At this stage I cannot foretell what will happen to the ministerial representatives

Mr P T POOVALINGAM Mr Chairman, further arising out of the hon the Minister's reply, he has admitted that R900 000 has been wasted. Is there any justification for any further such wastage?

The MINISTER Mr Chairman, I should have qualified the expenditure for the years 1987-1988 and 1988-1989. The first year of expenditure was for nine months and the present expenditure as at 28 February 1989 is for 12 months

Mr M RAJAB That is no justification!

The MINISTER No, I am qualifying my earlier reply to the oral question put to me

The CHAIRMAN OF THE HOUSE Is the hon the Minister still on his feet?

The MINISTER Yes, Mr Chairman. It will depend largely on the decision of the Minister's Council whether we are going to continue with this expenditure

Mr P T POOVALINGAM is the Ministers' Council competent to continue wasting money? [Interjections]

Odeon Cinema disposal
 *2 Mr K CHETTY asked the Minister of Housing

Whether his Department intends to dispose of the Odeon Cinema in Chatsworth, if so, (a) when and (b) at what price?

D49E

The MINISTER OF HOUSING

Yes

(a) Depending on the finalisation of the upset price, "Conditions of Tender" and the necessary advertisements, tenders are likely to be called for within the next two months

(b) The selling price will not be known until a tender has been accepted

Mr Y MOOLLA Mr Chairman, arising out of the hon the Minister's reply, I would like to ask him whether the department at any time received any offers for the possible sale of that particular cinema in excess of the acquisition costs?

The MINISTER Mr Chairman, I am personally not aware of it but I could certainly provide the hon member for Stanger with an answer after ascertaining the facts from the department

An HON MEMBER You must put it in writing!

Mr P T POOVALINGAM Mr Chairman, further arising out of the hon the Minister's reply, it is a well-known fact that the best way to establish the market price of any property is by public auction Will the hon the Minister then agree that that procedure should be followed here instead of tender in view of the fact that a public auction will attract the widest possible opportunity, and the psychological aspect of bidding at an auction will raise the price?

The MINISTER The hon member for Reservoir Hills suggested that the property could be put up for public auction as another way of selling it I will certainly refer that to my hon colleague After all we want the highest price

Mr M S SHAH Mr Chairman, further arising out of the hon the Minister's reply I would like to ask him whether I understand correctly that

- (a) 25
 (b) (i) Not interviewed as yet
 (ii) Falls away
 (c) As soon as the candidate has been selected

Specified persons excluded from evaluation
 *4 Mr P I DEVAN asked the Minister of Education and Culture

(1) Whether the Acting Director of Education (Control), Chief Director of Education (Planning) and the Chief Superintendent of Education (Academic), whose names have been furnished to the Minister's Department for the purpose of his reply, were excluded from the evaluation committee of his Department, if so,

(2) whether any allegations in regard to these persons were investigated internally by his Department, if so, what were the findings, if not, why not,

(3) whether he will furnish the reasons for the exclusion of these persons from the evaluation committee, if not, why not, if so, what are they,

(4) whether it is the intention to take any steps in respect of the ratings given to candidates who were evaluated prior to the exclusion of the above three persons, if not, why not, if so, (a) what steps and (b) when?

D62E
 The MINISTER OF EDUCATION AND CULTURE

(1) There is no such post as Director of Education (Control) It follows therefore that there can be neither an incumbent nor an acting incumbent The Chief Director of Education (Planning) is not involved in evaluation of educators There is also no evaluation committee in the Department However, the Chief Director of Education (Control) and the Chief Superintendent of Education (Academic) were relieved of duties in respect of evaluation of educators They were also not permitted to attend meetings at which evaluations were moderated

(2) Yes But the internal investigations concerning the Chief Superintendent of Edu-

canon (Academic) have been affected by a Supreme Court action which is sub judice and over which I cannot, therefore, comment In regard to other staff, however, prescribed procedures relating to retirement and misconduct are at present being followed by the Administration

It was considered prudent in the light of the sensitivities surrounding the evidence led before the James Commission of Enquiry in respect of the evaluation of educators and with a view to regaining the confidence of the Teachers' Association of South Africa, other staff in the Department and of Management in the system used, to exclude the two officials from the performance of such duties

(4) It was not considered necessary nor is it the intention to reassess the 2 343 or so candidates who applied for promotion and whose evaluations had been undertaken prior to the exclusion of the officers mentioned above Where, however, specific cases in which irregularities were alleged, were brought to the notice of the Department (36 cases were identified by T A S A and two by Mr Justice James) these were thoroughly reviewed In all but one of these cases, no grounds for relief could be found

In two other cases mentioned in the Report of the James Commission of Enquiry concerning promotions it is likely that the candidates were improperly favoured There is, however, no evidence that the educators concerned were themselves in any way culpable in this regard nor is there any provision whereby these promotions can be withdrawn

Mr M S SHAH Mr Chairman, arising out of the hon the Minister's reply, with regard to the Superintendent of Education Academic, I would like to ask the hon the Minister a supplementary question Is that person still in the department's employ If so, is that person carrying on with the normal functions of the department, despite the case being sub judice in the Supreme Court?

The MINISTER, Mr Chairman, from the answers given to the House, I think it is amply clear that the person is still in the employ of the department However, certain duties have been

- (1) see (1) (a) and (b),
 (ii) each province makes provision for children with learning problems according to its own needs,

(3) yes,

(a)

NATAL

Biggarsberg Primary

Martitzburg Model

Glen Park

Livingstone

Zuluiland Remedial Unit

Browns School

Kenmont School

Open Air School

OFS

Martie du Plessis School

TRANSVAAL

Hope School

Forest Town School

Frances Vorweg School

Transvalia School

New Hope School

Pretoria School

Prospectus Novus School

(b)

Meerhof School
 WK du Plessis School
 Protea School
 Murial Brand School
 West Rand School
 Lantern School
 School of Achievement

Hartbeespoort Springs
 Springs
 Brakpan
 Krugersdorp
 Roodepoort
 Germiston

CAPE

Elizabeth Conradie School

Jan Kriel School

Cape Recife School

Paarl School

Vista Nova School

Tafelberg School

Kimberley

Kuilsriver

Port Elizabeth

Brackenfell

Rondebosch

Cape Town

(4) Yes, in the main stream pupils receive remedial teaching individually, in groups or in remedial classes. Child guidance clinics give specialist aid to pupils parents and teachers. Apart from the schools for the neurally handicapped indicated in 3(a), all schools for specialised education and all child care and reform schools have full-time posts for remedial education. The Department offers programmes for the in-service training of remedial teachers as well as diploma courses in remedial education and provides bursaries for this study field.

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Universities cuts in budgets

4 Mr M RAJAB asked the Minister of Education and Culture

(1) Whether cuts have been made in the budgets of universities falling under his Department in respect of the 1988-89 financial year, if so, what cuts,

(2) whether he will make a statement on the matter?

D53E

The MINISTER OF EDUCATION AND CULTURE

(1) No

(2) No

Expenditure per school

5 Mr M RAJAB asked the Minister of Education and Culture

What was the average expenditure, excluding expenditure of a capital nature, per school falling under the control of his Department in 1987 and 1988, respectively?

D54E

The MINISTER OF EDUCATION AND CULTURE

1987 R802 769 (excluding special schools)

1988 Not available as yet

Average expenditure on Indian school pupils

6 Mr M RAJAB asked the Minister of Education and Culture

What was the per capita expenditure (a) including and (b) excluding expenditure of a capital nature, on Indian school pupils in each province of the Republic in the 1986-87 financial year?

D55E

The MINISTER OF EDUCATION AND CULTURE

(a) and (b) Figures not maintained according to provinces

Schools changes in financial assistance

7 Mr P TPOOVALINGAM asked the Minister of Education and Culture

Whether schools falling under his Department were advised of specific changes in the financial assistance that they would receive in respect of (a) 1987 and (b) 1988, if so, when in each case?

D56E

The MINISTER OF EDUCATION AND CULTURE

(a) No

(b) Yes

On 13 May 1988, State-aided Schools were advised of revised rates in maintenance subsidies through their respective grantees

Teachers: applications refused

8 Mr P TPOOVALINGAM asked the Minister of Education and Culture

Whether any applications from suitably qualified (a) primary and (b) secondary school teachers for posts at schools under his control were refused by his Department in 1988 and 1989 respectively, if so, (i) why, (ii) how many, (iii) in which departmental regions and (iv) in respect of what date is this information furnished, in each case?

D57E

The MINISTER OF EDUCATION AND CULTURE

(a) 1988 and 1989 Yes

(b) 1988 and 1989 Yes

(i) Applications received from foreigners and White South Africans were refused as the Department has a number of applications from suitably qualified Indian educators on record

(ii) PRIMARY SECONDARY

1988 2 3

1989 2 4

(1) see (1) (a) and (b),

(ii) each province makes provision for children with learning problems according to its own needs,

(3) yes,

(a)

NATAL

Biggarsberg Primary

Maritzburg Model

Glen Park

Livingstone

Zululand Remedial Unit

Browns School

Kenmont School

Open Air School

OFS

Martie du Plessis School

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Pretoria School

Prospectus Novus School

Johannesburg

Johannesburg

Johannesburg

Pretoria

Pretoria

Pretoria

Pretoria

(a)

Meerhof School

WK du Plessis School

Protea School

Muriel Brand School

West Rand School

Lantern School

School of Achievement

CAPE

Elizabeth Conradie School

Jan Kriel School

Cape Receipte School

Paarl School

Vista Nova School

Tafelberg School

Cape Town

(b)

Hartbeespoort

Springs

Springs

Brakpan

Krugersdorp

Roodepoort

Germiston

Kimberley

Kuilsriver

Port Elizabeth

Brackenfell

Rondebosch

Cape Town

(4) Yes, in the main stream pupils receive remedial teaching individually, in groups or in remedial classes. Child guidance clinics give specialist aid to pupils, parents and teachers. Apart from the schools for the neurally handicapped indicated in 3(a), all schools for specialised education and all child care and reform schools have full-time posts for remedial education. The Department offers programmes for the in-service training of remedial teachers as well as diploma courses in remedial education and provides bursaries for this study field.

HOUSE OF DELEGATES

The MINISTER OF EDUCATION AND CULTURE

QUESTIONS

Indicates translated version

For written reply

On Affairs

Universities, cuts in budgets

4 Mr V RAJAB asked the Minister of Education and Culture

(a) Whether cuts have been made in the budgets of universities falling under his Department in respect of the 1988-89 financial year, if so what cuts,

(b) whether he will make a statement on the matter?

D53E

The MINISTER OF EDUCATION AND CULTURE

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(b) No

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Schools changes in financial assistance

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Whether schools falling under his Department were advised of specific changes in the financial assistance that they would receive in respect of (a) 1987 and (b) 1988, if so, when in each case?

D56E

The MINISTER OF EDUCATION AND CULTURE

(a) No

(b) Yes

On 13 May 1988, State-aided Schools were advised of revised rates in maintenance subsidies through their respective grantees

Teachers, applications refused

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Whether any applications from suitably qualified (a) primary and (b) secondary school teachers for posts at schools under his control were refused by his Department in 1988 and 1989 respectively, if so, (i) why, (ii) how many, (iii) in which departmental regions, and (iv) in respect of what date is this information furnished, in each case?

D57E

The MINISTER OF EDUCATION AND CULTURE

(a) 1988 and 1989 Yes

(b) 1988 and 1989 Yes

(i) Applications received from foreigners and White South Africans were refused as the Department has a number of applications from suitably qualified Indian educators on record

(ii) PRIMARY SECONDARY

1988 2 3

1989 2 4

- (iii) 5 applications — Durban and Surrounding areas
- 6 applications — Regions not specified
- (iv) 31 December 1988 and 21 March 1989, respectively

Private schools: financing of subsidies

9 Mr P T POOVALINGAM asked the Minister of Education and Culture

- (1) Whether any changes have been effected or are envisaged in the formula or policy for the financing of subsidies for private schools under his control, if not, why not, if so, what changes have been or are to be effected,
- (2) what is the current formula for the financing of such private schools,
- (3) whether he will make a statement on the matter?

D58E
The MINISTER OF EDUCATION AND CULTURE

(1) No

Changes in the formula or policy for the financing of subsidies for private schools are determined at national level and is

accordingly the responsibility of the Department of National Education

- (2) The subsidization of registered private schools is divided into three subsidy categories, namely, 0%, 15% or 45% of the running expenditure of that for Public Ordinary Schools, depending on the conditions and requirements satisfied for registration

(3) No

Indian teachers professional qualifications

10 Mr P I DEVAN asked the Minister of Education and Culture

- (1) How many Indian persons obtained professional teaching qualifications in 1988,
- (2) whether any of these persons who sought employment in his Department were unsuccessful, if so, (a) how many and (b) for what reasons?

D59E
The MINISTER OF EDUCATION AND CULTURE

(1) 574

(2) Yes

(a) 80

(b) No posts available

INTERPELLATIONS UNDER NAME OF MEMBER

Abrahams, Mr T—
General Affairs

Constitutional Development and Planning, 45

Gerber, Mr A—
Own Affairs

Chairman of Ministers' Council, 163
Education and Culture, 618

Andrew, Mr K M—
General Affairs

Education and Development Aid, 331

Iyman, Mr J V—
General Affairs

Economic Affairs and Technology, 303
Own Affairs

Barnard, Dr M S—
General Affairs

National Health and Population Development, 7

Johnson, Mr J D—
Own Affairs

Budget, 181

Burrows, Mr R M—
Own Affairs

Education and Culture, 94, 259

Koebeg, Mr C—
Own Affairs

Local Government and Housing, 381

Coetzee, Mr H J—
Own Affairs

Chairman of Ministers' Council, 13

Lambat, Mr A E—
Own Affairs

Education and Culture, 396

De Jager, Mr C D—
General Affairs

Finance, 57

Langley, Mr T—
General Affairs

Defence, 227

Devan, Mr P I—
Own Affairs

Foreign Affairs, 1, 593

Housing, 507

Eglin, Mr C W—
General Affairs

Law and Order, 443

Le Roux, Mr F J—
General Affairs

Law and Order, 437

Ellis, Mr M J—
Own Affairs

Education and Culture, 468

Mentz, Mr M J—
General Affairs

Constitutional Development and Planning, 338

Rajbansi grabs party leadership

Parliamentary Staff
Mr Amichand Rajbansi has snatched back the leadership of the National People's Party in a move leaving the party in chaos.

If he manages to hold on to the now disputed leadership, Mr Rajbansi, suspended from Parliament until it dissolves, will earn about R50 000 a year extra as leader of the Official Opposition — without performing any of the duties of the position.

But it is unclear if he will succeed. Some members of the caucus walked out of a meeting yesterday at which his demands were met.

The leadership bid has been condemned by the leader of the majority

party, Solidarity, Dr J N Reddy, who said it was astounding and an insult to the voters and the entire community.

Mr Rajbansi, in a letter to the caucus, summarily cancelled his resignations as party leader and member.

He told the caucus it was "now required to endorse this decision and advise the Speaker of Parliament accordingly".

Another caucus was due to be held today, as some members claim that no decision was made.

Mr P C Nadasen (NPP, Allandale), an NPP whip, said Mr Rajbansi had not been elected leader because most members had not voted.

HOUSE OF DELEGATES

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Claudius, Pretoria: out-of-court settlement costs
1 Mr S ABRAM asked the Minister of the Budget

Whether any moneys were paid out by his Department as out-of-court settlement costs in regard to the allocation of certain erven in Claudius, Pretoria, if so, (a) what total amount and (b) what are the relevant details?

D87E INT

The MINISTER OF THE BUDGET Mr Chairman, my department has made no contribution to the out-of-court settlement in the application of Mr A K Abdulla and others versus the Pretoria City Council and others, but the Housing Development Board did pay R300 000. I have obtained the relevant details from the parties involved and with the approval of the hon the Minister of Housing I wish to supply the following details:

Firstly, the former Community Development Board entered into an agreement with the Pretoria City Council whereby the latter undertook to administer Claudius Extension 1 on behalf of the Board. The Laudium Management Committee, acting under delegation, allocated stands to 240 persons in February 1984. This was done in accordance with the waiting list for Laudium and Claudius, using a points system. Full particulars are not available as this was done before the advent of the Administration House of Delegates.

During August 1984 Mr A K Abdulla and 29 others applied to court for an order setting aside the allocations of erven in Claudius Extension 1. Their application was based on allegations of irregularities against members of the Laudium

HOUSE OF DELEGATES

agement Committee at that time, the chairman of which was the second respondent in the matter between Mr A K Abdulla and others against the Pretoria City Council and others. It is as a result of the direct negligence and the direct insensitivity of the Laudium Management Committee, under the chairmanship of the hon member for Laudium, that the matter had to go to court.

What was the result of this? The result of this was a wait of four years on the part of members of our community and in four years—taking the inflation rate in building costs and in the building industry into account—it would cost one double what it did then to build the same home today. That has been the contribution by the hon member for Laudium to the welfare of his community.

The hon member for Laudium was further directly involved in these irregularities. I have before me only one of the applications which were contested by the people who took this matter to court.

It is apparent that this particular applicant, who, incidentally, is the brother-in-law of the hon member for Eastern Transvaal, lived all his life in Durban. The company of the hon member for Laudium, E I Abramjee and Sons, stated on 9 January 1984 that this particular applicant had been in its employ as a representative. All the facts in this particular case show very clearly that at no stage was this person employed by the hon member for Laudium or his company, that he had been an insurance representative and had lived in Durban all his life. Secondly, in the application form filled in by this person, he stated that he owned no other property.

I have here in my possession a copy of title deeds and a deed of transfer which was registered in the Deeds Office in terms of which this person owned property in the township of Reservoir Hills. As a result of the direct involvement and the direct negligence of a person who is supposed to hold high office as a member of Parliament and at that time was chairman of the management committee, in whom the community places trust and faith and from whom the community expects good results [Time expired]

258

Mr P T POOVALINGAM Mr Chairman, what the hon member Mr Abram says is staggering, because it would seem that the firm of Abramjee and Co committed perjury and was also guilty of the perpetration of fraud. That is a very serious state of affairs. I am surprised that the Attorney-General has not investigated the matter, and, if those allegations are true, that he has not prosecuted the persons concerned. It would seem also that the applicant in the case, who apparently held a property while claiming that he did not hold property, committed perjury and fraud. These are serious matters of a criminal nature.

In the case which has been mentioned of various persons versus Abramjee *nomine officii*, the Pretoria City Council and others, serious allegations were made of grave misconduct having been committed by a gentleman called Mr Abramjee, who is today a member of Parliament. Serious allegations were made, not just of negligence, but of deliberate malfeasance. As far as I am aware, those allegations were never refuted adequately and the case never went to court. Indeed, the case was settled out of court because there was apparently no proper defence to the allegations which were made. It certainly does not matter a fiddlestick whether the Housing Development Board or the Department of the hon the Minister paid. It is the public which paid R300 000 as a result of this alleged dishonesty on the part of a person who was then chairman of the Laudium Management Committee.

This is the allegation. That the chairman of the management committee at that time was deliberately dishonest and that he favoured certain people at the expense of other legitimate applicants for these houses [Time expired]

The MINISTER OF THE BUDGET Mr Chairman, it is absolutely hypothetical—and of all people the hon member for Reservoir Hills who has legal experience, should know this—to say that a person is alleged to have committed irregularities and then to say that

Mr P T POOVALINGAM Have you read the papers?

HOUSE OF DELEGATES

The MINISTER I am speaking on the basis of facts [Interjections] I did not interrupt the hon member

To have gone to court and contested the whole issue and to have waited for that judgement was found to be unnecessary in this case. Whether an irregularity was committed or not is not for hon members of this House to presume. By agreement the legal representatives of both sides saw the wisdom of an out-of-court settlement to save the Housing Development Board as well as the coffers of the taxpayers further expenditure. This, in the opinion of both parties, was the best possible solution.

Therefore I cannot accept the contentions of the hon member Mr Abram and the hon member for Reservoir Hills that this was an irregularity, and that it was a proven irregularity. It was not so. It is all very well to come before this House at this stage and say things which are highly political simply because the events in this House have not met the desires of the hon member [Time expired]

Mr S ABRAM Mr Chairman, the hon the Minister of the Budget is accustomed to performing an egg-dance, of which we have just seen a pathetic performance. The hon the Minister said in this House on 10 February, and I quote his reply to an hon member's question as to which irregularity it was, from Hansard, col 526

It was an irregularity in the allocation of sites in Laudium

I want to tell this House that when certain hon members in this House swear to one, one must start doubting them, but when they swear on the holy Koran, then one must disbelieve them. That is a problem here. What I am concerned with is that R300 000 of the taxpayers' money has been squandered in trying to cover the political backs of so-called allies. That hon Minister owes the community at large an explanation. He was the one who said that certain hon members would be investigated and what did he do about that investigation? He who has been charged with looking after the funds of the people of this so-called race group in this country was willing to allow this amount to be paid out. He said that the

matter would be investigated fully. What has become of that investigation? Hon members on that side of the House do not care two hoots if an hon member has political Aids, as long as it gives them the necessary number of members, they will be prepared to jump into the same bed with him. I challenge that hon Minister in this House to take this matter further, because if he does not, we will most definitely do so. All the facts prove that there was an irregularity and for him to claim that it is hypothetical for us to argue that there was an irregularity, is the biggest load of rubbish I have ever heard from an hon Minister.

The MINISTER OF THE BUDGET Mr Chairman, the House and I have just seen a demonstration of bankruptcy. There was every opportunity in the James Commission to bring this matter forward. Where were the hon members sleeping then? I do not swear by the Koran, neither do I swear by anything else. I accepted the hon member for Laudium's explanation and when an irregularity was mentioned, I said—and I stand by that—that I was informed about it. I did not make the claim that there was an irregularity. I did not make the allegation in that respect. The hon member must read Hansard properly before he makes such allegations or insinuations against the Minister. I will hold my head high and stand far above the hon members, particularly the hon member Mr Abram, for it is not for me to divulge the doings of the hon member in this House. I can go into it, but all I can say is that there was ample opportunity for the hon member Mr Abram to have come before the James Commission and to have laid the charges before it. I want to assure hon members of this House that all the evidence, consisting of 6 000 pages and more, is with the Attorney-General. If any hon member has any reason to bring any wrongdoings to the attention of the Attorney-General of Natal, he must please do so now and he will see whether he remains standing on his feet. It is not for me to argue on a hollow basis [Time expired]

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Admission of Black children to Indian schools

*1 Mr P I DEVAN asked the Minister of Education and Culture

(1) What is the policy of his Department in regard to the admission of Black children to Indian schools,

(2) whether his Department received any applications for Black children to be admitted to Indian schools in 1989, if so,

(a) how many Black children were (i) admitted and (ii) refused admission and (b) why were these children refused admission?

D78E

The MINISTER OF EDUCATION AND CULTURE

(1) The character of the school shall not be prejudiced as a result of the admission of any Black pupil,

Preference shall at all times be given to Indian pupils,

Accommodation and other facilities for Black pupils must be available after provision for Indian pupils has been made,

The pupil shall reside within reasonable travelling distance of the school where admission is sought and due account must be taken of the available schooling facilities in the area where the pupil resides,

The medium of instruction shall be any one of the two official languages chosen by the school concerned,

The course to be followed by any Black pupil seeking admission shall be acceptable to the parent of such pupil,

The pupil shall in the opinion of the principal be easily assimilated into the relevant class taking into account physical

stature Principals must also establish whether the pupil is adequately prepared for placement in the correct standard in order to ensure that he/she is not disadvantaged in any way. Should it be considered necessary to retard the pupil, the parents of such pupil must be consulted, The pupil shall not be more than two years older than the average age of his projective class mates or shall not be above the upper age limit as prescribed by the Handbook for Principals

No additional staff shall be provided as a result of the admission of any Black pupil, and

Expenditure on Black pupils admitted to any school shall be met from the annual allocations of the school concerned

(2) Yes

(a) (i) 106

(ii) 556

(b) Did not meet prescribed guidelines

Mr P T POOVALINGAM Mr Chairman, arising out of the reply of the hon the Minister, I should firstly like to ask which hon Minister of the NP prepared that reply. Secondly, I should like to ask the hon the Minister, when he talks about the character of the school, how he relates that to his party's proclaimed policy of a non-racial society in South Africa. Thirdly, I should like to ask the hon the Minister to explain for the benefit of this House what he means by physical stature. Does he refer to height, weight, breadth, cephalic indices, frizzy or straight hair or no hair? What are the characteristics that would determine physical stature?

The MINISTER Mr Chairman, the answer to the first question is no

Mr P T POOVALINGAM It sounds like it

The MINISTER If it sounds like that to the hon member, I just want to say that it does not sound that way to me. These are questions that have to be answered by the administration of my department. When such questions are therefore asked, I have to refer back to the administration. The

answers are adequately given to the hon member
ber
Secondly, yes, I say that the policy of the party is
a non-racial one, but it is a long-term policy
Mr P T POOVALINGAM In the meantime you
practise racism!

The MINISTER As far as physical stature is
concerned, the hon member for Reservoir Hills
has answered the question himself

Mr P T POOVALINGAM Which one?

The MINISTER The question of physical stature
If the hon member has any idea about
physical stature, he will know that it means that a
child must not stand out amongst the rest of the
class One does not have a 10-year-old child in
the same classroom as five-year-olds, because
the 10-year-old will only stand out amongst
them That child will have a psychological effect
on the rest of the children and the situation will
also have a psychological effect on himself It
therefore has to do with both age and physical
appearance

Mr P T POOVALINGAM Mr Chairman, if a
six year old child, regardless of race, caste,
colour or creed happens to be made by God six
inches taller than the average height of the other
six year old children in the class, will that child be
discriminated against because God made him six
inches taller?

The MINISTER Mr Chairman, surely common
sense would dictate in such an instance that that
child is of the normal age but is abnormally built
as far as body stature is concerned

Mr P T POOVALINGAM We are talking about
age and not physical stature

The CHAIRMAN OF THE HOUSE Order!
We now come to question no 2 on the Order
Paper I call upon the hon the Minister of
Housing to rise

Mr P I DEVAN Mr Chairman, is the time
allocated for question 1

(4) Yes Subsequent to the Board approval
referred to above, doubts arose as to the
accuracy of the surveying of certain of the
erven as well as, consequential upon the
James Commission, the bona fides and
technical/financial standing of a number
of applicants Investigations into these
aspects have proved a time consuming
exercise which is only now drawing to a
close Consequently, final agreements be-
tween the Housing Development Board
and the developers have, to date, not
been concluded

Mr P I DEVAN Mr Chairman, arising out of the
reply of the hon the Minister Once the plots
have been serviced, why can they not be allo-
cated to those on the waiting list? I am now
referring to the plots, because considerable delay
and extremely high escalating costs are the
results of the prolonged delay That is my first
question

Secondly, how does the hon the Minister intend
to overcome long and unnecessary delays in the
construction of houses for applicants on the
waiting list, which is growing by the day? I am
very seriously concerned because I am involved
and I know how the community feels Excellent
land has been made available during the past five
years but from what the hon the Minister indi-
cated about certain technical flaws etcetera, the
House of Delegates, as well as its administration,
has unfortunately not delivered the goods I am
not passing an indictment on the hon the Minis-
ter because he has just assumed the function of a
Minister in this regard, but if this matter is not
put right within as short a time as possible it is a
very serious indictment on this House

The MINISTER Mr Chairman, in the first part
of the answer I have explained what has caused
the delay but I agree with the hon member that
those plots should be made available to people
on the waiting list as soon as possible However,
it is my intention to comply with certain formal-
ities and hopefully that will also be the decision
of the Housing Development Board

We all agree with regard to the second question
It is because we are concerned that housing



TASA, withdrawal from educational consultative
committees

*3 Mr K CHETTY asked the Minister of
Education and Culture

- (1) Whether the Teachers' Association of
South Africa recently withdrew from cer-
tain educational consultative committees,
if so, what are the relevant details,
- (2) whether he has taken and/or intends
taking any steps in respect of this associa-
tion as a result of this withdrawal, if not,
why not, if so, (a) what steps and (b)
when,
- (3) whether he will make a statement on the
matter?

D81E
The MINISTER OF EDUCATION AND CUL-
TURE

- (1) Yes
The Teachers' Association of South Af-
rica has withdrawn from the South Afri-
can Council of Education, the Research
Committee for Education Structures both
of the Department of National Education
and from all Subject Committees of the
Department of Education and Culture,
House of Delegates
- (2) Yes
Having regard to the fact that recognition
of the Association is statutorily specif-
ically for the purpose of consultation as
provided for in Section 30 of the Indians

Striking teacher is ready to die

The Argus Correspondent 258

DURBAN. — Teacher Mr S K Reddy, 53, said he was preparing to die as he entered the sixth day of his hunger strike today.

He has written out his will, obituary and funeral notice and has refused a glucose drip.

He said he would not eat unless officials of the Department of Indian Education came to his bedside at the St Aidan's Hospital to discuss his grievances — which included a request for early retirement due to health problems.

Officials have not responded his request, but he has received a letter from his headmaster, Mr R R Pillay of the V N Naik School, informing him that his medical report has been received by the Department of Indian Education.

"The letter tells me that my application will only now be forwarded to the Department of National Health."

Mr Reddy has suffered three heart attacks.

258

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Rift likely to come to a head today

Own Correspondent.

CAPE TOWN — The rift between own affairs Education and Culture Minister Kassie Ramduth and the Teachers' Association of SA (Tasa) is expected to come to a head at a meeting today.

Tasa president and delegation chief Pat Samuels said yesterday a number of issues concerning Indian education would be raised with the minister in addition to seeking an urgent solution to the strained relationship between Tasa and the House of Delegates.

The meeting comes in the wake of growing resentment in the teaching fraternity over Ramduth's threat to withdraw recognition of Tasa as the official mouthpiece of the teaching profession.

Samuels said arising out of the James Commission report into irregularities in the House, Tasa called for a commission of inquiry into the aspects of the report which dealt with education.

Wanted

It was Tasa's third call for a commission of inquiry and it was followed by Ramduth threatening to sever links with Tasa, "but we were not deterred by his threat and challenged him to carry it out."

"Tasa asked for the inquiry as it wanted aspects of political interference in education administration to be examined. We wanted to know whether the chief executive director of Education had the right to spend the entire parliamentary session in Cape Town and not at his headquarters in Durban."

"We want some assurances there is no political interference in the actual day-to-day affairs of education while the chief executive director is away."

"Concern has also been expressed about the appointment, transfer and promotion of teachers."

that many leaders of the Indian community judge the failure of the Government to develop this road as a failure of this trilateral Parliament. There is no denying that My colleague, the hon member for Reservoir Hills, said it has been 20 years, if I am correct, it has been 29 years. It started in 1960.

THE CHAIRMAN OF THE HOUSE Order! The hon member must ask a supplementary question.

MR PIDEVAN Mr Chairman, must it take 29 years to provide a route which would serve almost 300 000 people, only because of racial discrimination?

MR S ABRAM The only sin is the colour of one's skin.

THE DEPUTY MINISTER Mr Chairman, again, in reply to hon members, I wish to assure them that this issue is receiving the personal attention of the hon the Minister. If I could possibly add my personal attention to this issue as well, I will certainly do so and see whether we cannot speed up the process so that hon members will be able to get satisfaction. That is all that I can say at this stage. We have to get the people together to talk to them. There are hon members in this House who are aware of the fact that both the hon the Minister and I have already spoken to them. We have also in the past held discussions with the Stambank family and we are prepared, once again, to see whether we cannot settle the issue.

MR M THAYER They have friends in the Government.

THE DEPUTY MINISTER It is all very well to suggest that the Stambank family are against people of colour, but at the same time — as far as I know — the reserve does not exclude anybody because of race or creed. [Interjection] My reply to the hon members is that we will do our level best to give them all the assistance required because we know this is a serious issue that has to be resolved as soon as possible.

Report of James Commission referred to Attorney-General

*2 Mr A S RAZAK asked the Minister of Justice

(1) Whether the report of the James Commission, which was tabled in Parliament on 10 March 1989, has been referred to the Attorney-General, if not, why not, if so, (a) when, (b) why and (c) with what result,

(2) whether he will make a statement on the matter? D91E

THE DEPUTY MINISTER OF TRANSPORT AFFAIRS (for the Minister of Justice)

(1) Yes. The report has been referred to the Attorney-General of Cape Town and Pietermaritzburg, respectively.

(a) 3 February 1989

(b) The Commission recommended in paragraph 23(2) (page 87) of its report that the report be referred to the Attorney-General for consideration.

(c) The report is at present receiving the attention of the said Attorneys-General.

(2) A statement is not necessary.

MR P T POOVALINGAM Mr Chairman, arising out of the hon the Minister's reply to Question 2, will the hon the Deputy Minister agree that in any criminal prosecution the onus upon the State is to establish proof beyond reasonable doubt, and that therefore it behoves the attorney-general to examine his evidence very carefully and thoroughly before he makes any move, to ensure that he does not get egg on his face in the end?

THE DEPUTY MINISTER Mr Chairman, knowing the attorney-general in South Africa, I presume they will give their undivided attention to the cases in order not to get egg on their faces.

SATS Indian women employed

*3 Mr K CHETTY asked the Minister of Transport Affairs

(1) Whether the South African Transport Services employ any Indian (a) women as typists and clerks at ticket offices and goods sheds and (b) men as motor mechanics at workshops if so what are the relevant details if not why not

(2) whether it is the intention to employ Indian persons in these positions, if not why not, if so, when,

(3) whether he will make a statement on the matter? D98/99E

THE DEPUTY MINISTER OF TRANSPORT AFFAIRS

(1) (a) In respect of Typists No

In respect of Clerks Yes, as follows
1 Senior Clerk, Cargo Handling, Jan Smuts Airport,

1 Senior Clerk, Goods Office, Durban,

4 Clerks, Goods Office, Durban,
1 Clerk, Goods Office, Johannesburg, and

2 Clerks, Reservations Office, Johannesburg Station

(b) No

(2) Yes. Specific requirements such as educational qualifications and performance in the psychometric aptitude test are laid down for appointment to posts and subjects to the existence of vacancies applicants are engaged on merit, irrespective of race.

(3) No

MR S ABRAM Mr Chairman, arising out of the reply of the hon the Deputy Minister, fewer than a dozen people of Indian origin are in the employment of the SATS. I am not trying to say that Indians *per se* ought to get jobs, but since they are a major component of the South African community, will the hon the Deputy Minister concur that from the replies, it would appear that the SATS is a haven for employment of White people?

THE DEPUTY MINISTER I am not prepared to concur with that because — as the hon member would know — since 1982 the complement of employees of the SATS has been reduced by close on 100 000 people, of whom many are White people. We have indicated before and I repeat it now. No differentiation is applied. It depends on whether there are vacancies whether the people are available and whether they have the qualifications. If these criteria are satisfied we will appoint them regardless of race or colour.

That is the attitude of the SATS

That is the attitude of the SATS. We are drawing no distinction whatsoever.

If the hon member looks at the Indian complement of employees in the SATS, he will see that this is very, very low indeed. However, provided we have the vacancies and so forth, there would be nothing placed in the way of prospective candidates from the Indian community seeking to be appointed to positions in the SATS.

MR S ABRAM Mr Chairman, further arising out of the hon the Deputy Minister's reply, may I ask him whether he really wants this House to believe that out of so many thousands of people who may have been regularly applying, his department could only find opportunities for less than a dozen people of Indian origin? Can the hon the Deputy Minister perhaps intimate to us the extent of employment in these categories for people who come from the Black and so-called Coloured groups in this country?

THE DEPUTY MINISTER Sir, if the hon member will put those questions to me in writing, I shall reply to them. However, I have not had notice as far as his questions are concerned. I would like to tell him, however, that there are about 1 500 Indians who are employed in various categories by the SATS. I am now talking off the cuff. I might be out by 20, 50 or 100. I cannot at this stage mention all those categories. These are the points and questions which the hon member has put to me and I am only replying to those.

MR M S SHAH Mr Chairman, further arising out of the hon the Deputy Minister's reply, I want to ask him another question. He said that applicants are not looked upon as being Indians, Coloureds or whatever, but that they are judged by merit only. How many of those people on the panel who take the final decision are people of colour, or does this panel comprise Whites exclusively?

THE DEPUTY MINISTER Sir, this section deals with the employment of management in the SATS. I think they act according to their needs regardless of race and colour of people like any other business organisation would do in South Africa. I do not for the moment believe that even the private sector could be so prejudiced that they would deliberately exclude people of Indian origin. I am not prepared to believe that and I do not believe that the SATS either

1167

THURSDAY, 18 MAY 1989

1168

HOUSE OF DELEGATES

for (i) pre-primary, (ii) primary and (iii) secondary pupils as at the latest specified date for which figures are available and (b) what is the estimated cost of providing these classrooms?

QUESTIONS

† Indicates translated version

For written reply

Own Affairs

Indian Schools' classrooms

14 Mr M RAJAB asked the Minister of Education and Culture

- (1) (a) How many (i) additional classrooms at existing schools, and (ii) classrooms at new schools, administered by his Department were built in 1988 and (b) how many classrooms in each of these categories were built for (i) pre-primary, (ii) primary and (iii) secondary pupils,
(2) whether there is a shortage of classrooms for Indian pupils at present, if so, (a) what was the shortage in respect of classrooms

D86E

The MINISTER OF EDUCATION AND CULTURE

(1) (a) (i) 36 (ii) 322

(b) (i) Nil (ii) 151 (iii) 207

(2) Yes

(a) (i) 477 (ii) Nil (iii) Nil

As at 16-05-89

(b) ±R13 million

1169

THURSDAY, 18 MAY 1989

1170

HOUSE OF DELEGATES

FRIDAY, 19 MAY 1989

HOUSE OF ASSEMBLY



- Militaria R42 340
Military Academy R3 472
Yearbook R33 014
SA Defence Force R10 833
SA Weermag R240 000
The Warrior R4 000
Zipfel

† Indicates translated version

For written reply

General Affairs

SADF, publications financed

476 Mr D J DALLING asked the Minister of Defence

- (a) How many magazines, periodicals or other publications were produced, financed or in any way financially assisted by any section of the South African Defence Force in 1988, (b) what is the name of each of these publications and (c) what was the cost to the Defence Force of producing, financing or financially assisting each specified publication?
B914E

The MINISTER OF DEFENCE

(a) The 15 publications in List A were financed directly, and the 97 in List B were financed indirectly through the use of personnel and existing facilities

Table with 2 columns: Publication, Cost to the SA Defence Force in the 1988/89 financial year

LIST A

- Bospos R1 000
Bulletin for Educational Technology R1 400
Cadet R56 000
Contact R23 851
Disa R360
Incaba R23 184
Liaison Letter for Military Veterans R2 700
Livingo R24
Masidibane R3 470



**Gandhi . . .
no to HoD**

young man, and the seminal influence this had on the Mahatma's thinking and, therefore, the course of India's independence

"Our freedom struggle was born in SA, and perhaps if Gandhi had not gone to SA, our struggle for independence might not have gone the way that it did," said Rajiv

Saloojee described the trip as a total success. He is disappointed that a similar visit to Pakistan could not be arranged. It seems, however, that this could happen within the next few months. Indeed, from the point of view of religious sensitivities within the SA Indian community, it would seem it is important for the congresses to get Islamabad to abide by a policy similar to India's — at least over cultural links with SA. Pakistan in any case also officially recognises SA's exiled liberation movements. ■

In terms of SA-Indian politics, at least, the symbolic value of Gandhi's endorsement of the Transvaal Indian Congress (TIC) and Natal Indian Congress (NIC) boycott stance cannot be underestimated. After all, HoD men claim their participation follows the strategy used by the all-India Congress movement to get rid of the British.

"There is no parallel," Gandhi told the South Africans at a historic meeting at his parliamentary offices in Delhi. The meeting, also attended by the FM's Amarnath Singh, crowned the first official visit by the TIC and NIC to India since that of Dr Dadoo and Dr Naikcer back in 1947.

Gandhi said the strategy of "change from within" could only be supported if that was what the majority in SA wanted, and added that India would "never" support the HoD.

His stance follows similar backing for the SA delegation's boycott call during a meeting with India's External Affairs Minister Narsimha Rao earlier this month (*Current Affairs* May 12). A formal statement to this effect is likely from Delhi nearer the time of the election in SA.

As it is, members of the HoD are barred entry into India, and the trade and cultural boycott of SA remains in force. However, the Indian government is now amenable to the special religious and cultural needs of the SA Indian community (for priests, for example) provided this is not for commercial gain and in consultation with the "broad democratic movement" of which the TIC and NIC are part.

Those present at the meeting with Gandhi included TIC president Cassim Saloojee (who led the delegation), TIC vice-president Reggie Vandeyar, Cosatu's second vice-president Fred Gonent, and NIC executive members Yunus Carrim and Sharm Govender. The delegation has also met other Indian government officials, various anti-apartheid groups, members of parliament and trade unions.

The talks with Gandhi revealed his personal concern about SA and its politics. Similar concern is widely felt in India because of Mahatma Gandhi's stay in SA as a

SA-INDIA RELATIONS

Rajiv rejects HoD

Government's hopes of a good turnout of voters for the House of Delegates (HoD) in September's general election suffered a severe setback last week when Indian PM Rajiv Gandhi backed the boycott call by a visiting SA extra-parliamentary opposition group.

MP fined R2 500 for insulting judge

8/6/89 Own Correspondent (258)

DURBAN — National People's Party MP Mohamed Sadic Shah (37) was fined R2 500 by Mr Justice Squires in the Supreme Court, Durban, yesterday for defaming Mr Acting Justice Neville James, who presided last year over the James Commission, and the Commission's prosecuting advocate, Mr Anton Ackermann.

Mr Justice Squires found that Mr Shah in a speech at the Natal Congress of the NPP in November last year had impugned the integrity and high regard in which Mr Justice James was held.

Mr Shah also impugned the integrity of Mr Ackermann by claiming he was not carrying out his duties impartially.

The court found that during his speech to the congress Mr Shah said "The James Commission is not investigating irregularities in the House of Delegates or by any Members of the House. It has become a political conspiracy."

He also said "When you try to present the cases they only hear what they want to hear and nothing else."

Flirting with toothless Houses will harm DP

S/ Times 11/6/89

THE Democratic Party leadership decides soon whether to contest any seats in the Houses of Delegates and Representatives in the September 6 election

The Transvaal Indian Congress, Natal Indian Congress, UDF and Cosatu reject the racially exclusive character of the SA State, and consider institutions like the Houses of Delegates, Representatives and black local authorities as illegitimate

Rejection

The low polls at all such previous elections reflect the oppressed majority's total rejection of these institutions

Although the congress refuses to participate in the white-dominated Parliament (including the House of Assembly) as a vehicle to bring about meaningful change, we acknowledge that the strong parliamentary culture in the white community may well isolate forces there to the left of the National Party

We realise that, unlike the toothless Indian and coloured Houses of Parliament, the House of Assembly does wield real political power

We recognise that the DP has an influential role to play in the process of change in South Africa, and that creative opportunities are available for all anti-



by Cassim Saloojee

president of the Transvaal Indian Congress, an affiliate of the UDF

258.

apartheid forces to co-operate and isolate the NP

The key question the DP needs to consider is Will such a strategy allow for these dynamic possibilities to materialise in the ensuing struggle for democracy?

Fielding candidates in the House of Delegates or House of Representatives, or entering into election pacts with political parties, would seriously damage the image of the DP

It would be a fatal mistake for the DP to underestimate the deep feeling of rejection of the tricameral system in the Indian and coloured communities

Thus, participation by the DP in these institutions will inadvertently sharpen the differences between the DP and the mass democratic movement

In the process, instead of concentrating its energies on a single front fighting the NP, the DP will be forced to open a second front against the mass democratic movement

The Houses of Delegates and Representatives serve

as a mechanism to co-opt and insulate resistance to NP rule from the Indian and coloured communities, and because participants do not have genuine mandates they are susceptible to constant changes of loyalty — particularly when F W de Klerk dangles a carrot

The DP should not allow itself to be blackmailed by the brown skin of the parties in the other Houses The DP's record on nonracialism will be judged by its relationship with organisations representing the oppressed majority, such as the UDF, Cosatu and the ANC

Discredited

The DP has nothing to gain from accepting MPs who are discredited in their own communities

It would be a sad day in the history of our struggle if the DP allowed itself to be blinded by election fever It should rather lay the basis for "post-election politics" which unify the anti-apartheid forces into a single thrust for change

STimes 11/6/89

Indian congress dilemma over DP

By GEORGE MAHABEER

FORCES within the Natal Indian Congress want to back the Democratic Party in the forthcoming election but the move has led to a major dilemma in NIC ranks (258)

The issue surfaced this week when the Sunday Times came into possession of a circular sent to NIC branches seeking their views on contact with the DP.

The document says that if the NIC forms a coalition with the DP, then it will be able to ensure that the DP is "useful" in moving whites away from apartheid.

But what appears to be a serious dilemma for the NIC is whether they can persuade the DP not to field candidates in the House of Delegates and the House of Representatives (259)

The central problem for the NIC is the DP's willingness to participate in the Indian and coloured Houses — something which would make it very difficult for the congress to build a coalition with the DP.

Mr Paul David, an executive member of the NIC who admitted he was one of the authors of the circular, said the NIC "will campaign against the DP if they field candidates in the Indian and coloured houses"

Mr Pat Poovalingam, DP MP (Reservoir Hills), said the DP had already decided to participate in the tri-cameral elections.

HOSPITAL SERVICES WARNING

SPECIALIST units at the J G Stridom Hospital would close if the hospital remained an "own affairs" institution, Dean of Wits Medical Faculty Clive Rosendorff said yesterday.

Rosendorff predicted a "gross deterioration" in services by the end of the year and he said the closure of specialist units was inevitable.

A hospital spokesman said yesterday appeals had been made to staff wanting either to transfer or resign, to stagger their departures, so allowing time to replace them.

But Rosendorff said the likelihood of replacing 20 doctors and 40 nurses who were planning to leave was so remote that sections of the hospital would be jeopardised. He would not

ADELE BALETA

specify which sections, but it is believed that the kidney, intensive care and cardiac units are at risk.

The hospital spokesman said there were no closure plans and services would be maintained.

Rosendorff stressed that Wits had not given government an ultimatum to return the hospital to "general affairs" administration.

"We have asked staff to remain at the hospital until the end of the year in order to minimise the adverse affect the government action will have on the hospital and its patients.

"In the meantime, we have appealed to government to change its mind," he said.

Allendene residents arrested for trespass: removed by SAP

POLICE yesterday confirmed that 45 adults were arrested for trespassing at Allendene flats in Berea, Johannesburg.

The arrests came after the eviction on Monday of the occupants of Allendene flats, in Soper Road, by the Deputy Sheriff of Johannesburg in terms of a court order served on May 23.

A spokesman for the SAP's Hillbrow Crime Unit said a few children, including a baby, had accompanied their mothers into a police truck.

Those arrested for trespassing face a R100 admission of guilt fine. Alternatively, they can choose to appear in court in due course.

Eviction

After police had left, the premises were secured by a security company.

On Monday, landlord Claudio Cerasoli said that only after several negotiating sessions — with both residents and Actstop — was an application for an eviction order for non-payment of rent made to the Supreme Court.

He said the eviction had only taken place two weeks after a court order had been served on the occupants.

Meanwhile, Actstop spokesman Cas Coovadia said the Johannesburg City Council should declare a moratorium on evictions in the inner-city area while it tried to find solutions to the homelessness problem.

He said this was the only way in which the council could show honest and positive intent towards seriously addressing the problem of homelessness in these areas.

The council should bear responsibility for the "un-Christian acts" perpetrated by landlords who evicted tenants from buildings, he said.

The only "crime" the Allendene tenants had committed was to demand reasonable living conditions for reasonable rentals.

"The response of the landlord was to serve notices on them to vacate the premises, and the courts backed this up by granting eviction orders. Is it any wonder that black tenants in the inner-city have become frustrated and sceptical of the law?"

He said he believed landlords had a social responsibility to the homeless in the country.

The action of tenants in resisting evictions had to be seen within the context of the housing crisis in SA. He quoted figures from the Urban Foundation that there are about 1,6-million to 2,5-million squatters in the PWV area alone. The estimated housing shortage in 1987 for blacks was 832 000 units, while the surplus for whites in that year was 37 000 units.

"These figures point directly to the source of the reason why tenants are beginning to resist evictions," Coovadia said — Sapa.

PW appointees dismissed

DURBAN — Three House of Delegates ministerial representatives will lose their salaries and allowances, amounting to about R130 000 a year, after being dismissed by State President P W Botha from July 1.

The three men — Ashwin Mohanlall and Sathi Naidoo of Durban and Perry Chetty of Johannesburg were appointed by Botha two years ago at the request of Amichand Rajbansi, then Minister's Council chairman.

Botha told them this week he was acting at the request of Minister's Council chairman Dr J N Reddy. No other reason was given.

The three are fighting seats in the

general election

A ministerial representative's salary is about R6 000 a month with a total package of about R11 000 a month.

It is believed their main task is to act as agents for HoD ministers at the latter's request.

Naidoo said he was aware Reddy was under pressure from the ruling Solidarity Party members to get rid of the representatives. "However, I am grateful to him for keeping us for so long," he said.

Reddy could not be reached for comment yesterday.

Own Correspondent

Better small steps than no steps at all

S/Times 18/6/89.

(B) 258

IT is perfectly understandable that the ANC — which was compelled by the actions of Malan, Verwoerd and Vorster to replace its non-violent character with the armed struggle — should propagate non-participation in instruments of peaceful, though piecemeal, reform

Whatever the Nats may say, it is unarguable that the ANC, like the PAC, consists of South African patriots. It is equally true that, having adopted the path of armed liberation, they cannot view with equanimity other forms of political reform which they do not dominate

It is true that there are only two ways available to bring about the desired political changes in SA — violent revolution or constitutional progress. It follows that unless the Government is to be forcibly overthrown and chaos and anarchy risked, the process of constitutional change must come via Parliament. Communist

Pat Poovalingam

DP MP in the House of Delegates, takes up the cudgels on behalf of participants in the tricameral Parliament

China reminds the world of the ferocity of which beleaguered oligarchists are capable

And it cannot reasonably be denied that it is preferable to move even a little at a time towards the desired destination of full democracy in a rickety, put-together three-wheeler than to do nothing. Until, at any rate, a better vehicle can be found

The tricameral Parliament is no great shakes. But it did have the great benefit of assisting white MPs to cross an important colour and racial hurdle. Even five years ago, it was unthinkable that brown MPs, some

very dark-skinned, would sit in the same parliamentary chamber and engage in direct debates with white NP as well as CP Members of Parliament. And for those whites to be obliged to listen to some harsh home truths told directly and bluntly by the darkies

The whites not only had to take it, but seasoned political journalists have commented that it was this straight talking that so affected many Nats that the Government had to withdraw the Group Areas Amendment Bill

Wolves

Toothless forsooth! Indeed this horrific Bill had in fact been passed by the all-white House of Assembly despite strenuous opposition from the PFP. But it was rejected by the House of Representatives and the House of Delegates. Had the brown MPs not been in that Parliament, President P W Botha would have signed the Bill — and thousands of South Africans, now protected by a judicial pronouncement, would have been thrown to the wolves

It is hardly likely that such a result would have been welcomed by those in the Natal Indian Congress and the Transvaal Indian Congress. So why then do

they oppose participation by the Democratic Party in the House of Delegates, while agreeing to support candidates for the white Assembly?

Why this seeming racial discrimination from two self-styled and racially structured "Indian" political organisations? (Incidentally, in cultural terms, I am Indian but politically I am absolutely South African. Which is why, way back in 1954, I left an Indian political body and joined the non-racial Liberal Party. Which is why, once legal restraints were removed, several of us sought membership of the non-racial PFP, the major component of the DP)

Why then the racial attitudes of the NIC and TIC? Well, they were the "Indian" components of the Congress Movement, in which the ANC was the leader. It would appear that they regard the "Indian" group in SA as their particular political market and they do not want anyone else having any part of that market

In 1984 the NIC and TIC called for a total boycott. They succeeded partially, to the extent of keeping away many high-calibre persons from Parliament and the polls low. Are the two "Indian" congresses now afraid that, if better-quality candidates succeed this time on a higher percentage poll, it would reflect poorly on their claim to be "real representatives" of the "Indian" population?

The ANC indicated some while ago that it would support the DP, provided the DP sacrificed its brown members on the altar of cheap expediency. It would suit the ANC if the DP re-

mained a purely white organisation

That endeavour did not find favour with the DP which, both in its constitution and in its statement of principles, has declared unequivocally that it is non-racial in structure and content and works for a non-racial democracy, and that it will make use of all available instruments at all levels of government to propagate its ideals

Only the very dishonest and the terribly cynical will want to jettison these noble aims for the sake of the conditional support of the UDF and its affiliates. The condition, or the implied threat, is that, if the DP does not stab its brown members in the back, then the promise of support will not materialise

Morale

In fact, the three DP leaders made it perfectly clear that not only will the three seats held by the DP in the House of Delegates be defended, but the DP will field additional candidates

Work has proceeded and, despite propaganda designed to dampen morale, there is tremendous enthusiasm for the DP and its non-racial ideals. Within only the past few weeks more than 1 500 House of Delegates voters have signed up as DP members and organisational work is being strengthened

There is no turning back. Those who hope that the leadership of the DP or its National Board will betray the ideals of the DP for a mess of dubious pottage or that they will tread the path of radicals will be sorely disappointed

Star 26/6/89

War of words rages among Indian MPs

The chairman of the House of Delegates, Mr Boetie Abramjee, says he is prepared to resign immediately provided Solidarity leader Dr J N Reddy simultaneously resigns as chairman of the Minister's Council.

He was reacting to calls from Dr Reddy for his resignation.

"It is an undisputed fact that because of my vital vote earlier this year, Dr Reddy gained a majority and became chairman."

"He must now resign his seat because his party is no longer in the majority."

Mr Abramjee announced his resignation from Solidarity last week saying he had become disillusioned with the leadership.

Another senior member, Mr Cassim Ebrahim, also resigned.

Mr Abramjee denied he had resigned because the party chose another candidate for Laudium in the election.

"I resigned days before the candidates were announced because it had come to my attention that Solidarity was entering into certain secret deals with prospective candidates."

Mr Abramjee still plans to contest his Laudium seat.

Sapa

By NORMAN WEST: Political Reporter
THE Democratic Party will contest SOME seats in the Indian House of Delegates — but NONE in the coloured House of Representatives.

This was announced by the executive committee yesterday

But the carefully fashioned compromise had barely been revealed when it fell apart — one of the DP's leading parliamentarians, Mr Pat Poovalingam (Reservoir Hills), announced his resignation.

He said "It is a gross betrayal by the so-called non-racists who have capitulated to the demands of the ANC, UDF and their affiliates

"We — and I speak for my Indian MP colleagues — can no longer tolerate hypocrisy, so I'm resigning from the DP"

It is believed Mr Poovalingam may now form a new party — the Non-Racial Democrats — to field candidates in all three Houses

DP co-leader, Dr Zach de Beer said yesterday that his party was engaged in discussions with organisations across the spectrum, the bulk of which rejected the tri-cameral Parliament

Limit

The DP would, therefore, limit its participation in the other two Houses

The DP did not accept any coloured candidates, because the House of Representatives had a majority party, Labour, which shared a number of the DP's aims and values

The DP decision means that three coloured MPs — Mr Cecil Kippen, Mr Charles Redchffe and Mr Archie Poole — will be out in the cold on election day

The three serving Democratic MPs in the House of Delegates are Mr Poovalingam, Mr Mamoud Rajab and Mr John Iyman

Yesterday's statement by the DP executive was the culmination of weeks of internal controversy

Ranged against each other were Dr De Beer (for participation) and co-leader Mr Wynand Malan (against). The third leader, Dr Denis Worrail, was believed to favour compromise

Disappointed

The DP statement said additional runners for the Indian House would be considered "only if potential candidates were to emerge who would assist the party in bridging the parliamentary/extra-parliamentary divide and promoting the negotiating process"

A coloured DP MP affected, Mr Kippen (Durban Suburbs), said yesterday "I'm disappointed and will now have to seek a home with the new Non-Racial Democratic Party"

Last night Mr Malan said "I reject Mr Poovalingam's accusation that we capitulated to ANC demands"

258 Poovalingam quits party, calling poll plan 'gross betrayal'

DP lines up two more celebrities

Sunday Times Reporter
TWO more "personality" candidates have been nominated by the Democratic Party to stand in the September elections

Former TV news reader Pat Rogers is to stand in Benoni and actor Chris van Niekerk, currently baring all in a play, is to oppose Pik Botha in Westdene

Chris van Niekerk is appearing at Johannesburg's Market Theatre in Big Boys which requires that he discard his clothing in one of the scenes

Pat Rogers, 56, is the brother of Lieutenant-General Bob Rogers, former head of the South African Air Force, who will contest Walmer for the DP

Mr Mike Willemsse, the DP's Eastern Transvaal publicity chairman, said a high-

profile candidate like Mr Rogers had a real chance of upsetting the National Party's Benoni MP, Johan Lemmer

He said Benoni was regarded as a vulnerable seat because of the number of Afrikaners the DP had been attracting and the enthusiasm among workers and supporters

In Kempton Park Mr Andrew Thatcher, 29, the DP's youngest regional chairman in the country, was nominated. He is a scientist and lectures at the Witwatersrand Technikon

Mr Ian Uys, author of six books on South African military history, will be the candidate in Germiston District, while Mr Peter Wilson, a businessman and Sports administrator, will contest Brakpan

DP deal breaks

UWOP

S/Times 2/7/89

'Ex-PFP liberals want me to stay on'

Poovalingam to delay resignation

Mr Pat Poovalingam has agreed to delay his resignation from the Democratic Party in response to requests from several former Progressive Federal Party MPs.

The Indian MP, who announced his resignation from the DP on Saturday in protest against the national executive's stance on fielding Indian candidates in the September election,

yesterday said he had agreed to delay his resignation from the party "for a few days".

He said the MPs, who were "highly respected former PFP liberals", were keen to maintain the nonracial character of the DP and had requested him to delay his decision to resign.

He said the ANC and the UDF were seeking to destroy the party's nonracial character

"The ANC regards itself as a sole representative of the black and brown people in SA. If the DP makes gains among voters who are not white, the ANC's image would suffer. It therefore wants the DP to be a whites-only party and unfortunately Mr Wynand Malan and Dr Denis Worrall have given in to this demand for reasons of political opportunism and expediency."

High calibre

Dr Worrall said, after hearing of Mr Poovalingam's decision to quit, that the DP decision not to contest House of Representatives seats and to go beyond the existing three House of Delegates seats only if candidates of a high calibre are identified, reflected two vital considerations.

- "The national executive simply is not persuaded that a substantial section of the Indian community wants participation in the tricameral Parliament.
- "The overall objective of the DP is to be a catalyst in negotiating a new political system for the country which works for all South Africans" — Sapa

Poovalingam set to leave DP

81 Day 4/17/89
(258)
A BITTER Pat Poovalingam looks set to leave the DP in spite of behind-the-scenes efforts to get the party to reverse a decision to limit participation in the House of Delegates elections.

A number of old PFP members, said to include MPs like Harry Schwarz and David Dalling, are working to prevent a split. But Poovalingam's weekend outburst, in which he accused party leaders Wynand Malan and Doms Worrall of being racists, has hardened attitudes against him.

In a statement last night, Tian van der Merwe, acting DP national board chairman, said Poovalingam's attack on the party leaders lacked integrity and his ultimatum that he would resign by tomorrow unless the DP got its house in order could not be taken seriously.

Before reaching a decision on contesting seats in the Indian and coloured houses, the DP had exhaustively canvassed opinions and it was extremely unlikely any change could now be made.

MIKE ROBERTSON

Malan said that after Poovalingam's weekend statements there was no way he could be allowed to remain a party member.

Although Poovalingam said at the weekend he would delay his resignation until tomorrow, he spoke yesterday as if he had already left the party.

He accused Malan, Worrall and Van der Merwe of being devious and said he was pushing ahead with plans to oppose them with Non-Racial Democrats at the election.

At this stage, the idea of launching the Non-Racial Democrats appears to be little more than talk. Poovalingam said there were no major financial backers for such a party.

It also seems unlikely Mamoo Rajab and John Iyman, the other two DP Indian MPs,

□ To Page 2

Poovalingam

81 Day 4/17/89
(258)
will join Poovalingam in quitting the party.

Nor is it likely that any of the sitting white DP MPs will quit, even though many believe the national board decision was wrong.

Poovalingam is in a weak position in his constituency. His Reservoir Hills seat is a UDF stronghold and he polled just 756 votes when he won it in the 1984 elections.

Van der Merwe said Poovalingam had an opportunity to put his case when the national board executive met last week.

"At no stage did he mention any of the ridiculous allegations he now makes publicly. On the contrary, he indicated that on very substantial elements of the decision he was in agreement with the executive."

258 □ From Page 1
□ Sapa reports from Pretoria that nomination day for the September 6 election has been set for Monday, July 24, according to a proclamation by State President P W Botha in a special Government Gazette.

The election is to be fought on the voters' rolls which closed on May 31.

The poll, for all three Houses of Parliament, will be the biggest parliamentary election in SA's history.

On July 24, nomination courts will sit in constituencies throughout SA for the formal nomination of candidates.

President Botha officially prorogued Parliament as from July 1 (Saturday) for the purposes of the election.

● Comment: Page 8

Row in DP over Indian candidates partly resolved

By Peter Fabricius,
Political Correspondent

The row in the Democratic Party over the national board executive's decision to limit participation in the House of Delegates was partly defused last night.

The DP's Natal coastal region executive decided after a four-hour meeting to abide by the decision.

However, it also resolved that after consultation with the national executive, it would proceed with the selection of candidates for the House of Delegates according to normal constitutional procedures.

This seemed to imply rejection of the national executive's decision

which stipulated special criteria for the selection of candidates in the House of Delegates.

It was clear that after last night's meeting there was still some hard bargaining to be done.

The national executive decided that apart from the three present MPs in the House of Delegates, further candidates would only be accepted if they would "assist the party in bridging the parliamentary/extra-parliamentary divide and promote the negotiation process".

This sparked accusations of racism by Mr Pat Poovalingam, the DP leader in the House of Delegates, who resigned and then retracted his resignation.

Nov 5/7/89

258

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DP meets for discussion on Poovalingam

Political Staff 258

CAPE TOWN — REBEL MP Pat Poovalingam's status within the DP is expected to come to a head today when a DP national executive delegation flies to Durban for a meeting on the issue. *3 Day 5/7/89*

Poovalingam sparked a row in the party at the weekend by accusing its leadership of being opportunistic, racist and unprincipled.

The central figures involved in today's delicate negotiations declined to comment on a possible outcome but party sources said there was pressure for Poovalingam to be expelled if he did not withdraw his remarks unreservedly and apologise.

Poovalingam has threatened to resign and form the Non-Racial Democratic Party if the DP national executive's decision to limit participation in the House of Delegates elections was not changed.

National board executive acting chairman Tiaan van der Merwe said the issue of Poovalingam's party status "has not been resolved and cannot remain unresolved"



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Relief pay increased

258
Pretoria correspondent

An early election bonus awaits Indians in what can be seen as the first attempt by the House of Delegates to woo voters.

The administration of the House of Delegates has set aside R900 000 to increase the weekly allowance for persons receiving social relief.

The Minister of Health Services and Welfare, Mr Raman Bhana, announced the new tariffs had been in effect since Monday. All those eligible will receive back pay as the increases were approved for April 1.

DP row now over

THE row in the Democratic Party over the weekend decision by the DP national board executive to limit participation in the House of Delegates has been defused *Sowetan 6/7/89*.

However it was not clear if Mr Pat Poovaligam, the DP leader in the House of Delegates, would remain a member (258)

The DP's Natal coastal region executive decided after a four hour meeting in Durban to "abide by" the national board executive's decision to limit participation in the House of Delegates

Minister quits Solidarity

Star 7/1/84

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Mr Ismail Kathrada, the Budget Minister in the House of Delegates, has resigned from Solidarity, bringing to four the number of members who have quit the party in recent weeks.

Mr Kathrada, who has already withdrawn his candidature from the forthcoming elections, said in a letter to the secretary of the party he would remain politically non-aligned in his service to the community. —

Sapa.

(256)

Me

258 S/Times 9/2/81

DP tells Indian MP to quit the party

By NORMAN WEST
Political Reporter

MAVERICK Democratic Party MP Pat Poovalingam has been given his marching orders by the party's national board. But the DP has agreed to consider fighting seats in the House of Delegates on a broader basis.

The decision ends a bitter dispute between Mr Poovalingam and the party over the question of participation in the elections for the House of Delegates and House of Representatives.

Earlier, Mr Poovalingam, angered by a DP decision to fight only the three seats currently held by Indian DP members, claimed the party leaders were racist and lackeys of the ANC and UDF.

An unrepentant Mr Poovalingam said last night he would be starting his own party, the Nonracial Democratic Party.

He said he had already indicated his intention to resign — a week ago.

"The only reason I withheld my resignation was because the national board of the DP asked me to hold back."

React

"They tried for two days, on Thursday and Friday, to get me to back down."

A statement issued by Mr Tian van der Merwe, acting chairman of the national board of the DP, last night said the DP had decided "to authorise the Natal coastal region, in co-operation with the executive of the national board, to proceed to consult with potential candidates and identify up to nine constituencies which the DP could contest."

"The DP also decided to terminate the membership of Mr Poovalingam as a result of the groundless accusations he had made the past week against the DP and particularly against two of its co-leaders."

Mr Mamoud Rajab, now one of two remaining DP Indian MPs in the House of Delegates, said late last night the executive of the Natal region of the DP would meet this morning to discuss the "wide implications" of the DP decisions taken yesterday in Cape Town, including the expulsion of Mr Poovalingam.

"We will, thereafter, react to the new developments," Mr Rajab said. The other Indian DP MP, Mr John Lyman, could not be reached for comment.

Indians launch

another party

sta 13/7/57 258
Political Reporter

A new political party, the Merit People's Party of South Africa, has been founded to contest the September general election in the House of Delegates.

Acting secretary Mr Miley Ebrahim said yesterday the Transvaal-based party, which was registered on June 30, stood for bold reform, the immediate lifting of the state of emergency and the fair allocation of funds to the Indian community.

"We want to cut out bureaucracy and introduce meritocracy. Our motto will be merit for a free and just society."

The party will hold its inaugural meeting at 3 pm tomorrow at the Patidar Hall, Salvia Street, Extension 3, Lenasia
(Report by E van der Merwe, 47 Sauer Street, Johannesburg)

258 Amiel 14/7/89.

RAISING THE CURTAIN ON RAJBANSI

Even the most inspired playwright could not have dreamed up a more fitting sequel to the dramatic intrigues of the James Commission — that recent courtroom saga which held Durban and much of the rest of the country enthralled for months — than the two key figures of the commission themselves

In what promises to be a worthy follow-up, the ever-resilient Amichand Rajbansi, chairman of the Ministers' Council in the House of Delegates until Justice Neville James's recommendations saw him stripped of his post, and the commission's star witness, Dave Pillay, have both indicated they intend standing for parliament in the forthcoming elections — in constituencies next door to each other

Rajbansi and Pillay were firm friends and business associates until halfway through the James Commission Pillay blew the whistle on Rajbansi and some

unorthodox deals the veteran politician had been involved in

Real-life actors portray the two in *The James Commission* — a play now pulling in full houses around the country Now that the run for parliament has begun, the accusations have begun again — though rather more vague than before Thus, Pillay claims that Rajbansi in some way "assaulted" him after the two met in a lift.

This is Pillay's first foray into politics and the butchery owner will be contesting a three-way tussle in the Chatsworth Central constituency At the time of go-



ing to press, Rajbansi was awaiting the results of a final medical check-up before announcing his intentions of standing for Arena Park, the seat he has won five times since first standing for the old SA Indian Council nine years ago

On his chances of getting back to parliament, Rajbansi says. "Not only am I confident of winning, but I will lead the National Peoples Party back to victory" Of Pillay's chances, he curtly

responds "He doesn't stand a dog's chance"

Whatever the final outcome, it seems the show will go on

Nine Delegates seats will be fought

Staff Reporter 258
The Democratic Party has announced it will contest nine House of Delegates seats in the September 6 general election.

This decision yesterday was a change from an earlier controversial ruling that the party would only put up candidates for the three seats it had in the house.

DP co-leader Mr Wynand Malan said the decision was a regional one and "not a na-

tional challenge to the MDM (Mass Democratic Movement) on the issue of participation as a strategic objective"

The earlier decision to limit candidates to three unless they could "assist the party in bridging the parliamentary/extra-parliamentary divide and promoting the negotiating process" led to the DP leader in the House of Delegates, Mr Pat Poovalingam, being expelled from the party

TIC attacks DP decision

Stev 25/7/87
The Transvaal Indian Congress has condemned the Democratic Party for fielding nine candidates for the House of Delegates.

The TIC said the DP's decision was an insult to the Indian community, "the large majority of which rejects any participation in the House of Delegates" (258) (200)

The TIC believed the DP was playing a divisive role in Indian areas and was "doing the dirty work of the National Party"

"This makes the DP no different from the other collaborationist parties, like the National People's Party and Solidarity"

The TIC further called for a boycott of the election, saying the tricameral Parliament was irrelevant to change — Sapa

(Report by N Oelofse 141 Commissioner Street Johannesburg)

Unless otherwise stated political comment in this issue is by H W Tyson content approved by R G Anderson J M Patten and J de Villiers and political cartoons by D Anderson all of 47 Sauer Street, Johannesburg.

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258

Education boss to face inquiry?

PRETORIA — The director-general of administration in the House of Delegates, Mr Peter Wronsley, is to approach the Department of Justice to appoint a presiding officer to conduct an inquiry into charges of misconduct levelled against the chief director of education planning, Dr G K Nair. This follows the reply received from Dr Nair in response to four charges of misconduct levelled against him last month — Sapa

BID TO STOP RAJBANSI FAILS

AN OBJECTION by Solidarity Party candidate A S Naidoo to the nomination of Amichand Rajbansi for the Arena Park constituency of the House of Delegates has been turned down

Natal coastal region chief electoral officer Dries Coetzee said he had no authority to decide on a legal matter. He said Naidoo still had recourse to the courts.

Naidoo based his objection on a recommendation of the James Commission

The commissioner, Mr Justice James, recommended that Rajbansi should in future not be allowed to hold any kind of official or semi-official post which called for integrity — Sapa.

Report by P Strydom 141 Commissioner St Jhb

Irregularities probe continues

Own Correspondent

258

DURBAN — Investigations are still under way following the James Commission probe into alleged irregularities in the House of Delegates, according to Natal's Attorney-General

Mr Mike Imber yesterday said no decision had yet been taken to prosecute anyone and that the investigation was still under way

"As soon as a decision has been taken, I will release a statement," said Mr Imber

Star 26/7/87

He declined to name anybody who might be under investigation

The James Commission, which sat over a six-month period last year and whose findings were made by its chairman, Mr Justice N James, was very critical of the former chairman of the Ministers' Council in the House of Delegates, Mr Amichand Rajbansi

He was fired from his position by the State President, Mr P W Botha, after an interim report was submitted to him by Mr Justice James



From MARLAN PADAYACHEE
DURBAN. — The Natal Indian Congress (NIC) launched its anti-election campaign with a mass rally in Durban this week following a successful 10-day, no-vote foray into the heartland of a verkrampte Natal South Coast town.

The rally in the Durban City Hall marked the beginning of what promises to be a bitter political campaign spread over 40 days between anti-apartheid activists and the two main "pro-system" parties, the Solidarity Party led by Durban businessman JN Reddy and Amichand Rajbansi's National Peoples Party.

The UDF's Dullah Omar was billed as one of the speakers at the pre-election rally.

The NIC, the country's oldest political party which was formed by Mahatma Gandhi almost 100 years ago, caused a stir last week when about 150 members turned up at a Democratic Party (DP) meeting in Amanzimtoti, stronghold of the Conservative Party.

This was the first time in the history of anti-apartheid politics that one of its exponents attended a white political rally and staged a symbolic walkout protest.

White electorate

Said Dr Farouk Meer, secretary of the NIC "We told the DP to stick to white politics and stay out of the House of Delegates election. They were adamant that they would field candidates in the Indian election and our group walked out of the town hall."

Earlier, the NIC delegation were allowed to hand in a memorandum which outlined reasons why the DP should not participate in the Indian elections, and Meer later addressed the largely white electorate on the issue.

But matters came to a head when the DP's Zac de Beer flatly rejected the NIC's suggestion that the party steer clear of Indian politics.

Farouk Meer explained that the strategy of attending pro-election meetings was part of the first phase of the campaign.

Phase two, he said, would include

Activists stage anti-election blitz

high-powered rallies in Durban and Pietermaritzburg, regular door-to-door visits in the various constituencies stretching from Port Shepstone on the Natal south coast to Pietermaritzburg in the Natal Midlands, as well as a pamphlet blitz.

The NIC is to produce an "election manifesto" of its vision of a future South Africa next week.

Meer admitted that his movement is the weakest in Ladysmith and Newcastle: "We are relying on our Pietermaritzburg branch to muster no-vote support in the outlying country districts. It is difficult to have an organisational base in the northern Natal towns".

So far, NIC members have wrecked two meetings during their 10-day blitz on supporters of the tricameral parliament, including a meeting organised and addressed by the NPP's Amichand Rajbansi in Umkomaas on the Natal south coast last week.

The meeting grounded to a halt after local residents and about 40 NIC activists joined forces and took the sacked Cabinet Minister to task.

Wrecked meeting

"Give me 60 minutes," Rajbansi pleaded to a hostile crowd before someone allegedly sabotaged the sound system and cut him off. A bitter Rajbansi later accused the NIC of "gatecrashing" the meeting.

Last weekend the activists were on the march again and this time they wrecked the meeting of the newly-formed Natal Federal Party in Chatsworth.

Speakers and delegates were heckled and jeered as they attempted to put a strong case for participation in the September 6 elections.

The police were called to restore order. The public meeting was abandoned, but the party continued with a closed session at which it was decided to contest 20 seats.

The director of the Gaysands Restaurant, Selvan Naicker, said he had laid a charge against an "unruly and uninvited group of people who gatecrashed" the NFP meeting.

In Durban, Major Charl du Toit, police spokesperson for the Port Natal Division, confirmed that police were investigating claims of an alleged violation of the Liquor Act.

Responding to Rajbansi's attack on his organisation, Meer said there was "already an anti-Rajbansi trade" when the NIC supporters arrived at the Umkomaas meeting.

"We merely gave the local protest guidance and direction and the opposition against Amichand Rajbansi grew and became uncontrollable. He was ordered off the stage by the police."

Of the NFP meeting, Meer said "We did not gatecrash it. We registered and were given party badges, plus tea and a promise of biryani lunch if we stayed on. The meeting refused to vote on the issue of participation and we left after the police were called in."

Polling stations

Meanwhile, the 10 000-strong Indian teachers union, the Teachers Association of South Africa, has received a spate of complaints from parents and teachers about the use of Indian schools as polling booths in Chatsworth and Phoenix, the city's largest Indian townships.

Said newly-elected president Poo-bie Naicker: "Education and politics do not mix and the use of schools as polling stations is not conducive to sound education."

"This situation is unacceptable because it is not healthy for schoolchildren to become pawns in a political game which is sensitive and one that has been rejected by the majority of the people."

A spokesperson for the Home Affairs said other government-owned properties, including some schools, would be used as polling booths. He refused to comment on the complaints from parents and teachers.

(Report by M Padayachee, of 1 Dinapur Rd, Merebank.)

DP decision a gross insult, says TIC

By Jovial Rantao

The Transvaal Indian Congress (TIC) has condemned the Democratic Party for participating in the House of Delegates election by fielding nine candidates.

In a statement to The Star, the TIC said the DP's decision was a "gross insult to the Indian community which totally rejected the tricameral parliament".

The Congress believes that the DP is doing the dirty work of the National Party in imposing an unacceptable constitution on the Indian community. This makes the DP no different from other collaborationist parties like Rajbansi's NPP or Reddy's Sol-

idity," the statement said.

By participating in the House of Delegates the DP would be helping the Nats to achieve their objective in the Indian community.

VIGOROUS CAMPAIGN

The Mass Democratic Movement (MDM) of which the TIC is a member -- would campaign vigorously against the DP as well as other candidates in the House of Delegates to ensure a massive rejection of the tricameral parliament, the statement said.

Black communities throughout the country were angered by the position of the DP with regard to its participation in the tricameral system, it said.

The TIC also dismissed "with the contempt it deserves" Mr Tony Leon's statement in a speech delivered in Cape Town.

In his speech, the DP candidate for Houghton attacked the MDM for its reported call for whites to boycott the elections. Mr Leon said all that a stayaway by enlightened white South Africans would achieve would be to rob the DP of certain marginal seats.

Report by J Rantao 47 Sauer Street, Johannesburg

Rajbansi faces fraud, defamation charges

MARITZBURG — Mr Amichand Rajbansi is to be prosecuted for fraud and other charges

The former chairman of the Ministers' Council in the House of Delegates has been handed the charge sheet and warned to appear in court

Mr Rajbansi will face two counts of fraud and charges of defamation and contravening the Commissions Act and Criminal Procedure Act

The charges arise from the report of the James Commission of Inquiry into irregularities in the administration of the House of Delegates

The first count of fraud alleges that Mr Rajbansi, acting in concert with a Mr Mizam Khan, misrepresented to officials of the Department of Community Development that Mr Khan intended to run a business, Moorton Butchery, on his own account at a shopping centre in Chatsworth

The second count of fraud relates to a similar incident in which Mr Rajbansi, with a Mr Paraw Seebran, "a displaced trader", applied to the department for the hire of business premises at the proposed Montford shopping centre

On the charge of defamation, it is

alleged that Mr Rajbansi enlisted the help of a Mr Govindasamy Pillay to whom he dictated several letters for typing and subsequent distribution, in which the Minister of Local Government, Housing and Agriculture, Mr Baldeo Dookie, was defamed

The fourth charge alleges that Mr Rajbansi persuaded Mr Pillay to give false evidence before the James Commission

The last charge relates to two conflicting statements Mr Rajbansi made under oath — Sapa

(Report by K Daniels, 141 Commissioner Street, Johannesburg)

No 'Merit' as PIPs switch allegiances

856

From AMEEN AKHALWAYA
JOHANNESBURG

Nominations of candidates for the House of Delegates (HOD) in Lenasia last week became a farcical affair.

When nominations closed officially, three of the four MPs representing Johannesburg's Indian group area had quit

Nomination day turned into a display of changing alliances, a feature of the HOD.

Henry Padayachee, chairman of Amichand Rajbansi's National People's Party (NPP), has entered as a candidate of Solidarity, which took over the House of Delegates majority from the NPP

Darmalingum Sokalingum, also known as Ram Pillay, was to have been the Solidarity candidate in Lenasia West until last weekend

Last week, it was learnt from teachers that Sokalingum distributed a "survey form" to primary schools asking parents what they thought about his candidacy

The teachers were angered, Solidarity leader JN Reddy agreed with them and Sokalingum was dumped as Solidarity's candidate

The new Solidarity candidate is the independent chairman of the Lenasia Management Committee, Kessa Thambi, who was to have stood as an independent or for the Progressive Independent Party (PIP)

The PIP's only MP, Mr Fiaz Khan, has retired

Rashida Ebrahim, former chairperson of the Lenasia Management Committee, is standing as a candidate for the new Merit People's Party (MPP)

In 1984, she lost her first bid for election to the House of Delegates. In 1987, she stood for Solidarity in the by-election, and lost again

On nomination day, there was an unusual spectacle, but not rare for the House of Delegates. Sivaram Phillip and Mahalingam Pillay both entered as candidates of the NFP, for the same seat

Phillip objected, but Pillay, deputy leader of the NFP, said Phillip was not an official candidate of the party which has dissociated itself from him

Padayachee and Rajbansi loyalist MS Shah objected separately to the MPP, which, they claimed, was "improperly registered and the leader of that party has made a false declaration while applying for registration of that party"

Thambi opposed the nomination of the only independent, Essop Moosa, challenging the validity of the signatures an independent needs.

All the objections proved unsuccessful. Thambi and Padayachee are planning to take court action against Moosa's candidacy and the legality of the MPP respectively

Less than 12 hours after the nomination court sat, People's Party of SA candidate Abdulmunaf Saloojee withdrew from the election

That leaves 18 candidates for the four Johannesburg House of Delegates seats

The Transvaal Indian Congress, which is opposing the election, has breathed a sigh of relief, because not a single candidate has any sizeable support in the registered electorate

If the turnout of the House of Delegates elections in Johannesburg is more than 16 percent, it will be a surprise

(Report by A Akhalwaya, 3 Murzooq Centre, Rose Avenue, Lenasia)

MR AMICHAND Rajbansi is to be charged with fraud, defamation and contravening the Riotous Assemblies and Criminal Procedure Acts.

Rajbansi, the former chairman of the Ministers Council in the House of Delegates, has been handed the charge sheet and has been warned to appear in court.

The Attorney-General, Mr Mike Imber, said Raj-

Rajbansi to face charges

bansi would be charged in the Durban Regional Court and would appear in court shortly.

Rajbansi will face two counts of fraud, one of defamation, a charge of contravening Section 5(2)

of the Commissions Act read with Section 18(2) (B) of the Riotous Assemblies and a charge of contravening Section 319(3) of the Criminal Procedure Act.

Imber said the date for the commencement of the trial would be arranged in consultation with his legal advisers. The deputy Attorney-General, Mr B J Schonveldt SC, would conduct the prosecution on behalf of the State.

857

68/8/89
Ward 4 - 10/8/89

Rajbansi to stand trial

DISGRACED former House of Delegates leader Amichand Rajbansi, who is standing for re-election to parliament despite the controversy about his behaviour, is to be charged this morning in the Durban regional court with fraud and other offences

Rajbansi was the target of strong criticism in the report of the James Commission, set up to investigate allegations of corruption and maladministration in the House of Delegates

The Natal attorney general, Mike Imber, yesterday announced his decision to go ahead with a prosecution. He said Rajbansi would face charges of fraud, defamation, contravening the Commissions Act, read with the Riotous Assemblies Act, and contravening the Criminal Procedures Act

Solidarity launches plan to push for 'real negotiations'

Political Staff 

DURBAN — Solidarity has given an undertaking to block all legislation in the House of Delegates if the Government refuses to start real negotiations which include all political groupings including the ANC

Launching its campaign to retain control in the House of Delegates Solidarity leader, Dr J N Reddy, gave an undertaking to pull out of the system if the Indian House went through another five years of turmoil

Party chairman, Mr Ismail Omar, explained at the campaign launch that Solidarity did not agree with the Labour Party's threat of pulling out of the tricameral system if sufficient progress was not made in reforming the system

If Solidarity pulled out it would open the way for opportunists to enter the system

In its manifesto Solidarity said it had a two-fold objective in entering the election The

first was to direct SA politics towards national negotiations and secondly to block opportunism in the House of Delegates

It would seek a mandate to force the Government to negotiate

● Its intention to scrap the tricameral constitution and commit itself to negotiations with all political groups

● The release of ANC leader, Mr Nelson Mandela, and all other political prisoners and detainees to enable them to take part in negotiations

● The creation of conditions for South Africans in exile to participate freely and unconditionally in negotiations

● The lifting of the state of emergency

Mr Omar also announced that Solidarity had "no problem" with the current defiance campaign or campaigns of civil disobedience

(News by B Cameron, 85 Field Street, Durban)

Fallen Raj must quit, say candidates

DISGRACED former Cabinet Minister Amichand Rajbansi should withdraw from the election now that he faces criminal charges, his opponents said yesterday.

The three other candidates for the Arena Park, Chatsworth, seat were unanimous in calling for his immediate withdrawal.

People's Party candidate Mrs Amina Chothia said "It is the only honourable thing to do — he should not be in the political arena in the first place".

Mrs Chothia lost no time in

By SHARON CHETTY

printing a pamphlet to that effect late this week.

Mr Rajbansi, the former chairman of the Ministers' Council in the House of Delegates, was suspended from Parliament earlier this year on the strength of the James Commission report.

He is facing charges on

- Two counts of fraud,
- Criminal defamation,
- Contraventions of the Commissions Act,
- Making two conflicting

statements under oath.

The charges arise out of the findings of the James commission of inquiry into irregularities in the House of Delegates.

Political rival Mr Alan Naidoo of the Solidarity Party said "I opposed his nomination right at the beginning. It is scandalous that he can be allowed to stand for public office again".

Mr Denny Pillay, of the National Federal Party, said Mr Rajbansi should "stop leading the voters up the garden path".

"It is our moral duty, to prevent Mr Rajbansi from standing for a seat," he added.

Mr Rajbansi said yesterday he was going to "sue" his opponents for "passing judgment" on him.

"Do they know the difference between charge and guilt?" Mr Rajbansi asked.

"I welcome the charges against me as it will afford me the opportunity to deal with untested data."

Report by S Chetty, 12 Devonshire Place, Durban

258 Rmail 11/8/89

of manipulation through special and prior voting," though on September 6 "even fewer" will vote than did last time. Interestingly, in Laudium (Pretoria), the poll in the first week of special voting had already reached 10%, according to the returning officer.

least
Whatever the outcome, the state of the HoD promises to be as fluid and chaotic as it has been in its first five years ■

The only real interest in the HoD vote centres on whether "Raj" will pull off his return to parliament — despite facing criminal charges. Last week, he appeared in court on charges of fraud, defamation, contravening the Commissions Act and making conflicting statements under oath — all arising out of the findings of the James Commission, which concluded that Rajbansi was "unfit" to hold public office. However, charges were not put to Rajbansi and he was not asked to plead. A return date was set for October 2.

Though there is some debate, it seems the legal action will not block his election bid, it won't even be surprising if he is re-elected.

If that is the case, the question of which will be the ruling party when parliament re-opens is moot. Based on the fact that Solidarity is contesting all 40 seats and the NPP only 29, it would seem that Reddy will retain control. But because of the bewildering shifts in party loyalty in the HoD, it is as well to remember the joke in the HoD there are no parties, only movements.

With the largest number of parties and a record number of candidates aiming for a place in the House, there are at least two six-way fights for the same seat and a number of five-way contests. And there are some fascinating candidates.

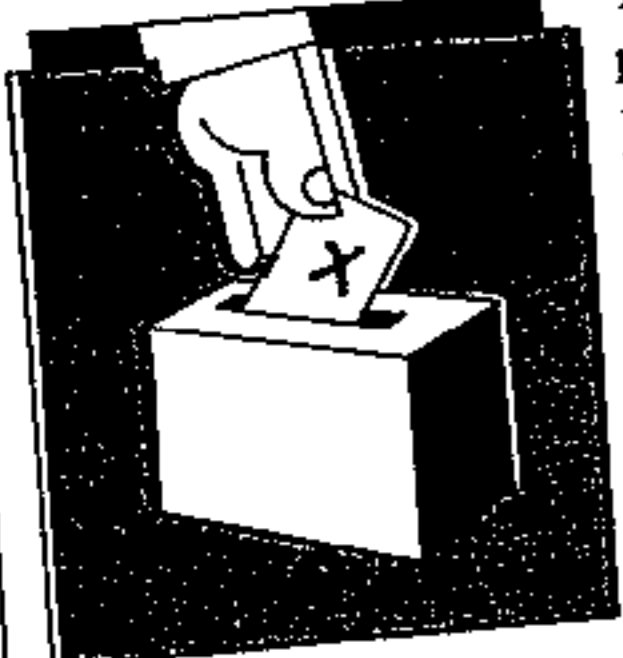
- The elusive Ramluckan or Anand or Prem Singh, apparently a film-maker who boasts three first names and who has now pulled out of the elections, leaving the way clear for sitting MP Baldeo Dookie. Originally standing for the NPP, Singh is now reported to have joined Solidarity.
- Ahmed Rafi, standing for Solidarity, who has a conviction for corruption after a 1980 dispute involving extortion, while he was working for the Isipingo town council.
- Narantuk Jumuna, who after a number of switched allegiances, is now a Solidarity MP. He was convicted for murder in Ireland in the Fifties after his girlfriend was found dead and dismembered, and
- Abdulla Khan, a PIP candidate with a fraud conviction.

For the first time, four women are standing for election. In addition to Rashida Ebrahim in Johannesburg Central, who this time is standing for the new Merit Party, there are Desi Govender (NPP), Devi Naidoo (Solidarity) and Anisa Chothia (PP), all standing in Natal. Chothia has the formidable task of being one of three opposing Rajbansi in his Arena Park, Chatsworth.

While it might look as though Solidarity will emerge as leader of the pack on September 7, when parliament opens that could change in a matter of days. If Rajbansi gets back to the House and even if he is barred from becoming chairman of the Ministers Council (which has yet to be sorted out), allegiances could prove ephemeral, to say the

HOUSE OF DELEGATES 258

Snouts to the trough



Trying to predict who might win what in the House of Delegates (HoD) election is even harder than trying to figure out which party was in control of the Indian chamber after master maverick, Amichand Rajbansi,

was banished from parliament following the James Commission findings earlier this year. The political crystal ball is clouded by a frenzy of unusual, if unsurprising, pre-election activity among the record number of candidates. The situation changes almost daily as accusations are levelled, court battles ensue, a nominated candidate mysteriously disappears and another is allegedly "bought" out. Even though Home Affairs has drawn up its "final" list of candidates, the electoral officer says there are still five court cases pending in which nominations are being challenged.

If nothing else, the elections have given rise to a string of new names and political parties. In addition to J N Reddy's Solidarity, which is contesting all 40 elected seats, and Rajbansi's National People's Party (NPP), fighting in 29 seats, there are the National Federal Party of SA (contesting 20 seats), People's Party of SA (11), DP (nine), Progressive Independent Party (seven), United Party (four), Republican Party of SA (four), Freedom Party of SA (three), Merit People's Party (three), plus (at last count) 30 independents and even a party which isn't fielding any candidates, the National Democrats.

Solidarity currently appears to hold the majority in the HoD against its bitter rivals, the NPP. Rajbansi has bounced back as overall leader of the NPP, with the party in parliament being led by S V Naicker.

Concerning the size of the poll, some in the Transvaal Indian Congress, which rejects the tricameral system, reckon this could be slightly higher than in 1984 "purely because

DO NOT VOTE BOYCOTT SUPPORT WHAT'S THE VOTER TO DO?

LESS than two percent of all Indian election votes will be cast on polling day, the Natal Indian Congress has predicted.

NIC president Dr Farouk Meer said he expects over 98 percent of all House of Delegates election votes to be "special votes" cast before September 6.

If correct, this means that with a high poll of 30 percent, fewer than 3 600 people will vote in the Indian elections on polling day throughout South Africa.

Meer, who forecasts a poll of between 25 and 30 percent, says the special vote tally has "reached a plateau and is already falling".

Department of Home Affairs statistics show that by August 14, a total of 36 546 House of Delegates votes had been cast in the 23 constituencies which fall under the Durban office (compared with 5 984 House of Assembly votes and 3 822 for House of Representatives candidates).

Meer said that about four percent of residents in Phoenix, seven percent in Chatsworth and eight percent in Pietermaritzburg had voted so far, and he did not expect major increases.

"However we expect polls of between 40 and 45 percent in some of the outlying areas like Stanger and Tongaat," he said.

Transvaal Indian Congress secretary Ismael Momoniat — who expects over 90 percent of Indian votes to be cast before election day — says the system has "opened the way for a wide range of illegal and fraudulent practices which will artificially inflate the total number of votes".

He said many candidates had been discredited by their close relation with the police, or by their suspected links with graft, drug-dealing and other criminal activities.

"They have zero community support and therefore have no option but to manipulate the special vote system, which is designed for exactly that purpose," he said.

Among the vote-getting tactics the TIC and NIC claim are being used by candidates are the following:

- Telling housewives and residents

Special votes likely to top 98% in Delegates election



Former NPP leader Rajbansi

former TIC vice president, who died in March, in a support statement.

"Unfortunately for him, he mixed up the man's first and surnames, making a joke of the statement."

The NIC and TIC are compiling details of alleged irregularities, but say the use of affidavits has not helped stem illegal special vote practices in the past.

from the cabinet by State President PW Botha three years ago after revealing inside information on the Mossel Bay project — recently claimed in a newsletter, to support the TIC and Nelson Mandela as well as Adriaan Vlok, Magnus Malan and Pk Botha.

The TIC has rejected Abramjee Solidarity, led by 63-year-old Dr JN Reddy, has called for the release of Mandela, the end to the Emergency after the elections and the scrapping of the tri-cameral parliament.

Solidarity is putting up 37 candidates, the NPP 28 and the DP nine. No other party is putting up more than five candidates.

The NIC has made it clear it will be boycotting the DP candidates as vigorously as all other aspirant House of Delegates members.

"They have drawn very little support, and I'd be surprised if they win more than one seat," said Meer.

In the 1984 election, which was won by the NPP, the official poll was 18,7 percent. This represented 11,2 percent of all eligible voters.

Twenty-three candidates received fewer than 10 votes and six received five or less.

Fourteen of the winning candidates received fewer than 800 votes.

Among them were JV Lyman (formerly Solidarity, now DP) and Pat Poovalingam (formerly Solidarity, later PFF, now independent).

Report by Gavin Evans, 127 Anderson Street, Johannesburg

MDM's 'no support, no boycott' call won't hurt DP

By EDDIE KOCH

THE Democratic Party believes the Mass Democratic Movement's opposition to participation in the September polls will not damage its performance in the white elections.

DP leader Peter Gastrow told the *Weekly Mail* he did not believe the MDM's position of "no support, no boycott" for anti-apartheid candidates at the House of Assembly was aimed at undermining the party's performance at the polls.

"I don't think the movement intended this month when it seemed some

Meer said the main difficulty they were facing was having to compete with well-paid canvassers who visit pensioners and housewives during the day.

"All our members work, so we can only do house visits after 5pm."

He said another problem was that the Durban City Council had only allowed the NIC 100 posters, which were then torn down by canvassers.

"We recently caught a canvasser of the Democratic Party's candidate in Phoenix, Omie Singh, pulling down our posters. We confronted Singh, who then fired him."

A total of 122 candidates from 16 parties and including 19 independents, are contesting the 40 House of Delegates seats.

With disgraced former National People's Party and House of Delegates leader, Amichand Rajbansi, facing charges of fraud in the Durban Regional Court, several former NPP stalwarts have abandoned ship and have joined up with the opposition Solidarity Party.

Others such as Boette Abramjee have opted to become independents.

Abramjee — who was removed

from the harsh words that DP leader Zach de Beer had for the MDM when it appeared that the anti-apartheid axis had been calling for a white boycott.

While an uneasy truce appears to have been reached on the white polls, there is still extreme discord between the DP and the MDM over the party's decision to field nine candidates in the House of Delegates.

The PFF statement, recognising the degree of anger that the DP decision has stirred in Indian and "coloured" circles, said it backed the MDM's call for a boycott of the houses of Dele-

SINCE its creation five years ago, the Indian House of Delegates has traditionally provided the spice in Parliament — and the September election campaign is no different.

The chamber of 40 elected MPs and five nominated by the State President has always been characterised by wrangles laced with rancour.

PLAGUE OF INSTABILITY INFLECTS THE BITTER HOUSE OF INFIGHTING

Since the creation of the tricameral Parliament five years ago, no white Minister has been dismissed, although a few have resigned under some form of pressure.

One coloured Minister, Mr Carter Ebrahim, got the boot in the House of Representatives. Yet in the House of Delegates no fewer than five Ministers have been sacked.

Why is this House so much more turbulent and unstable and why are allegiances in this House so fragile?

The House of Delegates has been "hung" since Day One in September 1984 and

At the end of the day it is perhaps the concept of "own affairs" that must take the blame for tribalising and, indeed, trivialising politics in the House of Delegates.

These MPs are not necessarily there with a common purpose or to use a legitimate parliamentary platform but rather to promote sectional interests.

The (white) architects of the constitution probably

never took into account that the Indian community is not homogeneous and never needed an "Indian own affairs" Parliament.

The main distinctions, and these also manifest themselves in parliamentary debates, are religious and linguistic.

Participatory politics in "the system" is no great recommendation in the Indian community and leads to ostracism similar to that which coloured MPs face.

Yet there is no shortage of Indian candidates for Parliament. At the last count there were 10 registered parties and 30 independent candidates, some entangled in six-way contests.

The way in which decisions in the House of Delegates are influenced by religious leanings is a sensitive subject no one would readily admit.

During the Muslim holy month of Ramadan, however, the matter surfaced in Press

BAREND MAKES IT AS A VIDEO STAR!

By DE WET POTGIETER

MINISTER of Finance Barend du Plessis is the star of an American-style video designed to reassure over-burdened taxpayers on the eve of the general election.

"Welcome to what you think is my ivory tower," Mr Du Plessis tells viewers in the professionally-made 30-minute video.

"If anybody is stuck between the devil and Du Plessis — it's me," he says disarmingly, sitting behind the desk in his Pretoria office.

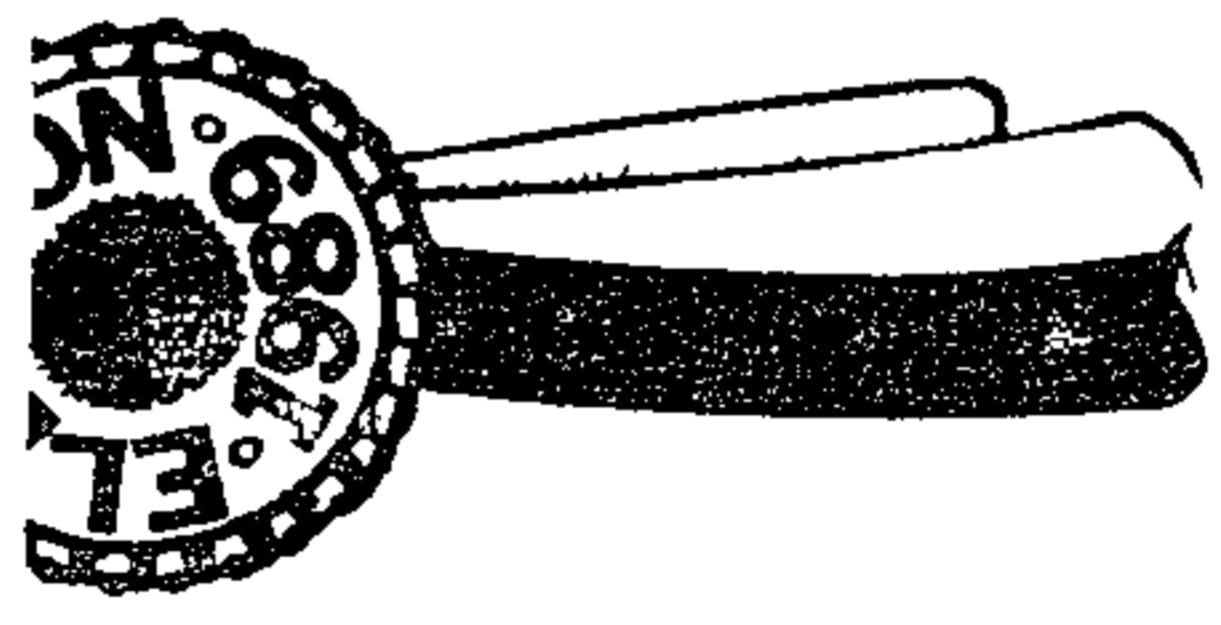
Explaining that he will try to recall reasons why things (the state of the economy) are the way they are, Mr Du Plessis argues

at length that the National Party is the only one offering a future solution for SA.

A skilful on-camera salesman, the Minister explains the finer details of what he calls the "five major international offences" against SA since the days of the arms embargo.

Placing a Conservative Party and then a Democratic Party cap on his head, Mr Du Plessis argues that the economic policies of his opponents spell only danger.

In a sincere, well-rehearsed manner, he tells the video camera "I wish I could change your problems overnight — but I can't."



debate are dubbed "grass-hoppers" because they evidently think the grass is greener on the other side. Those who make up their minds during the night are called "cockroaches".

Because of one such mass floor-crossing, which gave the House the reputation of the most unstable component

Sacred Month of Ramadan", according to a letter addressed to them as "Dear Brothers in Islam".

The House of Delegates has focused much energy over the past five years in disposing of unwanted rivals — the departure of the disgraced former chairman of the Ministers' Council, Mr Amichand Rajbansi, being only one example.

Mr Rajbansi was responsible for axing at least two Indian Ministers. When he recommended a Minister be fired, Mr P W Botha simply sent over a note saying "you will be relieved of your position as from...".

The last Indian Minister fired by Mr Botha was the hard-working, soft-spoken gentleman of politics, Mr S V Naicker, Minister of Local Government and Agriculture.

He was the victim of another phenomenon in this House — "floor-crossing". Those who "cross" during a



RAJBANSI
REDDY

statements when one group accused another of being in favour of late-night sittings "for the sake of hatred and sinful motives to prevent the Muslim Members and the Muslim staff from performing their most sacred and religious duties" (evening prayers).

An attempt to adopt a motion of no confidence in certain officials was taken because they allegedly displayed "complete disregard for the Islamic feeling in the

in the tricameral set up, Dr J N Reddy, leader of the Solidarity Party, grabbed power from Rajbansi's National People's Party.

Mr Naicker was stunned. He was one of the most correct and exemplary MPs and his track record as a Minister was unimpeachable. When he inquired from Tuynhuys whether there could be substance in Press speculation that he had been fired, only then was he sent a letter.

The P W Botha axe has fallen in similar fashion on Ministers Boete Abramjee, Sam Padayachy, Baldeo Dookie and, of course, Mr Rajbansi.

Now, as September 6 approaches, the many parties and independents are gearing themselves to test their popularity at the polls again.

If the poll is as low as in 1983 it will again prove that the House has failed to improve its legitimacy in the eyes of its electorate.

Report by N West, 122 St George's Street, Cape Town

258

24-30/8/87

Rajbansi may sue over play

258
Suth

CONTROVERSIAL politician Amichand Rajbansi has threatened to sue the producer and playwright of a hit play which focuses on irregularities in the House of Delegates.

The James Commission, written and produced by Ms. Saira Essa, deals with the goings-on in the House of Delegates as revealed in the special court of inquiry headed by Natal's Justice Neville James earlier this year.

The inquiry found that Rajbansi was "unfit" for public office.

The furore arose after Rajbansi arrived with his wife, Ashadevi, to view the play at the ABH Hall in Durban's Arena Park.

(Report by M Padayachee, of 1 Dinapur Rd, Merebank)

Briefing

The greatest significance of this year's House of Delegates (HoD) elections appears to be that the simmering tension between the Democratic Party and the Mass Democratic Movement was finally brought to a head.

For it was the fledgling DP's decision to field nine candidates in the Indian House — seen by many as a fatally flawed part of the unrepresentative tricameral system — which has caused a seemingly irreconcilable breach between the anti-apartheid parliamentary party and the umbrella body of anti-apartheid extra-parliamentary forces.

While the MDM's call for a boycott of the HoD and House of Representatives was to be expected, the clash with the DP has prompted the MDM to call on its white members to boycott the House of Assembly elections. The only "white" party to lose as a result of this decision is the DP.

Mass meetings

In the 40 HoD constituencies, those campaigning for a boycott and those attempting to get the 665 870 registered Indian voters to the polls are equally active.

The candidates are concentrating on using the new system of special votes, while extra-parliamentary organisations are holding mass meetings and canvassing from door to door to ask people not to vote.

A prominent feature of the elections is the large number of candidates and parties participating.

More than 150 Indian candidates have been nominated. They represent 10 parties, some of which were established only a few months ago. In addition, about 30 independents are contesting the election.

Currying favour for unstable House

Star 4/9/89
258

Six candidates each have been nominated in the constituencies of Campersdown, Lenasia Central, Montford, North Western Cape, Phoenix, Springfield and Tongaat.

This indicates the instability in the House, which has become infamous for its lack of quality leadership and claims — and in some cases, proof — of bribery and corruption.

At some stage last year, after the sacking of Mr Amichand Rajbansi as chairman of the Ministers' Council in the HoD, MPs crossed the floor and formed new alliances in an unprecedented way.

The political chaos in the HoD is demonstrated by present circumstances in the eight Transvaal constituencies.

● Of the eight MPs, five are standing for re-election. However, three of the five are contesting other seats while two have swapped parties.

● Of the two MPs defending their own seats, one has turned independent. Thus only one MP in the province — Lenasia Central's Mr MS Shah of the National People's Party — is defending the seat he holds for the party under whose banner he was elected.

● In Lenasia East, two candidates were officially nominated for the National Federal Party. When the error

On Wednesday the curtain rises for the second act of the House of Delegates play — rated a farcical comedy by some, an intriguing drama by others. The players will change, but will the storyline improve, asks Political Reporter **ESMARE VAN DER MERWE.**

was discovered, one candidate had to be scrapped.

But what are the issues in the Indian elections?

Political analysts agree that there are none — apart from the various parties' efforts to improve the badly shaken image of the HoD.

Mr Cassim Docrat, a political sciences lecturer at the University of Durban-Westville, says there are no policy differences between the various parties — all are campaigning on the "very broad issue of reform and change."

He says "There is still a huge debate in the Indian community on whether to participate or not. Because of the corruption, illegal practices, favouritism and continuous feuds in the HoD, the general public thinks candidates are only there in their own interest."

Mr Ismail Momoniat of the Transvaal Indian Congress adds that in the

first HoD elections in 1984, the debate centred on how the tricameral system could be used to abolish apartheid and improve the quality of life.

"This year, there are no issues whatsoever. The only issue is the legitimacy crisis of the House and the issue of corruption. People simply see this election as a continuation of the HoD circus."

Mr Yusuf Bhamjee, research co-ordinator of the Development Studies Research Group at the University of Natal (Maritzburg), says "The fact that none of the authentic leaders in the Indian community are standing for election suggests that very little can be achieved via the HoD. Those candidates standing are trying to dissociate themselves from allegations that they're standing for personal gain."

Besides reservations about the quality of candidates, doubts have also been raised about the canvassing methods used.

Mr Momoniat says "Especially the poor and the elderly are duped into voting. There are many cases of threats and bribery. For example, candidates suggest to voters that their pensions will be taken away if they do not vote, or they say 'If you want a house, you had better vote.' Others exploit sectionalism by saying 'Vote for a Hindu to keep a Muslim out'."

The experts agree that the new system of special votes, introduced last year mainly to prevent intimidation in the Indian and coloured municipal elections, could lead to a higher poll than the 20,3 percent of 1984.

Mr Bhamjee says "Our monitoring does not suggest that people are flocking to the polls. It seems that the people who are going to the polls now are those dependent on social welfare and the immediate families of candidates."

Mr Momoniat says that in terms of the changes to the Electoral Act, only candidates are now allowed to inspect voters lists.

"This is a fraudulent form of voting. In the past, we have found that dead people have voted. There's a lot of rigging going on."

Evil system

Predicting that about 95 percent of the total votes cast will be special votes, Mr Momoniat dismisses allegations that organisations campaigning against the elections are intimidating voters to stay away.

"We've never stopped anyone from voting. If people want to support an evil system, they're welcome to do so. But they should not cast a back-door vote. They must then be prepared to vote openly on September 6."

"The Indian Congresses are not playing a destructive role. We are calling on people not to vote, yes, but we are focusing on getting the community involved in a debate on the ANC's constitutional guidelines."

"The tricameral system is crumbling. Mr P W Botha initiated it, Dr Denis Worrall wrote it and Chris Heunis implemented it. All three founders are gone."

(Report by E van der Merwe 47 Sauer St, Johannesburg)

Between 1% and 20% made use of special or prior votes

8/10/89 2/19/89

TANIA LEVY

SPECIAL and prior votes in House of Delegates and House of Representatives constituencies ranged from under 1% to 20% before polling day yesterday

A 20% poll was recorded in the House of Delegates last election in 1984. The poll was 30% for the House of Representatives (257) (258)

About one-fifth of voters in House of Delegates and House of Representatives constituencies in Johannesburg voted prior to the election yesterday

In Lenasia, 16,3% of 28 253 House of Delegates voters had voted before election day. In House of Representatives constituencies in Johannesburg, 13% voted early

The lowest early voting was recorded in Maritzburg, where less than 1% of the 107 316 voters in six House of Delegates seats made prior votes

In Durban, 15,5% of 551 304 voters cast special votes in 23 House of Delegates constituencies.

A 9,6% poll was recorded in 32 House of Representatives constituencies in Cape Town. In Rylands, the only House of Delegates constituency being contested in Cape Town, 11% of voters went to the polls before yesterday

A 19,8% poll was recorded in the only House of Delegates constituency in the Port Elizabeth area, and nearly 20% of House of Representatives voters had cast prior votes

Candidate's feat with zero votes

Star 8/9/84
By Joe Openshaw 258

Now the dust has settled and political analysts are making hay with the figures, spare a thought for Mr Gangiah Naidoo, an Independent who scored a political duck standing for the House of Delegates at Rylands, in the Cape Peninsula

Incredible as it may seem, the election results showed a zero next to his name. He did not get one vote.

I wouldn't bet on it, but Mr Naidoo has probably made history. Why, one might ask, did he not even vote for himself? It is one of the great mysteries of modern politics.

Mr Naidoo can console himself with having bettered (or worsted) the record of Mr A G Ebrahim, also an Independent, who in the last Rylands election netted two votes.

● One of the lighter moments for me was when I was approached by a voter outside the polling booths in Edenvale. He had his ballot paper in his hand and asked me what he should do with it.

"Must I keep it?" he asked.

I said "Fold it up and ask that policeman where to put it."

Rajbansi

258
Star 21/89
Tiger

victorious

Own Correspondent

DURBAN — Within minutes of being returned to Parliament, National People's Party leader Mr Amichand Rajbansi issued a warning to white civil servants "Don't mess with Indian politics"

He said that by re-electing him, the people had replied to the "conspiracy from the witness box", a reference to the James Commission of Inquiry into irregularities in the House of Delegates, which led to a number of charges being laid against him

"The tiger is back and when Parliament reconvenes on September 13 I will tell the State President he will see the real Rajbansi in action. The scenes which were seen in the previous House will not be seen again"

He said that certain of his political enemies were used by white civil servants against him, but they had not succeeded because the people had voted him back into office

"I got an even greater majority than in 1984, which shows the people have answered through the ballot box to the conspiracy against me from the witness box."

22/9/89

~~258~~
~~30~~

alleged irregularity

"I did nothing more than lay a complaint, giving the police the information I had. The complaint is not directed against any political party or individual," he says

Hitchcock confirms, however, that his complaint involves an attempt to use a dead person's name for a *spookstem* (ghost vote). Police would not reveal details of their investigation

The DP's Port Natal candidate, Hilda Grobler, confirms she had heard allegations about the incident and says "We see this in an extremely serious light and would appreciate being informed of the outcome of the police investigation as soon as possible"

Whatever the outcome it again shows the potential for abuse of the prior voting system

If allegations of the involvement of somebody close to the successful candidate turn out to be true an uproar can be expected from both opposing parties

Since the NP and DP each have 10 seats in Natal, any chance of a new election will be seized upon

the House of Assembly, *not* the Delegates

The alleged irregularity in the Port Natal poll — won by NP candidate Johan Marais with a 2 247 majority — is not one of which party officials at NP head office in Durban were aware. The NP chairman for the constituency, Piet Hartzler, says he knew nothing about the police investigation, he was overseas at the time of the election and would investigate the matter at the first local NP committee meeting

CID officers at Brighton Beach police station, however, are taking the matter seriously. A complaint was laid by CP candidate Francis Hitchcock a week before the election. Police confirm that the complaint involved an allegation that a deceased person's name had been used to try to cast a prior vote and that they are treating the matter as electoral fraud

More serious are allegations (not included in the statement to the police) that the person who tried to use the dead woman's name is an NP organiser — and a member of the successful candidate's family

In terms of the prior voting system, an application for the vote contains the signature of a witness (usually made by the party organiser who returns the application) and police are understood to be investigating the source of this signature

Marais could not be contacted earlier this week as he was travelling to Pretoria for the inauguration of the State President. CP candidate Hitchcock is reticent, saying he made the complaint under pressure from the DP, who learnt he had information about the

THE ELECTION (258) ~~30~~

Late vote *Fine*

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22/9/89

(258)

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THE ELECTION

(258) (258)

Late vote

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The Raj hangs up his tarnished crown

By NORMAN WEST
Political Reporter

THE disgraced leader of the National People's Party, Amichand Rajbansi, has dropped his bid for a spectacular return to Parliament as chairman of the Ministers' Council.

Facing criminal charges for fraud and living under the cloud of the James Commission's findings, which described him as "unfit to hold public office", Mr Rajbansi handed over the NPP leadership this weekend to former Local Government and Agriculture Minister S V Naicker.

Mr Naicker will take over as parliamentary leader of the NPP.

Headache

This will leave Mr Rajbansi free to concentrate on fighting his court battles.

This weekend the state of the parties in the House of Delegates was Dr J N Reddy's Solidarity Party and the NPP alliance 21 seats each, with the three Democratic Party MPs holding the balance of power in the 45-member chamber.

In moving sideways, Mr Rajbansi saved President F W de Klerk a major headache which would



AMICHAND RAJBANSI

have required the wisdom of King Solomon to settle. Had he emerged as leader of the majority in the House of Delegates, he would have been a contender for the position of chairman

The voluntary decision to step down should, therefore, come as welcome relief for both President De Klerk and Dr Reddy.

Solidarity is now likely to form a loose alliance with the three DP members, giving Dr Reddy a 24 to 21 majority over the NPP.

President De Klerk has postponed the appointment of the Indian Ministers' Council because of what he terms "uncertainties".

Charge

The constitution says the President must appoint a chairman who, in his opinion, enjoys majority support in the House.

● On Friday Mr Rajbansi brought an application in the Durban Regional Court for a charge of criminal defamation against him to be set aside.

The original charge was laid by another MP, Mr Baldeo Dookie. The magistrate, Mr J J Augustyn, has reserved judgment until October 2.

Defamation: Rajbansi wants charge quashed

By Day 25/9/84 Own Correspondent (258)

DURBAN — National People's Party leader Amichand Rajbansi brought an application on Friday for a charge of criminal defamation against him to be quashed

Appearing before Magistrate J J Augustyn in the Durban Regional Court, Rajbansi was not asked to plead to the charge of defamation, or to two charges of fraud, of contravening the Commissions Act and contravening the Criminal Procedures Act.

The charges arise from the James Commission report. Appearing for Rajbansi, Advocate Douglas Tobias told the magistrate only the most serious defamations were criminal, adding that if every piece of defamation was criminal, "half the town would be in the dock and the other half would be here as complainants"

He said Rajbansi did not admit to any of the facts alleged against him

"The person allegedly defamed is a politician, Mr Baldeo Dookie, and this is just one politician's remarks against another politician," he said

He said certain Ministers had, at public meetings, been described as "grossly incompetent" and "walking disasters" These things were said openly and "why not — because we have freedom of expression in this country and people are not going to be put off by threats of criminal defamation"

Deputy Attorney-General B J Schonfeldt said the charge should not be quashed

Judgment will be given on October 2

STAR 2/07/89

258

Charges include fraud, defamation.

Full house expected as Rajbansi trial begins

Own Correspondent

DURBAN — There is expected to be standing room only in the Durban Regional Court today when Mr Amichand Rajbansi, the former chairman of the Ministers' Council in the House of Delegates, appears to face several criminal charges.

No extra seating will be provided during the 10-day trial, unlike the special arrangements made last year to accommodate the large number of people who

daily attended the James Commission hearings.

Mr Rajbansi, the leader of the National People's Party, was the main witness before the commission. His appearance in court this week follows certain allegations before the commission.

The politician is due to face two charges of fraud and charges of defamation, contravening the Commissions Act and contravening the Criminal Procedures Act.

Mr Rajbansi told The Star he did not know how his many friends and relatives, who were expected to attend, would be accommodated in court.

On the first count of fraud, the State alleges that in March 1980 and December 1982 Mr Rajbansi, with Mr Nizam Ebrahim Khan, made unlawful misrepresentations to the former Department of Community Development regarding a butchery in Chatsworth.

On the second count of fraud it is alleged that Mr Rajbansi, with Mr Paraw Seebran, a "displaced trader", made unlawful representations to the department regarding an application to run a butchery at the Montford Shopping Centre in Chatsworth.

Another charge is that Mr Rajbansi allegedly contravened the Commissions Act — read in conjunction with the Riotous Assemblies Act — in that he unlawfully and intentionally incited, instigated or procured Mr Govindasamy Pillay to give false evidence before the James Commission.

A further charge is that on June 25 1987 and August 25 1988 Mr Rajbansi made conflicting affidavits before commissioners of oaths.

Kathrada quits HoD

3/10/89
STK

DURBAN — The House of Delegates has been plunged into further controversy after the resignation of Mr Ismail Kathrada, an indirectly elected MP (258).

Mr Kathrada, a former Minister of the Budget and Auxiliary Services, confirmed yesterday that he quit as MP because he was unhappy at the "goings on among members in the HoD vying for positions"

Rajbansi pleads not guilty to various charges

DURBAN — The leader of the National Peoples Party, Mr Amichand Rajbansi, has pleaded not guilty in the Durban Regional Court to charges of fraud, defamation, contravening the Commissions Act, and contravening the Criminal Procedures Act.

Appearing before Mr J J Augustyn, yesterday's hearing was largely legal argument regarding the admissibility of certain evidence.

It has been alleged that in March 1980 and December 1982 Mr Rajbansi and Mr Nizam Ebrahim Khan made unlawful misrepresentations to the former Department of Community Development regarding a butchery in Chatsworth.

It is also alleged that Mr Rajbansi and Mr Paraw Seebran made unlawful representations to the same department regarding an application to run a butchery in Chatsworth (M258).

Mr Rajbansi is also alleged to have unlawfully instigated a Mr Pillay into giving false evidence in the James Commission.

Finally Mr Rajbansi is alleged to have made conflicting affidavits on June 25, 1987, and August 28 last year before a Commissioner of Oaths.

In a summary of substantial facts read out to the court by Deputy Attorney General B Schonfeldt, it was alleged that during

1968 Mr Seebran had various business premises expropriated as a result of the Group Areas Act.

In May 1982 Mr Rajbansi opened a banking account and was the sole signatory for the Montford butchery.

Mr Seebran was initially under the impression he had a 51 percent share but later discovered he had only one share.

Regarding the charge of defamation, Mr Rajbansi is alleged to have attempted to discredit Mr Baldeo Dookie as Minister of Local Government, Housing and Agriculture in the House of Delegates.

The hearing continues Sapa

258

Court crowd called to order in Rajbansi trial

Own Correspondent
DURBAN — Regional Court Magistrate Mr J J Augustyn had to reprimand the public gallery twice yesterday during the cross-examination of a witness in the trial of Mr Amichand Rajbansi.

Mr Rajbansi has pleaded not guilty to fraud, defamation and contravening the Commissions Act and Criminal Procedure Act.

After several outbursts of laughter from the gallery during a heated cross-examination of Mr Nizam Khan by Mr Douglas Tobias, Mr Augustyn threatened to exclude the public.

"I have here a man I am trying on serious charges.

Please do not make my task more difficult."

In cross-examination, Mr Khan said he had been a member of Mr Rajbansi's party, the National People's Party, since its inception in 1981.

In 1984 he and a few others formed the People's Party of South Africa because they were unhappy with Mr Rajbansi's leadership.

Questioned on an interview headlined: "I plotted the Raj's Fall", Mr Khan denied having

said he orchestrated Mr Rajbansi's downfall.

He said Indian reporters had been making "much mischief" and "one sucked the story out of his thumb".

Talking about a butchery which Mr Rajbansi had organised for him, he said he had not personally wanted a shop, but his late father and Mr Rajbansi must have come to some "deal".

Repeating evidence given earlier, he said Mr Rajbansi

asked his father and himself whether they knew of people who had been affected by the Group Areas Act, because a new shopping centre was being built at Chatsworth and shops would be available.

Mr Khan said the next thing he knew was Mr Rajbansi arriving with an application form for him to sign.

Proceedings became heated when defence counsel Mr Tobias began questioning Mr Khan on evidence he had given at the Thaver Committee.

He claimed that evidence given yesterday contradicted that given previously.

Mr Khan said he had been ill and deaf in both ears at the time he gave evidence.

Rajbansi begged me to lie, says trader (86)

Own Correspondent

(258)

DURBAN — Wealthy businessman Mr Paraw Seebran (86) yesterday said in the Durban Regional Court he had told a "small untruth" to the Thaver Committee last year after Mr Amichand Rajbansi — "almost on his knees" — had begged him to do so.

Mr Seebran was giving evidence in the trial of Mr Rajbansi, leader of the National People's Party, who has pleaded not guilty to charges of fraud, defamation, and contravening the Commissions Act and the Criminal Procedures Act.

Mr Seebran said that last year, before going to Cape Town to give evidence before the committee which was investigating alleged irregularities in the House of Delegates, he had been asked to visit Mr Rajbansi at his office.

At the meeting, which was held at House of Delegates offices in Stanger Street, Durban, Mr Rajbansi asked him not to mention his name when giving evidence about Raj Investments (Pty) Ltd.

Mr Rajbansi apparently told Mr See-

bran that if his name was mentioned in connection with the business, "he was finished".

Mr Seebran said he felt sympathetic and wanted to help Mr Rajbansi. Luckily, he had not been asked about Mr Rajbansi's involvement, he added.

Under cross-examination it became apparent, however, that Mr Seebran had not fully remembered evidence he had given at the Thaver Committee. It became apparent when defence counsel Mr Douglas Tobias read a paragraph from a transcription of the committee that in fact Mr Rajbansi's name had come up and Mr Seebran had lied.

Questioning Mr Seebran on this, Mr Tobias was told by Mr Seebran that he was exceeding his jurisdiction.

"It was a lie to help your client. He came to me almost on his knees," Mr Seebran said.

Earlier Mr Tobias apologised in advance to Mr Seebran if he had upset him in any way. He did not want to be disrespectful to a man of nearly 90, he said.

The hearing continues.

258 w mail
6-12/10/89.

Rajbansi fraud trial is not a joke, magistrate tells the gallery

By CARMEL RICKARD, Durban

THE trial of controversial politician Amichand Rajbansi was a serious matter and was "not supposed to be entertainment," the magistrate hearing the case warned this week.

Durban regional court magistrate JJ Augustyn was rebuking people in the public gallery for their raucous laughter during evidence and comments by witnesses in the trial.

He was apparently concerned that unless he took a firm grip on public behaviour at an early stage, the trial would quickly take on the laugh-a-minute character of the James commission of inquiry into House of Delegates corruption.

The first witness in the trial, former MP in the House of Delegates, Nizzie Kahn, claimed he was a business "front" for Rajbansi, and, near the end of his tether after a day in the witness box, he snapped at Rajbansi's counsel. "Listen carefully, I won't tell you again. I was a front for Rajbansi." Then he spelt out: "F-R-O-N-T".

- Kahn gave evidence about forms he signed relating to a butchery registered in his name.

- He was entitled to the shop because he was a "displaced trader" under the Group Areas Act.

The state alleges that the shop was in fact owned by Rajbansi who used Kahn as a front to get rights to the butchery, because while Kahn was entitled to a shop as a displaced trader, Rajbansi was not.

Kahn said it was his father's dying wish that if they were able to acquire the right to a shop, it should be given to Rajbansi.

He said in deference to his father's wish, he "closed his eyes" and signed papers relating to the shop brought to him by Rajbansi, without reading their contents.

At one stage during the proceedings, Kahn, who currently owns a car spares shop, was asked by Rajbansi's defence counsel, D Tobias, to explain discrepancies in his evidence.

When he was apparently at a loss for words, Tobias said, "Come, come Mr Kahn. You are an honest man. You are a motor car dealer."

Earlier, Kahn was asked to comment on a newspaper article which described him as having "plotted Mr Rajbansi's downfall" as chairman of the ministers' council.

Kahn said this part of the article was not true and that he telephoned the reporter the next day to challenge him.

Asked what he said to the reporter, Kahn replied. "I said, 'George, what is the big bullshit you are putting in the papers?'"

On another occasion he agreed that while he believed Rajbansi was "a bully boy and a dictator", they were still "good friends".

Once, frustrated because they did not appear to be speaking the same language, Kahn said: "If you put it in Charles Dickinson language or Agatha Christie language, we are still talking about the butcher shop."

Rajbansi is facing five charges including two counts of fraud. They all arise from the evidence given to the James commission, which made recommendations about prosecution in its final report. However the case almost never began.

On the first day, Rajbansi's counsel objected when the prosecutor, Natal's Deputy Attorney General Benjie Schonfeldt, showed Kahn a document.

With something of the air of a magician pulling a rabbit from a hat, Tobias took papers from a yellow file labelled in large letters, "Surprise".

He argued that in terms of the Commissions Act documents handed in to a commission could not be published without the written permission of the chairman of the commission.

The magistrate overruled Tobias, saying it was not logical to allow a commission "to rule from the grave".

Rajbansi trial delayed over defence query

Own Correspondent

DURBAN — The Rajbansi trial has been adjourned in the Durban Regional court until tomorrow after the defence raised objections to questions in connection with an allegedly defamatory letter received by Mr Pat Poovalingam and which referred to Mr Baldeo Dookie

After hearing a little more than 20 minutes of evidence from Mr Poovalingam, the hearing adjourned briefly so the State and the defence could come to an agreement on whether a certain line of questioning could be continued.

When they failed to reach a compromise, the trial was adjourned until tomorrow, when proper argument will be presented.

Mr Bennie Schoum1 Nfeldt had just begun to lead evidence on the letter received by Mr Poovalingam in 1986 and which alleged that Mr Dookie had prevented his daughter from marrying a Tamil teacher.

DEFAMATION

Mr Schoum1 Nfeldt had asked Mr Poovalingam what his interpretation of a portion of the letter would be when Mr Douglas Tobias objected, saying evidence of this sort was inadmissible.

Mr Schoum1 Nfeldt replied that it involved a charge of criminal defamation which included lowering a man's esteem in the community.

In agreeing to the adjournment, magistrate said he believed everyone was anxious to get the trial over, but "much depends on the outcome of the court's ruling."

Mr Poovalingam said he had known Mr Dookie for more than 25 years. He had done a lot of good work for the community.

He said they might be in opposing political parties, but this did not cloud his judgment of the man.

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PUBLIC SECTOR GOVT. - ASIAN AFFAIRS

1990

Ten schools opening for Indian pupils next week

Education Reporter

Ten new Indian schools administered by the House of Delegates will open when the 1990 term starts next Monday

An 11th school, Trenance Farm School in Verulam, will open on January 23

The House of Delegates Department of Education and Culture has announced that the new schools were built and furnished at a cost of about R40 million

The department's first custom-built and equipped technical secondary school will open in Phoenix

It will eventually accommodate 1 000 pupils who wish to acquire skills in vocational and engineering fields.

Two similar technical secondary schools will be built in Chatsworth and Northdale during the next two years, depending on the availability of funds

The six primary schools — Verulam, Primary No 5, Port Shepstone Primary No 2, Lenasia South Primary No 2 and No 3, Roshnee Primary (Vereeniging), Richards Bay Primary — will each have 20 classrooms and eight specialist rooms, and are designed to accommodate 720 pupils

The three new high schools — Verulam Secondary No 3 (Lotusville), Phoenix Secondary No 24 (Shastri Park) and Trenance Secondary School — each have 30 classrooms and 21 specialist rooms

Each of them can accommodate 1 000 pupils

Stop petty bickering, Reddy tells Indian MPs

DURBAN — The chairman of the Ministers' Council in the House of Delegates (HoD), Dr J N. Reddy, yesterday called on Indian MPs to stop petty bickering and set the ball rolling for their chamber to get involved in pressing national issues on a far wider scale.

Addressing more than 30 parliamentarians, Dr Reddy said the time had come for the HoD to make its presence felt.

"In addition to attending to our various constituency matters, let us prepare ourselves to play bigger and significant roles in national politics," he said.

"While we agree to disagree on some matters, there is no reason why we could not find consensus on other issues."

The meeting, the first of its kind, was attended by MPs from the ruling Solidarity Party, Democratic Party, People's Party of South Africa, National Federal Party, National People's Party and Independents, and was hailed as a breakthrough by party leaders who attended the gathering.

Mr. Salaam Abram-Mayat, leader of the PPSA, and Mr. Mahmoud Rajab, DP leader in the HoD, described the meeting as a "worthwhile exercise" and said more such gatherings should be held on a regular basis.

Mr. Abram-Mayat, who is also chairman of the HoD, said he hoped the high standard of discussions at the meeting would be continued in coming parliamentary debates.

However, four MPs and members of the National Peoples' Party caucus said in a combined statement last night that the meeting had proved to be "utterly disappointing."

The four, Mr. P. Padayachee, Mr. D. Sakalingum, Mrs. R. Ebrahim and Mr. R. Daya, calling themselves members of the Mirit Peoples' Party, said they had attended as observers.

"The meeting was utterly disappointing as Dr. Reddy failed to give us any directions on national affairs as we firmly believed that this was the purpose of the meeting."

They said it had been clear "the real intention" of the meeting was to win favour for the no-confidence debate which was scheduled to take place in Parliament.

"We found that about six members of Solidarity were absent and contrary to our understanding a member of the Provincial Executive Committee, two members of the Presidents' Council and three ministerial representatives who were not supposed to be present also, attended the meeting," the statement concluded — Sapa.

Solidarity offer to blacks

CAPE TOWN. — The Solidarity Party has called on the Teachers' Association of South Africa to provide teachers for black matriculants and to use schools administered by the House of Delegates after hours. (258) (22)

In the wake of the low pass rate among black matriculants last year in the Department of Education examinations, Dr Kisten Rajoo, Minister of Education and Culture in the House, offered to open their schools after hours for black pupils to use. — Political Staff.

Indians in drive for jobs

LINKS are being forged between commerce and industry and the Department of Education and Culture in the House of Delegates.

Ministers' Council chairman Jayaram Reddy believes that for the administration's educational and training facilities to be used to best advantage, employment opportunities should be improved for those in need. Education and Culture

Minister Kisten Rajoo has introduced several initiatives to establish closer links with commerce and industry. He says the main intention of the exercise is to identify employment opportunities for many school-leavers.

"The rising cost of studying and high entrance requirements at post-matric institutions often deny many pupils the benefit of full-time study. The close working relationship between schools and places of employment would enable employers to make

valuable input in equipping pupils with the skills that would be essential for success in the world of work."

The department has achieved some success with job placements. For the first time in the history of Indian education, three senior departmental officials have been appointed job placement officers.

Dr. Rajoo says discussions are being held with Sasol, Mossagas, Eskom, the Building Industries Federation of SA, (Bifsa), the Steel and Engineering Industries Fed-

eration of SA (Seifsa) and Se-cunda.

"The department is talking to entrepreneurs throughout SA to try to alleviate manpower shortages in certain areas and secure the placement of surplus or redundant workers in other employment."

The department introduces prospective employees to employers, provides training for adults after school hours and, in consultation with the Department of Manpower, is embarking on projects to help the unem-

employed.

The department's community education projects include courses in cultural enrichment, sport and recreation, do-it-yourself, academic, commercial and technical education.

Several short courses have been designed to help the unemployed to acquire skills. Dr. Rajoo has decided to establish regional advice centres.

Inquiries are handled by Robin Maharaj. His telephone number is (031) 37-2351.

258

4/2/90

5 Times

Jayaram Reddy ... improved job opportunities

Hansard

HOUSE OF DELEGATES

Hansard 13/2/90

INTERPELLATIONS

(258)

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Own Affairs

Sale of land in Cato Manor

I Mr M RAJAB asked the Minister of Housing Whether his Department has finalized the sale of land to affected persons in Cato Manor, if so, on what basis, if not, why not?

D3E INT

The DEPUTY MINISTER OF LOCAL GOVERNMENT, HOUSING AND AGRICULTURE Mr Chairman, the reply is no. Hon members are aware that three townships may be distinguished in Cato Manor, namely Umkumbaan, Bonella and Wiggins

Umkumbaan is a registered township where sales have been concluded. Following these sales, it was found that certain other sites are adversely affected by poor soil conditions, and the sale of certain sites consequently had to be cancelled. As a result of the findings of a thorough geotechnical survey of the area that has been concluded, the township layout has since been somewhat revised to exclude sites with poor soil conditions and to incorporate such areas into existing open-space areas

Portions of the sites that were not adversely affected were again included in other sites in the event of such remaining portions not being large enough to allow the creation of a separate site. This task has now been completed, and it is anticipated that sales in Umkumbaan will be finalised as soon as the waiting list is updated. This is expected in the immediate future. The waiting list is being updated at present

Wiggins. This area is still in an early development stage

Bonella Bonella has not yet been registered as a township. Until registration is affected, sales will not be concluded because the purchasers cannot take transfer of the land. One hundred and

Hansard

eighty four houses were completed in 1988 and are being let but will eventually be sold

I want to assure the hon member for Springfield, as well as all the people who have been anxiously waiting to purchase houses and land in Cato Manor, that we will do everything possible to expedite the alienation of the said houses and land. Hansard 13/2/90

Mr M RAJAB Mr Chairman, I must immediately express my disappointment that the hon the Minister of Housing to whom I addressed the interpellation, did not reply to it. It was left to his Deputy Minister to give the answer. (258)

I also want to say that I am a little disappointed at the fact that immediately after I placed this interpellation on the Question Paper—two days after that—the kind of answer that the hon the Deputy Minister has just given this House appeared in the Daily News of Friday last week. I find that, too, somewhat disappointing

However, I want to make the point that quite frankly, I am disgusted that after so many years we have not been able to sort out the sorry saga of Cato Manor. Merely to rely on the problems of ecca shale is not, I believe, enough. We all knew, even before land was earmarked for Indian housing, that ecca shale was a problem in that area. I would have thought that that was the first thing that any housing department would have addressed. They should have assessed just how much ecca shale was to be found there and then formulated the development. If we had left the development of Cato Manor to a private developer, we would have had homes for our people in less than two years. I want to say that I am absolutely disgusted that we have not yet been able to fulfil the promises that we made to all the people who were dispossessed of the land there many, many years ago

I want to stress to the hon the Minister here this afternoon that we want immediate attention paid to this matter

I also want to raise one particular issue. While going around this area the other day, I noticed a stretch of land which has been fenced off. This piece of land, which belongs to the Administration House of Delegates, is adjacent to Cato Crest and has obviously been set aside for some particular development. I would like to ask the hon the Minister whether, in fact, that piece of land has been set aside for Ministerial homes. If

landmark

Hansard

so, when will the Ministerial homes be developed? I would also like to ask the hon the Minister whether the department was responsible for the erection of the fence. If so, what was the cost of the erection of that fence?

Before I resume my seat, I want to make it abundantly clear that as far as we on this side of the House are concerned, we have accepted the fact that our people were mulcted of this land many years ago. We were grateful to the hon the Chairman of the Ministers' Council who, in his capacity as then Chairman of the Indian Council did everything possible to restore that land to the Indian people. However, we are extremely disappointed that since that time nothing has really happened in that area. [Time expired]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I, too, am disappointed that Solidarity has become the majority party in this House since May 1988. Since that period there appears to have been no movement. That which the hon the Deputy Minister has indicated, was something that was planned and announced in the years 1985 and 1986

However, I want to make reference to an hon member who referred to this issue on 28 January 1985, and I quote from Hansard, col 22-23.

In the light of the above factors, how can we in this House and the Ministers responsible for these matters, now ask the Indian community to carry the financial burden of having to pay for the collective folly of three tiers of Government? Do we not have the courage to confront the Government and tell them "You made a grave error of judgement and you must now pay the price of your folly"?

We must resolve the matter and instead of running around in circles we must come up with new proposals as the prices proposed by the Minister around R15 000 per plot are still too high for the people for whom we wish to cater. Hansard 13/2/90

The Minister referred to above, is now the hon the Minister of Health Services and Welfare. I also wish to quote further from col 24

We will not be party to any decision or recommendation which has been proposed by our Minister of Housing in terms of the high prices that have been established

I also quote from Hansard, col 23

If R4 500 was the upset price established in 1975 it follows that the prices in the region of R15 000 to R25 000, are extremely high. We must have the courage, in the interest of the community, to arrive at fair prices. (258)

The hon the Deputy Minister referred to the sale in Umkumbaan and said it would be finalised soon. We want details in respect of the prices. Incidentally, these excellent words which I have quoted were uttered by an hon member of this House in 1985. Most probably the hon member who uttered these words in 1985, did not realise that he would become the hon the Minister of Housing in the year 1990. [Time expired]

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Mr Chairman, I have listened very attentively to some of the arguments that were raised. I want to say to the hon the Leader of the Official Opposition that he must take responsibility for most of the delays that were caused, because he was the Minister of Housing for some time

When the liaison committee between the Cato Manor Residents' Association and the department was established he did not pursue this particular line of communications which would have expedited the issues that have caused these problems. Hansard 13/2/90

Insofar as the hon member for Springfield is concerned I want to agree with him that none of us wants to see this matter delayed any longer than is necessary. I want to say to him that the argument as to whether the hon the Minister answered his questions or not, is immaterial to the issue. Let us stick to the material facts, namely that it was the hon the Deputy Minister who handled the issue that was raised by him

I also want to take issue with him on one other aspect. He has submitted to the House that if we got private developers to take over this particular area, they would have done a much better job. I want to differ with him for the simple reason, namely that private developers would have engaged in profiteering. They would have exploited the situation. In this country we are starved of land for housing. I want to submit respectfully that insofar as private developers are concerned they would have failed to address the needs of those people who were affected in Cato Manor—the people who were humiliated and robbed of their land in that particular area.

Private developers would not have guaranteed their relocation I believe it was right for us to do the development and in so doing ensure that those people who were affected in the first instance would be the people who would be catered for in the redevelopment of Cato Manor I believe that the administration is attempting to do just that with as much liaison as possible with the people in that particular area because of the Group Areas Act

With respect to the question regarding fencing, to the best of my knowledge we do not have any knowledge of this but if the hon member is prepared to put his question in writing he will get a reply [Time expired]

Mr A G V NAIDOO Mr Chairman, firstly I would like to thank the hon member for Springfield for raising this matter as Cato Manor is a very sore point in the Indian community and it falls within my constituency However, one must remember that the issue of the development of Cato Manor has come to us from the previous administration in the sense that I have 1985 statistics available, which I will not read, of the manner in which the development was assumed to have been completed *Hansard 13/2/90*

One of the big problems that faces Cato Manor is the registration of townships and I think that we need to revise the procedure regarding township registration so that it can be shortened We find, even at the moment that the residents of Bonella have the problem that they cannot acquire the houses we have built or extend these houses to suit themselves

I am also grateful to the hon the Deputy Minister for allowing an extension to the waiting list For the benefit of the hon member for Springfield—I see the journalist who wrote the article is present in the House—I wish to point out that the press statement was released to him long before the hon member put this particular item on the Question Paper as an interpellation Fortunately the hon the Deputy Minister extended the deadline from 2 February to 16 February It was thus possible and I wish to thank the journalist for placing this article in the newspaper and giving people the opportunity to reapply One must remember that the waiting list was compiled in 1985 and many people at that time [Time expired]

HOUSE OF DELEGATES

The CHAIRMAN OF THE HOUSE Order! I put the question The hon member for Chatsworth Central Order! I have before me the name of the hon member for Chatsworth Central [Interjections] I shall then call upon the hon the Deputy Minister to speak [Interjections]

Mr N JUMUNA Mr Chairman, on a point of order I tabled the list and I do not know if anyone else has changed it

The CHAIRMAN OF THE HOUSE Order! I have a list that gives the name of the hon member for Chatsworth Central but I see that there is another list here If hon members are going to bring two or three lists here then I must at least be informed which is the one that prevails [Interjections]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, they are making mistakes now because we agreed on the hon member for Chatsworth Central

The CHAIRMAN OF THE HOUSE Order! I do have another list here of which I did not take note because this one was right at the top I would like hon members to take note of that I will then call upon the hon member for Bayview to speak *Hansard 13/2/90*

Mr T PALAN Mr Chairman, for the information of the hon the Leader of the Official Opposition the price of R15 000 was definitely high in 1985 but, taking the cost structure into account, it is irrelevant to question whether that is high now However I do not want to argue with the hon the Leader of the Official Opposition because he knows about this

My question is the following Cato Manor has been identified for housing for too long and I would ask the hon the Minister to speed up the development The rising cost of materials is making it prohibitive for the applicants to continue with the home ownership scheme I therefore ask the hon the Minister not to delay any further

Furthermore, in relation to the services rendered in that area [Time expired]

The DEPUTY MINISTER OF LOCAL GOVERNMENT HOUSING AND AGRICULTURE Mr Chairman I want hon members of this House to know that this Administration is as much concerned about the delays in Cato Manor *continue*

as anybody else anywhere in the country, including the Cato Manor Residents' Association It is for that reason that this statement was issued It is because we are concerned about this matter that this was initiated long before the question was placed on the Order Paper and long before any residents' association made representations to us *Hansard 13/2/90*

Mr M RAJAB How long have you been Deputy Minister of Local Government Housing and Agriculture?

The DEPUTY MINISTER I have been Deputy Minister for a shorter period of time than the hon the Leader of the Official Opposition was Minister of Housing The hon the Leader of the Official Opposition has had ample opportunity to rectify the matters which he now raises here by way of laying complaints to us

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, may I ask a question?

The DEPUTY MINISTER Mr Chairman, I have no time to answer questions I have limited time The hon the Leader of the Official Opposition should know that He was formerly a Minister, and if he had done his work as he should have done, this matter would not have come up for discussion here today He himself has failed but he is now pointing fingers at others As a Minister he should have gotten off his behind and done what he was supposed to do He failed in his work We will debate this issue during the weeks and months ahead, and we will reveal what he did not do Yet the hon the Leader of the Official Opposition has the temerity to point fingers at the Solidarity administration He must remember that all the things he did and did not do are on record When we begin exposing him, he must not cry wolf [Time expired]

Debate concluded

Hansard 13/2/90

HOUSE OF DELEGATES

(4) whether these persons were employed prior to being appointed to the said posts, if so, where in each case? D2E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

- (1) 14 up to 8 February 1990
- (2) No

Staff particulars are regarded as confidential and therefore it is the policy of the Administration not to divulge the utilization of its employees nor any other arrangement between the Administration and its employees

(3) Yes

(a) See answer at 2 above

(b) Yes, all vacancies were advertised. The appointees were selected from these applicants and where suitable candidates could not be selected, from other lists of work seekers

(4) Yes

This is confidential information to the Administration as well as the applicants involved and cannot be divulged without breach of confidence

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Minister's Council of House of Delegates: persons appointed

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

(1) How many persons were appointed to posts in the offices of the Ministers' Council of this House from 25 September 1989 up to the latest specified date for which information is available,

(2) whether he will furnish the (a) name and (b) present salary of each of these persons, if not, why not, if so, what are the relevant details,

(3) whether these persons applied to the Administration House of Delegates for employment, if so, on what date (a) did each candidate apply and (b) was the relevant vacancy advertised in each case,

Hansard
TUESDAY, 20 FEBRUARY 1990

Mr M RAJAB Are you saying that this will be followed through in 1990?

The MINISTER No In April 1990 the senate of the university will take its final decision, because a certain contribution has to be made by the university They will naturally tell us what that will be In the meantime we have done everything as far as the Treasury is concerned

Other services, and training of dental therapists—which the hon member mentioned—and oral hygiene students have not stopped We started training these individuals some time in 1979 However, may I just say that after the university has taken that decision the syllabi will have to be submitted to the senate and the Medical and Dental Council for approval of the curriculum of the faculty Thereafter we can start registering students for the dental faculty As far as we are concerned we are now awaiting this and we have done everything possible to ensure that it is done

I take the view expressed by the hon member for Springfield, namely that the matter with regard to a whole faculty should be canvassed with the university councils Maybe it is a good point and something that we need to do, because it will be a training facility [Time expired]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, firstly I must express my regret that the hon the Minister of Education and Culture is leading this debate, because he only does so in the absence of the responsible Minister

Mr Y M MAKDA Mr Chairman, on a point of order The interpellation notice that I received was addressed to the hon the Minister of Education and Culture

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, when a question is directed at the wrong hon Minister this should be corrected by the Ministers' Council [Interjections]

We fought the whole of South Africa to get the Cabinet to agree to the establishment of this faculty The outcome of the De Villiers Committee investigations into dental and medical facilities in South Africa was against us All the MECs in charge of health services did not support us in spite of the fact that they promised to support us We had to bulldoze our way through right to

HOUSE OF DELEGATES

Continued PP 109/110

Hansard
TUESDAY, 20 FEBRUARY 1990

Mr M RAJAB Are you saying that this will be followed through in 1990?

Cabinet committees at Cabinet level to achieve this decision

However, there are certain members of the public service who begrudge us this I am aware of this The reason is that we fought for this matter against their advice I want to know whether the delay is due not to finances, but to what appears to be an ideological difference between what Professor Jayaram Reddy wants to do at the university, our administration and some of the members of the University of Durban Westville I honestly believe that that is the main reason why the building programme has not got under way, as was promised in the deliberations of the Ministers' Council This becomes clear if one examines the words uttered in this House The money was available to get this off the ground [Time expired]

Mr M RAJAB Mr Chairman, I would like to react briefly to what has been said by the hon the Leader of the Official Opposition I am obviously not party to the kind of information that he has been party to and I, too, would like to express my disappointment that the matter has not progressed beyond the point that it has

However, before I sat down the last time I was making the point that the matter should be canvassed at the Committee of University Principals level, because I do believe that there is a need for the establishment of a dental school in Natal I do believe that it should be done as quickly as possible My only concern is, of course, that I am not sure where it should be sited We all know the University of Durban-Westville is no longer an ethnic institution Therefore any objection on that ground would of course be invalid We all know that the student population is approximately 40% Black these days [Time expired]

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, I think all of us in this House were very pleased when the former hon Chairman of the Ministers' Council made the announcement about the dental faculty

I believe that the need for that faculty becomes all the more important in the light of certain developments in our country I believe that we need a dental faculty where students of all race groups can be educated Natal needs such a facility On that score, we are all committed to a multiracial dental faculty in Natal

Continued PP 109/110

Hansard
TUESDAY, 20 FEBRUARY 1990

Mr M RAJAB Nonracial!

The CHAIRMAN OF THE MINISTERS' COUNCIL Yes, a nonracial dental faculty

The point has been raised by the hon the Minister of Health Services and Welfare that the senate of the University of Durban-Westville has to take a decision That decision also implies the need for the university to raise 15% of the funding required for that faculty Notwithstanding that, it is my sincere wish that we shall be able to find the necessary means and enlist the support of the Government The hon the Minister of the Budget and Auxiliary Services indicated that he was also committed to this and that the funding of that faculty would be no problem

We must therefore go back to the Government, depending on the outcome of the decision of the senate, with a view to ensuring that this faculty can get off the ground as soon as possible In this climate, the launching of that faculty becomes all the more challenging, because Natal could then be served by a multiracial faculty Natal needs such an institution In the Transvaal there are several such faculties There is also more than one such faculty in the Cape It is high time that the need to have such an institution in Natal is recognised It should also be recognised that such an institution should be open to students of all race groups

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I would like to agree with a statement that the hon member for Springfield made, namely that universities—and specifically the University of Durban-Westville—need dental facilities

However, I would like to go further and state that in this political climate it is not necessary to have this particular faculty at that particular university I would state that all universities in South Africa should be open to all race groups In fact, it could be argued that because universities recruit or accept students of different ethnic origins or colour, it is not a racial institution and that this should be removed from the Statute Book

Funding should come from one central funding authority, rather than from the House of Delegates, the House of Representatives or the House of Assembly In that way we will have dental faculties that will serve the needs of all South Africans This would mean that dental

faculties would serve the needs of the broader population in South Africa, specifically in the rural areas and homelands where the greatest need for dentists is

Right now there is no need for that in the Durban Central area and other areas of the capital, because there are more than enough dentists I would like to see this facility used to its maximum At the moment we do not know, because the University of Durban-Westville has already asked that funding should be increased, because it cannot manage on the funding it has I therefore have grave doubts about that

I would like to congratulate the hon the Leader of the Official Opposition for asking for this dental faculty I would also like to congratulate him for suggesting in the Joint Meeting yesterday that we should scrap the University of Durban-Westville and other universities of that ilk, because we should have one general university structure [Time expired]

Debate concluded

QUESTIONS

† Indicates translated version

For oral reply Hansard 20/2/90

Own Affairs

Certain person employed as public relations officer

*1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

(1) Whether a person who belongs to a certain political party, the name of which has been furnished to the Minister's Department for the purpose of his reply, was recently offered employment as a public relations officer in the Administration House of Delegates by the said Administration or by or on the recommendation of any member of the Ministers' Council of this House, if so, what are the relevant details.

(2) whether he or any member of his staff interviewed this person for the post of public relations officer, if not, why not, if so, when

PTD

HOUSE OF DELEGATES

(3) whether the said person applied for this post, if so, (a) when and (b) in what manner, if not, why not?

**DIE
THE MINISTER OF THE BUDGET AND
AUXILIARY SERVICES**

With the name supplied and the person unknown, the question cannot be answered. The Administration in any case does not enquire into the political affiliations of its staff or applicants.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, does the hon the Minister deny the fact that the person whose name has been furnished to the hon the Minister's department, was not approached in connection with filling the vacancy of public relations officer? Does he deny it?

THE MINISTER Mr Chairman, the hon the Leader of the Official Opposition submitted the name of a political party. I am not aware of a political party making any representations.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman further arising out of the hon the Minister's reply, the question concerns a person — not a politician who belongs to a particular political party — I understand the hon the Minister might have difficulty with the grammar — the name of whom has been furnished to the hon the Minister.

THE MINISTER Mr Chairman, I think if the hon the Leader of the Official Opposition looks at the question posed he will see that all that was submitted was the name of a political party and

not the name of an applicant. For that reason I am not aware of the person he is talking about.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, I want to place on record that I submitted the name, so that if there is an error we can pursue it at a later stage.

THE MINISTER Mr Chairman for the purposes of the record, I have checked this and it is official that only a name of a political party was submitted.

MR M Y BAIG Mr Chairman, further arising out of the question posed by the hon the Leader of the Official Opposition, I would like to ask the hon the Minister of the Budget and Auxiliary Services in terms of the question posed — which question related to the name of a person whose name has been submitted to the hon the Minister — whether since this has been omitted it was not an obligation on the part of the hon the Minister to ask the hon the Leader of the Official Opposition for the said name which may inadvertently have been left out or omitted.

THE MINISTER Mr Chairman, I do not want to cross swords with my colleague on the other side of the House but I think he knows very well that the name of such a person was never submitted to us. It might have been an omission from the other side.

MR M Y BAIG You should ask him!

THE MINISTER No, that is not my function.

THE LEADER OF THE OFFICIAL OPPOSITION We submitted the name.

THE MINISTER We do not have it.

HOUSE OF ASSEMBLY

(b) (i) (aa) Housing

(bb) Construction of houses

(cc) Development and implementation of a building method to preserve natural resources

(ii) (aa) R1 944 million

(bb) Falls away

(iii) (aa) None

(bb) Falls away

(iv) Control takes place in terms of the conditions of the loan agreement

(c) (i) (aa) Kandam/Baham Road

(bb) Reconstruction of road

(cc) Reconstruction of an essential connecting road

(ii) (aa) R1.812 million

(bb) Falls away

(iii) (aa) None

(bb) Falls away

(iv) Control takes place in terms of the conditions of the loan agreement

(d) (i) (aa) Hotels Infrastructure

(bb) Upgrading of Isandra Hotel and provision of infrastructure for the building of the Galawa Hotel

(cc) Promotion of tourism

(ii) (aa) R3,2 million

(bb) Falls away

(iii) (aa) None

(bb) Falls away

(iv) Control takes place in terms of the conditions of the loan agreement

(e) (i) (aa) Galawa Hotel

(bb) Loan for the repayment of an export credit loan

(cc) To enable the Comorian government to repay the capital and interest on an export credit loan for the development of the Galawa Hotel

QUESTIONS

† Indicates translated version

For written reply

General Affairs

Comores: loans by South Africa

MR C WEGLIN asked the Minister of Foreign Affairs

Whether any funds of the South African Government are being or were used to render assistance in respect of projects in the Comores by way of (a) loans or (b) amounts to meet ongoing expenditure, if so, in respect of each such project, (i) what is the (aa) name (bb) nature and (cc) purpose thereof, (ii) what amounts have been provided to date by way of (aa) loans and (bb) amounts to meet on-going expenditure, (iii) what further commitments does the South African Government have in respect of (aa) loans and (bb) amounts to meet on-going expenditure and (iv) what control does the South African Government have over the disbursement of these funds?

B27E

THE MINISTER OF FOREIGN AFFAIRS

(a) Yes

(b) No

(a) (i) (aa) Petroleum loan

(bb) Financial assistance to the Comorian Government to purchase petroleum products

(cc) To enable the Comorian Government to purchase petroleum products in the RSA for resale in the Comores

(ii) (aa) R3,5 million

(bb) Falls away

(iii) (aa) None

(bb) Falls away

(iv) Control takes place in terms of the conditions of the loan agreement

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Chairman

Ulundi discussions with Chief Minister of KwaZulu
Hansford 27/2/90 258

*1 Mr K PANDAY asked the Chairman of the Ministers' Council

- (1) Whether he visited Ulundi this year for discussions with the Chief Minister of KwaZulu, if so, (a) who accompanied him and (b) (i) what forms of transport were used and (ii) at whose expense were they used,
- (2) whether any other expenses were incurred by the State in connection with this visit, if so, what are the relevant details,
- (3) whether he attended this meeting in his capacity as the Chairman of the Ministers' Council, if not, in what capacity did he attend it?

The CHAIRMAN OF THE MINISTERS' COUNCIL. D10E

(1) Yes,

(a) All Ministers, the Deputy-Minister, Ministerial Representatives and one MEC;

(b) (i) Plane and Government motor transport,

(ii) Department of Transport and Administration House of Delegates

(2) No

(3) Yes

Mr K PANDAY Mr Chairman, arising out of that reply, according to the Press cutting I do know that the hon the Chairman of the Ministers' Council represented Solidarity Party Could he comment?

HOUSE OF DELEGATES

Hansford

(107) (258)

TUESDAY, 27 FEBRUARY 1990

224

Mr Y MAKDA Mr Chairman, on a point of order That is not a question The hon the Minister has furnished a reply, and the hon member is not referring to the question or the reply, he is referring to a newspaper article

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the answers given, will the hon the Chairman of the Ministers' Council let us know how the request for the meeting was made Was it orally or in writing, and by whom was it made?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, the request for a meeting was made orally

The LEADER OF THE OFFICIAL OPPOSITION The question is By whom?

The CHAIRMAN OF THE MINISTERS' COUNCIL I am not going to reveal by whom the request was made

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the answers given, was there a joint committee established, as reported by the Press, between Solidarity and Inkatha? Is that correct?

The CHAIRMAN OF THE MINISTERS' COUNCIL No, not on a party basis

The LEADER OF THE OFFICIAL OPPOSITION Further arising out of that answer, for what purpose did the MEC attend this meeting?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, I will provide an explanation

The CHAIRMAN OF THE MINISTERS' COUNCIL There is a very close link between the province and the government of KwaZulu and for that reason an MEC was present

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising

The CHAIRMAN OF THE HOUSE Order! Only five supplementary questions are allowed and we have already had the fifth one

Ministers

Senior official- claims for trips (258)
*1 Mr R R MAHABEER asked the Minister of Education and Culture

- (1) Whether a certain senior official of his Department, particulars of whom have Hansford 27/2/90 continued

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's answer, is the hon the Minister aware that I had referred to his department details of teachers who were not employed at the end of January?

The MINISTER Mr Chairman I am aware of certain names given to me by the hon the Leader of the Official Opposition The answer is specifically that these people did not take up positions that were offered to them in those particular areas

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's answer, in respect of question 2(2)(a), has the hon the Minister restricted his replies to those who are at the teacher training institutions controlled by our administration and those who are bursary holders at the University of Durban-Westville?

The MINISTER No, Mr Chairman, we have not restricted our intake specifically to students who had been given bursaries We have enlarged the number to accommodate 386 and we had only given bursaries to 175 students

Educators promoted

*3 Mr K PANDAY asked the Minister of Education and Culture

- (1) How many educators were promoted in terms of the Indians Education Act, No 61 of 1965, with effect from 1 January 1990.

- (2) whether any assessments of successful candidates were altered as a result of moderation, if so, (a) how many and (b) (i) by whom, and (ii) why, in each case? D9E

The MINISTER OF EDUCATION AND CULTURE

(1) 178

(2) Yes

(a) 85

(b) (i) Chief Superintendents of Education

- (ii) In order to comply with the moderation procedures as laid down in the Minister's policy document

P70 →

HOUSE OF DELEGATES

Mr K PANDAY Mr Chairman, arising out of the hon the Minister's answer, if these assessments were altered by the superintendents, was the hon the Minister satisfied that it was supposed to have been done and that it was done in accordance with the stipulation laid down in the promotion circular?

The MINISTER Mr Chairman, that is a very subjective question I do not want to put my officials on the carpet here today. They have tremendous integrity and I do not doubt their qualifications or their capability to do their jobs well. This is not an area that I would like to delve into at all.

Mr K PANDAY Mr Chairman, further arising out of that reply, the hon the Minister has actually very cleverly evaded the question. I think the hon the Minister of Education and Culture has to answer it! I as a member of Parliament asked him this question and I think it is incumbent upon him to answer it.

The MINISTER Mr Chairman, if the hon member for Reservoir Hills has any specific question in mind, if he knows of anybody who was affected negatively by this way of applying moderation and if he feels that there was something corrupt in this, I suggest that he puts it to me in writing, and I will give him a specific answer, instead of wasting the valuable time of this House.

Mr K PANDAY Mr Chairman, further arising out of the hon the Minister's reply, I have heard that much too often and I will answer many of those things a little later for example as regards wasting of Parliament's time. However, I do not know the 85 people so how will I be able to ask him specifically? I asked him a general question, because I do not want to be accused of nepotism as well.

The MINISTER Mr Chairman, if the hon member for Reservoir Hills does not know of any specific cases, why does he raise conjectures and assumptions and ask such questions, thereby trying to cast aspersions on the Department of Education and Culture and the officials of that department here in Parliament?

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of question 3, can the hon the Minister tell me whether the 85 applicants whose assessments were altered are among the 178 people who were

HOUSE OF DELEGATES

promoted? The hon the Minister can let me know today if he has the details.

The MINISTER Yes, Mr Chairman. The 85 come from the total number of 178. I would like to add, for the enlightenment of this House, that this is normal procedure in the department. I have stated here what I know and would like to read the following for the edification of all hon members.

The principal is the evaluator of level 1 educators, heads of departments, deputy principals and senior deputy principals and the superintendent of education management is the evaluator of principals up to level 5.

Since the standard of these evaluators can vary—some may be stringent, others lenient or erratic—there is a need for their ratings to be standardised. The moderation procedures aim at standardising the scores. If the moderation exercise indicates that the evaluator has been stringent, then his ratings are raised. If the evaluator has been found to be lenient, then his ratings are lowered. Such adjustments are effected only in cases where the mean differences between the evaluator's rating and that of the moderator are more than 5% or eight points. If the mean difference is within 5%, then the evaluator's ratings are accepted. In all cases the adjustments are effected by the chief superintendents of education only.

ML Sultan Technikon function

*4 Mr HMNEERAHOO asked the Minister of Education and Culture

(1) Whether he or his Department arranged a function for pupils who passed the matriculation examinations at the ML Sultan Technikon in 1989, if so, (a) what was the total cost of the function and (b) who paid for it,

(2) whether he referred to the President of the Teachers' Association of South Africa (TASA) in his address at this function, if so, what was the purport of his comment in this regard?

D11E

The MINISTER OF EDUCATION AND CULTURE

(1) No

(a) and (b) fall away

Continue

(2) Falls away. If it were more specifically worded, we could answer the question.

Ministerial representatives, motor vehicles

*5 Mr M MOHANLALL asked the Minister of the Budget and Auxiliary Services

(1) Whether the motor vehicles allocated to the immediate predecessors of the present Ministerial Representatives of the Administration House of Delegates were returned to his Department, if not,

(2) whether the vehicles in question were sold to these persons, if so, what are the relevant details, if not, what steps have been taken in this regard,

(3) whether new motor vehicles were purchased for the present Ministerial Representatives, if not, why not, if so, what was the total cost of the new vehicles purchased?

D12E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) No (returned to Provincial Garage)

(2) In view of the answer to (1) this falls away

(3) In view of the answer to (1) this falls away

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the reply given, will the hon the Minister of the Budget and Auxiliary Services let this House know where the administration acquires, in the sense of "obtain", the vehicles that are being used by the present ministerial representatives?

The MINISTER Mr Chairman, in reply to the hon the Leader of the Official Opposition, the cars are not acquired by our department. They are normally taken from the pool of the Provincial Garages throughout the country at a rate per kilometre.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the reply of the hon the Minister of the Budget and

Auxiliary Services, I should like to ask whether the same cars which were used by the former ministerial representatives, are being used at present.

The MINISTER Mr Chairman, I am not aware whether the same cars are being used. They may be the same cars, because at the time we did not have ministerial representatives' cars that were used by other hon Ministers. The cars come from a pool. It does not make any difference whether the very same cars or other cars are being used. I am not aware whether the exact same cars are being used or not.

The CHAIRMAN OF THE HOUSE Order! I just want to advise hon members, particularly new hon members, that in asking supplementary questions after an hon Minister has given a reply, these questions must bear a relation to the reply given. The supplementary questions must arise from the reply given.

For written reply

Own Affairs (Answered 27/2/90)

Administration: House of Delegates; persons employed

*4 Mr M MOHANLALL asked the Minister of the Budget and Auxiliary Services

Whether he will furnish particulars of persons who were employed for the first time by the Administration House of Delegates on or after 1 January 1990, if not, why not, if so, (a) how many persons were so employed as (i) clerks and (ii) typists, (b) what are their names in each case and (c) on what date did each of these persons apply for employment?

D7E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

No

Staff are already over-utilised to ensure that normal production work is coped with. To answer this question would place an unnecessary burden on the Directorate Personnel

HOUSE OF DELEGATES

shortcomings which have been highlighted, so that the children can be looked after in a better environment and live under better control.

We are also going to implement the findings of the De Beer Committee of Inquiry into certain aspects of child care in 1982. We will bring them in line with the same level that we have had at Greenfield as far as staff components are concerned. All in all, I can assure this House that the money will be well spent. In answer to the question that was asked by the hon member for Havenside, it cost us some R15 000 with qualified people. I believe that this administration benefited from this.

We will put this into effect. I have accepted all the findings and we will satisfy everyone. Furthermore, I have taken the liberty of recommending—that was in fact a decision I took a week ago—that in future boards of management which involve the public sector and my department will be responsible for the running of these institutions so that the community will also be aware of what is being done. These appointments will be from among professional people in the community and I think that will satisfy all hon members of this House in the future. I hope we will be able to have a better facility.

As far as the Greenfield Place of Safety is concerned, may I make it very clear that the report indicates that it is not in the right locality, which is not conducive to the functioning of a place of safety. I am considering taking certain decisions and I am awaiting departmental investigations of the aspect that we may have to relocate on a new basis. For that reason places in the Transvaal near to Northern Natal which have no such facilities are being looked at. I think that changing the style from an institution to a more homogeneous type of set-up where homes could be taken over—my department is investigating this—will assist us in trying to resolve this very important problem. May I end off by saying that I am rather concerned about the kind of money we have spent on the Valley View Place of Safety rehabilitation centre when really parental society itself and control are lacking. The time will come when we may have to spend more energy in trying to look at the problem rather than looking at the symptoms of the problem. However, the Act provides for this and we will continue to provide a good service so that these young lads can go back to society and become better men in the future.

HOUSE OF DELEGATES

what the specific brief was to senior counsel regarding this memorandum?

The MINISTER. Mr Chairman, the technician council runs the affairs of the technician and they in their wisdom will decide what information is to be given to counsel and what brief to give counsel. We do not have that as yet. Until they respond to my query as to what type of investigation it was and what the results were, I do not have any other information on that.

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, could he give an assurance in this House that should there be a need to appoint a committee of inquiry with regard to the allegations, he will in fact appoint such a committee?

The MINISTER. Mr Chairman, upon receipt of information from the council which runs the technician, if I am satisfied with my department's counsel that we need to appoint someone to investigate this particular matter then that will be decided upon in consultation with all those people in my department.

Department of Housing: public relations officer
*3 Mr A SINGH asked the Minister of the Budget and Auxiliary Services

- (1) Whether a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, was appointed as a public relations officer for the Department of Housing, if so, when,
- (2) whether this post was advertised, if not, why not, if so, in what publications,
- (3) whether any Ministers of the House of Delegates recommended this person's appointment, if so, which Ministers,
- (4) whether the person concerned was subsequently relieved of this post, if so, why,
- (5) whether another person has since been appointed to the post in question, if not, why not, if so, on what basis?

Answered 6/3/90 D26E
The MINISTER OF THE BUDGET AND AUXILIARY SERVICES.

- (1) Yes
20 November 1989
- (2) No
These officials are selected by Ministers

(3) No

(4) Yes

After the initial five week period of probation, it was decided that the person was best equipped to execute the duties of liaison officer in the Department as such

(5) Yes

On a three year contract basis subject to renewal

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, could he please tell us what the normal probation period is that applies in his administration?

The MINISTER. Mr Chairman, I did indicate that there is a probation period of three years

The CHAIRMAN OF THE MINISTERS' COUNCIL No; probation period

The MINISTER. Oh, sorry, the probation period. No particular set period is stipulated. I could just mention that the staff who have come to Cape Town from Durban will be here until the end of March, until just before the Easter recess. They will be judged on their work capability and so forth. Basically, therefore, in this particular case a five-week period of probation will apply, but there is no stipulated period. I would say it should be not less than four weeks.

Inanda: Indian traders

*4 Mr A SINGH asked the Minister of Housing Whether, with reference to information that has been furnished to the Minister's Department for the purpose of his reply, he made any promises in or about March 1989 to a certain traders' association, through its spokesman, to the effect that Indian traders from Inanda would be provided with alternative land to carry on their businesses elsewhere; if so, (a) what promises and (b) what are the names of the traders' association and spokesman concerned?

Answered 6/3/90 D27E
The MINISTER OF HOUSING

(a) No

(b) Falls away

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, I appreciate the reply. However, I am aware that a certain aspirant

HOUSE OF DELEGATES

*Mr J A RABIE Mr Chairman, the speakers have changed places. The hon Chief Whip told me the names had been changed around

*The CHAIRMAN OF THE HOUSE Order! I am going according to the speakers' list in front of me

*Mr I J KRUGER Mr Chairman, because 300 pupils are being accommodated in primary schools, we are at present saddled with a further problem in Reigerpark, namely that they are lagging behind the high school. They therefore cannot adapt to the atmosphere of the high school and the teaching methods employed there [Interjections] As a result we will again have poor Matric results in the future

The Matric results of the Reigerpark High School have improved considerably in recent years. They have improved to such an extent that last year we had a pass rate of more than 74%. The residents of Reigerpark want this school to become one of the top schools in South Africa. The teaching staff is dedicated. However, we would like to see those teachers being met halfway and better school accommodation. [Time expired]

*Mr J A RABIE Mr Chairman, I am glad about the mix-up in respect of the speakers' list. It is my interpellation but the hon member Mr Kruger had to speak before me. When I saw this hon member's name on the speakers' list I knew he was going to talk a lot of nonsense in this House

When I came to Reigerpark, he was working for the city council and Reigerpark looked just like a location—like a pigsty. I changed it into what it is today. I had the Senior Secondary School which stands there today, built. I had the Lakeside Primary School built, and the old existing high school converted into a primary school. That hon member knows just as well as we do how difficult it is to deal with the mine commissioner—the hon the Minister waved it under that hon member's nose—to get the land identified and the schools erected. The allegation that I spend more

time outside my constituency is devoid of all truth and the residents of Reigerpark know this. I am now asking what I have been asking since 1985. The administration—of which the hon the Deputy Minister may become a part in the new dispensation—simply cannot get things done. However, I am not blaming them because the shortage of money is certainly a very real problem, but this matter must be dealt with somehow. It should not be entrusted to an ordinary MP, since there is after all a Ministers' Council which can determine preferences and priorities in respect of where the greatest need exists [Interjections]

*The CHAIRMAN OF THE HOUSE Order! The hon member for Daljosaphat must please control himself

*The DEPUTY MINISTER OF EDUCATION AND CULTURE Mr Chairman, I am glad that the hon member for Reigerpark has actually answered his question himself. It would appear that he has now demonstrated what he is trying to achieve here, namely that he wants to make a political problem out of an educational need. Education remains a matter of vital importance in this House and in our administration [Interjections]

The hon member eventually admitted that there were not enough funds available. He also admitted that in recent years the administration has been trying to get that school built and at the end of this speech he also stated that there were no funds. Earlier on he stated that with Dr Mandela's release, expectations had been created that people would suddenly enjoy all kinds of freedom. We must realistically accept that all our community's needs are not going to be met as a result of Dr Mandela's release. We are going to try to build that school within the shortest possible time when we have the funds available. The needs of Reigerpark are just as great as those of all the other communities in South Africa [Interjections]

Debate concluded

HOUSE OF DELEGATES

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Feeding scheme at schools

Mr M RAJAB asked the Minister of Education and Culture

Whether it is the intention of his Department to re-introduce a State-run feeding scheme at schools falling under its control, if so, when, if not, why not?

D37E INT

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, no. It is the considered opinion of the department that the feeding of children is, in the first place, the responsibility of the home and the family. The feeding scheme that was taken over by the department on 1 April 1966 was merely intended to supplement the basic meals of indigent children.

The Department of Health Services and Welfare of this administration, through various welfare services, affords financial assistance and relief to deserving families. In many schools welfare organisations distribute free meals to pupils. It is preferable that feeding at schools be done in conjunction with education committees and welfare organisations where necessary. It is suggested that such a service be introduced, if necessary, by the Department of Health Services and Welfare as a local option.

Mr M RAJAB Mr Chairman, allow me to say immediately that I am absolutely disappointed with the hon the Minister's reaction in this regard. I am also disappointed with the reasons advanced as to why the hon the Minister is not willing at least to investigate the possibility of the need for such a scheme.

It is quite clear that that hon Minister is not aware that, according to a recent survey done by a welfare agency in Phoenix, some 75% of members of households in Phoenix are out of work, underpaid or on grants. Voluntary organisations are battling to cope for lack of funds.

It is also quite clear that that hon Minister is not aware of a survey done in Phoenix in 1987 by the Durban City Council, which revealed that 58% of people in Phoenix earned less than R300 per month. That hon Minister ought to be aware that this is well below the poverty datum line. Furthermore, that hon Minister ought to be aware that we also have a wide disparity in the pensions and social benefits that are paid to members of the Indian community.

Nothing is being done to address that problem. To merely suggest that this is a function that should now be taken over by the department of the hon the Minister of Health Services and Welfare is merely to pass the buck.

I would say to that hon Minister that he should at least have come to this House and suggested something positive, bearing in mind that there are reports of wide-scale difficulties in Phoenix, in particular, and in Chatsworth as well, where students are going to school without breakfast, and there have been cases of students fainting in class and being unable to concentrate on their lessons purely because they have not had sufficient nourishment. I think the hon the Minister, under whose care such children are meant to be, is callous in that regard.

I again appeal to the hon the Minister at least to make a commitment that such a scheme would be investigated. If we are to consider the amount of money that is wasted by this administration on such things as ministerial representatives and the appointment of Press officers for each of those ministries that make up this administration, then [Time expired]

Mr S V NAICKER Mr Chairman, I want to support the hon member for Springfield with regard to his interpellation.

The policy of the State has been either to take the school to the child or to take the child to the school. I am sure that the hon the Minister of Education and Culture is aware of the thousands of children that are commuting to school these days and the distances they have to travel between their homes and schools. There are instances of children leaving home at five in the morning to get to school and arriving back home at seven or eight in the evening.

The hon the Minister did not deny that there was a need. However, the responsibility of this particular administration should have been to

negotiate with the Department of Health Services and Welfare and to see to it that this particular need was met

We have had vast experience in this field and there are many schools where money is being collected by principals, teachers and members of the community for the feeding of children. Therefore, if one looks at economic strata in South Africa, with regard to the poorer sector of the Indian community, this much-needed service is an absolute necessity.

I appeal to the hon the Minister, in consultation with his colleague, the hon the Minister of Health Services and Welfare, to see to it that this particular requirement—the feeding scheme—be considered and reintroduced as, when and where it is required in certain schools.

THE MINISTER OF HEALTH SERVICES AND WELFARE Mr Chairman, it is true that my colleague, the hon the Minister, indicated that he was not saying feeding schemes should not be considered [Interjections.] However, the reality of the problem is that we are all sympathetic to the question of school feeding and the attendant problems. It will be impossible for the House of Delegates to start a feeding scheme when we are talking about children in all sectors of the community—we are talking about a very large community.

At present it will be unfair to include only the Indian children as there are Black, White and Coloured children as well [Interjections.]

However, I want to state to this House in answer to the interpellation of my colleague, the hon member for Springfield, that welfare programmes are being implemented [Interjections.] For example, everything possible is being done to improve maintenance grants and pensions. I think we are all involved in getting better jobs and earning higher incomes so that families will be able to cater for their own needs. That would be the right thing to do. After all, school principals and teachers must be honest and indicate that children who are well-to-do are also fed. The question that has been raised again and again is: Who should we really be looking after?

Welfare organisations and women's groups are doing a wonderful job. I am prepared to look at welfare organisations and others who help, to see what can be done to feed the right child—the one who needs help [Interjections.] We cannot give

to everyone. It would be wrong for this House to take a decision on Indian children when there are children of all races who need help [Time expired.]

Mr M RAJAB Mr Chairman, I am completely dissatisfied with this kind of red herring story that the hon the Minister has come up with. When it suits that hon Minister, he talks about Black children. When it does not suit him, he entrenches the own affairs system in this House. Let it not be forgotten that that administration, in terms of the Constitution, is in charge of own affairs. We are now talking about school feeding schemes [Interjections.] Yes, in Indian schools.

The argument has been advanced that it would be difficult to administer such a scheme because one may have children of well-to-do homes who will also partake of such meals. I think this, too, is skirting the issue. When I was a youngster and I attended Greyville School, there was a feeding scheme. All that was done was that the principal, through the teachers, enquired every morning as to the number of meals that had to be prepared [Time expired.]

Mr A G V NAIDOO Mr Chairman, one must appreciate that the Indian schools are situated in areas where the composition of the school is such that they do not consist of one socio-economic group. There are rich and poor children.

Mr M RAJAB Tell me about Phoenix!

Mr A G V NAIDOO Even in Phoenix not everyone is poor, as one will find if one does a survey of the tuck-shops. When I was appointed chairman of the Ministerial Advisory Council I gave an interview to a newspaper [Interjections.] The question of feeding schemes was raised and I indicated in that Press release that we, the members of the advisory council, would look into suggestions made by parents and education committees as to how feeding schemes should be run. To date we have not received a single request from the community.

It is all very well for hon members to come to the House and make comments, but what I would like them to do is go to the schools and look at the amount of money children spend in tuck-shops [Interjections.]

Mr S V NAICKER Have you been to Phoenix?

Mr A G V NAIDOO Yes, I have been to Phoenix! [Interjections.] I agree with the hon the

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Valley View Place of Safety: child abuse

*1 Mr M RAJAB asked the Minister of Health Services and Welfare

(1) Whether a committee has been appointed to investigate allegations of child abuse and other irregularities at the Valley View Place of Safety, if not, why not, if so,

(2) whether the committee has completed its work, if not, when is the committee expected to complete its work, if so,

(3) whether the committee's report has been finalized, if not, when is it expected to be finalized,

(4) whether the findings of the committee are to be made public, if not, why not, if so, when,

(5) whether he will make a statement on the matter?

Answer 6/3/90

D24E

THE MINISTER OF HEALTH SERVICES AND WELFARE



(1) Yes

(2) Yes

(3) Yes

(4) Yes, the findings of the committee were made public on 26 February 1990

(5) Yes

The MINISTER. Mr Chairman, I wish to make a further statement additional to my release on 26 February 1990 and say that certain actions were taken. We are awaiting approval for advertising the post of a qualified social worker who will be appointed to the Valley View Place of Safety, because the level of the present incumbent is low and the finding stated that it has to be a qualified social worker.

Secondly, we have tried to expedite the building of our new Valley View Place of Safety which will cost us R7,5 million. The tender will be out in September 1990 and the building will be completed by 1991. This will take care of all the

candidate for the House of Assembly in fact gave a Press release to the effect that he had a meeting with the hon the Minister relating to the relocation of the traders in Inanda. It was a Mr Panday.

The MINISTER. Mr Chairman, yes, there was a meeting, but not with the organisation whose name was submitted in connection with this question Hansard 6/3/90

Mr M RAJAB Mr Chairman, further arising from the hon the Minister's reply, seeing that Mr Panday acted as spokesman for that organisation, could he inform this House as to what that meeting was about?

The MINISTER: Mr Chairman, that is off the record. In response to the hon member's questions, these are the answers. I can mention to him that the person he referred to did bring along a number of people for whom he acted as spokesman and the department's regional offices in Durban are dealing with that group. Information is being sought from the traders and this is being awaited. That is the situation at present. I believe the hon the Minister of Health Services and Welfare is also involved in this matter.

Certain person: application for petrol service station site

*5. The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing:

(1) Whether his Department regards a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, as an applicant who is eligible for the allocation of a petrol service station site on the ground that he is a displaced trader in terms of the Group Areas Act, if not, why not, if so, what is his name.

(2) whether this person has been conducting a petrol service station business at a certain address in Queensburgh, particulars of which have been furnished to the Minister's Department, (258)

(3) whether he will investigate the matter, if not, why not, if so, when,

(4) whether he will make a statement on the findings of the James Commission of Inquiry in regard to this person's application? (258)

D30E

when, (b) why and (c) what (i) standards and (ii) subjects (aa) did she teach at the secondary school and (bb) is she teaching at the primary school;

(2) whether this teacher is professionally qualified to teach at secondary schools, if not, what are her qualifications? D16E

The MINISTER OF EDUCATION AND CULTURE

(1) Yes

(a) 1 January 1990

(b) She was a non-specialist Physical Education educator and was replaced with a specialist.

(c) (aa) (i) Standards 2 to 10

(ii) Physical Education

(bb) (i) Standards 2 to 5

(ii) Mathematics

(2) No. Senior Primary Education Diploma (Mathematics/Art).

Certain teacher: transferred

7. Mr K PANDAY asked the Minister of Education and Culture.

Whether a certain teacher, particulars of whom have been furnished to the Minister's Department for the purpose of his reply, was recently transferred to a certain secondary school, if so, (a) when, (b) why, (c) who authorized her transfer and (d) which schools are involved? D17E

The MINISTER OF EDUCATION AND CULTURE.

Yes

(a) 1 January 1990

(b) She applied for a transfer

(c) The Chief Executive Director

(d) Avonford Secondary and Burnwood Secondary.

Springfield College of Education: post of rector

8. Mr K PANDAY asked the Minister of Education and Culture.

(1) Whether he will furnish information on the applicants who were short-listed for the vacant post of rector of the Springfield College of Education; if not, why not, if so, (a) how many applicants were short-listed for this post, (b) what are their names and (c) what rating did each receive,

(2) whether any of these applicants were considered promotable, if so, what are their names,

(3) whether the criteria as set out in the principals' handbook were applied in assessing these applicants for promotion; if not, (a) why not and (b) what criteria were applied,

(4) whether the post in question has been filled, if not, (a) why not and (b) when is it expected to be filled,

(5) whether the appointment of the acting rector of this college has been extended, if so, (a) why and (b) for what period? D18E

The MINISTER OF EDUCATION AND CULTURE.

(1) Yes

(a) 6

(b) Dr C Soobiah

Mr P Reddy

Mr M M Moodley

Dr D Bhagwandeen

Dr D S Rajah

Dr P K Gounden

(c) Candidates were evaluated to determine their suitability for the post. No ratings as such were accorded.

(2) Yes

Mr M M Moodley

(3) No

(a) The Principals' Handbook was formulated for in-service educators. The advertisement also invited outside candidates and they could not be subjected to these criteria

(b) The candidates were interviewed by a selection committee with a view to determine their general suitability for the post taking into account their

shortcomings which have been highlighted, so that the children can be looked after in a better environment and live under better control.

We are also going to implement the findings of the De Beer Committee of Inquiry into certain aspects of child care in 1982. We will bring them in line with the same level that we have had at Greenfield as far as staff components are concerned. All in all, I can assure this House that the money will be well spent. In answer to the question that was asked by the hon member for Harenside, it cost us some R15 000 with qualified people. I believe that this administration benefited from this.

We will put this into effect. I have accepted all the findings and we will satisfy everyone. Furthermore, I have taken the liberty of recommending—that was in fact a decision I took a week ago—that in future boards of management which involve the public sector and my department will be responsible for the running of these institutions so that the community will also be aware of what is being done. These appointments will be from among professional people in the community and I think that will satisfy all hon members of this House in the future. I hope we will be able to have a better facility.

As far as the Greenfield Place of Safety is concerned, may I make it very clear that the report indicates that it is not in the right locality, which is not conducive to the functioning of a place of safety. I am considering taking certain decisions and I am awaiting departmental investigations of the aspect that we may have to relocate on a new basis. For that reason places in the Transvaal near to Northern Natal which have no such facilities are being looked at. I think that changing the style from an institution to a more homogeneous type of set-up where homes could be taken over—my department is investigating this—will assist us in trying to resolve this very important problem. May I end off by saying that I am rather concerned about the kind of money we have spent on the Valley View Place of Safety rehabilitation centre when really parental society itself and control are lacking. The time will come when we may have to spend more energy in trying to look at the problem rather than looking at the symptoms of the problem. However, the Act provides for this and we will continue to provide a good service so that these young lads can go back to society and become better men in the future.

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, whilst I thank him for that statement may I enquire as to the numbers involved for which provision has been made in the new buildings?

The MINISTER Mr Chairman, it is intended to keep to 100 children at the Valley View Place of Safety. May I just say that the accommodation maximum at Greenfield is 80, but at no given time do we have 100 or 80 at either place. However, the provision has been made. I am prepared to make the plans available to my study group as well as the hon member for Springfield and hon members of the House. I will have them pinned up in my boardroom in a couple of weeks' time once I receive them. I am at liberty to say that it will be the only one of its kind in the country and we hope that we can set an example and raise the standards.

M L Sultan Technikon: memorandum

*2 Mr M RAJAB asked the Minister of Education and Culture

- (1) Whether his Department has been informed of a memorandum containing certain allegations of discontent amongst the staff of the M L Sultan Technikon that was referred to the council of the said technikon, if not, why not; if so, when was the memorandum so referred,
- (2) whether the council has conducted an investigation into these allegations, if not, why not; if so, (a) when, (b) what were the findings and (c) what action was taken as a result of the findings,
- (3) whether he will make a statement on the matter?

Answered 6/3/90 D25E
The MINISTER OF EDUCATION AND CULTURE

- (1) Yes on 1989-10-20
 - (2) No
 - (3) No
- At a special Technikon Council Meeting on 1989-12-07 Council resolved to seek legal opinion of Senior Counsel before responding.

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, could he tell this House

what the specific brief was to senior counsel regarding this memorandum?

The MINISTER Mr Chairman, the technikon council runs the affairs of the technikon and they in their wisdom will decide what information is to be given to counsel and what brief to give counsel. We do not have that as yet. Until they respond to my query as to what type of investigation it was and what the results were, I do not have any other information on that.

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, could he give an assurance in this House that should there be a need to appoint a committee of inquiry with regard to the allegations, he will in fact appoint such a committee?

The MINISTER Mr Chairman, upon receipt of information from the council which runs the technikon, if I am satisfied with my department's counsel that we need to appoint someone to investigate this particular matter then that will be decided upon in consultation with all those people in my department.

Department of Housing: public relations officer
*3 Mr A SINGH asked the Minister of the Budget and Auxiliary Services: 258

- (1) Whether a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, was appointed as a public relations officer for the Department of Housing, if so, when,
- (2) whether this post was advertised, if not, why not; if so, in what publications,
- (3) whether any Ministers of the House of Delegates recommended this person's appointment, if so, which Ministers;
- (4) whether the person concerned was subsequently relieved of this post, if so, why;
- (5) whether another person has since been appointed to the post in question, if not, why not; if so, on what basis?

Answered 6/3/90 D26E
The MINISTER OF THE BUDGET AND AUXILIARY SERVICES:

- (1) Yes
20 November 1989.
- (2) No
These officials are selected by Ministers.

(3) No

(4) Yes Answered 6/3/90 258

After the initial five week period of probation, it was decided that the person was best equipped to execute the duties of liaison officer in the Department as such.

(5) Yes

On a three year contract basis subject to renewal.

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, could he please tell us what the normal probation period is that applies in his administration?

The MINISTER Mr Chairman, I did indicate that there is a probation period of three years.

The CHAIRMAN OF THE MINISTERS' COUNCIL No, probation period.

The MINISTER Oh, sorry, the probation period. No particular set period is stipulated. I could just mention that the staff who have come to Cape Town from Durban will be here until the end of March, until just before the Easter recess. They will be judged on their work capability and so forth. Basically, therefore, in this particular case a five-week period of probation will apply, but there is no stipulated period. I would say it should be not less than four weeks.

Inanda: Indian traders

*4. Mr A SINGH asked the Minister of Housing
Whether, with reference to information that has been furnished to the Minister's Department for the purpose of his reply, he made any promises in or about March 1989 to a certain traders' association, through its spokesman, to the effect that Indian traders from Inanda would be provided with alternative land to carry on their businesses elsewhere, if so, (a) what promises and (b) what are the names of the traders' association and spokesman concerned?

Answered 6/3/90 D27E
The MINISTER OF HOUSING:

- (a) No
- (b) Falls away

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, I appreciate the reply. However, I am aware that a certain aspirant

*Mr J A RABIE. Mr Chairman, the speakers have changed places. The hon Chief Whip told me the names had been changed around.

*The CHAIRMAN OF THE HOUSE Order! I am going according to the speakers' list in front of me

*Mr I J KRUGER. Mr Chairman, because 300 pupils are being accommodated in primary schools, we are at present saddled with a further problem in Reigerpark, namely that they are lagging behind the high school. They therefore cannot adapt to the atmosphere of the high school and the teaching methods employed there [interjections.] As a result we will again have poor Matric results in the future

The Matric results of the Reigerpark High School have improved considerably in recent years. They have improved to such an extent that last year we had a pass rate of more than 74%. The residents of Reigerpark want this school to become one of the top schools in South Africa. The teaching staff is dedicated. However, we would like to see those teachers being met halfway and better school accommodation. [Time expired.]

*Mr J A RABIE. Mr Chairman, I am glad about the mix-up in respect of the speakers' list. It is my interpellation but the hon member Mr Kruger had to speak before me. When I saw this hon member's name on the speakers' list I knew he was going to talk a lot of nonsense in this House.

When I came to Reigerpark, he was working for the city council and Reigerpark looked just like a location—like a pigsty. I changed it into what it is today. I had the Senior Secondary School which stands there today, built. I had the Lakeside Primary School built, and the old existing high school converted into a primary school. That hon member knows just as well as we do how difficult it is to deal with the mine commissioner—the hon the Minister waved it under that hon member's nose—to get the land identified and the schools erected. The allegation that I spend more

time outside my constituency is devoid of all truth and the residents of Reigerpark know this. I am now asking what I have been asking since 1985. The administration—of which the hon the Deputy Minister may become a part in the new dispensation—simply cannot get things done. However, I am not blaming them because the shortage of money is certainly a very real problem, but this matter must be dealt with somehow. It should not be entrusted to an ordinary MP, since there is after all a Ministers' Council which can determine preferences and priorities in respect of where the greatest need exists [interjections.]

*The CHAIRMAN OF THE HOUSE. Order! The hon member for Daljosaphat must please control himself

*The DEPUTY MINISTER OF EDUCATION AND CULTURE. Mr Chairman, I am glad that the hon member for Reigerpark has actually answered his question himself. It would appear that he has now demonstrated what he is trying to achieve here, namely that he wants to make a political problem out of an educational need. Education remains a matter of vital importance in this House and in our administration. [Interjections.]

The hon member eventually admitted that there were not enough funds available. He also admitted that in recent years the administration has been trying to get that school built and at the end of this speech he also stated that there were no funds. Earlier on he stated that with Dr Mandela's release, expectations had been created that people would suddenly enjoy all kinds of freedom. We must realistically accept that all our community's needs are not going to be met as a result of Dr Mandela's release. We are going to try to build that school within the shortest possible time when we have the funds available. The needs of Reigerpark are just as great as those of all the other communities in South Africa. [interjections.]

Debate concluded.

HOUSE OF DELEGATES

INTERPELLATIONS

The sign * indicates a translation. The sign † used subsequently in the same interpellation, indicates the original language.

Own Affairs

Feeding scheme at schools

Mr M RAJAB asked the Minister of Education and Culture.

Whether it is the intention of his Department to re-introduce a State-run feeding scheme at schools falling under its control; if so, when, if not, why not?

D37E.INT

THE MINISTER OF EDUCATION AND CULTURE. Mr Chairman, no. It is the considered opinion of the department that the feeding of children is, in the first place, the responsibility of the home and the family. The feeding scheme that was taken over by the department on 1 April 1966 was merely intended to supplement the basic meals of indigent children.

The Department of Health Services and Welfare of this administration, through various welfare services, affords financial assistance and relief to deserving families. In many schools welfare organisations distribute free meals to pupils.

It is preferable that feeding at schools be done in conjunction with education committees and welfare organisations where necessary. It is suggested that such a service be introduced, if necessary, by the Department of Health Services and Welfare as a local option.

Mr M RAJAB. Mr Chairman, allow me to say immediately that I am absolutely disappointed with the hon the Minister's reaction in this regard. I am also disappointed with the reasons advanced as to why the hon the Minister is not willing at least to investigate the possibility of the need for such a scheme.

It is quite clear that the hon Minister is not aware that, according to a recent survey done by a welfare agency in Phoenix, some 75% of members of households in Phoenix are out of work, underpaid or on grants. Voluntary organisations are battling to cope for lack of funds.

It is also quite clear that the hon Minister is not aware of a survey done in Phoenix in 1987 by the Durban City Council, which revealed that 58% of people in Phoenix earned less than R300 per month. That hon Minister ought to be aware that this is well below the poverty datum line. Furthermore, that hon Minister ought to be aware that we also have a wide disparity in the pensions and social benefits that are paid to members of the Indian community.

Nothing is being done to address that problem. To merely suggest that this is a function that should now be taken over by the department of the hon the Minister of Health Services and Welfare is merely to pass the buck.

I would say to that hon Minister that he should at least have come to this House and suggested something positive, bearing in mind that there are reports of wide-scale difficulties in Phoenix, in particular, and in Chatsworth as well, where students are going to school without breakfast, and there have been cases of students fainting in class and being unable to concentrate on their lessons purely because they have not had sufficient nourishment. I think the hon the Minister, under whose care such children are meant to be, is callous in that regard.

I again appeal to the hon the Minister at least to make a commitment that such a scheme would be investigated. If we are to consider the amount of money that is wasted by this administration on such things as ministerial representatives and the appointment of Press officers for each of those ministries that make up this administration, then [Time expired.]

Mr S V NAICKER. Mr Chairman, I want to support the hon member for Springfield with regard to his interpellation.

The policy of the State has been either to take the school to the child or to take the child to the school. I am sure that the hon the Minister of Education and Culture is aware of the thousands of children that are commuting to school these days and the distances they have to travel between their homes and schools. There are instances of children leaving home at five in the morning to get to school and arriving back home at seven or eight in the evening.

The hon the Minister did not deny that there was a need. However, the responsibility of this particular administration should have been to

negotiate with the Department of Health Services and Welfare and to see to it that this particular need was met.

We have had vast experience in this field and there are many schools where money is being collected by principals, teachers and members of the community for the feeding of children. Therefore, if one looks at economic strata in South Africa, with regard to the poorer sector of the Indian community, this much-needed service is an absolute necessity

I appeal to the hon the Minister, in consultation with his colleague, the hon the Minister of Health Services and Welfare, to see to it that this particular requirement—the feeding scheme—be considered and reintroduced as, when and where it is required in certain schools.

THE MINISTER OF HEALTH SERVICES AND WELFARE: Mr Chairman, it is true that my colleague, the hon the Minister, indicated that he was not saying feeding schemes should not be considered. [Interjections] However, the reality of the problem is that we are all sympathetic to the question of school feeding and the attendant problems. It will be impossible for the House of Delegates to start a feeding scheme when we are talking about children in all sectors of the community—we are talking about a very large community

At present it will be unfair to include only the Indian children as there are Black, White and Coloured children as well. [Interjections] However, I want to state to this House in answer to the interpellation of my colleague, the hon member for Springfield, that welfare programmes are being implemented [Interjections] For example, everything possible is being done to improve maintenance grants and pensions. I think we are all involved in getting better jobs and earning higher incomes so that families will be able to cater for their own needs. That would be the right thing to do. After all, school principals and teachers must be honest and indicate that children who are well-to-do are also fed. The question that has been raised again and again is Who should we really be looking after? Welfare organisations and women's groups are doing a wonderful job. I am prepared to look at welfare organisations and others who help, to see what can be done to feed the right child—the one who needs help. [Interjections] We cannot give

Minister of Health Services and Welfare that it is very difficult to administer the scheme. I want to speak from personal experience. When I was in primary school there was a school feeding scheme. I came from a very poor family then, and I did not partake of those meals! [Time expired] **Hansa 6/3/90**

THE MINISTER OF EDUCATION AND CULTURE: Mr Chairman, I take to heart what has been stated here, specifically by the hon member for Springfield. We would like to state categorically that we are not callous. Indeed, we feel deeply for our people who are not being fed and who come to school on hungry stomachs. We know the problems in our areas. I simply want to state that it is very difficult for us to have a type of feeding scheme that only selects those who are poor. We also have to look at peer group pressure and how this is visited upon children when some are being fed and some are not. **258**

However, mindful though we are of this fact, we have encouraged this. We do have people who come to our schools and prepare lunch and sandwiches for students. I have here a statement from my department stating that many schools have such schemes operating successfully, without too much publicity, and bearing in mind the sensitivity of the exercise.

MR M RAJAB: Name them!

THE MINISTER: I will name them for the hon member for Springfield. My department will furnish the hon member with the names of schools that have such schemes carried out by welfare organisations.

I would also like to state that in times like these we will have to look at diverting money from the haves to the have-nots, especially in Black education. Inasmuch as I do not like this to be seen as a political stunt, I think we are dealing with reality here and it is being visited upon us right now. We are not saying this just to please hon members of the opposition.

School principals have been asked to monitor those students who come to school and who may have problems of undernourishment. [Time expired.]

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Valley View Place of Safety: child abuse

*1. Mr M RAJAB asked the Minister of Health Services and Welfare

(1) Whether a committee has been appointed to investigate allegations of child abuse and other irregularities at the Valley View Place of Safety, if not, why not, if so,

(2) whether the committee has completed its work, if not, when is the committee expected to complete its work, if so,

(3) whether the committee's report has been finalized, if not, when is it expected to be finalized,

(4) whether the findings of the committee are to be made public, if not, why not, if so, when,

(5) whether he will make a statement on the matter?

Hansa 6/3/90 D24E

THE MINISTER OF HEALTH SERVICES AND WELFARE

(1) Yes

(2) Yes

(3) Yes

(4) Yes, the findings of the committee were made public on 26 February 1990

(5) Yes

THE MINISTER: Mr Chairman, I wish to make a further statement additional to my release on 26 February 1990 and say that certain actions were taken. We are awaiting approval for advertising the post of a qualified social worker who will be appointed to the Valley View Place of Safety, because the level of the present incumbent is low and the finding stated that it has to be a qualified social worker.

Secondly, we have tried to expedite the building of our new Valley View Place of Safety which will cost us R7.5 million. The tender will be out in September 1990 and the building will be completed by 1991. This will take care of all the

candidate for the House of Assembly in fact gave a Press release to the effect that he had a meeting with the hon the Minister relating to the relocation of the traders in Inanda. It was a Mr Panday

The MINISTER Mr Chairman, yes, there was a meeting, but not with the organisation whose name was submitted in connection with this question *Hansard 6/3/90*

Mr M RAJAB Mr Chairman, further arising from the hon the Minister's reply, seeing that Mr Panday acted as spokesman for that organisation, could he inform this House as to what that meeting was about?

The MINISTER Mr Chairman, that is off the record. In response to the hon member's questions, these are the answers I can mention to him that the person he referred to did bring along a number of people for whom he acted as spokesman and the department's regional offices in Durban are dealing with that group. Information is being sought from the traders and this is being awaited. That is the situation at present. I believe the hon the Minister of Health Services and Welfare is also involved in this matter

Certain person: application for petrol service station site

*5 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

(1) Whether his Department regards a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, as an applicant who is eligible for the allocation of a petrol service station site on the ground that he is a displaced trader in terms of the Group Areas Act, if not, why not, if so, what is his name,

(2) whether this person has been conducting a petrol service station business at a certain address in Queensburgh, particulars of which have been furnished to the Minister's Department, *(258)*

(3) whether he will investigate the matter: if not, why not, if so, when;

(4) whether he will make a statement on the findings of the James Commission of Inquiry in regard to this person's application?

D30E

HOUSE OF DELEGATES

when, (b) why and (c) what (i) standards and (ii) subjects (aa) did she teach at the secondary school and (bb) is she teaching at the primary school,

(2) whether this teacher is professionally qualified to teach at secondary schools, if not, what are her qualifications?

D16E

The MINISTER OF EDUCATION AND CULTURE

(1) Yes

(a) 1 January 1990

(b) She was a non-specialist Physical Education educator and was replaced with a specialist

(c) (aa) (i) Standards 2 to 10

(ii) Physical Education

(bb) (i) Standards 2 to 5

(ii) Mathematics

(2) No Senior Primary Education Diploma (Mathematics/Art)

Certain teacher: transferred

7 Mr K PANDAY asked the Minister of Education and Culture

Whether a certain teacher, particulars of whom have been furnished to the Minister's Department for the purpose of his reply, was recently transferred to a certain secondary school, if so, (a) when, (b) why, (c) who authorized her transfer and (d) which schools are involved?

D17E

The MINISTER OF EDUCATION AND CULTURE

Yes

(a) 1 January 1990

(b) She applied for a transfer

(c) The Chief Executive Director

(d) Avonford Secondary and Burnwood Secondary

Springfield College of Education: post of rector

8 Mr K PANDAY asked the Minister of Education and Culture

(1) Whether he will furnish information on the applicants who were short-listed for the vacant post of rector of the Springfield College of Education, if not, why not, if so, (a) how many applicants were short-listed for this post, (b) what are their names and (c) what rating did each receive,

(2) whether any of these applicants were considered promotable, if so, what are their names,

(3) whether the criteria as set out in the principals' handbook were applied in assessing these applicants for promotion, if not, (a) why not and (b) what criteria were applied,

(4) whether the post in question has been filled, if not, (a) why not and (b) when is it expected to be filled,

(5) whether the appointment of the acting rector of this college has been extended, if so, (a) why and (b) for what period?

D18E

The MINISTER OF EDUCATION AND CULTURE.

(1) Yes

(a) 6

(b) Dr C Soobiah

Mr P Reddy

Mr M M Moodley

Dr D Bhagwandeem

Dr D S Rajah

Dr P K Gounden

(c) Candidates were evaluated to determine their suitability for the post. No ratings as such were accorded.

(2) Yes

Mr M M Moodley

(3) No

(a) The Principals' Handbook was formulated for in-service educators. The advertisement also invited outside candidates and they could not be subjected to these criteria

(b) The candidates were interviewed by a selection committee with a view to determine their general suitability for the post taking into account their

HOUSE OF DELEGATES

Rajbansi surprise

— no evidence

7/3/90
Own Correspondent

258

DURBAN — The trial of Mr Amichand Rajbansi, former chairman of the Ministers' Council in the House of Delegates, took a surprise turn in the Durban Regional Court yesterday when the defence case closed without his giving evidence.

Mr Rajbansi has pleaded not guilty before Mr J J Augustyn to two counts of fraud, one count of criminal defamation, one of contravening the Commissions Act, and one of contravening the Criminal Procedures Act, by making conflicting sworn statements.

All the offences are alleged to have been committed between August 1986 and August 1988.

When the trial resumed today the magistrate upheld a defence objection to certain tape recordings being admitted as evidence.

After the magistrate had given the ruling, prosecutor Mr B Schönfeldt closed the State case. Mr D Tobias then closed the defence case without calling evidence.

The trial was adjourned to April 9 for legal argument.

inflated ego Neither his comments, nor his questions promote the image of this House. The hon member would be well advised to utilise the opportunity of interpellation to make a positive contribution to the debate on issues of national importance.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, may I ask the hon the Minister a question?

THE MINISTER Mr Chairman, I am not taking any questions. It is ironic that while the DP members in the House of Assembly attempt to address national issues the hon DP member for Springfield persists in exhibiting his synthetic characteristics. The so-called sophistication displayed is merely a facade for garnishing his ignorance and inadequacies in respect of regional services councils and other issues [Interjections]

Hon members are at liberty to contact my office if they wish to acquaint themselves with the issue that was raised. This will avoid an unnecessary waste of valuable time in Parliament. Moreover, for those who are honestly interested in expanding their knowledge a quick reference to section 6 of the Regional Services Councils Act will explain the appointment of members and how the appointment of a chairman is different. In section 6 it is clear how members are appointed and I recommend that hon members read this.

Mr M RAJAB You tell us!

The MINISTER I do not have to tell the hon member, he must find out for himself.

Mr M RAJAB Who wrote that for you?

The MINISTER I will tell the hon member. Those hon members who have difficulty in [Interjections]

The CHAIRMAN OF THE HOUSE Order!

The MINISTER interpreting and comprehending the said section are welcome to

The CHAIRMAN OF THE HOUSE Order! I regret to inform the hon Minister that his time has expired.

HOUSE OF DELEGATES

lected by the relevant Ministers from pre-selected candidates (a), (b) and (c) fall away.

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, will he tell this House, in all honesty, why it is not prudent to disclose that information to this House?

The MINISTER Mr Chairman, I am sorry, but I am not clear as to what the hon member is trying to convey.

The LEADER OF THE OFFICIAL OPPOSITION Prudent means wise.

The MINISTER Yes, I understand what "prudent" means. What does the hon member want to know?

Mr M RAJAB Mr Chairman, I shall rephrase my question. If I understood the hon the Minister correctly, he said that it was not prudent to advertise the posts, and in fact the posts were not advertised. Could the hon the Minister tell us why it was considered not prudent to advertise these posts when in fact this is what is required?

The MINISTER Mr Chairman, for the benefit of the hon member for Springfield, this was a Cabinet decision. Following the Cabinet decision, hon Ministers are allowed seven units of staff, that is, private secretary, assistant private secretary, administrative secretary, public relations officer, typist, registry clerk and a SAP driver. These can be drawn from any source provided they comply with hon Ministers' requirements.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, he made reference to a preselection. Can he explain how this preselection took place and from which list this preselection was made?

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE [Inaudible]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I wish to advise the hon the Minister of Local Government and Agriculture not to advise the hon the Minister to say that

The CHAIRMAN OF THE HOUSE Order! The hon the Minister may proceed [Interjections]

The MINISTER Mr Chairman, I explained a little earlier to the hon member for Springfield that in terms of a Cabinet decision hon Ministers, are entitled to select their own PROs or any other officials [Interjections] This is left to the discretion of the hon Minister concerned and is his choice.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's answer regarding the Cabinet decision, is it not correct that these people are appointed in terms of rules laid down by the Commission for Administration? Are these rules adhered to?

The MINISTER Mr Chairman, will the hon the Leader of the Official Opposition just repeat that question?

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, are these personnel not appointed in terms of rules laid down by the Commission for Administration—yes or no? Were these rules adhered to? Thirdly, was anybody called for an interview without having applied?

The MINISTER Mr Chairman, I think the answer to that is really very simple. The hon the Leader of the Official Opposition, as a previous Minister, knows the position [Interjections]

The CHAIRMAN OF THE HOUSE Order!

The MINISTER Mr Chairman, I did say earlier that this is done in accordance with a Cabinet decision. We only have to inform the Commission for Administration. We do not need their approval.

The LEADER OF THE OFFICIAL OPPOSITION When was this Cabinet decision reached? What date? Which meeting?

The MINISTER Mr Chairman, I am quite prepared to give the hon the Leader of the Official Opposition that information if he puts it in writing. He has been doing this all the time [Interjections] If the hon the Leader of the Official Opposition would like those answers, I

will provide them with the greatest of pleasure if he puts them in writing [Interjections]

Mr Y M MAKDA Mr Chairman, on a point of order Are you in some cases limiting the questions to five supplementary questions per question answered? (258)

The CHAIRMAN OF THE HOUSE Order! May I point out to the hon member for North Western Transvaal that hon members can on five occasions rise to ask questions arising from a reply Since nobody else rose after the hon the Minister took his seat, we proceeded to the second question (Hansard 13/3/90)

Indian property owners: higher rates

*2 Mr M RAJAB asked the Minister of Local Government and Agriculture

(1) Whether his Department has received any complaints or representations to the effect that certain Indian property owners are allegedly paying higher rates than Whites do for comparable properties, if so,

(2) whether he has requested the Natal Provincial Administration to investigate these allegations, if not, why not, if so, with what results?

Hansard 13/3/90

D36E

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) Yes

(2) Yes A reply is being awaited

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, could he indicate in terms of which Act he intends attending to this issue?

The MINISTER Mr Chairman, we are dealing with this particular issue in terms of the local government ordinance

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, has he any powers which he can exercise in terms of that particular ordinance?

HOUSE OF DELEGATES

The MINISTER Mr Chairman, I refuse to take any powers to administer local government from a legalistic point of view

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, my question has not been answered Has the hon the Minister any powers in terms of that particular ordinance? I hope his answer is recorded for the hon the State President to read (Hansard 13/3/90)

The MINISTER Mr Chairman, the Act is administered of the Administrator in terms of the legislation

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, where the hon the Minister of Local Government and Agriculture indicated that he refused to administer—if I heard him correctly—any Act in terms of local government [Interjections] In any case that is recorded and it will make the issue of a debate on Friday I give hon members notice

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Vacant/under-utilized schools for Whites

*3 Mr M ABRAHAM asked the Minister of Education and Culture

Whether his Department has made representations to the Administration House of Assembly to take over vacant or under-utilized schools for Whites in the Johannesburg area, if not, why not, if so, with what result?

Hansard 13/3/90

D39E

The MINISTER OF EDUCATION AND CULTURE

3.1 Yes, representations were made to Minister P J Clase of the House of Assembly

and the Department of Public Works and Land Affairs

3.2 The John Ware Secondary School in Mayfair is expected to be handed over to this Department during June 1990

3.3 We are also waiting to hear about our requests made to lease the following schools

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3.3.2 Bez Valley Primary School (Eastern Suburbs—Johannesburg)

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The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply in respect of the first answer relating to the Johannesburg area, are there any financial implications to our administration—namely are they charging us funds? I ask the same question in respect of the other instances where leasing is involved

The MINISTER Mr Chairman, at present my department is working on this particular matter Negotiations are well under way As soon as we have the specifics, I will furnish the hon the Leader of the Official Opposition with them [Interjections]

Mr D K PADIACHEY Mr Chairman, further arising out of the hon the Minister's reply, the hon the Minister of Education and Culture in the House of Assembly said yesterday that there were 10 primary schools that were vacant in Johannesburg—have representations only been made for these three schools? What about the junior primary schools?

The MINISTER Mr Chairman, the other schools mentioned by my hon colleague in the House of Assembly are vacant, but other departments are also making appeals that these schools be made available to them As far as we are concerned right now, these are the schools we asked for and if need be—if hon members of Parliament find there is a deficiency in their constituencies, and they request them—we will also make appeals We would like to appeal to all schools in South Africa which are now vacant

due to a policy of rationalisation We are also prepared in the national interest to make certain that all races could use these schools [Time for questions expired]

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

Verulam Market: purchase

*4 Mr A SINGH asked the Minister of Local Government and Agriculture

(1) Whether a delegation from the Verulam Traders' Association made representations to him concerning the purchase of the Verulam market from the municipality concerned, if so, when,

(2) whether he will make a statement on the matter?

Hansard 13/3/90

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) No

(2) No

Administration. House of Delegates' contracts

*5 Mr A SINGH asked the Minister of the Budget and Auxiliary Services

(1) Whether a departmental investigation was conducted into alleged irregularities concerning contracts signed by an official of the Administration House of Delegates, if so,

(2) whether, in the course of this investigation, an official of the Department of Housing was suspended,

(3) whether he will disclose the outcome of this investigation, if not why not, if so, what was the outcome,

(4) whether he will make a statement on the matter?

Hansard 13/3/90

D44E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

HOUSE OF DELEGATES

will provide them with the greatest of pleasure if he puts them in writing [Interjections]

Mr Y M MAKDA Mr Chairman, on a point of order Are you in some cases limiting the questions to five supplementary questions per question answered?

The CHAIRMAN OF THE HOUSE Order! May I point out to the hon member for North Western Transvaal that hon members can on five occasions rise to ask questions arising from a reply Since nobody else rose after the hon the Minister took his seat, we proceeded to the second question Hansard 13/3/90

Indian property owners higher rates

*2 Mr M RAJAB asked the Minister of Local Government and Agriculture

(1) Whether his Department has received any complaints or representations to the effect that certain Indian property owners are allegedly paying higher rates than Whites do for comparable properties, if so.

(2) whether he has requested the Natal Provincial Administration to investigate these allegations, if not, why not, if so, with what results?

Hansard 13/3/90 D36E

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) Yes

(2) Yes A reply is being awaited

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, could he indicate in terms of which Act he intends attending to this issue?

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HOUSE OF DELEGATES

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Hansard 13/3/90 D39E

The MINISTER OF EDUCATION AND CULTURE

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Mr D K PADIACHEY Mr Chairman, further arising out of the hon the Minister's reply, the hon the Minister of Education and Culture in the House of Assembly said yesterday that there were 10 primary schools that were vacant in Johannesburg—have representations only been made for these three schools? What about the junior primary schools?

The MINISTER Mr Chairman, the other schools mentioned by my hon colleague in the House of Assembly are vacant, but other departments are also making appeals that these schools be made available to them As far as we are concerned right now, these are the schools we asked for and if need be—if hon members of Parliament find there is a deficiency in their constituencies, and they request them—we will also make appeals We would like to appeal to all schools in South Africa which are now vacant

due to a policy of rationalisation We are also prepared in the national interest to make certain that all races could use these schools [Time for questions expired]

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

Verulam Market: purchase
*4 Mr A SINGH asked the Minister of Local Government and Agriculture

(1) Whether a delegation from the Verulam Traders' Association made representations to him concerning the purchase of the Verulam market from the municipality concerned, if so, when,

(2) whether he will make a statement on the matter?

Hansard 13/3/90 D40E

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) No

(2) No

Administration. House of Delegates: contracts
*5 Mr A SINGH asked the Minister of the Budget and Auxiliary Services

(1) Whether a departmental investigation was conducted into alleged irregularities concerning contracts signed by an official of the Administration House of Delegates, if so,

(2) whether, in the course of this investigation, an official of the Department of Housing was suspended,

(3) whether he will disclose the outcome of this investigation, if not, why not, if so, what was the outcome,

(4) whether he will make a statement on the matter?

Hansard 13/3/90 D44E

258

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

HOUSE OF DELEGATES

(2) Yes

(3) No

A decision will be taken as soon as the investigation has been completed

(4) No

Answered

Answered

HOUSE OF ASSEMBLY

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Soweto: houses

15. Mr P H DE LA REY asked the Minister of Planning and Provincial Affairs †

- (1) (a) How many houses were originally intended to be sold to Black persons in Soweto and (b) how many of these houses are still unsold,
- (2) (a) what total amount is in arrears in respect of the houses that have been sold and (b) what percentage does this represent of the original amount due,
- (3) in respect of what dates is this information furnished?

Answered 14/3/90



B39E

The MINISTER OF PLANNING AND PROVINCIAL AFFAIRS

(1) (a) 72 521

(b) 46 470

(2) (a) R7 230 777,72

(b) 36,26%

(3) Question One 31/1/90

Question Two 31/12/89

Public service: persons employed

17. Mr R M BURROWS asked the Minister for Administration and Privatisation

- (1) What was the total number of persons employed in each department and organizational component referred to in section 6(1) of the Public Service Act, No 111 of 1984, as at 30 September 1989,

(2) (a) how many such persons were employed in each of the following eight salary intervals in each such department

HOUSE OF DELEGATES

Answered 14/3/90

and organizational component, viz (i) more than R165 000, (ii) R120 001 to R165 000, (iii) R110 001 to R120 000, (iv) R87 001 to R110 000, (v) R74 001 to R87 000, (vi) R49 001 to R74 000, (vii) R38 001 to R49 000 and (viii) R29 001 to R38 000 and (b) to which population group did each of these persons belong?

B42E

Answered 14/3/90

The MINISTER FOR ADMINISTRATION AND PRIVATISATION

According to particulars supplied by the relevant departments and organizational components, the figures are as follows

Administration House of Delegates

(1) 16 023

(2) (a) and (b)

	White	Coloured	Indian	Black
(i)	1	0	0	0
(ii)	0	0	1	0
(iii)	0	0	0	0
(iv)	2	0	2	0
(v)	6	0	5	0
(vi)	49	0	687	0
(vii)	31	0	1 665	0
(viii)	48	1	2 811	0

Administration House of Representatives

(1) 60 060

(2) (a) and (b)

	White	Coloured	Indian	Black
(i)	1	0	0	0
(ii)	0	0	0	0
(iii)	0	1	0	0
(iv)	4	5	1	0
(v)	16	2	1	0
(vi)	271	1 436	19	0
(vii)	274	2 051	19	0
(viii)	669	4 038	33	2

HOUSE OF ASSEMBLY

inflated ego Neither his comments, nor his questions promote the image of this House. The hon member would be well advised to utilise the opportunity of interpellation to make a positive contribution to the debate on issues of national importance

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, may I ask the hon the Minister a question?

THE MINISTER Mr Chairman, I am not taking any questions. It is ironic that while the DP members in the House of Assembly attempt to address national issues the hon DP member for Springfield persists in exhibiting his synthetic characteristics. The so-called sophistication displayed is merely a facade for garnishing his ignorance and inadequacies in respect of regional services councils and other issues [Interjections]

Hon members are at liberty to contact my office if they wish to acquaint themselves with the issue that was raised. This will avoid an unnecessary waste of valuable time in Parliament. Moreover, for those who are honestly interested in expanding their knowledge a quick reference to section 6 of the Regional Services Councils Act will explain the appointment of members and how the appointment of a chairman is different. In section 6 it is clear how members are appointed and I recommend that hon members read this.

Mr M RAJAB You tell us!

THE MINISTER I do not have to tell the hon member, he must find out for himself.

Mr M RAJAB Who wrote that for you?

THE MINISTER I will tell the hon member. Those hon members who have difficulty in [Interjections]

THE CHAIRMAN OF THE HOUSE Order!

THE MINISTER interpreting and comprehending the said section are welcome to

THE CHAIRMAN OF THE HOUSE Order! I regret to inform the hon Minister that his time has expired

HOUSE OF DELEGATES

lected by the relevant Ministers from pre-selected candidates

(a), (b) and (c) fall away

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, will he tell this House, in all honesty, why it is not prudent to disclose that information to this House?

THE MINISTER Mr Chairman, I am sorry, but I am not clear as to what the hon member is trying to convey

THE LEADER OF THE OFFICIAL OPPOSITION Prudent means wise

THE MINISTER Yes, I understand what "prudent" means. What does the hon member want to know?

Mr M RAJAB Mr Chairman, I shall rephrase my question. If I understood the hon the Minister correctly, he said that it was not prudent to advertise the posts, and in fact the posts were not advertised. Could the hon the Minister tell us why it was considered not prudent to advertise these posts when in fact this is what is required?

THE MINISTER Mr Chairman, for the benefit of the hon member for Springfield, this was a Cabinet decision. Following the Cabinet decision, hon Ministers are allowed seven units of staff, that is, private secretary, assistant private secretary, administrative secretary, public relations officer, typist, registry clerk and a SAP driver. These can be drawn from any source provided they comply with hon Ministers' requirements

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, he made reference to a preselection. Can he explain how this preselection took place and from which list this preselection was made?

THE MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE [Inaudible]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I wish to advise the hon the Minister of Local Government and Agriculture not to advise the hon the Minister to say that

THE CHAIRMAN OF THE HOUSE Order! The hon the Minister may proceed [Interjections]

THE MINISTER Mr Chairman, I explained a little earlier to the hon member for Springfield that in terms of a Cabinet decision hon Ministers are entitled to select their own PROs or any other officials [Interjections] This is left to the discretion of the hon Minister concerned and is his choice

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's answer regarding the Cabinet decision, is it not correct that these people are appointed in terms of rules laid down by the Commission for Administration? Are these rules adhered to?

THE MINISTER Mr Chairman, will the hon the Leader of the Official Opposition just repeat that question?

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, are these personnel not appointed in terms of rules laid down by the Commission for Administration—yes or no? Were these rules adhered to? Thirdly, was anybody called for an interview without having applied?

THE MINISTER Mr Chairman, I think the answer to that is really very simple. The hon the Leader of the Official Opposition, as a previous Minister, knows the position [Interjections]

THE CHAIRMAN OF THE HOUSE Order!

THE MINISTER Mr Chairman, I did say earlier that this is done in accordance with a Cabinet decision. We only have to inform the Commission for Administration. We do not need their approval

THE LEADER OF THE OFFICIAL OPPOSITION When was this Cabinet decision reached? What date? Which meeting?

THE MINISTER Mr Chairman, I am quite prepared to give the hon the Leader of the Official Opposition that information if he puts it in writing. He has been doing this all the time [Interjections] If the hon the Leader of the Official Opposition would like those answers, I

HOUSE OF DELEGATES

will provide them with the greatest of pleasure if he puts them in writing [Interjections]

Mr Y M MAKDA Mr Chairman, on a point of order Are you in some cases limiting the questions to five supplementary questions per question answered? **258**

The CHAIRMAN OF THE HOUSE Order! May I point out to the hon member for North Western Transvaal that hon members can on five occasions rise to ask questions arising from a reply Since nobody else rose after the hon the Minister took his seat, we proceeded to the second question **Hansard 13/3/90**

Indian property owners: higher rates

*2 Mr M RAJAB asked the Minister of Local Government and Agriculture

(1) Whether his Department has received any complaints or representations to the effect that certain Indian property owners are allegedly paying higher rates than Whites do for comparable properties, if so,

(2) whether he has requested the Natal Provincial Administration to investigate these allegations, if not, why not, if so, with what results? **Hansard 13/3/90 D36E**

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

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HOUSE OF DELEGATES

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The MINISTER OF EDUCATION AND CULTURE

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Verulam Market: purchase
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(1) Whether a delegation from the Verulam Traders' Association made representations to him concerning the purchase of the Verulam market from the municipality concerned, if so, when,

(2) whether he will make a statement on the matter? **Hansard 13/3/90 D40E**

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) No

(2) No

Administration House of Delegates' contracts
*5 Mr A SINGH asked the Minister of the Budget and Auxiliary Services

(1) Whether a departmental investigation was conducted into alleged irregularities concerning contracts signed by an official of the Administration House of Delegates, if so,

(2) whether, in the course of this investigation, an official of the Department of Housing was suspended,

(3) whether he will disclose the outcome of this investigation if not, why not if so, what was the outcome,

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The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

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Mr Y M MAKDA Mr Chairman, on a point of order Are you in some cases limiting the questions to five supplementary questions per question answered?

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(2) whether he has requested the Natal Provincial Administration to investigate these allegations, if not, why not, if so,

Hansard 13/3/90

D36E

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(2) Yes A reply is being awaited

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HOUSE OF DELEGATES

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Hansard 13/3/90

D39E

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(2) whether he will make a statement on the matter?

D40E

Hansard 13/3/90

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) No

(2) No

Administration: House of Delegates: contracts
*5 Mr A SINGH asked the Minister of the Budget and Auxiliary Services

(1) Whether a departmental investigation was conducted into alleged irregularities concerning contracts signed by an official of the Administration House of Delegates, if so,

(2) whether, in the course of this investigation, an official of the Department of Housing was suspended,

(3) whether he will disclose the outcome of this investigation, if not, why not, if so, what was the outcome,

(4) whether he will make a statement on the matter?

Hansard 13/3/90

D44E

258

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

HOUSE OF DELEGATES

(2) Yes

(3) No

A decision will be taken as soon as the investigation has been completed

(4) No

HOUSE OF ASSEMBLY

QUESTIONS

Indicates translated version

for written reply

General Affairs

Soweto: houses

Mr P H DE LA REY asked the Minister of Planning and Provincial Affairs:

- (1) How many houses were originally intended to be sold to Black persons in Soweto and (b) how many of these houses are still unsold,
- (2) (a) what total amount is in arrears in respect of the houses that have been sold and (b) what percentage does this represent of the original amount due,
- (3) in respect of what dates is this information furnished?

14/3/90 B39E

The MINISTER OF PLANNING AND PROVINCIAL AFFAIRS

- (1) (a) 72 521
- (b) 46 470
- (2) (a) R7 230 777,72
- (b) 36,26%
- (3) Question One 31/1/90
- Question Two 31/12/89

Public service: persons employed

Mr R M BURROWS asked the Minister for Administration and Privatisation:

- (1) What was the total number of persons employed in each department and organizational component referred to in section 6(1) of the Public Service Act, No 111 of 1984, as at 30 September 1989,
- (2) (a) how many such persons were employed in each of the following eight salary intervals in each such department

HOUSE OF DELEGATES

14/3/90

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14/3/90 B42E

The MINISTER FOR ADMINISTRATION AND PRIVATISATION

According to particulars supplied by the relevant departments and organizational components, the figures are as follows:

Administration House of Delegates

(1) 16 023

(2) (a) and (b)

	White	Coloured	Indian	Black
(i)	1	0	0	0
(ii)	0	0	1	0
(iii)	0	0	0	0
(iv)	2	0	2	0
(v)	6	0	5	0
(vi)	49	0	687	0
(vii)	31	0	1 665	0
(viii)	48	1	2 811	0

Administration House of Representatives

(1) 60 060

(2) (a) and (b)

	White	Coloured	Indian	Black
(i)	1	0	0	0
(ii)	0	0	0	0
(iii)	0	1	0	0
(iv)	4	5	1	0
(v)	16	2	1	0
(vi)	271	1 436	19	0
(vii)	274	2 051	19	0
(viii)	669	4 038	33	2

HOUSE OF ASSEMBLY

Solidarity is unhappy over pensions

Sowetan 15/3/90
IT was disappointed that pensioners would be getting an increase of only R25 at a time when they needed much more, the Finance spokesman for Solidarity, ruling party in the House of Delegates, Mr Kisten Moodley, said yesterday

However the Minister of Finance, Mr Barend du Plessis's Budget was welcomed by the Solidarity Party because it aimed at addressing socio-economic developments over medium to long term, Mr Moodley said in a statement.

"The provision of 19 per cent of the total Budget for education, including salary increases, the placing of housing on a high priority list by providing R1,9 billion, and the doubling of the amounts exempt from taxation of interest and building society dividends from R1000 to R2000 to encourage saving," was also welcomed by the party.

The extension of concessions to married women by including the income from trading undertakings to be taxed separately and the establishment of a special capital fund with an initial deposit of R2 billion were also welcomed.

'Bribe' claims to be probed

By **NORMAN WEST**
Political Reporter

5/ Times 18/1/90
A CLAIM by a Durban attorney that a member of the House of Delegates was given a R12 500 bribe to change allegiance and "cross the floor" is to be probed in Parliament.

While efforts are made to identify the MP, the man who made the claim, Natal MEC Mr Ismail Omar, may face a House Committee probe into his attempt to expose the issue.

Mr Omar said yesterday he would welcome such an investigation.

The leader of the National People's Party (NPP), Mr Amichand Rajbansi, has tabled a draft resolution in the House of Delegates call-



258
ISMAIL OMAR
Made claims.

ing for the establishment of a five-member committee to investigate Mr Omar's alleged breach of privilege.

Mr Omar apparently told the Advocate-General in his office on January 27, 1988. "We can tell you about an MP who was paid R12 500 to cross the floor."

Mr Omar did not deny having made the claim.

He said he had spoken to the Advocate-General because he hoped to initiate an investigation into the allegation.

"I used 'we' in the legal sense because I was speaking on behalf of the person who had made the claim, who was with me in the Advocate-General's office at the time."

The MINISTER Mr Chairman, I would like to tell the hon member who raised the issue—who knows that it is in my constituency and is so particular about this—that this Question Paper was printed some time ago. If there was a typographical error and if the hon member did the honourable thing and read the Question Paper, then he would have made that correction a long time ago. If he thought this question was going to embarrass me, then he is wrong.

Mr M RAJAB He is still a fool!

The MINISTER He got it all wrong and as I said earlier I suggest that the hon member put it in writing.

If he wants to persist in calling me a fool, I believe that that is a reflection on his own qualities.

The CHAIRMAN OF THE HOUSE Order! Did the hon member for Springfield refer to the hon the Minister as a fool?

Mr M RAJAB Mr Chairman, I certainly called the hon the Minister a fool.

The CHAIRMAN OF THE HOUSE Order! The hon member must withdraw it unconditionally.

Mr M RAJAB Mr Chairman, the hon the Minister is not a fool.

The CHAIRMAN OF THE HOUSE Order! The hon member must withdraw it unconditionally.

Mr M RAJAB Mr Chairman, I withdraw it.

Asiatic Bazaar. construction work

*3 Mr D K PARIACHEY asked the Minister of Housing

- (1) Whether any persons constructed or are constructing buildings on property belonging to the Administration House of Delegates in the Asiatic Bazaar in Pretoria, if so, what are their names.
- (2) whether any action is being taken against the persons concerned, if not, why not, if so, what action.
- (3) whether his Department has received any representations for the actions of these persons to be condoned, if so, what are the relevant details?

The MINISTER OF HOUSING

- (1) No

HOUSE OF DELEGATES

D50E

Ministers' Council of House of Delegates: monthly allowance

8 Mr K PANDAY asked the Minister of Public Works and Land Affairs

258

2013/90

- (2) No
 - (3) Falls away
- The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, may I know who owns the properties in the Asiatic Bazaar?

The MINISTER Mr Chairman, only property within a proclaimed Indian group area falls under this Administration. That area is not controlled by this Administration, and therefore it is not the property of this Administration.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the hon the Minister's reply, does the Administration or the Housing Development Board administer this particular area referred to by the hon the Minister?

The MINISTER Mr Chairman, I could furnish the hon the Leader of the Official Opposition with an answer after making the necessary enquiries, but at this point in time I cannot give him the overall picture as far as that area is concerned.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, is he aware of any representations made by the Indian MEC in the Transvaal to any officer of the regional office in Pretoria about this?

The MINISTER Mr Chairman, before I answer that question, I just want to jolt the memories of everybody, including the hon the Leader of the Official Opposition. There is no need to descend to this gutter level [Interjections] I make a plea, Mr Chairman.

The LEADER OF THE OFFICIAL OPPOSITION Preach to your own side!

The MINISTER Mr Chairman, I make a plea to everybody. Let us conduct ourselves here in a manner which will bring respect to this institution. This is my sincere plea [Interjections]

The CHAIRMAN OF THE HOUSE Order! I appeal to hon members to try and keep the level of debate and discussion here as high as possible.

For written reply

General Affairs

Ministers' Council of House of Delegates: monthly allowance

8 Mr K PANDAY asked the Minister of Public Works and Land Affairs

258

2013/90

accommodation, the private residences of the relevant Ministers are used as official residences. As official residences provided by the Department are at the disposal of the relevant Ministers at any time compensation is paid throughout the year to those Ministers whose private residences are used as official residences.

- (4) No

Own Affairs

Disability grants. cancelled

16 Mr K CHETTY asked the Minister of Health Services and Welfare

- (1) Whether any disability grants administered by his Department in respect of any physically disabled and mentally retarded persons were cancelled in 1989, if so, (a) how many, and (b) why, in each case.

- (2) whether any such grants have been reinstated since then, if so, (a) how many, and (b) why, in each case.

- (3) what criteria are applied in determining whether an applicant is eligible for a disability grant?

Hansard 20/3/90 D58E
The MINISTER OF HEALTH SERVICES AND WELFARE

- (1) Yes

- (a) 468 who no longer qualified
- (b) They were found not unfit in terms of the criteria set out in reply to question (3) hereunder

- (2) Yes

- (a) 257

- (b) On review, additional medical evidence has been submitted

- (3) An applicant will qualify for a disability pension if, in the opinion of the Pensions Medical Officer, with the information at his disposal, his physical or mental condition is such as to render him unfit to earn an income from employment, provided also that he is not precluded by the application of the Means Test laid down in the regulations promulgated under the Social Pensions Act No 37 of 1973

HOUSE OF DELEGATES

HOUSE OF DELEGATES

Reddy cash ²⁵⁸ to live *STimes 25/3/90* at home

By **NORMAN WEST**
Political Reporter

LIVING in one's own home can become a lucrative way of earning extra income — if you're a member of the Ministers' Council in the House of Delegates, that is

This has been revealed in Parliament through replies given by Minister of Public Works and Land Affairs George Bartlett to questions put to him by Mr Kamal Panday, MP for Reservoir Hills and Newlands West

Indian Ministers who live in their own homes receive generous allowances. For chairman of the Ministers' Council in the House of Delegates Dr J N Reddy, the additional monthly allowance is R1 925 plus actual expenditure on municipal services and rates and taxes

Package

Minister Baldeo Dookie receives R1 708.50 and Minister Yunus Moolla an extra R1 925. In all cases, actual expenditure on municipal services and rates and taxes are also paid by the Government

Mr Bartlett said the amounts included compensation for use of own furniture, general maintenance, and cleaning and gardening services, as other Ministers are provided with furnished official residences

The 31 Cabinet Ministers receive a total salary package of R185 800 a year each, which includes an allowance of R36 650

The 12 deputy Ministers receive a package of R134 100 each, including an allowance of R28 116

The chairmen of the Ministers' Councils get a salary package similar to that of a Cabinet Minister and other members of the Ministers' Council get packages equal to that of deputy Ministers

Ordinary MPs receive salaries of R94 500 a year

In addition, they are entitled to take part in a car scheme which effectively provides a free medium-sized vehicle over four years.

invite the ministerial representatives to join them? *Hansard 17/4/90 258*
 The MINISTER. Mr Chairman, there is no truth in that. If the hon the Leader of the Official Opposition is talking of what previous ministerial representatives did, I cannot account for that.

Mr MRAJAB Mr Chairman, further arising out of the hon the Minister's reply that in fact the delegated powers and functions have not been gazetted, is he aware that as far as the other Houses are concerned, the functions that have been delegated to these ministerial representatives have been gazetted?

The MINISTER Mr Chairman, we are aware of it. The fact is that the delegations and duties have in fact not been delegated to them, nor have they been gazetted. I am aware of the fact that the other ministerial representatives have delegated powers which have been gazetted. I am quite aware of it. It is contained in the *Government Gazette*. I have it here with me. In our specific case in the past ministerial representatives had no delegations whatsoever. They were purely on call for any hon Minister. We have in fact given them guidelines. It has in fact been a problem in the past that ministerial representatives had no guidelines whatsoever.

Regarding the propagation of political parties, this was done in the past. For that reason we specially drew up guidelines, which I have and I will certainly pass on a full copy to the hon member for Springfield. These have not been gazetted. These are guidelines within which they have to work and at the request of an hon Minister they could be called to any part of the country when required.

Mr M RAJAB Mr Chairman . . .

The CHAIRMAN OF THE HOUSE Order! Unfortunately, we have had five questions arising from the main reply

Lenasia, squatters

*4 Mr D K PADIACHEY asked the Minister of Housing *Hansard 17/4/90*

- (1) Whether any squatters are living on land belonging to the Administration House of Delegates in Lenasia, if so, how many,

HOUSE OF DELEGATES

- (2) whether any measures are being taken to address this problem, if not, why not, if so, what are the details in this regard,
- (3) Whether he or his Department has approached a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, for funds to assist these squatters, if not, why not, if so, (a) what is the name of this person and (b) what was his response?

Hansard 17/4/90 D101E
 The MINISTER OF HOUSING

- (1) No Approximately 1 320 families are however living on land belonging to the Housing Development Board
- (2) Yes The former Deputy Minister of Local Government, Housing and Agriculture and later the Chairman of the Housing Development Board held discussions with the relative M E C and senior officials of the Transvaal Provincial Administration and it was subsequently agreed that the Transvaal Provincial Administration would initially provide ±970 serviced sites for these squatters and the Housing Development Board would be responsible for ensuring that the squatters vacate the land. The Housing Development Board will bear the costs of transporting the squatters to the site where they are to be resettled. The same arrangements will apply for the remainder of the squatters.

- (3) No
- (a) Falls away
- (b) Falls away

Mr D K PADIACHEY Mr Chairman, arising out of the reply given by the hon the Minister of Housing, with regard to the 900 squatters who will be allocated sites. What about the balance? Will they be allocated sites in Lenasia South, Extension 4 and Lenasia, Extension 13?

The MINISTER Mr Chairman, this is the information that has been furnished to me by the officials. I shall certainly obtain the required information and give it to the hon member for Central Rand.

Mr D K PADIACHEY. Mr Chairman, further arising out of the hon the Minister's reply, the question is simple, will the balance of the

squatters be housed in Lenasia South Extension 4 and Lenasia Extension 13?

The MINISTER I have given the hon member an answer *Hansard 17/4/90*

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, in the light of his policy statement, namely that he wants a repeal of the Group Areas Act, and in the light of the policy enunciated by the hon the Chairman of the Ministers' Council in his first speech in the Joint Chamber, is the hon the Minister of Housing prepared to say that these Blacks would not be transported out of the Indian areas, but that they would be accommodated in Lenasia? (Interjections)

The MINISTER Mr Chairman, I want to make a statement. This question of squatters is a very sensitive issue. Let us not play politics with it. The fact is that this Administration is allotted money to develop Indian housing, and not for any other group. Therefore, the sooner this set-up comes to an end, the better it would be for all of us and these kinds of questions—whether well-meant or not—would be avoided. [Time expired]

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

Lenasia South Hospital: facilities

*5 Mr D K PADIACHEY asked the Minister of Health Services and Welfare

- (1) Whether the facilities and services available at the Lenasia South Hospital are being utilized fully, if not, why not, if so, what are the relevant details,
- (2) how many doctors are employed at this hospital,
- (3) in respect of what date is this information furnished?

Hansard 17/4/90 D108E
 The MINISTER OF HEALTH SERVICES AND WELFARE

Before replying to the Honourable Member, I wish to make it quite clear, Mr Chairman, that the Lenasia-South Hospital is controlled and

run by the Transvaal Provincial Administration and that the House of Delegates has no jurisdiction over the hospital whatsoever. The following information has been obtained from the Transvaal Provincial Administration

- (1) No At present, there is insufficient demand
- (2) 1 Superintendent, 2 Medical Officers, 4 Specialists on session basis and 8 Medical Officers on session basis
- (3) March 1990 *Hansard 17/4/90*

For written reply

General Affairs

Intensive care units

9 Mr K CHETTY asked the Minister of National Health and Population Development

- (1) Whether there are any intensive care units or wards in hospitals falling under the control of her Department, if so, (a) how many such (i) units and (ii) wards are there in each specified hospital and (b) for which race groups are these units and wards used, *Hansard 17/4/90*
- (2) whether any additional intensive care units or wards are being planned in hospitals falling under the control of her Department; if so, (a) how many of each in respect of each specified hospital, (b) for which race groups and (c) when is it anticipated that each of these units and wards will be ready for use?

Hansard 17/4/90 D57E
 The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT

No hospitals are at present being controlled by the Department of National Health and Population Development. This Department is responsible for the planning, co-ordination and monitoring of national policy regarding health matters, population development and social welfare. Rendering of actual services to the public is not within the line function responsibilities of this Department.

Mr PIDEVAN Mr Chairman, I just want to ask the hon the Minister courteously this afternoon what he considers to be the main issues on which he should consult Tasa, from the point of view of both priority and policy. I think that if he had ironed out these issues with Tasa at the first meeting at which he had an opportunity to do so—I think he had initially created that opportunity—much of the aftermath which caused a great deal of misunderstanding in the Indian community, and in fact the whole problem, would have been avoided. Therefore, I pose this very important question: What does he consider to be the most important issues, from the point of view of both priority and policy?

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, during the other debates in this House we dealt with communications between the hon the Minister and his department and Tasa. Of course, what the hon the Minister highlighted this afternoon are normal administrative matters with regard to which there are ongoing discussions and communications between Tasa and the department.

The question by the hon member for Reservoir Hills highlighted a very important point, namely the withdrawal of Tasa from the various subject committees while the input of the teaching fraternity and the organised teaching profession is of tremendous significance to education generally. What we want to know is whether the hon the Minister has made any attempts to arrange for Tasa to once again serve on these subject committees. Without the involvement of the organised teaching fraternity, I am afraid that the quality of what will be decided there might be affected or the department or the Ministry may later be accused of taking unilateral decisions.

There have been vociferous denials on the part of the hon the Minister in respect of his public utterances on matters relating to corporal punishment, the proposed teacher welfare body and the establishment of the so-called think tank. I have learnt from impeccable sources that at the time the hon the Minister made those announcements without even consulting his department. There were certain announcements made with regard to which the departmental officials appeared to be the dark. I do not accept the contention that the hon the Minister did not

HOUSE OF DELEGATES

concerned, I wish to refer to an article which appeared in the *Evening Post* on 7 October 1989. The heading reads "Teachers and the Minister to meet in bid to close the rift" [Time expired.]

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, it is a fact that we had discussed with Tasa its participation in the education system of our country. It is also a fact that Tasa thereafter did not want to work with any House of Delegates representative or body. Tasa took a political stance. Their decision was not based on any ideology in educational reform or the education policy. Tasa does not want to come

THE LEADER OF THE OFFICIAL OPPOSITION Because of you!

THE MINISTER When the NPP was in power and in full flight, Tasa had a lot to say about them in the newspapers. Hon members will know that. As far as promotions and the merit notch system are concerned, Tasa for two and a half years undertook to publish a policy document on how promotions and merit notch systems could best come about. It did not materialise. Despite the NPP's prompting, nothing happened. Even now nothing has happened.

My door and the doors of my department are open to Tasa. The very fact that a large number of meetings are taking place, and the very fact that documentation flows from Tasa to our offices, show that we have a healthy relationship with Tasa. The fact that Tasa does not want to speak to the Minister of Education and Culture is not germane to the point. The fact is that Tasa is working well with my department. The doors are open to Tasa, despite what the hon the Leader of the Official Opposition has to say.

THE LEADER OF THE OFFICIAL OPPOSITION You messed the relationship up!

THE CHAIRMAN OF THE HOUSE Order! The hon the Minister must be given the opportunity to complete his reply.

THE MINISTER As far as the hon member for Reservoir Hills is concerned, he is making an error. I suggest that he looks at his facts. Those impeccable sources of information may be quite deficient.

The fact is that the problems with the cleaning services and all the other problems that we had, were completely cleared up by the time Tasa brought about and orchestrated the group of people in front of Malgate. It was done long before that and that is all I would like to say [Time expired.]

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Chairman

Group Areas Act: representations

*1 Mr M RAJAB asked the Chairman of the Ministers' Council

(1) Whether he or any members of his Ministers' Council have made any representations to the State President or the Cabinet concerning the repeal of the Group Areas Act, No 36 of 1966, if so, (a) when, (b) in what manner and (c) what was the response thereto,

(2) whether he will make a statement on the matter?

258

D93E

THE CHAIRMAN OF THE MINISTERS' COUNCIL

(1) Yes

(a) On numerous occasions but more specifically on 21 January 1990

(b) At a meeting with the State President and his constitutional advisors

(c) The State President indicated that when the Tricameral Parliament gives way to a new constitutional dispensation all its supporting structures will be reviewed.

(2) We reaffirm our commitment to the scrapping of the Group Areas Act at the earliest opportunity

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Chairman of the Ministers' Council's reply, particularly in respect of the response of the hon

HOUSE OF DELEGATES

the State President, is the hon the Chairman of the Ministers' Council, in his capacity as Minister of Housing, drawing up a long-term Indian housing programme based on the confines of the Group Areas Act? *Hansard 17/4/90*

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, no!

Ministers

Newlands West, Durban: rehabilitation centre for alcoholics

*1 Mr K CHETTY asked the Minister of Health Services and Welfare *Hansard 17/4/90*

(1) Whether, with reference to the reply to Question No 16 on 24 March 1986, the rehabilitation centre for alcoholics at Newlands West, Durban, has been established, if not, why not, if so, (a) when and (b) how many persons can be accommodated at this centre,

(2) whether his Department intends establishing any other rehabilitation centres for alcoholics, if not, why not, if so, (a) when, and (b) where, in each case?

D86E
The MINISTER OF HEALTH SERVICES AND WELFARE

(1) Yes

(a) Patients are expected to be admitted from approximately 1 July 1990

(b) 100

(2) No Once the Rehabilitation Centre in Newlands West is operative, the future requirements can be assessed. The present centre also lends itself to the necessary expansion if required

(a) Falls away

(b) Falls away

Chatsworth, expansion of certain chain-store group

*2 Mr K CHETTY asked the Minister of Housing

(1) Whether a certain chain-store group, the name of which has been furnished to the Minister's Department for the purpose of his reply, has applied to his Department for more land in Chatsworth to expand

HOUSE OF DELEGATES

their existing business or to establish a new business, if so, (a) when, (b) what was his Department's response thereto and (c) what is the name of the group in question,

(2) whether he will make a statement on the matter?

D95E

The MINISTER OF HOUSING

(1) No

(a) Falls away

(b) Falls away.

(c) Falls away

(2) No

Ministerial Representatives' duties/functions

*3 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

(1) Whether the duties and functions of the Ministerial Representatives of the House of Delegates have been clearly defined, if not, why not, if so, (a) when and (b) what (i) functions and (ii) delegated powers have been allotted to them,

(2) whether these functions and/or delegated powers have been gazetted, if not, why not, if so, when?

Hansard 17/4/90 D96E
The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

(a) 11 January 1990 and 12 March 1990

(b) (i)* Mr S E Mansoor matters pertaining to the Ministries of Budgetary and Auxiliary Services and of Health Services and Welfare,

* Mr M Raju matters pertaining to the Ministries of Local Government, Housing and Agriculture and of Education and Culture in Natal,

* Rev K Reddy matters pertaining to the Ministries of Local Government, Housing and Agriculture, of Education and Culture, of Budgetary and Auxiliary Services and of Health

HOUSE OF DELEGATES

Services and Welfare in Transvaal, and

* all three in particular

Having interviews and answering representations at regional level

Determining the needs and priorities at regional level

Representing regional interests at local affairs bodies' and private bodies' meetings

Recommendations as to appointees to committees and councils

Advice on priorities as to welfare housing

Investigations into representations for accommodation for the aged, children's homes, rehabilitation centres and other facilities

Consultation with and advice on regional and local welfare organisations

Advice on regional development

Advice on privatisation and de-regulation

Advice on labour relation problems

Advice on regional services

Advice on the promotion of education and the utilisation of education facilities

Promotion of the employment of school leavers

Advice on the needs of employers and the adjustment of curriculae at State schools

Promotion of parent involvement in education

Promotion of culture

Any other duty a Minister may commission

(b) (i) None

None of the allocated responsibilities or duties has relevance to section 28(2) of the Constitution or falls within the ambit of Government Notice R989 of 30 April 1987, paragraph 6

Mr M ABRAHAM Mr Chairman, arising out of the hon the Minister's reply concerning the duties of the ministerial representatives, may I ask what is left for the hon the Minister to do?

The MINISTER Mr Chairman, I think the answer is really simple. While an hon Minister is in Cape Town, it is obvious that he cannot attend to every issue that is referred to him. This is the function of the ministerial representatives

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the answers given by the hon the Minister, are we to understand that the ministerial representatives work within a defined area?

The MINISTER Mr Chairman, that is quite true. The ministerial representatives in Natal are working within Natal proper and the one in the Transvaal works within the Transvaal area

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, with specific regard to his answer to 1(a) and in connection with the ministerial representative in the Transvaal Do I take it that he leaves the Transvaal for consultation with hon Ministers at Malgate or the Marks Building? For what official purpose did the ministerial representative in the Transvaal leave the Transvaal, at the expense of the Administration, in terms of the duties outlined by the hon the Minister?

The MINISTER Mr Chairman, the ministerial representative, when called upon by the Ministers' Council or hon Ministers, travels to Durban when required. I am not aware of any other visits outside the Transvaal. If the hon the Leader of the Official Opposition could give me specific details, I will certainly reply to it

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, what would be his comment if it were stated that members of the Ministers' Council pretend to do ministerial work when they do party work, and that they

HOUSE OF DELEGATES

Finances of Reps' House in disarray

Political Staff

CAPE TOWN — Auditor-General Mr Peter Wronsley has slammed the financial affairs of the House of Representatives in a report that highlights wide-ranging "serious deficiencies and shortcomings" in administration

Inadequate information and the failure of officials to provide details in time prevented him from giving an opinion of the true state of the administration's finances, the report says

Random audit queries led to the recovery of more than R49 700 while amounts totalling R3,3 million pending recovery or adjustment, have been disallowed.

'Fraudulent'

Mr Wronsley says in his audit report for last year that a random check on the job creation programme revealed R99 976 had been paid to the Ennerdale management committee and "presumably used for wages in a fraudulent way".

A further R279 778 was involved in an alleged fraud by two officials, one of whom later resigned and paid back the full amount.

Over-payments in housing subsidies — now being recovered through monthly instalments — amounted to R183 965

and a further 8 183 cases are being investigated

In hundreds of cases, people leasing official quarters from the administration have been paying old rentals

More than R17 000 has been recovered from 59 lessees, but there are still arrears in 580 cases

Over-payments on social pensions and allowances, the report says, are not getting adequate attention and repayments are unrealistically low. The outstanding debt went up from R6,4 million in March 1988 to R8,5 million in March last year.

Other irregularities highlighted in the report are

- "Stocktaking has not been properly carried out at the administration's stores

- "Apart from the alleged fraud involving job creation scheme money, theft and fraud amounting to R300 407 in 69 cases were reported during the year. The figure for the previous year was R116 610

- "In several cases, higher salaries were paid to staff on the basis of forged school certificates involving R76 692 paid to three officials in the Department of Education and Culture and R10 953 paid to a Health Services and Welfare official

- "Inadequate details on the accounts of the Development Fund and the Housing Fund prevented a proper audit being done"

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

- (1) Yes.
 (a) None
 (b) Falls away
- (2) No.

Wansud 24/4/90
 Oriental Plaza/Gatesville shopping centres: sale to tenants

*2 Mr A G MOHAMED asked the Minister of Housing:

- (1) Whether a Minister of the former Department of Community Development gave an undertaking that the Oriental Plaza in Cape Town and the Gatesville shopping centre in Rylands would be sold to tenants at the price it cost to build them; if so, when,
- (2) whether he intends to honour this undertaking, if not, why not,
- (3) what policy will be followed by him or his Department in respect of determining the selling prices of the above-mentioned premises?

D109E

The MINISTER OF HOUSING

- (1) No record of any promise made in respect of the Oriental Plaza in Cape Town is on hand. The Gatesville shopping centre was sold by the former Department of Community Development.
- (2) Falls away
- (3) Tenders were invited for the sale of the Cape Town Oriental Plaza and tenders were requested to keep their tenders open until the end of May 1990.

The Oriental Plaza Merchants' Association was afforded the opportunity to submit its tender in respect of the above and it is envisaged that finality on the sale of the Cape Town Oriental Plaza will be reached not later than the end of May 1990.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, is it not correct that the present hon Minister of Housing, when he was Chairman of the Executive Committee of the Indian Council

HOUSE OF DELEGATES

decision that we will programme to dispose of these shopping centres to the people who are occupying shops there.

Mr MRAJAB Mr Chairman, further arising out of the hon the Minister's reply, will he give the House the assurance that he will in fact try to ensure that it is ascertained whether those undertakings were given or not

The MINISTER Yes, Mr Chairman, I will ask my officials to investigate the matter and I will submit their report to the hon member for Springfield

Wansud 24/4/90
 Asiatic Bazaar: vacating of shops
 *3 **The LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Housing:

- (1) Whether the tenant of Shop No 13 in the Asiatic Bazaar has been served with a notice to vacate his shop, if so, (a) when, (b) why and (c) on behalf of whom,
- (2) whether, in terms of this notice, the tenant concerned was required to vacate his shop with immediate effect, if not, (a) why not and (b) why was this required by his Department of certain tenants of shops in Chatsworth?

D110E

The MINISTER OF HOUSING

- (1) No
 (a) Falls away
 (b) Falls away
 (c) Falls away
- (2) Falls away
 (a) Falls away
 (b) If the Honourable Leader of Official Opposition will be so kind as to furnish me, in writing, with the names of the tenants concerned, I will gladly reply to his question

Asiatic Bazaar: buildings

*4 Mr D K PADIACHEY asked the Minister of Housing

- (1) Whether, with reference to his reply to Question No 3 on 20 March 1990, any persons constructed or are constructing buildings on property belonging to and/or controlled by the Housing Development

Board in the Asiatic Bazaar in Pretoria, if so, (a) how many properties are involved and (b) what action is being taken in respect of these persons,

- (2) whether these persons have obtained permission for the construction of these buildings; if so, from whom,
- (3) whether his Department or the Housing Development Board has received any representations on behalf of the persons concerned, if so, who made these representations?

D117E

The MINISTER OF HOUSING

- (1) Yes.
- (a) As these structures almost appear overnight it is extremely difficult to supply definite figures
- (b) Legal opinion obtained warns that problems may be encountered in a competent court should the court prosecute any offenders mentioned above, before clarity has been obtained about the status of the Asiatic Bazaar in regard to its Group Area status. I have therefore in January this year requested that a senior member of my staff be appointed solely to attend to all matters regarding the Asiatic Bazaar and from reports so far received, I am confident that many of the problems being experienced at present will be solved in the near future

(2) In some cases Board's approval was obtained, but in most cases the construction has been undertaken without any official approval

(3) Yes
 My department has received only two representations, apart from a deputation of some of the stall holders who pleaded for condonation of the erection of illegal structures and/or alterations, such matters will be referred to the Housing Development Board for consideration in due course

The two representations were from Mr Bhuma and Mr Madhavjee and an Attorney Mr Samt on behalf of Stalls

HOUSE OF DELEGATES

No 1 — Josub Aboo
29 — Hamed aboo Gani
43 — Nurgun Latib
38 — Khatuja Jeeva.
13 — Rabia Latib
42 — Hamisa Tayob

Erf 589 Marlboro Gardens: repossession

*5 Mr D K PADIACHEY asked the Minister of Housing

- (1) Whether the property described as Erf 589 Marlboro Gardens was repossessed by his Department or the Housing Development Board, if so, (a) when and (b) why, *Hansard 24/4/90*
- (2) whether the deed of sale for this property was countersigned, if so,
- (3) whether he will disclose the identity of the person by whom it was countersigned, if not, why not; if so, what is the name of this person?

D118E
The MINISTER OF HOUSING

(1) Yes, the Housing Development Board

(a) 2 August 1989

(b) The deed of sale entered into with the purchaser was invalid.

(2) Yes

(3) As the property has been repossessed and the agreement cancelled the matter has now been resolved. The invalid deed of sale was countersigned by a certain Makda

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the answers given by hon the Minister, could he explain why the deed of sale was invalid?

The MINISTER Mr Chairman, I could reply to the hon the Leader of the Official Opposition in writing, because I do not want to make a

statement without having the correct answers from our officials

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the answers given, is it not correct that a very serious criminal act was committed? [Interjections]

The CHAIRMAN OF THE HOUSE Order!

The MINISTER Mr Chairman, I have responded to the questions, and the answers are on record *Hansard 24/4/90*

The LEADER OF THE OFFICIAL OPPOSITION Do you stand for clean administration? [Interjections]

The CHAIRMAN OF THE HOUSE Order!

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, will he also please let me have a full answer to that reply?

The MINISTER: Yes, Mr Chairman.

Mr D K PADIACHEY Mr Chairman, further arising out of the hon the Minister's reply, was the person who was allocated this house on the waiting list?

The MINISTER Mr Chairman, these are questions for which I have no records here. [Interjections]

The CHAIRMAN OF THE HOUSE Order! The time for questions has now expired

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE: You have been given a lot of liberty to make noise

The CHAIRMAN OF THE HOUSE Order! Did the hon the Minister of Local Government and Agriculture say that hon members have been given a lot of liberty to make noise?

The MINISTER I did say that, Mr Chairman

The CHAIRMAN OF THE HOUSE Order! I want to ask the hon the Minister whether he was reflecting on the Chair

The MINISTER No, not on the Chair.

HOUSE OF ASSEMBLY

QUESTIONS

† Indicates translated version

For written reply.

General Affairs

Iscor: publicity campaign

257 Mr H H SCHWARZ asked the Minister of Mineral and Energy Affairs and Public Enterprises

- (a) What was the total cost of the publicity campaign for Iscor preceding its flotation and (b) what was the total amount spent on (i) television advertisements, (ii) printed media advertisements and (iii) other specified items related to this campaign?

Hansard 25/4/90 B668E
The MINISTER OF MINERAL AND ENERGY AFFAIRS AND PUBLIC ENTERPRISES

(a) R16 112 573,00

(b) (i) R8 598 108,00

(ii) R4 535 421,00

(iii) R654 582,83 (Consultants — Co-ordination and control)

R719 818,33 (Share information office)

R122 596,92 (Plant visits by media and prospective investors)

R165 781,23 (Investor presentations — Road shows)

R1 016 264,69 (Publications and design)

R300 000,00 (Research)

R2 979 044,00

Own Affairs

School medical inspectors *Hansard 25/4/90*
93 Mr P C CRONJÉ asked the Minister of Education and Culture:

(1) Whether any schools under his control are visited by medical inspectors for the routine examinations of pupils, if not, why not, if so, in respect of each province in 1989, (a) how many schools were so visited, (b) what total number of pupils was examined and (c) what was the percentage of pupils examined in comparison with the total pupil population,

(2) whether any pupils requiring medical treatment were referred for such treatment, if not, why not, if so, in respect of each province in 1989, (a) what was the total number of pupils so referred and (b) what number of pupils was referred for nutritional and related reasons? B650E

The MINISTER OF EDUCATION AND CULTURE

(1) Yes,

Cape	(a)	(b)	(c)
Natal	11	3 906	1,8
OFS	262	38 127	39
Transvaal	214	52 803	66
	1 770	418 288	80,2

(2) yes,

Cape	(a)	(b)
Natal	53	4
OFS	5 109	1 585
Transvaal	3 111	16
	39 395	561

* Pre-primary schools included

** Northern Transvaal region excluded Revisits included

Male teachers: resignations

100 Mrs C H CHARLEWOOD asked the Minister of Education and Culture

- (1) (a) How many male teachers attached to (i) primary and (ii) high schools resigned from teaching in 1989, (b) what percentage do these resignations represent of the total number of male teachers attached to (i) primary and (ii) high schools, (c) what was the total net gain or loss of male teachers at such schools in that year and (d) what were the main reasons given for resignation, *Hansard 25/4/90*

HOUSE OF DELEGATES

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Mr M RAJAB asked the Minister of Education and Culture *Hansford* 24/4/90

- (1) Whether a new system for the purchasing of school-books by public tender has been introduced, if not, why not, if so, with what results;
- (2) whether there has been any cost saving in this regard, if not, why not, if so, what are the relevant details? *258*

D123E INT

THE MINISTER OF EDUCATION AND CULTURE. Mr Chairman, this interpellation leaves a wide latitude as far as the time frame is concerned. I would have appreciated a time frame so that I could know exactly where to begin as regards the new system that is to be introduced.

The answer is yes. A new system for the purchasing of school-books by public tender was imposed—I stress the word “imposed”—on the Department of Education and Culture for implementation during the 1989-90 financial year. However, following the findings of the James Commission, the Directorate, Procurement Administration of the Department of Finance instructed the Director-General to implement the prescribed tender system for the acquisition of textbooks and library books required by schools under the control of the Department of Education and Culture.

As the tender system prescribed by the procurement administration would have brought great hardship to our schools and the booksellers alike, especially the smaller, Indian-owned booksellers, this administration secured the approval of the provincial administration to amend the prescribed tender system as implemented in the Department of Education and Training for adoption during 1989.

Some of the results of the modified tender system are as follows. More than 83% of the

orders for textbooks were executed by the delivery dates; the remaining books were acquired subsequently when stocks from overseas arrived. More than 67% of the orders for library resources were executed by the delivery dates, which is better than in previous years. Since many of the library books are from overseas, the delivery dates had to be extended to enable the booksellers to fulfil the orders.

In more than 80% of the orders, the invoice prices were the same as on the tender documents. This has been a blessing to our department and has entailed savings for us, thus minimising the possibility of the retail prices being raised. It must be noted that there is no retail price maintenance control on books in this country. This is a system that is open and fair to all booksellers, albeit there were many complaints by school principals and education committees as well as parents about the feasibility of handling such a large contract system.

As regards the second part of the interpellation. Yes, there have been cost savings in this regard accruing to schools. The cost savings achieved by the schools were utilised for the acquisition of additional resources. Principals were authorised to spend the accruing savings accordingly. The precise amounts were not monitored, as the tender system was introduced by the procurement administration to eliminate corruption. Cost savings were not the premise on which the system was based.

Some examples of cost savings are as follows. The Northbury Secondary School saved R11 000 on its allocation of R36 793. Umzinto Secondary saved R3 600 on an order of R40 000. Lenasia Secondary School saved R1 645 on R21 641.

Mr M RAJAB. Mr Chairman, may I at the outset apologise to the hon the Minister with regard to the framing of that particular interpellation. Not being a member of the Ministers' Council, I was not quite sure whether the system was introduced or whether it was, in fact, imposed by the hon the Minister of Finance. Be that as it may, I am very pleased with the hon the Minister's reply [Interjections]. If those in the peanut gallery will keep quiet, I shall continue with this interpellation [Interjections].

This House is aware that the purchasing of school-books was, and still remains, a very sensitive and controversial matter. We say it is

sensitive because in the past the allocation of orders to booksellers was abused. It is also controversial because at present the view prevails that Indian booksellers are up in arms because they have lost out on what was considered a very lucrative and a very captive business from the House of Delegates.

I want to say that a case can be made out for supporting Indian booksellers because of the peculiar nature of our historical disadvantage in this country. However, I want to say that it certainly cannot be said that this should be the only consideration. Therefore we in the DP have called for and have supported the open tender system precisely because we felt that it would obviate corruption and that it would be cost-effective. I am very pleased to hear from the hon the Minister that both of those objectives have been achieved.

To us cost-effectiveness is an important criterion to achieve, because we know, and we must warn the hon the Minister, that in the future the education cake will shrink, rather than be increased or rather, the allocation to the House of Delegates will shrink. Therefore, we have to maximise to the fullest the budget that we are given for education. If we can save on the purchasing of books, that money will obviously go further.

Obviously we have been concerned about what we regard as getting value for money and also about what we regard as being efficiency of supply. I am also pleased that this new system has, in fact, proven to be of advantage in both these regards.

Finally, I want to say that when we implemented the system we should, in fact, have consulted booksellers in order for them to have given some input into this. What I am saying is that we should have implemented the system in consultation with booksellers who, obviously, have given us some service. I am aware that a meeting that has taken place between the hon the Minister and a group of booksellers in Durban . . . [Time expired]

Mr M F CASSIM. Mr Chairman, before I proceed further, I wish to make the statement that I have no interest whatsoever in any book-selling business, although I previously had such an interest.

The procedure for the procurement of reference books and school textbooks was revised as a result of the findings of the James Commission of Enquiry and is covered between pages 67 and 76 of the report submitted by Mr Justice James to the hon the State President.

The new method which has come into being, allows for tendering, but because of certain problems it has been a system that is not supported by Tasa, the School Principals' Association and the Booksellers' Association. The hon the Minister is willing to have an open mind on the subject and to look further at this matter to allow for the procurement of school-books to be done on a basis that would be equitable and supported by everyone.

As the hon member of Springfield has pointed out, the supply of school-books is a lucrative business and it is not the administration's function merely to farm out contracts to booksellers in return for allegiance to a party, or for donations or for whatever other reasons. [Interjections]

The hon the Leader of the Official Opposition is on record as having said that Indian politics was set back eight years by disclosures that booksellers had given donations to the NPP.

Our view is that a bookshop is the lifeline of a community in respect of intellectual and technological advancement. As such the bookshop must properly serve the community by being, in the main, a bookshop and the bookseller should show their willingness to invest in books and to have books on their shelves and to procure books for members of the public. Otherwise the lifeline is cut and developing communities are set back.

The present system of tendering is at present being subverted by booksellers who reflect their costs below the real and actual cost in order to keep within the discount limits allowed by the Booksellers' Association, and thereby win the tender [Time expired].

THE LEADER OF THE OFFICIAL OPPOSITION. Mr Chairman, on occasion in the past we have heard quotations from some documents by the hon member Mr Cassim in this House. He quoted me again today. I will make available all the records of evidence before the James Com-

mission of Enquiry and he will never find the quotation which he attributed to me in the manner in which I uttered them before the James Commission

A lot has been said about the James Commission of Enquiry and its findings. I disclosed a document which was deliberately taken out of a document and hidden from the James Commission of Enquiry. Let us examine why certain White officials deliberately leaked documents. They did not leak them to the James Commission of Enquiry, but through an official of the enquiry to a disgruntled bookseller, because White booksellers privately made representations to certain officials of the House of Delegates with a view to altering the system of allocation. Subsequently there was a flood of confidential documents. They were flooded with these documents through an official, Mr Anton Ackerman, to be used by the commission. These were, however, given to a private bookseller and evidence was given on a very selective basis.

Here I agree with the hon member for Springfield. We are interested in cost saving. At the same time, however, one must take into consideration that the White booksellers are getting 100% of White book orders and 100% of the Blacks' book orders. Recently the government of KwaZulu, subjected to the same rules, has taken all the orders away and given them to a bookshop situated at headquarters at Ufundi. Here I agree with the hon member Mr Cassim that we must ensure that the book orders, whatever method is used, are distributed on an equitable basis. [Time expired.]

Mr P NAIDOO Mr Chairman, it would seem that the hon member for Springfield is solely concerned with advancing the interests of businessmen. I wish to remind him that there are other important players in this field, namely the organised teaching profession and the parent community.

The system referred to by hon members was introduced in the wake of the adverse findings of the James Commission of Enquiry insofar as they related to the purchase of school textbooks. Book acquisition committees comprising management staff and parental representatives were instituted ostensibly to serve as a control mech-

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I would like to take this opportunity to thank all hon members who have taken part in the interpellation in a responsible manner. Some of the points that were raised were pertinent to the factors at hand and I will make certain that they are looked into.

I understand full well that there have been problems. The booksellers have been up in arms and I have been speaking to many people. They have often asked to have an audience with me and at last this was granted on Friday, 20 April. It is true that I have an open mind and an open door to my office. I have nothing to hide. I have nothing to lose. I have nothing to gain, except everything that is in the best interests of Indian education and our pupils. They should get the best books at the best prices. All of us say that we want a win-win situation. We do not want the booksellers to lose. I want everybody to understand that last year there was a saving of R268 340 on the acquisition of books from the booksellers on a total expenditure of R8 943 800. I am therefore happy with that type of system.

While I am happy with that type of system, I also want to be happy for the booksellers who have over the years given yeoman service to our communities. If we do not have booksellers who are doing their job and selling books—whether it is an exercise book or a textbook—they will disappear. These people have been of service and must get a fair slice of the cake in an equitable manner. Honesty and dignity will ensure their survival—not underhanded business or bribery and corruption. We will not accept that I stated that in my opening remarks to them I did not go there to ask for a contribution. I did not go there to ask for bribery. I did not go there to ask for a book or anything of that sort.

The LEADER OF THE OFFICIAL OPPOSITION You asked me for R10 000 for a ministerial representative!

The MINISTER. I do not care what other persons have to say. The hon the Leader of the Official Opposition is well aware of this book-selling business. [Time expired.]

anism. In practice this system has, however, proved to be both cumbersome and time-consuming. The school principal is forced to administer a system which was not only foisted upon him, but reduces his economy and subjects him to a frustrating exercise. On the other hand the parent is invariably reduced to a rubber stamp for want of expertise in a highly sophisticated field.

Since the abuse and malpractices were confined to a few officials in the higher echelons of the department, together with some corrupt politicians and unscrupulous businessmen, whatever control measures are introduced, they should not inconvenience functionaries on the ground and, more importantly, deny our pupils tenuous access to textbooks, which is precisely what this system does. Surely it is not beyond the administration, Tasa and officials of the Booksellers' Association to devise a system that is functional, yet not open to abuse.

Mr M RAJAB Mr Chairman, it is quite obvious to me that the hon member who has just spoken was either fast asleep when I spoke, or was so concerned about a written document that was prepared for him by somebody else that he obviously did not understand what I tried to tell the House this afternoon. [Interjections.] No—where in my submission did I advance the interests of businessmen, as he put it. I would like the hon member to go back to Hansard and read what I have said. If he wishes me to explain it to him, I will.

It interested me that when the hon member Mr Cassim spoke, he said—and I have taken this down—that the hon the Minister will have an open mind about this issue in future. This is interesting. I am not sure that the hon member is the hon the Minister. Surely the hon the Minister himself could have told us this. I would like to know how the hon member Mr Cassim knows that the hon the Minister will have an open mind about this issue in future. [Interjections.]

Mr T PALAN. He always has an open mind!

Mr M RAJAB It is also interesting to note that the hon member has divulged to this House that he does not have any interest in the book-selling business. [Time expired.]

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Chairman

Chairman of Ministers' Council: official trip to America (258)

*1 Mr M RAJAB asked the Chairman of the Ministers' Council: Hansard 24/4/90
Whether he undertook an official trip to America during June 1989, if so, (a) what was the purpose of his visit, (b) who accompanied him and (c) how much did it cost the State? D98E

The CHAIRMAN OF THE MINISTERS' COUNCIL.

Yes.

(a) In response to an invitation extended by Religious Leaders and others who had visited our country from the United States of America.

(b) My Private Secretary D. Naidoo

(c) R21 731,00

Mr M RAJAB. Mr Chairman, arising out of the reply from the hon the Chairman of the Ministers' Council, will he please tell this House whether it was an official visit or not, mindful of the fact that the hon the State President has to sanction an official visit?

The CHAIRMAN OF THE MINISTERS' COUNCIL. Sir, it was an official visit, sanctioned by the hon the State President.

Ministers

Signem area of Glendale: low-interest loans to farmers

*1 Mr M RAJAB asked the Minister of Local Government and Agriculture

(1) Whether farmers in the Signem area of Glendale have been offered low-interest loans to re-establish their farming activities, if so, (a) how many farmers have been re-established as farmers and (b) what was the total amount of these loans,

(2) whether he will make a statement on the matter? Hansard 24/4/90 D97E

Howard

HOUSE OF DELEGATES

if not, why not, if so, when?

D48E

The MINISTER OF HOUSING

QUESTIONS

† Indicates translated version

For written reply

Own Affairs

Marlboro Gardens: dwelling repossessed

13 Mr D K PADACHEY asked the Minister of Housing:

- (1) Whether his Department or the Housing Development Board repossessed any dwelling in Marlboro Gardens, Transvaal, in the past two years; if so, (a) from whom, (b) on what date and (c) what is the name of the (i) purchaser of the property and (ii) spouse of the purchaser;
- (2) whether false information was supplied in respect of the income of the owner of the property so repossessed; if so, by whom,
- (3) whether the Marlboro Gardens Management Committee was involved in the allocation of the dwelling concerned, if so, to what extent,
- (4) whether he intends referring this matter to the Attorney-General for prosecution,

Departments of the House of Delegates: budget
30 Mr H M NEERAHO asked the Minister of the Budget and Auxiliary Services

- (1) What amount was (a) budgeted for and (b) used in each Department of the House of Delegates for each specified financial year since the inception of the tricameral system,
- (2) (a) what amount remained unused in each Department at the end of each such financial year and (b) why,
- (3) whether the under-utilisation of the amounts budgeted for results in the Administration House of Delegates being allocated less than the amount requested from Treasury in the subsequent year?

258

Howard
254/90

D12E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) (a) and (b)

Financial Year	Department	(a) Amount Budgeted	(b) Amount Used
1984/85	Budgetary and Auxiliary Serv.	5 371 000,00	4 857 421,96
	Local Govt., Housing and Agr	48 801 000,00	27 081 475,54
	Education and Culture	162 654 281,55	162 654 281,55
	Health Services and Welfare	61 029 000,00	59 421 226,62
1985/86	Budgetary and Auxiliary Serv	8 631 000,00	7 929 454,10
	Local Govt., Housing and Agr	126 155 000,00	111 583 483,61
	Education and Culture	328 729 121,32	328 729 121,32
	Health Services and Welfare	105 512 000,00	103 022 891,07
1986/87	Budgetary and Auxiliary Serv.	9 781 548,92	9 781 548,92
	Local Govt., Housing and Agr.	222 850 000,00	221 348 876,21
	Education and Culture	390 329 226,14	390 196 226,14
	Health Services and Welfare	128 015 204,86	128 015 204,86

HOUSE OF DELEGATES

Howard

258

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES (Continued):

(1) (a) and (b)

Financial Year	Department	(a) Amount Budgeted	(b) Amount Used
1987/88	Budgetary and Auxiliary Serv.	12 479 656,09	12 479 656,09
	Local Govt., Housing and Agr	173 119 459,07	173 119 459,07
	Education and Culture	436 544 798,69	436 544 798,69
	Health Services and Welfare	158 158 425,13	158 158 425,13
1988/89	Budgetary and Auxiliary Serv	14 443 000,00	14 402 424,15
	Local Govt., Housing and Agr	187 843 000,00	166 380 618,11
	Education and Culture	481 214 325,06	481 214 325,06
	Health Services and Welfare	186 906 000,00	182 981 933,44

(2) (a)

Financial Year	Budgetary and Aux Services	Local Govt., Housing and Agriculture	Education and Culture	Health Services and Welfare
1984/85	513 578,04	21 719 524,46	NIL	1 607 773,38
1985/86	701 545,90	14 571 516,39	NIL	2 489 108,93
1986/87	NIL	1 501 123,79	133 000,00	NIL
1987/88	NIL	NIL	NIL	NIL
1988/89	40 575,85	21 462 381,89	NIL	3 924 066,56

(b) Various reasons as published in the Auditor-General's Report which is tabled in the House of Delegates annually

(3) No.

HOUSE OF DELEGATES

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

First-time home owners: subsidy

*1 Mr K PANDAY asked the Minister of Planning and Provincial Affairs

Whether he is giving consideration to raising the ceiling of the subsidy for first-time home owners from R65 000 to R75 000, if not, why not, if so, what are the relevant details?

D121E

The MINISTER OF PLANNING AND PROVINCIAL AFFAIRS. *transcribed 26/4/90*

No. There are not sufficient funds available to meet the expected greater demand, should the maximum cost limit be increased

May I just add, with your permission, Mr Chairman, that I honestly think that this is the sort of question that should be addressed to the hon the Minister sitting next to me. It actually falls within his field of responsibility

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of that answer and explanation, has not the hon the Minister of Planning and Provincial Affairs any jurisdiction over such matters?

The MINISTER Mr Chairman, since 1 March the housing policy has been handed over to me by the hon the State President. Our department, in conjunction with the various ministries that handle the actual provision of housing, does determine housing policy from time to time, but there is a great scope for autonomy within each housing ministry for housing ministers to arrange, within the scope of their budgets, the allocation of funds for their specific needs to the best of their ability

The LEADER OF THE OFFICIAL OPPOSITION Further arising out of that reply, is the hon the Minister aware that on matters such as this there has been a general agreement that all

HOUSE OF DELEGATES

syndrome "have money, must spend" We have to get away from it

If we have over-budgeted then we must be big enough to say that we shall not squander that money, but instead let it go back into the central financial coffers of our country, so that that money can be utilised where it is needed most

Therefore, I honestly cannot agree with the hon the Leader of the Official Opposition and say that because there is money left those concerned did not do a good job. Surely, being a businessman, the hon the Leader of the Official Opposition will not apply a principle like that in his own business?

The LEADER OF THE OFFICIAL OPPOSITION I accept

The MINISTER The hon the Leader of the Official Opposition will appreciate that we shall have to make provision for the various groups. Whether we classify them in terms of race, colour or creed, there are different groups present in this country and, when it comes to housing for those specific people, we try to cater for the practical needs on the ground. Because there is no uniform approach, the second part of his question falls away

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, the first explanation he gave was that this approach was due to a lack of funds. Will the hon the Minister agree that in respect of a particular community, where there is a justification for the increase, and that administration has R20 million unspent on housing at the end of the financial year, the lack of funds cannot be an excuse?

The MINISTER Mr Chairman, I cannot agree with the hon the Leader of the Official Opposition. I shall tell him why I say so. When we budget and a specific Department is allocated certain funds because of projections that that Department made, then, with all due respect, in this country, we have to get away from the

HOUSE OF DELEGATES

Department of Budgetary and Auxiliary Services

Post level	White	Indian	Total
1	1	—	1
2	3	1	4
3	1	—	1
4	3	2	5
5	1	—	1
6	1	2	3
7	1	10	11
8	1	5	6
	12	20	32

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

*1 Mr D K Padirachey—State President [Withdrawn]

For written reply

Own Affairs

Reprint of Question No 11 and reply thereto (see col 653)

Administration House of Delegates: employees

11 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

(1) What, as at 31 December 1989, was the total number of persons employed in a full-time capacity in each department and/or organisational component falling under the Administration House of Delegates,

(2) (a) how many such persons were employed in each of the eight most senior post levels in each such department and/or organisational component and (b) to which population group did each of these persons belong?

D42E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

Post level	White	Indian	Total
1	1	—	1
2	2	—	2
3	7	—	7
4	6	—	6
5	—	—	—
6	4	—	4
7	5	1	6
8	2	—	2
	27	1	28

Department of Local Government, Housing and Agriculture

Post level	White	Indian	Total
1	1	—	1
2	2	—	2
3	7	—	7
4	6	—	6
5	—	—	—
6	4	—	4
7	5	1	6
8	2	—	2
	27	1	28

(u) English as a (aa) first and (bb) second language, (3) in respect of what date are these statistics furnished?

B680E

THE MINISTER OF EDUCATION AND CULTURE

	Cape	Natal	OFS	Transvaal	
(1)	204	24	85	464	
(a)	91	96	5	184	
(u)	191*	68*	15*	43*	
(b)	108	16	63	157	
(i)	52	37	6	82	
(ii)	100*	21*	16*	21*	
(2)	(aa) 205	92	100	507	
(bb) 97	164	20	227		
(a)	103	164	20	227	
(u)	204	92	100	507	
(b)	142	37	79	178	
(i)	52	58	22	103	
(bb)	100	58	22	103	
(a)	108	37	79	178	
(bb)					

1989-03-06 1990-01-23 1990-02-02 1989-02-07

* Indicates parallel medium schools where both Afrikaans and English are used as medium of instruction

** Certain single medium schools in the Cape offer both English and Afrikaans as first language

Schools in Western Cape, financial/other assistance

115 Mr K M ANDREW asked the Minister of Education and Culture

(1) Whether any financial or other assistance is provided to (a) primary and (b) secondary schools in the Western Cape to enable them to (i) buy or build and (ii) maintain sports (aa) facilities and (bb) equipment, if not, why not, if so,

(2) what is the (a) nature and (b) value, in money terms, of the assistance so provided per school?

B784E

THE MINISTER OF EDUCATION AND CULTURE

(1) (a) and (b) (i) (aa) Yes,

(b) differs from school to school but new basic sports facilities are financed in full

Reprint of Question No 12 and reply thereto (see col 654)

(258)

Administration: House of Delegates: salaries

12 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

What, since 1 January 1990, have been the applicable salaries and/or salary scales for each post level in each department and/or organisational component falling under the Adminis-

tration House of Delegates?

D43E THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

The Department is not in a position to furnish details of salary scales at short notice. Should such information still be required, arrangements will be made for the salary scales to be furnished at a later stage. It seems pointless to furnish the salary scales for each post level considering that there are 270 post classes in the various occupational classes

HOUSE OF ASSEMBLY

Transvaal

- (1) (a) 147
(b) 22 February 1990
(2) (a) 13
(b) 12 — better remuneration
1 — to be married

QUESTIONS

† Indicates translated version

For written reply

General Affairs

Nature conservationists employed

98 Mr A A B BRUWER asked the Minister of Planning and Provincial Affairs †

(1) (a) How many nature conservationists are there in the employ of each provincial administration at present and (b) in respect of what date is this information furnished,

(2) (a) how many nature conservationists resigned from the service of each provincial administration during the latest specified period of 12 months for which figures are available, (b) what reasons were given for these resignations and (c) what action has been and/or is being taken in respect of these reasons?

B242E

THE MINISTER OF PLANNING AND PROVINCIAL AFFAIRS

Cape Province

(1) (a) There are at present 123 nature conservationists in service of the Cape Provincial Administration

(b) In respect of 15 March 1990

(2) (a) Thirteen nature conservationists resigned from the service of the Cape Provincial Administration over the past 12 months. The officials concerned were all experienced personnel which now have to be replaced by totally inexperienced persons

(b) Without exception insufficient salaries were given as the reason for these resignations

(c) Numerous unsuccessful representations were addressed through the channels to the Commission for Administration

Natal

The Natal Provincial Administration itself does not employ nature conservationists. The control and management of nature conservation in Natal is undertaken by the Natal Parks Board, a statutory body constituted in terms of the Nature Conservation Ordinance 1974 (Ordinance 15 of 1974). The following figures and details in reply to the questions have been supplied by the said Board

(1) (a) 140

(b) 21 February 1990

(2) (a) 18

(b) In most cases, better financial prospects elsewhere, although at least one left to further his qualifications. Lack of promotion opportunities has also been cited

(c) Representations have been made to the Commission for Administration to equate the salaries of Nature Conservationists to those of other comparable career classes or to improve the salaries of Nature Conservationists on a market related basis. These representations enjoy a high priority with the Commission for Administration

HOUSE OF DELEGATES

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Shopping centres market prices

THE LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

Whether the services of a private firm have been engaged to evaluate the market prices of shopping centres falling under the control of his Department, if so, (a) for what purpose and (b) at what cost?

D160E INT

THE MINISTER OF HOUSING Mr Chairman, the answer is no, (a) falls away and (b) falls away.

I do not know what the hon the Leader of the Official Opposition intended, but I have answered the question as it stands.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, according to Press reports, and according to verbal official notification given to me, a firm of private valuers was hired to value shopping centres with a view to updating rentals in the shopping centres according to market-related principles. There is no doubt about the fact that the Administration House of Delegates has increased the rentals in the Moorton Shopping Centre by 250% to 300%.

THE MINISTER OF EDUCATION AND CULTURE That is a good thing.

THE LEADER OF THE OFFICIAL OPPOSITION It may be a good thing, but on 20 January 1985 the present Chairman of the Ministers' Council expressed certain views, being critical of the hon the Minister of Housing at the time, and I would like to quote the following in response to the determination of valuations where our people have suffered.

You made a grave error of judgement and you must now pay the price of your folly. My party can never associate itself with any Government body which will cause my people to pay

HOUSE OF DELEGATES

the kind of prices which are now being asked. We will not be a party to any decision or recommendation which has been proposed by a Minister of Housing in terms of the high prices that have been established.

I am surprised that no private firm has been engaged when the shopkeepers alone are aware of the fact that the private firm has been engaged. I was informed verbally by a member of the Ministers' Council that that firm was engaged to determine values according to market value. My criticism is not levelled at increases. I am aware that in some of the shopping centres officials forgot the files and kept them in the shelves for as long as fifteen to twenty years. However, why should people be penalised? The hon the Minister must remember that I am opposed to market value and my reason is that in Indian areas market values are artificial values.

The other thing is that private valuers should not be engaged, because there is a cost involved. A percentage is involved in the tariffs. We have experts in our department. Who values our properties? We have experts, we pay them a salary and there is a need to make use of their services.

I understand that a tremendous amount has been paid to this private firm, I think it is Isaac Geshar. There is no need for that and I want to make an appeal that we forget market value. In the Transvaal there will be civil war against the Ministers' Council if the market value principle is to be used.

If one wants to say that what is sauce for the goose is also sauce for the gander, this should be applied throughout the country. If there is a justification for adjusting rentals [Time expired.]

THE MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Mr Chairman, I must agree that we do not want to determine values based on inflated values. However, if one looks at the way in which the hon the Leader of the Official Opposition formulated his question, he does not seem to know what he is talking about.

Let me deal with what he says. First and foremost, I want to tell the hon the Leader of the Official Opposition that some of the issues discussed during the enquiry of the James Commission are *sub judice* and I cannot refer to them right here. I can only say that it emerged quite

clearly that people took properties at a lower rental and then sublet those properties in Moorton Centre. They are the people who have determined the market value.

When people value properties, it is based on what other people are doing. People have been exploiting it and some of those people have been associated with this House. It is a subject of the James Commission of Enquiry and it is *sub judice*, so I do not want to go into the details. However, I can give hon members an example. Those people were paying the State R450 per month and subletting at over R1 400 to R1 500 per month. They were making money on State property. These are the real culprits who have been inflating these things.

When it comes to the properties themselves, the properties do not belong to the Ministers' Council. This House had agreed to the Housing Act, which established the Housing Board. Through its Chief Director the board was instructed some three years ago by means of a letter from the hon the Leader of the Official Opposition that the rentals must be put up. He wrote that letter and he knows about it. Petty politics should not be made out of this.

This Ministers' Council will be sympathetic. We believe that whilst we have valuers to value properties—these must be independent persons so that the valuation is not subjective but objective—if people are experiencing hardships, the doors of this Ministers' Council are open. They should please come and negotiate with us and talk to us. We shall not be unreasonable when listening to their desires [Time expired.]

MR M Y BAIG Mr Chairman, even if the previous administration of the Ministers' Council had decided to increase rentals, I am sure that they would not have done such a silly thing as increasing the rental by 250% to 300%. This is the height of stupidity. Inflating the rentals by such a tremendous figure, without giving prior notice to any shopkeeper, leaves much to be desired.

THE MINISTER OF EDUCATION AND CULTURE [Inaudible.]

MR M Y BAIG Why did they confine the increase in rentals only to one shopping complex, namely Moorton Centre? So much so, that even the hon the Minister of Education and Culture remarks that it is a good thing [Interjections.] I

want to know whether it is a good thing that it was only increased in Moorton Centre, or whether the increased figure itself is a good thing. Eventually when the rentals are increased in Merebank, I would like him to justify to the shopkeepers there that this was after all a good measure introduced by his colleagues in the Ministers' Council.

THE MINISTER OF EDUCATION AND CULTURE [Inaudible.]

MR M Y BAIG I believe that the solution to this problem is to sell these shopping complexes [Interjections.] I would like to know what this Ministers' Council has done to address this problem since it has taken over [Interjections.] Hardly anything! I have raised this issue with the hon the Minister concerned previously. In fact, when I tried to contact him about the recent increase in rentals, it was difficult to get hold of him. Eventually I had to send him a strongly worded telegram. His new hon Deputy Minister then responded very quickly [Interjections.]

The high-handed manner in which the whole matter was dealt with is very disappointing. I think that this Ministers' Council should review this matter and lower the rentals. When they are ready to implement this, they should do so throughout South Africa and not single out just one complex and increase their rentals only.

MR K CHETTY Mr Chairman, the hon the Leader of the Official Opposition said he was not opposed to the question of rental increases, but to the manner in which this was done. However, I would like to point out here that, according to the information I have at my disposal, these rentals have not been increased for some time. It was done about five or six years ago.

The point is that one has to look into this. Who is going to find the money to pay people's salaries with regard to the maintenance of that building? Who is going to pay for the maintenance of those buildings? Some of them are in a dilapidated condition. The money will have to be found to get something done about it.

I think the increase in rentals is justified. I am for it, because I can confirm that empty shops in some of these shopping complexes were sold for R100 000 or R250 000. A pharmacy in the Montford Shopping Centre was sold for R250 000. In Unit 3 a pharmacy was sold for R200 000. In Unit 9 another pharmacy was sold

HOUSE OF DELEGATES

for R250 000 Who is accountable? Where is all that money? [Interjections] No, give me a hearing Where did all that money go? This kind of corruption must come to an end [Interjections]

We need clean administration I think the hon the Leader of the Official Opposition also agrees that clean administration should be the order of the day I am not in favour of condoning matters of this kind I believe that the increase in rentals of the shopping complexes are justified In fact, 80% of the displaced traders are no longer there Their shops have been sold to other people Those shops have already been sold 10 times Who will account for that? Who is making the profit? Somebody, or the middleman, is making money out of it Why must the department be used as a scapegoat? This is not a welfare organisation We are here because we are representatives of our constituents and I am here to do my job honestly and faithfully That is all

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, when I was the Minister of Housing we decided that rentals would be reviewed throughout the country This has nothing to do with the James Commission of Enquiry The present Ministers Council took a decision in respect of all the centres When the proposal reached me in my capacity as Minister of Housing—that rentals should be increased by 400%—I rejected it

Let us examine this I am not against rental increases However, why increase rentals of a shopping centre where there have been two increases, whereas in certain shopping centres there have been no adjustments in rentals for 15 years? Why is priority not given to that? My argument is that every shopping centre must be examined If there is a need for justification of an increase, it must be discussed with the tenants and it can possibly be staggered

The best solution is to get rid of the shopping centres They are liabilities in accordance with the principles that were enunciated by the former hon Minister of Community Development and the former Department of Community Development [Time expired]

THE MINISTER OF HOUSING Mr Chairman, yes We did not do a property evaluation We asked a competent authority to evaluate the

HOUSE OF DELEGATES

rentals in order to establish market-related rentals That is why I gave the answer that I did The other question is that the evaluation of market-related rentals in respect of all our shopping centres has been requested They are now coming in There about half a dozen more shopping centres where the new rentals have been established These will be brought into operation This will be applicable throughout the country

Nothing about this is high-handed I believe hon members have indicated that low rentals cannot be justified when shops change hands for the kind of goodwill which we know people are paying It has been admitted that more than 80% of the present occupants are not displaced traders We have arrear rentals of about R2,5 million in respect of shopping complexes, because traders do not want to pay these rentals They want it for nothing, but they cannot have it both ways They must now pay the rentals if they want to have occupation

I want to make another point We would like to dispose of these shopping centres, but it has to be done in such a way that our funding will not be affected to any great extent As time goes by, the amount of money made available for housing will begin to decrease That is when we must try and dispose of these shopping complexes to supplement the funding required for our housing programme

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Male/female educators: salary parity

*1 Mr K PANDAY asked the Minister of Education and Culture

Whether salary parity has been achieved in respect of male and female educators in the employ of his Department, if no, (a) why not and (b) when is parity expected to be achieved?

D133E

THE MINISTER OF EDUCATION AND CULTURE

No (a) and (b) Salaries and conditions of employment in respect of Educators is regarded as General Education Policy for which the Department of National Education assumes responsibility

THE MINISTER Mr Chairman, I would like to add specifically that, with the exception of level 1 female educators who are on Category D with matriculation plus four years and lower, all other female educators in our department are on parity with their male counterparts I would like to see this extended to everybody, but at present it is not so

Mr K PANDAY Mr Chairman, arising from the reply of the hon the Minister, could he give us an idea as to whether he had made any representations at national education level? One has to bear in mind that these female teachers, particularly those who are at level 1, are timid That is of consideration and are very sympathetic and motherly If one has to look at statistics

THE CHAIRMAN OF THE HOUSE Order! I want to remind the hon member that this is not an interpellation, but a question The hon member must ask direct questions arising from the hon the Minister's reply

Mr K PANDAY Thank you sir I was just expanding on the question The question was whether the hon the Minister had made any representations at national education level

THE MINISTER Mr Chairman, I thank the hon member for Reservoir Hills who tried to assist me in answering his question prior to his asking it! Nevertheless, hon Ministers have raised the matter of parity for everybody with the National Education Council and this is an ongoing process

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the reply of the hon the Minister of Education and Culture, I note that he has indicated that the determination of salary structures is a general issue Firstly, which Act does that hon Minister administer? Secondly, is he aware of the provisions of section 8 of the Indians Education Act,

Act No 61 of 1965? Thirdly, I know the hon the Minister may not be able to answer my following question right now, but does he have any idea of how many educators are involved in category (d)?

THE MINISTER Mr Chairman, the hon the Leader of the Official Opposition asked specific questions and I thank him for it If he would like to put them in writing, my department will furnish him with suitable answers immediately

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the reply of the hon the Minister of Education and Culture, I want to ask him if it is not the height of incompetence for an hon Minister not to know the provisions of the Indians Education Act? [Interjections]

Mr Y MOOLLA Mr Chairman, I rise on a point of order

THE CHAIRMAN OF THE HOUSE Order! No, I think the hon the Leader of the Official Opposition must withdraw that insinuation

THE LEADER OF THE OFFICIAL OPPOSITION Sir, I withdraw it unreservedly, but it was said

*2 **Mr D K PADIACHEY** — Housing [Question standing over]

Asiatic Bazaar: termination of tenancy

*3 **THE LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Housing

Whether, with reference to his reply to Question No 3 on 24 April 1990, any shop in the Asiatic Bazaar, Pretoria, allocated to a certain tenant, whose name has been furnished to the Minister's Department for the purpose of his reply, has been served with a notice of termination of tenancy, if so, (a) when, (b) why and (c) what is the (i) name and/or number of the shop and (ii) name of the tenant in question?

THE MINISTER OF HOUSING

Yes

(a) 1 July 1989

HOUSE OF DELEGATES

1245 Teachers retrenched/made redundant
 32 Mr M RAJAB asked the Minister of Education and Culture
 Whether any teachers in his Department were retrenched or made redundant in or at the end of 1989, if so, (a) how many, (b) what compensation is offered to such teachers and (c) what was the total cost of the compensation paid to these teachers?
 D134E

The MINISTER OF EDUCATION AND CULTURE
 No
 (a), (b) and (c) fall away
 Indian schoolchildren, per capita expenditure
 33 Mr M RAJAB asked the Minister of Education and Culture
 What was the expenditure per capita, (a) including and (b) excluding expenditure of a capital nature, on Indian schoolchildren at State Schools in the 1988-89 financial year?
 D135E

The MINISTER OF EDUCATION AND CULTURE
 (1) Yes
 (a) 1990/91 financial year
 (b) Not yet determined
 Department of Local Government, Housing and Agriculture to call for tenders
 (c) ± R200 000
 (2) Yes
 (a) Approval has to be sought from the Transvaal Provincial Administration which owns the school for a separate sub-station to be built to electrify the new section of the school
 (b) 1990/91 financial year
 (3) No
 A request to lease or purchase the school was made to the Department of Public Works and Land Affairs of the Administration House of Assembly. A response is being awaited
 (4) Yes, subject to certain conditions

1244 said, but as he resumed his seat he said "But I said it!" This was not an unreserved withdrawal of the statement
 Mr K PANDAY He has said it!
 The CHAIRMAN OF THE HOUSE Order!
 Will the hon the Leader of the Official Opposition intimate what he said? Did the hon the Leader of the Official Opposition unreservedly withdraw the statement?
 The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, that is correct. However, just as an aside I indicated [Interjections]
 The CHAIRMAN OF THE HOUSE Order!
 The LEADER OF THE OFFICIAL OPPOSITION that it is a fact that I had made a statement and was asked to withdraw it
 The CHAIRMAN OF THE HOUSE Order! I accept that the hon the Leader of the Official Opposition has withdrawn the statement
 For written reply
 Own Affairs
 Johannesburg Secondary School renovations
 31 Mr D K PADIACHEY asked the Minister of Education and Culture
 (1) Whether the Johannesburg Secondary School is to be renovated, if not, why not, if so, (a) when, (b) by whom and (c) at what cost,
 (2) whether any section of this school is not supplied with electricity, if so, (a) why and (b) when is electricity expected to be supplied to this section,
 (3) whether the Goedehoop Primary School in Mayfair now falls under the control of his Department if so, what are the relevant details, if not, why not,
 (4) whether all schools falling under the control of his Department are open to all race groups, if not why not?
 D125E

1245 Because the agreement of lease was terminated in terms of Clause No 6 thereof
 (b) (i) Shop No 13
 (ii) Messrs A Fogia and Sons
 The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, will he concede that his answer on 24 April 1990 in response to a question regarding shop 13 was incorrect? The hon the Minister probably did not intend to mislead the House, but was himself misled
 The MINISTER Mr Chairman, I am glad that the hon the Leader of the Official Opposition asked me that question. He in fact referred it to me when we adjourned the other day. The question refers to the fact that the word "tenant" implies somebody in legal occupation. Therefore, my answer is given in that fashion, as the person in occupation illegally was not a tenant. Once somebody is in illegal occupation he cannot be a tenant
 The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, will he be prepared to check the correctness of the further answers given because this particular answer was incorrect. Fogia and Sons was the legal tenant [Interjections] You see, the hon the Minister has been misled again
 The CHAIRMAN OF THE HOUSE Order! Is the hon the Minister going to respond?
 The MINISTER Mr Chairman, as far as I am aware, according to the information at my disposal, Fogia and Sons are in occupation. However, they have been given notice to move and so they are illegal occupants at this point in time
 The LEADER OF THE OFFICIAL OPPOSITION They are the legal tenants!
 The MINISTER They were, according to our records, not the legal tenants
 The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Mr Chairman, on a point of order I did not want to disturb the proceedings earlier on, but I think that the hon the Leader of the Official Opposition indicated to you that he unreservedly withdrew what he

HOUSE OF DELEGATES

HOUSE OF DELEGATES

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For written reply

Own Affairs

Rylands/Pelikan Park residential sites

2 Mr A G MOHAMED asked the Minister of Housing

(1) Whether his Department owns any (a) developed and (b) undeveloped residential sites in (i) Rylands and (ii) Pelikan Park, if so, how many in each case,

(2) whether his Department intends selling these properties, if not, why not, if so, (a) when and (b) what will be the selling prices,

(3) whether the present occupants of these properties will be given the option to purchase them, if not, why not, if so, when?

The MINISTER OF HOUSING

(1) (a) (i) No

(ii) No

(b) (i) No

(ii) No The Housing Development Board, however owns land which consists of four phases

Phase I provides for 117 single residential erven, 1 special residential erf, 14 existing houses which are leased by the occupants

Phase II provides for 150 single residential erven, 4 special residential erven, 2 religious erven, 1 corner shop site, 1 crèche, 1 primary school site

Phase III provides for 107 single residential erven, 1 special residential erf,

1 crèche, 1 religious erf, 1 service station site, 2 corner shop sites

Phase IV

At present unplanned The eventual outlay will depend on the route of the proposed railway line

(2) (a) Yes As soon as possible after the area has been registered and proclaimed

(b) Still to be determined

(3) Yes The occupants of the 14 houses will be given first option to purchase, provided they are in a financial position to do so

Rylands/Pelikan Park: trading sites

3 Mr A G MOHAMED asked the Minister of Housing

(1) Whether his Department owns any trading sites in (a) Rylands and (b) Pelikan Park, if so, how many in each case,

(2) whether he intends alienating these sites to traders displaced in terms of the Group Areas Act, if not, why not, if so, when,

(3) whether his Department has a waiting list in respect of displaced traders in the Cape Peninsula, if so how many names were on this list as at the latest specified date for which information is available?

The MINISTER OF HOUSING

(1) (a) No

(b) No The Housing Development Board, however, has made provision for 1 corner site in Phase II and a service station site and 2 corner sites in Phase III

(2) No There are no displaced traders on record in the Cape Peninsula

(3) No See (2) above

Assistant director- Indians in higher posts

22 Mr K CHETTY asked the Minister of the Budget and Auxiliary Services

(1) Whether any Indians in the employ of the Administration House of Delegates hold posts above the rank of assistant director or its equivalent, if not, why not, if so, (a) how many in each Department and (b) what ranks do they hold,

(2) whether any steps are being taken to train Indian personnel for promotion to ranks above that of assistant director, if not, why not, if so, what steps,

(3) whether he will make a statement on the matter?

D94E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

(a) Department of Budgetary and Auxiliary Services 5

Department of Education and Culture 114

Department of Health Services and Welfare 18

Department of Local Government, Housing and Agriculture

TOTAL 137

(b) Department of Budgetary and Auxiliary Services

Administrative Secretary (Director Education Administration) 1

Administrative Secretary (Deputy Director Own Affairs Administration) 1

Deputy Director Financial Management 2

Deputy Director Special Services 1

TOTAL 3

Department of Education and Culture

Chief Executive Director 1

Chief Director Education 2

Director Education Administration 1

Chief Education Specialist 10

Senior Deputy Chief Education Specialist 26

Deputy Chief Education Specialist 23

Assistant Chief Education Specialist 48

Public Relations Officer (Senior Deputy Chief Education Specialist) 1

Deputy Director Education Administration 2

TOTAL 114

Department of Health Services and Welfare

Chief Specialist/Professor 1

Senior Specialist (Psychiatry) 2

Director Health Services 1

Deputy Director Health Services 2

Deputy Director Dentistry 1

Deputy Director Social Welfare 1

Principal Medical Officer 6

Principal Dentist 4

TOTAL 18

(2) Yes

Indians are afforded the opportunity to attend various management courses presented/arranged by the Administration's Training Division and/or the Training Institute of the Commission for Administration, such as

Course for Middle Manager — attended by 16 Indian personnel to date

Course for Senior Managers — attended by 1 Indian staff member to date

Course in Public Management — attended by 8 Indian personnel to date

(3) It is the laid down policy of the Ministers' Council, which has been reiterated in the House, that in this Administration only merit is considered when personnel are promoted. The fact that 137 out of 239 posts are already filled by personnel of Indian origin, proves the point

The MINISTER OF LAW AND ORDER.

(a)	(b)	(c)	(d)	(e)(i)	(ii)	(g)(i)	(ii)	(iii)	(h)	(i)
30	20	187	38	29	385	444	394	170	1	1

Own Affairs

Indian education: expenditure

35 Mr M RAJAB asked the Minister of Education and Culture *258*

- (1) How much was spent *per capita* on (a) teachers, (b) administrative staff, (c) grounds, cleaning and caretaker staff, (d) books and stationery, (e) equipment, (f) building maintenance and (g) other specified items in respect of (i) primary and (ii) secondary Indian State school pupils in the 1988-89 financial year,
- (2) whether the above personnel expenditure includes employer contributions to pension funds, if not, what is the employer contribution to pension funds calculated on the same *per capita* basis?

17/5/90
The MINISTER OF EDUCATION AND CULTURE

- (1) (a) (i) to (g) (i) information in respect of State school pupils not maintained separately
- (ii) to (g) (ii) information in respect of State school pupils not maintained separately

QUESTIONS

† Indicates translated version

For written reply

General Affairs.

Recovery of mercury: working conditions

416 Mr R J LORIMER asked the Minister of Manpower

- (1) Whether his Department monitors conditions under which workers are employed in facilities for the processing and/or recovery of mercury, if not, why not, if so, (a) in terms of what statutory provisions or regulations, (b) (i) which facilities are monitored and (ii) what is the nature of such monitoring and (c) what standards apply in this regard,

- (2) whether his Department liaises with any other Government Department in this regard, if so, (a) with which other Departments and (b) why?

15/5/90
The MINISTER OF MANPOWER.

- (1) Yes, with the exception of places of work falling under the Mines and Works Act, 1956 (Act No 27 of 1956), or under the Explosives Act, 1956 (Act No 26 of 1956)
- (a) In terms of regulation 5(f) of the General Administrative Regulations and regulation 2(1) of the General Safety Regulations, made under section 35 of the Machinery and Occupational Safety Act, 1983 (Act No 6 of 1983)
- (b) (i) Subject to (1) above, all places of work where mercury is processed and/or recovered
- (ii) As set out in the Machinery and Occupational Safety Act, 1983 (No 6 of 1983) and the regulations made thereunder

HOUSE OF ASSEMBLY

- (c) For airborne mercury The "Threshold Limit Values" published by the American Conference of Governmental Industrial Hygienists For mercury as an alkyl compound The exposure limit value 0,01 milligrams per cubic metre For all other mercury compounds Limit 0,05 milligrams per cubic metre For biological monitoring Limits recommended by the International Labour Organisation (ILO) *15/5/90*

(2) Yes

- (a) Department of Environment Affairs, Department of Mineral and Energy Affairs
Department of National Health and Population Development; and
Department of Water Affairs
- (b) To exchange expertise and to prevent unnecessary duplication

Own Affairs

Management Boards of certain schools

118 Dr C P MULDER asked the Minister of Education and Culture

- (1) What are the (a) names and (b) occupations of each of the persons who were members of the management boards of the (i) Laerskool Lupardsvlei, (ii) Laerskool Betsse Verwoerd, (iii) Laerskool Rapportryer, (iv) Laerskool Randfontein, (v) Laerskool Wheatlands, (vi) Laerskool Kocksoord, (vii) Randfontein English Medium School, (viii) Hoërskool Riebeeck, (ix) Hoërskool Jan Viljoen, *15/5/90*
(x) Hoërskool Goudrand and (xi) Randfontein High School on 17 April 1990,

- (2) on what date will the present term of the management board of each of these schools expire?

B854E

The MINISTER OF EDUCATION AND CULTURE

- (1) and (2) It is not possible for the Department to furnish this information. It may,

Rajbansi forgives men who bombed his home

18/5/90 Political Staff 258

CAPE TOWN — Mr Amichand Rajbansi said yesterday he would not object if two people responsible for a limpit mine attack on his home in 1985 were freed from jail, if it would contribute to permanent peace

ANC members, dressed as soccer players, planted a limpit mine at his Natal home in August 1985

Passing in the street, they kicked their ball on to Mr Rajbansi's property. When one of them went to retrieve it, he placed the mine next to a wall of the house, even though two policemen were on duty.

Two men were subsequently jailed, including a doctor who was given a 12-year sentence

The person who planted the bomb turned state witness. He met Mrs Ashadevi Rajbansi in a Durban street about a year ago and apologised

"I forgave him," Mr Rajbansi said. He also forgave the other people behind the attack —

Mr Llewellyn Landers, the Labour Party MP for Durban Suburbs, has also said he has forgiven ANC members responsible for an attack on his home several years ago that left him permanently scarred

*The LEADER OF THE OFFICIAL OPPOSITION We have heard that now

*The MINISTER OF EDUCATION AND CULTURE Yes, someone else shook his head from side to side, and we heard that there was nothing inside it

*The LEADER OF THE OFFICIAL OPPOSITION You have been shaking your head for so long that you will not be able to shake it for much longer [Interjections]

*The MINISTER OF EDUCATION AND CULTURE I am sorry that as a teacher I did not do good work with this hon Leader of the Official Opposition I failed I failed because of the material

*The LEADER OF THE OFFICIAL OPPOSITION I learnt only one thing from you

*The CHAIRMAN OF THE HOUSE Order!

*The MINISTER OF EDUCATION AND CULTURE In the past I have appointed 2 520

people to promotion posts Three as rectors, one as vice-rector and two as senior vice-rectors. I have appointed 48 heads of department, 66 senior lecturers and 82 lecturers at colleges At the technical schools we have made more than 50 appointments in various promotion posts, and at special schools we had the same situation and more than 50 people were appointed At secondary schools I appointed 47 H1 principals, 16 H2 principals and seven principals I also appointed 41 senior deputy principals and 98 deputy principals

I can continue in this way, but for the sake of the record I want to say that, for example, we appointed people who were absent on 6 and/or 7 September last year, when we held the election, to promotion posts after they had applied for leave for those particular days [Interjections] Consequently the entire matter of victimisation does not come into question at all
Debate concluded

HOUSE OF DELEGATES

QUESTIONS

Indicates translated version

of oral reply

from Affairs

Question standing over from Tuesday, 15 May 1990

1 Leader of the Official Opposition — Housing [Withdrawn]

New questions

1 Mr H M Neerahoo — Housing [Withdrawn]

Chief Director (Control) of Department

2 Mr K PANDAY asked the Minister of Education and Culture

(1) Whether a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, was appointed as Chief Director (Control) in his Department recently, if so, (a) when, (b) what is his name and (c) what factors were taken into account in making this appointment;

(2) whether another person, whose name has also been furnished to the Minister's Department, was also considered for promotion to this post, if not, why not, if so, (a) what is his name and (b) why was he not successful?

Hansard 24/5/90 DISSE
The MINISTER OF EDUCATION AND CULTURE

(1) Yes

(a) With effect from 1 November 1989
(b) Mr M Pillay, Chief Superintendent of Education (Management).

(c) His all round suitability for the post and his acceptability to me as the Minister of Education and Culture and the to Ministers' Council

(2) Yes

(a) Mr C C Marx, Chief Superintendent of Education (Management)

(b) See reply to (1) (c) above — the first acceptance of Mr Pillay — this therefore means the non-acceptance of Mr Marx

(258)

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, were two vacancies for the position of chief director advertised by his Department?

The MINISTER Mr Chairman, there was only one vacancy To my knowledge only one vacancy was advertised

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, will he explain the magic that out of one vacancy, two persons were promoted to the position of chief director?

The MINISTER Mr Chairman, we do not deal in magic, black or white We just want to do what is logical and right It was decided by a committee of our peers and those people who are in the business of promoting people that because Mr Marx had served Indian education for a long time and because they felt that he was also recommended for the post, we chose Mr Crae who was the vouter of the two We did not choose Mr Marx for the simple reason that he was due for retirement and would have retired Therefore they gave him his personal recognition as a promotion, but not as a promotion to this particular post of management That is the difference

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, why — I also merely wish to express that I am shocked — were two appointments made when there was only one position to be filled, and more particularly when we are at present wanting to save money?

The MINISTER Mr Chairman, two people were not promoted to a particular post That must be abundantly clear to the hon members of the Official Opposition One person was promoted to the vacant post The promotion of the other gentleman was a personal promotion that the administration in control saw fit to effect

Mr S PACHAI Mr Chairman, further arising out of the hon the Minister's reply, what are the

financial implications of this double promotion? Have both their salaries been announced?

The MINISTER Mr Chairman, if that type of question is put in writing to my Department, they will give hon members the financial implications. It is ludicrous for me to answer right here when I do not know specifically how much money was involved *per se* in these two promotions. *Hansard 22/5/90*

The LEADER OF THE OFFICIAL OPPOSITION You are *judicious yourself!* Now you must go! *(258)*

Mr MRAJAB Mr Chairman, further arising out of the hon the Minister's reply, can he tell this House

The MINISTER When are you going to grow up?

Mr MRAJAB Mr Chairman, further arising out of the hon the Minister's reply, will he — I trust that I have his attention — please tell us now when Mr Marx will retire? Does he have the information available or not?

The MINISTER I do not know specifically when Mr Marx will resign. If it is put in writing we shall find out from Mr Marx. However, he is due to retire because he turned 60 already and intimated to people that he should like to retire [Interjections]

James Commission of Inquiry, petrol service sites

*3 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

(1) Whether, in view of the findings of the James Commission of Inquiry, he reviewed all applications for petrol service sites mentioned in the Commission's report, if not, why not, if so, *(258)*

(2) whether, according to the investigation carried out by his Department, the applicant Mr K Krishnan was found to be a displaced trader, if so,

(3) whether he accepts his finding?

Hansard 22/5/90
The MINISTER OF HOUSING

(1) No — this was carried out Departmentally

(2) A letter has been forwarded to Mr Krishnan requesting him to furnish documents.

HOUSE OF DELEGATES

tary proof that he owned a petrol service station Mr Krishnan has to date not responded to the request despite a reminder *Hansard 22/5/90*

(3) Falls away *(258)*

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the reply to the second part of the question, is the hon the Minister aware that the Housing Development Board has acted on the findings of the James Commission of Inquiry?

The MINISTER Mr Chairman, regarding any further questions arising from my reply I can only get information from my officials if these questions are directed to them

Petrol service sites: displaced persons

*4 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

(1) Whether the persons who were allocated petrol service sites in (a) Unit Centre, Shallcross, and (b) Woodview, Phoenix, were displaced persons in terms of the Group Areas Act, if so, what is the address of the premises from which each of these persons was displaced,

(2) whether his Department has at any time allocated more than one site to a person who was displaced from a single business premises, if so, (a) why and (b) what are the relevant details,

(3) what is his Department's policy in regard to such allocations?

Hansard 22/5/90
The MINISTER OF HOUSING

(1) The person (Shaik Adam Saib) who was allocated a petrol service station in Unit Centre, Shallcross, was a displaced person *Hansard 22/5/90*

The person (H R Shaik) who was allocated a petrol service station in Woodview, Phoenix, is not a displaced person

Mr Saib was displaced from Queensburgh

(2) As far as can be established the Department has not allocated more than one site to a person who was displaced from a single business

The LEADER OF THE OFFICIAL OPPOSITION: Yes, here is the man

The MINISTER Yes, but I was not part of 'The Fiddler on the Roof' [Interjections] I do not know the background to everything

Haven'side Shopping Centre, flats allocated

*5 Ms D GOVENDER asked the Minister of Housing *Hansard 22/5/90*

(1) Whether any flats in the Haven'side Shopping Centre were allocated to persons on a preferential basis, if so, (a) why and (b) what are the names of these persons,

(2) whether such preference was given as a result of the intervention of any member of Parliament, if so, what are the relevant details?

D189E

The MINISTER OF HOUSING

(1) Yes

(a) As indicated in (b) below

(b) P R Chetty

He shared a flat as a sub-tenant. When the main tenant vacated the unit he upon application was allocated the flat

This applicant was served with an eviction notice by his private landlord. He made representations to be allocated a flat on humanitarian grounds and was successful

He acquired a site in Umkumbaan but it was found unsuitable for housing development. He was required by the private landlord to vacate the premises which he was leasing. The Department, being unable to allocate another site to him at the time, allocated a

M Singh

HOUSE OF DELEGATES

flat to him in Haven-
side
Her family was leas-
ing accommodation
from a private land-
lord and was served
with an eviction no-
tice She and her de-
pendants were ac-
cordingly allocated a
flat Her application
for accommodation
was lodged in 1967

V Chetty
(Mrs)

C A Pillay

He is a principal who
sold his property in
Chatsworth on trans-
fer to East London in
1980 He was then
transferred to the
College of Education
Pretoria and to Brits
in 1986 He was ap-
pointed principal of
the Apollo High
School in Chats-
worth from 1 Janu-
ary 1990 Like all
the other tenants in
Havenside Flats he is
earning over R1 000
per month and pay-
ing economic rental

R L Naidoo

A flat was allocated
to him on 1 June
1987

(2) No

*Business interrupted in accordance with Rule
180C (3) of the Standing Rules of Parliament*

Teachers' housing subsidies: ceiling

*6 Mr H MNEERAHOO asked the Minister of
Education and Culture

(1) Whether the ceiling on housing subsidies
to teachers in schools for Indians has been
adjusted during the past 10 years, if so,
(a) when and (b) by what amounts.

HOUSE OF DELEGATES

(2) whether the present ceiling on housing
subsidies to teachers is to be raised, if not,
why not, if so, (a) when and (b) to what
amount?

Hansard 22/5/90 D192E
The MINISTER OF EDUCATION AND CUL-
TURE

(1) Yes

(a) 1 October 1981 from R20 000 to
R40 000

(b) 1 April 1983 from R40 000 to
R50 000

(2) The adjustment of the housing subsidy
limit is a matter that is dealt with by the
Office of the Commission for Administra-
tion

For written reply

General Affairs

Non-White ambassadors/diplomats

24 Mr D K PADIACHEY asked the Minister of
Foreign Affairs

(1) (a) How many (i) Indian, (ii) Coloured
and (iii) Black persons have been ap-
pointed as (aa) ambassadors and (bb)
diplomatic officials in South African dip-
lomatic missions abroad, (b) in which
countries are they serving, (c) what ranks
do they hold and (d) in respect of what
date is the information furnished,

(2) what criteria and/or rules were applied in
making these appointments?

Hansard 22/5/90 D137E
The MINISTER OF FOREIGN AFFAIRS.

I shall gladly furnish the honourable member
with the relevant details verbally

Own Affairs

Hansard 22/5/90
Training officer for principals

41 Mr K PANDAY asked the Minister of
Education and Culture

(1) Whether a certain person, whose name
has been furnished to the Minister's De-

partment for the purpose of his reply, has
been seconded to the post of training
officer for principals, if so, (a) why, (b)
when, (c) what is the name of this person
and (d) (i) what post did he hold before
being so seconded and (ii) who is to be
seconded to fill this post,

(2) whether this person is suitably qualified to
be seconded to the post of training officer
for principals, if so, what (a) academic,
(b) practical and (c) management quali-
fications does he have,

(3) whether the Chief Superintendents (Aca-
demic) have the responsibility of provid-
ing educational leadership courses for
principals, if no, who has this responsibil-
ity, if so, (a) how many such courses have
been conducted by them since 1987 and
(b) in view of the secondment of the
abovementioned person, what will be
their role in future?

D166E

The MINISTER OF EDUCATION AND CUL-
TURE

(1) Yes

(a) * to organise and conduct pre-ser-
vice courses in management for
newly appointed principals,
* to organise and conduct in-service
courses in management for deputy
principals and senior deputy prin-
cipals,

* to research the field of manage-
ment and establish areas of needs,
* to prepare, in consultation with
superintendents of education
(management) and colleges of
education and universities, suit-
able material for use at the above-
named courses,

* to be responsible for dissemina-
tion, through publication, of mate-
rial relating to school management
and administration,

* to mount together with superinten-
dents of education (management)
follow-up programmes to assist,
guide and encourage course parti-
cipants in loco, to implement areas
of knowledge and skills to which
they were exposed at pre-service/

in-service courses attended,
* to assist superintendents of educa-
tion (management) with the organ-
isation and conduct of orientation
courses for principals, and
* to assist the chief superintendent
of education (management) with
programmes designed for the pro-
fessional development of the su-
perintendents of education (man-
agement),

(b) with effect from 1990-04-30,

(c) Mr H Rameshur,

(d) (i) Deputy Superintendent of Edu-
cation (English),

(ii) work to be shared amongst
present English team

(2) Yes

(a) Bachelor of Arts
Bachelor of Arts (Honours)
(English)
Master of Arts (English)

(b) * Senior Assistant/Head of
Department (English) 8 years

* Lecturer — College of
Education 5 years

* Senior Lecturer —
College of Education

* Seconded to Planning
Section Curriculum
Development in English 4 years

* Deputy Superintendent
of Education (English) 5 years

* Planned and delivered
Management Training
Courses for Heads of
Department 1988

* Planned and assisted in
conduct of Induction
Course for newly-
appointed principals
January
1990

* Delivered management
course for Heads of
Department and Deputy
Principals 1990

(c) * Bachelor of Education
Master of Education

HOUSE OF DELEGATES

Course Work —

Organisational Theory
Advanced Research Techniques in
Education

Theoretical Perspectives in Educa-
tion

Educational Administration

Dissertation —

"Heads of Department Manage-
ment trends and problems in In-
dian Secondary Schools"

Currently working on the Doctor-
ate of Education

Dissertation —

"Policy Implementation in Indian
Schools"

Attended 4 day conference (Sep-
tember 1989) at Rand Afrikaans
University on "Educational Ad-
ministration"

(3) Yes

The Chief Superintendents (Academic)
are partly responsible for providing edu-
cational leadership courses for principals
Sharing this responsibility, with the ac-
cent on school management and adminis-
tration, are the Chief Superintendents of
Education (Management)

(a) Courses held by Superintendents
(Academic)

2 courses at a total of 28 centres

Courses held by Superintendents
(Management)

4 courses at a total of 80 centres

(b) The Superintendents of Education
(Management) have the responsibil-
ity of managing a total of 470 educa-
tion institutions and are answerable
for all facets of school management
and administration. One of their
many role functions is that of pro-
moting the development of manage-
rial skills amongst principals, senior
deputy principals and deputy princi-
pals through formal training pro-
grammes such as orientation courses.
Thus they will continue to do because
of their practical experience of the
school situation and their expertise in

HOUSE OF DELEGATES

management, however, they will
now be assisted in this role function
by the training officer as indicated in
(1) (a) above

Schools: recreational/sport facilities

44 Mr M ABRAHAM asked the Minister of
Education and Culture

What specified (a) recreational and (b) sports
facilities are there at each school falling under
the control of his Department in the Port
Elizabeth area?

Hansard 22/5/90
D174E
The MINISTER OF EDUCATION AND CUL-
TURE

(a) and (b) Malabar Primary School

Sportsfield for Football and
Hockey
Cricket Practice Net
Netball Courts

Woolhope Secondary School

Sportsfield for Football and
Hockey
Tennis Court
Cricket Practice Net
Netball Court

Schools: specialised facilities

45 Mr M ABRAHAM asked the Minister of
Education and Culture

Which schools falling under the control of his
Department in the Port Elizabeth area have a
(a) library, (b) computer room, (c) science
laboratory and (d) domestic science labora-
tory?

D175E

The MINISTER OF EDUCATION AND CUL-
TURE

- (a) Malabar Primary School
Woolhope Secondary School
(b) Woolhope Secondary School
(c) Woolhope Secondary School
(d) Woolhope Secondary School

Schools: music facilities

46 Mr M ABRAHAM asked the Minister of
Education and Culture

Which specified schools falling under the
control of his Department in the Port Eliza-

both area have a (a) brass band, (b) choir, (c)
piano and (d) string orchestra?

D176E

The MINISTER OF EDUCATION AND CUL-
TURE

- (a) None
(b) Malabar Primary School
(c) Woolhope Secondary School
(d) None

Solidarity MP Naidoo will sit as independent

24/5/90 Political Staff (258)

CAPE TOWN — The youngest Solidarity member of Parliament, Sathie Naidoo, walked out of the party yesterday

He will now sit as an independent MP.

Speaking in the House of Delegates yesterday, Mr Naidoo said that in June last year he was relieved of his post as Ministerial Representative on the recommendation of the chairman of the Ministers' Council, J N Reddy

After winning Durban Bay for the National People's Party, Mr Naidoo joined Solidarity to give them a majority in the HoD

He was, however, attacked by members of Solidarity "in the corridors" and at meetings of committees. These uncalled for personal attacks were not acceptable in Parliament, Mr Naidoo said

TUESDAY, 29 MAY 1990

Hansard

1577

Reservoir Hills

The LEADER OF THE OFFICIAL OPPOSITION We have a Minister with a social problem!

The CHAIRMAN OF THE HOUSE Order! I wish to make an appeal to hon members When hon Ministers are replying during interpellations, hon members should grant them the opportunity to complete their replies

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Housing Development Board, trading sites

*1 Mr D K PADIACHEY asked the Minister of Housing

Whether he or the Housing Development Board intends repossessing any trading sites as a result of the report of the James Commission of Inquiry, if not, why not, if so, (a) which sites and (b) when?

The MINISTER OF HOUSING

No Because the report of the James Commission of Enquiry made no reference to any trading sites

- (a) Falls away (b) Falls away

Local affairs/management committees, meetings

*2 Mr H V NEERAHOO asked the Minister of Local Government and Agriculture

Whether he intends having meetings before the next Parliamentary session with all local affairs and/or management committees under his control in order to assess their problems with their respective municipalities if not, why not, if so, when?

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

The answer is no since this Administration has in keeping with the decision of the Ministers Council not promulgated legislation to ad-

TUESDAY, 29 MAY 1990

Hansard

1576

Reservoir Hills

various social organisations What we should do, is to try and incorporate this into the curriculum There are teachers who are experts and who would be able to do a fine job There should be an ongoing effort in finding a solution to this problem

I wish to refer to a few matters First of all, there seems to be a communication problem Arising from the recent violence, children are exposed to reports in the media regarding killings, murder, arson, and so on Children are on edge and feel insecure I know of a child whose asthmatic condition has deteriorated I think these issues have to be addressed within the school curriculum

I would also like to refer to the quantity of homework that is given to our children Are they not given too much homework? When will they have time to do their own work, something which is of interest to them, and then share some ideas of educational importance with their parents and friends? I want to say to the hon the Minister that our aim should be a rounded education

I now turn to the grading of pupils The hon the Minister mentioned during the debate on the National Education Vote that he was against the grading of pupils He asked why they should be classed as ordinary grade, standard grade, etc I agree with him, but what has he done to remove the stigma which our department has placed on our children? We should remove this negative psychological barrier from our children

I also wish to refer to the teacher-pupil ratio In some of our schools there are up to 40 children in one classroom [Time expired]

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I would like to start with the last speaker, the hon member for Reservoir Hills I agree with him as far as certain aspects are concerned I agree that too much homework tends to detract from a child's quality of life I agree that children should have time for themselves The school should be the arena in which they work—I do not mean Arena Park! [Interjections] I simply wish to state that the curriculum is being looked at We are looking at ways in which to address these social aspects within the curriculum I can assure the hon member for

arena of pre-primary education when compared to previous years If one compares the monetary allocation for pre-primary education in the last and this financial year with that for primary, secondary and tertiary education, one finds that there is not an increase of even one cent in the allocation of funds Hon members can examine the budget

Secondly, I want to suggest to the hon the Minister that he examine the activities of the Chief Executive Director, who is giving jobs to friends in a very important branch of our education, the psychological services, where the appointment and the promotion of persons are suspect

Thirdly, the hon the Minister of Health Services and Welfare referred to social care in schools This is also an area where one will find that there is no progress when one examines the monetary allocation in this important area, where as a result of a broad mass of our people being put into high density housing schemes [Time expired]

Mr PIDEVAN Mr Chairman, the social health of our young and the youth is of paramount importance I would say that no amount of money is too much to spend to investigate the welfare of our youth

I want to make a practical suggestion this afternoon I want to suggest that the Ministers Council seriously considers setting aside at least R100 000 to hold a few serious conferences where one can have different parties—the social workers, the psychologists and the educationists—look at this I can tell hon members that the anti-social problems which are prevalent in our society, particularly among the youth and the children, are startling I think this matter has to be looked into before it becomes too serious

On the other hand, youth organisations such as Boy Scouts, Girl Guides and others are scarcely represented in our schools I would like to know why It is really saddening that teachers cannot find time for this Another matter is that we have heard of an increase in drug addiction, absenteeism, truancy and also [Time expired]

Mr K PANDAY Mr Chairman, my submission is that we should not totally depend upon these

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For written reply

Own Affairs

Members of Ministers' Council: telephones

48 Mr M MOHANLALL asked the Minister of the Budget and Auxiliary Services

(1) What amount was paid by the Administration House of Delegates for the use of telephones by each of the members of the Ministers' Council in their residences in (a) Cape Town and (b) Natal during the period 1 October 1989 up to the latest specified date for which figures are available,

(2) what was the cost of the use of telephones by each of the members of the Ministers' Council in their offices in (a) Cape Town and (b) Durban during the above period?

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) (a) Residences in Cape Town 1 October 1989 to 31 March 1990

Minister J N Reddy R 902,00
Minister K Rajoo R 533,34
Minister B Dookie R 992,92
Minister Y Moolla R 175,72
Minister R Bhana R 1 657,63

(b) Residences in Natal 1 October 1989 to 31 March 1990

Minister J N Reddy R 1 363,98
Minister K Rajoo R 4 477,71
Minister B Dookie R 398,71
Minister Y Moolla R 1 837,67
Minister R Bhana R 1 226,31

(2) (a) Offices in Cape Town 1 October 1989 to 31 March 1990

Minister J N Reddy R 2 002,71
Minister K Rajoo R 2 958,03
Minister B Dookie R 1 183,91

HOUSE OF DELEGATES

INTERPELLATIONS UNDER NAME OF MEMBER

Abraham, Mr M—
Own Affairs
Education and Culture, 1351

Andrew, Mr K M—
General Affairs
Education, 61

Own Affairs
Education and Culture, 90, 830

Bruwer, Mr A A B—
General Affairs
Agriculture, 1407

Own Affairs
Agricultural Development, 706, 1334

Burrows, Mr R M—
Own Affairs
Education and Culture, 569, 1214, 1440

Carlisle, Mr R V—
General Affairs
Planning and Provincial Affairs, 1190

Charlewood, Mrs C H—
General Affairs
Finance, 670

Chetty, Mr K—
General Affairs
Mineral and Energy Affairs and Public Enterprises, 933

Own Affairs
Education and Culture, 739

Coetzee, Mr H J—
Own Affairs
Health Services, Welfare and Housing, 196

General Affairs
Law and Order, 119

De Jager, Adv C D—
General Affairs
Justice, 1

Law and Order, 157

Eglin, Mr C W—
General Affairs
Foreign Affairs, 408

Ellis, Mr M J—
General Affairs
National Health and Population Development, 7

Own Affairs
Health Services, Welfare and Housing, 324

Gerber, Mr A—
Own Affairs
Education and Culture, 32, 1019, 1554

Herendien, Mr C B—
Own Affairs
Housing, 213

Local Government and Agriculture, 218, 595

Isaacs, Mr N M—
General Affairs
Law and Order, 919

Own Affairs
Education and Culture, 1493

Jacobs, Mr S C—
General Affairs
Justice, 539, 663

Landers, Mr L T—
General Affairs
Law and Order, 119

Handwritten notes and signatures in the right margin, including a large '258' circled in the top right and '258' circled in the middle right.

HOUSE OF DELEGATES

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Use of school grounds' policy

Mr M ABRAHAM asked the Minister of Education and Culture

- (1) What is the policy of his Department concerning the use of school grounds by organised and responsible groups in the local community,
- (2) whether the sentiments of the local community have been considered in the formulation of this policy, if not, why not, if so, with what results?

D214E INT

THE MINISTER OF EDUCATION AND CULTURE

Mr Chairman, the answer is as follows

(1) The department allows the community the use of State school buildings and facilities after normal school hours, over weekends and public holidays. Only lawfully constituted organisations whose *bona fides* are found to be acceptable to the department are allowed use of the facilities. Political organisations are excluded.

(2) Yes, the department sent out questionnaires to various community organisations eliciting their views on the use of school facilities. Based on these responses and other factors, the policy was formulated.

Mr M ABRAHAM Mr Chairman, nearly all the hon members of this House would agree with me this afternoon that in each one of our constituencies the school grounds are grossly underutilised. A common sight that prevails in nearly all our constituencies is that of youngsters tracing out tennis courts and volleyball courts on our township roads and playing sport.

This is not only a hazardous practice but if one looks further one will find empty school grounds standing bare. If one goes a little further, and takes the time to investigate, one will invariably come up with the answer "We have written to

the authorities, and we are sick and tired of these authorities. We wrote to them six to twelve months ago, and we have received no reply." While bureaucracy remains, and while red tape prevails, the community is deprived of these facilities. We complain time and again of inequalities and unequal opportunities of advancement, and that we are not able to produce national and Olympic stars. Yet the very facilities that we do have, we do not utilise to the fullest for our own community.

Furthermore, one realises that these youngsters who are denied the ready use of these facilities, and who as a result have idle time, congregate around street corners. This is the first stage of experimenting with drugs and cigarettes.

Here we are, sitting with our colleagues and raising pertinent issues concerning our community. I have never heard of any questionnaires to which the hon the Minister referred coming around to our areas. I am not advocating that just anyone should use the school grounds willy-nilly or indiscriminately, but really responsible social groups—cultural groups, religious groups, sporting groups—should be given the use of these facilities.

Nevertheless, when we look into this, we see that applications come via the school principals, and go to the departments. In the meantime, what happens? A greater measure of delinquency prevails, and the community is denied these privileges. Red tape and bureaucracy prevail. We need to address these issues.

Mr M F CASSIM Mr Chairman, the underlying idea that school facilities should be allowed to be used by the public is in order. We have no difficulty with that whatsoever. The problem is that we have enunciated on a number of occasions the idea that the principal is the person in control of his school, and that all decisions in respect of school facilities ought to be taken by the principal in conjunction with the education committee and should not be dictated from above, for the simple reason that the principal is the best person to know exactly how his facilities ought to be used and by whom.

Care must be taken as regards the statement made by the hon member for Tongaat that facilities should be given. The imperative is dangerous indeed because it takes the discretion away from the principal. We are not in opposi-

tion to the hon member's idea that facilities should be used to their maximum, but we wish to underscore the important point that it is the principal who should in all such instances regulate the use of classrooms, swimming pools, tennis courts and school grounds because the State makes provision for these facilities primarily for school children and not for the public at large. Where the public has no access to such facilities on account of certain historical facts or because of the fact that that group constitutes a very small minority, again we say: Go back to the principal and let the principal determine with his school committee or his education committee. [Time expired.]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I agree with the hon nominated member Mr M F Cassim that in this day and age devolution and quick decisions are necessary. However, while the principal should of course be given the necessary authority to grant this permission we have had experiences where principals, who play an important role with respect to the usage of classrooms by community organisations, are guided in their submissions to head office by their personal likes and dislikes. I know that there was a principal in a Chatsworth school who banned all sports in his school. I could give the year and the name of the principal. What happens if one makes an application to a principal like that? One should remember that principals are guided by their personal associations and that therefore there are dangers. There is a positive side and also a slight negative side to that solution.

The principle has been accepted by the department and the hon the Minister that a school should now be like a community centre. That is the new concept, but at the same time usage has to be controlled. There is a rule that somebody from the department, the principal or his representative must be on duty when these facilities are being used.

However, while we are arguing about community organisations using our grounds I want to touch on a very sensitive aspect which may create a storm, namely to what extent our children are encouraged to use school grounds. We must make a distinction between areas where there are no public sports facilities, where the rules have to be a little harsher and areas like Howick where one could ask why the school should build a ground while the community builds another

ground. Let us share facilities and let us even share as far as paying for these facilities is concerned. [Time expired.]

Mr P NAIDOO Mr Chairman, given the dearth of facilities in our community, the modest facilities at the disposal of our schools should be made available to community-based organisations.

Mr M ABRAHAM Mr Chairman, on a point of order I invoke Rule 91A of the Standing Rules of Parliament. I think hon members should come fully prepared rather than reading from their speeches. [Interjections.]

THE ACTING CHAIRMAN OF THE HOUSE OF DELEGATES The hon nominated member may proceed.

Mr P NAIDOO This would not only ensure the optimum utilisation of such facilities, but would contribute tangibly towards inculcating and fostering wholesome values in our community while the school would once more become the hub of community activities.

In view of the strategic and functional importance of such institutions we should guard against adopting a *laissez-faire* approach. Whilst this presupposes a clear-cut policy and definitive guidelines, we should desist from introducing burdensome and gratuitous impediments as this only serves to frustrate and stifle the enthusiasm of public-spirited individuals.

The facilities in question should be made available for use by properly constituted groups. Such groups should accept responsibility and liability for damages occasioned by their activities. The school should have first call on the use of such facilities, and the principal should be empowered to receive, scrutinise and approve or reject applications, as this would take care of local circumstances, with the right of appeal to the Director of Education.

In this regard the hon the Minister should take cognisance of problems peculiar to schools in the rural areas. In these areas premises are often leased and restrictive clauses in the lease agreement have the effect of undermining this policy. The immediate attention of the hon the Minister [Time expired.]

THE ACTING CHAIRMAN OF THE HOUSE OF DELEGATES For the information of the hon member for Tongaat, I want to indicate that I used my discretion as Chairman not to stop the hon

member reading his speech. He only had two minutes available and I did not want to take up any more of his time.

Mr M ABRAHAM Mr Chairman, I have heard the hon the Minister and I have heard various hon members speak, but in the light of what has been said we still come to the conclusion that we really do understand the problem in our community. What should be done is that the principal together with the education committee should be given the sole discretion of assessing applications for the use of school grounds. They should be assessing every application and granting the permission and then they must simply inform the department.

What happens now is that they take the application and send it to the department. That takes a good couple of months—at least six to eight months or even 12 months—and in the meantime the community is deprived of sporting facilities. I would rather that the hon the Minister takes this into account and acts accordingly. I would like to request him to act accordingly so that the community would benefit in the end.

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I would like to thank all hon members for contributing to this interpellation. Unfortunately nothing new has come out of it, because this is what I said in the budget speech and this is exactly what we are doing. I think the hon member for Tongaat is unfortunately a little behind the times, because from the beginning of this year—if the hon member for Tongaat understands and reads and checks up on information [Interjections] principals have had the right to decide. They no longer send that application there and then and that was a decree given by the Chief Executive Director to all principals. If certain principals do not do that, then applicants have the right of appeal. They can write to the department to bring it to our notice.

Mr M ABRAHAM Absolute nonsense!

The MINISTER It is ridiculous for the hon member for Tongaat to come here and say it is absolute nonsense when he does not know what he is talking about. The fact is that we know what the situation is as it obtains now. The situation simply is that principals make the decision concerning the use of school grounds and school facilities [Interjections]

HOUSE OF DELEGATES

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, on a point of order I think that the James Commission has proved who the liar is in this House [Interjections]

The LEADER OF THE OFFICIAL OPPOSITION If the hon the Minister wants to enter into a debate, we can do it in front of the Press.

The MINISTER Outside

The LEADER OF THE OFFICIAL OPPOSITION Yes, we accept that

Debate concluded

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Female teachers: housing subsidies

*1. Mr K PANDAY asked the Minister of Housing

Whether female teachers qualify for housing subsidies, if not, why not, if so, subject to what conditions?

The MINISTER OF HOUSING

Yes, provided they fall in one of the following categories—

- (a) a single educator who has been appointed in a permanent capacity, or
- (b) a single educator who has been employed in a temporary capacity and who has dependants, or
- (c) a legally married educator who has either been appointed in a permanent capacity or whose husband is either permanently medically unfit for remunerative employment or deceased

Mr K PANDAY, Mr Chairman, arising out of the hon the Minister's reply, concerning the third point in respect of the permanency of the teacher would he state here categorically that all female teachers who are on the permanent staff are receiving housing subsidies?

The MINISTER Mr Chairman, I have read out the answer and that is where it stops. Any further elucidation required should be put in writing.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, my simple question, which needs no research, is whether the Department is taking any precautions in order to enable those who normally would not qualify but go into a divorce, when they are not really divorced, to qualify for this?

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Hypothetical!

The LEADER OF THE OFFICIAL OPPOSITION No, this happens

The MINISTER Mr Chairman, I have taken note of what the hon the Leader of the Official Opposition is stating because if anybody is hell-bent on bargaining on these issues, they will do it. That is a matter which I shall convey to the department. I take the point that he made.

The LEADER OF THE OFFICIAL OPPOSITION A senior man in our Department encouraged this

Awards to teachers for services rendered

*2 Mr K PANDAY asked the Minister of Education and Culture.

(1) Whether he is considering instituting awards to teachers in recognition of service rendered, if so, (a) what is the nature of the awards contemplated and (b) subject to what conditions will they be awarded, if not, why not,

(2) whether he will make a statement on the matter?

The MINISTER OF EDUCATION AND CULTURE

(1) No

(2) No

Mr K PANDAY Mr Chairman, arising out of the hon the Minister's reply, I did mention previously that I am against the merit assessment. In respect of the awards and in view of the fact that I had raised this point previously in another debate, has he given consideration to the point that I made then in respect of awards being

HOUSE OF DELEGATES

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

State President

Cabinet: appointments from HOR/HOD

*1 Mr D K PADIACHEY asked the State President

(1) Whether he intends appointing any members of the House of Representatives and/or the House of Delegates to his Cabinet, if not, why not, if so, when,

(2) for what reasons were no members of the House of Representatives and the House of Delegates included in his team that had talks with certain extra-parliamentary bodies from 2 to 4 May 1990?

Hansard 7/6/90

D164E

The STATE PRESIDENT

(1) It is not convention for the State President to discuss or to motivate publicly appointment of members of the Cabinet. There is in principle no objection to appointment of members from the House of Representatives or the House of Delegates, as was proved during the period when the Chairmen of both Ministers' Councils served in the Cabinet. There are various reasons why this is not the case at present. This does not, however, mean that the leaders concerned are excluded from negotiations and discussions. In fact, I created a forum for discussion of matters of common interest among the three Ministers' Councils, the State President and members of the Cabinet and regular discussion takes place in this forum.

(2) The meeting between the Government and the ANC from 2 to 4 May 1990 was merely one of several discussions in the pre-negotiation process which the Government is conducting with a variety of parties and organisations. The main purpose of this meeting was the removal of

obstacles which might be standing in the way of the real negotiating process, with special reference to the ANC. Discussions were held recently with other parties and organisations as well. This series of discussions has to be distinguished from the real negotiating process, which will be far more representative.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the answers given by the hon the State President, while I do accept the principle that details in respect of Cabinet appointments are not for public discussion, what would the hon the State President's view be in respect of the genuine concern and criticism that while this Parliament consists of three Chambers, the members of the Cabinet are appointed from one Chamber only? I am not questioning details, I am questioning a principle, particularly in that there were Deputy Ministers with portfolios who were Ministers attached to the Cabinet of this country.

The STATE PRESIDENT Mr Chairman, I cannot fully agree with the statement by the hon the Leader of the Official Opposition that he accepts that the composition of the Cabinet should not be discussed by the public. They are welcome to discuss it. What I am saying is that it is not the convention for the State President to motivate the composition of the Cabinet.

In circumstances where there can be full co-operation and when there is general agreement about the major policy directions, obviously it would be best if majority leaders from the other Houses also served in the Cabinet. This matter has a history, as the hon member knows, and because of this history I have in a very specific way tried to accommodate the need for regular interaction. Discussions take place on a regular basis between myself and the Chairman of the various Ministers' Councils of all three Houses of Parliament, and we are satisfying the need for proper interaction and communication as best we can.

The ACTING CHAIRMAN OF THE HOUSE Order! We shall now proceed to the next question. We have only five minutes for all four questions, and I regret that we have no more time for this question.

Ministers

James Commission of Inquiry: representations

*1 Mrs D GOVENDER asked the Minister of Justice

Whether he or his Department has received any representations in respect of prosecution arising out of the report of the James Commission of Inquiry, if so, (a) (i) when and (ii) from whom in each case and (b) what was the (i) purport of and (ii) response to each such representation?

D185E

The MINISTER OF JUSTICE

As far as could be ascertained no representations in respect of a prosecution arising from the James Commission of Inquiry were received by the Department of Justice. However, the Office of the State President as well as my office received representations pertaining to matters arising out of the report of the abovementioned Commission.

Motor-car licences: concessions to pensioners

*2 Mr K PANDAY asked the Minister of Transport

Whether it is the intention to grant concessions to pensioners in respect of motor-car licences, if not, why not, if so, (a) when and (b) what is envisaged in this regard?

D197E

The MINISTER OF TRANSPORT

No, although the present road traffic regulations, which came into force on 1 June 1990 in accordance with the Road Traffic Act, 1989 (Act No 29 of 1989), provide for the exemption from motor vehicle licence fees of certain persons or body of persons, it is envisaged that all exemptions be phased out according to the principle that every person or body of persons that owns a motor vehicle and is a public road user, should pay licence fees,

(a) and (b) fall away

Grey Street, business watch

*3 Mr M MOHANLALL asked the Minister of Law and Order

(1) Whether, in view of the current crime rate in the Grey Street complex in Durban, he intends establishing a so-called business

watch in this area, if not, why not, if so, (a) when and (b) (i) what form will this business watch take and (ii) by how many policemen will it be manned,

(2) whether he will make a statement on the matter?

Hansard 7/6/90

D205E

The MINISTER OF LAW AND ORDER

(1) and (2)

During 1989 the Regional Commissioner of Natal and the Chairman of the Natal Chamber of Industries, started a business watch in the central business area of Durban.

The business watch consists of 1 lieutenant, 2 sergeants and 10 constables with their own vehicle, radio network and a control centre at the Broad Street charge office.

The South African Police and the Durban City Police also entered into an agreement of co-operation in terms of which the City Police make approximately 15 members per shift available to assist the business watch with the combating of crime. By so doing the activities of the business watch could be expanded to also include Grey Street and Warwick areas. Members attached to the business watch, patrol the business areas concerned mainly on foot.

In addition to this, a satellite police station was opened at the Berea West railway station which borders on Grey Street.

At present serious attention is being given to enlarging the numerical strength of the business watch with a further 10 members as soon as possible.

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

Harms Commission, legal team

*4 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Justice

(1) Whether he or his Department authorised the State Attorney to engage the services of a legal team to represent any persons appearing before the Harms Commission

HOUSE OF REPRESENTATIVES

I should like to say that the two questions are directly related to the same matter. When my question came to my attention, it was very clear that there is confusion about subsidiary companies that are involved with the project. For example, I believe there is a company, Dorbyl Shipbuilders Limited and Dorbyl Marine Limited and still others involved with the project. I am not of the opinion that the reply will completely satisfy the questioner. I shall have the full particulars within 24 hours and I therefore ask that Questions 1 and 2 stand over.

†The CHAIRMAN OF THE HOUSE Order! Does the hon member for Durban Suburbs accept this?

†Mr L T LANDERS Yes, Mr Chairman

†The CHAIRMAN OF THE HOUSE Order! Therefore the hon the Minister will furnish the replies to these questions to the hon member within 24 hours

I should also like to ask permission to link it to Question 2 which was addressed to me

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

Questions standing over *1 Mr L T Landers — Mineral and Energy Affairs and Public Enterprises, and *2 Mr L T Landers — Home Affairs

†The MINISTER OF HOME AFFAIRS Mr Chairman, I should like to ask your permission to answer the question on behalf of the Minister of Mineral and Energy Affairs and Public Enterprises

HOUSE OF DELEGATES

*Precedence given to questions on general affairs on this day pursuant to the resolution adopted by the House on Tuesday, 12 June 1990

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

*1 Mr D K Padiachey — State President [Question standing over.]

Ministers

Lenasia squatter problem

*1 Mr D K PADIACHEY asked the Minister of Planning and Provincial Affairs:

Whether his Department is assisting the House of Delegates in resolving the squatter problem in Lenasia Extensions 9 and 10, if not, why not, if so, what are the relevant details?

†The DEPUTY MINISTER OF PROVINCIAL AFFAIRS (for the Minister of Planning and Provincial Affairs)

Yes

Mr D Padiachey met with Mr J S A Mavuso, MEC in Pretoria on 18 October 1989 to discuss the matter and it was pointed out to him that, as soon as the House of Delegates is prepared to accept the responsibility and declare the area a transitional area, they should inform the Administration accordingly.

Representatives of the House of Delegates has since had discussions with Mr Mavuso in this regard on two occasions and it was arranged that the House of Delegates would institute control by declaring the area a transitional area, whereafter the Transvaal Provincial Administration will assist in making erven available to people in the Orange Farm area. Until now, no such confirmation had been received from the House of Delegates.

The problem will be addressed at a meeting to be held between the House of Delegates, Messrs Olaus van Zyl and A E Arbee, MECs

and officials of the Community Development Branch on 28 June 1990 at 10 30 in the Provincial Building, Pretoria

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, my further questions are: Will arrangements be made for members of Parliament of this area to be present at this meeting? Secondly — I shall repeat the gist, because the hon the Minister of Housing was not here, the arrangement was made for the House of Delegates to declare this a transit area — is the hon the Deputy Minister aware that no such official confirmation was given to this House, in response to such questions, by the relevant Minister in the House of Delegates?

My third question is whether his Department or the province received any representations for the permanent housing of these squatters within Lenasia

The DEPUTY MINISTER Mr Chairman, in reply to the questions I should like to say I am quite sure that hon members wishing to attend this meeting could approach the hon the Minister of Local Government and Agriculture of the House, because as far as I know this meeting was requested by the hon the Minister of Local Government and Agriculture in this house

With regard to the second question, the response of the hon the Minister of Local Government and Agriculture May I ask the Chairman to assist me in dealing with the questions. If possible, could I have the questions repeated, otherwise it is rather difficult to answer the questions

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I will repeat the third question. Was there any request made by anyone to the hon the Deputy Minister's Department or the province for the permanent housing of these squatters in Lenasia?

The DEPUTY MINISTER Mr Chairman, I am not aware of the facts with regard to that question. I would therefore like to ask the hon the Leader of the Official Opposition to table a formal question in this regard

Cabinet Ministers, investigations by Advocate-General

*2 Mr A G MOHAMED asked the Minister of Justice

HOUSE OF DELEGATES

- (1) Whether the Advocate-General investigated any matters affecting any Cabinet Ministers during the past three years, if so,
- (2) whether the Advocate-General submitted any reports on any such investigations, if not, why not, if so,

- (3) whether these investigations gave rise to any criminal proceedings, if not, why not, if so, what are the relevant details?

D229E

The DEPUTY MINISTER OF JUSTICE

- (1) Yes, 258
- (2) Yes, report no 12 of 4 August 1988 and report no 13 of 31 March 1989

- (3) No In the first case the Advocate-General referred certain matters to the James Commission for inquiry The James Commission made certain recommendations with regard to criminal proceedings

In the other case the Advocate-General made no recommendation It appears from the report that the Minister concerned did not commit any criminal offence

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Deputy Minister's reply, is he — he mentioned that the first matter was referred to the James Commission of Inquiry — aware of the fact that the Advocate-General did investigate any other Ministers? Is he prepared to confirm that? If those investigations were conducted, then in terms of the provisions of the Advocate-General Act, why were those investigations not tabled in this House, or is the hon the Deputy Minister not aware of the facts of this matter?

The DEPUTY MINISTER Mr Chairman, I stand by the replies

The LEADER OF THE OFFICIAL OPPOSITION You are misleading this House

The DEPUTY MINISTER It must be said that this refers to reports by the Advocate-General as at 28 February 1989 The report for the further period from 1989 to 1990 has not yet been tabled I believe that that report will be tabled very soon

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Mr Chairman on a

HOUSE OF DELEGATES

rected the initial statement he made to this House?

The DEPUTY MINISTER Mr Chairman, the reply to the third part of the question was no In the first case the Advocate-General referred certain matters to the James Commission for inquiry The James Commission made certain recommendations with regard to criminal procedures That is absolutely correct

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, the first part of the question refers to whether the Advocate-General investigated any matters The second and third parts of the question follow from that

reference to an investigation Is the hon the Deputy Minister now prepared to correct his reply?

The DEPUTY MINISTER Mr Chairman, the reply was yes, and that was correct, because this refers not only to one instance, but to two instances

The LEADER OF THE OFFICIAL OPPOSITION No, Mr Chairman

The ACTING CHAIRMAN OF THE HOUSE Order! There will be no more questions, as we have had the maximum number of supplementary questions

HOUSE OF DELEGATES

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For written reply

Own Affairs

Certain schools: renovations/lease/purchase

50 Mr D K PADIACHEY asked the Minister of Education and Culture

(1) Whether, with reference to his reply to Question No 31 on 8 May 1990, tenders have been received in respect of the renovations to the Johannesburg Secondary School, if not, why not, if so, (a) when, (b) (i) by and (ii) from whom, (c) for what amounts in each case and (d) what are the particulars of the successful tender,

(2) whether approval has been obtained from the Transvaal Provincial Administration for a separate sub-station to be built to electrify the new section of this school, if so, (a) when and (b) how soon can electricity be supplied to this section,

(3) whether permission has been granted for the Goedehoop Primary School in Mayfair to be leased or purchased, if not, why not, if so, (a) (i) (aa) by and (bb) to whom and (ii) when was such permission granted and (b) when is it anticipated that the said school will be so leased or purchased?

D222E

The MINISTER OF EDUCATION AND CULTURE

(1) No

In reply to Question No 31 on 8 May 1990, the answer given was "YES"

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For written reply

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(3) whether permission has been granted for the Goedehoop Primary School in Mayfair to be leased or purchased, if not, why not, if so, (a) (i) (aa) by and (bb) to whom and (ii) when was such permission granted and (b) when is it anticipated that the said school will be so leased or purchased?

D222E

The MINISTER OF EDUCATION AND CULTURE

(1) No

In reply to Question No 31 on 8 May 1990, the answer given was "YES"

HOUSE OF ASSEMBLY

QUESTIONS

† Indicates translated version

For written reply

General Affairs

OFS Provincial Administration hospitals: posts

409 Mr M J ELLIS asked the Minister of National Health and Population Development

(1) How many posts had been established as at 31 December 1989 for (a) nurses, (b)

paramedics, (c) medical staff, (d) administrative staff and (e) other staff at each hospital falling under the control of the Orange Free State Provincial Administration,

(2) whether any posts at these hospitals were frozen as at 31 December 1989, if so, how many in each category in respect of each hospital,

(3) (a) how many applications were made from each of these hospitals in each category for the unfreezing and filling of posts in 1989 and (b) how many applications were (i) granted and (ii) refused in each case? B956E

The MINISTER OF NATIONAL HEALTH AND POPULATION DEVELOPMENT

(1)	(a)	(b)	(c)	(d)	(e)
Bothaville	45			4	31
Clocolan	29			3	28
Ficksburg	30	1		4	27
Frankfort	31			4	28
Harrismith	51	1		5	55
Heilbron	42	1		5	46
Hoopstad	31			4	32
Jagersfontein	34			5	45
Ladybrand	29			3	28
Parys	63	1		9	44
Reitz	36			4	33
Senekal	36			6	39
Smithfield	29			3	28
Vrede	30			3	29
Winburg	34			4	33
Zastron	29			4	43
Sasolburg	102	4	2	17	124
Odendaalsrus	90	1		8	82
Virginia	85	1	1	9	90
Boitumelo (Kroonstad)	288	8	5	41	212
Voorstrekker (Kroonstad)	173	9	3	26	266
Bethlehem	119	7	3	16	102
Phekolong (Bethlehem)	128	3	5	17	120
Welkom	360	21	7	50	309
Oranje Hospital	425	12	36	24	85
Botshabelo	659	8	33	53	123
Pelononi	1 606	158	2	233	1 041
Universitas	1 084	382	384	279	2 157
TOTAL	5 698	618	488	843	5 280

HOUSE OF DELEGATES

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Certain official personal promotion

1 Mr K PANDAY asked the Minister of the Budget and Auxiliary Services

- (1) Whether, notwithstanding the press statement issued by the office of the Director-General in connection with the recent personal promotion of a certain official (whose name has been furnished to the Minister's Department for the purpose of his reply), he will give an undertaking that all officials who have rendered satisfactory and meritorious service will receive similar treatment, if not, why not, (258) whether he will make a statement on the matter?

D231E INT
The MINISTER OF THE BUDGET AND AUXILIARY SERVICES Mr Chairman, the answer is as follows

No, such an undertaking cannot be given carte blanche. However, all officials will be given the same treatment, provided the same circumstances prevail as indicated here in Parliament and in the press statement and their relative position is placable. All promotions of officials are done according to rigidly laid-down procedures which have been tested for many years.

Procedures and the Public Service Act guard the interest of officials and I want to explain them briefly. In the lower ranks up to and including deputy directors, if suitable candidates are available within the administration, posts need not be advertised. All posts at these levels for which suitable candidates cannot be found within the administration as well as all posts in the higher echelons are advertised within the Public Service by circular. If we deem it prudent, posts may with the consent of the Commission for Administration also be advertised in the public press.

HOUSE OF DELEGATES

From our merit lists or from applications, as the case may be, lists are then drawn up, the official with the highest merit and most seniority in the merit group being the number one contender for the relevant vacancy. The rest of the officials are then listed in descending order of merit and seniority and the list is submitted to the Head of the Department for a recommendation as to the filling of the post, with due consideration of the suitability of the candidates measured against the requirements of the post.

If he has reason not to accept candidate number one and prefers a candidate lower down on the list, he must fully out-motivate the candidates who will be superseded by his nomination and also express himself on the suitability or non-suitability of all other candidates below his nominated candidate.

His recommendation is then submitted to the relevant Minister for his concurrence. On receipt thereof, if the post is at a lower level than assistant director, the promotion is processed—I will return to this procedure shortly as it is similar to those for senior officers once the final decision is reached. All nominations for promotion to assistant director and higher are submitted to the Ministers' Council with the motivation as to why the relevant candidate is preferred. The Ministers' Council either accepts the recommendation or indicates its own preference.

On receipt of the Ministers' Council's final decision or in the case of junior staff, promotions up to the rank of deputy director are then processed by my department provided the first candidate on the list of candidates has been nominated. If someone is superseded, the promotion cannot be processed by my department and has to be submitted to the Commission for Administration for approval, as in the case of promotions to levels of director and higher. [Time expired]

Mr K PANDAY Mr Chairman, I have heard repeatedly throughout the session that hon Ministers, in order to gain credibility and score political points, talk about clean administration and I hoped that this was true. The term "clean administration" has become a cliché and a misnomer. I am also not sure whether the hon the Minister of Education and Culture had manipulated the promotion of the Chief Director. Control. The appointment of Mr Pillay

appears to be political and smacks of nepotism. As such this promotion is completely irregular. Only one post was advertised for the Chief Director Control, but two people were appointed to fill the post. Mr Marx was an applicant, he was more senior than the individual who was promoted and he had been rated more favourably by the Commission for Administration. The excuse presented by the hon the Minister of Education and Culture during his recent reply on this matter in this House is shallow—most certainly a lame one and puerile. The MINISTER OF EDUCATION AND CULTURE You cannot fathom it, that is the problem. (258)

Mr K PANDAY When he mentioned that Mr Marx could not have been appointed to the post because he was on the verge of retirement, the hon the Minister acted irresponsibly by misleading the House. The hon the Minister is making fish of one situation and flesh of another. He himself had appointed Mr G T Pillay to the post of Chief Superintendent Management during 1989 and he retires at the end of this month after holding his post for only one year—I repeat, after holding this post for only one year.

A former chief executive director, Mr Swigelaar, had also retired after holding the post for a single year—a single year. These were some of the norms that were set and the hon the Minister should apologise. Therefore the hon the Minister's remark about Mr Marx's retirement is a smokescreen. Either he is deliberately lying to the House, or he is shielding senior officials of his department who are pulling the wool over his eyes.

Mr T PALAN Mr Chairman, on a point of order. The hon member said that the hon the Minister had lied. That is unparliamentary. [Interjections]

The ACTING CHAIRMAN OF THE HOUSE Order! Is the hon member for Reservoir Hills implying that the hon the Minister has been lying?

Mr K PANDAY Yes, Sir, I did imply that. The ACTING CHAIRMAN OF THE HOUSE Order! That is unparliamentary. The hon member must withdraw it.

Mr K PANDAY I withdraw it, Sir.

I did mention to him that there are senior officials whom he is defending. I am not asking him to interfere with the administration. However, he must beware of those who will land him in hot water because they expect him to sign these promotions without understanding what he is signing. [Time expired]

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I like to listen to the fairy-tale stories that the hon member for Reservoir Hills spouts in this House. He seems so hilarious about these situations when he imputes his rather limited knowledge in this particular field of promotions to me. We have the facts at hand. [Interjections]

Mr K PANDAY I gave you the anomaly.

The MINISTER The hon member does not have the facts at hand. Firstly he stated that the Commission for Administration rated Mr Marx. The Commission for Administration does not rate anybody at all, that is a fact. The Commission for Administration simply accedes to the request made by our administration on whether to promote or not. If in this particular area it comes to the Ministers' Council for approval, the Ministers' Council decides. There are two people on the same rating with the same number of years of service and with the same qualification. We took this situation from hon members of the Official Opposition, who stated time and again that we should promote Indians wherever possible. We have done this for these reasons.

There is a gentleman who is working as a senior administrator. He has eight or nine years more service time. There is another man who has indicated that he is going to retire shortly—within this year. We then stated that we would have this gentleman promoted, as was also accepted by hon members of the Official Opposition. We accepted that and in good faith we put this suggestion to our Director-General to take to the Commission for Administration. They decided to hold back Mr Marx, because he had a higher rating. It is true that he had a higher rating. [Time expired]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I hope the hon the Minister of Education and Culture understands that in respect of the promotion of senior officials, the procedures laid down give the hon the Minister the guideline that the Commission for Admin-

HOUSE OF DELEGATES

stration has to consider reports and ratings of persons suggested by any administration and recommended to the Minister or the Ministers' Council for a decision

In my contribution I will not deal with individuals, because the question relates to a principle I want to take the words of the hon the Minister of the Budget and Auxiliary Services that all officials will be given the same treatment. That is the basic idea behind this question. In similar situations, will others be given the same treatment?

I want to appeal that the details of the personal files of civil servants should not be divulged in this House. This is a golden rule, and I hope every member of the Ministers' Council understands this, also when they issue press statements. They do not have the right to say to this House who is rated number one and number two, because the Ministers' Council—the executive—has to take a decision. Let today be the last day that confidential details relating to personal matters are divulged publicly. One can call an hon member of this House to one's office and discuss these matters, because the people concerned are not here to defend themselves.

I want to make an appeal regarding the question of a person who is on the eve of retirement. Let us liken a promotion to the July Handicap. One will see eight horses at the finishing post, but only one will win. That does not mean that the others at the winning post are not good and deserving of merit. [Time expired]

Mr M F CASSIM: Mr Chairman, the point raised by the hon the Leader of the Official Opposition that we should look at the principle here, is one that merits our serious attention. This is indeed so. The second point that the hon the Leader of the Official Opposition made was in respect of similar circumstances. I even agree with that because the circumstances here happen to be unique in that the position was to be at the head of an entire administration. It would be absolutely pointless to appoint someone to head an entire administration just for a matter of a few months as he would not be able to grasp the entire administration before having to relinquish the reins of control. That would definitely not have been in the interests of education whatsoever. [Time expired]

Mr K PANDAY: Mr Chairman, I want to give the hon the Minister of Education and Culture

HOUSE OF DELEGATES

another piece of advice. Do not be a figurehead who just puts a stamp of approval on things. He must evaluate and analyse, otherwise he will face not only his Maker, but the wrath of the community, who do not want to be robbed. The hon the Minister also mentioned the commission of inquiry. Do not let that be a smokescreen. Make it a reality.

However, let us accept the fact that the Department of Education and Culture has created a precedent. They have set a new rule. Hence, I demand a statement by the Director-General to the effect that every employee—teachers and others—of the House of Delegates who has one year to go before retirement will, coupled with merit, get a personal promotion retrospective from the date of the personal promotion of Mr Marx.

The Natal Mercury carried an article on Wednesday 30 May 1990 stating that the Ministers' Council wanted an Indian appointed to the vacant post. Hence, Mr Pillay was appointed although [Time expired]

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES: Mr Chairman, I have tried to prepare my reply in such a way as to establish a principle. I want to thank hon members who have contributed, but in all fairness, I think I should just complete what I have been reading so that we have this on record.

In terms of section 10 of the Public Service Act of 1984, the department and the Commission for Administration, whichever is the case, have to ensure that, firstly, no person who qualifies for a promotion shall be favoured or prejudiced, and secondly, only qualifications, level of training, relative merit, efficiency and suitability of persons who qualify shall be considered when filling a post. Should the commission be of the opinion that an official who is superseded is being prejudiced, it will refer the recommendation back for re-evaluation. If it is not satisfied that this re-evaluation removes the prejudice, it will direct that the official or officials concerned be afforded protected promotion. In terms of the Public Service Act this is then referred to me as the responsible Minister for my final approval.

I must, however, concede that any system is only as good as the people who work within it. People may try and interfere with promotions and that is why a number of control points have been built

into the system. In our particular situation the officer compiling the list, his supervisor, the Deputy Director Personnel Management, the Director Personnel Management, the head of department, the relevant Minister, the Chief Director Budgetary and Auxiliary Services, the Director-General, the Ministers' Council, the Commission for Administration and myself as assigned Minister, would all have to be in collusion with the system not to identify the interference. This somewhat lengthy and cumbersome procedure ensures that everybody has an equal chance and is not prejudiced. However, as stated earlier, I cannot give the undertaking called for, as each case has to be evaluated on its own merit and within its own particular environment. *Hansard* 19/6/90 258

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Personnel members suspended

*1 Mr K PANDAY asked the Minister of the Budget and Auxiliary Services *Hansard*

(1) (a) (i) How many personnel members of the Administration House of Delegates are suspended from duties and (ii) in respect of what date is this information furnished and (b) what action does he contemplate taking in order to finalise their suspension.

(2) whether he will furnish the names of the persons concerned, if not, why not, if so, what are their names? *Hansard* D219E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) (a) (i) Two

(ii) As at 15 June 1990

(b) Before I can contemplate finalising their suspension I have to receive a report from the Director-General as to whether the charges put to them in terms of the provisions of the Public Service Act have been investigated

and are valid or not, and if valid, I await a recommendation as to what actions should be taken under said Act.

One case could long since have been disposed of but the legal representative of the official concerned only chose to react very shortly before the date set for the investigation, resulting in an application to postpone the investigation. A submission was also made on behalf of the official that he was medically unfit to attend the investigation. Although law allows the investigation to continue without the official charged being present, the presiding officer did hear arguments on the postponement and the medical certificate submitted before rejecting both. The official then chose to approach court for a delay in the investigation which was subsequently granted for 30 days on the basis that the official may have been ill as certified by his physician. In the meanwhile the presiding officer, due to other duties, set the date for the investigation for July 1990. On receipt of the findings of the presiding officer, the Director-General will inform me of such findings and will then recommend the action to be taken. In this particular case I should thus be able to contemplate finalisation of the suspension by the end of July 1990. *Hansard* 258

The case of the other person under suspension, unfortunately, is even more complicated as it is still being contemplated by the Attorney-General as to what actions should be taken against him. The Director-General has, however, requested the State Attorney (Natal) to formulate charges without prejudice to the Attorney-General's interests and these are at present being formulated. According to the latest feedback from the State Attorney, the departmental investigation should be completed by August 1990.

May I at this stage, state that as we are working with people and their

HOUSE OF DELEGATES

careers, the continuation of suspension cannot be contemplated lightly. We are, however, also compelled to prove to the public and to the Public Servants that we do not consider transgressions such as those of which the persons are suspected to be guilty of, lightly and as we are committed to ensure clean administration we want to be sure that they can be entrusted with the duties which they are to execute.

(2) Yes, they are Dr G K Nair and Mr A K Mahomed ²⁵⁸
 Mr K PANDAY Mr Chairman, arising from the hon the Minister's answer, what are the salary conditions? Are those suspended on full pay or half pay?

The MINISTER Mr Chairman, with regard to those people whose names I disclosed, Dr G K Nair is on full salary and A K Mohamed is receiving 50% of his salary. He did request his full salary, but we were not able to submit to this and at this stage it is set at 50%.

Mr K PANDAY Mr Chairman, further arising out of the hon the Minister's reply, how does it affect the taxpayer when qualified personnel such as those suspended are paid to do no work? They are in detention without trial and the department has to employ others to play their roles. Why is that so?

The ACTING CHAIRMAN OF THE HOUSE Order! Does the hon the Minister want to answer the question?

The MINISTER Mr Chairman, there is no question to answer.

Mr M Y BAIG Mr Chairman, further arising out of the hon the Minister's answer, will he concede — in light of the incident concerning Mrs Shah, in which the presiding officer ruled that due to collective responsibility, he could not hold a certain official responsible — that the same principle be applied here and that the actions contemplated against officials should be withdrawn?

The MINISTER Mr Chairman, my reply to the hon member for Moorcross is that each case differs from another. One cannot really cite the case of Mrs Shah. Unfortunately the delay does not really come from the side of the administration. In fact, as I see it, as I said previously in debates, is that this should be finalised and if I have the power, once we get the report, I shall

HOUSE OF DELEGATES

take whatever necessary actions in the best interests of those concerned.

Mr M Y BAIG Mr Chairman,

The ACTING CHAIRMAN OF THE HOUSE Order! I can allow no further questions arising from question 1. We only have five more minutes for the remaining questions.

Mr M Y BAIG Mr Chairman, on a point of order, could we respectfully prevail upon the hon the Minister to curtail his statements because it is eating into our time.

The ACTING CHAIRMAN OF THE HOUSE Order! That is not a point of order.

The MINISTER Mr Chairman, as regards the hon member's request, I do not believe in just giving "yes, no" answers. I want to put the factual situation on record, and I am sure the hon members will appreciate this. [Interjections.]

Staff members' promotion

*2 Mr D K PADIACHEY asked the Minister of the Budget and Auxiliary Services

(1) Whether, on or about 28 May 1990, he made reference to four staff members being considered for promotion in the Administration House of Delegates, if so, (a) what is the race group of each of these staff members and (b) on whose recommendation were they being considered for promotion,

(2) whether the names of these persons appeared on a list of persons recommended for promotion, if so, (a) how many persons on the list were not considered for promotion and (b) why? ²⁵⁸

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES ^{17/6/90}

(1) Yes

(a) White

(b) On the recommendation of the Chief Director Local Government, Housing and Agriculture with the concurrence of the Minister of Housing

(2) Yes

(a) Four

(b) They were junior to the recommended officials in terms of relative merit and seniority

Lenasia, building contractors

*3 Mr D K PADIACHEY asked the Minister of Housing ²⁵⁸

(1) Whether he and/or the Deputy Minister of Housing had a meeting with building contractors in Lenasia on or about 23 May 1990, if so, with which building contractors, ^{Answered 17/6/90}

(2) whether any members of Parliament were present at this meeting, if not, why not, if so, who were they,

(3) whether these building contractors were promised land in Lenasia South Extension 4, if so, what are the relevant details? D225E

The MINISTER OF HOUSING

(1) Yes The hon Deputy Minister of Housing

(a) Parklands Housing Estates

(b) Reza Investments

(c) Anchor Construction

(d) Hassen's Construction

(e) Orion Construction

(f) Shenka Developments

(g) Mr J Ramdin

(2) Yes

(a) Mr P Padirachee, MP

(b) Mr R Pillay, MP, also known as Mr Sakalingu

(c) Mrs R Ebrahim, MP

(3) No

Mr D K PADIACHEY Mr Chairman, arising out of that answer, was the meeting arranged by the Merit Peoples Party on the grounds that they support the hon the Deputy Minister in getting his post, and that Shankar Homes will get land in Lenasia South? [Interjections.]

The MINISTER I have finished my reply

Apology advertisement

*4 Mr H M NEERAHOO asked the Minister of the Budget and Auxiliary Services

Whether, with reference to information furnished to the Minister's Department for the purpose of his reply, he will furnish the House

with the name of the person or body who caused the apology advertisement to a certain person to be placed in a newspaper on or about 19 November 1989, if not, why not, if so, (a) what is the name of (i) this person or body, (ii) the person to whom the apology was addressed and (iii) the newspaper in question and (b) what (i) was the cost of and (ii) were the reasons for this advertisement? D228E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

Yes

(a) (i) The Chief Director Budgetary and Auxiliary Services, Mr Jacob Kruger

(ii) Mr Bridgelal Panday

(iii) Sunday Tribune Herald of 19 November 1989

(b) (i) R261,03

(ii) An article in the Sunday Tribune Herald of 18 July 1989 created the impression that Mr B Panday, Chief Director Education Control, was guilty of misconduct and that he had been saved from facing the consequences of such misconduct only because of his long service. The apology was therefore published to correct any misunderstanding caused by the article.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, is the official answer given today not in contrast to a statement made by the hon the Minister about certain Press statements not emanating from his administration? Is the official answer not a complete contrast to what was said earlier on?

The MINISTER Mr Chairman, I do not know which Minister the hon the Leader of the Official Opposition is talking about, but I do not have that information available. I can check up on it.

The LEADER OF THE OFFICIAL OPPOSITION Do you want it in writing? I will put it in writing.

The MINISTER There will not be any need to put it in writing. I will check on it.

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

HOUSE OF DELEGATES

Durban, clerical posts

*5 Mr R R MAHABEER asked the Minister of the Budget and Auxiliary Services

- (1) (a) How many full-time clerical posts in the Administration House of Delegates were filled in the Durban metropolitan area from 1 January 1989 up to the latest specified date for which information is available and (b) how many of these posts were filled by part-time clerks from the Durban metropolitan area,

- (2) whether any persons whose applications for these clerical posts were received after the closing date for such applications were appointed to the posts in question, if so, for what reasons?

Hansard 14/6/90 (258) D233E
 The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

- (1) (a) 44 full-time clerks (up to 31 May 1990)
 (b) 18 part-time clerks
 (2) No, there are no closing dates for the filling of clerical vacancies

Villa Lisa

*6 Mr R R MAHABEER asked the Minister of Housing

- (1) Whether the Director of Local Government in the Department of Local Government, Housing and Agriculture of the Administration House of Delegates informed a committee under the chairmanship of Mr Thaver that the Minister's predecessor had instructed him to acquire the area known as Villa Lisa within two weeks, if so, (a) when and (b) on what occasion,

- (2) whether the area concerned has been acquired, if not, why not, if so, what are the relevant details,

- (3) whether he will make a statement on the matter?

D236E

The MINISTER OF HOUSING

- (1) Yes
 (a) 26 January 1988

HOUSE OF DELEGATES

HOUSE OF ASSEMBLY

WEDNESDAY, 20 JUNE 1990

QUESTIONS

† Indicates translated version

For written reply

General Affairs

Human Sciences Research Council, research projects

509 Mr A GERBER asked the Minister of National Education †

- (1) (a) What research projects has the Human Sciences Research Council undertaken in each year since 1986 and (b) which of these projects were carried out, at public expense, (i) on its own initiative and (ii) at the request of the Government,
 (2) (a) the results of which of these projects (i) were and (ii) were not made known to the public, (b) in what way were the relevant results made known in each case and (c) for what reasons were the results of certain projects not so made known,

- (3) whether all information in connection with projects carried out at public expense will be made available to members of Parliament, if not, why not, if so, in what way?

B1193E
 The MINISTER OF NATIONAL EDUCATION

- (1) (a) A list of research projects undertaken in each year since 1986 is given in the attached annexure under column 1

- (b) (i) Projects carried out on own initiative are reflected as I in the attached annexure under column 2

- (ii) Projects carried out at the request of the Government and at public expense are reflected in the attached annexure under column 3

- (2) (a) (i) The projects whose results were made known to the public are reflected in the attached annexure under column 4
 (ii) The projects whose results were not made known to the public are reflected in the attached annexure under column 5

- (b) The way in which the relevant results were made known in each case is reflected in the attached annexure under column 4

- (c) The reasons why the results of certain projects were not made known are reflected in the attached annexure under column 5

(3) No

Only those projects whose details have been published in the form of reports or as otherwise agreed upon with the inquirers may be made available to members of Parliament and the general public. Where findings have not been published, the approval of the person or body that commissioned the project concerned will have to be obtained

Annexure bound in Annexures of House — see M/336-90

HSRC opinion poll

544 Mr A GERBER asked the Minister of National Education †

- (1) Whether the Human Sciences Research Council (HSRC) recently undertook an opinion poll in which the support for White political parties in the Republic was determined, if so, what was the result of the opinion poll,

- (2) whether this opinion poll bears any relation to a report in an American newspaper, particulars of which have been furnished to the Minister's Department for the purpose of his reply,

- (3) whether he will make a statement on the matter?

B1287E

HOUSE OF ASSEMBLY

Plea to FW to close House of Delegates

Sowetan
17/6/90 Sowetan Correspondent (258)

CAPE TOWN - A powerful group of Solidarity Party MPs are to ask President de Klerk to close down the House of Delegates because they feel it now has no credibility in the eyes of the public and is a millstone for the reform process.


The final nail for them was when Mr Amichand Rajbansi, leader of the Opposition in the HoD, confidently declared at the weekend he would keep his seat in the House although he was convicted of two counts of fraud and fined R10 000

The nominated Solidarity MP Mr Farouk Cassim has emerged as spokesman for the Group which comprises two ministers in the Minister's Council and six other members of the HoD.

Cassim's address to a joint meeting of Parliament on Friday set the scene for their desire to bring about the end of the tricameral system

(a) nature of this involvement and (b) purpose of the meeting,

(2) whether he will furnish the names of the members of the House of Delegates who were present at this meeting, if not, why not, if so, what are their names,

(3) whether any apologies for non-attendance were received in respect of members of the House of Delegates, if so, in respect of whom?  D224E

The DEPUTY MINISTER OF MINERAL AND ENERGY AFFAIRS AND PUBLIC ENTERPRISES (for the Minister of National Education) *Answered 20/6/90*

(1) Yes, I, together with officials of the Department of National Education held a meeting on 5 June 1990 with a delegation from the National Teachers' Unity Forum (NTUF)

(a) I gave the delegation a hearing as a result of a request put to me in this regard.

(b) The purpose of the meeting was to discuss, against the background of the current political climate of negotiation and instability in education, a number of critical questions with regard to the education system and service conditions of teachers as previously requested in a memorandum by NTUF

(2) No member of the House of Delegates was present at this meeting

(3) No

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Deputy Minister's reply, is he aware that the immediate former hon Minister of National Education, as a result of representations from the Ministers' Council House of Delegates, laid down a guideline that in such discussions the own affairs Ministers of Education should always be present? Is he aware of that? Why were they not present?

The DEPUTY MINISTER Mr Chairman, as I am dealing with this question on behalf of the hon the Minister of National Education who is at this moment still busy in the Cabinet meeting, I am not aware of it. It is not my line function

HOUSE OF DELEGATES

For written reply

Own Affairs

Avoca Hills/Corovoca/Newlands West areas: school transport *258*

57 Mr K PANDAY asked the Minister of Education and Culture

(1) Whether any problems are being experienced in regard to transport for pupils to and from schools in the (a) Avoca Hills/Corovoca and (b) Newlands West areas, if so, what problems,

(2) whether he or his Department intends taking any steps to resolve these problems, if not, why not, if so, what are the relevant details,

(3) whether he will make a statement on the matter? *(Answered 20/6/90 D242E)*

The MINISTER OF EDUCATION AND CULTURE

(1) (a) Yes, the existing public bus service was reported to be unsatisfactory

I wish to point out that Minister, Mr B Dookie, was the first person to have made representations to my predecessor on 9 August 1989, on behalf of the Corovoca Residents' Association, for the provision of a State contract bus service for pupils in the area

Members of that Association as well as other interested parties also met with the Chief Executive Director in an attempt to resolve the problem of transport for pupils. Unfortunately the request could not be acceded to, due to insufficient funds

Further, with the submission from the Association, a survey showing the number of pupils who had to be transported from the different areas was received

(b) No

(2) Yes, in the case of the Avoca Hills/Corovoca areas, my Department intends instituting a State contract bus service as soon as funds are available

(3) No

INTERPELLATIONS UNDER NAME OF MEMBER

Abraham, Mr M—
Own Affairs

Education and Culture, 1351, 1651

Andrew, Mr K M—
General Affairs

Education, 61

Own Affairs

Education and Culture, 90, 830, 1638

Bruwer, Mr A A B—
General Affairs

Agriculture, 1407

Own Affairs

Agricultural Development, 706, 1334

Burrows, Mr R M—
Own Affairs

Education and Culture, 569, 1214, 1440

Carlisle, Mr R V—
General Affairs

Planning and Provincial Affairs, 1190

Charlewood, Mrs C H—
General Affairs

Finance, 670

Chetty, Mr K—

General Affairs

Mineral and Energy Affairs and Public Enterprises, 933

Own Affairs

Education and Culture, 739

Coetzee, Mr H J—
Own Affairs

Health Services, Welfare and Housing, 196

De Jager, Adv C D—
General Affairs

Justice, 1

Law and Order, 157

Eglin, Mr C W—
General Affairs

Constitutional Development, 1716

Foreign Affairs, 408

Ellis, Mr M J—
General Affairs

National Health and Population Development, 7

Own Affairs

Health Services, Welfare and Housing, 324

Gerber, Mr A—
Own Affairs

Education and Culture, 32, 1019, 1554

Goodall, Mr B B—
Own Affairs

Health Services, Welfare and Housing, 1847

Herandien, Mr C B—
Own Affairs

Housing, 213

Local Government and Agriculture, 218, 595

Isaacs, Mr N M—
General Affairs

Law and Order, 919

Own Affairs

Education and Culture, 1493

258

ACT

To appropriate amounts of money for the requirements of the Administration: House of Delegates during the financial year ending 31 March 1991.

*(English text signed by the State President)
(Assented to 7 June 1990.)*

BE IT ENACTED by the State President and the House of Delegates of the Republic of South Africa, as follows:—

Appropriation of amounts of money for requirements of Administration: House of Delegates

- 5 1. Subject to the provisions of the Exchequer Act, 1975 (Act No 66 of 1975), there are hereby appropriated for the requirements of the Administration House of Delegates during the financial year ending 31 March 1991, the amounts of money shown in column 1 of the Schedule, with which the Revenue Account House of Delegates shall be charged

10 **Short title**

2. This Act shall be called the Appropriation Act (House of Delegates), 1990.

Schedule

Vote		Column 1	Column 2
No	Title		
		R	R
1	Budgetary and Auxiliary Services	23 043 000	
2	Local Government, Housing and Agriculture	167 901 000	
	Including—		
	Grant-in-aid		
	Public Servants' Union		224 000
3	Education and Culture	735 764 000	
	Including—		
	Grants-in-aid		
	Cultural organizations		250 000
4	Health Services and Welfare	249 329 000	
	Including—		
	Special grants-in-aid		
	Child welfare		75 000
5	Improvement of conditions of service	42 597 000	
	Total	1 218 634 000	

HOUSE OF REPRESENTATIVES

Hospital, if not, what is the position at present, if so, why,

- (4) whether a decision has been taken as to the number of persons of colour who will be admitted to the J G Strydom Hospital in future, if so, what are the relevant details, if not, what policy is it anticipated will be followed in respect of admissions at this hospital,
- (5) whether she will make a statement on the matter?

J G Strydom Hospital: admissions

28 Mr T R GEORGE asked the Minister of National Health and Population Development

- (1) Whether the J G Strydom Hospital is a general affairs hospital, if not, why not, if so, why,
- (2) what average number of patients is admitted to this hospital per day,
- (3) whether persons of colour have to be referred by the Coronation Hospital in order to be admitted to the J G Strydom

HOUSE OF DELEGATES

Housing Development Board: shopping centres/plazas

26 Mr E JOOSAB asked the Minister of Housing

- (1) Whether the Housing Development Board controls or owns any shopping centres and plazas on behalf of the Administration House of Delegates; if so, (a) what are their names and (b) where is each of them situated,
- (2) on what dates were the rentals for each of these shopping centres and plazas reviewed during the past 20 years?

The MINISTER OF HOUSING

- (1) Yes Attached is a list which reflects the names of all the complexes which are owned by the Housing Development Board
- (2) Information in this respect up to the time of the establishment of the Administration House of Delegates is not readily available The Housing Development Board however approved on 2 March 1990 (Moorton), 15 March 1990 (Montford and Westcliff) and 30 March 1990 (Mobeni Heights, Havenside and Potchefstroom) an increase in rentals in respect of the said shopping centres

QUESTIONS

† Indicates translated version

For written reply

Own Affairs

Indian housing amount allocated

25 Mr K PANDAY asked the Minister of Housing

- (1) What total amount was allocated for housing for Indians in the 1989-90 financial year,
- (2) whether any part of this amount was unused at the end of that financial year, if so, (a) why and (b) what was the amount involved?

The MINISTER OF HOUSING

- (1) R154 122 000,00
- (2) Yes
- (a) Not all local authorities claimed the amounts apportioned to them by the Housing Development Board, in full
- (b) R26 707 111,17

List of shopping complexes owned by the Housing Development Board

Region	Complex	Number of shops
Port Elizabeth	East London Oriental Plaza	49
Cape Town	Cape Town Oriental Plaza	74
Durban	Mobeni Heights	15
	Ladysmith Oriental Plaza	56
	Havenside	21
	Montford	22
	Noor	2
	Moorton	21
	Westcliff (shops)	28
	Westcliff (stalls)	41
	Weenen	38
Johannesburg	Delmas	9
	Heidelberg	12
	Vereeniging	55
Pretoria	Bethal	40
	Bloemhof	26

Hansard

Bronkhorstspuit	8
Carolina	13
Coligny	7
Ermelo	29
Kimberley (Tvl Road)	16
Kimberley (Tvl Road) Offices	12
Kimberley (Pniel Road)	21
Kimberley (Pniel Road) Stalls	27
Lichtenburg	23
Lous Trichardt	44
Lydenburg	7
Nylstroom	10
Middelburg	47
Piet Retief	27
Pietersburg	80
Potchefstroom	63
Rustenburg	61
Schweizer-Reneke	18
Standerton	46
Pretoria	
Swartruggens	12
Ventersdorp	3
Vryburg	31
Wolmaransstad	13
Zeerust	15
Pretoria Asian Bazaar (Professional Block)	30
Pretoria Asian Bazaar (Retail)	143
Pretoria Asian Bazaar (Mini Complex)	41
Pretoria Asian Bazaar (Wholesale Complex)	18

Mariboro Gardens: council houses

34 Mr D K PADIACHEY asked the Minister of Housing

Whether his Department has received any complaints about the condition of the approximately 100 so-called council houses in Mariboro Gardens over the past two years, if so, (a) how many and (b) (i) what is the purpose of these complaints and (ii) what steps have been taken in connection with them?

D139E

The MINISTER OF HOUSING

No

(a) Falls away

(b) (i) Falls away

(ii) Falls away

Hansard
21/6/90

Lenasia South Extension 4 allocation of houses/stands

36 Mr D K PADIACHEY asked the Minister of Housing

Whether a committee has been appointed to allocated houses and/or stands in Lenasia South Extension 4, if not, why not, if so, (a) when, (b) who are the members of this committee and (c) what criteria will be applied in allocating these houses and stands.

(2) whether houses are to be built in this area for persons in the middle income-group, if not, why not, if so, (a) when, (b) by whom and (c) in what price range,

(3) whether stands are to be allocated in this area to persons in the higher income-group, if not, why not, if so, (a) when, (b) at what price per stand and (c) what will be the average size of these stands?

D143E

The MINISTER OF HOUSING

(1) Yes

(a) 20 April 1990

(b) Mr C J Grundlingh
Mrs A van der Merwe

Hansard

Mr V Moodley
Mr J J Naude

(c) (i) The applicant's gross income must not exceed R1 000 pm, this ceiling has been increased at the Minister's discretion,

(ii) the applicant must not be the owner of any fixed residential property;

(iii) the applicant must be married or have dependants, and

(iv) the applicant must not have previously been assisted by the State or any local authority for the acquisition of subsidised fixed property financed by the Housing Development Board

(2) No decision has as yet been taken

(a) Falls away

(b) Falls away.

(c) Falls away

(3) No decision has as yet been taken

Falls away

(a) Falls away

(b) Falls away

(c) Falls away

Hansard
21/6/90

Rent-controlled premises

39 Mr M RAJAB asked the Minister of Housing

(1) (a) How many rent-controlled premises were there under the jurisdiction of his Department as at 31 December 1989 and (b) how many such premises were decontrolled in 1989,

(2) whether he will furnish the (a) address and (b) description of each of the properties so decontrolled, if not, why not, if so, what are the relevant details?

D152E

The MINISTER OF HOUSING

(1) (a) Unknown

(b) Falls away.

(2) (a) Falls away

(b) Falls away

Hansard
21/6/90

Lenasia South, Extension 2 land allocation

51 Mr D K PADIACHEY asked the Minister of Housing

(1) Whether any building construction or utility company is suing the Administration House of Delegates with regard to land allocation in and the proclamation of Lenasia South, Extension 2, if so, what are the relevant details,

(2) whether he has called for all areas falling under the Administration House of Delegates to be free-settlement and free-trading areas; if not, why not, if so, what are the relevant details?

Hansard
21/6/90 D227E

The MINISTER OF HOUSING

(1) No

(2) No Where circumstances justify it the Administration House of Delegates does support free-settlement areas, for example Cato Crest in Cato Manor

Regarding free-trade areas the Ministers' Council has accepted the principle of free-trade areas at all the larger centres and towns

Lenasia South-East area: incorporation

55 Mr D K PADIACHEY asked the Minister of Local Government and Agriculture

(1) Whether he has made representations for the Lenasia South-East area to be (a) incorporated with Lenasia proper and (b) placed under the administration of the Johannesburg City Council, if not, why not, if so, (i) when, (ii) why, (iii) to whom, and (iv) what was the (aa) purport of and (bb) response to these representations, in each case,

(2) whether Lenasia Extensions 10 and 11 are to be proclaimed free-settlement areas during the course of 1990, if not, (a) why not and (b) when is it anticipated that it will be so proclaimed, if so, what are the relevant details?

Hansard
21/6/90

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

(1) (a) and (b) Yes

D239E

security, and in general would tend to diminish the awareness of the harmful influences of these substances

It is reasonable to adopt the rule that advertising should only be considered permissible as long as it is ethically fully responsible

Own Affairs

Ministerial Representatives' telephones

52 Mr H M NEERAHOO asked the Minister of the Budget and Auxiliary Services.

(1) (a) What amount was paid by the Administration House of Delegates for the use

of telephones by each of the Ministerial Representatives in their residences in (i) Natal and (ii) the Transvaal during the period 1 January 1990 up to the latest specified date for which figures are available and (b) what was the cost of the use of telephones by each of these Ministerial Representatives in their offices in (i) Natal and (ii) the Transvaal during the same period,

(2) what amount was paid by the Administration House of Delegates for entertainment expenses incurred by each of the Ministerial Representatives during the above period?

transacted 22/6/90 D232E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) (a) Residences in

(i) Natal 1 January 1990 to 30 April 1990

Ministerial Representative M Rajoo

Ministerial Representative S E Mansoor

(ii) Transvaal 1 January 1990 to 30 April 1990

No claims for telephone expenditure were received from Ministerial Representative Reverend Reddy for the said period

(b) Offices in

(i) Natal 1 January 1990 to 30 April 1990

Ministerial Representative M Rajoo

Ministerial Representative S E Mansoor

(ii) Transvaal 1 January 1990 to 30 April 1990

Ministerial Representative Reverend Reddy

(2) Entertainment expenses incurred from 1 January 1990 to 31 May 1990

Ministerial Representative M Rajoo

Ministerial Representative S E Mansoor

Ministerial Representative Reverend Reddy

R457,18
R298,80

R1 060,74
R449,67

R371,04

R390,45
R432,23
R 44,41

INTERPELLATIONS UNDER NAME OF MEMBER

Abraham, Mr M—

Own Affairs

Education and Culture, 1351, 1651

Coetzee, Mr H J—

Own Affairs

Health Services, Welfare and Housing, 196

De Jager, Adv C D—

General Affairs

Justice, 1

Law and Order, 157

Eglin, Mr C W—

General Affairs

Constitutional Development, 1716

Foreign Affairs, 408

Ellis, Mr M J—

General Affairs

National Health and Population Development, 7

Own Affairs

Health Services, Welfare and Housing, 324

Gerber, Mr A—

Own Affairs

Education and Culture, 32, 1019, 1554

Goodall, Mr B B—

Own Affairs

Health Services, Welfare and Housing, 1847

Herandien, Mr C B—

Own Affairs

Housing, 213

Local Government and Agriculture, 218, 595

Isaacs, Mr N M—

General Affairs

Law and Order, 919

Own Affairs

Education and Culture, 1493

Abraham, Mr M—

Own Affairs

Education and Culture, 1351, 1651

Andrew, Mr K M—

General Affairs

Education, 61

Own Affairs

Education and Culture, 90, 830, 1638

Bruwer, Mr A A B—

General Affairs

Agriculture, 1407

Own Affairs

Agricultural Development, 706, 1334

Burrows, Mr R M—

Own Affairs

Education and Culture, 569, 1214, 1440

Carlisle, Mr R V—

General Affairs

Planning and Provincial Affairs, 1190

Charlewood, Mrs C H—

General Affairs

Finance, 670

Chetty, Mr K—

General Affairs

Mineral and Energy Affairs and Public Enterprises, 933

Own Affairs

Education and Culture, 739

Delegates in harassment link

By Shehnaaz Bulbulia

258

The House of Delegates (HoD) was yesterday linked to the harassment of squatters in Lenasia extension 9. Star 26/7/90

Squatters alleged that security men in an unmarked blue Toyota pointed firearms at them and destroyed five shacks on Monday.

The Star traced the vehicles to Securitas (also known as Fearless

Security Systems) in Johannesburg and was told that the company was hired by the HoD. Securitas denied the allegations.

The HoD confirmed that Securitas was hired to monitor the area.

Squatter representatives referred the matter to the police. Lieutenant L Govender of the Lenasia police said the case was receiving attention

ALGEMENE KENNISGEWINGS**KENNISGEWING 595 VAN 1990****ADMINISTRASIE: RAAD VAN AFGEVAARDIGDES****DEPARTEMENT VAN PLAASLIKE BESTUUR,
BEHUISING EN LANDBOU****WET OP BEHUISINGSONTWIKKELING (RAAD
VAN AFGEVAARDIGDES), 1987 (WET No. 4
VAN 1987)****SAMESTELLING VAN DIE RAAD OP
BEHUISINGSONTWIKKELING**

Soos bepaal in artikel 3 (4) van die Wet op Behuisingontwikkeling (Raad van Afgevaardigdes), 1987 (Wet No. 4 van 1987), word vir algemene inligting bekendgemaak dat die Minister van Behuising, Raad van Afgevaardigdes, kragtens die bevoegdhede aan hom verleen ingevolge artikels 3 (1), 3 (2), 4 (1) en 7 (1) van genoemde Wet, die ondergenoemde persoon in die hoedanigheid aangedui aangestel het om 'n vakature wat ontstaan het vir die tydperk geëindig 31 Maart 1991 te vul:

Uitvoerende lid:

Mnr. D. Naicker (m i.v. 2 Julie 1990).

(27 Julie 1990)

KENNISGEWING 596 VAN 1990**VERGADERINGS VAN KOMITEE****DINSDAG, 31 JULIE 1990**

Gesamentlike Komitee oor Omgewing-, Mineraal-en Energiesake [W 28-90 (AS)], Komiteekamer 164, Uniegebou, Pretoria, 11.00

WOENSDAG, 1, tot DONDERDAG, 2 AUGUSTUS 1990

Gesamentlike Komitee oor Omgewing-, Mineraal-en Energiesake [W 28-90 (AS)], Komiteekamer 164, Uniegebou, Pretoria, 09.00

MAANDAG, 13 AUGUSTUS 1990

Gesamentlike Komitee oor Provinsiale Sake: Natal [Konsepproklamasies], Ou Provinsiale Raadsaal, Pietermaritzburg, 09:00

(27 Julie 1990)

KENNISGEWING 600 VAN 1990**ADMINISTRASIE: VOLKSRAAD****DEPARTEMENT VAN LANDBOU-
ONTWIKKELING****KENNISGEWING VAN VERGADERING VAN
SKULDEISERS KRAGTENS ARTIKEL 22 (1) VAN
DIE WET OP LANDBOUKREDIET, 1966**

Hierby word 'n vergadering van ondergenoemde applikant en sy skuldeisers op die plek en datum hieronder genoem, belê, met die doel om skuldeisers in staat te stel om hul vorderings teen die applikant te bewys en 'n skikkingsvoorstel van die Landboukredietraad te oorweeg.

J. H. RADEMEYER,Direkteur: Direktoraat Finansiële Bystand,
Departement van Landbou-ontwikkeling.**GENERAL NOTICES****NOTICE 595 OF 1990**

(258)

ADMINISTRATION: HOUSE OF DELEGATES**DEPARTMENT OF LOCAL GOVERNMENT,
HOUSING AND AGRICULTURE****HOUSING DEVELOPMENT ACT (HOUSE OF
DELEGATES), 1987 (ACT No. 4 OF 1987)****CONSTITUTION OF THE HOUSING
DEVELOPMENT BOARD**

In terms of section 3 (4) of the Housing Development Act (House of Delegates), 1987 (Act No 4 of 1987), notice is hereby given for general information that the Minister of Housing, House of Delegates, by virtue of the powers vested in him under sections 3 (1), 3 (2), 4 (1) and 7 (1) of the said Act, has appointed a person in the capacity reflected to fill the vacancy that has arisen for the term ending 31 March 1991:

Executive member:

Mr D. Naicker (w.e.f. 2 July 1990)

(27 July 1990)

NOTICE 596 OF 1990**MEETINGS OF COMMITTEE****TUESDAY, 31 JULY 1990**

Joint Committee on Environment, Mineral and Energy Affairs [B 28-90 (GA)], Committee Room 164, Union Buildings, Pretoria, 11.00

WEDNESDAY, 1 TO THURSDAY, 2 AUGUST 1990

Joint Committee on Environment, Mineral and Energy Affairs [B 28-90 (GA)], Committee Room 164, Union Buildings, Pretoria, 9.00

MONDAY, 13 AUGUST 1990

Joint Committee on Provincial Affairs Natal [Draft Proclamations], Old Provincial Chamber, Pietermaritzburg, 09.00

(27 July 1990)

NOTICE 600 OF 1990**ADMINISTRATION: HOUSE OF ASSEMBLY****DEPARTMENT OF AGRICULTURAL
DEVELOPMENT****NOTICE OF MEETING OF CREDITORS IN
TERMS OF SECTION 22 (1) OF THE AGRICUL-
TURAL CREDIT ACT, 1966**

A meeting of the undermentioned applicant and his creditors is hereby convened at the place and date mentioned hereunder for the purpose of enabling creditors to prove their claims against the applicant and of considering a proposal for a compromise by the Agricultural Credit Board.

J. H. RADEMEYER,Director: Directorate Financial Assistance,
Department of Agricultural Development.

Aansoek van Application by	Plek van byeenkoms Place of meeting	Datum en tyd Date and time
Engelbert Lenz le Roux van die plaas/of the farm Mimoso, Posbus/P O Box 436, Worcester, 6850	Kantoor van die Landdros/Magistrate's Offices, Worcester	7 September 1990 om/at 09 00

(27 Julie 1990)/(27 July 1990)

NATAL POLITICS F1M 24/8/90

The vital vote (258)

A simmering war of words between an alliance of MPs — in the House of Representatives and House of Delegates — and Durban City Council has caused a series of amendments to city bylaws to be blocked at provincial level

The MPs, from the Labour, Solidarity and National People's parties, say they will continue to prevent any laws affecting Durban being passed until the council accommodates members of the city's four Local Affairs Committees (LAC) into municipal decision-making process. LACs have an advisory role only on councils

For city bylaws to be amended or new bylaws to be passed they have to go through a Parliamentary Joint Committee on Provincial Affairs. This is where, last week, the alliance of MPs from Natal prevented a draft proclamation going through

Besides saying they will keep doing this until LAC members get full councillor status, NPP leader Amichand Rajbansi says a pact will also be formed with Indian and coloured provincial executive committee members to make sure no legislation is passed. This will effectively mean that Durban cannot alter a single bylaw. Mayor Derrick Watterson hit back by saying the problem could be overcome partially (through proclamations) for a limited period

He is particularly bitter about the MPs' action — saying there is nothing the council can do to alter the status of LAC members — though he agrees they should have full standing on the council. "As a member of the executive committee in 1978 I supported legislation to include LAC members on the

F1M 24/8/90
council, but this was turned down by central government," Watterson says (258)

Replying to a claim by Rajbansi, that the council could again submit a recommendation to province, Watterson says this is no longer possible because there are no longer provincial councils and because members of the executive committee are now nominated by the State. "It is up to the province, or parliament itself, to change the standing of LAC members, and in this regard Rajbansi is as guilty as anybody else," says Watterson. "As a member of parliament he and the other MPs are in a position to effect the necessary change. As a city councillor I am not in that position."

Resourceful Rajbansi

Rajbansi, a resourceful politician, has other solutions. The least feasible, however, is for the council to apply for the whole of Durban to become a Free Settlement Area

More practical is the method adopted by Maritzburg City Council which gives LAC members an unofficial vote though, technically, they have no real standing. In effect, though, it means they can influence the outcome of a decision debated by council

The row between councillors and MPs is fast developing into a slanging match. Watterson condemns the blanket action as the grossest irresponsibility. Rajbansi responds by accusing the council of hiding behind a liberal face while not being prepared to change along with national developments ■

EDUCATION BRIEFS

S10- 3/9/90

258

The department of education and culture of the House of Delegates has introduced cost-saving measures in a cutback on funds for education

Education Minister Dr K Rajoo said in a statement that strict control was to be exercised over the provision of free stationery to pupils, the rand-for-rand subsidy was to be temporarily stopped and funding for the acquisition of library resources was to be made available to recently opened schools only

The measures were adopted to prevent the retrenchment of 2 700 educators, the curtailment of the school-building programme, parents from having to purchase textbooks and stationery, and the withdrawal of free transport

Kaizer Nyatumba on the dilemma facing several political parties

8/26/10/90

Talking about talks about talks

TO negotiate or not to negotiate? That is the question an increasing number of South African political parties and organisations have had to grapple with since February 2 when President de Klerk changed the face and direction of South African politics with his bold announcements

For a number of organisations to the Left and Right of the ruling National Party (NP) the decision has not been easy to make, and consequently pro- and anti-talks rhetoric has abounded as different organisations cautiously seek their followers' views.

Predictably, the Right charged vociferously that the Government was selling whites out and that they would, therefore, have nothing to do with the much-talked-about negotiations, while extra-parliamentary organisations on the Left remained suspicious of the Government's new-found liberalism and were consequently wary of negotiations

But if the flux in which Mr de Klerk had plunged South African politics was not readily understood by the NP's foes, it was welcomed by those parties operating within the 1983 tricameral parliamentary system. Parties in the Houses of Delegates and Representatives boasted that their involvement in the system was vindicated and that South Africa was finally on the road to democracy, thanks to their political foresight

Eight months after the February 2 speech, not all organisations have made up their minds regarding participation in negotiations

Of the three major liberation movements in the country, at least one, the African National Congress (ANC) is already involved in talks with the Government. A few weeks after ANC deputy president Nelson Mandela's release from prison on February 11, the ANC national executive committee met in Zambia and decided to send a delegation to South Africa to hold talks with the Government

It is now history that the ANC has held at least two high-profile

meetings with the Government, yielding the Groote Schuur Minute and the Pretoria Minute respectively

Eager to bring the Pan Africanist Congress (PAC) and the Azanian People's Organisation (Azapo) into the fold, the Government issued invitations to these organisations asking them to become involved in exploratory talks with a view to getting real negotiations off the ground as early as next year.

Azapo has rejected the invitation, thus prompting Constitutional Development Minister Dr Gerit Viljoen to say events leading up to the negotiation of a new constitution were gathering momentum and Azapo was "marginalising or excluding itself from this process"

After holding a three-day consultative conference in Harare, Zimbabwe to discuss the talks invitation, the external and internal leadership of the PAC referred the matter to various PAC branches and structures in the country for exhaustive discussion

However, the Government is assured of the involvement of homeland leaders, the coloured and Indian parties in the tricameral Parliament and organisations like Chief Mangosuthu Buthelezi's Inkatha Freedom Party (IFP) in negotiations.

In the House of Assembly, the Democratic Party (DP), fierce advocates of negotiations and western-style democracy for many years, is patiently waiting for the right moment to take its place at the negotiating table. The same, however, cannot be said of the official Opposition, the Conservative Party (CP), which has always insisted it would never talk to either the ANC or communists

Along with Azapo and the CP are smaller, lesser-known extra-parliamentary organisations like the Workers' Organisation for a Socialist Azania (Wosa), the New Unity Movement (NUM), the Africaner Weerstandsbeweging (AWB), the Blanke Bevrydingsbeweging (BBB), the Boerestaal Party and countless others which presently reject negotiations

(c) the owner of the erf on which such accumulation, dumping, storing or depositing takes place, whether or not he is responsible therefor, or

(d) the owner of the erf on which there is an overgrowth of bush, weeds, grass or vegetation,

requiring such persons or owners to dispose of, destroy or remove such material, article or thing or to clear such overgrowth to the satisfaction of the council within a period of 14 days from the date of such notice or such further period as the council may grant on written application

(2) In the event of the owner failing to comply with the requirements of a notice served on him in terms of section 4 (1) within 14 days of the date of such notice, the council may, at the expense of the owner, instead of instituting a prosecution through its employees or contractors, together with any assistants and advisers who may be required, forthwith enter upon such premises and clear from such premises any such trees, bushes, weeds, grass, stones and rubble or inflammable matter. The cost of such work shall be recoverable by the council in any court of competent jurisdiction from the owner in default

5 Every person engaged in building operations, road construction or construction work of any nature shall, when required to do so, provide adequate sanitary accommodation for himself and his employees to the satisfaction of and in accordance with any requirements specified by the council.

6 No person shall, without the permission of the council, occupy or permit to be occupied for human habitation a caravan, tent or other similar shelter of any description except on an authorised camping or caravan site controlled by the council or otherwise licensed in terms of the Licences Ordinance, 1981 (Ordinance No 17 of 1981). Provided that a caravan, tent or shelter parked or erected on a private residential site on which has been erected a dwelling with all the necessary ablution and toilet facilities may be used for the temporary accommodation of visitors for a period not exceeding 30 days

7. Any person contravening any provision of the foregoing sections or failing to carry out any order lawfully given thereunder, shall be guilty of an offence and upon conviction be liable to a fine not exceeding R100 or imprisonment for a period not exceeding three months

(c) die eienaar van die erf waarop sodanige ophoping, aflaai, opberging of storting plaasvind, ongeag of hy daarvoor verantwoordelik is of nie, of

(d) die eienaar van die erf wat met bosse, onkruid, gras of plantegroei oorgroei is,

waarin daar van sodanige persone of eienaars vereis word om sodanige materiaal, voorwerp of ding weg te doen, te vernietig of te verwyder of om sodanige oorgroei ten genoee van die raad te verwyder binne 'n tydperk van 14 dae vanaf die datum van sodanige kennisgewing of binne die verdere tydperk wat die raad op skriftelike aansoek toestaan

(2) Ingeval die eienaar in gebreke bly om binne 14 dae vanaf die datum van enige kennisgewing wat ingevolge artikel 4 (1) aan hom beteken word, aan die vereistes van sodanige kennisgewing te voldoen, kan die raad, op koste van die eienaar, in plaas daarvan om 'n vervolging in te stel deur middel van sy werknemers of aannemers, tesame met enige assistente en raadgewers wat nodig is, sodanige perseel onmiddellik betree en enige sodanige bome, bosse, onkruid, gras, klippe en puin of vlambare stowwe vanaf sodanige perseel verwyder. Die koste van sodanige werk is in enige bevoegde hof deur die raad verhaalbaar op die eienaar wat in gebreke bly.

5 Iedereen wat met bouwerk, padbou of konstruksiewerk van enige aard besig is, moet wanneer dit van hom vereis word, voldoende sanitêre geriewe vir hom en sy werknemers verskaf ten genoee van en ooreenkomstig enige vereistes gestel deur die raad

6. Niemand mag sonder die toestemming van die raad 'n woonwa, tent of ander soortgelyke beskutting van enige aard vir menslike bewoning okkupeer of toelaat dat dit daarvoor geokkupeer word nie, behalwe op 'n gemagtigde woonwa- of kampeerterrein wat deur die raad beheer word of andersins ingevolge die Ordonnansie op Lisensies, 1981 (Ordonnansie No 17 van 1981), gelisensieer is. Met dien verstande dat 'n woonwa, tent of beskutting wat geparkeer of opgerig is op 'n private woonperseel waarop 'n woning met al die nodige was- en toiletgeriewe opgerig is, vir 'n tydperk van hoogstens 30 dae vir die tydelike huisvesting van besoekers gebruik kan word

7. Iedereen wat enige bepaling van die voorafgaande artikels oortree of versuim om 'n lasgewing wat wettig daarkragtens gegee is, uit te voer, is skuldig aan 'n misdryf en by skuldigbevinding strafbaar met 'n boete van hoogstens R100 of gevangenisstraf vir 'n tydperk van hoogstens drie maande

258

ADMINISTRATION: HOUSE OF DELEGATES

DEPARTMENT OF EDUCATION AND CULTURE

No. R. 2576

9 November 1990

REGULATIONS UNDER THE INDIANS EDUCATION ACT, 1965 (ACT No. 61 OF 1965)

The Minister of Education and Culture has, under section 31 of the Indians Education Act, 1965 (Act No. 61 of 1965), made the regulations contained in the Schedule hereto.

ADMINISTRASIE: RAAD VAN AFGEVAARDIGDES

DEPARTEMENT VAN ONDERWYS EN KULTUUR

No. R. 2576

9 November 1990

REGULASIES KRAGTENS DIE WET OP ONDERWYS VIR INDIERS, 1965 (WET No 61 VAN 1965)

Die Minister van Onderwys en Kultuur het kragtens artikel 31 van die Wet op Onderwys vir Indiers, 1965 (Wet No. 61 van 1965), die regulasies in die Bylae hiervan vervat, uitgevaardig

258

SCHEDULE**REGULATIONS RELATING TO THE EDUCATION ADVISORY COUNCIL****Definitions**

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall bear that meaning and, unless the context otherwise indicates—

- “Chairman” means the chairman of the Council,
- “Council” means the Education Advisory Council referred to in regulation 2;
- “the Act” means the Indians Education Act, 1965 (Act No. 61 of 1965)

Establishment of education advisory council

2. A council is hereby established, to be known as the Education Advisory Council.

Constitution of the Council

3. The Council shall consist of not less than five and not more than 20 members appointed by the Minister on such basis as may be determined by him

Qualifications of members of the Council

4. No person shall be appointed a member of the Council if—

- (a) he is not a South African citizen permanently resident in the Republic;
- (b) he is an unrehabilitated insolvent; or
- (c) he has been convicted of any offence for which he has been sentenced to imprisonment without the option of a fine.

Period of office of members of the Council

5. (1) Subject to regulation 6, a member of the Council shall hold office for such period not exceeding three years as the Minister may determine

(2) If a member of the Council for any reason ceases to hold office the Minister may appoint a person in his place for the unexpired period of his term of office

(3) A member of the Council may be reappointed at the expiration of his period of office.

Vacation of office by members of the Council

6. A member of the Council shall vacate his office if—

- (a) he becomes subject to any disqualification referred to in regulation 4;
- (b) he becomes mentally ill;
- (c) he has been absent from more than three consecutive meetings of the Council without leave of the Chairman;
- (d) he fails to comply with the standing orders of the Council,
- (e) the Minister at any time terminates his period of office if, in his opinion, good reasons exist therefor, or
- (f) he resigns.

Chairman of the Council

7 (1) The Minister shall designate one of the members of the Council as Chairman.

(2) Whenever the Chairman is absent from any meeting of the Council the members present shall elect one of their number to preside at that meeting, and the person so elected may, during that meeting, perform all the functions and exercise all the powers of the Chairman.

BYLAE**REGULASIES MET BETREKKING TOT DIE ONDERWYSADVIESRAAD****Woordomskrywing**

1. In hierdie regulasies het 'n woord of uitdrukking waaraan in die Wet 'n betekenis geheg is, daardie betekenis en, tensy uit die samehang anders blyk, beteken—

- “die Wet” die Wet op Onderwys vir Indiers, 1965 (Wet No 61 van 1965),
- “Raad” die Onderwysadviesraad bedoel in regulasie 2,
- “Voorsitter” die voorsitter van die Raad

Instelling van onderwysadviesraad

2. 'n Raad word hierby ingestel wat die Onderwysadviesraad heet.

Samestelling van die Raad

3. Die Raad bestaan uit minstens vyf en hoogstens 20 lede deur die Minister aangestel op die grondslag deur hom bepaal.

Kwalifikasies van lede van die Raad

4. Niemand word as 'n lid van die Raad aangestel nie indien—

- (a) hy nie 'n Suid-Afrikaanse burger is wat permanent in die Republiek woonagtig is nie,
- (b) hy 'n ongerehabiliteerde insolvent is; of
- (c) hy aan 'n misdryf skuldig bevind is waarvoor hy tot gevangenisstraf sonder die keuse van 'n boete gevonnissen is

Ampstermyn van lede van die Raad

5. (1) Behoudens regulasie 6 beklee 'n lid van die Raad sy amp vir die tydperk van hoogstens drie jaar wat die Minister bepaal

(2) Indien 'n lid van die Raad om enige rede ophou om sy amp te beklee, kan die Minister 'n persoon in sy plek aanstel vir die onverstreke tydperk van sy ampstermyn

(3) 'n Lid van die Raad kan by die verstryking van sy ampstermyn heraan gestel word

Ontruiming van amp deur lede van die Raad

6. 'n Lid van die Raad ontruim sy amp indien—

- (a) hy onderhewig word aan 'n onbevoegdheid in regulasie 4 bedoel,
- (b) hy geestesongesteld word,
- (c) hy sonder verlof van die Voorsitter afwesig was van meer as drie agtereenvolgende vergaderings van die Raad;
- (d) hy versuim om die reglement van orde van die Raad na te kom,
- (e) die Minister te eniger tyd sy ampstermyn beëindig indien daar na sy oordeel grondige redes daarvoor bestaan, of
- (f) hy bedank

Voorsitter van die Raad

7 (1) Die Minister wys een van die lede van die Raad as Voorsitter aan

(2) Wanneer die Voorsitter afwesig is van 'n vergadering van die Raad, kies die aanwesige lede iemand uit hul geledere om op daardie vergadering voor te sit, en die persoon aldus gekies, kan gedurende daardie vergadering al die werksaamhede van die Voorsitter verrig en al sy bevoegdhede uitoefen

Meetings of the Council

258

8 (1) Meetings of the Council shall be held at such times and places as the Council or, if authorised thereto by the Minister, the Chairman may determine

(2) No person who is not a member of the Council or who has not been invited by the Council to attend a meeting of the Council in an advisory capacity shall be permitted to be present at a meeting of the Council

(3) No person attending a meeting of the Council in an advisory capacity shall have the right to vote at such meeting

Quorum

9 Half of the members of the Council plus one member shall constitute a quorum for a meeting of the Council

Decisions

10. A decision of the majority of the members of the Council present at a meeting of the Council, other than the presiding member, shall constitute a decision of the Council and, in the event of an equality of votes, the presiding member shall have a casting vote

Rules of procedure

11. Subject to the provisions of these regulations, the Council may make standing orders in connection with the procedure at its meetings, the establishment, constitution and powers of committees of the Council and the procedure at meetings of such committees. Provided that the Council shall not appoint any person, other than a member of the Council, a member of such a committee without the prior written approval of the Minister.

Dissolution of the Council or a committee

12 The Minister may at any time dissolve the Council or a committee thereof if, in his opinion, good reasons exist therefor

Powers and functions of the Council

13 The Council—

(a) shall, at the request of the Minister, advise him on any matter referred to it by the Minister and may advise the Minister on any matter which, in its opinion, may contribute to the achieving of the objects of the Act,

(b) shall, at the request of the Minister, inquire into and report to the Minister upon the adequacy or otherwise of educational facilities and related matters in any area indicated by the Minister,

(c) or a committee thereof, may, in the performance of its functions, consult with any person or State institution, and may for such purpose establish consultative committees consisting of members of the Council

Minutes of meetings

14. (1) The secretarial work incidental to the performance of the functions of the Council shall be performed by such person as the Minister may designate

(2) The Chairman shall, as soon as may be practicable after a meeting of the Council, submit a copy of the minutes of the meeting to the Minister

Withdrawal

15. The regulations promulgated under Government Notice No. R. 3674 of 7 November 1969 are hereby withdrawn.

Vergaderings van die Raad

8 (1) Vergaderings van die Raad word gehou op die tye en plekke wat die Raad of, indien deur die Minister daartoe gemagtig, die Voorsitter bepaal.

(2) Iemand wat nie 'n lid van die Raad is nie of wat nie op uitnodiging van die Raad 'n vergadering van die Raad in 'n adviserende hoedanigheid bywoon nie, word nie toegelaat om op 'n vergadering van die Raad teenwoordig te wees nie.

(3) Iemand wat 'n vergadering van die Raad in 'n adviserende hoedanigheid bywoon, het nie stemreg op sodanige vergadering nie.

Kworum

9 Die helfte van die lede van die Raad plus een lid maak 'n kworum vir 'n vergadering van die Raad uit

Besluite

10. 'n Besluit van die meerderheid van die lede van die Raad wat op 'n vergadering van die Raad aanwesig is, behalwe die voorsittende lid, maak 'n besluit van die Raad uit, en by 'n staking van stemme het die voorsittende lid 'n beslissende stem

Prosedurereëls

11. Behoudens die bepalinge van hierdie regulasies kan die Raad 'n reglement van orde opstel in verband met die prosedure op sy vergaderings, die instelling, samestelling en bevoegdhede van komitees van die Raad en die prosedure op vergaderings van sodanige komitees. Met dien verstande dat die Raad niemand, behalwe 'n lid van die Raad, sonder die vooraf verkree skriftelike goedkeuring van die Minister as lid van so 'n komitee aanstel nie.

Ontbinding van die Raad of 'n komitee

12 Die Minister kan die Raad of 'n komitee daarvan te eniger tyd ontbind indien daar na sy oordeel grondige redes daarvoor bestaan

Bevoegdhede en werksaamhede van Raad

13 Die Raad—

(a) moet op versoek van die Minister hom adviseer oor enige aangeleentheid wat hy na die Raad verwys en kan die Minister adviseer oor enige aangeleentheid wat na die Raad se oordeel kan bydra tot die bereiking van die oogmerke van die Wet,

(b) moet op versoek van die Minister ondersoek instel na en aan die Minister verslag doen oor die toereikendheid al dan nie van opvoedkundige genewe en verwante aangeleenthede in 'n gebied deur die Minister aangedui,

(c) of 'n komitee daarvan, kan by die verrigting van sy werksaamhede enige persoon of Staatsinstelling raadpleeg, en kan vir sodanige doel raadplegende komitees bestaande uit lede van die Raad instel

Notules van vergaderings

14 (1) Die sekretarele werk verbonde aan die verrigting van die werksaamhede van die Raad word deur die persoon wat die Minister aanwys, verrig.

(2) Die Voorsitter lê so gou doenlik na 'n vergadering van die Raad 'n afskrif van die notule van die vergadering aan die Minister voor

Herroeping

15. Die regulasies afgekondig by Goewermentskennisgewing No. R. 3674 van 7 November 1969 word hierby herroep.

'Most coloureds will back NP ahead of the ANC'

By Kaizer Nyatumba
Political Staff

President F W de Klerk could count on the support of "the vast majority" of coloured and Indian voters to beat the ANC in a general election, according to an article in the latest issue of SA Dialogue

The article, headlined "De Klerk's bold campaign to capture the black vote", said the overwhelming majority of coloureds and Indians

would vote for the National Party against the high-profile ANC, thus perpetuating the Nats' vice-like hold on power even in the "new South Africa"

Euphoria

SA Dialogue, which is edited by Gerry Pieterse, said the country's political emphasis had shifted now that "the euphoria of the Mandela myth", which swept across South Africa following Nelson Mandela's release, had abated.

The journal said the ANC was still struggling

to increase its "non-African membership" in the western Cape

"The movement appears to be attracting little enthusiasm from coloureds beyond those who originally signed up when Mandela fever was at its peak

"However, even these early converts are no longer flashing their ANC membership cards in polite company

"Analysts observing the political mood among the coloured and Indian populations have concluded that certain factors have influenced

this increasingly visible shift from 'amandla' politics to *realpolitik*," the journal said

It quoted two Labour Party members of the President's Council, Peter Marais and Billy Ross, who said the NP stood a good chance of springing a surprise on the ANC in a general election by wooing into its ranks coloureds, Indians and "moderate Africans"

Mr Marais believed coloureds had "everything in common with the Afrikaner and very little with the tribal traditions of blacks"

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GOVERNMENT NOTICES

ADMINISTRATION: HOUSE OF DELEGATES

DEPARTMENT OF EDUCATION AND CULTURE

No. R. 2753 **30 November 1990**

REGULATIONS UNDER THE INDIANS EDUCATION ACT, 1965 (ACT No 61 OF 1965)

The Minister of Education and Culture has, under section 33 of the Indians Education Act, 1965 (Act No. 61 of 1965), made the regulations contained in the Schedule.

SCHEDULE

REGULATIONS RELATING TO THE ADMISSION OF PERSONS TO STATE AND STATE-AIDED PRIMARY AND SECONDARY SCHOOLS

ARRANGEMENT OF REGULATIONS

	<i>Regulation(s)</i>
Definitions	1
Requirements for admission.. . . .	2
Application for admission to a school	3
Areas for admission to particular schools	4
Transfer of pupils from one school to another	5-6
School calendar, school-days and school-hours.	7-8
Medium of instruction	9
Religious instruction	10
Control and discipline of pupils	11
Suspension and expulsion of pupils	12-15
Educational excursions and outings	16
Registers and records	17
Repeal and commencement	18-19

240—A

GOEWERMENSKENNISGEWINGS

ADMINISTRASIE: RAAD VAN AFGEVAARDIGDES

DEPARTEMENT VAN ONDERWYS EN KULTUUR

No. R. 2753 **30 November 1990**

REGULASIES KRAGTENS DIE WET OP ONDERWYS VIR INDIERS, 1965 (WET No 61 VAN 1965)

Die Minister van Onderwys en Kultuur het kragtens artikel 33 van die Wet op Onderwys vir Indiers, 1965 (Wet No. 61 van 1965), die regulasies in die Bylae vervat, uitgevaardig.

BYLAE

REGULASIES BETREFFENDE DIE TOELATING VAN PERSONE TOT STAAT- EN STAATSONDERSTEUNDE PRIMÊRE EN SEKONDÊRE SKOLE

INDELING VAN REGULASIES

	<i>Regulasie(s)</i>
Woordomskrywing.	1
Vereistes vir toelating	2
Aansoek om toelating tot 'n skool	3
Gebiede vir toelating tot bepaalde skole	4
Oorplasing van leerlinge van een skool na 'n ander	5-6
Skoolkalender, skooldae en skoolure	7-8
Medium van onderrig.	9
Godsdiensonderrig	10
Beheer en tug van leerlinge	11
Skorsing en uitsetting van leerlinge	12-15
Opvoedkundige ekskursies en uitstappies	16
Registers en aantekeninge	17
Herroeping en inwerkingtreding.	18-19

12864—1

258
Definitions

1. In these regulations any word or expression to which a meaning has been assigned in the Act shall have the meaning so assigned to it and, unless the context otherwise indicates—

“Act” means the Indians Education Act, 1965 (Act No. 61 of 1965);

“calendar year”, in relation to a school, means a period from 1 January to 31 December, inclusive;

“Head of Education” means the person contemplated in section 2 of the Act,

“parent”, in relation to a child, includes any guardian and any person in whose custody the child has been lawfully placed;

“prescribed form” means any form determined and furnished by the Department;

“principal”, in relation to a school, means the head of the school, and includes any person acting in that capacity at the school;

“pupil” means any person admitted to a school in terms of these regulations;

“school” means a State or State-aided primary or secondary school, and includes any class established at such school;

“school term”, in relation to a school, means a subdivision of a calendar year as determined by the Head of Education.

Requirements for admission

2. (1) Except with the approval of the Head of Education, no person under the age of six years shall be admitted to any school: Provided that a person may, in the year in which he attains the age of six years, be admitted to a school if his birthday falls before the first day of July.

(2) Except with the prior approval of the Head of Education, no person shall be admitted to or be allowed to remain as a pupil at any school after the end of the year in which such person has reached the age of 19 years.

(3) Except with the prior approval of the Head of Education, no person above the age of 18 years shall be allowed to remain as a pupil at any school in any standard below Standard 7.

(4) Except with the approval of the Head of Education, no handicapped child shall be admitted to any ordinary class in any school.

(5) No person shall be admitted to any school after the last day of February of any calendar year, except—

(a) where a person is, for reasons acceptable to the Head of Education, unable to attend school during such period, in which event such person may on application be admitted at a later stage during the relevant year; or

(b) where a person is admitted in the course of the year on transfer from another school.

(6) No person shall be admitted to a school unless the principal is satisfied that—

(a) the necessary classroom accommodation is available,

(b) the person can be easily assimilated into the relevant class; and

(c) the admission of the person is not prejudicial to the interests of the school on the grounds of morals or health.

Woordomskrywing

1 In hierdie regulasies het 'n woord of uitdrukking waaraan in die Wet 'n betekenis geheg is, die betekenis aldus daaraan geheg en, tensy uit die samehang anders blyk, beteken—

“kalenderjaar”, met betrekking tot 'n skool, 'n tydperk van 1 Januarie tot en met 31 Desember;

“leerling” enige persoon wat kragtens hierdie regulasies tot 'n skool toegelaat is,

“Onderwyshoof” die persoon in artikel 2 van die Wet beoog;

“ouer”, met betrekking tot 'n kind, ook enige voog en enige persoon in wie se bewaring die kind wettig geplaas is,

“prinsipaal”, met betrekking tot 'n skool, die hoof van die skool, en ook enige persoon wat in daardie hoedanigheid by die skool waarneem;

“skool” 'n Staat- of Staatsondersteunde primêre of sekondêre skool, en ook enige klas by sodanige skool ingestel,

“skooltermyn”, met betrekking tot 'n skool, 'n onderverdeling van 'n kalenderjaar soos bepaal deur die Onderwyshoof,

“voorgeskrewe vorm” enige vorm wat deur die Departement bepaal en verskaf word,

“Wet” die Wet op Onderwys vir Indiers, 1965 (Wet No. 61 van 1965).

Vereistes vir toelating

2. (1) Behalwe met die goedkeuring van die Onderwyshoof, mag geen persoon onder die ouderdom van ses jaar tot enige skool toegelaat word nie: Met dien verstande dat 'n persoon in die jaar waarin hy die ouderdom van ses jaar bereik, tot 'n skool toegelaat kan word indien hy voor die eerste dag van Julie verjaar

(2) Behalwe met die vooraf verkree goedkeuring van die Onderwyshoof, mag geen persoon na die einde van die jaar waarin sodanige persoon die ouderdom van 19 jaar bereik het, tot enige skool toegelaat word nie of as leerling in enige skool aanbly nie.

(3) Behalwe met die vooraf verkree goedkeuring van die Onderwyshoof, mag geen persoon bo die ouderdom van 18 jaar as leerling in enige skool in 'n standerd benede standerd 7 aanbly nie.

(4) Behalwe met die goedkeuring van die Onderwyshoof, mag geen afwykende kind tot 'n gewone klas in enige skool toegelaat word nie.

(5) Geen persoon mag na die laaste dag van Februarie van enige kalenderjaar tot enige skool toegelaat word nie, behalwe—

(a) waar 'n persoon om redes wat vir die Onderwyshoof aanneemlik is, nie gedurende sodanige tydperk 'n skool kan bywoon nie, in welke geval sodanige persoon op 'n later tydstip in die betrokke jaar op aansoek toegelaat kan word, of

(b) waar 'n persoon in die loop van die jaar met oorplasing vanaf 'n ander skool toegelaat word.

(6) Geen persoon mag tot 'n skool toegelaat word nie tensy die prinsipaal oortuig is dat—

(a) die nodige klaskamerakkommodasie beskikbaar is;

(b) die persoon maklik by die betrokke klas sal inskakel, en

(c) die toelating van die persoon nie om redes van sedelikheid of gesondheid nadelig vir die belang van die skool is nie

258

(7) If any person is refused admission to a school in terms of subregulation (6), the principal shall notify the parent of the person in writing of such refusal and the parent may, within 30 days after he has been so notified, appeal in writing against such refusal to the Head of Education, whose decision shall be final

Application for admission to a school

3 Application for admission of any person to a school shall be made by a parent to the principal on the prescribed application form and such parent shall, at the request of the principal, produce such written or other proof as the principal may deem necessary to establish the accuracy of information furnished in the application form

Areas for admission to particular schools

4 When a school has been established or is to be established, the Head of Education may determine a feeder area for the purposes of the admission of children to that school and he may order that preference of admission to that school be granted to any person under circumstances relating to such feeder area set out by him. Provided that in the case of any State-aided school, any aforementioned decision shall be taken in consultation with the governing body of such school. Provided further that the Head of Education shall in writing inform any relevant school of any such decision

Transfer of pupils from one school to another

5 (1) The provisions of regulations 2 and 3 of these regulations shall apply *mutatis mutandis* in respect of any pupil who applies for admission to a school on transfer from another school.

(2) A request for the transfer of a pupil from one school to another shall be made by his parent in person or in writing to the principal of the school last attended by such pupil.

(3) Upon receipt of the request contemplated in subregulation (2), the principal of the school from which the transfer is requested shall furnish the parent with the prescribed form of transfer duly completed.

(4) The parent of a pupil transferred to another school shall furnish the principal of such other school with the completed form of transfer referred to in subregulation (3).

6. (1) Notwithstanding the provisions of regulation 5 of these regulations, the Head of Education may transfer a pupil from one school to another if he is of the opinion that such a transfer is in the interests of the pupil or the school from which he is transferred

(2) Due notice of the transfer of a pupil in terms of subregulation (1) shall be given to the parent of such a pupil.

School calendar, school-days and school-hours

7. (1) The Head of Education shall annually determine a school calendar showing the date of commencement and of closing of each school term and the number of school-days in each calendar year.

(7) Indien enige persoon kragtens subregulasie (6) toelating tot 'n skool geweier word, stel die prinsipaal die ouer van die persoon skriftelik van sodanige weiering in kennis en die ouer kan binne 30 dae na sodanige kennisgewing skriftelik appél teen sodanige weiering by die Onderwyshoof aanteken, wie se beslissing afdoende is

Aansoek om toelating tot 'n skool

3 Aansoek om toelating van enige persoon tot 'n skool moet deur 'n ouer by die prinsipaal gedoen word op die voorgeskrewe aansoekvorm en sodanige ouer moet op versoek van die prinsipaal sodanige skriftelike of ander bewys lewer as wat die prinsipaal nodig ag om die juistheid vas te stel van inligting op die aansoekvorm verstrekk

Gebiede vir toelating tot bepaalde skole

4. Wanneer 'n skool ingestel is of ingestel gaan word, kan die Onderwyshoof 'n voedingsgebied vir doeleindes van die toelating van kinders tot daardie skool bepaal en kan hy gelas dat voorkeur van toelating tot daardie skool aan enige persoon verleen word in omstandighede met betrekking tot sodanige voedingsgebied deur hom uiteengesit. Met dien verstande dat in die geval van 'n Staatsondersteunde skool enige voormelde beslissing in oorleg met die bestuursliggaam van sodanige skool geneem moet word met dien verstande voorts dat die Onderwyshoof enige betrokke skool skriftelik van so 'n beslissing in kennis moet stel.

Oorplasing van leerlinge van een skool na 'n ander

5. (1) Die bepalings van regulasies 2 en 3 van hierdie regulasies is *mutatis mutandis* van toepassing ten opsigte van enige leerling wat aansoek doen om toelating tot 'n skool by oorplasing vanaf 'n ander skool

(2) 'n Versoek om die oorplasing van 'n leerling van een skool na 'n ander moet persoonlik of skriftelik deur sy ouer gerig word aan die prinsipaal van die skool wat laaste deur sodanige leerling bygewoon is

(3) By ontvangs van die versoek in subregulasie (2) beoog, moet die prinsipaal van die skool waarvandaan die oorplasing versoek word, die ouer voorsien van die voorgeskrewe oorplasingvorm wat behoorlik ingevul is.

(4) Die ouer van 'n leerling wat na 'n ander skool oorgeplaas word, moet die ingevulde oorplasingvorm in subregulasie (3) bedoel aan die prinsipaal van sodanige ander skool verstrekk

6. (1) Ondanks die bepalings van regulasie 5 van hierdie regulasies kan die Onderwyshoof 'n leerling van een skool na 'n ander oorplaas indien hy van mening is dat so 'n oorplasing in die belang is van die leerling of van die skool waarvandaan hy oorgeplaas word.

(2) Behoorlike kennis van die oorplasing van 'n leerling kragtens subregulasie (1) moet aan die ouer van so 'n leerling gegee word

Skoolkalender, skooldae en skoolure

7 (1) Die Onderwyshoof bepaal jaarliks 'n skoolkalender waarin die aanvangs- en sluitingsdatum van elke skooltermyn en die getal skooldae in elke kalenderjaar aangedui word.

(2) Except with the approval of the Head of Education, there shall be no departure from the school calendar determined by him in terms of subregulation (1).

8 The duration of any school-day and the hours of instruction per week at any school shall be as determined by the Head of Education.

258

Medium of instruction

9. The medium of instruction at any school shall be the official language best understood by the majority of pupils. Provided that at any school where the medium of instruction is one of the official languages, the other official language shall be offered as a medium of instruction only if, in the opinion of the Head of Education, this is required by a sufficient number of pupils at such school.

Religious instruction

10 Except with the approval of the Minister, no religious instruction shall be given during normal school-hours at any school.

Control and discipline of pupils

11 (1) The principal shall be responsible for the maintenance of order and discipline at any school.

(2) Corporal punishment shall not be applied as a disciplinary measure at any school.

Suspension and expulsion of pupils

12. (1) If a pupil at a school behaves in a manner which is or may be prejudicial to the good name of the school, the maintenance of order and discipline at the school or the proper performance of the activities of the school, the principal may suspend such pupil from attendance at the school if, in the opinion of the principal, the offence committed by the pupil warrants such action

(2) Before proceeding with action contemplated in subregulation (1), the principal may, if he deems it necessary, grant the parent of the pupil concerned an opportunity to make representations.

(3) When the principal has suspended a pupil in terms of subregulation (1) he shall—

(a) submit a comprehensive report thereon to the Head of Education, and

(b) notify that pupil's parent in writing of the suspension and advise him that a decision from the Head of Education in terms of subregulation (5) is being awaited

(4) Except with the approval of the Head of Education, a pupil suspended in terms of subregulation (1) shall not be admitted to any other school while he is so suspended

(5) On receipt of a report referred to in subregulation (3) (a), the Head of Education may—

(a) expel the pupil from the school in question, or

(b) suspend the pupil for a further specified period during the same year, or

(c) revoke the suspension and direct the principal to readmit the pupil, or

(d) take whatever other action he deems necessary.

(2) Behalwe met die goedkeuring van die Onderwyshoof, mag daar nie van die skoolkalender deur hom kragtens subregulasie (1) bepaal, afgewyk word nie

8 Die duur van enige skooldag, en die onderrigure per week by enige skool, is soos deur die Onderwyshoof bepaal.

Medium van onderrig

9. Die medium van onderrig in enige skool is die amptelike taal wat die meerderheid van die leerlinge die beste verstaan. Met dien verstande dat in enige skool waar die medium van onderrig een van die amptelike tale is, die ander amptelike taal as medium van onderrig aangebied moet word slegs indien die Onderwyshoof van mening is dat 'n voldoende aantal leerlinge in sodanige skool dit vereis

Godsdiensonderrig

10. Behalwe met die goedkeuring van die Minister, mag geen godsdiensonderrig gedurende normale skoolure in enige skool aangebied word nie

Beheer en tug van leerlinge

11. (1) Die prinsipaal is verantwoordelik vir die handhawing van orde en dissipline by 'n skool

(2) Lyfstraf mag nie as tugmaatregel by 'n skool toegepas word nie.

Skorsing en uitsetting van leerlinge

12. (1) Indien 'n leerling aan 'n skool hom op 'n wyse gedra wat die goeie naam van die skool, die handhawing van orde en dissipline aan die skool of die behoorlike verrigting van die werksaamhede van die skool benadeel of kan benadeel, kan die prinsipaal sodanige leerling van bywoning van die skool skors indien die misdryf deur die leerling begaan na die mening van die prinsipaal sodanige optrede regverdig

(2) Voordat hy met optrede beoog in subregulasie (1) voortgaan, kan die prinsipaal, indien hy dit nodig ag, aan die ouer van die betrokke leerling 'n geleentheid bied om vertoe te rig.

(3) Wanneer die prinsipaal 'n leerling kragtens subregulasie (1) geskors het, moet hy—

(a) 'n omvattende verslag daaroor by die Onderwyshoof indien; en

(b) daardie leerling se ouer skriftelik van die skorsing in kennis stel en hom meedeel dat 'n besluit kragtens subregulasie (5) van die Onderwyshoof afgewag word.

(4) Behalwe met die goedkeuring van die Onderwyshoof, mag 'n leerling wat kragtens subregulasie (1) geskors is, nie tot enige ander skool toegelaat word terwyl hy aldus geskors is nie

(5) Na ontvangs van 'n verslag in subregulasie (3) (a) bedoel, kan die Onderwyshoof—

(a) die leerling uit die betrokke skool sit, of

(b) die leerling vir 'n bepaalde verdere tydperk gedurende dieselfde jaar skors, of

(c) die skorsing ophef en die prinsipaal gelas om die leerling weer toe te laat, of

(d) sodanige ander stappe doen as wat hy nodig ag

(6) In order to reach a decision for the purposes of subregulation (5), the Head of Education may—

(a) institute such investigation, or cause such investigation to be instituted, as he may deem necessary, and

(b) grant the pupil in question and his parent the opportunity to make representations.

13. (1) Notwithstanding the provisions of regulation 12 of these regulations the Head of Education may, without prior notice to any person and without granting any person an opportunity to make representations, expel or suspend a pupil from the school to which he has been admitted if, in the opinion of the Head of Education, any conduct or action of the pupil poses a threat to law and order at the school or to the academic functioning of the school, and the Head of Education shall forthwith inform the parent of such action in writing.

(2) Except with the approval of the Head of Education, a pupil who has been expelled or suspended in terms of subregulation (1) shall not be readmitted to any school

(3) The Head of Education may, at his discretion, withdraw any order issued in terms of subregulation (1).

14. If a pupil is suspended or expelled from a school in terms of these regulations, the parent of the pupil shall not be entitled to a refund of any fees paid or other expenses incurred nor be exempted from the payment of any moneys due.

15. Any person who is aggrieved by any action of the Head of Education under regulation 12 or 13 of these regulations may, within 21 days of such action, appeal to the Director-General who may confirm or set aside such action and whose decision shall be final.

Educational excursions and outings

16 Before any pupil is permitted to undertake a journey to any sports function or any other educational tour or outing away from the premises of the school which he attends, where such journey or tour or outing is organised by the school, the principal concerned shall obtain from the parent of any such pupil an indemnity in a format determined by the Head of Education.

Registers and records

17. The Head of Education shall determine the type of registers and records that shall be maintained at any school in respect of each pupil admitted to such school.

Repeal and commencement

18. (1) The Regulations governing the Admission of Persons to State and State-aided Schools for Indians, promulgated under Government Notice No. R. 723 of 13 May 1966, as amended by Government Notices Nos. R. 3009 of 1 August 1969, R. 2319 of 15 December 1972, R. 1544 of 18 July 1980, R. 2596 of 19 December 1980, R. 2243 of 16 October 1981, R. 301 of 24 February 1984, R. 2590 of 15 November 1985 and R. 131 of 3 February 1989, are hereby repealed

(6) Ten einde tot 'n besluit vir doeleindes van subregulasie (5) te geraak, kan die Onderwyshoof—

(a) sodanige ondersoek instel of laat instel as wat hy nodig ag; en

(b) die betrokke leerling en sy ouer die geleentheid bied om vertoe te rig

13. (1) Ondanks die bepalings van regulasie 12 van hierdie regulasies kan die Onderwyshoof sonder om vooraf enigiemand kennis te gee en sonder om enigiemand 'n geleentheid te bied om vertoe te rig, 'n leerling uit die skool waartoe hy toegelaat is, sit of skors indien enige gedrag of optrede van die leerling na die mening van die Onderwyshoof, 'n bedreiging inhou vir wet en orde by die skool of vir die akademiese funksionering van die skool, en die Onderwyshoof moet die ouer onverwyld skriftelik van sodanige optrede in kennis stel

(2) Behalwe met die goedkeuring van die Onderwyshoof, word 'n leerling wat kragtens subregulasie (1) uitgesit of geskors is, nie weer tot enige skool toegelaat nie.

(3) Die Onderwyshoof kan na goeddunke enige bevel kragtens subregulasie (1) uitgereik, intrek

14 Indien 'n leerling kragtens hierdie regulasies uit 'n skool geskors of gesit word, is die ouer van die leerling nie geregtig op die terugbetaling van betaalde gelde of ander aangegane uitgawes nie en is hy ook nie vrygestel van die betaling van verskuldigde gelde nie.

15. Enige persoon wat veronreg voel deur enige optrede van die Onderwyshoof kragtens regulasie 12 of 13 van hierdie regulasies, kan binne 21 dae na sodanige optrede na die Direkteur-generaal appelleer, wat sodanige optrede kan bekragtig of tersyde stel en wie se beslissing afdoende is

Opvoedkundige ekskursies en uitstappies

16. Alvorens enige leerling toegelaat word om 'n reis na 'n sportbyeenkoms te onderneem of om enige ander opvoedkundige toer of uitstappie weg van die terrein van die skool wat hy bywoon te onderneem, waar sodanige reis of toer of uitstappie deur die skool gereel word, moet die betrokke prinsiaal van die ouer van so 'n leerling 'n vrywaring verkry in 'n formaat deur die Onderwyshoof bepaal

Registers en aantekeninge

17. Die Onderwyshoof bepaal die tipe registers en aantekeninge wat by enige skool gehou moet word ten opsigte van elke leerling wat tot die skool toegelaat word.

Herroeping en inwerkingtreding

18 (1) Die Regulasies betreffende die Toelating van Persone tot Staat- en Staatsondersteunde Skole vir Indiers afgekondig by Goewermentskennisgewing No R. 723 van 13 Mei 1966, soos gewysig by Goewermentskennisgewings Nos R. 3009 van 1 Augustus 1969, R. 2319 van 15 Desember 1972, R. 1544 van 18 Julie 1980, R. 2596 van 19 Desember 1980, R. 2243 van 16 Oktober 1981, R. 301 van 24 Februarie 1984, R. 2590 van 15 November 1985 en R. 131 van 3 Februarie 1989, word hierby herroep

subject to the condition that such building, land or premises in the areas defined in the Schedule hereto, may only be occupied or used for trading, commercial, professional or religious and educational purposes in terms of a town-planning scheme which is in operation or binding under any law in those areas.

Given under my Hand and the Seal of the Republic of South Africa at Pretoria this Tenth day of October, One thousand Nine hundred and Ninety.

F. W. DE KLERK,
State President

By Order of the State President-in-Cabinet

H. J. KRIEL,
Minister of the Cabinet.

SCHEDULE

DEPROCLAIMED AS WHITE GROUP AREA AND ESTABLISHED AS SECTION 19 FREE TRADING-AREAS

Area DB/H3

(1) Erf 537, Queenstown, in it's entirety

Area DB/H4

(2) Beginning at the southernmost beacon of Erf 7421, Queenstown; thence north-eastwards along the boundaries of the following erven so as to exclude them from this area: The said Erf 7421 and Erven 6476 and 6452, to the easternmost beacon of Erf 4663; thence south-westwards along the boundaries of the following erven so as to include them in this area: The said Erf 4663 and Erven 4664, 1280, 1277, across Factory Lane, and Erf 1283, to the westernmost beacon of the last-mentioned erf; thence north-westwards in a straight line to the southernmost beacon of the said Erf 7421, the point of beginning

SECTION 19 FREE TRADING AREA

Area H5

(3) Erf 2073, Queenstown, in it's entirety.

onderworpe aan die voorwaarde dat sodanige gebou, grond of perseel in die gebiede omskryf in die Bylae hiervan, slegs vir handels-, kommersiele, professionele of godsdienstige en opvoedkundige doeleindes geokkupeer of gebruik mag word ingevolge 'n dorpsaanlegskema wat kragtens die een of ander wet in daardie gebiede in werking of bindend is

Gegee onder my Hand en die Seel van die Republiek van Suid-Afrika te Pretoria, op hede die Tiende dag van Oktober, Eenduisend Negehonderd-en-negentig

F. W. DE KLERK,
Staatspresident.

Op las van die Staatspresident-in-Kabinet.

H. J. KRIEL,
Minister van die Kabinet

BYLAE

GEDEPROKLAMEER AS BLANKE GROEPSGEBIED EN INGESTEL AS ARTIKEL 19-VRYHANDELSGEBIEDE

Gebied DB/H3

(1) Erf 537, Queenstown, in sy geheel.

Gebied DB/H4

(2) Begin by die suidelikste baken van Erf 7421, Queenstown; daarvandaan noordooswaarts met die grense van die volgende erwe langs sodat hulle uit hierdie gebied uitgesluit word. Genoemde Erf 7421 en Erwe 6476 en 6452, tot by die oostelikste baken van Erf 4663, daarvandaan suidweswaarts met die grense van die volgende erwe langs sodat hulle by hierdie gebied ingesluit word; Genoemde Erf 4663 en Erwe 4664, 1280, 1277, oor Factorysteeg, en Erf 1283, tot by die westelikste baken van laasgenoemde erf, daarvandaan noordweswaarts in 'n reguit lyn tot by die suidelikste baken van genoemde Erf 7421, die beginpunt

ARTIKEL 19-VRYHANDELSGEBIED

Gebied H5

(3) Erf 2073, Queenstown, in sy geheel

GOVERNMENT NOTICES

ADMINISTRATION: HOUSE OF DELEGATES

DEPARTMENT OF LOCAL GOVERNMENT,
HOUSING AND AGRICULTURE

No. 2689

23 November 1990

NOTICE BY THE MINISTER OF HOUSING IN THE HOUSE OF DELEGATES

LAPSING OF CONDITIONS OF TITLE AFFECTING THE DEVELOPMENT OF LAND

Under the powers vested in me by section 27 (1) of the Housing Development Act, 1987 (House of Delegates), Act No. 4 of 1987, I hereby direct that the conditions in title contained in the title deeds in respect of the

GOEWERMENSKENNISGEWINGS

ADMINISTRASIE: RAAD VAN AFGEVAARDIGDES

DEPARTEMENT VAN PLAASLIKE BESTUUR,
BEHUSING EN LANDBOU

No. 2689

23 November 1990

KENNISGEWING VAN DIE MINISTER VAN BEHUSING IN DIE RAAD VAN AFGEVAARDIGDES

VERVAL VAN TITELVOORWAARDES WAT DIE ONTWIKKELING VAN GROND RAAK

Kragtens die bevoegdheid my verleen by artikel 27 (1) van die Wet op Behuisingsontwikkeling, 1987 (Raad van Afgevaardigdes), Wet No 4 van 1987, gelas ek hierby dat die titelvoorwaardes vervat in die

258

properties owned by the Housing Development Board and described in the attached Schedule, shall lapse from the date of publication hereof.

J. N. REDDY,

Minister of Housing in the House of Delegates.

titelaktes ten opsigte van die eiendomme wat aan die Behuisingsontwikkelingsraad behoort en beskryf is in die Bylae hiervan, met ingang van die datum van publikasie hiervan verval.

J. N. REDDY,

Minister van Behuising in die Raad van Afgevaardigdes.

SCHEDULE

Description of property	Title Deed	Conditions to be lapsed
Portion 19 (a portion of Portion 1)	T34036/1978	A (a) page 3; B page 4.
Portion 11 (a portion of Portion 4)	T20031/1976	Condition on page 3
Portion 14 (a portion of Portion 4)	T20031/1976	4 (b)
Portion 43 (a portion of Portion 20)	T11019/1978	A (a); B (a)
Portion 44 (a portion of Portion 20)	T2281/1980	A (a), C.
Portion 46 (a portion of Portion 20)	T41958/1979	A (a); C
Portion 47 (a portion of Portion 20)	T16489/1978	A (a), C.
Portion 42 (a portion of Portion 20)	T31321/1979	A (a), C
(All of the farm Hartebeesfontein 312 IQ, Transvaal)		

BYLAE

Beskrywing van eiendom	Titelakte	Voorwaardes
Gedeelte 19 ('n gedeelte van Gedeelte 1)	T34036/1978	A (a) bladsy 3, B bladsy 4
Gedeelte 11 ('n gedeelte van Gedeelte 4)	T20031/1976	Voorwaarde op bladsy 3
Gedeelte 14 ('n gedeelte van Gedeelte 4)	T20031/1976	4 (b).
Gedeelte 43 ('n gedeelte van Gedeelte 20)	T11019/1978	A (a); B (a)
Gedeelte 44 ('n gedeelte van Gedeelte 20)	T2281/1980	A (a); C
Gedeelte 46 ('n gedeelte van Gedeelte 20)	T41958/1979	A (a); C.
Gedeelte 47 ('n gedeelte van Gedeelte 20)	T16489/1978	A (a), C
Gedeelte 42 ('n gedeelte van Gedeelte 20)	T31321/1979	A (a); C
(Almal van die plaas Hartbeesfontein 312 IQ, Transvaal).		

DEPARTMENT OF AGRICULTURE

No. 2711

23 November 1990

LIVESTOCK IMPROVEMENT ACT, 1977
(ACT No 25 OF 1977)

IMPORTATION OF ANIMALS FOR CERTAIN PURPOSES

I, Jacob de Villiers, Minister of Agriculture, acting under section 16 (2) (b) (iii) (cc) of the Livestock Improvement Act, 1977 (Act No 25 of 1977), hereby determine that an application for an authorisation to import an animal into the Republic for the following purposes shall be submitted to the registrar:

- (a) Commercial utilisation of pastures;
- (b) commercial finishing in feedlots,
- (c) shows, exhibitions, race meetings, show jumping and other competitions, circuses, or
- (d) stud mating

J. DE VILLIERS,
Minister of Agriculture

DEPARTEMENT VAN LANDBOU

No. 2711

23 November 1990

VEEVERBETERINGSWET, 1977
(WET No. 25 VAN 1977)

INVOER VAN DIERE VIR BEPAALDE DOELEINDES

Ek, Jacob de Villiers, Minister van Landbou, handelende kragtens artikel 16 (2) (b) (iii) (cc) van die Veeverbeteringswet, 1977 (Wet No. 25 van 1977), bepaal hierby dat 'n aansoek om 'n magtiging van die invoer van 'n dier in die Republiek vir die volgende doeleindes by die registrateur ingedien moet word

- (a) Kommersiële benutting van weiding,
- (b) kommersiële afronding in voerkrale,
- (c) skoue, tentoonstellings, wedrenbyeenkomste, springkampioenskappe en ander kompetisies, sirkusse; of
- (d) stoetpanng.

J. DE VILLIERS,
Minister van Landbou.

SA taxpayers lose R50m in corrupt deals

S/ Times 2/12/90

PARLIAMENT'S top financial watchdog committee has asked President F W de Klerk to appoint a commission to investigate corruption in the Department of Development Aid.

Police investigations and a probe by the auditor-general over the last two years have unearthed evidence of more than R50-million of taxpayers' money allegedly squandered in corrupt deals between officials and outside contractors.

Parliamentary sources on Friday confirmed that the standing committee on public accounts had at its last meeting unanimously recommended to the president that he appoint a commission of inquiry into the activities of the department, which handles black development affairs.

A committee source said shortfalls uncovered ran into "many millions" and related mainly to housing deals.

The committee's report to the president is understood to also deal with the department's failure to deal adequately with accusations of maladministration and wrong-doing by officials.

By DE WET POTGIETER

Dr Gerrit Viljoen, minister in charge of the department at the time of the alleged corruption, said yesterday he was aware of the committee's report, but would not like to comment as the department now fell under another minister.

Plagued

He said irregularities that came to light while he was minister of the portfolio resulted in suspension of officials and disciplinary hearings. Some cases were referred to the attorney-general for prosecution.

The row has become a political embarrassment for the government. Dr Viljoen, the government's chief constitutional negotiator, was also head of the Department of Education and Training, which a commission of inquiry also found to be plagued with corruption.

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ANC members could get posts

Campaign to recruit black diplomats

B/day
5/12/90
259

THE Foreign Affairs Department has embarked on a rigorous campaign to recruit black South Africans into the service, and is not ruling out the possibility that members of the ANC and other organisations active abroad could be appointed to positions

Foreign Affairs director-general Neil van Heerden said in an interview yesterday that the foreign service would have to become representative of the population and political realities of SA

While the foreign service had to serve the government of the day, it would also have to open doors to other organisations which were active abroad

Van Heerden said he did not foresee an amalgamation of the foreign service and ANC international representatives. Rather, he added, "We will be talking to all the parties — expanding contact with all parties in the extra-parliamentary arena"

In addition to this the department had embarked on an active recruiting campaign to draw black South Africans into the service. These appointments would not be at the beginners level only. There would also be "lateral entries" into middle and senior positions.

In the past year, and especially since February 2, the number of countries with which SA had diplomatic ties had grown by a third. In order to staff these new missions the department had received additional funds from government's R2bn contingency fund. It had also rearranged priorities and some missions, like La Paz, Reunion and Sydney, had been closed.

Van Heerden described as "miraculous"

MIKE ROBERTSON

the extent of the thaw in SA's relations with the international community.

The most remarkable breakthroughs had been achieved in Eastern Europe. SA already had a mission in Hungary and missions in Poland, Czechoslovakia, Romania, Poland and Bulgaria would be operational within six months.

Compatibility between the economies of SA and Eastern European countries would not be achieved overnight, he said. However, the political realignment of these countries would fundamentally affect the operation of the Non-Aligned Movement.

The non-aligned group, with these central European countries, at the fore, had hitherto formed an effective anti-SA bloc in dealings of bodies such as the UN and the International Atomic Energy Agency.

He said there were concrete signs that the Soviet Union wanted to have diplomatic ties with SA. However, given the remaining ideological framework within which the Soviets worked, it was difficult for them to do so. Developing ties between SA and the Soviet Union would be a long, steady process, although there had already been a number of commercial deals.

Since February 2, SA had also achieved a number of significant breakthroughs into Africa and the department had been given funds to open new missions in Madagascar, Mauritius and the Ivory Coast.

Van Heerden said it was difficult to put a time frame on when SA would develop diplomatic ties with large African coun-

□ To Page 2

Diplomats

tries like Kenya and Nigeria. He added, however, that as with sanctions resistance in the OAU to developing links with SA was being eroded.

There would be important contact with Nigeria when SA jurists visited the country to study its constitution. The Nigerians had invited the jurists as they believed SA could learn something from their federal constitution.

He was not able to provide figures but said there was an enormous escalation in trade with Africa. In many countries SA was replacing France as the main supplier.

While economies of countries like Ango-

□ From Page 1

la were in a poor state, they had commodities like oil, which SA needed, which would enable them to pay for imports from this country. The same applied to countries producing tea, coffee and hard woods.

While President F W de Klerk's visit to Morocco had been an important breakthrough in contact with the Arab world, little other progress had been achieved. This was not because SA did not want greater access to the Arab world, but because of its close ties with Israel.

It was hoped De Klerk would pay a visit to the Far East next year. The main focus of this trip would be Japan and Taiwan.

He said China had just announced that SA tourists would be welcome to visit.

KENT DURR

LEAVING LOTS TO DO

259
FIM 7/12/90

In the end, Kent Durr's meteoric, 15-month career as minister of trade & industry may have been his undoing, politicians — and especially fellow ministers — do not take kindly to being shown up by a relative newcomer

While the London ambassadorship he's headed for is uniformly seen as an important posting, there is a measure of disquiet over Durr's sudden departure from his portfolio as minister. Industry leaders are upset that Durr is leaving the department just when he had established a high profile in business

"I am very sorry that Durr is moving out of his important position," says Barlow Rand CE Warren Clewlow, who chairs the State President's Economic Advisory Council. "He has created a very strong and positive relationship with the private sector. And during our recent visit to the USSR, I wit-

nessed the strong impact, high credibility and good working relationships he established with our Soviet hosts"

Raymond Parsons, the SA Chamber of Business director-general, says "Durr has been a very approachable minister who understands business language and relates very well to business issues. We have developed an excellent working relationship with him. His leaving the ministry is a sad loss to the business community"

Parsons hopes Durr's departure will not result in the department being downgraded

Politics may be the best explanation for Durr packing his bags for the Court of St James. His success in opening new markets for SA in previously closed countries such as the USSR, Poland and Hungary may have tread on some sensitive toes in Foreign Affairs Minister Pik Botha's department. And his easy contacts with top bankers, industrialists and political leaders in France, the UK, Italy and elsewhere may have caused unease among Cabinet colleagues

But Durr discounts these rumours, saying that he and Botha are "good friends and work on the same team, all my visits abroad were done in close association with him and I benefited from his visits abroad"

Durr did clash directly with the powerful protectionist lobby at the Board of Trade & Industry (BTI), where chairman Lawrence McCrystal's influence over industrial policy was undermined by Durr and his officials. The demise of the board's cherished structural adjustment programmes may also have upset some powerful industry lobbies

Durr leaves a briefcase full of issues and tasks that will not be easy for his successor to pick up in mid-stream. Some of these are:

- The formulation of government's new tariff policy, which was submitted to the Cabinet after a study by the Industrial Development Corp,

- Defining the new role of the BTI, which may become focused solely on tariff and import policy,

- Complicated negotiations under the General Agreement on Tariffs and Trade (GATT). Durr's department has submitted a list of 4-700 proposed tariff changes to GATT officials as part of the current Uruguay round of talks which is scheduled to end this week,
- Europe 1992, which is destined to have a major impact on SA (about 50% of all SA trade is with Europe, which has a direct impact on 25% of SA's GDP);

- The department's promotion of manufactured exports to maximise investment, job creation and export receipts, and

- Co-ordinating economic policy with the top "econocrats" in Cabinet

One result of Durr's stint at the depart-

ment has been his success in raising its previously low public profile. The important role of this department in SA's economy (job creation, adding value to exports, broadening the base of the economy, increasing domestic competitiveness) is now generally accepted

President FW de Klerk must now find someone who can take up Durr's mantle. It might have been easier to find a different candidate for ambassador to London than to fill Durr's boots at the department

The most prominently mentioned candidate for the job so far has been little-known western Transvaaler Amie Venter — who was recently given the task of overseeing industrial decentralisation policy. Hopefully this is not a sign of a return to the bad old days when regional development and protectionism were the cornerstones of SA's barely existent industrial policy ■

TRAIL OF REFORM



Kent Durr had a sizable impact on trade and industry during his whirlwind ministerial career of just over a year. Here are some of his achievements:

- Led moves to deregulate the tourism industry;
- Encouraged the local manufacture of autocatalysts;
- Streamlined and rationalised SA's foreign trade offices;
- Removed entrance barriers to the Estate Agents' Board;
- Proposed reforms to the Board of Trade & Industry;
- Simplified national building rules;
- Helped to improve relations with Poland, the USSR, Hungary, Italy, France, Romania and Czechoslovakia; and
- Proposed numerous tariff reductions.

THE WEEKLY MAIL

RESCUE DELAYED

FIM 7/12/90

Two months ago it seemed a done deal. *The Weekly Mail* and Caxton group had said an agreement was signed that would save the *Mail* and allow Caxton to recover most of the money the *Mail* owes it (*Business* September 14)

But the deal was not signed. *Mail* co-editor Anton Harber says that the deal is pivotal to the paper's success. He blames technical problems for the hold-up. "For instance, we have only just finalised the balance sheet of *The Daily Mail* (now defunct). We had to have that in place before we could work out the best way to pay off our debts"

Says Caxton financial director Edwin Jankelewitz "Any plan to rescue a publication that has been in trouble needs to start from a firm position". For one thing, Caxton is concerned that the continuing case against the *Mail* by Lothar Neethling, head of police forensics, could ruin the publication. Neethling is suing the *Mail* for R500 000

Under the deal, Caxton — which printed *The Daily Mail* and continues to print *The Weekly Mail* — would recover a portion of the *Mail's* debts. In return, Caxton would supply business and marketing advice to the *Mail* in an effort to make the five-year-old alternative paper viable. Neither party will disclose how much Caxton is owed

One reason for the delay may be tax implications of the deal. "It would be possible to structure the deal tax-effectively from Caxton's point of view, and allow *The Weekly Mail* to keep its independence," says Chris Frame, Price Waterhouse's national tax con-

R5bn fund mooted for social spending

8/10/90 12/12/90
259

THE Cabinet has appointed a committee of five Deputy Ministers headed by Deputy Finance Minister Org Marais to investigate the creation of a R5bn fund for social spending, a business source said yesterday.

Marais has sent confidential letters to private business asking for their views on the establishment, financing and use of such a proposed fund.

The source, who had read the letter, said figures mentioned were "in the region" of R5bn. He said the committee was looking at various sources of finance for the fund, including soccer pools, international aid or loans and government grants. It had also asked the private sector for suggestions.

It is understood the main focus of the fund would be on urban development.

Letters have been sent to industry associations including the life offices, banks and building societies, mining, and commerce and industry. Eskom is also said to have been asked to provide feedback.

Marais last night confirmed that Cabinet had appointed a task group to examine various financing options for social spending put forward by the private sector.

The group was co-ordinating existing information on social upliftment of the

GRETA STEYN

poor, including reports, memorandums and proposals from the private sector. He declined to confirm or deny that the creation of a R5bn fund was being considered.

"The task group will examine various financing options that have been proposed by the private sector. The task group will start investigations early next year and should submit a memorandum to the Cabinet fairly shortly," he said.

Marais also declined to comment on whether the ANC, the Development Bank and groups other than business would be consulted but said he had invited "different interest groups" to submit their recommendations to the task group.

The group would also draw information from government committees such as the Calitz committee on poverty and the Pretorius committee on housing.

A business source said there was some confusion as to whether a new fund would be created or whether it would fit into existing development structures such as the newly created Independent Development Trust and the Development Bank.

□ To Page 2

R5bn fund

8/10/90 12/12/90
259

Business people hoped the result of the investigation would be more co-ordination in spending on social backlogs, he said.

If a new fund is created, it is not expected to form part of central government's Budget — a move which could elicit criticism if government funds are used to finance it. The announcement of the off-budget Independent Development Trust in

the last Budget drew criticism from economists — including the IMF — who said the fund should form part of the Budget as it was financed by government loan funds.

Government was able to finance the fund to the tune of R2bn from borrowings it did not need because of a massive revenue overrun. Economists predict another overrun on revenue this fiscal year, leading to extra funds for development spending.

□ From Page 1

Arrest follows blast at ambassador's home

Official herald over blast

Soweto 20/12/90

RS9



WILLIAM SWING

POLICE have detained a South African foreign affairs department official in connection with a bomb attack on the Pretoria home of the United States ambassador, the department said yesterday.

"Justice must take its course and the department cannot comment on the matter at this stage," a department spokesman told a South African business magazine.

US ambassador to South Africa Mr William Swing was at home at the time of the blast early on October 4, but was not hurt.

The attack in the leafy suburb of the

capital, Pretoria, took place days after President FW de Klerk returned from a visit to the United States, where he became the first white leader in four decades to hold talks with a US President at the White House.

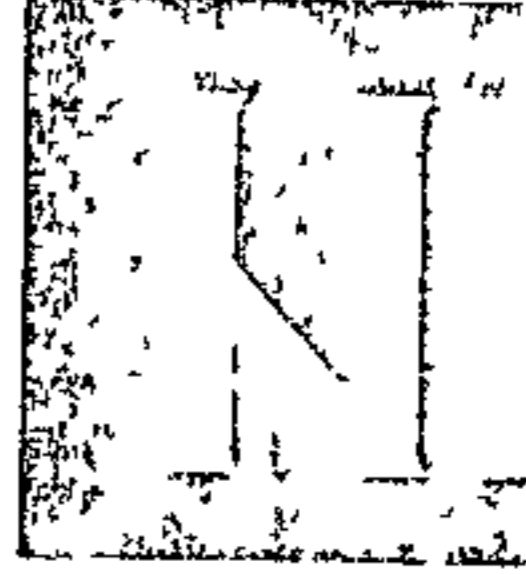
The home-made bomb damaged a garden gate far from the house.

Piet "Skiet" Rudolph, a rightwing guerrilla leader who is being held for the theft of arms from a Pretoria military arsenal, told a court this month that his organisation had shot at the British Embassy in Pretoria in January, smashing windows.

Pro-apartheid extreme rightists accuse Washington of meddling in South African affairs and resent Britain because it forced the end of the Boer Republics in 1902 after the Boer war - *Sapa-Reuter*

**Soweto
births
Shock
Page 2**

**bosses
quilt
- Page 21**



WISHE!

Mobilising money for development

INVESTING in development capital stock issues can yield good returns and institutions are supporting issues by the Development Bank of Southern Africa (DBSA), according to DBSA finance manager Richard Kirkland

The bank's entry into the capital market is aimed at mobilising private sector funds for development finance

Since May the bank has successfully placed about R500m of its R1,5bn DV07 2010 authorised stock. Of this, R300m has been raised in the secondary market and placed with some of SA's biggest financial institutions

Kirkland is determined to show that investment in socially desirable projects does not mean compromising returns to investors. "Through the DV07 we have succeeded in showing that investment in development can yield market-related returns"

DBSA is active in making a market in its own stock. Volumes average

NEIL YORKE SMITH

between R30m and R50m a week, according to Dirk Swanevelder who heads treasury at the bank

"Having launched the stock we remain market makers but are keen to see more active trade by third parties. We are constantly leaking more stock into the market — as and when the institutions are prepared to take it up," Swanevelder said

The bank's funding mix is crucial in determining the extent to which it can borrow at market-related rates but lend at low rates and on flexible terms, says Kirkland.

Capital employed by the bank is currently R3,3bn. This consists of R200m issued share capital (authorised R2bn), R2,1bn "development fund" consisting mainly of government grant aid, free reserves of R385m and capital market loans of R615m

Kirkland confirmed that DBSA's

average cost of capital increased marginally as it issued more stock at market-related rates

But, because government had committed itself to a five-year programme whereby grant aid was injected into the "development fund" each year, the average cost of capital remained very low

A big proportion of funds is directed into infrastructural projects that yield low returns. Funds are also lent to business, entrepreneurial and urban projects yielding virtually market-related returns

"Besides covering our cost of funds it is important that we match the borrowing and lending periods," Kirkland said.

"Most of our big loans are long term so we strive to raise long-term stock to match"

Kirkland said DBSA unit-holders enjoyed an "implicit guarantee" from government which limited their risk

24/12/90
R/P WJ

259



Coins may be shrinking, but not the Mint

THE SA Mint will more than double its staff to meet the challenge of increasing its output from 800-million coins a year to 1 800-million coins a year by the end of 1991

This is part of the overall revamp of SA's money system which started with the replacement of the R2 note with a new R2 coin. New-look 1c, 5c and, most recently, 10c coins have been introduced since

The latest SA Panorama magazine says the Mint's 380-strong staff complement will be increased to 850 to meet the challenge of replacing coins issued since 1965.

TANIA LEVY

In recent years these coins have been issued at a loss because of the sharp increases in copper and nickel prices.

To avoid these continuous losses the Reserve Bank decided to replace them with copper and bronze-electroplated steel blanks

The new coins will be minted at a new plant commissioned at Gateway, near Pretoria's Verwoerdburgstad, which will be able to produce 1,8-billion coins a year once completed

Panorama says about R100m in forex a year will be saved by stopping the import of nickel discs for higher denomination white coins. In its place about 8 000 tons of steel will be ordered from Iscor annually.

Steel is not only freely available in SA but is also cheaper because its price is not fixed by the London Metal Exchange.

The R5 note will be replaced with a coin, R100 and R200 notes will be introduced and all notes will be adorned with indigenous SA animals instead of Jan van Riebeeck's

□ To Page 2

SA Mint

likeness from 1992

Birds are featured on the new 1c, 2c and 5c pieces, veld flowers will adorn the 10c, 20c and 50c pieces and a R1 coin will bear an antelope similar to the R2 coin

Introduction of the new 20c coin — targeted for May 1992 — has been delayed to facilitate the replacement or upgrading of thousands of coin-operated machines

It has previously been estimated that it will cost the Post and Telecommunications Department about R80m to upgrade pay phones to take the new coins

About 23 000 existing pre-payment phones will have to be upgraded and all old

259

□ From Page 1

public telephones with a dial will be replaced by pre-payment phones adapted to the new coinage

Municipalities will have to upgrade parking meters but Panorama points out that many are outdated

However, there are cost-effective solutions to the problems of obsolete parking meters caused by changes in coinage and parking meter tariffs

Municipalities could use parking meters equipped with electronic coin validators, which can identify each of up to 16 different coins by diameter, mass, form and metallic content

PUBLIC SECTOR - GOVT. ASIAN AFFAIRS

1991

'Vula' trialists paranoid, State lawyer tells court

Sowetan 16/1/91
'OPERATION Vula' trialists are paranoid if they think they are vulnerable to attacks by conservative elements, a State attorney said in the Durban Regional Court yesterday.

Mr PJ Blomkamp of the Attorney-General's office was commenting on claims made by Mr Z Yacoob, who is appearing for the accused, during a bail application.

The trialists, charged with terrorism, are appearing before Mr TD Reed.

Yacoob had asked that the accused be allowed to change their addresses because of their high-profile status, which made them vulnerable to attacks from conservative elements.

Yacoob also argued that his clients' applications for indemnity had been stalled because of "political vindictiveness".

In addition, Yacoob requested that the accused report to the police weekly rather than daily. He said they found the current conditions intolerable and frustrating.

The magistrate reserved a decision on Yacoob's re-

quests until January 23.

However, he did agree to release Mr Billy Nair (61) on his own recognisances because of his recent illness.

Nair has joined the original eight, who are accused of conspiring with Communist Party leader Mr Joe Slovo to seize power from the Government by means of an armed uprising.

Blomkamp had opposed the proposed bail alterations for the remaining eight. The authorities wished to know where the accused lived, he said.

Furthermore, the ANC had suspended, not stopped the armed struggle. He said the ANC might resume military tactics and order the defendants to go underground again. Therefore the authorities needed to keep a close watch on the accused, he argued.

Blomkamp agreed that the question of indemnity should be settled quickly.

It would waste public money if the trial began and some or all of the accused be given indemnities in mid-trial or even at its end. - *Sowetan Correspondent*.

Solidarity want Super Cabinet

Sowetan 16/1/91
THE Solidarity Party of South Africa has called for the establishment of a Super Cabinet including extra-parliamentary representatives to create a climate of mutual trust and goodwill needed for the realisation of a new constitutional framework.

The leader of the ruling party in the House of Delegates, Mr JN Reddy, who is also chairman of the Ministers' Council in the HoD, proposed this in a resolution which he submitted at a meeting of the party's national executive in Chatsworth, Durban.

The resolution was adopted unanimously.

The resolution called on the State President Mr F W de Klerk to dissolve the Ministers' Councils of Parliament

as soon as possible and to amend the present constitution to provide for a Super Cabinet of representatives of all the parties (who are committed to participate in the negotiating process in a Government of national reconciliation).

Reddy said that those presently outside Parliament must also be included in the Super Cabinet to contribute at the highest level of Government towards the creation of a climate of mutual trust and goodwill in the country.

This, he said, was essential prerequisite for the realisation of a new constitutional framework which must also satisfy the aspirations of, and be acceptable to, every segment of South African society. - *Sowetan Correspondent*

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Call for new 'super cabinet'

By ARTHUR MAIMANE Cape Town
w/mail
1/2-7/2/91

THE Solidarity Party intends to place a motion before parliament calling on the state president to dissolve all three Ministers' Councils "as soon as possible" and amend the constitution to allow for the appointment of what it calls a "super cabinet" that would include extra-parliamentary parties committed to negotiations.

In a move that appeared to be preempting President FW de Klerk's speech, MP Ishmael Omar said yesterday that at the moment politicians were "talking past each other instead of to each other". Solidarity leader JN Reddy, said "the wounds of history have to be healed" and the proposed "super cabinet" would allow leaders of the disenfranchised to contribute to the running of the country while negotiations

for a new constitution were in progress. Solidarity says the "super cabinet" could be regarded as an interim government — an administration that the African National Congress is demanding. The all-party conference proposed by the ANC was likely to appoint a steering committee that could, said Omar, "be elevated to 'super cabinet' status". (258)

The majority party in the House of Delegates says the government, and some extra-parliamentary movements, have shown an interest in its proposal — "at least it hasn't been shot down in flames", said Reddy. Another proposal is that the rules of parliament should be changed so that non-MPs like Nelson Mandela and Chief Mangosuthu Buthelezi can use parliament as a platform to address the nation.

Solidarity bid to change Parliament

So wefan 4/2/91

 258

THE Solidarity Party in the House of Delegates is to push for far-reaching changes to parliamentary rules to allow extra-parliamentary leaders such as Mr Nelson Mandela to address Parliament.

It also wants major changes to the civil service to provide more job opportunities for blacks

Party leader Dr JN Reddy said yesterday that amendments to rules of Parliament would be sought as it was inconceivable that there was a situation where the deputy president of the ANC made a major political statement on the parade in Cape Town, the Chief Minister of Kwazulu Dr Mangosuthu Buthelezi from a hotel in Durban and the State

President from the rostrum of parliament.

"We will accordingly move for the removal of constraints that prevent major political statements from adversarial platforms which in effect allow major political role-players to talk past one another.

"There must be opportunities for South African political leaders

to talk publicly to one another in the intervening phase, from the same platform, should they so desire," he said

Turning to civil service, Reddy said that all political change could be negated by an "unwilling and racially protected civil service which, in our case, remains a legacy of the old apartheid order". - Sapa

Widespread protests over education cutbacks

The Argus Correspondent

DURBAN. — Hundreds of Indian teachers and pupils staged a 45-minute protest march along the Phoenix highway near Durban in a demonstration against education cutbacks imposed by the House of Delegates.

Several teachers and students were arrested during the demonstration by police who were assisted by members of the South African Defence Force.

The detained teachers and pupils were later released on warning.

Unconfirmed reports said that in several high schools pupils showing solidarity with the teachers have refused to enter their classrooms.

Indian teachers at many schools in Durban began a sit-in last Friday and the demonstration had now spread throughout Natal.

Schools in the Transvaal and Cape were also expected to join the protest.

The teachers are demanding that the Education Department withdraw a circular sent to school principals which makes provision for bigger classes, an increase in teaching hours, a large scale of redundancies of teachers and cutbacks in monetary allocations for library re-

sources and stationery

In leaflets distributed by the Teachers Association of South Africa, demonstrating teachers have been urged not to teach, but to remain in class with the children and to secure parent support. The leaflets called for a total ban on extra-curricular and co-curricular activities.

The Education Committee of the S M Jhavery Primary School, has sent an urgent fax message to the Minister of Education and Culture in the House of Delegates, Dr Kisten Rajoo, to immediately withdraw the circular so that normal teaching activities can resume.

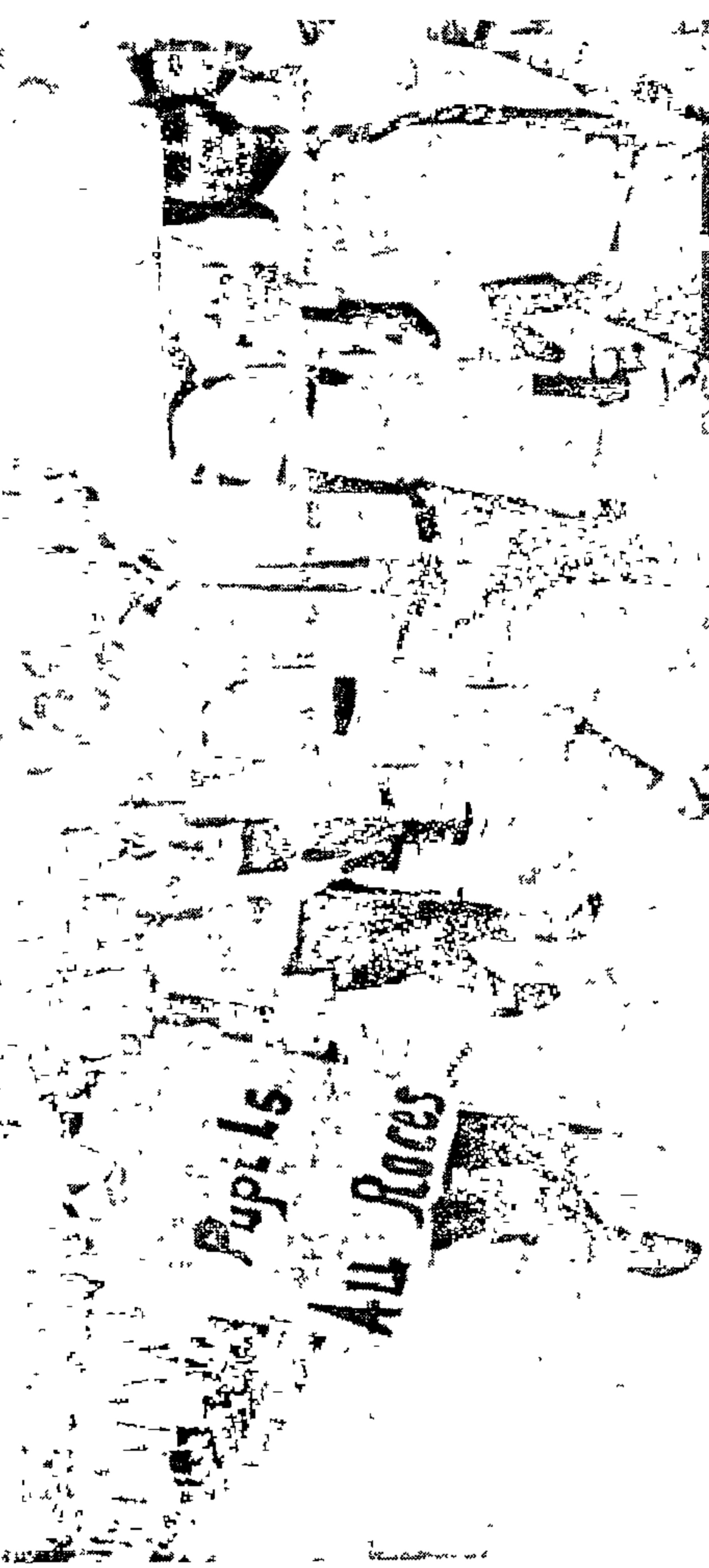
Dr Kisten Rajoo urged teachers to stop the sit in and start teaching pupils.

"They are being paid to teach and parents of pupils have been jamming my telephone with complaints and some are annoyed with the teachers actions."

The circular was sent to schools in a bid to highlight where redundant teachers are.

"According to the South African National Education Policy it states that there are 2 742 extra teachers in Indian schools. However, our own survey found that there are only 164 extra teachers."

McG... 6/2/91
288



ON THE MARCH: Pupils stage a demonstration along the Phoenix highway near Durban in protest against education cutbacks imposed by the House of Delegates.



THE WORLD

Teachers in strike

AN estimated 9 000 Indian teachers countrywide went on strike this week in protest against a R73 million cut-back in education, retrenchments, "increased teaching time and overcrowding."

By embarking on the "strike action", it was clear that the teachers were on a collision course with the House of Delegates.

The Teachers Association of South Africa said it would prolong its teacher sit-in protest action indefinitely while the HoD called on teachers to return to the classrooms, and threatened legal action if they refused to do so.

By late yesterday neither side

appeared to be budging from its stated position

The protest has already resulted in police action against a group of 20 pupils and six teachers from two Phoenix schools who were detained for more than an hour for staging a placard demonstration

Police spokesman Lieutenant Bala Naidoo said the 26 were detained for taking part in an "illegal march"

Mr Logan Naidoo, acting chief-director of education (control), confirmed the HoD was looking at the legality of the teacher protests as well as certain circulars sent to teachers by Tasa.

Naidoo, who had a meeting with some principals on Monday,

also warned about the danger of taking such decisions.

The protest by teachers was triggered by the HoD's controversial Circular 2 of 1991, which "aims at rationalising the staffing position at schools and colleges for 1991"

The circular calls for, among other things, an increase in the number of teaching hours of all educators and drastic increases in the pupil population per classroom which could lead to retrenchments and redundancies of teachers.

The circular, combined with an earlier R73 million cutback in education, raised fears of a decline in education standards and led to Tasa's call for the chalks-down campaign

Throughout the duration of the sit-in, teachers will not conduct any extra-curricular and co-curricular activities

Although no teaching will take place, Tasa has asked teachers to remain in the classrooms with their pupils

The protest action has been widely supported by Natal teachers

More than 100 teachers from various Indian schools stopped work for two hours on Friday and staged a sit-in at Clairwood Secondary.

They noted that "teachers in Indian schools were generally passive but their present rebelliousness had arisen from an intolerable situation."

Reddy gambles on no change

Political Staff

Star 11/2/91

258

CAPE TOWN — Solidarity is keeping up its demands for a new election for the House of Delegates after its defeat in a no-confidence vote on Friday

Solidarity leaders are gambling that none of their opponents would want to risk an election at present, and so would rather stick with the existing Ministers' Council until a new constitution is negotiated

After their defeat, Dr J N Reddy and his Ministers met President de Klerk on Friday for a few minutes

President de Klerk has several options. He can ask Dr Reddy to accommodate a few new faces, on his council to secure

majority backing; he can call an election; he can dissolve the present council and immediately reappoint the existing members, he can appoint a completely new council; or he can do nothing at all.

Solidarity has taken part in all the major discussions set up by President de Klerk with majority parties in the other two chambers, and with the national states governments, to discuss the run-up to negotiations and the multiparty conference

President de Klerk will this week meet the leaders of the parties ganged up against Dr Reddy to see if they can put together a majority. The 23 Members against Dr Reddy are due to meet today to form a New Republic Party.

Call to close House of Delegates

258
Secretary
11/2/74

SA Press Association

THE Transvaal Indian Congress on Saturday called on the state president to close down the House of Delegates immediately.

The TIC also asked President FW de Klerk to withhold all payments of salaries and pensions of MP's in the House.

In a statement, it rejected the call for another election in the House of Delegates, claiming the House was not recognized by the Indian community. Its continued existence, said the TIC, was merely a drain on tax-payers.

"The power struggle between two discredited individuals, Mr Rajbansi and Mr Reddy, continues to disgrace the people of South Africa and shows up once again the irrelevance of the House to the new politics of SA," TIC secretary Ismail Momoniat said.

Credibility

"Not a single MP in the House of Delegates has the credibility to make any meaningful contribution to the coming negotiation process," he said.

The TIC said it believes that all political parties in the House of Delegates should be excluded from the coming multi-party conference and discussion on a new constitution, as should the National People's Party and Solidarity.

Those parties do not have the support of any significant constituency, it said.

It added that money used for MP salaries and pensions should be used instead to uplift black education.

The TIC also condemned a new alliance between the Democratic Party and Mr Rajbansi's NPP, and called on the DP's Zac de Beer to explain his party's stand on corruption in the House of Delegates.

that courts must not become a law unto themselves, but, certainly in consultation with all the various agencies, I think the courts have this power to [Time expired]

THE MINISTER OF LAW AND ORDER Mr Chairman, I would like to thank the hon member for the introduction of this interpellation here. This is an issue which is important to all of us, and I am really looking forward to further discussions in the House on this issue this year. I also think it is a good idea that we should call 1991 the year to combat crime. I think this is a good suggestion and we are going to look into this. I want to thank the hon member for his suggestion.

The hon member for Springfield also said that we need more operations like Operation Thunderbolt. I want to assure him that they are on the way. People will not know when they will take place. They will strike them like a bolt of lightning out of the blue, but they will be coming. I can assure the hon member of this. I thank him very much for this suggestion.

The hon member also referred to the question of the deterrent aspect. I agree with him. However, it is a matter for the courts and I will not elaborate on it any further at the moment.

The hon member Mr Cassim also referred to social conditions which are conducive to crime. He is quite right. It is true. There are conditions about which the SAP and any police force in the world can do very little, but they exist and this is something to which we must all attend. That is why it is so important to me that we have this opportunity here in the House to discuss this sort of thing, because we need all hon members here. They are leaders in their communities and they must help us to take all our communities along with us in the fight to combat crime.

The hon the Leader of the Official Opposition referred to the question of the rural areas. He is quite right. They must also get attention, and I would like to point out that Operation Thunderbolt did not only take place in the cities, but also in the rural areas. It was really intended to hit everywhere in the country.

The hon member for Cavendish said there was a shortfall of manpower. He is quite right. He requested me to use the money that was made available to us. I want to assure him that we are on schedule with recruiting policemen, men and women, for the Force, as well as with the building of temporary police stations in Natal. So we are on schedule. We will spend the money on

HOUSE OF DELEGATES

the things for which it was allocated to the SAP [Time expired] Debate concluded

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Education, single ministry

Mr K PANDAY asked the Minister of Education and Culture

Whether he will bring about an immediate change to his Ministry so as to conform to the concept of a single ministry of education, if not, why not, if so, what steps does he envisage taking in this regard?

Answer 12/2/91 D4E INT
THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, I am not presently empowered to do what this interpellation asks for, but in responding to the question put by the hon member, I must point out at the outset that my ministry is in support of the concept of a single ministry of education. Due, however, to the legal constraints placed upon my ministry by the Republic of South Africa Constitution Act, Act No 110 of 1983, it is not possible to institute immediate changes at this stage.

In this connection, I want to inform hon members that the hon the leader of Solidarity asked for a single education ministry. However, hon members will appreciate that the Constitution will have to be amended to provide for this change and therefore it cannot be done unilaterally.

Notwithstanding this impediment, I am pleased to report that my ministry has been instrumental in introducing the following changes within the framework of existing legislation in its contribution towards creating a single ministry of education.

Firstly, schools under the control of my ministry are now open to all persons irrespective of race, creed or colour. Secondly, teacher-training institutions are also open to persons of other race groups. Thirdly, in-service training is being arranged for lowly qualified Black educators. Fourthly, senior officials of my department are currently engaged in negotiations with the Kwa-

Zulu and Transkeian governments with a view to assisting in their examination and curricular programmes. Fifthly, senior officials in my department are involved in discussions with the Department of National Education in formulating structures for a single ministry of education.

My ministry has established a job-creation component, the function of which is to create job opportunities for school-leavers of all population groups. Until such time as a new constitution is determined for the new South Africa, may I assure the hon member that I shall vigorously voice my demand for a unitary system of education to cater for all the peoples of South Africa without any form of discrimination.

I would like to thank the hon member for Reservoir Hills for putting forward this interpellation because it is a crucial one for nation-building. May I add that the Transkeian government has been assisted by my ministry of education for the past three years and by the hon the Minister before that. In this regard we have had tremendous success and have received acknowledgement from the Transkeian government. In KwaZulu right now we intend to train five hundred teachers in a part-time programme of correspondence studies in order to upgrade the skills of those teachers who have low levels of skill. I think it is in our best interests to train teachers so that they can train students better, in order for the latter to be able to take their rightful place in South Africa.

We have the same type of arrangement in the training college of the Department of Education and Training in Ladium. I would like to assure everyone in this House that the Ministry of Education and Culture will do its part to do what is best for education in South Africa.

Mr K PANDAY Mr Chairman, I am pleased with the announcements and the progress made by the hon the Minister in this field. I have no doubt about the fact that he is doing all that he can to bring about a unitary system of education. However, I wish to make further suggestions to the hon the Minister in order to help him to reach his desired goal. A unitary system of education is virtually upon us. The Department of Education and Culture must immediately embark on a programme to break down the barriers erected by apartheid education. I would like to suggest that the following be done immediately:

Firstly, there should be a rationalisation of the use of buildings. The two colleges of education in Natal and the Transvaal must now enrol students of all races to full capacity. The hostels should also be thrown open to all students.

Secondly, there should be a rationalisation of services. Approaches should be made to other departments to rationalise services. Negotiations should take place about the transfer of schools in the Transvaal and the Cape Province to the various departments, be it the TED, the DET or the CED.

Regarding departmental personnel at the DET head-office in Durban, negotiations should be held with other education departments in Natal for the services of personnel to be extended, where possible, to schools of other race groups. This will promote the exchange of ideas and practices, making it easier for a transition to a unitary system of education. Personnel from other departments in Natal should be invited to visit the House of Delegates, officials and schools.

The hon the Minister of Education and Culture and the Chief Executive Director should be studying the personnel structure and practices of other departments so as to create structures for educational management for a unitary system of education.

A teacher-exchange system between departments should also be considered to remove the trauma both of teachers and pupils which could result from a sudden change to a unitary system. A syllabus common to all departments and South Africans should be embarked upon.

In the seventh place, there should be only one policy for education in South Africa, rather than a myriad of confusing policies. In the eighth place, admission of non-Indians to Indian schools is an excellent practice. However, a subsidy should be demanded from the Government. The Government should not be allowed to shirk its responsibility. It is the department's duty first and foremost to utilise the funds they have to enhance or improve the education of the Indian child in terms of the own affairs budget. They should do as much as they can to uplift the quality of education for the other race groups, but concurrently with that, they should demand a subsidy from the Government. [Time expired]

HOUSE OF DELEGATES

Mr M F CASSIM Mr Chairman, this is one occasion on which I think I can agree with almost everything the hon member for Reservoir Hills has said

HON MEMBERS Hear, hear!

Mr M F CASSIM There is absolute unanimity on this issue and I think some of the steps the hon member has outlined are steps that all of us contemplate need to be taken, and need to be taken in a hurry, in order that we can give impetus to the idea of unitary education

We know very well that there are a number of our schools in the Transvaal and in the Cape which would be better incorporated into the Transvaal structure or the Cape structure, thereby consolidating the control of these schools. If Government wants an indication of our total unity on this issue, I think this is an occasion on which we can speak with one united voice, where all 45 members of this House can say in unequivocal terms that we want nothing less than one education system

It is going to lead to a lot of problems. There is a circular which is doing the rounds in Durban, which is distributed by the National Education Co-ordinating Committees. Instead of removing the crisis, these committees, which are crisis committees, are contributing to the crisis, because they are working on the assumption that we are opposed to the idea of a single ministry and they are calling for a single ministry. Let us proclaim loudly and clearly to South Africa that we in this House are four-square behind the idea of a single ministry. [Time expired]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I do not think any hon member of this House is opposed to the creation of a single ministry and a single department for education in this country. This was declared by the hon the State President in his policy speech last Friday. We accept the fact that the amalgamation of the various departments will take a considerable period of time

Of course the media do not look at the positive work done by the House of Delegates. It was our education department, our ministry, past and present, that started creating a sample of the new South Africa within the confines of own affairs. No other department was prepared to take non-Indians, especially Blacks, into its schools

HOUSE OF DELEGATES

What I want to propose is that all our actions should conform to a common norm. All the departments should decide jointly on the same things so that when a single department is created there will be no need to make any alterations, to restructure, etc. One of the important reasons for obtaining a single ministry on an urgent basis is that the angle of accusation in respect of the financial consequences as a result of the process of equalisation, should be shifted away from the own affairs ministry to general affairs, where the real culprit is the Government, due to the actions and inequalities of the past, because it is through unequal education that we saw the worst race riots in this country in 1976. In the Western Province a few years ago we had riots, especially in the Coloured areas, as a result of problems relating to education. Therefore, what we should propose as a unanimous resolution—the hon member on the other side stated that this was a good reason for unity—is that for these reasons the hon the State President should take immediate steps to amend the Constitution to enable him to remove education from the own affairs schedule. [Time expired]

Mr M F CASSIM Mr Chairman, to continue the debate, I think the hon the Leader of the Official Opposition has made a further contribution with regard to the position this House holds

I think we should take this matter one concrete step further. As the chairman of the study group on education, the ideal that we—I have been conferring with two of the members of the study group here—can now propose is that we should get together to study the mechanics, the structure of the system. Let us take this further in a meaningful sort of way so that we can make proposals via our ministry to the Government as to what can be done. I would like to invite my colleagues, the hon members for Reservoir Hills and Springfield, the hon the Leader of the Official Opposition and anyone else to join us in this study so that we can pursue this matter. That would indicate that this is a matter on which we feel quite strongly, because logically there is no other way in which this cookie will crumble. It will only crumble in one direction, viz in the direction of a unitary system. That will result in major economic repercussions in that the amount of money we have may not be enough for all the programmes we have. Consequently we will need to start educating the community to realise that sacrifices have to be made at the birth

of a new order. None of us should use opportunities to create crises in education. Instead we should work out how we can make sacrifices and where these sacrifices will be permissible. There is no doubt in my mind that sacrifices will indeed have to be made and that these sacrifices will be of some magnitude

The invitation is being addressed openly in this House and I am sure that hon members from the other side will gladly use this opportunity to prepare a paper or a memorandum which will allow us to take this matter further. I hope that in doing so, we will show our determination and our resolve to obtain a single ministry as quickly as is possible. [Time expired]

Mr K PANDAY Mr Chairman, since last Friday a breath of fresh air has entered this House. We are not at opposite ends on this issue. All of us agree on this common goal of a unitary system of education

HON MEMBERS Hear, hear!

Mr K PANDAY The imminent demise of the Group Areas Act and the adjustment to the Population Registration Act sounded the death knell for own affairs administration. Therefore, the call from the hon member for Arena Park is a very valid one and if the hon the State President takes this to heart, and it can be done and there could be an amendment as far as the legislation is concerned, this would most certainly solve many problems here in South Africa

Hence it is important to prepare our teachers and pupils for fully integrated schools where discrimination on the grounds of colour, race or creed will be a practice of the past. Education for all in all respects will be the order of the day

It is the bounden duty of the hon the Minister to set the scene for change. However, it is his duty, and that of his department, to ensure that the Indian child does not in any way lose out because of the paltry sum of money being shared with other race groups. Charity begins at home. For every non-Indian pupil admitted into our schools the Government has to provide a subsidy. The goodwill shown by admitting non-Indians [Time expired]

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, at the outset I would like to thank every hon member for his valuable and

valid contribution in this very important interpellation. I welcome those suggestions that are valid and practical and would like to see certain aspects of them implemented in the system. I would like to add, however, that certain of these recommendations are being implemented already and my division is working on this

I would like to state at the outset that we were the only division to allow people other than Indians to be accepted in all our schools and to accept that as official policy as of last year. There are 8 643 students who were accepted officially in 1989. In January of this year, we registered 7 100 Black students alone in our schools. So we are well on our way to integration. May I add that we are not looking at these students who are entering our schools as Indian, Black, White or Coloured children—to us they are all simply students

HON MEMBERS Hear, hear!

THE MINISTER Therefore, regarding the subsidy requirement from the Government, we are requesting a larger sum as I have requested vociferously in the past. The money they have given us is not enough. The standard formula they have developed and foisted on us does not suit the needs of this country at this time. We need money on a needs basis and we should have that type of money allocated to us so that we can impart quality education in the search for excellence in our division as we are doing

HON MEMBERS Hear, hear!

THE MINISTER I appreciate the work of the hon the Minister of Health Services and Welfare, because he was the first to start rationalisation. He started it when the House of Representatives took over certain divisions to administer and we are following suit. We are going to ask the House of Representatives to see if they can take up the Cape division and administer it, whereas we would administer the Durban division where the bulk of our people resides. That makes sense and, I think, it is practical and logical. Moreover, we will save money in that particular way. [Time expired]

THE CHAIRMAN OF THE HOUSE Order! I just want to advise the hon member Mr Cassim as well as the hon member for Reservoir Hills that in this Chamber the hon the Leader of the Official Opposition enjoys official status and in reference to him hon members must refer to him as the hon the Leader of the Official Opposition and not as the hon member for Arena Park. Debate concluded

HOUSE OF DELEGATES

these guidelines it is said that the aim is to influence observers of health services positively and in a co-ordinated way I say to the hon the Minister that the function of the Minister of National Health is, in fact, to provide health services most effectively Sometimes we find that health matters are raised through the media, for instance in the case of what was happening at King Edward VIII Hospital last year It is only when these health issues are raised that those matters are addressed

In the guidelines negative reporting is mentioned I would like to ask the hon the Minister what she regards as negative reporting Is it negative reporting when press reports mention the chronic shortages, for example at King Edward VIII Hospital, which I referred to earlier? I would like to know Is it negative reporting when a department which is faced with imminent collapse speaks to the Press and informs the public as to what the real situation is? I would also like to ask the hon the Minister whether it is not authoritarian when the person who is charged with this particular function at provincial level says to the media that he, and only he, can comment to the Press I would like to ask the hon the Minister that very basic question Is it not better to talk freely with the media? Is it not better for the public to be informed fully? [Time expired]

*Mr T PALAN Mr Chairman, thank you very much for the opportunity to participate in this debate

*HON MEMBERS Hear, hear!

Mr T PALAN Sir, from the answers given by the hon the Minister, it is apparent that this document is issued to regulate information to the media on matters of national health only It also regulates the function of the various health departments and each department's role in its defined areas

Am I to conclude from this that the various health departments in the different Houses do not speak the same language when it comes to national health, and that we have to have a media liaison office to communicate this kind of information to the Press and the public? If so, then this is a confirmation of the assumption of many people that this tricameral parliamentary system does not work well

I therefore wish to ask the hon the Minister, in her capacity as Minister of National Health, to propagate an ideology, or at least ask the hon the State President to do away with these three departments and have one ministry for health Many hospitals, clinics, pensioners and disabled people are crying out because there is a lack of money In this way, however, we shall be doing our community a great service by taking away additional costs in the various other departments [Time expired]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I would not approach this topic from the point of view held by my colleague, the hon member for Springfield However, I want to say that this is a retrogressive step

Sir, I wonder whether the hon the Minister of National Health is aware of the fact that there was, and possibly is a National Health Policy Council According to the 1983 Constitution, all Ministers—whether in charge of general affairs or whether in charge of own affairs—have equal status

A few years ago, the hon the Minister's predecessor launched a grand public relations scheme at a hotel in the Transvaal It was then decided at Cabinet level that when announcements of national importance or matters relating to health and health services were made, each Minister would enjoy equal status and that such announcements would be made jointly

Furthermore, there is only one Minister of National Health in this country The own affairs Ministers are Ministers of health services After much deliberation it was agreed—even at Cabinet level, by the committee supported by the hon the State President when he was chairman of the Cabinet Committee concerned with social services and Chairman of the Ministers' Council—that every announcement or communication in respect of matters such as health or education, would be made jointly by the Ministers concerned with health or education

If it is the policy of the National Health Policy Council that each Minister concerned with health has status equal to that of the hon the Minister of National Health who is in charge of general affairs, then—as the hon member for Springfield has stated—it would be a retrogressive step for the hon the Minister of National

Health in the Cabinet to take supreme responsibility, and it would be wrong [Time expired]

Mr P GOVENDER Mr Chairman, with the multitude of health ministries in this country, the potential for conflicting and contradictory policy statements is real

In view of the sensitivity of the portfolio, it is important that the activities of parallel ministries be streamlined and co-ordinated This will make for a more efficient utilisation of the country's limited resources However, these laudable objectives cannot be achieved by fettering the power of own affairs ministries to make statements What is necessary and long overdue, is the abolition of own affairs health ministries If the withdrawal of some of the functions is not adversely affecting health care, then the abolition of own affairs ministries would make a positive impact on health care

Mr M RAJAB Mr Chairman, although it was never intended, this debate has in fact veered towards own affairs I would just like to make the following comment If hon members on the other side of this House really wish to put their money where their mouths are, they should do something more positive about it They should try to put an end to the own affairs concept as quickly as possible There is a way out [Interjections] There is a constitutional way out If hon members would like to consult me in this regard, I shall give them free advice

To return to the document before us, the chairman of the Natal coastal branch of Masa, Dr Fanus du Toit, said, and I quote

Masa will never accept gagging from any political authority
[Time expired]

THE MINISTER OF NATIONAL HEALTH Mr Chairman, this document does not relate to any private health or other association, therefore this does not concern Masa This concerns the different departments of health This is the first point I would like to make [Interjections]

I would like to reply to what the hon member said earlier I would like to stress the fact that we need not select issues from this paper If one looks at what it says further on, one will find that this document states clearly that health is an emotional matter and that the public is easily alarmed It is therefore imperative that the

public and groups that have an interest in health services should be properly informed Problems should not be hidden, but should rather be handled with great responsibility so that there is no unnecessary anxiety about the services

The words "health system on edge of collapse" have been used We do have problems, but health is not on the edge of collapse

Mr M RAJAB Was the King Edward VIII on the verge of collapse?

THE MINISTER I would like to reply to the hon the Leader of the Official Opposition The principle of this document was approved at a meeting of the National Health Policy Board, at which all Ministers and MECs responsible for health care were present The principle was discussed and this is an effort to maintain a healthy management practice in the liaison with the media

This is no effort to stop criticism or to gag any criticism of the health care family The whole purpose of this is to provide a good channel of communication within the different departments I should like to refer the hon member to the way in which this is being handled [Time expired]

Debate concluded

INTERPELLATION

The sign * indicates a translation The sign † indicates the original language

Own Affairs *Hausveld* 19/2/91
Cato Manor development (258)

Mr M RAJAB asked the Minister of Housing

(1) Whether he has received information on a proposal made to the Durban City Council for the development of Cato Manor involving, *inter alia*, the establishment of an independent development agency, if so,

(2) whether he has taken any steps in regard to the matter, if not, why not, if so, what steps?

D9E INT

The MINISTER OF HOUSING Mr Chairman, the answer to question 1 is no. I have, however, in a letter to the Town Clerk of Durban dated 16 January 1991 confirmed that my administration has assumed full responsibility for the development of that portion of Cato Manor that was deproclaimed. The development will no doubt meet the needs of those who are on our waiting list, of whom the vast majority comprise persons whose families were originally displaced from Cato Manor.

I have further expressed the wish that my administration's position in regard to that portion of Cato Manor referred to, be respected and that the portion in question accordingly be excluded from any of the deliberations regarding the planning of the larger Cato Manor area.

Question 2 falls away.

Mr M RAJAB Mr Chairman, I say with great respect to the hon the Minister, in the words of Vito Corleone, that he disappoints me. He disappoints me because his answer is couched in the language of yesterday's politics. The hon the Minister disappoints me because, on the one hand, he talks about a vision of the future South Africa, but when an opportunity presents itself to give effect to that vision in practical terms, he is found wanting. The hon the Minister also disappoints me because his answer is couched in and prescribed by the own affairs concept which hon members on the other side of the House have vowed to put an end to. [Interjections.] As I said previously, if the hon member will keep his mouth shut he will hear me.

An HON MEMBER You want the answers that you like, but you are getting the truth!

Mr M RAJAB The hon the Minister disappoints me, because he quite obviously is unaware of the fact, as that hon member is too, that the Group Areas Act is on its way out. Despite this, these hon members talk about providing homes in terms of the own affairs concept. [Interjections.]

The CHAIRMAN OF THE HOUSE Order!

Mr M RAJAB I am well aware of this and I sympathise with those people who would like to provide homes for Indian people. I most certainly empathise with the fact that our people lost all this land in Cato Manor, but we are emerging into a new South Africa. The new South Africa beckons us and those of us who

wish to be leaders in the new South Africa must now do practical things in order to create that new South Africa. I am absolutely surprised that nobody on that side of the House has taken the trouble to go into this matter. They would then understand, firstly, that the Durban City Council, through its chairman of Manco I am told, is prepared to donate council-owned land in Cato Manor for the development of an area which could provide low cost housing for all people. The figure that is mentioned is a figure at which we cannot provide housing. The figure that is mentioned is R15 000 to R20 000 per house. I ask the hon the Minister if that is commendable or not.

The MINISTER OF HOUSING They are sucking that figure out of the air.

Mr M RAJAB Is that not commendable?

The MINISTER OF HOUSING Yes!

Mr M RAJAB I am glad the hon the Minister has said that it is commendable.

We pontificate about the housing we are providing for Indian people. The hon the Minister is aware that this land was raped of Indian people 27 or 30 years ago, but in 1978, I think it was, it was reproclaimed. What has happened since then? Precisely nothing. In real terms we have only provided a handful of homes.

Mr T PALAN [Inaudible.]

Mr M RAJAB That hon member should go back to Cato Manor, then he would know what I am talking about. He does not know where Cato Manor exists!

[Time expired.]

The DEPUTY MINISTER OF HOUSING Mr Chairman, we have heard the hon member for Springfield saying he is extremely disappointed and also speaking about the emergence of a new South Africa. [Interjections.]

An HON MEMBER Ask him where he lives! HON MEMBERS Permit!

Mr M RAJAB No permit! I challenge the hon the Deputy Minister.

The CHAIRMAN OF THE HOUSE Order!
The hon the Deputy Minister must proceed.

The DEPUTY MINISTER Mr Chairman, one must understand the circumstances and the historical background of Cato Manor. One should talk about the Indian situation in South Africa and in the province of Natal as this is an area which will go down in history in relation to what the Group Areas Act and the sovereign authority of this State have subjected our people to. Those are the factors we must take into account.

However, how does one remedy this situation overnight? The acute shortage of housing for the Indian community in the country cannot be emphasised any more strongly than it has already been emphasised by every hon member of this House in the seven years we have been here. Cato Manor features highest on the list with regard to housing in Natal. In this area there are the areas of Umkumbaan, Bonela and Wiggins, but in any event we always talk about Cato Manor. I want to respectfully ask hon members to establish what portion of Cato Manor was returned to the Indian community. Furthermore, there are various implications when it comes to the development of an area. When an area has been taken over in terms of the Group Areas Act and is then given back to the Indian community, consolidating this land in terms of registration as a township is a big problem and this is one of the biggest problems that, tragically, is facing Cato Manor.

I want to assure hon members that since my appointment one of the important factors that I have had to take into consideration with my colleagues has been that one would not be able to establish an area with radical organisations. [Time expired.]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, the hon the Minister of Housing is aware of the fact that I have never played party politics in areas like housing, education, etc. At private meetings with him I stated that we were going to wait for the hon the State President's policy speech on 1 February before deciding on the direction we were going to take.

The argument by the own affairs administration today would have been acceptable before 1 February. To a certain extent I am also disappointed with the answers given by the hon the Chairman of the Ministers' Council because, with the announcement by the hon the State President that the Group Areas Act and the Population Registration Act are going to be

abolished, one should now, as I stated on 8 February—the answer was lacking from that side of the House—create within the arena of own affairs a sample of the new South Africa.

The aim of this interpellation was to get a response, now that the hon the State President has clearly defined our direction, to the idea of opening up whatever areas we have to open up. We are opening up schools. We have opened up Mariannhill, where homes are allocated to Blacks and developed with Indian housing funds. Let us also play our role in respect of Cato Manor. However, we play our role in such a way that people do not use Indian areas, let alone White and other areas, and that they do not take Cato Crest.

What we are expected to say, is that before 1 February we had a particular line of thought and now, after 1 February, we are prepared to sit down with others. If one looks at the history of the area one sees that the section that has been returned to the House of Delegates was also occupied by members of the Coloured and Black communities of South Africa. Let us therefore not argue about history, one can argue from both sides of the fence as far as the real occupation of Cato Manor is concerned. Let us rather say we have a responsibility for Indian housing, there are projects in the pipeline and our administration has to complete those projects. Within that context, without bowing down to mischief makers, people like Mr Sutcliffe, etc, who have their own narrow-minded ways, let us do our own thing. [Time expired.]

Mr M RAJAB Mr Chairman, for the edification of the hon member for Camperdown, allow me to tell him as well as other hon members of this House that I have never applied for a permit in terms of the Group Areas Act to occupy my house in Westville. I want to put that on record.

Mr T L GOUNDEN Next week I will have to tell you what you said last Friday.

Mr M RAJAB I do not speak from both sides of my mouth. [Interjections.]

The CHAIRMAN OF THE HOUSE Order!

Mr M RAJAB and from elsewhere as well! [Interjections.]

The CHAIRMAN OF THE HOUSE Order!

Mr M RAJAB We are discussing Cato Manor, and I was talking about the vision of a new South Africa I have to endorse everything that the hon the Leader of the Official Opposition has said [Interjections]

This area includes the greater Cato Manor, which, in turn includes Cato Crest, parts of Westville, Sea View as well as Chesterville

The MINISTER OF HOUSING We have no control over that

Mr M RAJAB I hear the hon the Minister saying he does not have control over that He may not have control, but he certainly has a responsibility to know what is going on in the market place [Time expired]

The DEPUTY MINISTER OF HOUSING Mr Chairman, I agree with the hon the Leader of the Official Opposition that in the circumstances we should do what we are able to do today, and allow tomorrow to take care of itself

As far as the Durban City Council is concerned, when I have to take into account the agony of the Indian community and the attitude of White authorities, I would like to ask the Durban City Council who subscribed to the idea of Cato Manor becoming a group area in the first place Yet, today they are great philanthropists [Interjections]

We have an administration I want to make this very clear One has to understand that there are temples in Cato Manor which date back as far as 120 years ago There are established national monuments—and this has never happened before in South Africa—in areas which are only being established now Now for the first time the Administrator and Exco had to be called in by the Ministers' Council for the registration of townships The efforts made by the deeds office, the surveyor, etc, have all been instrumental in expediting the development of Cato Manor as much as possible Therefore I want to assure the hon member—not that I or we subscribe to the Group Areas Act—that we have to take the circumstances of the people at grass-roots level into consideration and do whatever is humanly possible to house them

If we have lost out on Cato Manor, with respect to the rest of the community, history will record that we have failed totally I do not subscribe to the own affairs concept

The taking away of Cato Manor was a fight on the part of White racists in Durban and some of the remnants of this fight are still there in another guise They want to take that land away but they will not! They shall not!

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Some of them do not care about the Indian have-nots!

The MINISTER OF HOUSING In so far as the Blacks are concerned, we have parted with land to help those who were squatters, in Lenasia, Pietermaritzburg and Chatsworth We have made those sacrifices [Time expired]

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE We have helped hundreds of victims

The MINISTER OF HOUSING Lip service is useless because we have to face those hundreds of people who come to our offices wanting homes I would like the hon member for Springfield to find me ten people who are former residents of Cato Manor and are waiting for homes, who will support him [Time expired]

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Committee of inquiry

*1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Education and Culture

- (1) Whether his Department set up a committee of inquiry to investigate education, if so, what are the relevant details,
(2) whether members of the (a) press and (b) public were barred from attending the hearings of this committee, if so, (i) why and (ii) who took this decision? [Time expired]

The MINISTER OF EDUCATION AND CULTURE

(1) No

(2) (a), (b), (i) and (ii) fall away

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising from the hon the Minister's answer, will the hon the Minister confirm whether the Ministers' Council or any of its members instituted the inquiry? [Time expired]

The MINISTER Mr Chairman, this answer needs thought and deliberation I would suggest that the hon the Leader of the Official Opposition put it in writing and we shall then furnish him with an answer [Interjections]

Mr A G V NAIDOO Mr Chairman, on a point of order It is my contention that this question refers to the 1991-92 financial year and is anticipating the Budget still to be presented to Parliament It is also anticipating the hon the Minister of Education and Culture's budget debate in this House I therefore suggest that the question is out of order on the grounds of the rule of anticipation [Interjections]

The CHAIRMAN OF THE HOUSE Order! I will have to go into the point of order raised by the hon member for Durban Bay, but in the interim the hon the Minister may proceed

Allocation of funds

*2 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Education and Culture

Whether he (a) objected to or (b) rejected the allocation of funds to his Department in respect of the 1991-92 financial year, if not, why not, if so, (i) why and (ii) with what result? [Time expired]

The MINISTER OF EDUCATION AND CULTURE

(a) Yes

(b) Yes, the Provincial Budget Estimate of R685,435 000 for the rest of Education (excluding salary increases) was rejected

(1) Funds not enough to meet our needs

There was only minimal difference between the budgets for 1990/91 and 1991/92 upon close examination Therefore the new budget does not cater for

inflation of ± 15%,

price escalation,

the confirmation of temporary teachers,

ductible as an operating loss.
Another means of countering arbitrage as a consequence of different tax rates on normal income, interest and dividends for individuals in the wake of a low-rate tax on

was needed
Central government and the
trations for Own Affairs require
and the provinces R4,1bn

FW quells voting bid to oust Reddy's Solidarity

Political Staff

258

CAPE TOWN — President F W de Klerk has ignored a vote to reconstitute the Ministers' Council in the House of Delegates and has retained J N Reddy as its chairman.

In a statement issued yesterday, De Klerk said "it is clear that Solidarity still remains the strongest party in the House" *8/Jan 20/2/91*

He added that the majority which voted in favour of the motion to reconstitute the council from members from the main parties in the House did not "reflect a sufficient cohesion on which to base a transfer of executive power".

"I have also been provided with information to the effect that Dr Reddy can rely on majority support in the House," he added.

Since the 23-19 vote against Reddy and his Ministers' Council in the no confidence debate two weeks ago, at least three of the Solidarity members who crossed the floor to join an opposition alliance have crossed back. An independent has also joined the party.

However, De Klerk added that his decision "does not exclude the possibility of a reshuffle of the Ministers' Council on the recommendation of the chairman at a later stage".

Reddy said later he was glad "it has come to an end".

"All members of the HoD must recognise we are approaching an hour where far more important things are taking place, and we should concentrate our energies on making a contribution to the reform process"

Blow to Rajbansi as FW backs Reddy

Political Staff
skw 20/2/79

President de Klerk has decided to keep Dr J N Reddy as chairman of the House of Delegates Minister's Council, despite his losing a motion of no confidence

(258)

The fight against Dr Reddy was led by the Leader of the Opposition, Amichand Rajbansi. Mr Rajbansi's motion asking President de Klerk to reconstitute the Minister's Council was passed by 23 votes to 19 on February 8

Mr de Klerk's decision to keep Dr Reddy in office is a major blow to Mr Rajbansi

In a statement yesterday, Mr de Klerk said he had met all leaders who wanted to speak to him. He said it was clear that Solidarity "still remains the strongest party in the HoD"

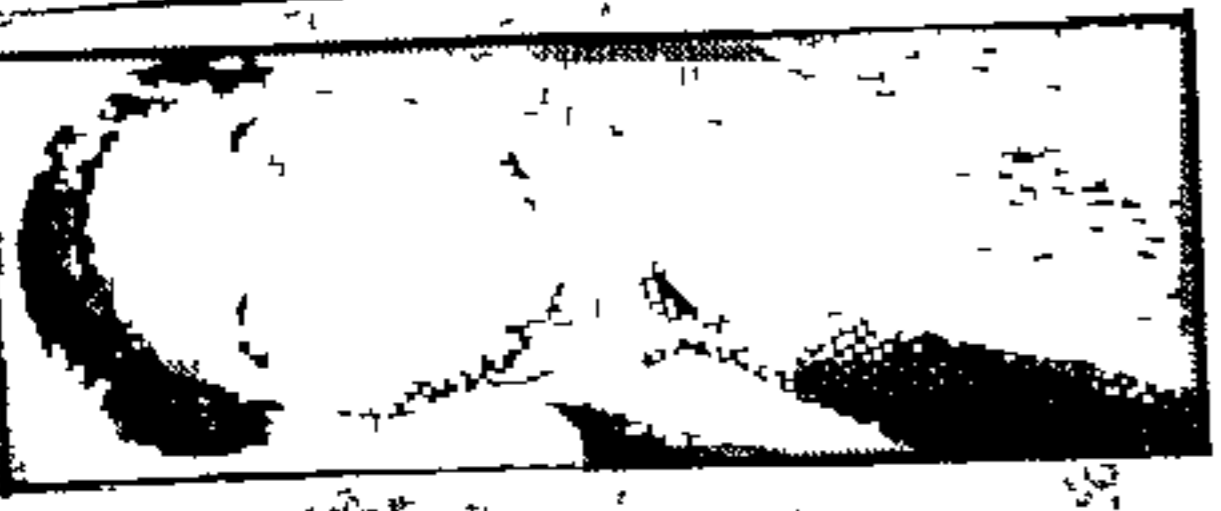
The 23 members who voted against Dr Reddy did not "reflect a sufficient cohesion on which to base a transfer of executive power"

Mr de Klerk said he also had information that Dr Reddy could rely on the majority sup-

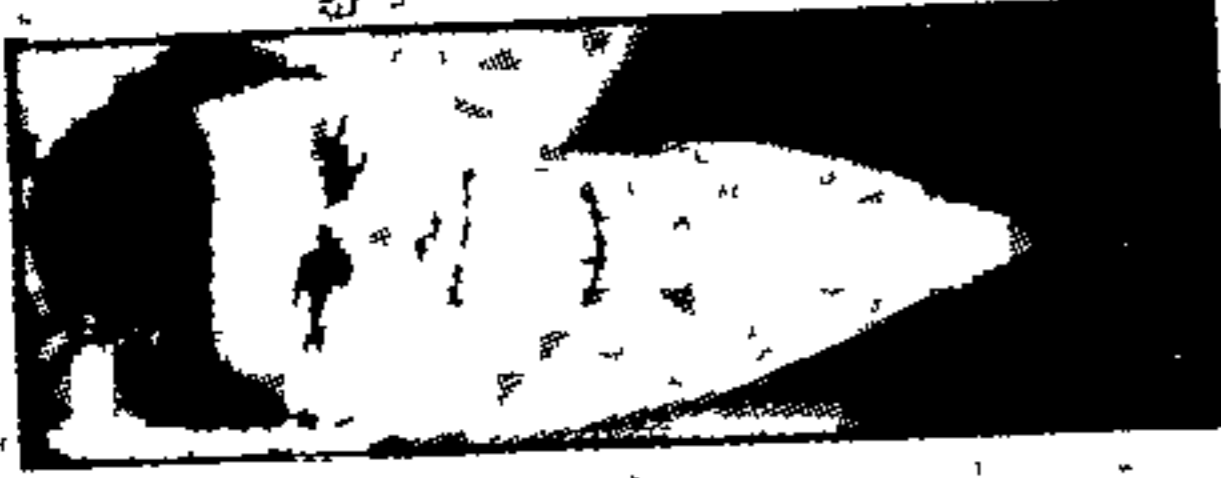
port in the House if he continued as chairman of the Minister's Council.

"After due consideration I have come to the conclusion that the differences among the different parties in the House are of such a nature that a re-constitution of the Minister's Council on this basis is not feasible at this stage," Mr de Klerk said.

This did not exclude the possibility of a reshuffle of the Minister's Council by Dr Reddy at a later stage, Mr de Klerk said.



In . . . J N Reddy



Out . . . A Rajbansi.

is the intention of the hon the Minister to ensure that in this historic year there will be no discrimination as far as social pensions are concerned I agree with the hon the Minister that it is the State's responsibility to subsidise, not to provide wholly for pensioners. Let us also get an announcement that while party will be achieved, there will also be an attempt to increase the pensions given to social pensioners

Notwithstanding the global amount that is going to be allocated in the Main Budget—that is an unknown figure—we want a policy decision enunciated. What we are asking for today is a declaration on the part of the hon the Minister present in our House today, because she actually has the type of line function referred to by the hon the Minister of Finance on 21 February. The hon the Minister of Finance actually reprimanded those hon members who questioned him about the allocation of funds for education. He virtually reprimanded them. Let us take a cue from there and not start waffling or dribbling [Time expired.]

Mr M NARANJEE Mr Chairman, from the very inception of the tramestral system, general affairs Ministers and of the House of Delegates promised that party would be reached within a five-year period, a process which should therefore have been concluded in 1989

Despite allowing increases to pensioners every year, there was still very insignificant progress towards the goal of achieving parity within those five years. In his Opening Address, the hon the State President indicated that all apartheid structures would be done away with. However, the awarding of different rates of pay and pensions, etc, purely on the basis of the colour of a person's skin, still remains with us today. This remnant of apartheid must be put to rest for ever as we move into a new era

Delaying the achievement of parity is procrastination. The cost to the country would be greater if parity were achieved later. Does it not make economic sense to implement parity now? Let us be bold and take the bull by the horns. I know the hon the Minister in the House of Delegates has taken bold decisions in the past and has not been found wanting in regard to social issues. This is an issue which affects people at grassroots level, and we have to face the people at that level. I believe we should not sow the seeds of discontent and suspicion at grassroots level, at

this point in time, in this process of reform that South Africa has undertaken.

In conclusion I want to say that an ounce of help is worth a pound of sympathy. I hope that we shall look after these people who look up to us so much. I agree with the hon the Minister when she said that the community should also be involved. The fact, however, that this pattern of non-involvement has been prevalent for so long makes this difficult. I think that the community can now, slowly but surely, start preparing for fully fledged involvement, when all things will be equal for everybody. We can also start playing our part in providing services to our people. I think the hon the Minister also echoed the sentiments of the Indian community when she said that this community was far ahead in this direction. I want to assure her that we are not behind in that respect. [Time expired.]

Mr K PANDAY Mr Chairman, the development of a retirement village also needs support. Welfare organisations like the Arian Benevolent Home should be assisted in developing, as they would work to further the interests of the aged and not for profit. They would also see to the long-term needs of the aged, providing care for the aged who become frail over a period of time and need nursing care. The advantages of this are, firstly, that the aged would be in a protected environment and sheltered from attacks on life and property. Secondly, service centres, day-care centres and home-help services and the like could be provided by the welfare agencies and local authorities at low cost, as the aged would be living together.

Thirdly, organised activities, cottage industries and games, etc would enable the aged to live happily. They would be physically and mentally occupied and in a position to supplement their income from organised, productive activities. Fourthly, the aged would live independently and be less of a burden on hospitals and institutions providing residential care.

Once again, in keeping with the theme of the new South Africa, where all of us will enjoy the sunshine and the braai/leis equally, I ask, for the sake of the pensioners, or pioneers—men and women who have helped to build up a beautiful nation, but are now old and are State pensioners—for party retrospective from 1 January 1991 [Time expired.]

The MINISTER OF NATIONAL HEALTH Mr Chairman, I am well aware of the disparities in pensions. The Government has accepted the principle of parity. This is a very difficult problem to solve when there is no economic growth. The Government is investigating the problem at the moment, but I believe it is important that one should not have unrealistic expectations.

I wish to respond to the hon member for Reservoir Hills. I do not argue the point which the hon member raised in connection with the plight of the elderly. I agree with him and have great sympathy for the problems which they are facing. I believe it is the responsibility of the State to support those who cannot cope by themselves. It is therefore a very serious problem, and I have no argument with the point which the hon member raised.

I want to thank the hon member for Bayview for his kind words. As far as I know—and this is not my line-function responsibility—the possibility of a transfer of pensions in the private sector is being investigated at the moment. I cannot report whether this is so, or how far this investigation has progressed.

I also wish to respond to the hon the Leader of the Official Opposition. It is true that the hon the Minister of Finance will consult with me, in my capacity as Minister of National Health, on the matter of allocating certain grants, but this will happen only after he has decided on the amount that is available for social pensions. I do not have this information at this early stage. He will consult with me as soon as he is ready to do so. However, as I pointed out at the beginning, this is not the time to discuss this very serious problem.

I now come to the hon member for Mananhill. I agree with the hon member and sympathise with his approach. I have no problem with anything he has said. However, I believe and hope that we as responsible leaders in our communities will take the initiative to develop cost-effective programmes which will promote the ability of the elderly to stay independent. [Time expired.]

Debate concluded

* Precedence given to questions on own affairs on this day pursuant to the resolution adopted by the House on this day

QUESTIONS

† Indicates translated version

For oral reply

Own Affairs

Political party congress: amounts paid

*1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

Whether the Administration House of Delegates paid for the (a) motor transport and (b) hotel accommodation of members of the Ministers' Council who attended a political party congress held in the Transvaal in 1990; if so, (i) why, (ii) to what extent and (iii) what is the name of the political party involved?

Answered 26/2/91 D8E
The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(a) Yes

(b) Yes

(i) Provisions exist in the Guidelines for Ministers issued by the Office of the State President

(ii) All costs

(iii) Solidarity

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the answers given, I understand that the hon the Minister of Health Services and Welfare is suggesting that no further questions be taken. Notwithstanding that, my further question

The MINISTER OF HEALTH SERVICES AND WELFARE Mr Chairman, on a point of order. The hon member is implying that I am saying to my colleague that he should not take any further questions. I want to assure him that I never said that.

The CHAIRMAN OF THE HOUSE Order! The hon the Leader of the Official Opposition may proceed

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I do not want to waste my time with a clown

Mr Y M MAKDA Mr Chairman, on a point of order The hon the Leader of the Official Opposition has used the term "clown" Is he referring to the hon the Minister of Health Services and Welfare?

THE CHAIRMAN OF THE HOUSE Order! Did the hon the Leader of the Official Opposition use the word "clown"?

THE LEADER OF THE OFFICIAL OPPOSITION Yes, Mr Chairman, but I was not referring to the hon the Minister

THE CHAIRMAN OF THE HOUSE Order! The hon the Leader of the Official Opposition must not play around with words He must withdraw that word

THE LEADER OF THE OFFICIAL OPPOSITION I withdraw it unconditionally, Mr Chairman

My further question is this What if the hon the State President's rule book, referred to by the hon the Minister, does not allow for such expenditure? Secondly, in order to avoid being accused of misleading Parliament, would the hon the Minister be prepared to let this matter be adjudicated by the Advocate-General of the Republic of South Africa?

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES Mr Chairman, as far as we are concerned, provisions 4 1 1 and 5 1 1 in "Guidelines for Ministers" clearly indicates what the position in this regard is I am sure the hon the Leader of the Official Opposition knows about them [Interjections]

The hon the Leader of the Official Opposition asked whether the hon the State President allows this or not We have cleared up that aspect, but what confuses me so much is that the very thing he is questioning me about now is in fact what he was doing when he was Chairman of the Ministers' Council I can vouch for that because I was a Minister under his chairmanship What we have done is nothing new As far as payment for travelling and hotel expenses is concerned for attending party congresses is permissible It has been cleared with the hon the State President

HOUSE OF DELEGATES

Minister of National Education

(a), (b) (i) and (ii) fall away

(2) No

Mr K PANDAY Mr Chairman, arising from the hon the Minister's reply, the hon the Minister or the Department of Education and Culture sent out a circular to the schools to carry out a survey in this respect What was the result of this survey?

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, arising from the answer, I should not be replying to the hon member for Reservoir Hills, because his question does not pertain to this matter but, for additional information, I would like to say that a circular has been sent out to schools, asking whether there are people who are 55 years and older, who would like to retire, either because of illness or perhaps because of the burn-out situation in schools, and we have received a response We have identified 488 such educators who have stated that they would like to retire early

Mr K PANDAY Mr Chairman, further arising from the hon the Minister's reply, was the intention to allow these people to retire early just on an interim basis—an immediate basis—or on a permanent basis?

THE MINISTER Mr Chairman, the situation arose when it was stated that according to the standard formula we had too many teachers It was stated precisely what we intended doing about this particular excess of teachers in terms of the standard formula It was therefore decided to carry out this exercise This is one-off It will not be carried out all the time If, of course, there are teachers who would like to go out on the burn-out clause, provision exists in the Indian administration, and in terms of the Indians Education Act of 1965 it will be done

Mr K PANDAY Mr Chairman, further arising from the hon the Minister's reply, I used the word interim, and I think the hon the Minister has confirmed that this exercise is one-off which will not be carried out again, which means that 55 years will not be the rule I take it this is an exception to the rule?

THE MINISTER Mr Chairman, the situation arose when many educators applied for boarding Educators in our division found that they would like to have early retirement, and that

they have been requesting this for more than a period of 15 years Having accumulated this information, we thought it was the right time to allow these people, who have served education for so long, to leave honourably at this particular stage As I have said, this is an accumulated factor So, if there is a similar accumulated factor 15 to 20 years from now, the situation could arise again and we may address the situation at that time

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's answer, could he please tell us what the cost implications of such a move will be?

THE MINISTER Mr Chairman, I will give the round figures as closely as possible to the precise figures If the hon member for Springfield wants precise figures, he will have to put his request in writing

A figure of R10 500 million is to be paid to people who are retiring early Opposed to that it will cost us an amount of R14 300 000 in wages if we are to do this Savings will consist of an amount of approximately R3 700 000 because the younger educators will be paid far less than we would be paying the older educators It will therefore be a saving for my Department

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the answer given by the hon the Minister, with reference to the provision in the Indians Education Act that the hon the Minister must act in consultation with his colleague, the hon the Minister of National Health, because it is a question of early retirement on the grounds of ill health, boarding, etc, I would like to know whether that hon Minister was consulted?

THE MINISTER Mr Chairman, the Acting Chief Executive Director of the Department of Education, Mr M Pillay, is in charge of administration This is an administrative matter It is not a policy decision which I personally administer in minute detail Therefore that particular aspect would be left in his hands I am sure he will do the right thing If it was necessary to contact me or discuss this with the hon the Minister of National Health, they would have done so

Staffing division: persons employed 26 12 91
*3 Mr K PANDAY asked the Minister of the Budget and Auxiliary Services.

HOUSE OF DELEGATES

Surplus of 1 000 teachers

258

*27 Mr R M BURROWS asked the Minister of Finance

Hansard 5/3/71

- (1) Whether he recently made the statement that the Department of Education and Culture of the House of Delegates had a surplus of 1 000 teachers, if so, how was this figure arrived at,

HOUSE OF ASSEMBLY

315

TUESDAY, 5 MAR

- (2) whether he or his Department has a comparable figure for the Department of Education and Culture of the House of Assembly, if so, what is this figure,
- (3) whether his Department has taken or intends to take any steps in this regard, if not, why not, if so, what steps,
- (4) whether he will make a statement on the matter? (258)

B380E

The MINISTER OF FINANCE

- (1) No, but I did ask the question if it was true that there were well in excess of 1 000 teachers too many in Indian education. The relevant quotation from Hansard col 1219 is as follows "Is it true or not that there are well in excess of 1 000 teachers too many in Indian education —"
- (2) No Hansard 5/3/71.
- (3) No—it is a matter related to the formula(e), according to which inter alia the global amount which has been budgeted for Education is divided among the several education departments
- (4) No—I suggest that the honourable member discuss the working of these formulae and relevant matters with the Minister of National Education

*2
H

HOUSE OF DELEGATES

Whether a political party known as the Republican Party of South Africa is registered with his Department, if so, (a) when was it registered and (b) who are its office bearers?

QUESTIONS
†Indicates translated version
For written reply
General Affairs

4 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Home Affairs

420
The MINISTER OF HOME AFFAIRS
Yes,
(a) 1989-07-06
(b) National Leader — Govindsamy Reddy
National Secretary — Kuppusamy Maistry

HOUSE OF ASSEMBLY

identity document. However, it is not clear to me exactly what the hon member means by national identity [Interjections] because this has been included for years. If he means the population group or race group, in other words apartheid concepts based on colour, it is obvious that the words "national identity" are incorrect and that he means to say race group.

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

General Affairs

Identity documents: national identity

*1 Adv S C JACOBS asked the Minister of Home Affairs

Whether he will consider introducing legislation in Parliament to allow people applying therefor to have their children's national identity entered on their identity documents, if not, why not?

B527E INT

*The MINISTER OF HOME AFFAIRS Mr Speaker, if by national identity one means population group identity, then the answer is clearly no. The Identification Act of 1986, which came into operation with effect from 1 July 1986, makes provision for uniform identity documents to be issued to all South Africans. Therefore, for more than four years now, or since 1986, the department has been issuing identity documents in which there is no indication of the holder's group affiliation, either by means of the definition of group or race, or by the indication of the name, as was the case up to the beginning of 1970 in the case of the earlier green identity card, or by means of a figure in a code as was the case from 1970 to 1986 in the first identity document. If a genuine need did exist to indicate a person's population group in the document, my department and I would by this stage probably have been inundated with representations and complaints from the public.

However, neither I nor my department are receiving any negative reaction to the contents of the new identity document. The hon member evidently has no problems either with the removal of the definition of a person's group from the identity document. This has been successfully implemented for almost five years now. I deduced from his question that he would like a person's national identity to be included in the

Handwritten: 304A, 238, 304A, 238

The Official Opposition has an obsession with the concept of nation (volk). When we ask them who they are actually referring to when they talk about nation, we get confusing replies.

I should like to know from the hon member whether he is going to spell out to us in clear terms today what nation it is whose national identity must be included in an identity document. This Parliament will then know whether he actually means that a racialistic reference should be included in the identity document [Interjections].

As a legal man the hon member surely knows that concepts cannot be used haphazardly in legislation. He has a golden opportunity today to indicate how he wants to entrench the concept of nation (volk) in legislation in view of South Africa's unique diversity [Interjections].

*Mr S C JACOBS Mr Speaker, the hon the Minister says we have an obsession with regard to our group identity and national identity. Of course we have an obsession with this. We shall tell the hon the Minister why we have an obsession about this. It is because he is trying to take it away from us in this new constitutional dispensation, and this will be catastrophic for our people [Interjections]. That is why we have an obsession with it.

I now want to ask the hon the Minister—he must look at me when I ask him—whether he is a White person [Interjections]. Is the hon the Minister an Afrikaner? Does he speak Afrikaans? We say we want to have the national identity included in that identity document, whatever the applicant may prefer. It might be a person who wants to have "Afrikaner" recorded, it might be a person who wants to have "English-speaking South African" recorded. It might also be a person who wants an entry stating that he is a White person, and that his children's

HOUSE OF DELEGATES

QUESTIONS

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For written reply
General Affairs

Republican Party of South Africa

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D32E

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(b) National Leader — Govindsamy Reddy
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Hanissad 11/3/91

258

HOUSE OF ASSEMBLY

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TUESDAY, 12 MARCH 1991

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HOUSE OF DELEGATES

INTERPELLATION

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General Affairs

1 Mr A Makda—Manpower [Withdrawn]

QUESTIONS

†Indicates translated version

For oral reply

General Affairs

Own Affairs Ministries

*1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Constitutional Development

(1) Whether the Government intends requesting Parliament to reduce or eliminate Own Affairs Ministries once the Group Areas Act, No 36 of 1966, and the Population Registration Act, No 30 of 1950, have been repealed, if not, (a) why not and (b) what steps does he intend taking in regard to such Ministries after the repeal of the said Acts,

(2) whether he will make a statement on the matter?

The MINISTER OF CONSTITUTIONAL DEVELOPMENT

(1) No

(a) and (b)

The subject has been dealt with at length during the discussion of the Private Member Motion moved by the Chairman of the House of Delegates on 27 February 1991

(2) No

INTERPELLATIONS

begins at home We are suffering due to the lack of funds Two hon Ministers—I compliment them and I praise them and I salute them—did not make use of the privilege of going overseas

I am aware of that and I want to say, with due respect, that the attention of the hon the Minister was needed here The attention of the hon the Minister was needed at the Asiatic bazaar for the last eight days in Parliament However, I want to say, with all the humility at my disposal, that I doubt whether there was sincerity and genuineness We know that ever since the hon the Chairman of the Ministers' Council was appointed Minister of Housing, the present hon Deputy Minister has been carrying the can This House must be united in condemning this and not say that it has the authority of the hon the State President We are concerned about the state of affairs in the Ministry of Housing and this is another example of the gross waste of taxpayers' money I want to appeal to the hon the Minister to find and identify those Ministers who have the right but who did not go overseas

The CHAIRMAN OF THE MINISTERS' COUNCIL Me too!

The LEADER OF THE OFFICIAL OPPOSITION I am talking about his colleagues How much did it cost, about R43 000? How do we know that the purpose of the trip, maybe to go to a housing conference [Time expired]

Mr D K PADIACHEY Mr Chairman, we need about 1,2 million houses to overcome the present-day crisis in this country We agree that we have to perform studies, but there have been many professional people in the field of housing in this country who have performed many studies and as a result many a White Paper has been tabled in this regard The housing crisis in South Africa is unique and the solutions to the housing crisis in Rio de Janeiro in Brazil will never resolve the problems here It is unfair that a Minister should use this overseas trip for his own benefit, and then come out and tell us they are studying the housing crisis [Interjections]

Take the problems we have in the country at the moment Have any new houses been built in the Transvaal? [Interjections] We have a housing crisis in the Transvaal Has the hon the Minister resolved the housing crisis in the Transvaal? Has he resolved the housing crisis in Natal? Has the

Mr S PACHAI If the hon member shuts up while I am speaking, I think we will be able to make some progress [Interjections]

The CHAIRMAN OF THE HOUSE. Order!

Mr S PACHAI Mr Chairman, the situation is really regrettable When a Minister goes overseas at the expense of the taxpayer, the end result should be of some benefit to the people he represents in the country

Mr T L GOUNDEN You wanted to go to Canada when you were Deputy Minister of Housing!

Mr M MOHANLALL: Mr Chairman, the hon the Leader of the Official Opposition has the bad habit of nit-picking He is the last person who should raise these issues Did not Ministers under his Chairmanship go on overseas trips? [Interjections] May I remind him that, when I was a ministerial representative, he prevented me from going when the Durban City Council had already paid for my attendance at a housing conference The reason was that I had to help in the Tongaat by-election [Interjections] Why does he not react in a similar way to visits by general affairs Ministers? They also use taxpayers' money The hon the Minister of Foreign Affairs goes overseas very frequently Has the hon the Leader of the Official Opposition questioned this? Has he asked for a report?

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overseas trip in any way assisted him in resolving these problems? [Time expired]

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The CHAIRMAN OF THE HOUSE. Order!

Mr S PACHAI If the hon member shuts up while I am speaking, I think we will be able to make some progress [Interjections]

The hon the Minister finds very little time when he is in this country When he attended a meeting of the Ministers of Housing, which was held after two years, he found the time just to leave long before the meeting ended He does the same when he attends public meetings or sittings of the House He has no time to devote himself to the work of his Ministry He is always in a hurry and he is always on the move [Interjections] However, he can find two whole weeks to go and expend taxpayers' money What was the end result and what was the benefit to the Ministry of Housing? When we expended money for a workshop to analyse the strengths and weaknesses of the department he was, as the Minister, the only one who did attend [Time expired]

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The LEADER OF THE OFFICIAL OPPOSITION He does his work there!

Mr S PACHAI Mr Chairman, the situation is really regrettable When a Minister goes overseas at the expense of the taxpayer, the end result should be of some benefit to the people he represents in the country

Mr M MOHANLALL The hon member for Central Rand must tell us how his leader tried to bamboozle his way into an overseas trip last year through the Parliamentary Association and did not allow his colleagues to go [Interjections] At the time when the hon the Leader of the Official Opposition was the Chairman of the Ministers' Council he did not go on an overseas trip simply [Interjections]

The CHAIRMAN OF THE HOUSE Order!

Mr M MOHANLALL because he was afraid of a coup d'état in his absence

The LEADER OF THE OFFICIAL OPPOSITION We did our work!

The CHAIRMAN OF THE HOUSE Order! The hon member may proceed

Mr M MOHANLALL The hon the Leader of the Official Opposition did not go overseas when he was the Chairman of the Ministers' Council simply because he was afraid there would be a coup d'état in his absence [Interjections] [Time expired]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, in the situation that prevailed at the time which the hon member for Clare Estate mentioned, we had general criticism, but the then Chairman of the Ministers' Council attended all meetings of the Ministers of Housing. We have hardly seen the present hon Minister of Housing attend any meetings of the Housing Advisory Committee of this House. The day he did attend, he woke up six times to run away. Here there was an admission by the Deputy Minister that the hon the Minister of Housing did not have time [Interjections]

Mr T PALAN The former Deputy Minister!

The LEADER OF THE OFFICIAL OPPOSITION The former Deputy Minister said he did not have the time because the situation of laziness and neglect that exist now did not exist previously, for the benefit of the hon member for Clare Estate. Let us not compare the two situations. There was productivity when no meetings or conferences were missed in South Africa.

We are not scoring political points [Interjections] There is common concern. I want to say that this trip to South America was not in the

HOUSE OF DELEGATES

The MINISTER One of the reasons for the delay is that we have committed R300 million over the past 18 months for housing development for the Indian community

The LEADER OF THE OFFICIAL OPPOSITION You're replaying the old record!

The MINISTER Furthermore, we are now discovering the faults, the weaknesses and the incomplete work left behind by the former Chairman of the Ministers' Council who controlled this Ministry [Interjections] During my address in the housing debate I shall be able to give chapter and verse. Pelikan Park started six years ago and we still cannot give transfer. Why? Because the work of township registration has not been completed [Interjections]

The LEADER OF THE OFFICIAL OPPOSITION It was given to you on a platter but you are doing business from your office!

The MINISTER Likewise, in other parts of the Transvaal, we cannot give transfer to people because the planning, the layout and the registration of townships are incomplete

The LEADER OF THE OFFICIAL OPPOSITION What about the past two years?

The MINISTER This is what we have been putting right in the past two years

The LEADER OF THE OFFICIAL OPPOSITION You are fast asleep!

The CHAIRMAN OF THE HOUSE Order! I have given the hon the Minister half a minute's injury time and that has also expired [Interjections]

Debate concluded,

2 Mr A S Akoob—Housing [Withdrawn]

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Question standing over from Tuesday, 5 March 1991

*2 Mr M Rajab—Education and Culture [Withdrawn]

New question

Lenasia: allocation of plots

*1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

(1) Whether he recently revoked a decision of the Housing Development Board in respect of the allocation of plots to a developer in Lenasia, if so, (a)(i) on what grounds and (ii) in terms of what statutory provisions and/or regulations was the decision revoked and (b) what is the name of the developer in question,

(2) whether any attempt was made to cause the Housing Development Board to review its decision, if not, why not, if so, (a) why and (b) with what result?

Hansard 12/3/91 D22E

The MINISTER OF HOUSING

(1) Yes

(a) (i) These plots were intended for the lower income group for whom some 633 houses have already been provided in the area

(ii) In terms of sections 3(i) and 10(2)(b) read in conjunction with sections 50(i)(b) and 53(1) of the Housing Development Act, Act No 4 of 1987, Administration House of Delegates

(b) Universal Homes

(2) No. I became aware of the decision of the Housing Development Board after it had been conveyed to the applicants

(a) Falls away

(b) Falls away

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the answer to the first part of the question, I would like to know whether the allocation by the Housing Development Board was made during the past two years?

The MINISTER OF HOUSING What was the question?

HOUSE OF DELEGATES

Row as Indian MP bars blacks from new area

By MONK NKOMO

A ROW has erupted over enforcement of the Group Areas Act by an Indian MP concerning Lotus Gardens, near Atteridgeville in Pretoria

This follows the rejection of black applications for the occupation of houses at Lotus Gardens by Chairman of the Ministers' Council Dr JN Reddy

Reddy told the Atteridgeville/Saulsville Residents Organisation that Lotus Gardens was being developed strictly for the Indian community in terms of the Group Areas Act, which had at the time not yet been repealed

Backlog

Asro representatives said yesterday they complained to Reddy recently following reports that scores of applications from Atteridgeville residents to occupy houses at Lotus Gardens had been rejected by the Indian authorities.

The organisation condemned the stance taken

by the Indian authorities and said their residents also had a serious housing backlog.

Asro has now sought a meeting with the Minister of Planning and Provincial Affairs, Mr Hernus Kriel, to resolve the matter

In his reply to Asro, Reddy said although his administration supported State President Mr FW de Klerk's initiatives to scrap apartheid, he was still bound by the country's constitution.

Needs

"I and my administration are, until such time as these measures are enacted, obliged, in terms of the Constitution of the Republic of South Africa Act No 110 of 1983, to provide first and foremost for the needs of the Indian community in South Africa, which includes their housing needs

"In this context Lotus Gardens is being developed for members of the Indian community of whom several thousands

have been on our waiting list for many years," said Reddy

Mr Sattar Cassim, chairman of the Laudium Management Committee, yesterday distanced himself from Reddy's stance and said his committee was in favour of the area being shared by people of all races

"Reddy's attitude is bad and not in line with the new South Africa that is being planned," Cas-

sim said.

In their reply dated March 7 this year, Asro told Reddy that South Africa was a racial state because its constitution entrenched separate development

"Your allegation that you and your administration subscribe to non-racial principles as advocated today by all peace-loving South Africans are misleading and discouraging," Asro said

258

13/3/91

South African Indian Congress

8/11/91 11/3/91

A MAJOR row has erupted over the role of Indian ethnic politics in a future South Africa.

The left-wing Natal Indian Congress and its Transvaal equivalent, the Transvaal Indian Congress, have refused to disband and join major political movements such as the African National Congress (ANC).

Spokesmen for the organisations claim they can canvass more effectively for the ANC in the Indian community as independent organisations.

The future of the two organisations, which were born at the start of the century and which were stalwarts of the disbanded United Democratic Front, will be decided at a meeting

By SHARON CHETTY

with the ANC today. NIC president George Sewpershad and TIC secretary Ismail Momoniat said the possibility of both bodies representing the Indian community at multi-party talks was high on their agendas.

They were opposed to the presence of the House of Delegates at the talks.

Mr Sewpershad and Mr Momoniat said this week that the Indian congresses shared dual membership with the ANC.

Mr Sewpershad said the ANC's Natal Midlands chairman Harry Gwala had said that the ANC "had no problems" with dual membership.

HOUSE OF REPRESENTATIVES

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Secondary schools: Latin ~~19/3/91~~

*1 Mr P A S MOPP asked the Minister of Education and Culture ~~19/3/91~~

(a) How many secondary schools fall under his jurisdiction and (b) how many of these schools offer Latin as a matriculation course?

C37E

The MINISTER OF EDUCATION AND CULTURE

(a) 254

(b) 5

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Kokstad post office: persons employed

4 Mr P T C NAPIER asked the Minister of Mineral and Energy Affairs and Public Enterprises ~~19/3/91~~

- (1) How many persons are employed at the Kokstad post office, ~~19/3/91~~
- (2) whether any such persons are members of the Coloured population group, if not, why not, if so, how many?

C38E

The MINISTER OF MINERAL AND ENERGY AFFAIRS AND PUBLIC ENTERPRISES

(1) 25,

- (2) No Most of the staff members have been employed at the office for a number of years and the staff turnover is very low In

HOUSE OF REPRESENTATIVES

(c) See annexure

(3) See annexure

(4) (i) Director

(ii) Chief Director

(iii) Deputy Director

(iv) Assistant Director

(v) Senior Officer

(5) (a) 16

(b) Once per person

Name/Names	Dienstjare/ Years of Service	Dienstjare/ Years of Service	
		Jare/ Years	Maande/ Months
(i) <i>Direkteur/Director</i>			
Eales N	1	10	
Fourie S P			
Van der Westhuizen B N			
Venter J D	1	4	
Verwey A C			
Hobbs E T			
Van Graan W J B			
Kloppers M H O	5	9	
Pollak O	5	5	
Saueremann J A	4	5	
Janse van Rensburg L	3	11	
Heyns D J	3	7	
Badenhorst J J	3	9	
Van der Merwe F H	3	3	
Van Wyk C P	2	11	
Hattingh D L M	4	9	
Meiring R B	2	11	
Fuchs A H	2	11	
Kelly W P	2	5	
Slabbert J D	1	3	
(ii) <i>Hoofdirekteur/Chief Director</i>			
Greyvenstein A J	5	1	
Jooste J A	2	2	
Olivier P A	5	8	
Pfaff D N			
Steyn H J			
Visser G J	2	3	
Backmann F G			

HOUSE OF REPRESENTATIVES

Name/Names	Dienstare/ Years of Service Jare/ Years	Dienstare/ Maande/ Months	Name/Names	Dienstare/ Years of Service Jare/ Years	Dienstare/ Maande/ Months
(iii) Kloppers M H O <i>Adjunk-direkteur/Deputy Director</i>		5	Director Local Government		
Du Toit P J	3	5			
Beukes J J	2	9			
Franken C J	3	4			
Van der Westhuizen B N	4	8			
Van Romburgh P E	4	7			
Botha P R	2	11			
Gerber C A	3	7			
Steenkamp W	1	8			
Fouche J H	2	11	Assistant Director Community Services		
Bell J W	1		Deputy Director Medical Services		
Hanekom D A	6				
Erasmus J A	3		Deputy Director Computerised Information Systems		
Botha T J de V	2	2	Assistant Director		
Avenant S C H J	1	4			
Engelbrecht R E	3	7	Deputy Director Personnel Management		
Van Zyl L A	2				
Van der Mescht J M H	4	2			
Retief M E	5	10			
Slabbert C	6	8			
Russouw F C	3				
Bester G A H	1	1	Senior Medical Officer		
Rall H J S	1	2			
La Grange P	1	7			
Van Wyk H S V	1		Deputy Director Medical Services		
Badenhorst J J	2	10	Deputy Director Special Services		
Van der Merwe F H	3	6	Deputy Director Financial Administration		
Van Wyk C P	3	9	Deputy Director Personnel Management		
Meiring R B	2	10	Assistant Director Community Development		
Fuchs A H	2	10	Assistant Director		
Dempsey M C	4	11	Deputy Director Provisioning Administration		

Name/Names	Dienstare/ Years of Service Jare/ Years	Dienstare/ Maande/ Months	Name/Names	Dienstare/ Years of Service Jare/ Years	Dienstare/ Maande/ Months
Fourie C J	1		Deputy Director Financial Administration		
Oldacre L W	4	9	Deputy Director Community Services		
Parrott G W	4	6	Assistant Director		
Hopkins J E	3	5	Deputy Director Community Services		
Pienaar J P J	2	10	Deputy Director Community Services		
Rust J P	2	8	Senior Community Development Officer		
Du Toit P S	2	8	Senior Community Development Officer		
Patterson C H F	1	11	Assistant Director Community Services		
Walsh E R	1	10	Senior Community Services Officer		
Engel G W J	1	10	Senior Provisioning Administration Officer		
Broderick S W	4	9	Assistant Director Welfare Services		
Mortimer D R	1	2	Chief Social Worker		
De Kock F P	1	10	Deputy Director Computerised Information Systems		
Heydenreich J S S	4	3	Regional Representative Health Services		
Steffens W G	4	9	Deputy Director Health and Welfare		
Van Wyk V H	2	9	Chief Social Worker		
Boshoff J J C	4	11	Principal Town and Regional Planner		
Van Rooyen M F	1	9	Chief Social Worker		
Kleynhans J W	3	10	Assistant Director Education Administration		
Du Toit D G	1	8	Senior Provisioning Administration Officer		
Gibbon N D	3	5	Senior Training Officer		
Theron J M E	4	4	Senior Personnel Officer		
Van Zyl R de V	5	8	Chief Work Study Officer		
Müller J P	4	6	Deputy Director Dentistry		
Krynauw H J	3	3	Assistant Director Provisioning Administration		
Gerber C L	4	5	Appraiser II Leg		

Name/Names	Dienstjare/ Years of Service Jare/ Years	Dienstjare/ Maande/ Months
Du Toit P S	2	8
Patterson C H F	4	2
Walsh E R	2	8
Engel G W J	3	11
Broderick S W	2	10
Kleyhans J W	2	10
Du Toit D G	2	10
Theron J M E	3	3
Krynauw H J	3	2
Kilian W J	5	2
Wolmarans P S	4	3
Sander J H	6	5
Carstens E H W	5	6
Bailey A L M	4	6
Van der Merwe S C	4	10
Smit N J A	4	10
Blignaut T G N	4	10
Roberts J F	3	9
Strydom J	3	7
Rautenbach L	3	7
Van der Walt J L	3	7
Hugo F P	2	8
Neethling D F	2	8
Harnse J L	2	8

Name/Names	Dienstjare/ Years of Service Jare/ Years	Dienstjare/ Maande/ Months
Kilian W J	4	10
Wolmarans P S	4	6
Backman F G		
(iv) Assistent-direkteur/ Assistent Director		
Beukes J J	4	9
Biljon D H	4	9
De Jager F J	3	1
Franken C J	3	11
Stander H J M	8	8
Botha P R	2	
Gerber C A	2	
Van Stade A	3	8
Steenkamp W	2	6
Fouche J H		
Hanekom D A	2	8
Van Wyk A J	3	3
Bothma T J de V	4	4
Avenant S C H J	3	1
Nel B C	3	8
Lambrechts J J	5	1
Wentzel H J	4	
Vlok C J	4	
Cornelissen G C	4	
Ehlers D L	1	11
Van der Walt J D G	3	6
Lombard E	5	
Ulrich G H	4	
Uys R C	3	5
Van der Merwe W A	4	1
Wendland C J		
Meiring R B	4	
Fuchs A H	2	10
Rust J P	3	

671 (257)

TUESDAY, 19 MARCH 1991

257

674

TUESDAY, 19 MARCH 1991

257

Name/Names	Dienstjare/ Years of Service	Dienstjare/ Years	Maande/ Months
Botha J J	Principal Agricultural Extension Technician	2	4
Retief J A	Senior Community Development Officer	1	7
Mouton H S	Senior Community Development Officer	4	10
Blomkamp A J	Assistant Director Community Services	1	7
Du Plessis W H	Chief Social Worker	4	5
Strydom A E	Assistant Director Community Services	2	4
Du Toit V	Assistant Director Special Services	6	5
Loubser C H	Senior Health and Welfare Officer	2	2
Kotze F P	Agricultural Officer	5	6
Cornelissen J H	Senior Rural Development Officer	3	9
Nel W D B	Assistant Director Personnel Management	2	7
Horner M R	Chief Agricultural Extension Technician	1	6
Du Toit F J	Chief Social Worker	4	5
Osothuzen E M M	Chief Social Worker	4	5
Van Dyk	Chief Social Worker	4	5
Ellis C A	Chief Social Worker	4	5
Naudé M E	Chief Social Worker	4	5
Niemand E G	Chief Social Worker	4	5
Fisher J A	Chief Social Worker	4	5
Moolman M B	Chief Social Worker	4	4
Janse van Vuuren L D P	Chief Social Worker	2	9
Kruger J	Senior Social Worker	1	9
Van Wyk I J	Senior Personnel Officer	3	7
Plaskitt H	Senior Personnel Officer	11	11
Morkel J D	Senior Personnel Officer	11	11
Van Deventer G P	Assistant Director Personnel Management	6	7
Meyer J G H	Assistant Director Special Services	6	5
Blom C P	Assistant Director Special Services	6	5
Rademeyer M P	Senior Personnel Officer	4	4
(v) <i>Senior Beampie/Senior Officer</i>			
Cleinwerck G E			6
Jones S M			3

HOUSE OF REPRESENTATIVES

Name/Names	Dienstjare/ Years of Service	Dienstjare/ Years	Maande/ Months
Weyers W		1	9
Dunn W J		3	5
Holm C		3	2
Schultz H W		2	10
Smit J		2	3
Venter J D		2	10
Calix H A		10	3
Steenkamp W		5	8
Van Wyk A J		3	11
Barnard B J		3	11
Avenant S C H J		1	8
Nel B C		1	10
Lambrechts J J		5	9
Henzen J F		1	10
Wentzel H J		1	10
Vlok C J		2	7
Ehlers D L		1	10
Lombard E		5	10
Cilliers H J		6	7
Morkel B J		6	10
Pretorius M W		6	10
Rhynes J P		6	7
Jordaan O		6	10
Rottland E L		5	10
Van Schalkwyk E		2	9
Rust J P		1	1
Du Toit P S		2	10
Walsh E R		6	2
Engel G W J		6	7
Du Toit D G		6	10
Theron J M E		2	10
Carstens E H W		4	11
Bailey A L M		8	8

HOUSE OF REPRESENTATIVES

Name/Names	Diensjare/ Years of Service Jare/ Years	Maande/ Months
Mouton H S	5	6
Van der Merwe S C	4	9
Smit N J A	3	8
Blignaut T G N	2	10
Roberts J F	3	9
Strydom J	3	9
Rautenbach L	3	9
Van der Walt J L	3	9
Hugo F P	4	8
Neethling D F	4	8
Harmse J L	4	8
Retief J A	5	7
Kotze F P	4	5
Nel W D B	4	3
Du Toit F J	2	6
Plaskitt H	4	6
Morkel J D	2	11
Rademeyer M P	3	
Burnett J M	9	6
Booyesen C J	1	
Smit H M	12	9
Brand G T J	7	1
De Kock S D	6	5
Venner H A	6	1
Le Roux B S	3	5

HOUSE OF REPRESENTATIVES

Name/Names	Diensjare/ Years of Service Jare/ Years	Maande/ Months
Lang I M	3	5
Visser J J	7	4
Janse van Rensburg C J	7	4
Verrynne E J	7	4
Hubbard D C M	5	10
Rheeder B J N	5	5
Hancke G J	4	5
Kemp A S	3	5
Smit F	3	5
Esterhuysen W J	3	5
Agrella M J	3	5
Joubert J J	3	5
Van der Walt A E	3	5
Van Niekerk B J	3	
Van Heerden S P	3	
Meyer M C	2	1
Engelbrecht J A	1	11
Janse van Rensburg C F	1	6
Briggs M H	1	

White/Brown officials: complaints

7 Mr C E GREEN asked the Minister of the

Budget † *Hansard 19/3/91* **257**

(a) How many complaints about (i) White and

(ii) Brown officials who were allegedly guilty

of misconduct, have been lodged with his

Department since 1 January 1984, (b) what

was the nature of these complaints, (c) who

lodge the complaints and (d) what steps have

been taken against the persons concerned?

C22E

The MINISTER OF THE BUDGET

The Department of Budgetary and Auxiliary

Services has no statistical records on cases of

misconduct It is, therefore, not possible to

answer the question

257 State funds: commission of enquiry

8 Mr C E GREEN asked the Minister of the

Budget † *Hansard 19/3/91*

(1) What were the results and/or findings of

the (a) so-called three-man commission of

enquiry into the spending of State funds in

the Administration House of Represent-

atives, (b) subsequent audit inspection,

(c) enquiry by the Burt Commission and

(d) enquiry by the Newman Commission

conducted at the regional office of the

Department of Local Government, Hous-

ing and Agriculture in Port Elizabeth,

HOUSE OF REPRESENTATIVES

(2) what steps have been taken as a result of each of the above-mentioned enquiries or inspection?

C23E

THE MINISTER OF THE BUDGET

- (1) (a) No so-called three-man commission of enquiry into the spending of State funds in the Administration House of Representatives has been appointed
- (b) Falls away
- (c) No Burt Commission of enquiry has been appointed. The Senior Legal Adviser of the Administration, Mr N Burt, has been directed by the Director-General to investigate certain matters at the relative office. No

evidence of any anomalies was found

- (d) No Newman Commission of enquiry has been appointed. Financial inspectors P P Newman and C J Pietersen of the Department of Budgetary and Auxiliary Services' Head Office have, in the course of their normal financial inspections, found some evidence of irregularities in the regional offices at George and Port Elizabeth

(2) (a) None as far as question (2)(c) is concerned

(b) As regards question (1)(d), the matter has been reported to the SA Police and is still *sub judice*

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

General Affairs

By-election in Montford

1 Mr K CHETTY asked the Minister of Law and Order

Whether the South African Police intend taking any steps in regard to alleged overt intimidation by certain parties in respect of the by-election to be held in Montford, if not, why not, if so, what steps?

D66E INT

The MINISTER OF LAW AND ORDER Mr Chairman, the reply to this interpellation is yes, most definitely. In order to show that the SA Police are committed to eradicating intimidation as far as possible, instructions in this regard were issued on 18 January 1991 to all regional commissioners of the SA Police. These include, inter alia, discussions regarding the matter with community leaders and the public, the utilisation of all available manpower to ensure a greater visible police presence, the utilisation of reservists and the SA Defence Force, a partnership involving high-level co-operation between the public in general and the police, the conveyance of the message that every person has a responsibility to protect his own life and property, public support for the SA Police to eradicate intimidation, continuous discussions with the Attorney-General, public prosecutors and magistrates in order to expedite cases of intimidation, and co-ordinated action between the SA Police and other responsible departments and institutions.

During meetings which precede the by-election in Montford and on the day of the by-election the SA Police will, as in the case of all other meetings and elections of this nature, be present to maintain law and order. It is, however, an established fact that intimidation cannot be combated without the co-operation of the public. It is an evil that bedevils the order which every community desires. It is for this reason that a

moral obligation rests upon every resident in a community to protect the interests of that community. Consequently I would like to make an earnest request to all members of the public, especially the constituents of Montford, to report all cases of intimidation to the police without delay, in order that the necessary police action can immediately be taken against the perpetrators.

Police action against intimidators during the period 18 January 1991 to 12 March 1991 has resulted in 222 persons being arrested in terms of the Intimidation Act. These arrests were effected as a result of the fact that 168 cases were reported to the police. Regular discussions concerning intimidation are at present in progress between the SA Police and the community. As a result of this, and according to various regional commissioners, members of the public are reporting cases of intimidation more readily. A significant degree of resistance to intimidation on the part of the public is also noticeable.

I assure hon members that relentless action will be taken against intimidators as deeds of this nature are counterproductive to peace, tranquility and freedom of expression in any society.

Mr K CHETTY Mr Chairman, we on this side of the House are happy to hear that the hon the Minister has announced that his department is going to take the necessary steps to eradicate this problem as far as the extra-parliamentary forces are concerned.

At present, the Chatsworth police are beset by problems of their own, such as insufficient staff and vehicles, and they are doing their best to sort out these crippling problems. We are not trying to say that the Chatsworth police are not doing their work. I think we are here also to give them our moral support. They are doing a fine piece of work, which I appreciate. The hon the Minister knows that most of the time I am critical of the police.

Recently local affairs committee members and management committee members were visited by extra-parliamentary forces, and they were threatened. They were told to resign their positions as members of the LAC and of the management committee. People must be left free to do whatever they want to. These forces must not go around threatening people. What we need is for the police to take the necessary action

(2) what steps have been taken as a result of each of the above-mentioned enquiries or inspection?

C23E

THE MINISTER OF THE BUDGET

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- (b) Falls away
- (c) No Burt Commission of enquiry has been appointed. The Senior Legal Adviser of the Administration, Mr N Burt, has been directed by the Director-General to investigate certain matters at the relative office. No

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- (b) As regards question (1)(d), the matter has been reported to the SA Police and is still *sub judice*

HOUSE OF DELEGATES

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General Affairs

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D66E INT

The MINISTER OF LAW AND ORDER Mr Chairman, the reply to this interpellation is yes, most definitely. In order to show that the SA Police are committed to eradicating intimidation as far as possible, instructions in this regard were issued on 18 January 1991 to all regional commissioners of the SA Police. These include, inter alia, discussions regarding the matter with community leaders and the public, the utilisation of all available manpower to ensure a greater visible police presence, the utilisation of reservists and the SA Defence Force, a partnership involving high-level co-operation between the public in general and the police, the conveyance of the message that every person has a responsibility to protect his own life and property, public support for the SA Police to eradicate intimidation, continuous discussions with the Attorney-General, public prosecutors and magistrates in order to expedite cases of intimidation, and co-ordinated action between the SA Police and other responsible departments and institutions.

During meetings which precede the by-election in Montford and on the day of the by-election the SA Police will, as in the case of all other meetings and elections of this nature, be present to maintain law and order. It is, however, an established fact that intimidation cannot be combated without the co-operation of the public. It is an evil that bedevils the order which every community desires. It is for this reason that a

moral obligation rests upon every resident in a community to protect the interests of that community. Consequently I would like to make an earnest request to all members of the public, especially the constituents of Montford, to report all cases of intimidation to the police without delay, in order that the necessary police action can immediately be taken against the perpetrators.

Police action against intimidators during the period 18 January 1991 to 12 March 1991 has resulted in 222 persons being arrested in terms of the Intimidation Act. These arrests were effected as a result of the fact that 168 cases were reported to the police. Regular discussions concerning intimidation are at present in progress between the SA Police and the community. As a result of this, and according to various regional commissioners, members of the public are reporting cases of intimidation more readily. A significant degree of resistance to intimidation on the part of the public is also noticeable.

I assure hon members that relentless action will be taken against intimidators as deeds of this nature are counterproductive to peace, tranquility and freedom of expression in any society.

Mr K CHETTY Mr Chairman, we on this side of the House are happy to hear that the hon the Minister has announced that his department is going to take the necessary steps to eradicate this problem as far as the extra-parliamentary forces are concerned.

At present, the Chatsworth police are beset by problems of their own, such as insufficient staff and vehicles, and they are doing their best to sort out these crippling problems. We are not trying to say that the Chatsworth police are not doing their work. I think we are here also to give them our moral support. They are doing a fine piece of work, which I appreciate. The hon the Minister knows that most of the time I am critical of the police.

Recently local affairs committee members and management committee members were visited by extra-parliamentary forces, and they were threatened. They were told to resign their positions as members of the LAC and of the management committee. People must be left free to do whatever they want to. These forces must not go around threatening people. What we need is for the police to take the necessary action

against those people who are trying to exert pressure on other people. We are not going to allow the extra-parliamentary forces to have their own way.

We have been asked why extra-parliamentary groups are targeting only people of colour. The recent by-election in Maitland went unruptured. Why did the extra-parliamentary groups not attempt to stop the Maitland by-election? The extra-parliamentary groups must stop their negative action. If countries such as Australia which are anti-South African, are convinced that we are moving forward in the right direction, why cannot our people start taking positive action to show that we are moving in the right direction?

In the meanwhile we have a situation where we need extra police protection to protect the democratic rights of those who wish to vote. I call for a special squad of policemen whose sole purpose will be to ensure that there is no intimidation of anyone who wishes to exercise his democratic right. A number of old, infirm people, pensioners, will be casting their votes. These people will need special protection. We must avoid the situation of 1984 when a number of people stayed away because of fear of being victimised with the result that the polls were not a true reflection of the situation.

Are the extra-parliamentary groups afraid? Do they have sufficient support? Are they preparing for a new constitution by enforcing intimidatory tactics? Is this the new South Africa? Are we going to have a situation of lawlessness each time a particular group does not get its own way? If extra-parliamentary groups are assured of popular support, they must allow people to decide for themselves who they wish to vote for.

My call, therefore, is for the extra-parliamentary groups to show that they stand for a democratic system by respecting the rights of others. However, because we do not have their assurances, it is necessary that a special unit be deployed to ensure that law and order is maintained. I make an urgent appeal to the hon the Minister kindly to accede to this request.

Mr SNAIDOO Mr Chairman, having contested a parliamentary election myself, I know the difficulties a candidate faces. It is common knowledge that candidates can expect criticism and harassment from voters and constituents

HOUSE OF DELEGATES

acceptable to all communities in the Republic of South Africa.

The intimidators should therefore bear in mind that it is not only people of colour who should suffer the consequences of their intimidation. If they must intimidate, they should intimidate everyone. [Time expired.]

Mr M RAJAB Mr Chairman, I am pleased that the hon the Minister has taken the trouble to ensure, for that particular election, that law and order will prevail. It is sad, however, that when we have an election for the Indian community, one has to take special precautions to ensure that there is no intimidation. It is sad, because the buzz word today wherever one goes is "democracy", and every political party espouses democracy, although some obviously pay only lip service to it.

As far as we are concerned, democracy means that the individual has the free choice of deciding what he or she wishes to do. Whether that individual wishes to boycott an election or to support some candidate, it is that individual's right to do so. That is why I say it is sad that we have still to rely on the hon the Minister of Law and Order to take quite a number of people out of ordinary police work so that they can attend to an election and provide protection of that kind for ordinary citizens.

The hon member for Bayview said that no problems were experienced in White elections, the insinuation being that the police, in fact, protect White elections. I think that that must be dismissed out of hand. I do not think that is true. I do not agree with the proposition that we do not have intimidation in the White community. I think that what we need to do is to send out a signal loudly and clearly, and—if all of us espouse democracy—that signal should be that the individual be allowed to take the decision of whether he or she wishes to participate or not. [Time expired.]

Mr K CHETTY Mr Chairman, I appeal to the hon the Minister to give protection to candidates. These candidates will be visited by the extra-parliamentary groups during the course of the voting. Their property must be protected. In the past the homes of candidates have been attacked and here I am making a further request to the hon the Minister at least to give the candidates some police protection from six in the

evening until six in the morning. I ask this because candidates are afraid.

THE MINISTER OF LAW AND ORDER Mr Chairman, thank you very much for the opportunity once again to address the House. I would like to thank hon members for their contributions because they are quite correct in saying that if we do not succeed in curbing intimidation, there will be no free expression of our point of view. This is therefore really very important for the future of this country.

I would like to point out, however, that intimidation is not unique to South Africa. It is a worldwide phenomenon. We have seen it happen in the United States with their legal system. We have seen how the Mafia on many occasions was involved in ordinary criminal cases and where people were intimidated to such an extent that they were not prepared to testify in open courts of law. It is therefore not unique to South Africa but nevertheless we must try to do everything possible to curb and to prevent it so that South Africans, when they have an opportunity to express their points of view, feel free to do so.

I would also like to assure the hon member that I shall look into his request for the protection of candidates and their property. I would like to obtain the necessary particulars from him and we shall make sure that we specifically look into this matter.

I would also like to refer briefly to the suggestion that intimidation is a phenomenon that is only encountered in non-White communities. This, however, is not true. My hon colleagues who are sitting here and I can testify to the situation in our own constituencies where Whites were intimidated during the last election. This is one of the reasons for the introduction of prior votes—so that people can vote before the day of the election. I want to assure hon members that the protection for candidates is exactly the same, regardless of whether the candidate is a White person or where the election is taking place. [Time expired.]

Debate concluded

HOUSE OF DELEGATES

account a saving that could accrue—and notwithstanding this—that he consider a reasonable percentage for the handling fee which I presume will be payable. In order that a viable situation prevails, might I suggest a figure of, say, 20% [Time expired.]

Mr M RAJAB Mr Chairman, it is quite clear that the hon nominated member did not understand what I was trying to say. Let me repeat to him

An HON MEMBER He never understands

Mr M RAJAB in very clear and simple language that all I wanted the hon the Minister to do

Mr P NAIDOO You are hedging your bets!

Mr M RAJAB It is not I who should be hedging my bets. That hon member should be hedging his bets, because as I understand the legal position, his tenure in this House is still under a cloud [Interjections.]

However, getting back to the question of school books, let me merely repeat what I said I believe, in fairness, that we should try to strike a balance between the interests of people who have given good service to this department and the interests of the department itself in so far as trying to maximise our resources is concerned [Interjections.] That is my simple plea. It is not a plea to favour any particular bookseller, nor is it a plea to favour any bookseller of a particular ethnic origin. [Time expired.]

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I thank hon members for taking part in this particular interpellation, because book procurement has been a sore point for many years in the Department of Education and Culture. This may be because of problems caused by apartheid which put us in a particular area where a particular bookseller had to give his particular service to a particular group of people. That is the point here.

The question which was put to me very forcibly by a number of people, including the all-party conference we had of the House of Delegates, made it very clear to me that we need a fair and balanced type of programme for our dispensation and procurement of books for our division.

Previously, it has been stated clearly here that there had been problems in the past because

HOUSE OF DELEGATES

different people had gone to tout for book orders. These kinds of problems follow the department.

When we came into the Administration we found out that in Canada, Australia and Germany there was a policy called corporate buying. Corporate buying is done on a tender basis. The budgetary division in the House of Delegates would buy books en masse and distribute them directly from the publisher to different points, whether these were booksellers, warehouses or whatever, and they would then disperse books for a particular handling fee. With that type of system, nobody can influence anyone else. It is done directly by the division and the money is handled by the Department of Budgetary and Auxiliary Services and therefore no allegation of corruption could be levelled at any one of us.

I think it is in the best interests of the division to consider this very carefully. I am mindful of what the booksellers want, I am mindful of what the extra-parliamentary groups want and I am also mindful of what my Department of Education and Culture wants. We want a fair and equitable system without any sort of taint whatsoever [Time expired.]

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Apollo Secondary School: remarks

*1 Mr M RAJAB asked the Minister of Education and Culture [Time expired.]

Whether his Department has investigated claims that, during assembly, an acting principal at the Apollo Secondary School recently made racist and unsavoury remarks about Black pupils, if not, why not, if so, (a) what were the findings and (b) what action has been taken in this regard? [Time expired.]

D42E

The MINISTER OF EDUCATION AND CULTURE

Yes

(a) The Acting Principal denied having made derogatory remarks against Black pupils

(b) Falls away

Chief Director: work

*2 Mr S PACHAI asked the Minister of Housing

(1) Whether the work done by a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, was previously done by the Chief Director in the Department of Local Government, Housing and Agriculture, if not, by whom was the work previously done, if so, why is the work now being done by this person,

(2) what is the name of the person concerned,

(3) whether he will make a statement on the matter?

The MINISTER OF HOUSING

(1) No

Following on the Cabinet's decision of 28 March 1990 on the need to improve overall financial and management performance in departments, the Director-General appointed a consulting firm to investigate and advise him in this regard but specifically on the management of the Housing Development Fund. The reports identified a weakness in certain areas of financial and management expertise. In view of the urgency to provide such expertise and the time limits imposed upon the Administration, the Director-General decided to employ an outside expert to provide him with assistance for the overall expeditious planning and execution of housing schemes having regard to the concomitant task of financial management in order to ensure the maximum returns on the money expended on housing.

(2) Dave Hall BSc, MBA

(3) No

Mr S PACHAI Mr Chairman, arising out of the hon the Minister's reply, can he tell me whether, on the advice of the previous Minister of Housing, who is now the hon the Minister of Health

and Welfare, a certain retired Director of Housing was appointed to do exactly what Mr Hall is doing now, at a cost of approximately R50 000?

The MINISTER OF HOUSING Mr Chairman, the gentleman to whom I referred earlier has not been engaged to do the kind of work that the hon member for Natal Midlands referred to.

Mr S PACHAI Mr Chairman, further arising out of the hon the Minister's reply, will he tell me that a manager for a housing programme has in fact been appointed? This manager of the housing programme has taken on some of the duties of the Chief Director of Local Government, Housing and Agriculture.

The MINISTER Mr Chairman, the person currently employed, by his very qualifications and experience, is a professional man. Having regard to the hundreds of millions of rands that have to be expended on housing, and the delays that have been experienced in the proclamation of townships, the laying out of townships, and all the attendant problems that have been experienced over the past five years, it has been necessary to bring in somebody who knows something about township planning, layout, etc. This is a supplementary service to facilitate the work of other public servants in the employ of my Department.

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's answer, could he please tell this House what the cost of this additional supplementary service will be?

The MINISTER Mr Chairman, the cost to the House must be compared with that of Pelican Park, a township laid out seven years ago, where Port Jackson trees are growing, because the people handling the project were not competent to know all the things that have to be dealt with in buying land, consolidating, proclaiming and registering a township. As a result of this, that township is now in the process of being proclaimed. Had it been proclaimed when we first came to Parliament, we would have saved something like R5 million in capital loss.

With regard to Villa Lisa, we find out now that there is a mining right. In many other townships, because of a lack of experience, we are only finding out at this point in time the number of impediments that exist. I want to have this matter resolved and a man employed whose expertise and experience will minimise the time

HOUSE OF DELEGATES

lost and the expenses incurred in the loss of capital and interest

Administration: person employed

*3 Mr S PACHAI asked the Minister of the Budget and Auxiliary Services

Whether a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, has been employed by the Administration House of Delegates, if so, (a) in which (i) Department and (ii) capacity, (b) at what cost, (c) for what period, (d) what basis has been used to determine his remuneration and (e) what is his name?

D63E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

Yes—a person has been contracted

(a) (i) Local Government, Housing and Agriculture,

(ii) Financial Management Consultant,

(b) R150 per hour worked,

(c) Contract runs from 1 February 1991 to 31 May 1993,

(d) The current hourly rate for consultants in this field as published yearly in the survey of remuneration and tariffs are adjusted accordingly,

(e) Dave Hall

Mr S PACHAI Mr Chairman, arising out of the hon the Minister's reply, can he tell us, without any checks and balances, whether the cost to his Department, taking reasonable working hours into consideration, will be in the region of R30 000 a month? If one commutes that into yearly cost, it will be about R360 000. If one commutes that into two years, it will cost the department R720 000 over the period of the contract

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES Mr Chairman, the total cost is not known at present. However, should normal office hours be worked for the duration of the contract, it will be in the region of R617 000. The value of expenditure and assets to be managed during the same period is R154 million, which brings the remuneration to 0.4%

HOUSE OF DELEGATES

hon the Minister. The hon member may proceed

Mr P CNADASEN Mr Chairman, I want to say first that the particular official that is being referred to—I think he was named as Mr Dave Hall—is known to me personally. I do not begrudge him the position

THE CHAIRMAN OF THE HOUSE Order! The hon member must ask a supplementary question. He may not make a statement. The hon member may proceed

Mr P C NADASEN Mr Chairman, looking at the documents I have in my possession right now, I feel that the House of Delegates is being rather lavish. R150 per hour amounts to approximately R20 000 per month. As the hon the Minister has stated, R670 000

THE CHAIRMAN OF THE HOUSE Order! What is the hon member's supplementary question? Does he have a supplementary question?

Mr P C NADASEN No, Mr Chairman, this is not a supplementary question [Interjections]. **THE CHAIRMAN OF THE HOUSE** Order! I request hon members to refrain from laughing, and to allow me to help the hon member for Allandale

Unfortunately this is not an interpellation, during which the hon member could have made a statement. This is a question which has been replied to and hon members are entitled only to ask questions arising from the replies given. In fairness, I would like to give the hon member one last chance. The hon member may proceed

Mr P C NADASEN Mr Chairman, all I would like to ask the hon the Minister, arising from his reply, is whether he could not have given that R670 000 that is to be paid over two years to our pensioners, who require it most [Interjections]

THE MINISTER Mr Chairman, I am aware of the hon member's great concern as far as social pensions are concerned, because he is very deeply involved in social welfare work. Unfortunately, however, we are dealing with a different

field altogether. We require a specialised person to do this type of work. I think one must appreciate that our public servants—I say this with respect to our chief directors—are not qualified to do the type of job that is required in this field

The director-general, who is the accounting officer, has a job of work to do, and as far as we are concerned, we are confident that the appointment of Mr Dave Hall will certainly save us millions of rands. We are certain that we will be able to do away with the very long delays that many hon members have been complaining about. I think we will be proved correct

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Clinic near R K Khan Hospital

10 Mr M ABRAHAM asked the Minister of Health Services and Welfare

(1) Whether the clinic built near the R K Khan Hospital in Chatsworth has helped to relieve the pressure on the out-patients department at the said hospital, if so, in what way, if not, why not,

(2) what is the viability of this clinic,

(3) whether he will make a statement on the matter?

D54E

THE MINISTER OF HEALTH SERVICES AND WELFARE

(1) This clinic does not fall under the jurisdiction of the Administration House of Delegates. I am therefore not in a position to answer the question. It is suggested that the question be directed to the Minister of Planning, Provincial Affairs and National Housing

(2) Falls away

(3) Falls away

HOUSE OF DELEGATES

Hansard 20/3/91

The MINISTER OF EDUCATION AND CULTURE

(1) Yes

(a) 38

(b)

SCHOOL GRANTOR

<i>Primary</i>	
A I Kajee	Mr N A Allawood- een
Amatikulu	Mr Flook
Ashville	Mr S Dhunpath
Anjuman Islam	Mr E A Timol
Doornkloof	Mr R Lekha
Emona	Mr B Ganas
Harding	Mr M I Mahomed
Ilovo	Mr P H Nel
Ixopo	Mr A Badat
Juma Musjid Trust	Mr A G Khan
L Bodasing	Mr V K Sing
M L Sultan	
Krantzkloof	Mr Govindsamy
M L Sultan	
Blackburn	Mr M L Raman
M L Sultan Colenso	Mr S Naidoo
M L Sultan	
Umzinto	Mr G H S Kadwa
Madhosingh	
Memorial	Mr D V Moodley
Moonsamy	Mr R Mooragan
Mountain View	Mr R Siphali
Natest	Mr P Govender
Northdene	Mr P Ramnunun
Ntumeni	Mr B S Crossley

HOUSE OF DELEGATES

727

Hansard
WEDNESDAY, 20 MARCH 1991

728

SCHOOL	GRANTOR
<i>Primary</i>	
Pomeroy	Mr S M Docrat
Putnispruit	Mr R Motheeram
Radha Roopsingh	Mr B Mahabeer
Sarasvati	Mr R Subramani
Sewpaul	Mr I B Scwpaul
Sezela	Mr I Lawlor
South Coast	
Madressa	Mr M I Kajee
St Annes	Sister Francis Anne McDonald
St Anthony's	Mrs E R C John
St Xaviers	Mr E Schlegel
Stanger Madressa	Mr A E Moolla
Surat Hindoo	Mr V Gosai
Verulam Madressa	Mr C A L Hoosen
William A	
Campbell	Mr R Veeran
Woodgrange-On- Sea	Mr R Becho
<i>Secondary</i>	
Darnall	Mr P C Collier
Orient Islamic	Mr I Kathrada

(c) The Department pays a subsidy to

grantors of State-aided schools, based on the pupil enrolment at such schools. The subsidy may be used for the day-to-day minor maintenance of the building, payment of caretaker's wages, electricity charges, telephone rentals and accounts and auditors' fees. The Department also pays a 100% subsidy for sanitary and rubbish removal services and a 50% subsidy in respect of water charges.

In addition to the above, State-aided schools are also considered for a subsidy on a rand-for-rand basis for capital works and a subsidy, to a maximum of R30 000, for major repairs and renovations.

The service conditions of teachers, supply of text/reference/library books, stationery and zoning and admission of pupils are the same as for ordinary State schools.

(d) One per school

(2) Yes. The names of the grantors are indicated at paragraph (1)(b).

'Church needs identity change' ²⁸

Political Staff ^{CM-Tink}
THE church in South Africa faced the greatest crisis of its history, and meeting its challenge demanded a radical change in identity. Professor Charles Villa-Vicencio said last night

Professor Villa-Vicencio, of the Department of Religious Studies at UCT, was addressing the annual general meeting of the Western Province Council of Churches

He said the church had to keep alive "the spirit of liberation which has fired the souls of the

^{5/1/71} people in resisting political domination, facing police brutality and enduring apartheid's prisons"

It had to "remind all liberation movements and future governments, if ever they should grow weary or deviate from the vision that has given them the support of the people, of their obligation to bring justice, human dignity and economic well-being to all South Africans, we shall have no option but to be their critics.

"The task of the church is never

party political. At the same time it does not mean that the church can ever afford not to take sides

"We are obliged to support any particular political grouping which furthers and anticipates the values which we believe the gospel will have us pursue"

Professor Villa-Vicencio said meeting the challenge facing the church demanded a change of identity "so radical as to be compared with the Protestant and Catholic reformations of the 16th century"



CCB men sacked over 'fair' deals

By MICHAEL MORRIS
Political Correspondent

TOUGH measures were announced by Defence Minister General Magnus Malan in parliament to free the government of the embarrassment surrounding the controversial Civil Co-operation Bureau.

He announced that the Defence Force had

- Laid a charge with the police over the disappearance of 11 operational files which had a bearing on the R659 000 considered by parliament's all-party committee on public accounts to be unauthorised. Indications were this figure could be considerably lower.

- Terminated the services of 28 former members of the CCB, including Colonel Joe Verster, who had not accepted reasonable and fair severance pay deals. The SADF would respond appropriately if they took the matter to court.

- Issued a summons to Colonel Verster for the delivery of assets, original contracts and files necessary for the completion of the administration and the auditing of CCB records.

- Instructed the State Attorney to summons all people who still possessed State property. The four instances included a fishing trawler in Durban, office equipment, cars and attaché cases.

- Dropped plans to introduce legislation to protect CCB members — mooted in a news-



General Magnus Malan

paper interview earlier this year.

However, the SADF would help former CCB members to apply for indemnity "where this would be applicable". Since the ANC was eligible for such indemnity, it was only right that the same should apply to "our people".

Critics lashed

General Malan lashed critics of the CCB issue for what he called "political opportunism" of the highest degree intended to create division within the government. He said his announcements would disappoint opponents because it would deprive them of the basis for their attacks.

He rejected claims that there had been a cover-up or undue delays in finalising issues surrounding the CCB.

The delays had been unavoidable since the SADF had not been in a position to act while investigations were being made by the police, Attorneys-General, the Harms Commission and parliament's joint committee on public accounts.

He had announced the disbandment of the CCB in February last year but it was only now that he was free to speak.

There was one exception — Operation Goldie involving R82 000, which the parliamentary committee had found to be unauthorised.

As a police investigation and actions by Attorneys-General were still under way, he could say nothing about it.

General Malan said in the process of disbanding the CCB, members had been given the choice of resigning, joining the SADF — with a few exceptions — under ordinary service conditions or accepting "reasonable and fair" severance packages.

Ninety-five accepted the packages, eight had joined the permanent force of the SADF and one had resigned.

But 28, including Colonel Joe Verster, were "digging in their heels" and were refusing to accept the packages.

They were demanding pension benefits as if they were retiring as members of the Defence Pension Fund at the age of 60.

Hansard
30/4/91

jurisdiction and (b) how many of these schools offer Latin as a matriculation course?

Secondary schools. Latin in matric

D98E

22 Mr M RAJAB asked the Minister of Education and Culture Hansard 30/4/91

The MINISTER OF EDUCATION AND CULTURE

- (a) 142
(b) None

(a) How many secondary schools fall under his

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

New Fiat Lux/Phoenix

13 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

(1) Whether his Department is involved in publishing the publications known as (a) *New Fiat Lux* and (b) *Phoenix*, if so, (i) to what extent, (ii) what did it cost his Department to publish each of them in 1988, 1989 and 1990, respectively, and (iii) what are the objectives in publishing them,

(2) whether any survey has been conducted to assess whether these objectives are being achieved, if not, why not, if so, (a) when and (b) with what result? D38E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) (a) No (It publishes "Fiat Lux")

(b) No (The "Phoenix" is published by the Bureau for Information)

(a) (i) Entirely

(ii) Financial year—printing only
1988/89 R121 963,29
1989/90 R138 841,14
1990/91 R122 392,17

(iii) Providing and disseminating information that will both promote the best interests and project a positive image of the Administration House of Delegates and the services it has to offer Keep readers informed on policy decisions that affect their lives
General interest articles

(b) (i) Only material and photographs are supplied to the "Phoenix"

(ii) Nil

(iii) Not applicable

(2) A survey was undertaken in respect of Fiat Lux

(a) In 1986

(b) A 10% response indicated that objectives are being achieved

258

Solidarity Party held in the Transvaal in 1990,

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Party congress: cost involved

4 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

- (1) With reference to his reply to Question No 1 on 26 February 1991, what was the total cost involved in respect of (a) motor transport and (b) hotel accommodation for members of the Ministers' Council who attended a party congress of the

258

- (2) which members of the Ministers' Council attended this congress?

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

- (1) (a) Motor Transport — R1 380,72
(b) Hotel Accommodation — R1 132,58
(2) Ministers

J N Reddy
B Dookie
R Bhana
K Rajoo
Y E Moolla
S V Naicker

Deputy Minister

Three of the Ministers attended Official Meetings which coincided with the Solidarity Congress. The other three only attended the Solidarity Congress

HOUSE OF ASSEMBLY

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

General Affairs

Traffic constables remuneration package

*1 Adv C H PIENAAR asked the Minister of State Expenditure and for Regional Development

Whether he is considering revising the remuneration package of provincial traffic constables, if so, in what respects, if not, why not?

B928E INT

*The MINISTER OF STATE EXPENDITURE AND FOR REGIONAL DEVELOPMENT Mr Speaker, I shall use the rank designation of provincial inspectors instead of provincial traffic constables as it is indicated in the question

The high road death rate is obviously a source of concern to everybody. In fact, it is really too high. Traffic law enforcement is very important. The manpower position of provincial inspectors is one element that plays a part in curbing road deaths. Of course, it plays a very important part

In regard to the manpower position, one must distinguish between the remuneration of and the number of available posts for provincial inspectors. As far as the number of available posts is concerned, I should like to point out that every provincial administration determines its own posts at these levels. The introduction of these posts is therefore not centrally organised and in general is the result of the availability of funds, the extent of the service and the priority that the provincial administration accords the service

The degree to which these posts can suitably be filled is also a complex matter which depends on many factors. For instance, it must be borne in mind here that trained manpower of the required calibre is scarce and that salary increases are not always necessarily the solution. Trained provincial inspectors are also sought after by local

authorities and a degree of personnel fluctuation must be expected

As far as the salaries of provincial inspectors are concerned, I can mention that their dispensation will improve as from 1 July 1991 in consequence of the differentiated general salary adjustment. As this is a differentiated adjustment, it would be misleading to calculate a percentage adjustment or to hold this out to the House

This occupational group will also benefit from the consolidation of the 10% non-pensionable allowance with the pensionable salary on 1 July 1991

In addition, it is envisaged to eliminate specific disparities between salary structures of the various occupational classes within the Public Service as from 1 July 1991. Whether further adjustments will be able to be made to the dispensation for provincial inspectors concerning these structural disparities will depend on the availability of funds and salary relativity to associated occupational classes

*Mr C H PIENAAR Mr Speaker, the hon the Minister tells us that the situation depends on the availability of funds. He also says that an adjustment is due as from 1 July and that these people are not readily available. That is common knowledge and we all know this. I do not think that this is news and I should like the hon the Minister to try to spell out the situation more specifically when he participates here for the second time

The provincial traffic officer is the forgotten and neglected stepchild of the Commission for Administration and therefore also of every specific province [Interjections] I shall refer specifically to conditions in the Orange Free State

The extent of the duties of the provincial traffic man is comprehensive. Included in this is the enforcement of the following laws and ordinances and specifically those of the Orange Free State: The Road Traffic Act and consolidated road traffic regulations, ordinances related to the following, namely horse racing, shop hours, nature conservation, pounds, roads, entertainment, trade licences, cemeteries, dumping of refuse, parking, administration, grounds, dog tax, control of dancing—this may sound familiar to the hon the Minister because this prohibition

(4) whether any political office-bearers are involved in the allocation of these houses, if so, why?

D119E

The DEPUTY MINISTER OF HOUSING

(1) Yes

For persons earning up to R1 200,00 per month

(2), (3) and (4)

As this Administration is only the financier of this project, the local authority is the party to whom the questions should be addressed

Mr S PACHAI Mr Chairman, arising out of the hon the Deputy Minister's reply, is he aware of the fact that houses have been repossessed in this town as a result of non-compliance with allocation norms?

The DEPUTY MINISTER OF HOUSING Mr Chairman, this matter has not been brought to our notice

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Deputy Minister's reply, will he be able to confirm whether, notwithstanding the fact that they are local authority projects, homes were allocated in the home of an hon member of the Ministers' Council of the House of Delegates?

The DEPUTY MINISTER Mr Chairman, if I recollect correctly, there was a question placed before this House by the hon the Leader of the Official Opposition

The LEADER OF THE OFFICIAL OPPOSITION But I did not get a truthful reply!

The DEPUTY MINISTER There can be no more truth than the truth that was mentioned at that time [Interjections]

The LEADER OF THE OFFICIAL OPPOSITION They are the biggest racketeers!

The CHAIRMAN OF THE HOUSE Order!

The LEADER OF THE OFFICIAL OPPOSITION They are corrupt!

The CHAIRMAN OF THE HOUSE Order! Did the hon the Leader of the Official Opposi-

HOUSE OF DELEGATES

The CHAIRMAN OF THE HOUSE Order! I request the hon member to visit me I would like to have a discussion with him

Mr D SAKALINGUM Thank you, Mr Chairman

For written reply

Own Affairs

258

D76E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

Administration: HoD: amount paid

18 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

What total amount was paid by the Adminis-

tration House of Delegates for journeys to the Transvaal, including costs incurred in respect of accompanying officials, transport and hotel accommodation, by each Minister and Deputy Minister of the Ministers' Council for the period 1 July 1990 to 31 January 1991?

The manpower required to ascertain the information is not available. Should specific dates and names of officials be provided, the information can be collected

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I am not aware that the Stone Commission's report has been made public. I am aware of certain information pertaining to that report that has been made available to the public, the veracity of which I cannot vouch for. The fact is that I did not release that information officially or unofficially and I do not intend to do so.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, is he aware that somebody from somewhere leaked that report to the Press? My second question is this: Is the hon the Minister carrying out an investigation as to the source from which the leak took place?

The MINISTER Mr Chairman, I am aware that certain aspects of the report have been published in the newspapers. Instructions have been given to the intelligence service of the State to conduct an investigation into how the Stone Committee's report was leaked.

*2 Leader of the Official Opposition—Housing [Question standing over]

Chief executive director's post: short-list

*3 Mr K PANDAY asked the Minister of Education and Culture

- (1) Whether a short-list of candidates for appointment to the post of chief executive director has been finalised, if not, (a) why not and (b) when is it expected to be finalised, if so,
- (2) whether he will disclose the names of the persons on the short-list, if not, why not, if so, who are they,
- (3) (a) by whom and (b) when will the final selection be made?

D127E
The MINISTER OF EDUCATION AND CULTURE

- (1) No
 - (a) The seven candidates who applied, have yet to be assessed
 - (b) The short-list can only be compiled after the candidates have been assessed by a panel of experts
- (2) No, owing to (1) (b) above

HOUSE OF DELEGATES

other interpretations could be made regarding appointment to this particular post

Mr MRAJAB Mr Chairman, further arising out of the hon the Minister's reply, would the hon the Minister tell this House who will make up the panel of experts he referred to?

The MINISTER Mr Chairman, the Director-General in the House of Delegates, together with the education chiefs in the other Houses, will make up that panel of experts

Educators: promotions/new appointments

*4 Mr K PANDAY asked the Minister of Education and Culture

- (1) Whether any educators who were promoted with effect from 1 January 1991 failed to take up their appointments at the schools to which they had been promoted, if so, (a) how many and (b) for what reasons,
- (2) what is the policy of his Department in such cases?

D128E
The MINISTER OF EDUCATION AND CULTURE

(1) Yes

- (a) Three
- (b) Too costly to take up post away from home due to cost of boarding and lodging, cost of fuel required to travel to and from work, spouses serving in another Province, family adversely affected

- (2) Such educators are required to relinquish their post and the vacancies are filled by the next most suitable candidate by way of promotion

However, in very deserving cases and in the interest of the Department, appointments at new headquarters are deferred until the incumbent is in a position to take up his post

Also, in the interest of the parties concerned, wherever possible, applications for mutual transfers have been considered very sympathetically without adversely

affecting the Department's efficient functioning

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, is there any rule or policy that those persons who have just been promoted must serve in that particular school for a minimum period before any transfer application, even as a result of accommodation problems or a request for mutual transfer, could be considered?

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, it is the desired policy of my Department that people who have received promotion should generally stay in that position for two years so that they will gain experience in that post before applying for another post. That is a generality, however. In specific circumstances, when the needs of my Department prescribe differently, the situation changes.

Mr K PANDAY Mr Chairman, further arising out of the hon the Minister's reply, will he agree that it is possible, because of the departure from the normal procedure without—and I want to stress "without"—all educators being aware of this deviation, that the most suitable teachers may not have applied for promotion last year, and that hence all positions filled as at 1 January 1991 are suspect?

The MINISTER Mr Chairman, this situation was obtained for the last 15 years. I know that, because my Department conducted a survey. Realistically, everybody has a chance to apply for promotion, if he so desires. If he does not, obviously the opportunity escapes him. Further than that, I cannot answer my learned friend

For written reply

Own Affairs

Certain Departments, cost of administration

21 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

- (a) What was the cost of administering the Department of (i) the Budget and Auxiliary Services, (ii) Housing, (iii) Education and Culture, (iv) Health Services and Welfare and (v) Agriculture and Local Government in the 1990-91 financial year and (b) how many personnel, including Ministers, were involved in the administration of each such Department?

D95E

HOUSE OF DELEGATES

The MINISTER OF THE BUDGET AND
AUXILIARY SERVICES

(a) The estimated cost of administering each Department is tabulated hereunder

- (i) Department of Budgetary and Auxiliary Services R833 800
- (ii) Department of Housing R919 300
- (iii) Department of Education and Culture R1 162 900
- (iv) Department of Health Services and Welfare R739 200
- (v) Department of Local Government and Agriculture R727 900

The expenditure figures are, however, not final as the books of the Administration is expected to be closed in July 1991

(b) The number of personnel, including Ministers, involved in the administration of each Department is as follows

- (i) Department of Budgetary and Auxiliary Services 15
- (ii) Department of Housing 7

- (iii) Department of Education and Culture 10
- (iv) Department of Health Services and Welfare 11
- (v) Department of Local Government and Agriculture 20

Free text/prescribed books: cost

27 Mr M RAJAB asked the Minister of Education and Culture

What was the cost of providing free textbooks and prescribed books in (a) primary and (b) secondary schools under the control of his Department in the latest specified financial year for which information is available?

~~_____~~ D120E
The MINISTER OF EDUCATION AND CULTURE

Figures available for the latest financial year (1989/90) are as follows

- (a) R2 005 228
- (b) R4 276 219

HOUSE OF REPRESENTATIVES

QUESTIONS

†Indicates translated version

For oral reply

General Affairs

Murder in Bethelsdorp: SAP investigation

*1 Mr W J DIETRICH asked the Minister of Law and Order

- (1) Whether the South African Police are conducting an investigation into the alleged murder of two persons, whose names have been furnished to the Police for the purpose of the Minister's reply, near Damascus Farm in Bethelsdorp on or about 5 September 1990, if so, (a) what efforts were made initially to solve the alleged murders and (b) what are the names of the persons involved,

- (2) whether any progress has been made in this investigation, if not, why not, if so, what progress,

- (3) whether it is his intention to (a) offer a reward and/or (b) call in the assistance of the mass media in an effort to solve this case?

C100E

†The MINISTER OF LAW AND ORDER

(1) Yes

(a) The South African Police made every effort and used all the means at their disposal to solve the case. They made use of, inter alia, local newspapers, Radio Algoa, Dossier and the Police helicopter to trace the accused

(b) Wilfred Emmanuel Holburn, and Jennifer Lorgat

(2) No, because all attempts made so far to trace the accused have been fruitless

(3) Yes

(a) A reward of R5 000,00 is being offered in respect of each case

(b) Although use has already been made of the media, it will be done again in an effort to solve the crimes

Algoa Chest Hospital: closing down

*2 Mr W J DIETRICH asked the Minister of National Health

(1) Whether it is the intention to close down the Algoa Chest Hospital in Port Elizabeth, if so, (a) why and (b) when,

(2) whether arrangements will be made for patients who will be affected by the closure of this hospital, if not, why not, if so, what arrangements,

(3) whether the State intends taking over this hospital, if not, (a) why not and (b) what steps are envisaged in this regard, if so, what are the relevant details?

C101E

†The MINISTER OF NATIONAL HEALTH

(1) The Algoa Chest Hospital is owned by a private hospital group, namely Life Care. There is no knowledge of an intention to close this hospital. The original contract between Life Care and the Provincial Administration of the Cape of Good Hope was terminated with effect from 1 June 1991 by the Administration of the House of Assembly due to escalating tariffs,

(2) the patients for whom the CPA is responsible, will be admitted and treated at SANTA institutions at considerably lower cost,

(3) no,

(a) it is not government policy to buy out private institutions and

(b) falls away

†The CHAIRMAN OF COMMITTEES Order! Now that the questions on the Question Paper have been dealt with, I wish to make the comment that if hon members place questions for reply by Ministers on the Question Paper, they must see to it that they are indeed in the House when the questions are replied to. It is an

Handwritten text at the top of the page, possibly a title or header, which is mostly illegible due to blurring and noise.

By **NORMAN WEST**
Political Reporter

MINISTERIAL representatives in the House of Delegates were accused this week of being "inefficient, irresponsible and a waste of taxpayers' money".

The assessment was made in Parliament by Raman Bhana, minister of the Budget and Auxiliary Services, in the House of Delegates.

The three ministerial representatives — appointed by the Indian Ministers' Council chaired by Solidarity leader Dr JN Reddy to help cut red tape — are Nelson Raju and Sulaiman Mansoor, of Natal, and the Rev Chin Reddy, of the Transvaal.

They receive salaries and perks equal to that of deputy ministers — R94 470 a year plus a R26 049 reimbursive allowance, an R18 000 housing allowance and an "official" Mercedes-Benz S(Times) **(258)**

Waste

Official Opposition leader Amichand Rajbansi raised the matter by accusing "certain political functionaries" of "not performing the tasks for which they were appointed".

In reply, Mr Bhana said the R1.2-million that the ministerial representatives cost the administration was "a waste of taxpayers' money".

"It is a fact, and I say it quite openly today, that I, too, found them to be inefficient and completely irresponsible."

He said although he could not "hire and fire" them, he would make "a recommendation" to the Ministers' Council.

● There are also four white and four coloured ministerial representatives.

- (2) whether this report will be made public, if not, why not, if so, (a) when and (b) in what manner,
- (3) whether she will make a statement on the matter?

D134E
The MINISTER OF TRANSPORT (for the Minister of National Health)

- (1) Yes, the recommendations of this report are at present being evaluated by a committee of Ministers,
- (2) at this stage it is not possible to say what steps the government will take,
- (3) falls away

Mr M RAJAB Mr Chairman, arising out of the reply given by the hon the Minister, may I draw his attention to the fact that my question specifically asks what the findings and the recommendations of the report were

The MINISTER OF TRANSPORT Mr Chairman, I think the hon member is referring to the second part of his question. The answer of the hon the Minister of National Health is as follows. At this stage it is not possible to say what steps the Government will take, because at this time they are still evaluating this report drawn up by the late Minister for Administration and Economic Co-ordination

Tala Valley. hormonal herbicides

*4 Mr N JUMUNA asked the Minister of Agriculture

- (1) Whether his Department intends, as a result of the controversy surrounding hormonal herbicides in agriculture, to determine why vegetable farmers in the Tala Valley are quitting, if not, why not, if so, when,
- (2) whether he will make a statement on the subject of hormonal herbicides?

D147E
The MINISTER OF AGRICULTURE

- (1) Yes Officials in the Department of Agriculture and in the Department of Agricultural Development are investigating all possible factors affecting the vegetable production of farmers in the Tala Valley

HOUSE OF DELEGATES

- (2) Yes A scientific information day on this subject will be held at the Cedara Agricultural College, Pietermaritzburg, on 3 June 1991, at which meeting I will make a statement based on all the facts available

State pension schemes: privatisation

*5 Mr E JOOSAB asked the Minister of Finance

- (1) Whether he intends privatising any State pension schemes, if not, why not, if so, (a) which pension schemes and (b) when,
- (2) whether he will make a statement on the matter?

D148E
The DEPUTY MINISTER OF FINANCE

- (1) I recently announced that a committee of experts from the private sector had been appointed to advise the Government on the best future structure and siting of the Government Pension Funds. Until the Committee has finalised its business and the Government has considered its recommendations, no conclusive answer can be given to the honourable member's question
- (2) No

Lenasia: squatter/transit camp

*6 Mr D K PADIACHEY asked the Minister of Planning, Provincial Affairs and National Housing

- (1) Whether the squatter camp situated in Lenasia Extensions 9 and 10 has been declared a transit camp, if so, when,
- (2) whether all the conditions for a squatter camp to be declared a transit camp have been complied with in regard to the above-mentioned camp, if not, why not, if so, what are these conditions,
- (3) whether he will make a statement on the matter?

D149E
The DEPUTY MINISTER OF PLANNING, PROVINCIAL AFFAIRS AND NATIONAL HOUSING

- (1) Yes 28 November 1990

HOUSE OF DELEGATES

- (2) Yes The conditions have been complied with. It must be declared in the Official Gazette by the local authority. That has been complied with. It was, however, established at a later stage that the land description, according to the Deeds Office, is not correct.

The matter is being investigated urgently with a view to rectifying it

- (3) No

INTERPELLATION

Own affairs

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Housing consultant: hours of work/payment

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

- (a) How many hours of work had the housing consultant performed since his appointment up to the latest specified date for which information is available and
- (b) how much was he paid during this period?

D159E INT

The MINISTER OF HOUSING Mr Chairman, in the 13 departmental housing projects—excluding 21 local authority projects—at present under construction, we employ 15 housing consultants who all work at a percentage fee and not at an hourly rate. I therefore have to accept that the hon the Leader of the Official Opposition is referring to the financial and management consultant, Mr D V H Hall, who was the subject of questions in this House on 19 March 1991

If this is correct, the information requested is 910¼ hours and R136 537,50 up to 15 May 1991. In evaluating this information, certain factors have to be considered carefully. These involve the effective time worked, the cost of the time and the benefits thus derived. The consultant during the period worked an average of 63 hours per week, which is well above the average working week of the senior staff in the Public Service.

During this period the consultant had to evaluate commitments of R539 million and prioritise

them, evaluate the Housing Development Board's submissions and approvals of R127 million, advise on the affordability of commitments and potential savings, advise on the regularising of work procedures and tender evaluations, initiate new structures to manage projects, advise on the Housing Development Fund expenditure for 1991-92 and the next two years, advise on cost-saving methods, advise on procedures to recover outstanding debt, and advise on the economics of projects to be started

During the period the consultant, through his expertise in analysing the R127 million worth of projects mentioned saved the Administration an identified R11 255 000. The savings to date can thus be calculated at 8,8% of the project cost or 82 times the fees paid to date. In housing terms this means an extra 400 homes for our people. If we can continue in this way, will be able to squeeze close to 900 extra housing units out of our available funds for housing. This must be considered as favourable to the Administration

I would like to briefly indicate the savings that were made, but unfortunately I do not have the information here. A list with the break-down of the figures of the exact savings can be made available to hon members who are interested

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, it is unfortunate that this interpellation has come up in the middle of the housing debate, but I do not think there was any negative intention. It is a question of public accountability which is the main issue.

I want to place on record that I am not going to pass judgement on the decision to appoint a consultant. As I indicated during the debate on housing, I shall comment only at the end of the financial year.

However, what we must place on record is that savings as a result of thorough scrutiny by architects and our quantity surveyors at our head office have been an ongoing exercise from the time a housing department was established in South Africa. I remember in the times of the SA Indian Council one official boasted that, as a result of thoroughly examining the plans, he was able to suggest certain reductions to local authorities, and in one particular project—without the appointment of a consultant—there was a reduction of R2 million in the overall allocation

Give us not a saving, but a reduction in the overall cost of about 127 projects. For example, if one is building 500 homes, and the sewer connection pipe requirement per unit is five metres, one can make it one metre and run the main next to the wall so that about 2 000 metres of sewer pipe is saved. That is a saving. That is the job of our architectural division [Interjections]

(258)
This magic did not come about as a result of the appointment of a super consultant. If one consults the chairman of the Housing Development Board he will tell one that this is a regular feature in housing administration, especially from the time we established a Department of Housing in this country. However, I do not want to take issue on that.

What we want to know is whether this consultant's transport costs are paid. Besides earning a certain amount of rands paid per hour, is the consultant flying all over the country and are such transport costs being paid? Of course, what will happen at the end of the present financial year is that if the housing department's actual performance is equal to that of last year or worse than that of last year, the consultant will be attacked. I am sure that a tremendous amount of care was taken when the decision to appoint a consultant was taken, and I am sure that an accounting officer of the Administration must have been involved before a decision was taken [Time expired]

THE DEPUTY MINISTER OF HOUSING Mr Chairman, I think it is understandable that this interpellation has come from the hon the Leader of the Official Opposition. Naturally this House has to justify an appointment of this nature, which was made for the first time. For the information of this House, I would like to provide some details of savings that have been effected in respect of the Department of Housing since the time of this appointment.

The redesigned road at Shakaskraal saved the department R300 000. At Copesville the reduced price of the 100 houses from R28 000 to R20 000 amounted to a saving of R800 000. At Craigeburn 355 sites were redesigned, and the standard services were reduced from R14 000 per stand to R10 000 per stand, which saved the department R1 420 000. With regard to the 1 460 houses at Cato Manor, the fees were reduced from 16% to 10%, inclusive of sales and market-

I have referred this matter—if people criticise me for this, so be it—to the hon the Minister of Finance and I would like to know whether the rules of the game have been applied. The hon the Minister has referred the matter to the hon Minister concerned with State Expenditure who will investigate this appointment and I am awaiting his reaction to my request to find out if this has been done within the rules and expenditure at that level is justified. This House, as the hon the Leader of the Official Opposition has said, will continually seek value for the money it has expended. That is the role that this House has to play [Time expired]

(258)
MR N SINGH Mr Chairman, the hon the Leader of the Official Opposition and certain other hon members in this House seem to be trying to score political points off the appointment of the housing consultant.

Given the problems encountered in the provision of housing, which were vociferously articulated by many hon members in the debate yesterday, I do not believe that we should be engaging in nit-picking which is what the hon the Leader of the Official Opposition is doing. It is only fair to give the consultant the opportunity to show his worth and to justify the investment in acquiring his services. Tentative reports by hon members in this House would suggest that the decision of the Ministry of Housing has proved to be a wise one. I trust that hon members will use the opportunity afforded to them by the availability of such expertise.

I want to appeal to hon members to resist the temptation to fall prey to the old adage of being penny wise and pound foolish. Hon members should also desist from persisting with such vexatious questions, because the only effect they have is to demoralise officials.

The consultant proved to be very useful in the contribution he has made towards resolving a housing problem which had been left in limbo in my area. In any event, the Ministry of Housing has to evaluate the needs of the time and introduce the necessary changes, however drastic they may be.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, the only action that has resulted in demoralising housing officials, whose performance last year was excellent—the allocation was the largest since the establishment of the

House of Delegates—is the undermining action of appointing a consultant. Pardon my tone, but I have to reply to that hon member.

As I have said, the only argument relates to savings. Savings were effected long ago. Ten years ago—hon members can take out the files in this regard—officials at the head office, and not consultants, reduced the cost of one scheme by R2 million. Saving does not mean that one saves, it means that one gives the local authority a smaller loan thereby spending less money on the scheme.

It is not a question of a reduction in cost in which one gets an actual saving. Saving is the cutting down on certain things, for example water pipes. We are not dealing with what is up front [Time expired]

THE MINISTER OF HOUSING Mr Chairman, I believe that what we have done is correct. One might be lucky enough to have an administrative official who knows something about housing, but even if all the officials working in our department knew nothing about housing, they would still be employed by the department, because they are not building contractors who are given jobs as senior officials in our department. What I am saying is that this gentleman, Mr Hall, can be of tremendous assistance to us. In Shakaskraal, as the hon member for North Coast admitted, he was able to say on site that this scheme could be completed at a far lower cost than had been anticipated. We made a success of it. What I am saying is that a man of his experience knows what can be done to effect savings.

Officials are not experts. One might have an architect, but he may not be involved in that particular job. I agree with the hon the Leader of the Official Opposition. I too am an expert in my own way, otherwise I would not have cancelled that application from a Transvaal office for some R35 million for housing. I stopped it because, on the basis of certain calculations, it was defective. It was not an ideal setup. I realised that, not technically, but with regard to the calculation of costs which were excessive. I turned the application down and I answered a question in that regard here. I believe we need somebody who can concentrate all his energies on evaluation and cost cutting.

THE LEADER OF THE OFFICIAL OPPOSITION We are not being negative. Your man was negative.

THE MINISTER I believe we all agree that we have done something to expedite housing. Let us give it a try. If what has come forth already is any indication, a saving of this nature could be of enormous benefit to our Administration in its task of providing homes.

Debate concluded

QUESTIONS

†Indicates translated version.

For oral reply

Own Affairs

Question standing over from Tuesday, 14 May 1991

Durban metropolis: housing shortage

*2 **THE LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Housing

- (1) What is the extent of the housing shortage for Indians in the Durban metropolitan area,
- (2) whether his Department has planned any new housing projects for this area, if not, why not, if so, (a) how many and (b) where are these projects to be developed?

D123E

THE MINISTER OF HOUSING

- (1) Approximately 47 000 applications We are satisfied that many of these applicants are duplications and some people have lodged applications with a number of authorities. We are discussing the matter with the Data Bank to avoid some of the anomalies which are presently revealing themselves.

(2) Yes

- (a) 38 Projects
- (b) Verulam

Durban Phoenix, Newlands West, Springfield, Chatsworth and Cato Manor

Isipingo Malakazi and Orient Hills

HOUSE OF DELEGATES

Pinetown Savannah Park, Welbedacht, Dassenhoek and Mariannhill Shallcross Buffelsbosch, and Kloof Wyebank

The difficulty now is to acquire land within the price range that will enable this Administration to provide low cost housing bearing in mind that the service cost of stands at the present time amounts to approximately R20 000. At this price it is an impossible challenge to satisfy the demand. However, the high cost of this facility is a matter which has already been broached with the Committee of Housing Ministers and will again feature prominently at the next meeting.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, is it not correct, according to what he said in his budget speech yesterday, that the projects he mentioned are continuations of existing programmes?

THE MINISTER OF HOUSING Mr Chairman, we can only build on land that has been purchased. We made plans with regard to land that was purchased, we serviced that land and we are building there. I give full credit to the former Administration which bought the land. However, I have told hon members that the delay was due to all the impediments attached to these pieces of land, and was not the fault of anybody. There were mining rights on Villa Liza in Copesville we have to contend with squatters, which has delayed building, whereas things could have gone much faster. The high cost of

THE LEADER OF THE OFFICIAL OPPOSITION He brought the squatters

THE MINISTER He brought the squatters, yes, and we shall send them away.

In Extension 4 there were certain overhead rates charged by water authorities and overhead rates charged by Eskom.

All these things come up and delay projects. All these projects have been delayed for that reason. I am not blaming anybody, but I would like people to understand that at this point in time we are addressing these things in a global fashion.

What is more, we are also trying to respond to the hon the Leader of the Official Opposition's request with regard to determining the final

State vehicles, transport of voters

*2 **THE LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of the Budget and Auxiliary Services

- (1) Whether any complaints were received in regard to State vehicles being used to transport voters during a recent election, if so, what are the relevant details,
- (2) whether he will make a statement on the matter?

D131E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

- (1) Yes—verbal and written complaints were received from the hon Leader of the Official Opposition on the use of State vehicles by Mr Mansoor and Reverend Reddy to transport voters during the recent by-election in Montford. It has been established that Mr Mansoor and Reverend Reddy did not use State vehicles as alleged by the Leader of the Official Opposition.
- (2) No

THE LEADER OF THE OFFICIAL OPPOSITION Arising out of the hon the Minister's reply, I would like to know what the nature of the investigations was. Did the hon the Minister call for any sworn statements from witnesses in respect of the use of State vehicles?

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES Mr Chairman, as far as I am concerned, I have contacted both these gentlemen. What I have stated, is what they have told me. I have also asked an official of my Department to investigate this matter.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the reply by the hon the Minister, I want to know if he is prepared to take sworn statements from witnesses who saw State vehicles being used?

THE MINISTER Mr Chairman, it seems that the hon the Leader of the Official Opposition knows the registration numbers of the vehicles. If these could be submitted to the official through my office, it would certainly be of help to us.

Principal of certain school complaints

*3 **MR D K PADIACHEY** asked the Minister of Education and Culture

- (1) Whether his Department has received

HOUSE OF DELEGATES

Thousands of Indians to get housing aid

Political Staff

sector as well as individuals had to play a role in providing housing, Dr Reddy said

There had been inordinate delays in the proclamation of townships, "many extending to 10 years or thereabout"

"I have now directed the department to give priority attention to ensuring that townships are proclaimed and registered as quickly as possible. This will mean that the houses and sites can be sold sooner so that the funds realised from such sales can flow back to the fund and be used to finance further projects at an accelerated pace"

Dr Reddy said that in many areas in the Transvaal and Natal, "urban settlers" had invaded and were occupying land earmarked for housing. "Their presence is presently causing this administration very serious prob-

lems"

While the HoD approached this with understanding, "no administration can allow people to occupy land and deny the owners the right to proceed with the development of housing for those people who have been waitlisted for many years and for the provision of whose housing this administration is responsible"

Savannah Park phase 2 and 3 developments had been relinquished to the Natal Provincial Administration for the provision of housing for black "urban settlers"

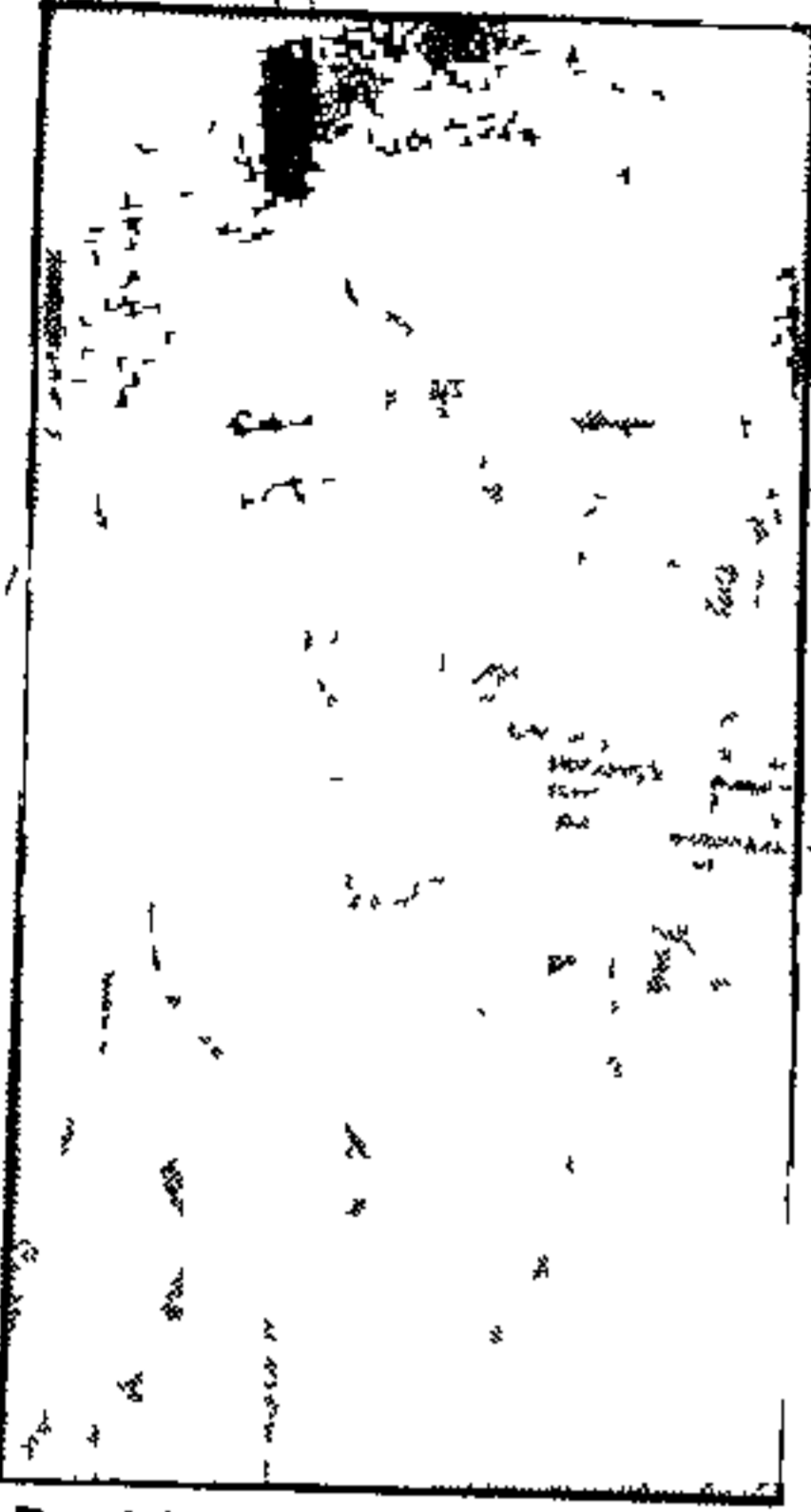
In Lenasia, more than 200 ha of land had been made available to the Transvaal Provincial Administration for the resettlement of black "urban settlers who have invaded land earmarked for housing by our administration", Dr Reddy said.

The House of Delegates would help more than 12 800 families acquire home in this financial year, Minister of Housing Dr J N Reddy said yesterday

Presenting the housing vote, he said the HoD housing development fund exceeded R300 million for the first time

In this financial year, R249 million would be spent on new and existing projects in Natal, R68 million in the Transvaal and R11 million in the Cape. This would result in 5 164 stands and 7 645 houses being developed

In the past year more than 40 new housing projects had been initiated and approved. The central Government, local government, the private



Dr J N Reddy urban settlers occupying land earmarked for housing

HOUSE OF REPRESENTATIVES

used subsequently in the same interpellation, indicates the original language

General affairs

INTERPELLATIONS

The sign * indicates a translation The sign *, 2 Mr A E Reeves—Transport [Withdrawn]

1 Mr A E Reeves—Transport [Withdrawn]

HOUSE OF DELEGATES

Council and Minister of Housing

R692,04 R2 616,62

Minister of Education and Culture

R4 185,03 R5 597,65

Minister of Health Services and Welfare

R1 249,85 R1 391,56

Minister of the Budget and Auxiliary Services

R2 012,59 R1 198,15

Minister of Local Government and Agriculture

R3 531,35 R4 575,89

Deputy Minister of Housing

R1 670,62 R1 929,52

(2) Offices

Cape Town Natal

Chairman of Ministers' Council and Minister of Housing

R5 568,40 R2 775,72

Minister of Education and Culture

R3 138,77 R3 655,75

Minister of Health Services and Welfare

R5 718,52 R4 363,12

Minister of the Budget and Auxiliary Services

R1 811,05 R1 843,48

Minister of Local Government and Agriculture

R4 576,30 R3 822,71

Deputy Minister of Housing

R3 683,66 R2 211,56

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Telephones of Ministers' Council: amount paid

19 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

(1) What amount was paid by the Administration House of Delegates for the use of telephones by each Minister and Deputy Minister of the Ministers' Council in their residences in (a) Cape Town and (b) Natal during the period 1 January 1990 to 31 January 1991,

(2) what was the cost of the use of telephones by each Minister and Deputy Minister of the said Ministers' Council in their offices in (a) Cape Town and (b) Durban during the above period?

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Residences Cape Town Natal

Chairman of Ministers'

258

House of Delegates

HOUSE OF ASSEMBLY

QUESTIONS

†Indicates translated version

For written reply

General Affairs

SA fighter aircraft research/development

355 Mr J CHIOLÉ asked the Minister of Defence †

- (1) Whether any research has been undertaken or is being undertaken in the Republic with a view to developing a South African fighter aircraft, if so, (a) over what period and (b) at what total cost,
- (2) whether the Government has instructed Armscor to discontinue research in this connection, if so, (a) when and (b) why,
- (3) whether any persons have been discharged as a result of this decision, if so, (a) how many persons and (b) in what categories,
- (4) how long is it estimated would it still have taken to complete this research and develop the first prototype,
- (5) whether the Government has drastically changed its standpoint on this research since 1990, if so, for what reasons?

B950E

The MINISTER OF DEFENCE

It is not considered in the public interest to divulge this information as it concerns the operational deployment of the SA Defence Force. I am however prepared to discuss the relevant background with the hon member on a personal level.

HOUSE OF ASSEMBLY

HOUSE OF DELEGATES

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Regional office

36 Mr D K PADIACHEY asked the Minister of the Budget and Auxiliary Services

- (1) Whether the staff complement of the regional office of the Administration House of Delegates in Johannesburg has been met fully, if so, what are the relevant details, if not, why not,
- (2) whether the Administration is to build a regional office in Lenasia for the various departments, if so, what are the relevant details, if not, why not?

D144E

(1) No. The following posts have not been filled

Senior Property Administration Officer

Works Inspector (electrical)

The above posts were advertised repeatedly but no suitable applications were received. In addition to the establishments the incumbents of the following posts are stationed at Johannesburg Regional Office but held against other regional office posts

Property Inspector (1 post) — Cape Town

Property Inspector (1 post) — Pretoria

Senior Property Administration Clerk (1 post) — Cape Town

(2) No firm decision has been taken regarding the housing of all departments in one regional office. A workstudy investigation is being undertaken to determine the needs of all the departments concerned in Johannesburg and the feasibility of an integrated office.

258

HOUSE OF DELEGATES

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, further arising out of the hon the Minister's reply, I would just like to make it clear that the Department of Education and Culture did not at any stage object to the Lata Mangeshkar Show coming to South Africa. **The CHAIRMAN OF THE HOUSE** Order! That concludes the questions arising from question 3

Cato Manor: undeveloped land

*4 Mr M RAJAB asked the Minister of Planning, Provincial Affairs and National Housing

- (1) Whether he recently paid a visit to Cato Manor in order to decide on the future of the undeveloped land there, if so, (a) when, (b) with whom did he meet and (c) what was decided,
- (2) whether he will make a statement on the matter? D172E

The DEPUTY MINISTER OF PLANNING (for the Minister of Planning, Provincial Affairs and National Housing)

- (1) On request of the Minister of Planning, Provincial Affairs and National Housing I paid a visit to Cato Manor
 - (a) 14 May 1991
 - (b) I held a meeting with representatives of

Administration House of Delegates Administration House of Assembly Natal Provincial Administration Development and Housing Board Westville Town Council Durban City Council Minister Y Moolla MP, Mr C J van R Botha, Administrator of Natal, Mr V A Volker MEC and Dr D S Rajah MEC were amongst those who attended the meeting

- (c) During the visit to Cato Manor it was decided that all relevant facts and inputs which have an effect on the development of the Greater Cato Manor Area be identified with specific reference to vested rights and interest of all parties concerned. This action is being co-ordinated by a Chief Director of our Department in deliberation with officials of the De-

partment of Planning, Provincial Affairs and National Housing and the Office for Regional Development in co-operation with officials of the National Provincial Administration the Administration House of Delegates, as well as the city councils of Durban and Westville

A complete report will be submitted to the Minister and subject to his approval, the recommendations will be discussed with all the role players. At this point in time it is already clear that the problem regarding squatters in the area is a short term issue that should be given urgent attention

- (2) No

Mr M RAJAB Mr Chairman, arising out of the hon the Deputy Minister's reply, could he please tell hon members of this House when it is estimated the report will be completed

The DEPUTY MINISTER OF PLANNING Mr Chairman, I can give the hon member for Springfield the assurance that my instructions to our Chief Director were to complete it sooner rather than later. I sincerely hope that we will have a report on the matter within the next fortnight

Single-sex hostels: conversion

*5 Mr M RAJAB asked the Minister of National Health

- (1) Whether the State President assigned to her Department the task of co-ordinating a programme to convert single-sex hostels into family units, if so, (a) when and (b) in what manner,
- (2) whether her Department has now completed this programme, if not, (a) why not and (b) when is it expected that the programme will be completed, if so,
- (3) whether she will make a public announcement on this programme, if not, why not, if so, when,
- (4) whether she will make a statement on the matter? D173E

The MINISTER OF NATIONAL HEALTH

- (1) No,
- (2), (3) and (4) fall away

Own Affairs

Chairman of the Ministers' Council

Ministerial Representatives: inefficiency

*1 Mr P PADAYCHEE asked the Chairman of the Ministers' Council

- (1) Whether, in view of the statement made by the Minister of the Budget and Auxiliary Services in this House on 13 May 1991 in regard to the inefficiency of the Ministerial Representatives, he will take the necessary steps to (a) have them replaced or (b) have their posts abolished, if not, why not, if so, (i) what steps and (ii) when,
- (2) whether he will make a statement on the matter? D167E

The CHAIRMAN OF THE MINISTERS' COUNCIL

- (1) (a) No
- (b) No. At the outset I wish to inform you that the Minister cannot terminate the services of Ministerial Representatives as this is the prerogative of the State President

While it is true that Minister Raman Bhana expressed his personal frustrations in regard to the functions of the Ministerial Representatives, the Ministers' Council has no intention whatsoever of recommending to the State President the scrapping of these posts

The Ministers' Council regularly reviews the functions and performance of our Ministerial Representatives and is satisfied that they are discharging their responsibilities within the guidelines laid down for the performance of their duties

- (i) Falls away
- (ii) Falls away

- (2) No

Mr M RAJAB Mr Chairman, arising from the reply of the hon the Chairman of the Ministers' Council, will he concede that it appears to be the general consensus in this particular House that

these Ministerial Representatives should, in fact, be axed?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, it is not a question of the feeling of hon members in this House. A provision for Ministerial Representatives is part of parliamentary requirements and these people have been appointed, as in other Houses in Parliament. This is why I do not know why aspersions are regularly cast in this House on the functioning of Ministerial Representatives. I think it is totally unfair

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the reply of the hon the Chairman of the Ministers' Council, especially his last two sentences, is it not correct that the question of the creation and the filling of the posts of Ministerial Representatives was regularly criticised by his party?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, that is possible, but it is a fact that these posts exist and they have to be filled

Mr P PADAYCHEE Mr Chairman, further arising out of the reply of the hon the Chairman of the Ministers' Council, has he sacked the previous Ministerial Representatives and does he have the power to recommend that the hon the State President do so?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, when this party came into power, we carried out the provisions and rules of this House and appointed Ministerial Representatives. They were members of our party, but there was nothing to hide. The same applies to the House of Representatives and the House of Assembly

Ministers

Indian family in Kranskop: land expropriated

*1 **The LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Housing

- (1) Whether his Department has received representations in respect of the return of land expropriated in terms of the Group Areas Act, No 36 of 1966, from an Indian family in Kranskop, Natal, if so, (a) what is the name of the family and (b) what is the extent of the land involved,

existing buildings are also to be included in the upgrading programme on high priority. The services required at Greyville at this stage must be viewed objectively against the services that may be required more urgently at schools elsewhere in the country

- (a) and (b) fall away
(2) Falls away

Housing Development Board: houses at discount rate

*6 Mr D K PADIACHEY asked the Minister of Housing

- (1) Whether he will consider letting houses owned by the Housing Development Board to the present tenants at a discount rate, if not, why not, if so, what are the relevant details,
(2) whether he will consider selling the South Forl flats in Lenasia Extension 9 to the tenants under sectional title, if not, why not, if so, what are the details in this regard?

The MINISTER OF HOUSING
D169E

(1) Yes Circular Minute No 17 of 1983 as amended by Circular No 3 of 1987 apply to the sale of houses within the Sales Campaign and it has also discounted the selling prices of houses subsequently built

(2) Yes The Housing Development Board approved that a consultant be appointed by the Department to undertake an investigation in order to determine the feasibility of selling these flats

HOUSE OF ASSEMBLY

QUESTIONS

† Indicates translated version

For written reply

General Affairs

Prohibited organisations: prisoners released

358 Mr L F STOFBERG asked the Minister of Correctional Services †

- (a) How many members of the ANC, the SACP and other previously prohibited organisations who were detained in prisons in South Africa were released in the 1990 calendar year,
(b)(i) how many such prisoners are still being detained and (ii) in respect of what date is this information furnished and (c) what are the names of the other previously prohibited organisations?

B937E

The MINISTER OF CORRECTIONAL SERVICES

- (a) The political alliance of prisoners does not form part of the information required from a prisoner on his admission and consequently the information as requested by the hon member is not available. However, I would like to confirm that 1 013 sentenced security, security related and unrest related prisoners were released between 2 February 1990 and 27 May 1991. These releases included persons on various sides of the political spectrum. Persons and/or organisations who had not committed themselves to peaceful solutions and development, did not enjoy the benefit of an earlier release in terms thereof

(b) I refer the hon member to my written reply in the House of Assembly to question number 302 on 10 May 1991 (see col 1401)

(c) The hon member is referred to the contents of Government Gazette 12287 dated 3 February 1990 (Government notices R21 and R229)

Black residential areas: total amounts owing

360 Mr L F STOFBERG asked the Minister of Planning, Provincial Affairs and National Housing †

What total amounts were owing by residents of Black residential areas in (a) the Transvaal, (b) the Orange Free State, (c) Natal and (d) the Cape Province in respect of (i) electricity, (ii) rentals and (iii) service charges as at 31 December 1990?

The MINISTER OF PLANNING, PROVINCIAL AFFAIRS AND NATIONAL HOUSING

(a) Transvaal

(i), (ii), (iii) R996 572 389

Unfortunately, it is not possible to furnish the outstanding amount in the breakdown required

(b) Orange Free State

(i) R11 044 603

(ii) Not separately available. Included in service charges

(iii) R57 878 721

(c) Natal

(i) R267 512

(ii) R969 848

(iii) R2 400 021

(d) Cape Province

(i) R11 351 909

(ii) R29 201 381

(iii) R68 556 423

SADF base Vhembe: visit

367 Mr R R HULLEY asked the Minister of Defence.

- (1) Whether, during the period 28 to 30 July 1988, the South African Defence Force (SADF) transported to and accommodated at the SADF base Vhembe near Messina a number of young guests, including a certain person (particulars of whom have been furnished to the SADF

DET forced to change its school calendar

New Nation (Learning Nation) 7/6-13/6/91
Pressure on the Department of Education and Training (DET) has resulted in the adjustment of the black school calendar to be coincide with that of white schools.

The rejection of the DET calendar was intensified last year during the teacher's defiance campaign against the department's code of conduct.

Several schools, particularly on the Reef, ignored the DET calendar during the June holidays, but due to apparent lack of co-ordina-

tion among the various teacher and student structures, the schools returned to the department's calendar during the September holidays.

Disciplined

In the northern Transvaal region, several teachers were disciplined by the department for failing to report to school as a result of the "defiance calendar".

The department said that the decision to have a calendar similar to that of the white

Transvaal Education Department was in line with the DET's policy to "meet the aspirations of black pupils"

Dates

Thus, schools under the jurisdiction of the DET will close on July 5 instead of June 14 or 15. They will reopen on July 29.

In the last quarter, the schools will close on September 20 and re-open on October 1. The school year will end on November 29.

(4) whether he will make a statement on the matter?

D191E
The DEPUTY MINISTER OF PLANNING,
PROVINCIAL AFFAIRS AND NATIONAL
HOUSING

(1) Yes

(a) Within the Department's normal overall function of co-ordinating housing matters of the provincial administrations

(b) Since 1986 when the responsibility for Black housing and local authorities was vested in the provincial administrations

(c) In addition to the reply in paragraph (a) it can be mentioned that after his visit to Soweto on 4 September 1990, the State President requested the Minister of Health and Population Development to investigate social problems within the hostels. It was found that the poor housing conditions should be upgraded and that the conversion or upgrading should be undertaken in co-operation with the hostel dwellers and the neighbouring communities

The hostel problem must be viewed against the background of the widespread housing shortage

(2) No

(a) Although the conversion of hostels is being monitored since 1986 and progress is being made within the constraints of available funds, the task is far from being completed

(b) In accordance with the State President's instructions and the findings of the Minister of National Health and Population Development as already mentioned in (1)(c), the Minister of Planning, Provincial Affairs and National Housing has requested the provincial administrations to investigate the position of and conditions in each hostel. In pursuance of the results an action plan must be prepared for each hostel.

Most of the action plans were re-

HOUSE OF DELEGATES

ceived recently. From the action plan it appears that the hostels are in many cases overpopulated. Alternative accommodation will have to be found for the people who cannot be accommodated in these hostels which will result in major expenditure for the State. The upgrading and conversion costs must, however, still be added to this expenditure.

On 30 April 1991 during his budget speech, the State President mentioned that special attention would be given to the financing of hostel projects with funds obtained from the sale of strategic supplies.

The Provincial Administrators have already been asked to identify hostels for upgrading or conversion and to submit projects for this purpose. They have at the same time been asked to submit time schedules within which the upgrading and conversion of hostels are going to be completed if funds are made available on short notice.

The availability of funds plays a very important role and, therefore, it cannot at this stage be stated exactly when the project will be completed.

(3) A public announcement will not be made at this stage for fear of raising expectations. An announcement will be considered as soon as funds are available.

(4) A statement will be made at a suitable time.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the reply of the hon. the Deputy Minister, is it not correct that the responsibility to administer these hostels in Natal is entrusted to a member of the Executive Committee and, secondly, is it not correct that an Indian MEC administers the hostels?

The DEPUTY MINISTER OF PLANNING Mr Chairman, I really do not want to reply to such a racist remark as whether it is an Indian, a White person or a person of colour that administers the hostels. We appoint the administrators and MECs on merit and not because of the colour of their skins.

Secondly, may I just mention to the hon. the Leader of the Official Opposition that certain hostels are administered by the State with the provincial administration as their agent. However, there are also private companies which run hostels all over South Africa. The South African Railway Services run hostels. I do not quite know the reason for the hon. the Leader of the Official Opposition's question.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I crave your indulgence. I did not have the time to request something in respect of the question on General Affairs for which the time expired. I want to place on record that if the time had not expired, the hon. the Minister of Home Affairs would have adequately cleared me on the issue of the visa of Lata Mangeshkar.

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

Certain organisation: application to bring artiste to SA

*3 Mr KPANDAY asked the Minister of Home Affairs

(1) Whether, with reference to his reply to Question No 3 on 28 May 1991, his Department received any communication, either in writing or telephonically, from the Department of Education and Culture in the House of Delegates in connection with any recommendations relating to an application by a certain organisation, the name of which has been furnished to the Minister's Department for the purpose of his reply, to bring the artiste Lata Mangeshkar to South Africa, if so, (a) when and (b) what is the name of this organisation,

(2) whether any conditions were suggested by the Department concerned, if so, what conditions,

(3) whether his Department laid down any conditions in respect of the granting of a visa in this regard, if so, what were these conditions?

D194E

The MINISTER OF HOME AFFAIRS

Because of the controversy regarding the granting of visas to the "Lata Mangeshkar

Group" it is advisable to give a full account of the course of events.

The general policy of the Department is that local talent should be protected. At the same time the public should have the privilege to enjoy exposure to overseas talent. Overseas artists can also play an important role in the development of local talent.

To come to a well-balanced decision, the Department consults as wide as possible. One of the most important sources with which the Department consults is the Department of Education and Culture in the Administration House of Delegates.

To give the Department sufficient time to do the necessary consultations, it requires that promoters should apply well in advance of the expected time of arrival of artists. Promoters quite often fail to do so with the result that the Department is often faced with the dilemma that a show has already been advertised, halls have already been reserved and tickets have already been sold to the public. Leniency on the part of the Department has also been abused by promoters, often with the intent to harm the box office of other shows arranged by competitive promoters.

The point had been reached where the Department had to clamp down on this practice. All the political parties in the House of Delegates supported the Department in this regard.

In the case of the "Lata Mangeshkar Group" the Department was basically confronted by a similar situation. The Minister of Education and Culture Ministers' Council House of Delegates, while supporting the Department to clamp down on late applications, was reluctant to recommend refusal of the entry of a person of the stature of Lata Mangeshkar. The leader of the Opposition concurred with these sentiments.

The Department therefore had to explore the possibility of deferring a decision on this matter which meant initially a refusal of the indicated date of arrival. At no time was the Department of Home Affairs, nor the Department of Education and Culture, nor the leader of the Opposition in principle against admitting Lata Mangeshkar.

Consequently the Director-General held discussions with the promoters, "Sahara Stage

HOUSE OF DELEGATES

258

Show Promotions" It was agreed that the Department would allow the group to perform as scheduled and that the promoter would reciprocate by not using the name "1860 Settlers' Association" in promoting the show and that an additional show at a reasonable price would be arranged to enable the poorer section of the community to attend the show. The promoter also undertook to explore the possibility to reschedule the show scheduled for 8 May 1991 as a token of apology for putting all concerned in a very awkward position. The rescheduling however proved not to be possible.

The course of events illustrates the dilemma the Department is faced with and I trust that hon members will support the Department's sincere efforts to foster Indian culture in a disciplinary manner. Efforts to exploit the situation for party-political purposes are counterproductive, especially when it concerns a person of the stature of Lata Mangeshkar.

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

Housing shortage: projects

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

- (1) Whether, since he became Minister of Housing, he has initiated any projects to alleviate the critical housing shortage of approximately 47 000 units in the Durban metropolitan area, if not, why not, if so, what projects other than those commenced before he assumed office,
- (2) whether he will make a statement on the matter?

D200E INT

The MINISTER OF HOUSING Mr Chairman, the answer to the first part of the question is yes. As hon members no doubt are aware, I assumed responsibility for the Housing portfolio of this House in March 1989. From the outset I was fully aware of the acute shortage of housing for the needy of our community in general and in the

Durban metropolitan area in particular. The inputs of the hon members of Parliament concerned assisted me in identifying areas of particular need, and for this I thank them. Thus I, with the able assistance of my hon Deputy Minister, caused the department to embark on much-needed projects, *inter alia* in Verulam, Phoenix, Chatsworth, Cato Manor, Savanna Park, Buffelsbosch and Ispingo, which are at present under construction.

Furthermore, the planning of various projects in the pipeline and construction will commence in the near future. In this respect I refer to the servicing of sites and the construction of houses in Trenance Park, Phoenix, Newlands West, Chatsworth, Cato Manor, Malakazi, Orient Hills, Ispingo, Savanna Park, Welbedacht, Dasenhoeck, Buffelsbosch and Wyebank.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I do not want to repeat what was stated during the debate on the Housing Vote, but the intention of this interpellation is to give certain reassurances to people, the majority of them in the lower-income group, in the Durban metropolitan region, which houses approximately 60% of South Africa's Indian population.

As the hon the Minister indicated, when he assumed the Housing portfolio in March 1989, there were inputs from the hon members of Parliament concerned which assisted him in identifying areas of particular need. Now the areas of particular need were identified. The former and first Minister of Housing in the House of Delegates was, of course, consulted, and the consultant very clearly and accurately identified the shortage.

However, we are alarmed about areas that have been identified in a belt between Phoenix and Verulam—not necessarily those around the Mount Edgecombe Mill—where there is the greatest potential for development. Unfortunately, besides the infrastructure, and besides the land that was identified by the Verulam Municipality, there has been absolutely no progress in this particular direction.

As a result, if one excludes the remaining portion of Phoenix, Cato Manor and the Shallcross areas, there are no visible signs of any progress in respect of submissions made by hon members of this House, the hon member for Verulam and

the former member for the Verulam constituency. We therefore feel that a true and factual picture must be given to those who are on the housing waiting lists of the Durban Municipality and of the Administration House of Delegates. They must know that besides what was identified previously and what was already in the pipeline, there is no tangible evidence of any new projects having been identified or being in the pipeline.

I am not saying this to score any party-political points, but I feel a clear message must be given to those people who are relying very heavily on the House of Delegates' taking the necessary initiative and also that we are a financial institution using municipalities or local authorities as our agents to satisfy the housing need.

What is required in this interpellation is a clear, factual message that this is where one can rely on the House of Delegates or our agents, the local authorities. Are we going to undertake any new housing projects in the immediate future, because those who are in the middle-income group, those who belong to the self-help group, will then be able to fend for themselves? [Time expired]

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE Mr Chairman, I think that this Administration has emphasised the provision of housing for the lower-income group. It is regrettable that, without trying to score points, to use the words of the hon the Leader of the Official Opposition, for many years we did not aim at the lower-income group. If we had aimed at the lower-income group, we would not have had this kind of backlog today. Without casting aspersions, I think the facts the hon the Leader of the Official Opposition is asking for should be provided.

The fact is that when we had the opportunity to develop and expand the areas that we had, we ended up buying areas outside the province of Natal. We did this in spite of the fact that 60% of the population was in the Natal region, if one thinks along racial lines. [Interjections] Hence it seems to me that right now we have the situation that only 30% of the land that is being utilised in the Transvaal, and 60% of the assets which we have acquired, will not be utilised for housing *per se* for the component of the community that we represent. Therefore there was an excess in one

area and a lack of similar emphasis in another area. Notwithstanding the fact that we were presented with a report, we still went ahead and bought land in areas outside Natal.

Furthermore, I would like to say that in so far as the question of demands and delays are concerned, the hon the Leader of the Official Opposition always mentions the fact that they are old projects. These old projects were delayed indefinitely before. The problem was that in Stanger, for example, we battled for something like five years, even before this Administration took over, to get the go-ahead. There were deliberate delays in this particular regard. Many projects of that nature were delayed. Therefore we now have to utilise our funds. We have to use our funds to develop those properties in our possession. We cannot continue to buy land. [Time expired]

Mr K PANDAY Mr Chairman, South Africa has the largest concentration of Indian people outside the continent of India. [Interjections] Durban has about 60% to 70% of the entire Indian population of South Africa. Since the advent of the tricameral Parliament, their fate has been in the hands of the House of Delegates. The de facto situation, although we talk of the new South Africa, is to address our obligation to serve the Indian community. If this is not done soon, an anomalous situation will arise on the repeal of the Group Areas Act. Will the hon the Minister in this House still be responsible to Indians only for the land in the possession of the House of Delegates, or will he merely serve as an estate agent for all the people of South Africa? [Interjections]

If we do not act swiftly we will go down in history as having failed the Indian community, particularly in the field of housing. The Indian people, through no fault of their own, but because of the treachery and inhumane acts of the privileged class—here I am not referring to the present brand of politician—were paid less, hence they cannot afford luxurious homes. What they need are affordable homes with very low instalments. This is clearly evident from the fact that about 400 000 people, about 60% to 70% of the Indian population, live in the two very large Indian housing schemes, namely Chatsworth and Phoenix, where the rentals or the instalments are reasonable.

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version
For written reply
Own Affairs

Truro House: request for transfer

31 Mr K PANDAY asked the Minister of Education and Culture

- (1) Whether a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, requested to be transferred from the library in Truro House, if so, what is the name of the person in question,
- (2) whether a senior official of his Department was mentioned as one of the reasons for this request, if so, (a) what are the circumstances surrounding the matter and (b) what were the other reasons,
- (3) whether he will identify the senior official in question, if not, why not, if so, what is his name,
- (4) whether the reasons advanced by this person were investigated, if not, why not, if so, with what result?

The MINISTER OF EDUCATION AND CULTURE

- (1) Yes
As furnished An open identification will prejudice the good name of the person concerned as the purport of the rest of the questions has not been established by the Administration
- (2) No
(a) and (b) fall away
- (3) and (4) Fall away

Disability grants cancelled/terminated/reinstated

35 Mr H M NEERAHOO asked the Minister of Health Services and Welfare

- (a) How many disability grants were cancelled or terminated during the period 1 January 1990 to 30 April 1991 and (b) (i) how many of

these grants have been reinstated as a result of (aa) reviews and (bb) appeals and (ii) in respect of what date is this information furnished?

The MINISTER OF HEALTH SERVICES AND WELFARE

- (a) 4 178
- (b) (i) (aa) 1 959
(bb) 14
(ii) 28 March 1991

Education expenditure

44 Mr M RAJAB asked the Minister of Education and Culture

- (a) What amount was spent by his Department in 1990 on (i) salaries of teachers and principals, (ii) salaries of administrative staff, (iii) salaries of inspectorate and executive officials, (iv) salaries of any other specified staff, (v) capital expenditure, (vi) supplies and services, (vii) equipment and (viii) other items and (b) what percentage of the total education expenditure by his Department in 1990 does each of the above amounts constitute?

The MINISTER OF EDUCATION AND CULTURE

- (a) (i) R634 518 457
(ii) R 28 831 304
(iii) R 12 244 338
(iv) R 5 072 728 (Service Workers)
(v) R 15 530 114
(vi) R 44 456 579
(vii) R 12 146 190
(viii) R 85 819 281
(b) (i) 75,68%
(ii) 3,44%
(iii) 1,46%
(iv) 0,61%
(v) 1,85%
(vi) 5,30%

(vii) 1,44%
(viii) 10,22%
The above are provisional figures in respect of expenditure for the 1990/91 financial year. Final figures will only be available after the finalisation of the Appropriation Account. Figures are not maintained in terms of a calendar year.

Management training amount spent

45 Mr M RAJAB asked the Minister of Education and Culture

- (a) R41 682 For the period 1 April 1990 to 31 March 1991
- (b) 0,005%

What (a) amount and (b) percentage of the education budget of his Department was spent on management training during the latest specified 12-month period for which figures are available?

The MINISTER OF EDUCATION AND CULTURE

HOUSE OF ASSEMBLY

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Right-wing extremists: police investigation

351 Mr A J LEON asked the Minister of Law and Order

(1) Whether the South African Police are carrying out ongoing investigations into right-wing extremist groups, if not, why not, if so, (a) what is the nature of the task force involved, (b) how many persons have been allocated to this force, (c) what is the rank of the officer in charge, (d) in which region or regions is the task force situated, (e) when was it established and (f) what is the nature of the investigations they undertake,

(2) whether any arrests have been made as a result of the investigations undertaken by this task force, if so, (a) how many, (b) what are the names of the persons arrested, (c) what were the reasons for the arrest in each case and (d) on what date was each arrest made,

(3) whether he will make a statement on the matter? B942E

The MINISTER OF LAW AND ORDER

(1) Yes, not only regarding right-wing extremist groups, but also in respect of

extremist activities of all persons and groups

(a) to (f)

The task force to which the hon member refers are investigation teams who are involved in all Police Regions in investigations which are indicative of extremist activities. The numerical strength of the investigation team is determined in accordance with the needs which are experienced in the various Regions

The investigation team has been functioning since the seventies, and at present their activities are being co-ordinated by a brigadier at the South African Police Head Office in Pretoria

(2) Yes

(a) to (d)

Taking into account the many years which the investigation team members have been functioning, the hon member will understand that this information is not readily available

To acquire this information would not only be extremely time-consuming, but would take place to the detriment of other more important duties I can therefore unfortunately not supply the information which the hon member desires

(3) No, except to say that the teams in question are extremely successful in their investigation of cases of this nature. Of the 23 bomb explosions for which right-wing extremist groups were responsible in 1990, 20 of the incidents were solved, i.e. 87%

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Administration: HoD· staff

41 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

With reference to his reply to Question No 21 on 14 May 1991 in connection with the personnel involved in the administration of each Department of the Administration House of Delegates, what was the function and/or job description of each of the personnel listed in subparagraphs (b) (i), (ii), (iii), (iv) and (v) of the above reply? D180E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

The functions/job descriptions of the relevant personnel, per Department, are indicated hereunder

(1) *Department of Budgetary and Auxiliary Services (21 personnel)*

(Cost R1 496 300)

1 Minister

The following persons render administrative support services in the Ministry of Budgetary and Auxiliary Services

1 Administrative Secretary

1 Private Secretary

1 Ministerial Typist

1 Secretary

1 Language Practitioner

1 Typist

1 Senior Provisioning Administration Clerk

1 Telephonist

1 General Assistant (Messenger)

The following persons render Management Services in the Department of Budgetary and Auxiliary Services

1 Chief Director Budgetary and Auxiliary Services

1 Director Financial Management

1 Director Personnel Management

1 Director Administration

4 Secretaries are provided to these persons for the purposes of general secretarial and typing services

In addition, the Director-General functions as the head of the Administration and Treasury Services are provided by a Director Financial Administration. A Secretary is also provided to the Director-General

(ii) *Department of Local Government, Housing and Agriculture*

(a) *Ministry of Housing (21 personnel)*

(Cost R1 320 300)

1 Minister

1 Deputy Minister

The following persons render administrative support services to the Minister and Deputy Minister of Housing

2 Administrative Secretaries

2 Private Secretaries

3 Ministerial Typists

2 Assistant Private Secretaries

1 Driver

1 Parliamentary Officer

1 Assistant Parliamentary Officer

1 Public Relations Officer

The following persons render Management Services

1 Director Planning and Building Services

1 Director Housing

1 Director Development and Agriculture

3 Secretaries are provided to the Directors mentioned above for the purposes of general secretarial and typing services.

(b) *Ministry of Local Government and Agriculture (10 personnel)*

(Cost R496 900)

1 Minister

The following persons render administrative support services in the Ministry of Local Government and Agriculture

- 1 Administrative Secretary
- 1 Private Secretary
- 1 Assistant Private Secretary
- 1 Public Relations Officer
- 1 Ministerial Typist
- 1 Registry Clerk
- 1 Parliamentary Officer

258

The following persons render administrative support services to the Minister of Health Services and Welfare

- 1 Administrative Secretary
- 1 Private Secretary
- 1 Assistant Private Secretary
- 1 Public Relations Officer
- 1 Ministerial Typist
- 1 Registry Clerk
- 1 Provisioning Administration Officer

A Chief Director renders Management Services in the Department of Local Government and Agriculture. A Secretary is provided to him for the purposes of general secretarial and typing services

(iii) *Department of Education and Culture (16 personnel)*

(Cost R1 232 900)

The following persons render administrative support services to the Minister of Education and Culture

- 1 Administrative Secretary
- 1 Private Secretary
- 1 Assistant Private Secretary
- 1 Public Relations Officer
- 1 Ministerial Typist
- 1 Registry Clerk

The following persons render Management Services in the Department of Education and Culture

- 1 Acting Chief Executive Director
- 1 Chief Director Education
- 1 Acting Chief Director Education (Control)
- 2 Directors Education Administration
- 4 Secretaries are provided to these personnel and typing services

(iv) *Department of Health Services and Welfare (14 personnel)*

(Cost R874 200)

1 Minister

The following persons render administrative support services to the Minister of Health Services and Welfare

- 1 Administrative Secretary
- 1 Private Secretary
- 1 Assistant Private Secretary
- 1 Public Relations Officer
- 1 Ministerial Typist
- 1 Registry Clerk
- 1 Provisioning Administration Officer

258

(i) None

(b) 6 June 1991

(2) No

(a) and (b) fall away

Ministry of Health Services and Welfare
 Ministry of Local Government and Agriculture
 Ministry of Education and Culture

NECC to march on DET headquarters

The Southern Transvaal region of the National Education Co-ordinating Committee (NECC) will mark June 16 by marching to the DET headquarters in Pretoria to protest against the prevailing crisis in education.

The organisation's regional secretary Amon Msane said the march would also mark the beginning of a massive campaign against the department. *New Nation Learning Nation*

14/6-20/6/91 **Resignation**

He said one of the issues that would be demanded was the resignation of education and training minister, Stoffel van der Merwe. The NECC feels that Van der Merwe has failed to resolve the education crisis.

The march will start from Church Square, Pretoria, to the DET head office, on Saturday. The second phase of the commemorations will be in the form of rallies in various venues throughout the country on Sunday.

On Monday NECC officials will pay visits to several diplomatic missions to inform them about the education crisis.

Department's response to this request and (c) what is the name of this organisation?

D206E
THE MINISTER OF HEALTH SERVICES AND WELFARE

On 19 March 1991 the Dean of the Medical School at Cape Town addressed the Chief Directors of Own Affairs and Local Authorities and requested them to

- (i) financially assist the Hospice Movement who deliver extensive terminal care services and bereavement counselling to anyone regardless of their race, age or religious affiliation,
- (ii) promote this concept within their own communities to alleviate the demand for hospital beds and to reduce the cost per bed at a hospital of ±R315 to ±R150 at a hospice,
- (iii) to assist their communities to care for the terminally ill at home

Considering that the St Lukes Hospice in Cape Town and the Highway Hospice in Durban attend to all peoples, it was decided to assist financially until our own services can be fully implemented

On the above grounds and on compassion and as these organisations are registered welfare organisations employing social workers, the Department subsidised these institutions

(a) N/A

(b) (i) N/A

(ii) N/A

(c) Highway Hospice — Durban

St Lukes Hospice — Cape Town

THE LEADER OF THE OFFICIAL OPPOSITION Mr Charman, arising out of the hon the Minister's reply, is it not correct that neither he nor his department received any request from these organisations?

THE MINISTER OF HEALTH SERVICES AND WELFARE Sir, my answer is clear. The request came from the dean of the medical faculty. As was alleged during the debate, the Hospice Association has dealt with 15 Indian patients up to now. However, as from yesterday

HOUSE OF DELEGATES

Health and Population Development. Approval was obtained in accordance with the above on 7 April 1989 for a 61 Dental Chair Hospital

(b) *University of Durban-Westville*
The academic needs and norms must be prepared and submitted to the National Department of Education for ratification and approval

This documentation is awaited

(3) Yes. At an appropriate time

Administration: HoD number of air tickets for staff **D211E**

*6 Mr D K PADIACHEY asked the Minister of the Budget and Auxiliary Services

(1) Whether the number of air tickets available to members of the staff of the Administration House of Delegates who are stationed in Cape Town during the Parliamentary session is to be increased, if so, (a) when and (b) by how many,

(2) whether he will make a statement on the matter?

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) No

(a) and (b) fall away

(2) No

Serviced land utilisation policy

*1 Mr K PANDAY asked the Minister of Housing

(1) Whether it is the policy of his Department that all serviced land should be utilised fully as soon as possible, if not, what is the policy in this regard,

(2) whether he will allocate serviced land to small private developers in order to speed up the utilisation of such land, if not, why not, if so, what are the relevant details?

D195E

THE MINISTER OF HOUSING

(1) Yes

(2) Yes. Small private developers are free to submit their tenders when tenders are invited for the construction of houses and further provision is also made for their valued contribution by undertaking assisted self-help housing projects as we have done in Buffelsbosch and Shallcross where they are playing a very important role

Certain person: duties/accommodation

*2 **THE LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Education and Culture

(1) Whether an official of his Department was sent back to Durban from Cape Town on or about 8 February 1991 to perform his duties as a superintendent of education, if so, why,

(2) whether this official was recently brought back to Cape Town, if so, (a) when and (b) what are his duties in Cape Town,

(3) whether this official is residing at a hotel in Cape Town, if so, what is the daily cost to the State of (a) his accommodation and (b) any other allowances paid to him?

D204E

THE MINISTER OF EDUCATION AND CULTURE

(1) Yes, but not on or about 0 February 1991

The precise date was 18 February 1991

The official was required in Durban to assist the two Acting Chief Superintendents of Education (Management) until they could undertake their duties without further assistance. This became even more necessary with the retirement of a senior Chief Superintendent of Education (Management) with effect from 1 February 1991.

Whilst at Head Office, the official referred to at the very outset, continued to liaise between the Department and the Ministry

(2) Yes, for two periods

(a) 10 May 1991 to 23 May 1991 and, 1 June 1991 to 6 June 1991, giving a total of 18 days

HOUSE OF DELEGATES

further concessions in respect of greater freedom—in other words, deregulation—for long-distance passenger and freight transportation I hope to complete this before the end of this year and to encourage tourists and other people who do not have access to train transport to make use of bus services as an alternative for long-distance travel, particularly in cases where Transnet and its affiliate, Spoornet, have decided to cover only certain routes

In reply to the question of the hon member for Macassar, I say we are specifically engaged in examining the problem which he addressed here by mentioning the name of a specific company as an example. In other words, we are talking about transport from here to Johannesburg or Port Elizabeth, or from Port Elizabeth to Johannesburg etc [Time expired]

*Mr N MISAACS Mr Chairman, I want to link up with the hon member for Macassar's question about norms and standards

I encountered a very interesting thing when I was in America. I saw that every taxi owner and taxi driver had a book of rules. So many people have permits, but in many cases these people do not know what they should do or what they may do. There is nothing wrong with peering over somebody else's shoulder to see what is done in another country. I stood in New York and I was amazed at the many taxis in the streets and I was amazed at the discipline that is maintained there. They might also have their problems, but each one of them—the driver as well as the owner—has a book of rules.

As far as norms and standards are concerned here, one encounters people who have no conception of what they may or may not do. The things that are given in this book of rules are very important and interesting. One should have a look at the definitions that are given in the *Taxicab Drivers' Rules*. It states, for example

A passenger Any individual who has hired or attempted to hire a taxicab for travel or destination

†They talk about a rent card, a renewal application and a medallion, which is actually our permit

*If every taxi driver had such a book, he would immediately know what his rights were. He would immediately know what he may do and

HOUSE OF REPRESENTATIVES

what he may not do. Unfortunately we also have the situation—I regret having to say so—that although there has been enough work as far as the taxis in the Black community are concerned [Time expired]

*The MINISTER OF TRANSPORT Mr Chairman, I am very grateful to the hon member for Bishop Lavis. He dealt with two very important points which I should like to support here

Hon members should really forget that I wrote certain things 10 years ago that are now true. I undertake to place immediate emphasis on one important point mentioned by the hon member. The hon member is in my opinion correct when he says that we need a manual. I undertake that my department, together with sponsors, will write a manual, specifically with regard to what he asked for [Interjections] I want to thank the hon member very sincerely for raising such an important point. I fully support that point.

The second point I should like to mention here is that kombi taxis have never been regulated. They did not want to be regulated. I agree that at the moment—this is the way it looks to me if I interpret the information passed on to me correctly—that at present there are too many vehicles for too little work. This leads to problems. I shall be holding discussions with the representative bodies of the kombi taxis, to see what we can do to help those people who have invested billions in that industry to survive, because at present they are experiencing a survival crisis. And who is going to suffer as a result of this? The passenger will suffer, because in the long run everything has to be geared towards the commuter. As far as my department and myself are concerned the commuter is the most important person. The second most important party is the person who is going to transport the commuter, whoever he may be, whether he does so by train, taxi or bus. However, the commuter remains the most important person.

At present I am holding discussions with some of the trade unions, representative organisations and political parties with the specific objective of examining how we can ensure the safety and convenience of the commuter, as well as the affordability of his transport. This remains our objective. After that we shall address this issue, but meanwhile I accept the proposal of the hon member for Bishop Lavis that we should take another look at whether we should introduce a certain degree of regulation [Time expired]

Debate concluded

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

General Affairs

1991 census: enumerators' salaries

16 Mr S NAIDOO asked the Minister of Home Affairs

(1) Whether race was used as a criterion to determine the salaries of chief enumerators and enumerators employed during the 1991 census, if so, (a) why and (b) what rates of remuneration applied to (i) chief enumerators and (ii) enumerators of each population group, if not, what rates of remuneration applied to (aa) chief enumerators and (bb) enumerators,

(2) whether different rates of remuneration applied in respect of (a) chief enumerators and (b) enumerators employed in (i) urban and (ii) rural areas, if so, (aa) why and (bb) what rates applied in each case,

(3) whether any chief enumerators or enumerators were reimbursed for travelling expenses, if not, why not, if so, what are the details,

(4) whether maximum or minimum distances were laid down for chief enumerators and enumerators to qualify for reimbursement of travelling expenses, if so, what were the distances involved,

(5) whether these maximums or minimums had been brought to the notice of enumerators before they commenced their census duties, if not, why not?

D171E

The MINISTER OF HOME AFFAIRS

(1) No

(a) and (b) Fall away

(aa) R60,00 per day in respect of the number of days allocated

(bb) R50,00 per day in respect of the number of days allocated

A number of days was allocated to each enumerator area according to the size of the area, the number of visiting points in the area and whether it is an urban or a rural area

(2) No, the same rates applied

(3) Yes Distances travelled are reimbursed at current rates in respect of the use of private vehicles as prescribed by the Department of Transport in Circular No 2/91 of 7 February 1991

No It was, however, pointed out to the Enumerators/Chief Enumerators that distances travelled should be limited to the essential. In order to prevent possibly unjustified claims together with prudence regarding government expenditure, interim limits of about 100 km (Enumerators in urban areas), about 400 km (Enumerators in rural areas) and about 200 km (Chief Enumerators irrespective of the area) were set. The claims exceeding these limits are being referred to the Census Controllers for accountable confirmation. If the Controller cannot confirm the distance travelled the claim is referred back to the Enumerator/Chief Enumerator to obtain a sworn statement that the distance was indeed travelled for enumeration purposes

(5) Falls away

Attacks by dogs: statistics

21 Mr M RAJAB asked the Minister of Planning, Provincial Affairs and National Housing

(1) Whether his Department keeps statistics on the number of attacks that have been made by dogs on human beings, if not, (a) why not and (b) which Government Department has responsibility in this regard, if so, how many such attacks were made during each of the latest specified three years for which statistics are available,

(2) whether it is his intention to introduce legislation relating to the control or importation of certain breeds of dogs that have been found to have so-called killer instincts, if so, what is envisaged in this regard,

(3) whether he will make a statement on the matter? D210E

HOUSE OF DELEGATES

(a) The Regulations relating to the election of management councils do not prohibit the distribution of pamphlets outside the hall in which the election is held,

(b) the pamphlets were handed out by parents without permission,

(c) prior to the election, the pamphlets compiled by supporters of the National Party were distributed to the parents outside the hall. Pamphlets compiled by the Conservative Party were distributed to the parents of this particular school in the streets,

(d) the name furnished by the hon member,

(2) no, because there are no grounds for any action,

(3) no

1990-91 budget: certain amounts spent

89 Mr R M BURROWS asked the Minister of Education and Culture

Whether, with reference to his reply to Question No 50 on 27 March 1991, the information requested in Question No 50 is available as yet, if not, why not, if so, what total amount was spent in the 1990-91 financial year on (a) school textbooks, (b) library books, (c) hostel accommodation subsidies, (d) pupil transport subsidies, (e) school audio-visual equipment, (f) school buildings, (g) stationery and (h) school furniture at schools falling under his Department? B1210E

THE MINISTER OF EDUCATION AND CULTURE

No, because the books of some of the provincial education departments will close together with the books of the Provincial Administration that render services. The figures will therefore only be released during July 1991 by the relevant Provincial Administration

Colleges of education: utilisation of buildings

91 Mr R M BURROWS asked the Minister of Education and Culture

Whether he or his Department has given consideration to the use to which the buildings of the colleges of education that are to be closed will be put, if not, why not, if so, to what use will these buildings be put in each case? B1237E

THE MINISTER OF EDUCATION AND CULTURE

Yes, negotiations are at present being conducted with a view to the possible transfer of the buildings to the following

Barkly House to the amalgamated Cape Town College of Education

Denne-oord to Stellenbosch Technical College

Port Elizabeth to Port Elizabeth Technikon

Pretoria College of Education to UNISA

Goudstad to Witwaterstrand Technikon

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Homes built by Department: number
38 Mr P PADAYCHEE asked the Minister of Housing

(1) How many homes, excluding homes forming part of local authority projects financed by the Housing Development Board, has his Department or the Board built in (a) Natal, (b) the Cape Province and (c) the Transvaal since he became Minister of Housing,

(2) how many stands belonging to his Department or the Housing Development Board were vacant in (a) Natal, (b) the Cape Province and (c) the Transvaal as at the latest specified date for which figures are available?

THE MINISTER OF HOUSING

(1) (a) Natal 1 411

(b) Cape Province —

(c) Transvaal 1 126

(2) (a) Natal 7 479

(b) Cape Province —

(c) Transvaal 7 336

Rented HDB houses' sale

40 Mr S PACHAI asked the Minister of Housing

(1) Whether the approximately 27 houses in Rylands Extension 5 presently being let by the Housing Development Board are to be sold to the tenants, if so,

(2) whether the sale is expected to be finalised before the introduction of value added tax, if so, when is the sale expected to be finalised,

(3) whether the selling prices of these houses have been determined, if not, why not, if so, (a) on what basis were these prices determined and (b) what is the selling price of each house,

(4) whether the buyers will be offered a State loan to purchase these houses, if not, why not,

(5) at what total cost did the Housing Development Board (a) (i) acquire and (ii) service the erven and (b) build the houses in question? D174E

THE MINISTER OF HOUSING

(1) Yes

(2) Yes A submission in this connection will be considered by the Housing Development Board shortly

(3) Yes

(a) The selling prices have been determined on the basis of the cost of acquisition of serviced erven plus actual construction cost of the dwelling plus 1% levy on the total of the aforementioned for community facilities subject to the approval of the Housing Development Board

(b) The selling prices range between R65 200 and R83 100 per unit inclusive of land

(4) No—the units will be sold for cash on registration and transfer

(5) (a) (i) and (ii) R246 180 for serviced erven

(b) R1 646 239,47

Lenasia: business/religious sites allocated

47 Mr P PADAYCHEE asked the Minister of Housing

(1) Whether any (a) business and (b) religious sites have been allocated and/or sold in (i) Lenasia and (ii) Lenasia South since 1 January 1991, if not, why not, if so,

(2) (a) to whom in each case, (b) on what date was each (i) application for such sites received by his Department and (ii) such site allocated and/or sold and (c) what was

the basis of allocation in respect of each of the sites in question?

D192E
258

The MINISTER OF HOUSING

- (1) (a) (i) No
(ii) No Due to delays with the proclamation of the township
- (b) (i) Yes
(ii) No
- (2) (a) Stand 8248 Christian Revival Centre
Stand 10583 Shri Ram Valalar Temple Organisation
Stand 11305 Shri Rama Chandra Mission of South Africa
- (b) (i) Christian Revival Centre
17 April 1990
Shri Ram Valalar Temple Organisation
15 April 1991
Shri Rama Chandra Mission of South Africa
5 March 1990
(ii) Christian Revival Centre
22 March 1991
Shri Ram Valalar Temple Organisation
3 May 1991
Shri Rama Chandra Mission
3 May 1991
- (c) These allocations were made in accordance with the recommendations of the relevant management committees
- Housing budget: amount budgeted
- 49 Mr K PANDAY asked the Minister of Housing

(1) How much of the amount budgeted for housing for the 1991-92 financial year has been earmarked for (a) administration, (b) the purchase of property, (c) the provision of services and (d) the building of houses,

(2) whether any amounts budgeted for housing in the 1988-89, 1989-90 and 1990-91 financial years were not spent in those years, if so, in respect of each such financial year, (a) why not and (b) what was the amount involved?

D197E

The MINISTER OF HOUSING

It is assumed that the question refers to the Housing Development Fund and consequently the reply furnished is in respect of the Fund

- (1) (a) Nil
(b) R14 427 132
(c) R86 006 639
(d) R227 748 996
- (2) Yes
- 1988/89 Financial Year
- (a) Local Authorities did not make full draws on total loans requested
(b) R105 674 876
- 1989/90 Financial Year
- (a) Local Authorities did not make full draws on total loans requested
(b) R84 538 864
- 1990/91 Financial Year
- (a) Local Authorities did not make full draws on total loans requested
(b) R180 554 278

HOUSE OF ASSEMBLY

QUESTIONS

Indicates translated version

For written reply

General Affairs

Welverdiend police station: death in detention/torture

341 Mr J VAN ECK asked the Minister of Law and Order

- (1) Whether any allegations concerning death in detention and instances of torture at the Welverdiend police station near Carletonville, particulars of which have been furnished to the South African Police for the purpose of the Minister's reply, have been brought to his attention, if so, (a) what are the circumstances surrounding the alleged (i) deaths in detention and (ii) instances of torture and (b) what are the names of the deceased,
- (2) whether any investigations have been conducted into these matters, if not, why not, if so, (a) when and (b) what was the outcome,
- (3) whether any steps have been taken against any members of the Police stationed at Welverdiend, if not, why not, if so, what steps,
- (4) whether he will make a statement on the matter?

B914E

The MINISTER OF LAW AND ORDER

- (1) Yes
(a)(i) and (ii)
While in detention and during questioning at the Welverdiend police station, a black male suddenly began jerking, fell off his chair and died. He had a history of epilepsy
- As a result of ongoing allegations of irregularities regarding persons who died whilst in Police custody in the Khutsong/

Welverdiend/Carletonville area, the Regional Commissioner in the Western Transvaal has appointed a special investigation team to investigate these matters

The Regional Commissioner has indicated that, after the investigation has been completed, the evidence will be placed before the Attorney-General with a view to a decision regarding prosecution or not. The Regional Commissioner made this investigation known to the media by means of a press-release on 3 July 1991, and invited the public to support the Police in the investigation and to make any information which might be possessed, available

(b) M N Phiri

C S Sithole to whom the hon member refers, was in detention at the John Vorster Square police station when he died

(2) Yes

(a) and (b)

An inquest docket was investigated in connection with the death of Phiri. The magistrate could not make a finding as to whether the death was caused by the act or omission involving or constituting an offence on the part of any person

(3) I refer the hon member to paragraph (1)(a) and give the assurance that the South African Police will leave no stone unturned so as to investigate all possible information which might be possessed or which comes to the attention of the Police

I wish to give the further assurance that irregularities such as those alleged, are totally unacceptable, will not be tolerated, and that the necessary steps will be taken if *prima facie* evidence exists that members of the Force, or other persons, are guilty of any irregularities

(4) Yes

C S Sithole committed suicide while he was in detention. He had no connection with any events at Welverdiend

A Commission of Inquiry under the chair-

HOUSE OF DELEGATES

and Blacks less applicants were enlisted than those who passed the tests. The reason for this is that some applicants lost interest in enlistment, while others did not comply with other requirements of the Force, eg previous convictions and physical disqualifications.

Hon members must realise that as a result of the demands of the time in which members of the Force must perform their duties, and keeping in mind the greater demands which will be placed on the South African Police in the future, it is essential that only applicants who comply with all the requirements of the Force, be enlisted.

Consequently, it is unfortunate that a large percentage of the applicants who apply for enlistment in the South African Police cannot be accepted in the force.

The aim of the psychometric tests is to serve as an objective, trustworthy and valid aid in the selection of candidates for training in the South African Police. The test battery is based on the supposition that the achievement of a testee will give a valid indication of his general intellectual abilities and of his proficiency in the official languages, as demanded for training in the South African Police.

However it must be emphasised that the psychometric tests are only an additional aid and that various other criteria exist which an applicant for the South African Police must comply with before enlistment can occur.

Pietermaritzburg/Newcastle: offences

17 Mr S PACHAI asked the Minister of Law and Order

- (1) How many cases of offences relating to (a) liquor laws, (b) drug abuse and (c) child abuse were investigated in (i) Pietermaritzburg and (ii) Newcastle during the latest specified period of 12 months which figures are available.
- (2) in respect of each of the above-mentioned offences and areas, how many persons (a) were charged, (b) had the charges against them withdrawn, (c) were fined, (d) paid admission of guilt fines and (e) were found (i) not guilty and (ii) guilty in court?

Note

I would like to draw to the attention of hon members that in respect of Indians, Coloureds

The MINISTER OF LAW AND ORDER

(1) (a) (i) 336
(ii) 115

(b) (i) 705
(ii) 299

(c) (i) 53
(ii) 14

(2) (i) Pietermaritzburg

	(a)	(b)	(c)
(a)	336	705	53
(b)	5	38	18
(c)	106	0	2
(d)	23	6	4
(e)	202	616	29

Trials not yet concluded 45

(ii) Newcastle

	(a)	(b)	(c)
(a)	115	229	14
(b)	1	32	1
(c)	67	0	0
(d)	4	27	0
(e)	32	232	6

Trials not yet concluded 11

Note

As regards (2)(c) and (d) it is brought to the attention of the hon member that in all instances where an admission of guilt was paid, the persons were regarded as being fined.

The figures are furnished for the period 1 May 1990 until 30 April 1991

Leasing of official residences- compensation

18 Mr M RAJAB asked the Minister of Public Works and Land Affairs

- (1) Whether compensation is payable to political office-bearers and office-bearers of Parliament whose private residences are leased by the State as official residences, if so,
- (2) whether he will furnish further particulars in regard to residences so leased, if not, why not, if so, (a) which (i) members of the Ministers' Council in the House of

Delegates, (ii) members of the Executive Committee and (iii) Ministerial Representatives attached to the House of Delegates are paid such compensation and (b) what are the amounts paid in each case,

(3) on what basis is this compensation calculated?

The MINISTER OF PUBLIC WORKS AND LAND AFFAIRS

(1) Yes

(2) (i) Chairman Ministers' Council

(b) R8 727,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Health Services and Welfare

R8 377,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Local Government and Agriculture

R8 377,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Education and Culture

R8 727,08 p m plus actual expenditure on municipal services and rates and taxes

(ii) and (iii)

The compensation to Members of the Executive Committee and Ministerial Representatives is not payable by the Department of Public Works and Land Affairs but by the respective Provincial

Administrations or Administration (258) House of Delegates (258)

(3) Members of the Ministers' Council of the House of Delegates are entitled to furnished official residences in both Cape Town and Durban. Office-bearers have the option to reside in either State accommodation or private residences. Should office-bearers choose to reside in their private residences the Department of Public Works and Land Affairs will, subject to certain conditions, compensate office-bearers for the use of their private residence as official residences. Such compensation consists of Basic rental for the use of the residence, general maintenance, use of own furniture, cleaning and gardening services as well as actual expenditure on municipal services and rates and taxes. The compensation is paid throughout the year as State-owned residences are continuously at the disposal of office-bearers.

Offences relating to Mandrax: arrests

19 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Law and Order

(a) How many arrests were made in Chatsworth in respect of offences relating to Mandrax during the period 1 January 1991 up to the latest specified date for which figures are available and (b)(i) how many Mandrax tablets were confiscated during this period and (ii) what is the monetary value of these tablets?

The MINISTER OF LAW AND ORDER D207E

- (a) 67
(b) (i) 815 Tablets and 7 capsules
(ii) Approximately R28 405,00

Note

The figures are furnished for the period 1 January 1991 until 12 June 1991

SAP: fraudulent claims in film industry

20 Mr M RAJAB asked the Minister of Law and Order

Whether the South African Police have been investigating a claim by the Department of

Home Affairs that certain film producers or distributors submitted fraudulent claims for the payment to them of film subsidies, if so, what are the relevant details? D209E

The MINISTER OF LAW AND ORDER

Yes, it is alleged that false claims with regard to 64 films were submitted by 26 film producers and distributors, as a result of which approximately R12 million was paid out as film subsidies. The investigation of this matter is of great magnitude and is expected to carry on for quite a while.

Written replies to questions set down for oral reply on Tuesday, 25 June 1991

SABC: extension of Radio Lotus service

*1 Mr E JOOSAB asked the Minister of Home Affairs (258)

- (1) Whether he or his Department has received any representations to request the SABC to extend the Radio Lotus service to the Cape and Eastern Transvaal, if so,
(2) whether this request has been conveyed to the SABC, if not, why not, if so, with what result,
(3) whether he will make a statement on the matter? D212E

The MINISTER OF HOME AFFAIRS

- (1), (2) and (3)

Except for a request addressed to me by the hon member for Eastern Transvaal on behalf of the hon member for Rylands during the debate on the Budget Vote Home Affairs on 5 June 1991 to extend the services of Radio Lotus to the Cape Province, no representations were received by me or my Department. The SABC itself has received requests in the past from Indian cultural leaders and listeners to extend the Radio Lotus service to other areas in South Africa, including the Cape and Eastern Transvaal.

The Indian communities of the Cape and the rural parts of Transvaal do not receive the Radio Lotus broadcasting service as the provision and hire of additional transmitters for the coverage of the relatively small Indian communities in these geographically large areas is not economically viable.

It is estimated that the introduction of such a service would almost double the present costs of broadcasting. Since the introduction of Radio Lotus it has never shown an operating profit and the suggested extension would require abnormally large subsidies to serve an estimated 16% of the total Indian community of South Africa (258). Radio Lotus presently reaches approximately 84% of the total Indian population. In an attempt to alleviate the problem for the communities which do not receive the normal Radio Lotus programmes, a special two-hour programme is broadcast on Sundays from 11 00 to 13 00 on the transmitters of Radio Lotus and Radio 2000 at a cost of approximately R180 000 per annum. It is also important to note that no additional income is obtained from advertisers in these regions.

Fraud in film industry legal action

*2 Mr E JOOSAB asked the Minister of Home Affairs

Whether, with reference to recent allegations that certain members of the film industry submitted fraudulent claims to his Department for the payment to them of film subsidies, he intends taking legal action against the persons concerned, if not, why not, if so, (a) what legal action, (b) when and (c) against whom? D213E

The MINISTER OF HOME AFFAIRS

Yes

(a) The Department has instituted civil and criminal actions and will continue to do so, depending on the ongoing departmental and police investigations

(b) This is done on an ongoing basis whenever investigations are completed

(c) It is deemed not expedient to divulge names of persons against whom legal steps have been instituted at this stage as none of the persons involved had an opportunity to reply in court to allegations made against them

Natal Prov Executive Committee certain member (258)

*3 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Planning, Provincial Affairs and National Housing

(1) Whether he will furnish information on the hours worked daily by and punctuality of a certain member of the Executive Committee of the Province of Natal, whose name has been furnished to the Minister's Department for the purpose of his reply, if not, why not, if so, (a) what is this person's name, (b) how regularly is he present in his office in Pietermaritzburg and (c) how punctual is he in arriving at his office, (258) whether he has received any complaints in regard to the manner in which this person performs his official duties, if so, what is the nature of these complaints,

(3) whether he has investigated or will investigate these complaints, if not, why not, if so, what are the relevant details? D216E

The MINISTER OF PLANNING, PROVINCIAL AFFAIRS AND NATIONAL HOUSING

(1) Yes

(a) Mr I Omar

(b) Whenever he is required to be present

(c) His punctuality is satisfactory

(2) No Remainder of question falls away

(3) Question falls away

Own Affairs

Improper land/house allocations: legal action
43 MR S PACHAI asked the Minister of Housing

(1) Whether, with reference to his reply to Question No 33 on 21 May 1991 in connection with alleged improper land and house allocations in Richards Bay and Howick West, any legal action has as yet been taken against the 18 persons who had sub-let their accommodation, if not, why not, if so, (a) what are the names of these persons and (b)(i) when was legal action taken and (ii) what legal action was taken,

(2) whether, in respect of this sub-letting, any improper enrichment took place, if so, (a) to what amount and (b) by whom,

**DEPARTMENT OF EDUCATION AND
CULTURE**

No. R. 1592

5 July 1991

EDUCATION AFFAIRS ACT (HOUSE OF
ASSEMBLY), 1988

AMENDMENT OF REGULATIONS RELATING TO
MANAGEMENT COUNCILS OF PUBLIC SCHOOLS,
EXCLUDING INDUSTRIAL AND REFORM SCHOOLS

The Minister of Education and Culture has under sections 19 and 112 of the Education Affairs Act (House of Assembly), 1988 (Act No 70 of 1988), amended the regulations promulgated by Government Notice No R 690 of 30 March 1990, as set out in the Schedule

SCHEDULE

1. In this Schedule, unless the context indicates otherwise, the expression "the Regulations" means the Regulations promulgated by Government Notice No R 690 of 30 March 1990, as amended by Government Notice No R 459 of 8 March 1991

2 Regulation 14 of the Regulations is hereby amended by the substitution for subregulation (4) of the following subregulation

"(4) The Minister may grant permission that in the case of a particular school only one election be held, in which case the provisions of subregulations (1) and (2) and of regulation 2 (2) shall not apply "

258

**ADMINISTRATION:
HOUSE OF DELEGATES**

DEPARTMENT OF EDUCATION AND CULTURE

No. R. 1563

5 July 1991

REGULATIONS UNDER THE INDIANS EDUCATION
ACT, 1965 (ACT No 61 OF 1965)

The Minister of Education and Culture has, under section 33 (1) (g) of the Indians Education Act, 1965 (Act No 61 of 1965), incorporated the measures contained in the personnel administration measures in respect of leave of absence of CS educators to form the regulations contained in the Schedule hereto

SCHEDULE

LEAVE OF ABSENCE OF CS EDUCATORS WHO
ARE NOT NORMALLY REQUIRED TO DO DUTY
DURING PERIODS WHEN TUITION IS SUSPENDED

Definitions

1. In these Regulations any word or expression to which a meaning has been assigned in the Act shall have the meaning so assigned and, unless the context otherwise indicates—

"Administration" means Administration House of Delegates,

"Director-General" means the Head of the Administration

**DEPARTEMENT VAN ONDERWYS EN
KULTUUR**

No. R. 1592

5 Julie 1991

WET OP ONDERWYSAANGELEENTHEDE
(VOLKSRAAD), 1988

WYSIGING VAN REGULASIES BETREFFENDE BE-
STUURSGRADE VAN OPENBARE SKOLE, UITGE-
SONDERD NYWERHEID- EN VERBETERINGSKOLE

Die Minister van Onderwys en Kultuur, het kragtens artikels 19 en 112 van die Wet op Onderwysaangeleentheid (Volksraad), 1988 (Wet No 70 van 1988), die regulasies afgekondig by Goewermentskennisgewing No R 690 van 30 Maart 1990, gewysig soos uiteengesit in die Bylae

BYLAE

1 In hierdie Bylae, tensy uit die samehang anders blyk, beteken die uitdrukking "die Regulasies" die Regulasies afgekondig by Goewermentskennisgewing No R 690 van 30 Maart 1990, soos gewysig by Goewermentskennisgewing No R 459 van 8 Maart 1991

2 Regulasie 14 van die Regulasies word hierby gewysig deur subregulasie (4) deur die volgende subregulasie te vervang

"(4) Die Minister kan toestemming verleen dat daar in die geval van 'n bepaalde skool, slegs een verkiesing gehou word, in welke geval die bepalings van subregulasies (1) en (2) en van regulasie 2 (2) nie van toepassing is nie "

**ADMINISTRASIE:
RAAD VAN AFGEVAARDIGDES**

DEPARTEMENT VAN ONDERWYS EN KULTUUR

No. R. 1563

5 Julie 1991

REGULASIES KRAGTENS DIE WET OP ONDER-
WYS VIR INDIERS, 1965 (WET No 61 VAN 1965)

Die Minister van Onderwys en Kultuur het kragtens artikel 33 (3) (g) van die Wet op Onderwys vir Indiers, 1965 (Wet No 61 van 1965), die maatreels in die personeeladministrasiemaatreels ten opsigte van afwesighedsverlof van KS-opvoeders ingelyf om die regulasies te vorm in die Bylae hiertoe vervat

BYLAE

AFWESIGHEIDSVERLOF VAN KS-OPVOEDERS
VAN WIE NIE NORMAALWEG VERWAG WORD OM
GEDURENDE TYDPERKE WAARTYDENS ONDER-
RIG OPGESKORT WORD DIENS TE VERRIG NIE

Woordomskrywing

1. In hierdie regulasies het 'n woord of uitdrukking waaraan in die Wet 'n betekenis geheg is, die betekenis aldus daaraan geheg en, tensy uit die samehang anders blyk, beteken—

"Administrasie" die Administrasie Raad van Afgevaardigdes,

"Direkteur-Generaal" die Hoof van die Administrasie,

"Education Department" means the Department of Education and Culture in the Administration,

"Head of the Education Department" means the Head of the Department of Education and Culture in the Administration,

"Minister" means the Minister of Education and Culture in the House of Delegates as contemplated in the Republic of South Africa Constitution Act, 1983 (Act No 110 of 1983)

Absence from duty to be recorded as leave

2. Leave of Absence shall be classified under one of the following headings

- (1) (a) Vacation leave,
- (b) sick leave,
- (c) special sick leave,
- (d) special leave for study purposes,
- (e) special leave for military training,
- (f) special leave for examination purposes,
- (g) special leave for quarantine purposes,
- (h) special leave for participation in sporting and other cultural events,
- (i) special leave for urgent private affairs,
- (j) special leave for accouchement,
- (k) special leave for continuity of service, and
- (l) special leave in extraordinary circumstances

(2) All unauthorised absence from duty shall be regarded as special leave in extraordinary circumstances

Absence from duty not to be recorded as leave

3. In the following instances an educator shall not be regarded as being absent from duty

- (1) When he must appear as a witness—
 - (a) in a criminal court case,
 - (b) in a civil court case (including a divorce case),
 - (c) in a court martial,
 - (d) in a misconduct case or in a misconduct investigation in terms of any law;
 - (e) before a commission or committee of inquiry appointed by the State or by an agency that derives its authority from a particular Act,
 - (f) at a judicial inquest,
 - (g) at a rent board inquiry, except when he is the person who initiated such inquiry
- (2) When he must appear as defendant or co-defendant in a civil court case arising from his official duties and in which the State or any statutory institution has a direct interest

(3) When he is taken into custody or must appear in court on a criminal charge and is later discharged, or the charge is withdrawn

"Minister" die Minister van Onderwys en Kultuur in die Raad van Afgevaardigdes soos bedoel in die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet No 110 van 1983),

"Onderwysdepartement" die Departement van Onderwys en Kultuur in die Administrasie,

"Onderwysdepartementshoof" die hoof van die Departement van Onderwys en Kultuur in die Administrasie

Afwesigheid van diens wat as verlof aangeteken word

2. Afwesigheid met verlof word onder een van die volgende hoofde ingedeel

- (1) (a) Vakansieverlof,
- (b) siekteverlof;
- (c) spesiale siekteverlof,
- (d) spesiale verlof vir studiedoeleindes,
- (e) spesiale verlof vir militêre opleiding,
- (f) spesiale verlof vir eksamendoeleindes,
- (g) spesiale verlof vir kwarantyn-doeleindes,
- (h) spesiale verlof vir deelname aan sport- en ander kultuurgeleenthede,
- (i) spesiale verlof vir dringende private sake,
- (j) spesiale verlof vir bevalling,
- (k) spesiale verlof ter wille van dienskontinuiteit, en
- (l) spesiale verlof in buitengewone omstandighede

(2) Alle ongemagtigde afwesigheid van diens word geag spesiale verlof in buitengewone omstandighede te wees

Afwesigheid van diens wat nie as verlof aangeteken word nie

3. 'n Opvoeder word in die volgende gevalle geag nie van diens afwesig te wees nie

- (1) Wanneer hy moet verskyn as getuie—
 - (a) in 'n strafhofsaak,
 - (b) in 'n siviele hofsaak (insluitende 'n egskeidingsaak),
 - (c) in 'n militêre hofsaak,
 - (d) in 'n wangedragsaak of 'n wangedragondersoek ingevolge die een of ander wet,
 - (e) voor 'n kommissie of komitee van ondersoek deur die Staat aangestel of deur 'n instansie wat sy bevoegdheid aan 'n bepaalde wet ontleen,
 - (f) by 'n geregtelike doodsondersoek,
 - (g) by 'n huurraadondersoek, behalwe as hy die persoon is wat die inisiatief tot sodanige ondersoek geneem het
- (2) Wanneer hy moet verskyn as verweerder of medeverweerder in 'n siviele hofsaak wat voortspruit uit sy ampspligte en waarby die Staat of enige statutêre instelling direkte belang het

(3) Wanneer hy in hegtenis geneem is of voor die hof moet verskyn op 'n strafregtelike aanklag en hy later vrygespreek of die aanklag teruggetrek word

(4) When he attends a course or a lecture or undertakes undergraduate or post-graduate studies in respect of which the head of the education department has approved that attendance of the course or lecture or the undertaking of studies may take place during official hours (with retention of salary). (158) ~~(159)~~

(5) When he attends a course that is presented by a State department and in respect of which the head of the education department has granted permission for him to attend the course during official hours.

(6) When he attends an instruction course under the National Survival Plan that is presented by the Civil Defence Division and in respect of which the head of the education department has granted permission for him to attend the course during official hours

(7) When he does practical work with the approval of the head of the education department or does practice teaching to comply with the requirements for a formal qualification offered by a recognised tertiary or post-secondary educational institution

(8) When he serves on a military selection board and is absent with the approval of the head of the education department in respect of the activities of such selection board.

(9) When he does committee work or has to attend a meeting or conference at national or international level in the interest of his education department or has to perform a similar duty at interdepartmental level or with a view to participation in the activities of the organised teaching profession for which the head of the education department has granted permission.

Leave credit and leave computations

4. (1) The leave credit of an educator shall increase by $\frac{12}{365}$ of a day for every full day that he is in the service of the education department. Provided that no leave credit shall be earned in respect of days on which the educator is absent on leave without pay.

(2) An educator who is required by the head of the education department to perform duty during any period of a school vacation shall be credited, in addition to the leave credit contemplated in (1), with half the number of days on which he was expected to perform such duty. Provided that—

(a) such credit shall not exceed 24 days in any calendar year, and

(b) such educator may apply within 90 days of the performance of such duty for such additional leave credit to be converted into a non-pensionable cash payment in accordance with the formula $A \times B/365$, where "A" represents the number of additional days' leave credit and "B" represents the basic annual salary plus any pensionable allowance of such educator at the time of the performance of such duty.

(3) In any computation of leave contemplated in these regulations, fractions of a day thus computed shall be transferable to a subsequent leave computation

(4) Wanneer hy 'n kursus of 'n lesing bywoon of voor- of nagraadse studies onderneem ten opsigte waarvan die onderwysdepartementshoof goedgekeur het dat bywoning van die kursus of lesing of die onderneem van studies in amptelike tyd (met behoud van salaris) geskied.

(5) Wanneer hy 'n kursus bywoon wat deur 'n Staatsdepartement aangebied word en ten opsigte waarvan toestemming deur die onderwysdepartementshoof aan hom verleen is om die kursus in amptelike tyd by te woon

(6) Wanneer hy 'n onderrigkursus onder die Nasionale Oorlewingsplan bywoon wat deur die Afdeling Burgerlike Beskerming aangebied word en ten opsigte waarvan toestemming deur die onderwysdepartementshoof aan hom verleen is om die kursus in amptelike tyd by te woon.

(7) Wanneer hy met die goedkeuring van die onderwysdepartementshoof praktiese werk verrig of proefonderwys gee om aan die vereistes van 'n formele kwalifikasie aangebied aan 'n erkende tersiêre of na-sekundêre onderwysinrigting, te voldoen

(8) Wanneer hy in 'n militêre keurraad dien en in verband met die werksaamhede van sodanige keurraad met die toestemming van die onderwysdepartementshoof van diens afwesig is.

(9) Wanneer hy komiteewerk verrig of 'n vergadering of konferensie op nasionale of internasionale vlak moet bywoon in belang van sy onderwysdepartement of 'n soortgelyke diens moet lewer op interdepartementele vlak of met die oog op deelname aan die aktiwiteite van die georganiseerde onderwysprofessie waartoe die onderwysdepartementshoof toestemming verleen het.

Verlofkrediet en verlofberekenings

4. (1) Die verlofkrediet van 'n opvoeder vermeerder met $\frac{12}{365}$ van 'n dag vir elke volle dag wat die opvoeder in diens van die onderwysdepartement is. Met dien verstande dat geen verlofkrediet vir dae waarop die opvoeder met verlof sonder besoldiging afwesig is, verdien word nie

(2) 'n Opvoeder van wie die onderwysdepartementshoof verwag het om gedurende enige tydperk van 'n skoolvakansie diens te doen, word bykomend tot die verlofkrediet in (1) bedoel, gekrediteer met die helfte van die getal dae waarop van hom verwag is om aldus diens te doen: met dien verstande dat—

(a) hoogstens 24 dae in 'n kalenderjaar aldus gekrediteer mag word, en

(b) sodanige opvoeder binne 90 dae na die verrigting van sodanige diens kan versoek dat sodanige bykomende verlofkrediet omskep word in 'n nie-pensioengewende kontantbetaling in ooreenstemming met formule $A \times B/365$, in welke formule "A" die getal dae bykomende verlofkrediet verteenwoordig en "B" die basiese jaarlikse salaris plus enige pensioengewende toelae van sodanige opvoeder ten tyde van die verrigting van sodanige diens verteenwoordig

(3) By enige berekening van verlof in hierdie regulasies bedoel, is breuke van 'n dag aldus verkry, oordraagbaar na 'n volgende verlofberekening.

(4) When he attends a course or a lecture or undertakes undergraduate or post-graduate studies in respect of which the head of the education department has approved that attendance of the course or lecture or the undertaking of studies may take place during official hours (with retention of salary). (258)

(5) When he attends a course that is presented by a State department and in respect of which the head of the education department has granted permission for him to attend the course during official hours

(6) When he attends an instruction course under the National Survival Plan that is presented by the Civil Defence Division and in respect of which the head of the education department has granted permission for him to attend the course during official hours.

(7) When he does practical work with the approval of the head of the education department or does practice teaching to comply with the requirements for a formal qualification offered by a recognised tertiary or post-secondary educational institution

(8) When he serves on a military selection board and is absent with the approval of the head of the education department in respect of the activities of such selection board

(9) When he does committee work or has to attend a meeting or conference at national or international level in the interest of his education department or has to perform a similar duty at interdepartmental level or with a view to participation in the activities of the organised teaching profession for which the head of the education department has granted permission

Leave credit and leave computations

4. (1) The leave credit of an educator shall increase by $12/365$ of a day for every full day that he is in the service of the education department. Provided that no leave credit shall be earned in respect of days on which the educator is absent on leave without pay

(2) An educator who is required by the head of the education department to perform duty during any period of a school vacation shall be credited, in addition to the leave credit contemplated in (1), with half the number of days on which he was expected to perform such duty Provided that—

(a) such credit shall not exceed 24 days in any calendar year, and

(b) such educator may apply within 90 days of the performance of such duty for such additional leave credit to be converted into a non-pensionable cash payment in accordance with the formula $A \times B/365$, where "A" represents the number of additional days' leave credit and "B" represents the basic annual salary plus any pensionable allowance of such educator at the time of the performance of such duty

(3) In any computation of leave contemplated in these regulation, fractions of a day thus computed shall be transferable to a subsequent leave computation

(4) Wanneer hy 'n kursus of 'n lesing bywoon of voor- of nagraadse studies onderneem ten opsigte waarvan die onderwysdepartementshoof goedgekeur het dat bywoning van die kursus of lesing of die onderneem van studies in amptelike tyd (met behoud van salans) geskied

(5) Wanneer hy 'n kursus bywoon wat deur 'n Staatsdepartement aangebied word en ten opsigte waarvan toestemming deur die onderwysdepartementshoof aan hom verleen is om die kursus in amptelike tyd by te woon

(6) Wanneer hy 'n onderrigkursus onder die Nasionale Oorlewingsplan bywoon wat deur die Afdeling Burgerlike Beskerming aangebied word en ten opsigte waarvan toestemming deur die onderwysdepartementshoof aan hom verleen is om die kursus in amptelike tyd by te woon

(7) Wanneer hy met die goedkeuring van die onderwysdepartementshoof praktiese werk verrig of proefonderwys gee om aan die vereistes van 'n formele kwalifikasie aangebied aan 'n erkende tersiêre of na-sekundêre onderwysinstansie, te voldoen

(8) Wanneer hy in 'n militêre keurraad dien en in verband met die werksaamhede van sodanige keurraad met die toestemming van die onderwysdepartementshoof van diens afwesig is.

(9) Wanneer hy komiteewerk verrig of 'n vergadering of konferensie op nasionale of internasionale vlak moet bywoon in belang van sy onderwysdepartement of 'n soortgelyke diens moet lewer op interdepartementele vlak of met die oog op deelname aan die aktiwiteite van die georganiseerde onderwysprofessie waartoe die onderwysdepartementshoof toestemming verleen het

Verlofkrediet en verlofberekenings

4. (1) Die verlofkrediet van 'n opvoeder vermeerder met $12/365$ van 'n dag vir elke volle dag wat die opvoeder in diens van die onderwysdepartement is. Met dien verstande dat geen verlofkrediet vir dae waarop die opvoeder met verlof sonder besoldiging afwesig is, verdien word nie

(2) 'n Opvoeder van wie die onderwysdepartementshoof verwag het om gedurende enige tydperk van 'n skoolvakansie diens te doen, word bykomend tot die verlofkrediet in (1) bedoel, gekrediteer met die helfte van die getal dae waarop van hom verwag is om aldus diens te doen: met dien verstande dat—

(a) hoogstens 24 dae in 'n kalenderjaar aldus gekrediteer mag word, en

(b) sodanige opvoeder binne 90 dae na die verrigting van sodanige diens kan versoek dat sodanige bykomende verlofkrediet omskep word in 'n nie-pensioengewende kontantbetaling in ooreenstemming met formule $A \times B/365$, in welke formule "A" die getal dae bykomende verlofkrediet verteenwoordig en "B" die basiese jaarlikse salaris plus enige pensioengewende toelae van sodanige opvoeder ten tyde van die verrigting van sodanige diens verteenwoordig

(3) By enige berekening van verlof in hierdie regulasies bedoel, is breuke van 'n dag aldus verkry, oordraagbaar na 'n volgende verlofberekening

(3) A school or college vacation that falls within a period of leave of the same type that is granted to an educator, shall not be regarded as forming part of such leave. Provided that where such vacation falls within a period of leave of the same kind, the conditions of remuneration for such vacation shall be the same as the conditions of remuneration for the last school or college day that immediately precedes such vacation.

(4) Any period of leave shall commence on the first day on which an educator is absent from duty and shall terminate on the last school or college day immediately preceding the day on which such educator must resume duty.

(5) A public holiday, Saturday or Sunday falling within a period of leave, or a school or college vacation falling within a period of leave granted without pay, shall be regarded as forming part of such leave and be taken into account as such. Provided that where the public holiday, Saturday and Sunday falls between two different kinds of leave, and such day or days and such leave form a continuous period, any such day or days shall not be regarded as leave.

(6) An educator who wishes to assume duty before the expiry of a period of leave granted to him in terms of these regulations shall not do so before having obtained the prior approval of the head of the education department.

(7) If an educator is granted in good faith more leave with full or half pay than he qualifies for at a particular stage in terms of these regulations, and such educator utilises such excess leave, such over-grant may be deducted from leave credit which subsequently accrues to him. Provided that, in the event of an educator resigning or his services being terminated before sufficient leave credit has accrued to him for the purpose of such deduction, that portion of the over-grant which exceeds his leave credit on the last day of his service shall be regarded as and overpayment of salary which must be either be recovered or written off in terms of Treasury instructions.

Vacation leave

6. (1) Subject to (4), vacation leave may be granted to an educator for a period as determined by the head of the education on the understanding that such educator has the necessary leave to his credit for the period concerned. Provided that—

(a) a maximum of 180 days or two consecutive school or college terms (whichever is the greater) and a minimum of 10 consecutive school or college days are granted,

(b) any application for vacation leave by an educator is received by the head of the education department at least 90 days before the date on which the vacation leave commences. Provided further that the head of the education department may also approve applications on shorter notice, and

(c) in exceptional cases, the head of the education department has the right to approve periods other than those prescribed in (a).

(3) 'n Skool of kollegevakansie wat binne 'n tydperk van verlof van dieselfde soort val as wat aan 'n opvoeder toegestaan is, word nie as deel van sodanige verlof beskou nie. Met dien verstande dat waar sodanige vakansie binne 'n tydperk van verlof van dieselfde soort val, die betalingsvoorwaardes vir sodanige vakansie dieselfde is as die betalingsvoorwaardes vir die laaste skool- of kollegedag wat sodanige vakansie onmiddellik voorafgaan.

(4) Enige tydperk van verlof neem 'n aanvang op die eerste dag waarop 'n opvoeder van diens afwesig is en eindig op die laaste skool- of kollegedag onmiddellik voor die dag waarop sodanige opvoeder diens moet hervat.

(5) 'n Openbare vakansiedag, Saterdag en Sondag wat binne 'n tydperk van verlof val of 'n skool- of kollegevakansie wat binne 'n tydperk van verlof sonder besoldiging val, word as deel van sodanige verlof beskou en as sodanig gereken. Met dien verstande dat waar 'n openbare vakansiedag, Saterdag of Sondag tussen twee verskillende soorte verlof val en sodanige dag of dae en sodanige verlof 'n aaneenlopende tydperk uitmaak, enige sodanige dag of dae nie as verlof gereken word nie.

(6) 'n Opvoeder wat diens wil aanvaar voor die verstryking van 'n tydperk van verlof wat ingevolge hierdie regulasies aan hom toegestaan is, mag dit nie sonder voorafverkreepte goedkeuring van die onderwysdepartementshoof doen nie.

(7) As daar te goeder trou meer verlof met volle of halwe besoldiging aan 'n opvoeder toegestaan en deur hom gebruik is as waarop hy op daardie tydstip ingevolge hierdie regulasies geregtig was, kan sodanige oortoekeening afgetrek word van verlofkrediet wat hom later toeval. Met dien verstande dat as die opvoeder bedank of sy diens beëindig word voordat voldoende verlofkrediet vir die doel van sodanige aftrekking aan hom toegeval het, die gedeelte van die oortoekeening wat sy verlofkrediet op die laaste dag van sy diens oorskry, as 'n oorbetalings van salaris beskou word wat ingevolge Tesourie-instruksies of teruggevorder of afgeskryf moet word.

Vakansieverlof

6. (1) Behoudens (4) kan vakansieverlof aan 'n opvoeder toegestaan word vir 'n tydperk wat die onderwysdepartementshoof bepaal, mits sodanige opvoeder oor die nodige verlofkrediet vir die betrokke tydperk beskik. Met dien verstande dat—

(a) 'n maksimum van 180 dae of twee opeenvolgende skool of kollegekwartale (watter ook al die meeste is) en 'n minimum van 10 aaneenlopende skool- of kollegedae toegestaan word,

(b) 'n aansoek om vakansieverlof deur 'n opvoeder die onderwysdepartementshoof minstens 90 dae voor die datum waarop die vakansieverlof 'n aanvang neem, bereik. Met dien verstande voorts dat die onderwysdepartementshoof ook aansoek op korter kennisgewing mag goedkeur, en

(c) die onderwysdepartementshoof die reg het om in 'n uitsonderlike geval 'n ander tydperk as die by (a) voorgeskryf, goed te keur.

(2) Vacation leave with full pay shall be granted to an educator. Provided that any period of vacation leave with full pay may be converted into vacation leave with half pay on the basis of two days with half pay for each day with full pay.

(3) The head of the education department may at any time require that an educator take part of or all the leave credit at his disposal as vacation leave. Provided that the maximum period of leave prescribed in (1) (a) shall not be exceeded.

(4) Where the services of an educator terminate and he is reappointed after an interruption of service with the restoration of leave credit in terms of regulation 4 (4), no vacation leave where the restored leave credit is used may be granted within two years after such appointment.

Sick leave

7. (1) Sick leave shall accrue to an educator on the first day of a cycle, and with effect from the day of the full provision of the cycle concerned may be granted to him subject to the provisions of these regulations. Provided that unused sick leave prescribed for a particular cycle shall lapse at the end of that cycle and shall not be carried forward to the next cycle.

(2) A cycle mentioned (1) means a period of three years reckoned from 1 January 1959 and each ensuing period of three years. Provided that in the case of an educator who is appointed after 1 January 1959, and whose date of appointment does not coincide with the commencement date of a cycle, the period of his service from the date of his appointment to the date of commencement of the following cycle shall, for the application of these regulations, be regarded as a full cycle.

(3) An educator may be granted sick leave on account of his illness for 90 days with full pay and 90 days with half pay in the first cycle in which such educator renders service, which number of days' sick leave shall after the completion of each cycle, be increased by three days with full pay and three days with half pay up to a maximum of 120 days with full pay and 120 days with half pay. Provided that—

(a) such an educator may be granted sick leave without pay for any further period which the head of the education department may determine,

(b) where an educator retains his leave credit in terms of regulation 4 (5) and is appointed as an educator in the service of an education department, the date of commencement of his cycle in his previous department shall be regarded as the date of the commencement of his cycle in terms of this regulation, and

(c) an educator referred to in (b) shall not be granted more sick leave with pay during the unexpired period of the cycle in which he has thus been appointed in terms of regulation 4 (5) than that which could have been granted had all his service during such cycle been service in the education department.

(2) Vakansieverlof word met volle besoldiging aan 'n opvoeder toegestaan. Met dien verstande dat 'n tydperk van vakansieverlof met volle besoldiging omskep kan word in vakansieverlof met halwe besoldiging op die basis van twee dae met halwe besoldiging vir elke dag met volle besoldiging.

(3) Die onderwysdepartementshoof kan te eniger tyd vereis dat 'n opvoeder 'n gedeelte van of al die verlofkrediet tot sy beskikking as vakansieverlof neem. Met dien verstande dat die maksimum tydperk van verlof by (1) (a) voorgeskryf, nie oorskry word nie.

(4) Waar die diens van 'n opvoeder eindig en hy na 'n onderbreking van diens weer aangestel word met die herstel van verlofkrediet kragtens regulasie 4 (4), word, waar gebruik gemaak word van die herstelde verlofkrediet, geen vakansieverlof binne twee jaar na sodanige aanstelling toegestaan nie.

Siekteverlof

7. (1) Siekteverlof kom 'n opvoeder toe op die eerste dag van 'n tydkring, en met ingang van daardie dag kan, behoudens die bepalings van hierdie regulasie, die volle voorsiening vir die betrokke tydkring aan hom toegestaan word. Met dien verstande dat ongebruikte siekteverlof wat vir 'n bepaalde tydkring voorgeskryf is, aan die einde van die betrokke tydkring verval en nie na die volgende tydkring oorgedra word nie.

(2) 'n Tydkring in (1) bedoel, beteken 'n tydperk van drie jaar gereken vanaf 1 Januarie 1959 en elke daaropvolgende tydperk van drie jaar. Met dien verstande dat in die geval van 'n opvoeder wat na 1 Januarie 1959 aangestel is en wie se datum van aanstelling nie met die aanvangsdatum van 'n tydkring saamval nie, die tydperk van sy diens vanaf die datum van sy aanstelling tot die aanvangsdatum van die eersvolgende tydkring vir die toepassing van hierdie regulasie as 'n volle tydkring beskou word.

(3) Aan 'n opvoeder kan weens sy siekte siekteverlof toegestaan word van 90 dae met volle besoldiging en 90 dae met halwe besoldiging in die eerste tydkring waarin sodanige opvoeder diens doen, en hierdie getal dae siekte verlof word na voltooiing van elke tydkring vermeerder met drie dae met volle besoldiging en drie dae met halwe besoldiging tot 'n maksimum van 120 dae met volle besoldiging en 120 dae met halwe besoldiging. Met dien verstande dat—

(a) aan sodanige opvoeder siekteverlof sonder besoldiging toegestaan kan word vir enige verdere tydperk wat nie onderwysdepartementshoof bepaal.

(b) in die geval van 'n opvoeder wat sy verlofkrediet ingevolge regulasie 4 (5) behou en wat as opvoeder in die diens van 'n onderwysdepartement aangestel word, die aanvangsdatum van sy tydkring in sy vorige departement beskou word as die aanvangsdatum van sy tydkring in gevolge die bepalings van hierdie maatregel, en

(c) aan 'n opvoeder in (b) bedoel, nie meer siekteverlof met besoldiging gedurende die onverstreke tydperk van die tydkring waarin hy aldus kragtens regulasie 4 (5) aangestel is, toegestaan mag word nie as wat aan hom toegestaan kon word indien al sy diens gedurende sodanige tydkring diens by die onderwysdepartement was.

(4) Notwithstanding anything to the contrary in (3), additional sick leave may, after the completion of nine years continuous service and up to and including the end of the cycle in which the nine year period expires and in every three cycles thereafter, on the recommendation of a registered medical practitioner or a registered dentist, be granted to an educator up to a maximum of 90 days with full pay and 90 days with half pay. Provided that the additional sick leave with full pay follows immediately upon the sick leave with full pay referred to in (3)

(5) Any application for sick leave in respect of a continuous period of more than four days shall be supported by a certificate by a registered medical practitioner or a registered dentist, and the head of the education department may require that such medical certificate be submitted in support of any application for sick leave for a period of four days or less if he is of the opinion that circumstances warrant the submission of such certificate. Provided that—

(a) if the head of the education department is satisfied that in exceptional cases an educator's absence for a period not exceeding 14 days is bona fide owing to illness and if he is further satisfied that there are sufficient reasons for the non-production of a medical certificate, he may, in his discretion, dispense with the submission of a medical certificate,

(b) sick leave in respect of which a medical certificate as referred to in (a) has not been submitted, may be granted only for an aggregate of 10 days during any calendar year,

(c) any further absence without a medical certificate shall be covered by the granting of special leave for urgent private affairs, and

(d) the provision contained in the foregoing two provisions shall not apply to any period of absence in respect of which exemption from the submission of a medical certificate in terms of this regulation was granted

(6) Sick leave shall not be granted to an educator in respect of—

(a) illness, indisposition or injury owing to the misconduct of the educator or his failure to take reasonable care or precautions, or

(b) neurasthenia, insomnia, debility or other similar ill-defined disease or condition of ill-health, unless the head of the education department is satisfied that—

(i) such educator is not in a fit state of health to perform his duties, and

(ii) the condition such educator is in could not have been avoided by reasonable care or precautions on his part or by utilising his vacation leave privileges

(7) Where any sick leave is granted to an educator, the date on which such leave is deemed to have commenced and the date on which it is deemed to have ended shall, subject to the medical requirements of the case, be the dates determined by the head of the education department, who may, in determining the period of such leave, take into consideration the interests of any school or institution affected by the granting thereof

(4) Ondanks andersluidende bepalings in (3) vervat, kan daar, na voltooiing van nege jaar aaneenlopende diens en tot en met die einde van die tydkring waarin die nege jaar verstryk en in elke drie tydkringe daarna aan 'n opvoeder, op aanbeveling van 'n geregistreerde geneesheer of 'n geregistreerde tandarts, bykomende siekteverlof van hoogstens 90 dae met volle besoldiging toegestaan word. Met dien verstande dat die bykomende siekteverlof met volle besoldiging direk op die siekteverlof met volle besoldiging bedoel in (3) volg

(5) 'n Aansoek om siekteverlof ten opsigte van 'n aaneenlopende tydperk van meer as vier dae moet gestaaf word deur 'n sertifikaat van 'n geregistreerde geneesheer of 'n geregistreerde tandarts, en die onderwysdepartementshoof kan eis dat so 'n mediese sertifikaat voorgelê word ter staving van enige aansoek om siekteverlof vir 'n tydperk van vier dae of minder indien hy meen dat omstandighede die voorlegging van so 'n sertifikaat regverdig. Met dien verstande dat—

(a) indien die onderwysdepartementshoof oortuig is dat in uitsonderlike gevalle 'n opvoeder se afwesigheid vir 'n tydperk van hoogstens 14 dae bona fide te wyte is aan siekte en indien hy voorts oortuig is dat daar genoegsame redes bestaan waarom 'n mediese sertifikaat nie ingedien is nie, hy na goeë dunnke vrystelling van die indiening van 'n mediese sertifikaat kan verleen,

(b) siekteverlof ten opsigte waarvan 'n mediese sertifikaat in (a) bedoel, nie ingedien is nie, toegestaan kan word slegs vir altesaam 10 dae gedurende enige kalenderjaar,

(c) enige verdere afwesigheid sonder 'n mediese sertifikaat gedek moet word deur die toestaan van spesiale verlof vir dringende private sake, en

(d) die bepalings vervat in die voorafgaande twee voorbehoudsbepalings nie van toepassing is nie op enige tydperk van afwesigheid ten opsigte waarvan vrystelling van die indiening van 'n mediese sertifikaat kragtens hierdie regulasie verleen is

(6) Siekteverlof word nie aan 'n opvoeder toegestaan nie ten opsigte van—

(a) enige siekte, ongesteldheid of besering wat toe te skrywe is aan die opvoeder se wangedrag of gebrek aan 'n redelike mate van sorg of voorsorg, of

(b) neurastenie, slaaploosheid, swakheid of dergelyke minder goed omskrewe siekte of ongesteldheid, tensy die onderwysdepartementshoof oortuig is dat—

(i) sodanige opvoeder se gesondheidstoestand hom ongeskik maak vir sy werk, en

(ii) die toestand waarin sodanige opvoeder verkeer, nie deur 'n redelike mate van sorg of voorsorg van sy kant of nie deur gebruik te maak van sy vakansieverlof-voorregte, vermy kon geword het nie

(7) Waar enige siekteverlof aan 'n opvoeder toegestaan word, is die datum waarop sodanige verlof geag word te begin het en die datum waarop dit geag word te geeindig het, met inagneming van die geneeskundige vereistes van die geval, die datums bepaal deur die onderwysdepartementshoof, wat by die vasstelling van die tydperk van sodanige verlof die belange van enige skool of inrigting wat deur die toestaan daarvan geraak word, in aanmerking kan neem

(8) Notwithstanding anything to the contrary contained in these regulations, an educator may, at his written request, be granted vacation leave in lieu of any portion of sick leave granted with half pay or without pay. Provided that sick leave with half pay may be combined with vacation leave with half pay upon the request of the educator.

(9) In the event of an educator becoming ill while he is on vacation leave, the period during which he was ill may, subject to the provisions of (5), be converted into sick leave provided such educator applies for such conversions, in writing, within 30 days after resumption of duty.

(10) Notwithstanding the submission of a certificate as referred to in (5), the head of the education department may, on the grounds of further medical advice, refuse to grant sick leave with pay in respect of any absence from duty which the certificate relates, and such absence shall be regarded as special leave for urgent private affairs.

(11) Whenever the head of an education department has reason to suspect that the state of health of an educator is such that he is unfit to perform his duties as an educator in a satisfactory manner, the head of the education department may on a particular date call upon him to be examined at State expense by a medical practitioner nominated by the head of the education department, and whenever the head of the education department is satisfied that an educator is, owing to ill-health (including any mental or physical disability), unable to perform his duties as an educator satisfactorily, he may order such educator to take sick leave for a specific period.

Special sick leave

8. Notwithstanding anything to the contrary contained in regulation 7 (1), an educator who is absent from duty owing to an injury sustained in an accident arising out of and in the course of the performance of his duties, or owing to an illness contracted in the course of and as a result of the performance of his duties as an educator may be granted special sick leave with full pay for the period during which he cannot perform such duties owing to incapacity, or, if the case falls within the scope of the Workmen's Compensation Act, 1941, as amended, he may be granted special sick leave with remuneration equal to the difference between full remuneration and the compensation payable to him in terms of that Act, Provided that such leave shall not affect sick leave which may be granted in terms of any cycle. Provided further that such absence from duty is not attributable to misconduct by the educator or his failure to take reasonable care or precautions.

(8) Ondanks andersluidende bepalings in hierdie maatreels vervat, kan daar aan 'n opvoeder op sy skriftelike versoek, in die plek van enige gedeelte van siekteverlof wat met halwe besoldiging of sonder besoldiging toegestaan is, vakansieverlof toegestaan word. Met dien verstande dat siekteverlof met halwe besoldiging gekombineer kan word met vakansieverlof met halwe besoldiging indien 'n opvoeder aldus versoek.

(9) Indien 'n opvoeder siek word terwyl hy met vakansieverlof is, kan die tydperk waarin hy siek was, behoudens die bepalings van (5), in siekteverlof omskep word, mits sodanige opvoeder binne 30 dae na dienshervatting skriftelik om sodanige omskepping aansoek doen.

(10) Ondanks die indiening van 'n sertifikaat in (5) bedoel, kan die onderwysdepartementshoof, op grond van verdere mediese advies, weier om siekteverlof met besoldiging toe te staan ten opsigte van enige afwesigheid van diens waarop die sertifikaat betrekking het, en sodanige afwesigheid word as spesiale verlof vir dringende private sake beskou.

(11) Wanneer 'n onderwysdepartementhoof rede het om te vermoed dat die gesondheidstoestand van 'n opvoeder sodanig is dat dit hom ongeskik maak om sy pligte as opvoeder op bevredigende wyse uit te voer, kan die onderwysdepartementhoof hom aansê om op 'n bepaalde datum op Staatskoste ondersoek te word deur 'n geneesheer wat deur die onderwysdepartementhoof benoem word, en wanneer die onderwysdepartementhoof oortuig is dat 'n opvoeder weens swak gesondheid (met inbegrip van enige geestelike of liggaamlike gebrek) nie in staat is om sy pligte as opvoeder op bevredigende wyse uit te voer nie, kan hy sodanige opvoeder aansê om vir 'n bepaalde tydperk met siekteverlof te gaan.

Spesiale siekteverlof

8. Ondanks andersluidende bepalings in regulasie 7 (1) vervat, kan aan 'n opvoeder wat van diens afwesig is weens 'n besering opgedoen in 'n ongeluk voortvloeiend uit en in die loop van die uitvoering van sy pligte as opvoeder, of weens 'n siekte opgedoen in die loop van of as gevolg van die uitvoering van sodanige pligte, spesiale siekteverlof met volle besoldiging toegestaan word vir die tydperk wat hy onbevoeg is vir sodanige pligte, of, indien die geval onder die Ongevalwet, 1941, soos gewysig, ressorteer, spesiale siekteverlof met die besoldiging gelyk aan die verskil tussen volle besoldiging en die vergoeding wat ingevolge genoemde Wet aan hom betaalbaar is. Met dien verstande dat sodanige verlof nie siekteverlof wat kragtens 'n tydkring toegestaan kan word, aantas nie. Met dien verstande voorts dat hierdie afwesigheid van diens nie toe te skryf is aan die opvoeder se wangedrag of gebrek aan 'n redelike mate van sorg of voorsorg nie.

Special leave for study purposes

258

9. (1) Special leave may be granted to an educator for a course of study and for a period approved by the head of the education department, on the following basis. In respect of each day of vacation leave with full pay which an educator uses for study, one additional day's of special leave for study purposes with full pay, or, at the written request of such educator, two additional day's special leave for study purposes with half pay may be granted, and in respect of each day's vacation leave with half pay which an educator uses for study, one additional day's special leave for study purposes with half pay may be granted.

(2) If special leave for study purposes is granted to an educator, the head of the education department may call for periodic progress reports and such educator shall enter into an agreement as set out in Annexure I with the education department, in terms of which he undertakes to serve an education department immediately after completion of the period of special leave for study purposes for a period (hereinafter referred to as the period) equal to at least the period for which special leave for study purposes with full pay in terms of (1) has been granted to him, or if special leave for study purposes with half pay has been granted, for a period (the service period) equal to half the period for which special leave for study purposes with half pay has been granted. Provided that if leave without pay has been granted to him during his service period, his service period shall be extended by the number of days for which leave without pay has been granted to him.

(3) Special leave for study purposes shall not be brought into account against the leave credit of the educator.

Special leave for military training

10. (1) Special leave for military training may be granted with full pay to an educator when such educator is required, in terms of the Defence Act, 1957, or any regulation promulgated thereunder, or the Police Act, 1958, or any regulation promulgated thereunder, to undergo continuous or interrupted training or thus do service, except in the case of his initial continuous compulsory national service, in which case special leave for military training shall be granted and his salary reduced by an amount determined from time to time by the Treasury with due consideration of the circumstances of individual educators.

(2) An educator who is called up for his initial continuous compulsory national service by the South African Defence Force, or who receives home front training, shall enter into an agreement as set out in Annexure II with the education department in terms of which he undertakes to serve an education department for a period equal to the period for which special leave for military training has been granted to him.

Spesiale verlof vir studiedoeleindes

9. (1) Spesiale verlof kan aan 'n opvoeder toegestaan word vir 'n studiekursus en 'n tydperk wat die onderwysdepartementshoof goedkeur en wel op die volgende basis. Ten opsigte van elke dag vakansieverlof met volle besoldiging wat 'n opvoeder vir studie gebruik, kan een addisionele dag spesiale verlof vir studiedoeleindes met volle besoldiging of, op sodanige opvoeder se skriftelike versoek, twee addisionele dae spesiale verlof vir studiedoeleindes met halwe besoldiging toegestaan word, en ten opsigte van elke dag vakansieverlof met halwe besoldiging van 'n opvoeder vir studie gebruik, kan een addisionele dag spesiale verlof vir studiedoeleindes met halwe besoldiging toegestaan word.

(2) Indien spesiale verlof vir studiedoeleindes aan 'n opvoeder toegestaan word, kan die onderwysdepartementshoof periodiek vorderingsverslae vereis om en moet sodanige opvoeder 'n ooreenkoms soos in Bylae I uiteengesit, met die onderwysdepartement aangaan, waarby hy onderneem om 'n onderwysdepartement onmiddellik na verstryking van die tydperk van spesiale verlof vir studiedoeleindes te dien vir 'n tydperk (hierna die dienstydyperk genoem) gelykstaande met minstens die tydperk waarvoor spesiale verlof vir studiedoeleindes met volle besoldiging kragtens (1) aan hom toegestaan is, of, indien spesiale verlof met halwe besoldiging toegestaan is, vir 'n tydperk (die dienstydyperk) gelykstaande met die helfte van die tydperk waarvoor spesiale verlof vir studiedoeleindes met halwe besoldiging toegestaan is. Met dien verstande dat indien verlof sonder besoldiging aan hom gedurende sy dienstydyperk toegestaan word, sy dienstydyperk met die aantal dae waarvoor verlof sonder besoldiging aan hom toegestaan is, verleng word.

(3) Spesiale verlof vir studiedoeleindes word nie teen die opvoeder se verlofkrediet verreken nie.

Spesiale verlof vir militêre opleiding

10. (1) Spesiale verlof vir militêre opleiding kan met volle besoldiging aan 'n opvoeder toegestaan word wanneer sodanige opvoeder ingevolge die Verdedigingswet, 1957, of enige regulasie daarkragtens uitgevaardig, of ingevolge die Polisiewet, 1958, of enige regulasie daarkragtens uitgevaardig, ononderbroke of onderbroke opleiding moet ondergaan of aldus diens moet verrig, behalwe in die geval van sy aanvanklike onderbroke verpligte nasionale diensplig, in welke geval spesiale verlof vir militêre opleiding toegestaan moet word en sy salaris verminder word met die bedrag wat van tyd tot tyd deur die Tesoune, met inagneming van afsonderlike opvoeders se omstandighede, bepaal word.

(2) 'n Opvoeder wat vir sy aanvanklike ononderbroke verpligte nasionale diensplig deur die Suid-Afrikaanse Weermag opgeroep word of tuisfrontopleiding ontvang, moet 'n ooreenkoms soos in Bylae II uiteengesit, met die onderwysdepartement aangaan, waarby hy onderneem om 'n onderwysdepartement te dien vir 'n tydperk gelykstaande met die tydperk waarvoor spesiale verlof vir militêre opleiding aan hom toegestaan is.

(3) Written proof shall be submitted from the South African Defence Force, or the South African Police Force that the educator must undergo training or do service

(4) Special leave for military training granted in terms of (1) may include any period actually and necessarily taken up in travelling for the purpose for which the leave is granted

(5) Special leave for military training shall not be brought into account against the leave credit of the educator

Special leave for examination purposes

11. (1) Special leave for examination purposes with full pay may be granted to an educator for each day on which he sits as a candidate in any approved examination. Provided that one additional day's special leave for examination purposes with full pay may be granted for each day such educator actually sits for the examination and that such additional days shall be taken before the last school or college day on which he writes the examination

(2) Over and above the special leave for examination purposes contemplated in (1), the head of the education department may, once only, grant continuous special leave for examination purposes to an educator in his final year of an approved first degree or diploma for a maximum period of 16 school or college days

(3) Special leave for examination purposes granted in terms of (1) may include any period actually and necessarily required for travelling in connection with such examination

(4) Special leave for examination purposes shall not be brought into account against the leave credit of an educator

Special leave for quarantine purposes

12. (1) Where an educator is compelled to take leave on account of the existence of an infectious or contagious disease in his family or at his place of residence or elsewhere, which warrants exclusion from a school or institution in terms of the provisions of law concerning public health, special leave for quarantine purposes with full pay may be granted to such educator

(2) Any application for such leave shall be accompanied by a certificate of a registered medical practitioner stating the period of quarantine as well as the reasons necessitating such leave

(3) Such leave shall not exceed the period required for the removal of the contagion or infection or for disinfection

(4) Special leave for quarantine purposes shall not be brought into account against the leave credit of the educator

Special leave for participation in sporting and other cultural events

13. General policy in this regard is still to be determined. In the meantime the appropriate dispensation as presently prescribed for teaching CS Educators, must be applied

(3) Skriftelike bewys moet voorgelê word van die Suid-Afrikaanse Weermag of die Suid-Afrikaanse Polisiemag dat die opvoeder opleiding moet ondergaan of diens moet verrig

(4) Spesiale verlof vir militêre opleiding wat ingevolge (1) toegestaan word, kan enige tydperk insluit wat werklik en noodsaaklikerwys in beslag geneem word deur reise afgelê vir die doel waarvoor die verlof toegestaan word

(5) Spesiale verlof vir militêre opleiding word nie teen die opvoeder se verlofkrediet verreken nie

Spesiale verlof vir eksamendoeleindes

11. (1) Spesiale verlof vir eksamendoeleindes met volle besoldiging kan aan 'n opvoeder toegestaan word vir elke dag waarop hy as 'n kandidaat enige goedgekeurde eksamen aflê. Met dien verstande dat een addisionele dag spesiale verlof vir eksamendoeleindes met volle besoldiging toegestaan kan word vir elke dag waarop sodanige opvoeder werklik eksamen aflê en dat hierdie addisionele dae voor die laaste skool- of kollegedag waarop hy eksamen aflê, geneem moet word

(2) Bo en behalwe die spesiale verlof vir eksamendoeleindes in (1) bedoel, kan die onderwysdepartementshoof eenmalig aan 'n opvoeder wat finalejaarsvakke ter voltooiing van 'n goedgekeurde eerste graad of diploma moet aflê, aaneenlopende spesiale verlof vir eksamendoeleindes vir 'n maksimum tydperk van 16 skool- of kollegedae toestaan

(3) Spesiale verlof vir eksamendoeleindes wat kragtens (1) toegestaan word, kan enige tydperk insluit wat werklik en noodsaaklikerwys vereis word om in verband met sodanige eksamen te reis

(4) Spesiale verlof vir eksamendoeleindes word nie teen die opvoeder se verlofkrediet verreken nie

Spesiale verlof vir kwarantindoeleindes

12. (1) Waar 'n opvoeder verplig word om verlof te neem omdat daar 'n besmetlike of aansteeklike siekte in sy gesin of in sy tuiste of elders heers, wat uitsluiting uit 'n skool of inrigting regverdig ingevolge die wetsbepalings met betrekking tot openbare gesondheid, kan spesiale verlof vir kwarantindoeleindes met volle besoldiging aan sodanige opvoeder toegestaan word

(2) Enige aansoek om sodanige verlof moet vergesel gaan van 'n geregistreerde geneesheer waarin die tydperk van kwarantyn asook die redes waarom sodanige verlof nodig is, vermeld word

(3) Sodanige verlof mag nie vir 'n langer tydperk wees as die wat nodig is vir die verwydering van die besmetting of aansteeking of vir ontsmetting nie

(4) Spesiale verlof vir kwarantindoeleindes word nie teen die opvoeder se verlofkrediet verreken nie

Spesiale verlof vir deelname aan sport- en ander kultuurgeleenthede

13. Algemene beleid in hierdie verband moet nog bepaal word. Intussen moet die toepaslike bedeling soos wat dit tans vir onderriggewende KS-opvoeders voorgeskryf is, toegepas word

Special leave for urgent private affairs 258

14. (1) With the approval of the head of the education department, special leave for urgent private affairs may be granted to an educator to attend to private affairs

(2) Special leave for urgent private affairs shall be with full pay if the educator has the necessary leave to his creditor and shall be brought into account against such leave creditor or shall be without pay if the educator no longer has any leave to his credit

Special leave for accouchement

15. (1) A married female educator may apply for special leave for accouchement without pay, and such application shall be submitted at least 90 days prior to the expected date of her accouchement

(2) Special leave for accouchement will normally be granted from 60 days prior to the expected date of accouchement. Provided that with due consideration of the circumstances at the educational institution concerned as well as the state of health of the applicant, the head of the education department may approve a shorter or longer period

(3) Special leave for accouchement normally terminates 90 days after the date of accouchement. Provided that, with due consideration of the circumstances at the educational institution concerned as well as the circumstances of the applicant, the head of the education department may approve a shorter or longer period

(4) In the event of an illness unrelated to the pregnancy, sick leave may be granted during the period of special leave for accouchement, if the educator concerned applied therefor and her application is supported by a medical certificate.

(5) Special leave for accouchement without pay in the case of the adoption of a child may also be granted to a female educator for a period of 90 days. Provided that with due consideration of the circumstances at the education institution concerned as well as the circumstances of the applicant, the head of education department may approve a shorter or longer period

(6) Notwithstanding anything to the contrary contained in these regulations, the educator concerned may request in writing that vacation leave in lieu of special leave for accouchement be granted to her to the extent that she has leave to her credit

Special leave for continuity of service

16. Notwithstanding anything to the contrary contained in these regulations, the head of the education department may grant to an educator who is appointed in the service of his education department and who was previously employed by the same or another education department or a department of education in the Territory of South-West Africa as an educator, special leave for continuity of service without pay for the purpose of preserving the continuity of such educator's service from the first day following the date upon which such educator last received pay from his previous education department to the day preceding the date of assump-

Spesiale verlof vir dringende privaatsake

14. (1) Aan 'n opvoeder kan, met die goedkeuring van die onderwysdepartementshoof, spesiale verlof vir dringende private sake toegestaan word om aandag te skenk aan private sake

(2) Spesiale verlof vir dringende private sake is met volle besoldiging indien die opvoeder oor die nodige verlofkrediet beskik en word teen hierdie verlofkrediet verreken of is sonder besoldiging indien die opvoeder nie meer oor enige verlofkrediet beskik nie

Spesiale verlof vir bevalling

15. (1) 'n Getroude vroulike opvoeder kan vir haar bevalling aansoek doen om spesiale verlof vir bevalling sonder besoldiging, en sodanige aansoek moet ingedien word minstens 90 dae voor die verwagte datum van haar bevalling

(2) Spesiale verlof vir bevalling word normaalweg toegestaan vanaf 60 dae voor die datum van die verwagte bevalling. Met dien verstande dat, met inagneming van die omstandighede aan die betrokke onderwysinrigting asook die gesondheidstoestand van die aansoeker, die onderwysdepartementshoof 'n korter of langer tydperk kan goedkeur

(3) Spesiale verlof vir bevalling eindig normaalweg 90 dae na die datum van die bevalling. Met dien verstande dat, met inagneming van die omstandighede aan die betrokke onderwysinrigting asook die omstandighede van die aansoeker, die onderwysdepartementshoof 'n korter of langer tydperk kan goedkeur.

(4) Indien 'n siektetoestand ontstaan wat nie verband hou met die swangerskap nie, kan siekteverlof toegestaan word binne die tydperk van spesiale verlof vir bevalling, indien sodanige opvoeder daarom aansoek doen en haar aansoek gerugsteun word deur 'n geneeskundige sertifikaat.

(5) Spesiale verlof vir bevalling sonder besoldiging kan ook in die geval van die aanneming van 'n kind aan 'n vroulike opvoeder toegestaan word vir 'n tydperk van 90 dae met dien verstande dat, met inagneming van die omstandighede aan die betrokke onderwysinrigting asook die omstandighede van die aansoeker, die onderwysdepartementshoof 'n korter of langer tydperk kan goedkeur

(6) Ondanks andersluidende bepalings in hierdie regulasies vervat, kan die betrokke opvoeder skriftelik versoek dat vakansieverlof in plaas van spesiale verlof vir bevalling, in soverre sy oor verlofkrediet beskik, aan haar toegestaan word

Spesiale verlof ter wille van dienskontinuiteit

16. Ondanks andersluidende bepalings in hierdie regulasies vervat, kan die onderwysdepartementshoof aan 'n opvoeder wat in die diens van sodanige hoof se onderwysdepartement aangestel word en wat voorheen by dieselfde of 'n ander onderwysdepartement of 'n departement van onderwys in die gebied Suidwes-Afrika as opvoeder in diens was, spesiale verlof ter wille van dienskontinuiteit sonder besoldiging toestaan vir die doel om die kontinuiteit van sodanige opvoeder se dienste te behou en wel van die eerste dag na die datum waarop sodanige opvoeder die laaste keer deur sy vorige onderwysdepartement besoldig is tot die dag

tion of duty at his present education department in terms of such appointment, if such period does not exceed 120 days. Provided that the limitation of 120 days shall not apply where the period concerned is from the day immediately following the last day of a school or college term to the day immediately preceding the first day of the school or college term after a full school or college term has elapsed

Special leave in extraordinary circumstances

17. Where in the opinion of the head of the education department circumstances justify it, he may, notwithstanding anything to the contrary contained in these regulations, grant an educator special leave in extraordinary circumstances for any purpose or for any period he may determine, and such leave shall be without pay unless the Minister determines otherwise. Special leave in extraordinary circumstances shall not be brought into account against the leave credit of the educator

Leave gratuities

18. A leave gratuity, calculated as set out in regulation 19, may be paid—

(a) to an educator whose service terminates as a result of retirement on pension. Provided that for this purpose the voluntary resignation of a temporary educator on or after attaining the age of 60 years shall also be regarded as retirement on pension,

(b) to an educator as a result of termination of service on account of—

(i) ill health that is not caused through his own fault, or owing to diminishing powers,

(ii) redundancy, abolition of a post or reorganisation,

(iii) incompetence that is not caused through his own fault (unlike misconduct), or

(iv) if he has been appointed on a contract basis, the expiry of his period of service or his voluntary resignation according to the provisions of the contract,

(c) where an educator dies, to the following person, persons or estate in the following order of precedence

(i) The widow or widower of such educator,

(ii) the fully dependent children, including a stepchild or a lawfully adopted child, in equal shares,

(iii) the dependent parent or parents, and

(iv) the estate of the deceased,

(d) to an educator serving in a temporary capacity, whose service terminates after having completed at least five years' satisfactory service, unless special leave for continuity of service can be granted, and

(e) to an educator serving in a permanent capacity, on his written request, where such educator has the option of retiring on pension before attaining the compulsory retirement age, and does not retire before attaining such age

voor die datum van diensaanvaarding by sy huidige onderwysdepartement ingevolge sodanige aanstelling, indien sodanige tydperk hoogstens 120 dae is. Met dien verstande dat die beperking van 120 dae nie van toepassing is nie waar die betrokke tydperk strek van die dag onmiddellik na die laaste dag van 'n skool- of kollegekwartaal tot die dag onmiddellik voor die eerste dag van die skool- of kollegekwartaal nadat een volle skool- of kollegekwartaal verloop het

Spesiale verlof in buitengewone omstandighede

17. Waar die onderwysdepartementshoof van oordeel is dat omstandighede dit regverdig, kan hy, ondanks andersluidende bepalings in hierdie maatreels vervat, aan 'n opvoeder spesiale verlof in buitengewone omstandighede toestaan vir enige doel en vir enige tydperk wat hy bepaal, en sodanige verlof is sonder besoldiging, tensy die Minister anders bepaal. Spesiale verlof in buitengewone omstandighede word nie teen die opvoeder se verlofkrediet verreken nie

Verlofgratifikasie

18. 'n Verlofgratifikasie, bereken soos in regulasie 19 uiteengesit, kan betaal word—

(a) aan 'n opvoeder wie se diens eindig as gevolg van uitdienstreding met pensioen. Met dien verstande dat vir die doeleindes hiervan die vrywillige bedanking van 'n tydelike opvoeder by of na bereiking van die leeftyd van 60 jaar ook as uitdienstreding met pensioen beskou word,

(b) aan 'n opvoeder ten gevolge van diensbeëindiging weens—

(i) swak gesondheid nie deur eie toedoen veroorsaak nie of as gevolg van afnemende kragte,

(ii) oortolligheid, afskaffing van 'n pos of reorganisasie,

(iii) onbekwaamheid nie deur eie toedoen veroorsaak nie (in teenstelling met wangedrag), of

(iv) indien hy kragtens 'n kontrak aangestel is, die verstryking van die dienstydkperk of die vrywillige bedanking van die opvoeder ooreenkomstig die bepalings van die kontrak,

(c) waar 'n opvoeder te sterwe kom, aan die volgende persoon, persone of boedel in die volgende orde van voorrang

(i) Die weduwee of wewenaar van sodanige opvoeder,

(ii) die ten volle afhanklike kinders, met inbegrip van 'n stiefkind of 'n wettige aangenome kind, in gelyke dele,

(iii) 'n afhanklike ouer of ouers, en

(iv) die boedel van die oorledene,

(d) by diensbeëindiging aan 'n opvoeder wat in 'n tydelike hoedanigheid aangestel is, na voltooiing van minstens vyf jaar bevredigende diens, tensy spesiale verlof ter wille van dienskontinuiteit toegestaan kan word, en

(e) aan 'n opvoeder wat in 'n permanente hoedanigheid in diens is op sy skriftelike versoek, indien sodanige opvoeder die keuse het om voor bereiking van die verpligte uitdienstredingsleeftyd met pensioen uit diens te tree, en nie voor bereiking van sodanige leeftyd uit diens tree nie

Calculation of the number of days which may be converted into a leave gratuity (258)

19. (1) A leave gratuity shall be payable to an educator whose service terminates in the circumstances set out in regulation 18 (1) (a) or (b) or (c), calculated against the total number of days' leave standing to his credit at the termination of his service

(2) A leave gratuity up to a maximum of 184 days shall be payable to an educator contemplated in regulation 18 (1) (d) or (e)

(3) Leave credit over and above the number of days in respect of which a leave gratuity is paid, shall be retained by the educator

Calculation of the amount of leave gratuity

20. The amount of the leave gratuity shall be calculated in respect of the number of days' leave that can be converted into the gratuity and at a rate equal to the total of the educator's basic salary plus any pensionable allowance payable on the date on which such gratuity is payable

Payment of leave gratuity

21. If an educator applies for the payment of a leave gratuity and such gratuity has been paid to him, he shall not be allowed to refund such gratuity and to again apply therefor at a later stage

Entrenchment benefits

22. Where more favourable conditions are applicable to an educator on the implementation of these regulations, such benefits shall be retained personally for as long as such educator remains in service without interruption

Assignment of powers and duties

23. The Director-General may assign, either generally or in any particular case, any power or duty conferred or imposed upon him by or in terms of these Regulations, to any other officer in the Administration

Berekening van getal dae wat in 'n verlofgratifikasie omskep kan word

19. (1) 'n Verlofgratifikasie is betaalbaar aan 'n opvoeder wie se diens eindig in die omstandighede in regulasie 18 (a) of (b) of (c) uiteengesit, bereken teen die totale getal dae wat hy by sy diensbeëindiging as verlofkrediet het

(2) 'n Verlofgratifikasie tot 'n maksimum van 184 dae is betaalbaar aan 'n opvoeder bedoel in maatregel 18 (d) of (e)

(3) Verlofkrediet bo en behalwe die getal dae ten opsigte waarvan verlofgratifikasie uitbetaal word, word deur 'n opvoeder behou

Berekening van bedrag van verlofgratifikasie

20. Die bedrag van die verlofgratifikasie word bereken ten opsigte van die getal dae verlof wat in die gratifikasie omskep kan word en teen 'n tarief gelyk aan die totaal van die opvoeder se basiese salaris plus enige pensioengewende toelae op die datum waarop sodanige verlofgratifikasie betaalbaar is

Betaling van verlofgratifikasie

21. Indien 'n opvoeder om die betaling van 'n verlofgratifikasie aansoek gedoen het en sodanige gratifikasie aan hom betaal is, word hy nie toegelaat om sodanige gratifikasie terug te betaal en op 'n later tydstip weer daarom aansoek te doen nie

Verskansing van voordele

22. Waar gunstiger voorwaardes by die inwerking-treding van hierdie regulasies op 'n opvoeder van toepassing is, word sodanige voordele persoonlik behou solank as wat sodanige opvoeder sonder diensonderbreking in diens is

Oordrag van bevoegdhede en pligte

23. Die Direkteur-generaal kan enige bevoegdheid of plig by of ingevolge hierdie Regulasie aan hom verleen of opgelê in die algemeen of in 'n besondere geval aan enige ander beampte in die Administrasie opdra

**ANNEXURE I
AGREEMENT**

1. I,

(Full name)

hereby undertake towards the head of the education department of the

(Name of education department)

immediately after expiry of the period of special leave for study purposes granted to me in terms of general education policy for the period _____ to _____ to serve in an education department (hereinafter referred to as my service obligation) for a continuous period of _____ days

2 I hereby further undertake, during this leave, periodically and as determined by the head of my education department to obtain progress reports in respect of my study courses from the institution at which I am studying and to submit such reports to the head of my education department, and I understand that he retains the right on the basis of such progress reports to instruct me to resume service immediately and to renounce the privileges of this leave granted to me and to convert such leave into vacation leave or special leave in extraordinary circumstances and in the latter case to recover any excess payment from me which might have occurred as a result thereof, and to transfer such payment to the education department with which this contract has been concluded

3 I hereby declare that I understand that authorised leave with full or partial pay normally counts as service towards the fulfilment of my service obligation and that, if leave without pay is granted to me before my service obligation is fulfilled, my service obligation will be extended by the number of days equal to the periods for which leave without pay was granted to me

4 I hereby further undertake, if in any manner whatsoever, except in the event of my death, or as a result of my permanent disability not caused by me, fail to fulfil this agreement fully, irrespective of whether such failure is the result of discharge owing to misconduct, to repay on request the service bonus and salary which I received during the above-mentioned period of special leave for study purposes on a *pro rata* basis to the education department with which this contract has been concluded

Signed at

this

day of

19

Witnesses:

1

2

Signature of Educator

ZAIRE

CP Correspondent

ZAIRE has so much untapped wealth it could become one of the world's richest States, say analysts

Yet the latest reports from Kinshasa indicate there is such complete economic collapse that most of the country has returned to the dark ages

The rejection of its present government and structures by the world is almost complete

The International Monetary Fund and the World Bank have cut off aid to President Mobutu Sese Seko's government

Even the Americans, who for so long have been pouring money into Zaire's State coffers to support this anti-communist bastion in a key region of Africa, are now refusing to provide money Belgium, the former colonial master, is also refusing to give aid

The cold war is over and the Americans and Europeans make no secret of the fact they are no longer prepared to give African States money, most of which eventually lands in secret bank accounts in Europe.

Mobutu is reported to have R12 000-million in secret accounts in Europe and elsewhere

It is also an open secret that so-called State-controlled "people's corporations" are fleeced by family members and a huge circle of "friends" who have a vested interest in keeping him in power.

The economic collapse after 26 years of Mobutu rule is so complete that virtually the entire road system has disappeared

Yet, to Mobutu's credit, efforts are being made to democratise the State In April, Mobutu promised he would allow legal opposition and today there are more than 100 opposition parties

Some of the more cynical leaders are so demoralised they claim

Africa's jewel of neglect

difficulty in finding a government to oppose!

The press is often very critical of the Mobutu government but with so many diverse political players on the scene it seems impossible to find a coherent alternative to support

Even to criticise government departments is futile Some of them have closed down while very little work gets done in many others Officials are often not paid for months

Recently, the State-controlled copper mine, which earns more than 90 percent of the country's foreign exchange, stated that its exports had been cut by almost half because of strikes, stayaways and equipment that had broken down because of lack of maintenance

With the wrecked communications system, even bad weather causes the transportation of thousands of tons of copper ore to come to a standstill

The one bright spot on the economic scene is the private sector which, despite the government's incompetence, seems to muddle

along As in South Africa, there is a large informal sector operating successfully in a world of its own

With its huge river system, vast territory, and rich mineralised areas, Zaire holds immense unrealised promise

Strong directives from government will be needed to stop the present slide into chaos, though Some desperate opposition leaders, are trying to rally large numbers of people to protest against the Mobutu government's failure to hold the promised elections

But even if these are held - a difficult exercise when the entire communications system has largely collapsed - the road to recovery will be long and painfully slow

How vast the collapse has become is reflected by authoritative estimates that the economy has shrunk to barely one third of what it was in 1960

Nobody knows where to turn and many key leaders are even unsure whether national unity will be maintained if, and when, the heavy hand of the Mobutu dictatorship disappears

Mobutu offer to opposition is bootied out

258

Sowetan 25/7/91

KINSHASA - Opposition leader Etienne Tshisekedi turned down as a ploy a surprise offer to head an interim government. He said pro-democracy groups would continue protests to force President Mobutu Sese Seko from power.

Zaire's state news agency said Tshisekedi was giving in to threats from his followers to kill him if he accepted what they called "Mobutu's poisoned gift".

Tshisekedi told a late-night news conference Tuesday that his nomination as prime minister of an interim government was "a huge distracting manoeuvre".

He spoke before thousands of pro-democracy militants who have besieged his house since Monday night, demanding he refuse Mobutu's compromise.

Opposition parties said what appeared to be a major concession from Mobutu was a ploy to divide them.

Mobutu made the offer on Monday, saying he hoped it would ease tensions in the country, which has been paralysed by strikes and protests because Mobutu has stalled on a promise to install multiparty democracy by May 1991.

Under pressure

Mobutu took power in late 1965 and made Zaire a one-party state. Last April, under pressure from protesters and Western donors, he agreed to allow opposition parties to operate freely.

But security forces regularly break up opposition meetings and clash with protesters.

Belgium and the United States, Mobutu's strongest ally for years, cut aid last year after troops were accused of slitting the throats of dozens of university students in a May night raid on a university campus.

Tshisekedi's announcement came after hours of discussion among leaders of the Sacred Front for Change, formed by nearly 200 pro-democracy groups last week.

- Sapa-AP

ministers accused of bizarre treatment of guards

Sunday Times 28/1/91
Sunday Times Reporter

ASTONISHING claims about the relationship between ministers and MPs in the House of Delegates and their police guards were made by a retired police officer this week

In one instance, it is claimed, a minister complained that police guards at his home were not saluting his wife

The disclosures were made by Lieutenant Mike Reddy, who also claimed

- A minister twice complained that he suspected police guards had scratched his cars. Lt Reddy had investigated the complaints and found them to be unfounded
- An MP who failed to provide toilet facilities for guards at night complained that they were urinating in his garden. Police launched a full-scale investigation, headed by a senior officer, and took urine samples from guards. After much questioning and matching of urine samples, the culprit was identified

Complained

Lt Reddy said certain ministers and MPs had behaved unreasonably towards the police and some went out of their way to give policemen a hard time

Some MPs complained directly to the Minister of Law and Order or his representative about their police guards

Lt Reddy said about 130 policemen of all ranks are attached to the special guard unit in Durban, whose main function is to guard the homes of the five ministers

The ministers' homes are guarded 24 hours a day, even when the ministers are in Parliament

While they are in Cape Town, another large team of policemen act as guards

"Apart from the 130, another 20 policemen in Durban act as chauffeurs and bodyguards and members of local police stations also guard ministers' homes," said Lt Reddy.

Vague

Police spokesman Lt Bala Naidoo said Lt Reddy had made a "vague and very generalised statement"

Minister of Education and Culture Dr Kisten Rajoo said he did not accept Lt Reddy's allegations

"I know of colleagues who have meals with policemen who guard their homes. I don't believe any MP will reduce himself to such pettiness as described by Lt Reddy"

Democratic Party MP Mamoo Rajab said the claims made by Lt Reddy read like a script from a *Pink Panther* movie

"It is time all these guards are withdrawn and put back on normal police duties. If MPs feel insecure, they should resign from Parliament," he said

Angry parents disrupt 'old' school's opening

DURBAN — A man was arrested yesterday when angry parents disrupted the official opening of St Michaels Primary School in Red Hill here

Parents held a placard demonstration outside the school from 6am until the opening at 11am.

There was a heavy police presence, which included armoured cars. At the start of the ceremony parents entered the marquee chanting. They were asked to leave and some were forcibly removed

The official opening of the school by the Indian House of Delegates has attracted criticism from parents who feel it is unnecessary because the school has already been open for 11 years.

The treasurer of the Umgeni North branch of the ANC and member of the Parent Crisis Committee, Mr Sam Prakash, said the HcD was using the official opening as a political ploy in an effort to gain popular support.

Minister Mr D Dookie accused the ANC of intimidating the local community. — Sapa

258 CT 11/9/91

PE toddler falls in pool, dies

Own Correspondent

PORT ELIZABETH. — A two-year-old boy, Patrick Creeth, yesterday died in the Provincial Hospital here shortly after falling into a swimming pool at his home in Villiers Road, Walmer.

A police spokeswoman said the incident happened between 10.15am and 10.45am. She said the Creeths' domestic worker ran to a neighbour after finding the toddler in the pool.

"Mr Peter Saunders and members of the Metro Rescue Unit had applied treatment, but Patrick died shortly afterwards in hospital," she said.

Natal cleaners' strike ends



CT 9/10/91

Own Correspondent

JOHANNESBURG. — Agreement was yesterday reached between the National Contract Cleaners' Association and the Transport and General Workers' Union, ending the month-long wage strike by about 7 000 contract cleaners in Natal.

The chairman of the Ministers' Council in the House of Delegates (HoD), Mr J N Reddy, said in a statement yesterday that the HoD had been assured that cleaning services at Indian schools would be fully restored by not later than the end of the week.

KINSHASA. — Zaire's main opposition leaders stood firm behind Prime Minister-designate Mr Etienne Tshisekedi yesterday, pledging their support to him in his standoff with President Mobutu Sese Seko.

The opposition alliance, called the Sacred Union, met for several hours to discuss the political crisis over future control of Zaire's army and security agencies.

"The Sacred Union is totally welded together and there are no rifts," spokesman Mr Frederic Kibassa told reporters.

Opposition supports Tshisekedi

258

CT 9/10/91

Mr Tshisekedi told supporters before the opposition meeting that the priority was that his government have control over the military sector.

But Mr Mobutu is refusing to

cede control over the armed forces and threatened last weekend to appoint a new premier unless Mr Tshisekedi backed down.

Mr Kibassa said Mr Tshisekedi remained the union's sole candidate for the premiership and would shortly meet Mr Mobutu for a third attempt to resolve the crisis.

There were signs that back-room negotiations for a compromise might be making progress and Mr Kibassa insisted that a government team would soon be named. — Sapa-Reuter

ready infiltrate
So party on

Shots fired as Zaire protesters gather ⁽²⁵⁸⁾

KINSHASA — Security forces fired in the air to disperse a demonstration by opponents of Zaire's President Mobutu Sese Seko yesterday as efforts to form a crisis government continued

About 100 troops briefly surrounded the headquarters of the main opposition Union for Democracy and Social Progress party of Prime Minister Mr Etienne Tshisekedi before pulling back.

Some troops then moved to nearby positions outside Mr Tshisekedi's house as four armoured personnel carriers raced through the streets of the residential area

According to highly placed sources, a new government would be named later yesterday

The announcement, if true, would mark yet another twist in the on-again, off-again negotiations between Mr Mobutu and Mr Tshisekedi — Sapa-Reuter

FM 18/10/91

LABOUR

Floors and ceilings

As 8 000 contract cleaners in Natal ended a six-week strike and returned to work earlier this week, a private cleaning company and the House of Delegates (HoD) remained in dispute over a R30m contract to clean 400 Indian schools

At the same time, paramedics working for Natal's provincial Ambulance and Emergency Medical Services (AEMS) have given Health Minister Rina Venter until the end of the month to meet a list of salary and job-related demands

A memorandum sent to Venter warns that "devastating action" will be taken by AEMS staff unless urgent attention is given to their working conditions. It further calls for a delegation from the State, including Venter, to meet a Natal Provincial Staff Association delegation to negotiate and implement the demands

If the threatened action takes the form of a strike, it will be the second major blow this year. In May, most of the senior management staff resigned and set up a private ambulance and emergency medical service.

Meanwhile, paramedics, who say their salaries have not been reviewed since 1983, are demanding an increase to bring pay in line with other local authority personnel, a minimum starting salary of R1 700 a month, night and danger allowances, and the opportunity to upgrade their qualifications.

The cleaners' strike saw most Indian schools close early last term. It was marred by violence, including the fatal shooting of striking cleaner Cynthia Mhlongo. It ended last weekend after a meeting between the National Cleaners' Contract Association and Cosatu's Transport and General Workers' Union (TGWU).

The central demand by striking cleaners was a R1 000 a month minimum wage. Shortly before the strike started a 16% increase saw the minimum wage rise to R510 a month. TGWU assistant general secretary Randall Howard said agreement had been reached on re-employment of dismissed strikers, no victimisation of strikers, private arbitration on allegations of intimidation, and the setting up of a national industrial council for the industry.

An interim forum comprising the union and the employers' association began negotiations this week on wage demands and the establishment of a provident fund and industrial council. Howard said it was agreed that negotiations should be concluded by the end of the year.

But as cleaners went back to work and schools returned to normal, HoD head Jayaram Reddy was trying to cancel a three-year contract with Sneller Services, one of the cleaning companies at the centre of the strike.

The HoD claims the company has not met the conditions of its contract to keep schools clean. The HoD is trying to end the contract

Continue

FM 18/10/91

and employ, directly, about 1 000 school cleaners employed by Sneller Services

However, Sneller chairman Lionel van Tonder maintains the strike and subsequent closure of schools was beyond the company's control and that as far as possible, schools were kept clean by hiring casual staff.

He also claims the HoD cannot cancel the contract, which is worth about R10m a year for the next three years, saying this can only be done by the State Tender Board. As the FM went to press, both parties were taking legal advice.

FM 18/10/91

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continue

FM 18/10/91

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HoD minister resigns

258 ET 8/11/91

PORT ELIZABETH — Minister of the Budget and Auxiliary Services in the House of Delegates and MP for Malabar, Mr Raman Bhana, has resigned from the Ministers' Council, citing ongoing intrigue in the HoD and a belief that the tricameral Parliament should disband.

And it is understood he may be followed by other members of the 45-man HoD who share his views.

Mr Bhana, who has been in public office for 24 years, and has been Malabar MP since August 1984, said yesterday

he had informed Mr J N Reddy, chairman of the Minister's Council, he would quit as Minister of the Budget on December 1 and as MP on February 1.

Mr Bhana said that from its inception the House of Delegates administrations had been characterised by intrigue and a "clamouring for position" and added that he could no longer tolerate the situation.

He said the tricameral system was "redundant and insignificant and of no further use".

HoD Minister quits

THE Minister of the Budget in the House of Delegates, Mr Raman Bhana, 61, quit this week, blaming political intrigue, clique-forming, attempts at "blackmail" and demands from MPs for jobs for pals

Mr Bhana, a Port Elizabeth businessman, said his patience with the "political musical chairs" in the House has now worn too thin for him to continue as MP and Minister

His resignation from the Ministers Council takes effect on December 1, and he will quit as MP for Malabar on February 1.

Dr Reddy said in his comment Mr Bhana "had the prerogative to do what he had done"

Mr Bhana caused a stir in the Ministers' Council in February when he said in Parliament the three Indian Ministerial Representatives were "a waste of taxpayers's money" and that the million rands used to keep them and their staff in office "could be put to better use".

Mr Bhana said there was "a constant cabal-forming operation" in the House of Delegates and a "ganging-up behind my back in the Ministers' Council"

He said most Indian MPs were in Parliament "for reasons other than what they had promised the electorate"

258

... could there be trouble
... and hatred and via

05 DEC 1991

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PRETORIA, 29 NOVEMBER 1991

No. 13646

GOEWERMENSKENNISGEWINGS

ADMINISTRASIE: RAAD VAN AFGEVAARDIGDES

DEPARTEMENT VAN ONDERWYS EN KULTUUR

No. R. 2819 29 November 1991

WET OP ONDERWYS VIR INDIERS, 1965. WYSIGING VAN DIE REGULASIES BETREFFENDE DIE ADMINISTRASIE VAN EN DIE BEHEER OOR DIE GELD WAT VIR STAATSKOLE OF STAATSONDERSTEUNDE SKOLE INGESAMEL WORD

Die Minister van Onderwys en Kultuur het kragtens artikel 33 van die Wet op Onderwys vir Indiers, 1965 (Wet No 61 van 1965), en in ooreenstemming met die Minister van Begroting, die regulasies in die Bylae hiervan vervat, uitgevaardig

BYLAE

Omskrywing

1 In hierdie regulasies beteken "die Regulasies" die regulasies afgekondig by Goewermentskennisgewing No R 694 van 6 Mei 1966, soos gewysig by Goewermentskennisgewings Nos R 235 van 28 Februarie 1969, R. 1790 van 8 September 1978 en R. 2590 van 15 November 1985

Wysiging van regulasie 1 van die Regulasies

2 Regulasie 1 van die Regulasies word hierby gewysig—

(a) deur voor die omskrywing van "komitee" die volgende omskrywing in te voeg

" 'Direkteur-generaal' die Direkteur-generaal Administrasie Raad van Afgevaardigdes,"

(b) deur die omskrywing van "Uitvoerende Direkteur" te skrap,

(c) deur na die omskrywing van "komitee" die volgende omskrywing in te voeg

" 'onderwyshoof' die beampete beoog in artikel 2 van die Wet op Onderwys vir Indiers, 1965 (Wet No 61 van 1965)," en

977—A

GOVERNMENT NOTICES

ADMINISTRATION: HOUSE OF DELEGATES

DEPARTMENT OF EDUCATION AND CULTURE

No. R. 2819 258 29 November 1991

INDIANS EDUCATION ACT, 1965. AMENDMENT OF THE REGULATIONS RELATING TO THE ADMINISTRATION AND CONTROL OF SCHOOL FUND

The Minister of Education and Culture has under section 33 of the Indians Education Act, 1965 (Act No. 61 of 1965), and in consultation with the Minister of the Budget, made the regulations contained in the Schedule hereto

SCHEDULE

Definition

1. In these regulations "the Regulations" means the regulations published under Government Notice No R 694 of 6 May 1966, as amended by Government Notices Nos R 235 of 28 February 1969, R 1790 of 8 September 1978 and R 2590 of 15 November 1985

Amendment of regulation 1 of the Regulations

2 Regulation 1 of the Regulations is hereby amended—

(a) by the insertion after the definition of "committee" of the following definition:

" 'Director-General' means the Director-General Administration: House of Delegates,"

(b) by the deletion of the definition of "Executive Director",

(c) by the insertion before the definition of "school" of the following definition

" 'head of education' means the officer contemplated in section 2 of the Indians Education Act, 1965 (Act No 61 of 1965)," and

13646—1

(d) deur na die omskrywing van "onderwyshoof" die volgende omskrywing in te voeg:

"'ouer-onderwysersvereniging' 'n ouer-onderwysersvereniging ingestel by regulasie 2 van die regulasies afgekondig by Goewermmentskennisgewing No. R. 1224 van 30 Mei 1991;"

Wysiging van regulasie 2 van die Regulasies

3. Regulasie 2 van die Regulasies word hierby gewysig deur subregulasies (3), (4), (5) en (6) deur die volgende subregulasies te vervang:

"(3) 'n Komitee bedoel in subregulasie (2) bestaan uit—

(a) in die geval van 'n Staats- of Staatsondersteunde primêre of sekondêre skool—

(i) die prinsipaal, wat ampshalwe die voorsitter is;

(ii) 'n maksimum van twee persone van die skool se onderwyspersoneel wat deur die prinsipaal aangewys en deur die onderwyshoof goedgekeur is; en

(iii) 'n maksimum van twee ouers van leerlinge wat die skool bywoon, welke ouers—

(aa) in die geval van 'n skool waar 'n ouer-onderwysersvereniging saamgestel is kragtens regulasie 3 van die regulasies afgekondig by Goewermmentskennisgewing No. R. 1224 van 30 Mei 1991, deur die meerderheid lede van genoemde vereniging benoem moet word;

(bb) in die geval van 'n skool waar nie 'n ouer-onderwysersvereniging kragtens genoemde regulasie saamgestel is nie of waar 'n aldus saamgestelde ouer-onderwysersvereniging weier om sy verteenwoordigers in die komitee te benoem, deur die betrokke prinsipaal aangestel moet word;

(b) in die geval van 'n onderwyskollege of tegniese kollege—

(i) die rektor of prinsipaal, na gelang van die geval, wat ampshalwe die voorsitter is;

(ii) twee persone van die kollege se doserende personeel wat deur die rektor of prinsipaal, na gelang van die geval, aangewys en deur die onderwyshoof goedgekeur is, en

(iii) een persoon van die kollege se administratiewe personeel wat deur die rektor of prinsipaal, na gelang van die geval, aangewys en deur die onderwyshoof goedgekeur is.

(4) Indien 'n komitee nie ooreenkomstig subregulasie (3) saamgestel kan word nie, word dit, ondanks die bepalings van genoemde subregulasie, saamgestel op sodanige ander wyse as wat die onderwyshoof bepaal.

(5) Behoudens die bepalings van subregulasies (6) en (7), beklee 'n lid van 'n komitee die amp vir 'n tydperk van twee jaar vanaf die datum van sy aanstelling.

(6) 'n Lid van 'n komitee ontruim sy amp indien hy onderhewig raak aan 'n diskwalifikasie in regulasie 3 bedoel."

(d) by the insertion after the definition of "head of education" of the following definition.

"'parent teacher association' means, a parent teacher association established by regulation 2 of the regulations published under Government Notice No. R. 1224 of 30 May 1991;"

Amendment of regulation 2 of the Regulations

3. Regulation 2 of the Regulations is hereby amended by the substitution for subregulations (3), (4) (5) and (6) of the following subregulations:

"(3) A committee referred to in subregulation (2) shall consist of—

(a) in the case of a State or State-aided primary or secondary school—

(i) the principal, who shall *ex officio* be the chairman;

(ii) a maximum of two persons from the teaching staff of the school, appointed by the principal and approved by the head of education; and

(iii) a maximum of two parents of pupils attending the school, which parents shall—

(aa) in the case of a school where a parent teacher association has been constituted in terms of regulation 3 of the regulations published under Government Notice No. R. 1224 of 30 May 1991, be nominated by the majority of members of the said association,

(bb) in the case of a school where a parent teacher association has not been constituted in terms of the said regulation or where a parent teacher association so constituted declines to nominate its representatives to the committee, be appointed by the principal concerned,

(b) in the case of a college of education or technical college—

(i) the rector or principal, as the case may be, who shall *ex officio* be the chairman;

(ii) two persons from the lecturing staff of the college, appointed by the rector or principal, as the case may be, and approved by the head of education; and

(iii) one person from the administrative staff of the college, appointed by the rector or principal, as the case may be, and approved by the head of education

(4) If a committee cannot be constituted in accordance with subregulation (3), it shall, notwithstanding the provisions of the said subregulation, be constituted in such other manner as may be determined by the head of education.

(5) Subject to the provisions of subregulations (6) and (7), a member of a committee shall hold office for a period of two years as from the date of his appointment.

(6) A member of a committee shall vacate his office if he becomes subject to any disqualification referred to in regulation 3."

Wysiging van regulasie 4 van die Regulasies

4 Regulasie 4 van die Regulasies word hierby gewysig deur subregulasie (2) deur die volgende subregulasie te vervang

“(2) Indien ’n lid van ’n komitee om watter rede ook al ophou om sy amp te beklee, stel die komitee, behoudens die bepalings van subregulasie (1) en regulasies 2 (3) en 3, vir die onverstreke tydperk van sy amptstermyn ’n persoon in sy plek aan”.

Wysiging van regulasie 11 van die Regulasies

5 Regulasie 11 van die Regulasies word hierby gewysig in subregulasie (4) die uitdrukking “R20” deur die uitdrukking “R50” te vervang.

Vervanging van sekere uitdrukkings in die Regulasies

6 Die Regulasies word hierby gewysig—

(a) deur die uitdrukking “Uitvoerende Direkteur” waar dit ook al voorkom deur die uitdrukking “onderwys hoof” te vervang, en

(b) deur die uitdrukking “sekretaris” waar dit ook al voorkom deur die uitdrukking “Direkteur-generaal” te vervang

Voorbehoudsbepalings en inwerkingtreding

7. (1) Enige bestaande komitee kragtens die bepalings van regulasie 2 (3) van die Regulasies saamgestel om ’n skoolfonds te administreer, gaan, totdat die amptstermyn van sy lede verstryk word, voort om as sodanig te fungeer asof regulasie 3 van hierdie regulasies nie uitgevaardig is nie.

(2) Hierdie regulasies tree op 2 Januarie 1992 in werking

**ADMINISTRASIE:
VOLKSRAAD****DEPARTEMENT VAN LANDBOU**

No. R. 2817

29 November 1991

WET OP DIE BEWARING VAN LANDBOUHULP-
BRONNE, 1983 (WET 43 VAN 1983)

VLOEDHULPSKEMA VIR VLOEDRAMPGEBIEDE.
WYSIGING

Ek, Andre Isak van Niekerk, Minister van Landbou. Volksraad, wysig hierby kragtens artikel 8, gelees met artikel 9, van die Wet op die Bewaring van Landbouhulpbronne, 1983 (Wet 43 van 1983), vir sover en in die mate waarin die bepalings van Deel IV van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet 110 van 1983), op genoemde Wet van toepassing verklaar is, die Tabel van Vloedhulpskema vir Vloedrampgebiede afgekondig by Goewermentskenning No. R. 47 van 15 Januarie 1988, soos in die Bylae uiteengesit

A. I. VAN NIEKERK,
Minister van Landbou

Amendment of regulation 4 of the Regulations

4 Regulation 4 of the Regulations is hereby amended by the substitution for subregulation (2) of the following subregulation 258 ~~(2)~~

“(2) If a member of a committee ceases to hold office for whatever reason, the committee shall, subject to the provisions of subregulation (1) and regulations 2 (3) and 3, appoint a person in his place for the unexpired period of his term of office”

Amendment of regulation 11 of the Regulations

5 Regulation 11 of the Regulations is hereby amended by the substitution in subregulation (4) for the expression “R20” of the expression “R50”

Substitution of certain expressions in the Regulations

6 The Regulations are hereby amended—

(a) by the substitution for the expressions “Executive Director”, wherever it occurs, of the expressions “head of education”, and

(b) by the substitution for the expressions “secretary”, wherever it occurs, of the expressions “Director-General”.

Savings and commencement

7. (1) Any existing committee constituted in terms of the provisions of regulation 2 (3) of the Regulations to administer a school fund, shall continue to function as such until the term of office of its members expires as if regulation 3 of these regulations had not been made.

(2) These regulations shall come into operation on 2 January 1992

**ADMINISTRATION:
HOUSE OF ASSEMBLY****DEPARTMENT OF AGRICULTURE**

No. R. 2817

29 November 1991

CONSERVATION OF AGRICULTURAL RESOUR-
CES ACT, 1983 (ACT 43 OF 1983)

FLOOD RELIEF SCHEME FOR FLOOD DISASTER
AREAS AMENDMENT

I, André Isak van Niekerk, Minister of Agriculture House of Assembly, hereby amend in terms of section 8, read with section 9, of the Conservation of Agricultural Resources Act, 1983 (Act 43 of 1983), in so far as and to the extent that the provisions of Part IV of the Constitution of the Republic of South Africa, 1983 (Act 110 of 1983), have been declared applicable to the said Table of the Flood Relief Scheme for Flood Disaster Areas published by Goewerment Notice No. R. 47 of 15 January 1988, as specified in the Schedule

A. I. VAN NIEKERK,
Minister of Agriculture

PUBLIC SECTOR-GOVT. ASIAN AFFAIRS

1992

Cheers as Indian MP joins Nats

Political Staff (258)

Wednesday (258)

CAPE TOWN — Members of the National Party parliamentary caucus burst into applause yesterday when Sathie Naidoo (Durban Bay) walked in proudly as the first NP House of Delegates member

Mr Naidoo (35) applied to join the NP more than a year ago. The Cabinet finally decided to admit him to the party on

Mr Naidoo polled the least votes of all the winning HoD candidates in the 1989 election — 488. By May 1990 he was sitting as an independent

He yesterday said the NP had the honesty to take stock of its weaknesses and deficiencies, and the failures of its past policies and ideological errors, in pursuing a new political order that it was confident would enjoy the mandate of the

broader electorate

Dr Johan Steenkamp, the NP MP for Umhlatuzana, said Mr Naidoo was the tip "of a lot of grassroots support for our policies within the Asian community"

This did not mean the NP had declared war on Solidarity or the National People's Party, but the NP could not close its ranks "to those who have been waiting quite a while to come closer to us", Dr Steenkamp said

First Indian
Nationalist MP

APG 31/1/92
Political Staff

258

MEMBERS of the National Party parliamentary caucus burst into applause when Mr Sathie Naidoo (Durban Bay) walked in proudly as the first NP House of Delegates member.

It had been a long wait for Mr Naidoo. He applied to join the NP more than a year ago. The Cabinet admitted him on Wednesday and he took his seat yesterday.

Mr Naidoo polled the least votes of all the winning HoD candidates in the 1989 election.

488

He stood as a National People's Party hopeful, having previously been appointed a Ministerial Representative by the then Chairman of the Minister's Council, Mr Amichand Rajbansi.

Business interrupted in accordance with Rule 180C(3) of the Standing Rules of Parliament

Housing assistance Whites

*3 Mr P G SOAL asked the Minister of Housing and Works

What amount was spent by the State in respect of housing assistance to the White population group in the latest specified financial year for which figures are available?

The MINISTER OF HOUSING AND WORKS B15E

An amount of R86 080 544,00 was spent by the Department of Local Government, Housing and Works in respect of housing assistance during the 1990/91 financial year which ended on 31 March 1991

Rent-controlled premises' Cape Town Gardens
*4 Mr K M ANDREW asked the Minister of Housing and Works

(1) How many rent-controlled premises/dwelling units were there in the Cape Town Gardens constituency as at 31 December 1991,

(2) how many premises/dwelling units in the said constituency were decontrolled during the period 1 January 1990 to 31 December 1991?

The MINISTER OF HOUSING AND WORKS B43E

(1) There were still 905 dwelling units subject to rent control as at 31 December 1991,

(2) 996 units were conditionally exempted from rent control during the period 1 January 1990 to 31 December 1991 subject to the granting of continued protection to the tenants thereof if and for as long as such tenants comply with the prescribed requirements for continued protection

HOUSE OF DELEGATES

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the interpellation, indicates the original language

Own Affairs

Shallcross link road, recovery of money
The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

Whether any arrangements have been made to recover from the Development and Services Board and the Durban Municipality money spent on the Shallcross link road, if so, what are the details of these arrangements?

D5E INT
The MINISTER OF HOUSING Mr Chairman, in response to the interpellation put by the hon the Leader of the Official Opposition, I wish to say the following

The final cost will only be established when the project has been completed, after which the ongoing negotiations with the relevant authorities for the recovery of funds outlaid in respect of this project can proceed

This road is being built at the request of the Development and Services Board, the local authority responsible for the Shallcross area and following representations made by the local MP supported by the Shallcross Local Affairs Committee

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I should like to place on record that I am not arguing the merits or demerits of this road. It is necessary and it is there for the general benefit of the residents

In this regard, however, the House of Delegates is acting as a financing institution. We do not give grants for roads. This is the fastest project ever undertaken in the history of the House of Delegates. In record time the plans for the road were drawn up, tenders called for and contracts awarded. It is just like the House of Delegates going to a man's property, drawing up the plans for his house, awarding the contract, building his house and completing it without any binding

arrangement as to the recovery of the cost incurred. That is the reason for my question

I want the House to know whether or not it is correct that the director-general of the Administration received a letter from the Durban Municipality which, in blunt language, told him to "go to hell" because this road was supposed to promote a business venture. I want to know that if this was not brought to the attention of the hon the Minister, I want to know why not, because I have a photocopy of that letter. It actually conveys a blunt message to the effect that a statement was made in the House that the road was supposed to promote a commercial venture and that therefore the Durban Corporation is not paying.

I warned the Ministers' Council before the contracts were awarded that they should tie up arrangements for the recovery of the R6 million. We are telling every hon member of Parliament that there is no money for housing, but the picture as far as our money recovery is concerned, is dismal. This is a House of Delegates project and I believe the House of Delegates must emerge from it with integrity. The full facts have to be placed before the community and this House.

I want to say to the hon member for Cavendish that I am not opposing this road, but we should do things properly. I understand that the cost has escalated to R7 million, and yet we have not made any arrangements for the recovery of this amount. I want to know when we received a letter from the Development and Services Board requesting that this road be built. If there was a request from the Development and Services Board, we want to know when this was decided by that Board.

I still maintain that this road has nothing to do with any housing scheme or development. It is going to become a scandal. I am not trying to score points and I will not do so in the future, but I believe the House of Delegates has to retain its credibility. I want to say that I warned the Ministers' Council before the contracts were awarded that they should reach binding arrangements with the local government structures for getting the money back. [Time expired]

The DEPUTY MINISTER OF HOUSING Mr Chairman, one can fully understand the comments made by the hon the Leader of the Official

Opposition regarding this particular matter. An announcement to that effect was made in this House last year. Understandably the contracts have been awarded and work is in progress. At the same time, this department has been in consultation with reputable institutions such as the Durban Municipality and the Development and Services Board. At no stage was there total reluctance on their part.

The hon the Leader of the Official Opposition is absolutely correct as far as the justification for that road is concerned. We are in agreement on that. However, what one foresees in these circumstances is a situation in which the institutions know full well the plight of the House of Delegates is in the balance. Therefore I believe that their co-operation we expected will not be forthcoming. I want to be very honest as far as this is concerned.

On the other hand we did state in the announcement that, in addition to this road's being absolutely essential to cater for the vast number of people in that area, it would also contribute as far as commercial stands were concerned. [Time expired]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, the hon the Deputy Minister made an announcement here before the contract was signed—I emphasise, before the contract was signed. They are not reacting because of the plight of the House of Delegates. The Durban Municipality will honour its obligation if one forces them to do so. Nothing was finalised. They took the statement of the hon the Deputy Minister of Housing to mean that this road was for a commercial venture. I do not want to say that this is scandalous. One cannot argue that the road will be for commerce and industry, because commerce and industry already has a road. There is a beautiful access road for that purpose. All the link road does is to provide for business to get business from Chatsworth. I am afraid that the municipality has taken that statement and used it in the letter to the director-general to say that this is for a commercial venture.

I want to say that I will fight tooth and nail. We are not going to come here to pass a Bill for an additional appropriation. I warned the Ministers' Council and the director-general in a number of letters that, before he leaves his department—he is an accounting officer—they will have to pay

HOUSE OF DELEGATES

R50 000 per month, with interest, from their own pockets to make good the R7 million. [Interjections]

Mr P I DEVAN Mr Chairman, to begin with I wish to state that I am not at variance with the views expressed by the hon the Leader of the Official Opposition, but I crave his indulgence with regard to the circumstances in which we find ourselves in the House of Delegates. I think this is of paramount importance.

The proposed Shallcross link road has an interesting background which I would like to share with all hon members. Unfortunately time does not permit me to give hon members this background as fully as I would like to. All representations by the Shallcross Ratepayers' Association and the advisory committee to the authorities were fruitless. There were several memos and many meetings, but no progress. The problem was compounded as this specific road fell within two local authorities, namely the Development and Services Board and the Durban Municipality. Representations were also made to the provincial administration and the central Government. The local authorities were not sympathetic to the demands of the Indian community. What can one do? There was prolonged correspondence between the people affected and the authorities, extending over 15 years. Since I started in 1985 I have received a large amount of correspondence.

It must be conceded that if the House of Delegates had not stepped in and provided the much-needed bridging finance, as I still call it, the Shallcross link road would have been a non-starter. This road would not have become a reality for the next 10 years or more and the community would have continued under sufferance. We would still be whistling like birds in the wilderness, and I mean it.

I am not opposing what the hon the Leader of the Official Opposition said. We want to pursue that path. The strategy adopted by the hon the Minister of Housing was a laudable one under the circumstances and nobody can dispute that.

I want to qualify my assertion. It is the service given to the people that should be extolled. The Development and Services Board and the Durban Municipality have a moral obligation to fulfil. [Time expired]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, last Friday I indicated that I had enough ammunition, but I want the House of Delegates to come out of this with integrity. Its integrity is at stake, because this is going to be one of the biggest scandals ever to have rocked the House of Delegates.

I believe that all the facts should be put on the table and that the director-general and the Ministers' Council will have to accept the responsibility for the recovery of this amount. There is such a thing as a surcharge. If one deliberately does something that is wrong, one has to pay from one's pocket. I want to say that this is not a matter to be taken lightly.

Our allocation for housing next year will be the lowest we have ever had. We are crying about not having money for homes, yet we are actually squandering money. This is an excellent example of the squandering of the much-needed money that is required for housing.

One cannot simply make an arrangement. In this House I warned them not to award the contract because they had not signed agreements with the Durban Municipality. [Time expired]

THE MINISTER OF HOUSING Mr Chairman, the need for the road link was established more than 10 years ago by the Development and Services Board and the project has the support of the civic association, the local affairs committee and a whole lot of other organisations including the Southern Durban Indian Local Affairs Committee.

In 1981 the cost was R500 000 and if the road is not built, the cost will continue to escalate. We will do our best to negotiate with the local authorities concerned.

As far as I am concerned, the road is being built in the larger interests of the people of Chatsworth. I cannot identify who is going to benefit and who is not. The fact remains, however, that at this point in time, an individual living in Burlington Heights who wants to go to the R K Khan Hospital in an emergency, has to

travel seven and a half kilometres. This makes for a return journey of 15 kilometres. This distance will now be reduced to about a kilometre and a half.

We have lost money in Mariannhill, in Pietermaritzburg and in the Transvaal. Even if we do not recover this money, I believe it was a justifiable investment. [Interjections]

I want to go along with the hon the Leader of the Official Opposition, however, and say that we will try to recover this money from the Development and Services Board, the regional services board and from anyone else. What we did was done urgently, and if it had not been done then, it would never have been done. I would like hon members to show some understanding. The matter was put out to public tender. Discussions were held between the city engineer of Durban and members of the Ministry, as well as with the Development and Services Board.

I believe, however, that it is natural for the financial climate we are slowly entering to present problems, and we will do our utmost to recover the money we have used in providing this road, from the Development and Services Board. It does not matter how long it takes, because ultimately they are responsible. To the extent that we can get the Durban Municipality to compensate us, we will do so. However, this can only be done once we have the figures.

Whatever attitude the Durban Municipality may have adopted, we do not have to accept it. They have a responsibility because the new road links with the Higginson highway. The people living within the Chatsworth scheme which was developed by the Durban Municipality, will also benefit from this road. I think the best way to judge this matter, is to go and see what benefit will accrue to the people of Chatsworth as a whole, including the people in Shallcross, before we pass any adverse judgement in this regard.

AN HON MEMBER We must join hands and demand the money.

THE MINISTER That is correct.

Debate concluded.

HOUSE OF DELEGATES

Indian and coloured education budgets cut

CAPE TOWN — President F W de Klerk's commitment to trim government spending started taking shape yesterday with news of further education budget cuts.

It was learnt yesterday that coloured and Indian education departments had also been told to cut their budgets. The Indian Education and Culture Department has to cut its R914,728m budget by 23% or R213m, while coloured education has been told to cut but not yet by how much.

It is understood that Finance Minister Barend du Plessis has informed departments of the cuts to their revised current budgets, which include the additional appropriation due to be voted today. The cuts

51 Day 19/2/92
BILLY PADDOCK
were all in nominal or rand terms and would mean a real cut in monetary terms for next year's Budget (257) (258)

Tomorrow's important mini-Budget speech by Du Plessis will give a clearer indication of the economy's direction.

Apparently health and welfare and black education will be high priorities for the main Budget, which is likely to be expansionary with increased capital spending on export-directed industry.

All education departments except black Education and Training have been told

their budgets are being cut and they have to find ways to meet their targets.

Education and Culture Minister in the House of Delegates Kisten Rajoo said yesterday he did not plan to retrench teachers or close schools. One of the ways he had averted laying off staff had been to open Indian schools increasingly to other races. The department planned to cut back library and counselling staff. It would reduce subjects offered, and involve the private sector in teaching technical subjects.

DP education spokesman Roger Burrows said Rajoo would have to do "more than mere tinkering" to make the cut.

Hansard

265

Hansard

Hansard

Hansard

HOUSE OF DELEGATES

Telephone rental House of Delegates

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

What amount was paid by the Administration House of Delegates for the use of telephones by each of the members of the Ministers' Council in their (a) residences and (b) offices in (i) Cape Town and (ii) Natal during the period 1 January 1991 up to the latest specified date for which figures are available? D3E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(258)

PERIOD JANUARY TO DECEMBER 1991

	RESIDENCE		OFFICES		TOTAL	MTH AV
	Cape Town	Natal	Cape Town	Natal		
Chairman of the Ministers' Council and Minister of Housing	R 452,73	R 1 457,82	R 5 147,32	R 2 766,79	R 9 824,66	R 818,72
Minister of Health Services and Welfare	1 740,64	2 093,54	3 211,89	1 729,85	8 775,92	731,33
Minister of the Budget and Aux Services	2 564,05	1 251,72	2 911,57	1 181,21	7 908,55	659,05
Minister of Local Govt and Agriculture	1 885,69	4 704,64	3 478,01	1 419,31	11 487,65	957,30
Minister of Education and Culture	2 631,02	5 322,33	4 406,39	4 731,62	17 091,36	1 424,28
Deputy Minister of Local Govt	3 303,90	3 156,70	2 897,91	1 797,20	11 155,71	929,64

Note

1 The above amounts include rentals

Cognisance must also be taken of the fact that the above accounts is inclusive of the Ministers' role as Members of Parliament

2 Monthly telephone usage allowed to Members of Parliament and Office bearers against vote of Parliament

Members of Parliament

Office Bearer (eg Leader of Official Opposition)

2250 units = R371,25 per month

5625 units = R928,12 per month

These latter amounts exclude rentals

Department's budget

2 Mr M ABRAHAM asked the Minister of Health Services and Welfare (1) What amount of his Department's budget for health services and welfare was spent by (a) his Department itself and (b) other

continued

HOUSE OF DELEGATES

HOUSE OF DELEGATES

Parent-teacher associations

3 Mr M RAJAB asked the Minister of Education and Culture

(a) How many schools under the control of his Department (i) have and (ii) do not have parent-teacher associations and (b) in respect of what date is this information furnished? D25E

The MINISTER OF EDUCATION AND CULTURE

(a) (i) 204

(ii) 254

(b) information furnished is as at 1992/02/14

Government Departments as agents for his Department for the period 1 April 1990 to 31 March 1991,

(2) what are the estimated figures for the period 1 April 1991 to 31 March 1992? D12E

The MINISTER OF HEALTH SERVICES AND WELFARE

(1) (a) R251 013 834

(b) R12 452 672 — Department of Local Government, Housing and Agriculture

(2) (a) R312 193 000

(b) R11 300 000 — Department of Local Government, Housing and Agriculture

overspent by R24 million on land defence and R186 500 000 on the Special Defence Account. How can one justify the shortage of funds, as far as the Government is concerned, when there is an utter failure to determine correct priorities?

We accept the fact that the SA Defence Force is a member of the security family, but it is that member of the security family which does not need extra funds now. That R210 million which the SA Defence Force overspent could have been used to alleviate the shortfall in the Department of Law and Order.

I believe that we need not only a strong and disciplined police force, but a well-paid and contented police force. This means not only that they must be granted the necessary benefits. We are all aware that the police section of our security establishment has been experiencing attacks from all sides. They have been vilified. Therefore, the department must ensure [Time expired]

Mr M RAJAB Mr Chairman, I am grateful to the hon the Minister for making the commitment this afternoon that after the presentation of the Budget, he and his department will review firstly the recruitment drive, and secondly the constraints that have been imposed on members of his department.

I merely want to repeat what I said earlier, namely that we believe we must have a well-motivated and well-staffed police force if we are to enforce law and order in this country. Before I resume my seat I want to say that I think the hon the Minister is aware that the word outside is that at present the SA Police Force is underpaid and overkilled, and that is not a joke.

The MINISTER OF LAW AND ORDER Mr Chairman, nobody is more aware of that situation than I, because I live with policemen and I also have dealings with their relatives when they are killed.

I refer to the phrases "body and soul together" and "meagre salary" which have been used here. I want to warn against this terminology. I am not saying that policemen are the best paid people in the world, but they are not the worst paid people in South Africa either. That is also true. Their salaries constitute a living wage. Obviously, I shall do everything in my power to increase the salaries of the SA Police, but we should really avoid terms such as the ones I referred to. I do not think that kind of description contributes to the debate.

I just want to refer to the expenses involved in obtaining the national diploma. We paid this for

HOUSE OF DELEGATES

everybody at the beginning of the year. As the hon member will know, New Year usually starts with good New Year's resolutions. We have paid millions of rands to students who have failed. What we are now saying, is that if they prove themselves, we shall pay them. I think this is an improvement on the present system.

In conclusion I want to refer to the hon the Leader of the Official Opposition. I think we have overspent by R120 million and not by R102 million. I know this because we will be discussing the Part Appropriation Bill in a little while and I have to participate in that.

I just want to say that I will not be drawn into a debate on the allocation of funds to the SA Defence Force as opposed to the allocation of funds to the SA Police. We each have our place in the security system of South Africa and the SA Defence Force plays a vital role in the defence and security of South Africa as the SA Police does. We have to be careful, especially in the light of the huge scaling down of their budget and the people they have retrenched, that we do not make our Defence Force a bulldog without any teeth. We have to maintain the strength of our SA Defence Force in order that it may play its role in the security situation of South Africa as a whole. [Time expired]

Debate concluded

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

Own Affairs

House of Delegates: education committee

The LEADER OF THE OFFICIAL OPPOSITION asked the Chairman of the Ministers' Council

- (1) Whether he will appoint a committee to inquire into the running of education in the Administration House of Delegates, if not, why not, if so, when,
- (2) whether he will make a statement on the matter?

D28E INT
The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, the reply to part (1) of the interpellation is No

My response is in terms of Chapter T of the Treasury's *Financial Handbook*, which stipulates that a committee of inquiry can only be appointed by the Minister of the Budget and Auxiliary Services on receipt of sufficient information to make it necessary to inquire into and hear evidence on matters of efficacy, fraud or otherwise which do not fall within the ambit of the ombudsman or a commission as intended under the Commissions Act, or where insufficient proof exists at the time to invoke any of the provisions of another Act, criminal or civil.

The reply to part (2) of the interpellation is Yes. I wish to draw hon members' attention to the fact that pursuant to the request of the hon the Leader of the Official Opposition last year, both the hon the State President and the office of the Commission for Administration were approached in regard to the matter. Neither the hon the State President nor the Commission for Administration could find sufficient motivation in the remarks of the hon the Leader of the Official Opposition to institute either a commission or a committee of inquiry.

The department itself has, however, investigated its management procedures and functions, the determination and execution of its policy, the deployment of its staff and other related matters, and has developed a strategic plan to enhance the standard of management in the Department of Education and Culture. This plan is being considered for implementation on a trial basis during the 1992-93 financial year. Should the trial run prove to be a success, permanent effect will be given to the new plan as from April 1993.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I suggest to the hon the Chairman of the Ministers' Council that he study his facts, because the first notice of motion given in this House last year was from a member of the Ministers' Council on that side of the House, requesting the hon the State President to appoint a commission of inquiry.

We knew that that was a blocking mechanism but we followed it up. We taunted them, and as a result of that the Ministers' Council made a resolution—this was excluded from the hon the Chairman of the Ministers' Council's submission to this House this afternoon—and the hon the Minister of Local Government, Agriculture and of legal advice and a communication from the office of the State President, appointed a committee of inquiry. That committee of inquiry failed to get off the ground for one reason, and that was that contrary to the boast of the

Ministers' Council, the Ministers' Council ruled that the work of that committee would be closed to the public and the press. Therefore we decided, and the Teachers' Association of South Africa decided, to have nothing to do with that committee of inquiry.

It is within the competency of the Ministers' Council to appoint a committee, because at that time the Ministers' Council did not have affidavits from the Leader of the Official Opposition. It was a result of the hue and cry from all over, even from hon members on the other side of this House. There is corruption. We do not have to give an affidavit. There is nepotism. There is chaos. When the hon the Chairman of the Ministers' Council was the Leader of the Official Opposition, he sent a letter to the hon the State President requesting an inquiry in respect of education. The Ministers' Council would gain a tremendous degree of credibility and the entire House would gain respect, if the hon the Chairman of the Ministers' Council would examine why last year's committee of inquiry, to which a senior magistrate was appointed, failed.

The image of our department of education and that of the Ministry are at their lowest ebb. They are stuck in the mud, and there is no chance that that image will ever change without the appointment of a committee of inquiry, preferably with a very senior magistrate who has had tremendous experience in the judicial field, at its helm. Furthermore, this committee would have to perform its task openly. There must be no secrecy about this. I want to suggest that the hon the Chairman of the Ministers' Council examine all the communications that took place between the department and the office of the State President due to the draft resolution moved by the former Minister of the Budget and Auxiliary Services in this House last year.

We are all concerned about education. We are all concerned about public reaction. [Time expired]

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE AND OF THE BUDGET AND AUXILIARY SERVICES Mr Chairman, I have listened attentively to what the hon the Leader of the Official Opposition had to say. Firstly, may I respond by saying this. Ministers' Council is committed to clean administration. I also want to reiterate that if there is a need for a commission of inquiry, we shall definitely support the appointment of such a commission. Such a request was indeed addressed to the hon the State President last year. Regrettably, however, the hon the State President did not see his

HOUSE OF DELEGATES

way clear to appointing a judicial commission of inquiry at that stage. A decision was therefore taken to appoint a committee to investigate the matter.

I should like to suggest to hon members that if they have evidence of irregularities, they should make it available. The hon the Leader of the Official Opposition was emphatic that there was corruption, nepotism and all kinds of irregularities. He must make such evidence available. He must not conceal it.

Even with the limited power I have as the Minister of Local Government and Agriculture and of the Budget and Auxiliary Services, if the hon the State President does not appoint a judicial commission of inquiry, I commit myself to pursuing the course available to me and to appointing a committee of inquiry to investigate these allegations. At the same time, merely to make generalised statements about corruption is wrong. If the hon the Leader of the Official Opposition has evidence about corruption, and is concealing such evidence, then he is doing the community a disservice. He must bring that evidence forward. He must not hide it or shield it.

If one is a responsible member, one has to make evidence available. I invite hon members of this House in possession of such evidence to bring it forward. We will definitely act on it. I advise the public too, if they have such evidence, to bring it forward.

My hon colleagues and I will not countenance any form of nepotism, fraud or corruption. On the part of the Ministers' Council there will be no cover-up, nor will I personally be a party to any cover-up. I will definitely do what is in the best interests of the community and of every single hon member of this House. However, I ask hon members not to make generalised statements. If an hon member has a *prima facie* case, he must bring it forward and we will take it up. [Time expired.]

Mr K PANDAY: Mr Chairman, the appointment of this committee is a must. Education most certainly, in the eyes of everybody, is a shambles.

For the benefit of the hon the Chairman of the Ministers' Council as well as the hon the Minister of Local Government and Agriculture and of the Budget and Auxiliary Services in particular, I want to say that I also have proof. I have received letters and telephone calls, some of which I highlighted in the no-confidence debate. There is no smoke without fire.

HOUSE OF DELEGATES

The hon the Minister of Education and Culture is being given bad advice. Early in 1990 I warned him that his advisers were poor. Either he is not sufficiently equipped with a knowledge of education at the various levels because of his lack of experience at those levels, or he unfortunately and sadly is being led around by the nose by senior people in the department who are pulling the wool over his eyes. Whatever the case may be, it is obvious that the results are startling and alarming.

When one looks at the mismanagement of the Department of Education and Culture, one comes to the overall conclusion that the hon the Minister must take full responsibility and the total blame. For the first time in the history of Indian education, schools are not fully staffed as yet. I have been informed that 87 teachers have yet to be employed. Transfers of teachers are not being considered and not being finalised timely in order to avoid disruptions in the running of schools.

The criteria for the promotion of teachers are not being spelt out well in advance. The hon the Minister of Education and Culture has been asked repeatedly to use criteria common to all departments. Somebody is being lazy in not finalising these criteria in time. Is it the officials or is it the hon the Minister? The promotion lists are being [Time expired.]

THE MINISTER OF EDUCATION AND CULTURE: Mr Chairman, at the outset I should like to respond quickly to the hon member for Reservoir Hills. He made certain statements and said that he had proof in certain letters and telephone calls. I should like to see that proof.

Mr K PANDAY: Only a committee would be able to resolve the matter.

The MINISTER: We have asked him on numerous occasions to bring that particular information as evidence. [Interjections.] If he is so honest, where is he getting his information from? Who is giving him this information? Does he have a special commission of inquiry or does he have a little parrot in the department that is giving him specific information of a distorted nature? I would like to know.

I come to mismanagement. The Department of Education and Culture in the House of Delegates is praised by different departments throughout this country. If we have problems in education, they are due mainly to monetary factors. If there are problems within the Department of Education and Culture, emanating from a specific individual, they must be expressed. The hon member is a responsible MP, but he has

specific information and expertise only in the light of his having been a teacher. He has no experience of the administration of education as a whole in South Africa as far as the House of Delegates is concerned. We want that information. To come here and score political points in this House and denigrate the teaching fraternity in South Africa is not the right thing to do. [Interjections.] What we ask him is to get that information.

I now come to promotions. What is wrong with promotions? We have 3 500 people applying for 434 posts. It stands to reason that 3 066 people will be dissatisfied. Not one of them is saying that he is being held back because he does not have the requisite experience in education. That is not the case. Everybody says he should be promoted. Can I promote 3 500 people? [Time expired.]

THE LEADER OF THE OFFICIAL OPPOSITION: Mr Chairman, the hon the Minister of Local Government and Agriculture and of the Budget and Auxiliary Services, when he was an ordinary hon member on this side, wrote a memo to the hon the State President asking for a commission of inquiry. Although he put it in writing, he did not give a single case of wrongdoing in that memo. That memo is still available. We have the Reed Committee of Inquiry. One gets submissions from people, and that committee can then investigate on its own. One has a director-general who is being transferred to the Department of Transport. Let him offload whatever he has on his mind before he goes. [Interjections.] He should not transport himself with a heavy load. [Interjections.]

The hon the Minister of Education and Culture referred to expenditure. We want to know whether a lot of money is being spent on Tipp-Ex. That committee would reveal that information. What about interference? We are not attacking the departmental officials. I suggest that this committee be appointed and that it be open to the public and the press. [Time expired.]

THE CHAIRMAN OF THE MINISTERS' COUNCIL: Mr Chairman, I want to give this House the assurance that we will not countenance any practice within the education division, irrespective of who may be involved, which will denigrate the officials and the work that has to be carried out by the hon the Minister and his officials in education.

It is not important for the committee of inquiry to be public or to be reported in the press, but it is important that it identifies those issues one

believes have to be examined and that it furnishes us with adequate information. It does not really matter whether we have a magistrate or whether meetings are held in camera, because there may be some political kite-flying and unreasonable allegations might be made. I think the chairman himself has complained of being accused in public of things he could not be cornered on and that this caused his personal reputation untold damage. I say that if the hon the Leader of the Official Opposition has the interests of education at heart.

THE LEADER OF THE OFFICIAL OPPOSITION: My image has improved! [Interjections.] **THE CHAIRMAN OF THE MINISTERS' COUNCIL:** he should give us the information he has. A telephone call or a letter does not make an accusation valid. Give us the information and let us see how the matter can be resolved.

Mr K PANDAY: One of the letters is with the director-general at the moment.

THE CHAIRMAN OF THE MINISTERS' COUNCIL: I want to say that if there is cause for an investigation we will have one, and then the findings can be made public. That is important! **THE LEADER OF THE OFFICIAL OPPOSITION:** What about the Tipp-Ex used in the department? That is a good reason! Debate concluded.

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Promoters: tax concessions

2 Mr M RAJAB asked the Minister of Finance

(1) (a) (i) How many promoters of shows featuring overseas artists (aa) applied and (bb) qualified for tax concessions for such shows in 1991 and (ii) what are the names of the successful promoters, (b) what was the total amount involved in the granting of such concessions and (c) what criteria are applied in connection with the granting of concessions of this nature.

(2) whether he will disclose the amounts of the individual concessions granted in 1991, if not, why not, if so, what are they? D20E

HOUSE OF DELEGATES

Call for positive vote

The House of Delegates should call on the white electorate to vote positively in the referendum so the hands of President de Klerk could be strengthened and Codesa's work speeded up, the chairman of the Ministers Council, Dr J N Reddy, said yesterday. He said his party wanted to end the Tricameral Parliament as soon as possible.

will not work. This may sound like a political statement, but it will not get us any further. Of course, there is agreement that we have suffered for their pain if it is at all possible. However, this must be done in a way which is legally sustainable and that is what I emphasise in my reply. I appreciate what has been put forward here, but there are no short cuts in doing that kind of work. We do not want to engage in any activity which will rebound to the detriment of this House and not be to the credit of the people who are working here. That is very important.

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Chairman

Representations: second access road to Chatsworth

*1 Mr K CHETTY asked the Chairman of the Ministers' Council.

- (1) Whether, subsequent to his reply to Question No 1 on 15 May 1990, he, any members of his Ministers' Council and/or the Administration House of Delegates has made any representations or further representations to the (a) Minister of Transport and (b) Durban Municipality concerning the second access road to Chatsworth, if not, why not, if so, (i) when and (ii) with what results,

- (2) whether he will make a statement on the matter?

D76E

The CHAIRMAN OF THE MINISTERS' COUNCIL

- (1) (a) Yes
(b) Yes

- (i) 3 October 1991 and 21 October 1991

HOUSE OF DELEGATES

- (ii) During a meeting on 3 October 1991 the necessity for the second access road was forcefully discussed with the Minister of Transport, who agreed that such a project was essential. However, the Minister indicated that the economic constraints of the fiscus is such that no firm commitment can be made at this stage. The main budget speech of the hon minister of Finance underscores this.

- (2) The Minister of Local Government and Agriculture also addressed a letter in this regard to the Minister of Transport on 21 October 1991 who replied on 16 January 1992, *inter alia*, to the effect that —

“the Chatsworth Second Access Road must be regarded as a local matter and as such I have no hesitation in referring it once more to the Durban Metropolitan Transport Advisory Board”

The said Minister also indicated that the South African Roads Board did agree that it would contribute 60% of the costs towards a certain route and further that the said Board may decide to contribute towards the costs if any other route or alternative is chosen, but that the said Board would at this time find it very hard to find the money out of the sadly depleted National Road Fund, no matter which route was adopted.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the reply of the hon the Chairman of the Ministers' Council, does he have any idea of what the cost of the second access road will be?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, from the figures given to us at that meeting, it seems it will be very much in the order of R50 million

Ministers

Post: Chief Executive Director of Education and Culture

- *1 Mr K CHETTY asked the Minister of Education and Culture

- (1) Whether the post of Chief Executive Director of Education and Culture in the Administration House of Delegates has been filled, if not, (a) why not and (b) when is it anticipated that it will be filled, if so, (i) when and (ii) by whom.

- (2) whether he will make a statement on the matter?

D75E

The MINISTER OF EDUCATION AND CULTURE

- (1) No

- (a) The Commission for Administration directed in terms of section 3(1)(a)(i) of the Public Service Act, 1984 that the post be re-advertised with an explicit indication of the duties and requirements of the post

- (b) The post had been re-advertised in national newspapers and within the Public Service. This seeks applications up to 21 April 1992. Thereafter candidature of suitable candidates will be submitted to the Commission for Administration for a recommendation according to the Public Service Act's directives. An appointment is, therefore, not expected before these procedures have been complied with.

- (i) falls away

- (ii) falls away

- (2) No

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, in accordance with established procedure in this country for the past 20 years, did he make a recommendation to the Cabinet through the Ministers' Council and, if not, why not?

The MINISTER Mr Chairman, since the Commission for Administration was involved in this matter and since the Director-General is responsible for all personnel and administration, it was left to the Director-General to expedite this matter.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, is he not aware of the

fact that the commission deals only with ratings, and that it is the political arm that has to make a recommendation on the advice of the commission? Why was such a recommendation not made?

The MINISTER Mr Chairman, that information is privy to the hon the Leader of the Official Opposition. As far as we are concerned, the Director-General in the House of Delegates is responsible for its administration. The Commission for Administration was given that type of recommendation by the Director-General, and the Ministers' Council left it in their hands to expedite this matter.

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, am I to assume that the Ministers' Council made absolutely no recommendation with regard to the filling of this post?

The MINISTER Sir, the Ministers' Council was briefed by the Director-General and recommended that this position should be filled expeditiously.

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, did the Ministers' Council recommend the name of one particular individual who, in its wisdom, it felt should have been appointed?

The MINISTER Sir, the Ministers' Council did not make a specific request for the appointment of any specific individual, because we wanted to leave it to the Director-General to make an objective decision.

Appointments for new council: University of Durban-Westville

*2 Mr A SINGH asked the Minister of Education and Culture

Whether any appointments have been made for the new council of the University of Durban-Westville, if not, why not, if so, what appointments?

D79E

The MINISTER OF EDUCATION AND CULTURE

Yes, as follows

- 1 Dr Y Minty

- 2 Prof G C Oosthuizen

COU - - - >

HOUSE OF DELEGATES

tor attached to the Public Service Vice-Rector's salary is to be paid in terms of national policy (NATED 02-142 report). Guidelines in respect of the motor financing scheme applicable to the Public Service were handed to the council for the technician's use.

Mr T PALAN Mr Chairman, arising out of the Minister's reply, was there any recommendation from the Stone Committee in respect of the auditors who were unable to detect stock theft and pinpoint accountability for certain moneys which had been collected but were not banked in good time?

The MINISTER Mr Chairman, I have read the recommendations of the Stone Committee. Other aspects which were brought to the committee's attention were side issues as far as they were concerned, because the accounting firm gave a good account of what it had done about these matters and with the evidence placed before it. If the hon member would like to have a specific answer to his question, I should like to have it in writing, so that I can have it researched and can send him the relevant information.

The CHAIRMAN OF THE HOUSE Order! The time allotted for questions has expired. The answers to the remaining questions will be published in Hansard.

Business interrupted in accordance with Rule 180C (3) of the Standing Rules of Parliament

Undertakings to shop tenants

*5 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

- (1) Whether any undertakings were given by his predecessors to tenants of shops under the control of the Administration House of Delegates that their premises would be sold to them, if so, (258)
- (2) whether this is still the policy of his Department, if not, (a) why not and (b) what policy is being following in this regard, if so, what steps is he taking to fulfil the above undertakings?

D93E

The MINISTER OF HOUSING

- (1) From records held by the Administration it would appear that certain intumescences in

HOUSE OF DELEGATES

this regard were given to tenants in certain complexes which included reference to certain conditions which will have to be satisfied such as the relevant Treasury instructions which may be applicable at the time (258)

(2) Yes

(a) falls away

(b) tenants are being given first option to purchase their shops/complexes

Building of houses: Dassenhoek area

*6 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

- (1) Whether it was at any stage the intention to build a large number of houses in the Dassenhoek area, if so, (a) how many houses were to be built and (b) when,
- (2) whether he has, since his assumption of office, taken any steps in regard to this project, if not, why not, if so, (a) what steps and (b) when? (258)

D94E

The MINISTER OF HOUSING

(1) Yes.

(a) (i) In Birchwood Park, 170 units were completed

(ii) Housing Utility Company acquired the Luganda site and planned a housing project of 1724 units. Due to the failure of endeavours to relocate existing residents of longstanding the project was never commenced with a steering committee appointed by me negotiated an amicable solution and recently the Housing Development Board approved a development strategy for Luganda whereby 1 850 proposed erven is to be developed as a multi-racial project by the proposed Luganda Development Trust, whilst this Administration has retained a portion on which approximately 300 erven can be developed for our Community

(iii) The Oaklands project which was planned by the Pinetown Municipality as a 403 unit housing project was not proceeded with because the residents were most reluctant to be relocated and furthermore the site could not be connected to the sewerage disposal works. The Local Authority has now gained approval to develop the site as a multi-racial project.

(b) The Birchwood Park project was completed in 1990

For written reply

General Affairs

Budget: percentage spent on salaries

18 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

What percentage of the budget of the House of Delegates was spent on salaries and salary-related expenditure in each of the latest specified three years for which figures are available? (258)

D74E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) Yes

(a)

(2) Chairman Minister's Council

(b) R8 727,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Health

Services and Welfare

R8 377,08 p m plus actual expenditure on municipal services and rates and taxes

(258) expenditure on municipal services and rates and taxes

Minister of Local Government and Agriculture and of the Budget and Auxiliary Services

R8 377,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Education and Culture

R8 727,08 p m plus actual expenditure on municipal services and rates and taxes

Deputy Minister of Housing

R6 456,15 p m plus actual expenditure on municipal services and rates and taxes

Tax are deducted from all the amounts payable under (b)

(3) The State does not own sufficient residences to accommodate all political office-bearers. Members of the Ministers' Council of the House of Delegates are entitled to furnished official residences in both Cape Town and Durban. Should office-bearers choose to reside in their private residences the Department of Public Works will, subject to certain conditions, compensate office-bearers for the use of their private residence as official residences. Such compensation is made up of a basic rental for the use of the residence, compensation for general maintenance, use of own furniture, cleaning and gardening services, as well as actual expenditure on municipal services and rates and taxes. The compensation is paid throughout the year as State-owned residences are continuously at the disposal of office-bearers.

HOUSE OF DELEGATES

Wet No 26, 1992

ADDISIONELE BEGROTINGSWET
(RAAD VAN AFGEVAARDIGDES), 1992**WET****Tot bewilliging van addisionele bedrae geld vir die behoeftes van die Administrasie Raad van Afgevaardigdes in die boekjaar wat op 31 Maart 1992 eindig.***(Engelse teks deur die Staatspresident geteken)
(Goedgekeur op 3 Maart 1992)***D**AAR WORD BEPAAL deur die Staatspresident en die Raad van Afgevaardigdes van die Republiek van Suid-Afrika, soos volg —**Bewilliging van addisionele geld vir behoeftes van Administrasie: Raad van Afgevaardigdes**

1. Behoudens die bepalings van die Skatkiswet, 1975 (Wet No 66 van 1975), word daar hierby vir die behoeftes van die Administrasie Raad van Afgevaardigdes in die boekjaar wat op 31 Maart 1992 eindig, as 'n las teen die Inkomsterekening Raad van Afgevaardigdes, die addisionele bedrae geld uiteengesit in kolom 1 van die Bylae bewillig

Kort titel 10

2. Hierdie Wet heet die Addisionele Begrotingswet (Raad van Afgevaardigdes), 1992

ACT

To appropriate additional amounts of money for the requirements of the Administration: House of Delegates during the financial year ending 31 March 1992.

*(English text signed by the State President)
(Assented to 3 March 1992.)*

BE IT ENACTED by the State President and the House of Delegates of the Republic of South Africa, as follows —

Appropriation of additional moneys for requirements of Administration: House of Delegates

- 5 **1.** Subject to the provisions of the Exchequer Act, 1975 (Act No 66 of 1975), there are hereby appropriated for the requirements of the Administration House of Delegates during the financial year ending 31 March 1992, as a charge to the Revenue Account House of Delegates, the additional amounts of money shown in column 1 of the Schedule

10 Short title

- 2.** This Act shall be called the Additional Appropriation Act (House of Delegates), 1992

ADDISIONELE BEGROTINGSWET
(RAAD VAN AFGEVAARDIGDES), 1992

Bylae

Begrotingspos		Kolom 1	Kolom 2
No	Titel		
		R	R
1	Begrotings- en Ondersteuningsdienste	426 000	
2	Plaaslike Bestuur Behuising en Landbou	21 671 000	
3	Onderwys en Kultuur	20 929 000	
4	Gesondheidsdienste en Welsyn	18 745 000	
5	Verbetering van diensvoorwaardes	21 822 000	
	Totaal	83 593 000	

ADDITIONAL APPROPRIATION ACT
(HOUSE OF DELEGATES), 1992

Act No. 26, 1992

Schedule

Vote		Column 1	Column 2
No	Title	R	R
1	Budgetary and Auxiliary Services	426 000	
2	Local Government, Housing and Agriculture	21 671 000	
3	Education and Culture	20 929 000	
4	Health Services and Welfare	18 745 000	
5	Improvement of conditions of service	21 822 000	
	Total	83 593 000	

24 MAR 1992

REPUBLIEK
VAN
SUID-AFRIKA



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Vol. 321

PRETORIA, 13 MAART
MARCH 1992

No. 13848

PROKLAMASIE

van die

Staatspresident

van die Republiek van Suid-Afrika

No. 18, 1992

TUSSENVERKIESING: RAAD VAN AFGEVAAR-
DIGDES KIESAFDELING MALABAR

(1) Kragtens die bevoegdheid my verleen by artikel 110 van die Kieswet, 1979 (Wet No 45 van 1979), verklaar ek hierby dat 'n vakature ontstaan het in die verteenwoordiging van die Raad van Afgevaardigdes in die kiesafdeling Malabar

(2) Kragtens die bevoegdheid my verleen by artikel 33 van die Kieswet, 1979 (Wet No 45 van 1979), bepaal ek hierby ingevolge die bepalings van artikels 34 en 110 van genoemde Wet—

- (i) Vrydag, 10 April 1992, as die dag waarop 'n nominasiehof ten opsigte van die kiesafdeling Malabar sitting sal hou om nominasies van verkiesingskandidate te ontvang vir die verkiesing van 'n lid van die Raad van Afgevaardigdes vir daardie kiesafdeling,
- (ii) Woensdag, 20 Mei 1992, as die dag waarop, indien 'n stemming in die bedoelde kiesafdeling nodig word om die redes vermeld in artikel 41 van die genoemde Wet, die stemming ten opsigte van die verkiesing van die lid van die Raad van Afgevaardigdes in die kiesafdeling hierbo gemeld, gehou sal word, welke stemming ooreenkomstig artikel 94 van genoemde Wet op daardie dag om 07 00 sal begin en om 21 00 sal sluit

Gegee onder my Hand en die Seel van die Republiek van Suid-Afrika te Kaapstad, op hede die Twaalfde dag van Maart Eenduisend Negehonderd Twee-en-negentig

F. W. DE KLERK,
Staatspresident

Op las van die Staatspresident-in-Kabinet

E. LOUW,
Minister van die Kabinet

204—A

PROCLAMATION

by the

State President

of the Republic of South Africa

No. 18, 1992

BY-ELECTION HOUSE OF DELEGATES
ELECTORAL DIVISION OF MALABAR

(1) Under the powers vested in me by section 110 of the Electoral Act, 1979 (Act No 45 of 1979), I hereby declare that a vacancy has occurred in the representation of the House of Delegates in the Electoral Division of Malabar

(2) Under the powers vested in me by section 33 of the Electoral Act, 1979 (Act No 45 of 1979), I hereby determine, in terms of the provisions of sections 34 and 110 of the said Act—

- (i) that Friday, 10 April 1992, shall be the day on which a nomination court will sit in respect of the Electoral Division of Malabar, to receive nominations of candidates for election as a member of the House of Delegates for that electoral division,
- (ii) Wednesday, 20 May 1992, as the day on which, if a poll becomes necessary in the said electoral division for the reasons mentioned in section 41 of the said Act, the poll in respect of the election of the member of the House of Delegates in the electoral division mentioned above shall be taken, which poll in accordance with section 94 of the said Act will commence at 07 00 and will close at 21 00 on that day

Given under my Hand and the Seal of the Republic of South Africa at Cape Town this Twelfth day of March, One thousand Nine hundred and Ninety-two

F. W. DE KLERK,
State President

By Order of the State President-in-Cabinet

E. LOUW,
Minister of the Cabinet

13848—1

INHOUD			CONTENTS		
<i>No</i>		<i>Bladsy No</i> <i>Koerant No</i>	<i>No</i>		<i>Page No</i> <i>Gazette No</i>
	PROKLAMASIE			PROCLAMATION	
18	Kieswet (45/1979) Tussenverkeising Raad van Afgevaardigdes Kiesafdeling Malabar	1 13848	18	Electoral Act (45/1979) By-election House of Delegates Electoral Division of Malabar	1 13848

The MINISTER OF EDUCATION AND CULTURE

- (1) No
(a), (b) and (c) Fall away
(2) Yes

Mrs Nair, the former principal of St Anthony's Primary School retired on 1991/12/31

On the recommendation of the Board controlling St Anthony's School the Department appointed Mr A B Augustine as nominated principal of the school. He took up his post on 16 January 1992

According to Mr Augustine, Mrs Nair on her own initiative spent a few days at the school, assisting with the organization and also finalising the handing over to her successor

Investigation of sale of Havenside shopping complex

*3 Mr M RAJAB asked the Minister of Housing

- (1) Whether a committee has been appointed to investigate the sale of the Havenside shopping complex, if so,
(2) whether this committee has made any recommendations, if not, when is it expected to do so, if so, what are these recommendations,
(3) whether his Department has implemented any of these recommendations, if not, why not, if so, which recommendations?

D37E

The MINISTER OF HOUSING

- (1) A Committee, which was appointed during August 1991, furnished its final report on 27 September 1991
(2) That Committee recommended that

(i) The Minister of Housing should formulate a fixed policy regarding the sale of shopping complexes that are owned by the Housing Development Board and that in the formulation of such a policy due consideration be given to the policy adopted by the former Department of Community

HOUSE OF DELEGATES

Development in the determination of sales prices

- (ii) The Minister should, once such a policy has been formulated, make it public by informing all interested parties
(iii) In future sales of complexes, the period of the option granted to tenants should be a reasonable one given the circumstances of the particular sale
(iv) The Department of Housing should inform all tenants of their rights before any sale is concluded
(v) The Department of Housing should keep all interested parties fully informed of all developments regarding the sale of any shopping complex

(vi) Insofar as the sale of the Havenside shopping complex is concerned, the Department of Housing should investigate urgently the question of affordability on the part of the flat tenants, and should it deem it necessary, the Department in amelioration of the situation, should consider the following possibilities

- (a) The first time home owners subsidy
(b) The once-off payment of R7 500
(c) The provision of suitable alternative accommodation for tenants after proper consultation with them

(vii) The Department of Housing must take the necessary steps to ensure that no person who has already been accommodated by the Department must in any way benefit from and/or participate in any other allocation by the Department

- (3) Recommendations (i), (ii), (iii), (iv), (v) and (vii) have been implemented whilst recommendation (vi) is still under consideration

Repossession of houses obtained fraudulently

*4 Mr M RAJAB asked the Minister of Housing

- (1) Whether his Department has repossessed or is in the process of repossessing any houses that are alleged to have been obtained fraudulently; if not, why not, if so, what are the relevant details,
(2) whether he will make a statement on the matter?

D38E

The MINISTER OF HOUSING

- (1) Yes

It has come to the notice of the Department that in the Lotus Gardens project in Pretoria certain individuals have been allocated houses based on false information supplied by these applicants and that certain individuals to whom houses were allocated are subletting without the Housing Development Board's permission. The Department is in a process of taking steps against these individuals in terms of the agreement signed by them

- (2) Yes Where applicants choose not to mention the fact that they are property owners on their applications for housing and are then allocated housing on the strength of such incorrect information, it is not easy to trace and establish beyond any doubt their ownership of property. The Department is however investigating ways and means whereby this essential screening process can be simplified and expedited

Question standing over from Wednesday, 11 March 1992

Admission age of pupils: Indian schools

*1 Mr K PANDAY asked the Minister of Education and Culture

Whether the admission age of pupils to Indian schools is the same as is the case in other education departments in the Republic, if not, (a) why not and (b) how does it differ from the others?

D34E

The MINISTER OF EDUCATION AND CULTURE

Yes, as in the case of schools under the control of the House of Assembly

- (a) Falls away

- (b) My Department has relaxed the minimum age requirement for admission into class one, bringing it in line with the policy obtaining at schools under the control of the House of Assembly. The relevant regulations governing the admission age of pupils of the other race groups obtains from the Minister's reply, I should like to know the cost implication this dispensation holds for the Department

Mr P NAIDOO Mr Chairman, arising from the hon the Minister's reply, I should like to know the cost implication this dispensation holds for the Department

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, I do not have the specific figures I shall have to get them from my Department. If the hon member puts his question in writing, I shall answer him

If we take the extra children using the date of 30 September 1992, we shall be taking 3 955 extra students. If the date was 31 July, it would have been 1 336. We are therefore taking 2 619 extra students for 1992 [Interjections]

New questions

Overcrowding, Unit 3B, Westcliffe

*1 Mr K CHETTY asked the Minister of Housing

- (1) Whether any overcrowding is being experienced in respect of the flats in Unit 3B, Westcliffe, if so, to what extent,
(2) whether any steps are being taken to alleviate this problem, if not, why not, if so, what steps,
(3) whether he will make a statement on the matter?

D48E

The MINISTER OF HOUSING

(1) This is a local authority project. Although it can be accepted that overcrowding may exist due to the natural growth in family sizes over the years, the Durban City Council is not aware of any large scale overcrowding

(2) Thus far, representations in this regard by individual lessees have been considered by the relative City Council

(3) Yes. The Minister has asked his Administration to investigate two areas in Chatsworth, with a view to identifying suitable land for the construction of low

cost

HOUSE OF DELEGATES

Mr H J Coetsee, and representatives of the National Executive Committee of the ANC on 30 June 1991, it was agreed that, with regard to prisoners imprisoned within the RSA, finality has now been reached in terms of the process of release set out in the Groote Schuur and Pretoria Minutes. It was also agreed that the results of the process were acceptable to both sides.

* It was also agreed that no further applications for the release of prisoners in terms of the Groote Schuur and Pretoria Minutes received after 15 July 1991 would be considered. This was because the number of applications, especially those submitted by prisoners direct, has already diminished considerably. Most of these direct applications in any event do not qualify for the application of the categories and guidelines relating to political offences. However, applications submitted after 15 July 1991 will be considered if the delay was not due to the fault of the prisoner or his representative.

* Prisoners whose applications for release have been refused by the Government will still have the right to approach the Advisory Body of Judges, established in terms of the Groote Schuur and Pretoria Minutes, for further advice to the Government.

The release programme in terms of the Groote Schuur and Pretoria Minutes has now virtually run its course, resulting in the release of more than 1 040 prisoners.

The Government is confident that other issues such as prisoners in neighbouring independent countries could suitably be discussed amongst responsible parties. The Government is prepared to play an intermediary role.

2 The second announcement deals with a general special remission of sentence for the broad spectrum of prisoners. The release programme which had followed upon the Groote Schuur and Pretoria Minutes benefited only a specific category of prisoners. This brought about an im-

balance, and a more even-handed approach is called for.

I have therefore decided to grant a one third remission of sentence to all sentenced first offenders who were serving sentences on 1 July 1991. This remission will, however, not apply to persons serving life sentences, sentences for sexual offences, child abuse and molestation and a few other exceptions. On release, all relevant factors will be taken into consideration, such as reintegration into the community, the possibility of recidivism and the prospects for rehabilitation. Thus the safety and interests of the public will also receive adequate attention.

In appropriate cases parole will also be considered. Where the seriousness of the crime however justifies it and the prisoner has not yet served a significant part of his sentence, longer than normal parole periods—up to 5 years—will apply and also stricter conditions will be set.

These measures will take effect immediately and will be administered by the Department of Correctional Services. The effect of the special remission will be spread over an extended period. A substantial number of prisoners will, however, benefit immediately or in the near future, by way of release and/or parole.

I am also considering further proposals as to what may be done, if anything, in respect of second and further offenders.

The Government believes that it has now reached an equitable solution to all outstanding questions relating to the release of prisoners.

I wish to emphasize that justice will continue to take its course and that all offenders, especially those involved in violence, can expect to be prosecuted and punished in accordance with the law.

Issued by the Office of the State President

Pretoria

1 July 1991

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, in respect of the 47 349 that were released on parole, is the hon the Minister

HOUSE OF DELEGATES

able to let us know how many of them were convicted of drug-related offences.

THE MINISTER OF CORRECTIONAL SERVICES Mr Chairman, I am not sure, but I shall check on this. I am not sure whether or not they qualify in terms of the amnesty qualifications. However, I shall check on this and let the hon member know.

Own Affairs

Questions standing over from Wednesday, 4 March 1992

Land for schools: House of Delegates

*1. Mr K PANDAY asked the Minister of Education and Culture.

(1) Whether any land originally acquired by the Administration. House of Delegates for the building of schools is no longer needed for this purpose, if so, what is to become of this land,

(2) whether he will make a statement on the matter?

D32E

THE MINISTER OF EDUCATION AND CULTURE

(1) Yes. The Chief Director of the Department of Local Government, Housing and Agriculture has been requested to relinquish the State-owned sites that are no longer required by this Administration.

(2) As the Minister of Education and Culture I have instructed my Department to advise the Chief Director of the Department of Local Government, Housing and Agriculture to request Treasury to deposit the money generated thereby into the State Revenue Account but reserved for the execution of the Administration's urgent Capital Works Project.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, is he able to let us know whether land is going to be released to other education departments for educational purposes or housing, or whether consideration was given to these sites being given to other communities that had been deprived of schooling accommodation?

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, if any department specifically requests any site that we have and that we do not need for building schools, we shall meet that request if it is a laudable one.

Regarding residences, there are certain areas that we shall reserve for residences for teachers, as that was requested by the Department. We have 18 school sites that will have handed over for housing or other purposes for which they are necessary in this country.

Mr M MOHANLALL Mr Chairman, further arising out of the hon the Minister's reply, will he return this land which was occupied or owned by members of a particular community to that community or will he deprive them of that opportunity?

The MINISTER Mr Chairman, I do not want to deprive anybody of land that they held previously, and historical imbalances must be redressed if such a request is made. My department has received a request with regard to a specific area in Umgeni South near Durban, namely site no 8 at Palmiet, which is State-owned and reserved for a school. It has been requested by a particular family that owned it previously. This will be considered most sympathetically.

Mr M MOHANLALL Mr Chairman, further arising from the hon the Minister's reply, I did indicate to the hon the Minister in previous debates that the same applies to the site in Clare Road and Barlon Place. That land should also be returned to the original owners.

The MINISTER Mr Chairman, that aspect is being looked at by the Department and finally will be reached when a suitable price can be agreed upon.

Retired person appointed as school principal

*2. Mr K PANDAY asked the Minister of Education and Culture.

(1) Whether a certain person, whose name has been furnished to the Minister's Department for the purpose of his reply, was brought back from retirement to act as principal of a school, if so, (a) why, (b) what is her name and (c) to which school was she appointed,

(2) whether he will make a statement on the matter?

count - - - 12
HOUSE OF DELEGATES

Public sector : Sov' Asian Aff

UNIVERSITY OF CAPE TOWN
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258

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REPUBLIEK VAN SUID-AFRIKA

STAATSKOERANT

GOVERNMENT GAZETTE

FOR THE REPUBLIC OF SOUTH AFRICA

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Vol. 321

KAAPSTAD, 20 MAART 1992

No. 13866

CAPE TOWN, 20 MARCH 1992

KANTOOR VAN DIE STAATSPRESIDENT

STATE PRESIDENT'S OFFICE

No 906.

20 Maart 1992

No 906

20 March 1992

Hierby word bekend gemaak dat die Staatspresident sy goedkeuring geheg het aan die onderstaande Wet wat hierby ter algemene inligting gepubliseer word —

It is hereby notified that the State President has assented to the following Act which is hereby published for general information —

No 32 van 1992 Gedeeltelike Begrotingswet (Raad van Afgevaardigdes), 1992

No 32 of 1992 Part Appropriation Act (House of Delegates), 1992

WET

Tot bewilliging van 'n bedrag van hoogstens R574 000 000 uit die Staatsinkomstefonds vir 'n gedeelte van die behoeftes van die Administrasie: Raad van Afgevaardigdes vir die boekjaar wat op 31 Maart 1993 eindig.

*(Engelse teks deur die Staatspresident geteken)
(Goedgekeur op 16 Maart 1992)*

DAAR WORD BEPAAL deur die Staatspresident en die Raad van Afgevaardigdes van die Republiek van Suid-Afrika. soos volg —

Bewilliging van geld vir gedeelte van behoeftes van Administrasie: Raad van Afgevaardigdes

1. Behoudens die bepalinge van die tweede voorbehoudsbepaling by subartikel (1) en van subartikel (2) van artikel 4 van die Skatkiswet, 1975 (Wet No 66 van 1975), word daar hierby uit die Staatsinkomstefonds 'n bedrag van hoogstens R574 000 000 ten laste van die Inkomsterekening Raad van Afgevaardigdes bewillig wat nodig mag wees vir 'n gedeelte van die behoeftes van die Administrasie Raad van Afgevaardigdes gedurende die boekjaar wat op 31 Maart 1993 eindig, tot tyd en wyl voorsiening in 'n Begrotingswet vir dié behoeftes gemaak is

Kort titel

2. Hierdie Wet heet die Gedeeltelike Begrotingswet (Raad van Afgevaardigdes), 1992

ACT

To appropriate an amount not exceeding R574 000 000 out of the State Revenue Fund for a part of the requirements of the Administration: House of Delegates for the financial year ending 31 March 1993.

*(English text signed by the State President)
(Assented to 16 March 1992)*

BE IT ENACTED by the State President and the House of Delegates of the Republic of South Africa, as follows —

Appropriation of moneys for part of requirements of Administration: House of Delegates

- 5 1. Subject to the provisions of the second proviso to subsection (1) and of subsection (2) of section 4 of the Exchequer Act, 1975 (Act No 66 of 1975), there is hereby appropriated out of the State Revenue Fund such amount not exceeding R574 000 000 as a charge against the Revenue Account House of Delegates as may be necessary for a part of the requirements of the Administration House of Delegates during the financial year ending 31 March 1993, until such time as provision has been made in an Appropriation Act for such requirements

Short title

- 15 2. This Act shall be called the Part Appropriation Act (House of Delegates), 1992

people who want to catch the train. The victims are mainly members of the Indian community.

I want to remind the hon the Minister that the satellite station was provided as a result of continuous attacks on the members of the Indian community. I want to make an appeal for a continuous 24-hour foot patrol and the visible presence of policemen in this vicinity at all times.

Furthermore I want to ask the hon the Minister whether he does not think that since Indians always appear to be the victims in this particular area, the time is now right for the Government to take very stern action against those who are caught with unlicensed firearms. Let us look at the legislation so that even if a person is caught being in possession of an unlicensed firearm [Time expired]

Mr M RAJAB Mr Chairman, like the hon the Leader of the Official Opposition, I am grateful to the hon the Minister for having provided us with those up-to-date statistics on that Victoria Street area. I am also pleased to hear from the hon the Minister this afternoon that generally the police appear to be doing their job fairly satisfactorily, and we all know how difficult it is to do that job at the present.

I also agree with the hon the Leader of the Official Opposition when he says that the perception, and the reality certainly, is that there are a large number of minor crimes which go unreported. Perhaps that is why the hon the Minister is not aware of the situation. I agree with the hon the Leader of the Official Opposition that perhaps one of the remedies would be to institute a 24-hour foot patrol.

Two weeks ago there was a report in the *Sunday Tribune Herald* that traders in that particular complex in Victoria Street were running scared because of the crime in that area, and that as a result, several had closed down their operations. The report indicated that five had already left those premises and that a few more were contemplating shutting up shop. This was because of the muggings and the thefts that are prevalent in that area.

The hon the Minister indicated this afternoon that we had a satellite station in that area. That satellite station is some distance away from this particular area and the idea was mooted that a mobile unit be established on those premises which are owned by the SBDC. I would like to

HOUSE OF DELEGATES

Mr K CHETTY I agree, it is used by all people in this area, right at the bus rank, people are robbed on buses and even on trains. People are even mugged and robbed right at the Berea station. In fact, a number of Indian women, wearing their religious chains around their necks, were almost throttled when robbers tried to pull these chains off.

As much as we appreciate what the SA Police are doing, I know their hands are tied, because they do not have the necessary manpower. At the same time, however, people's lives are important. I think the hon the Minister must also take that into consideration. He must see whether he can step up police protection in that area, because it is really needed.

A person works for a whole month, and when he finally gets to the bus stop on his way home, he is robbed of his monthly earnings. That is a blow to any person. When somebody loses a loved one because that person has been stabbed to death, it is a great loss for a family. Such a tragedy puts a family back.

It is therefore important that this area must be patrolled at all times, even if it is patrolled on a 24-hour basis, as the hon the Leader of the Official Opposition said.

Mr M F CASSIM They must use mini-cameras for surveillance.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I referred to members of the Indian community, because there is no doubt about the fact that these muggers concentrate mainly on Indians.

The morale of people is very low. During the referendum campaign the hon the Minister announced quite a lot of measures to protect people. Notwithstanding the excellent job the SA Police is doing, I wish to put forward another two proposals.

Firstly I want to repeat that we need a 24-hour foot patrol. Secondly I am extending an invitation to the hon the Minister—I see they are advertising in the *Chatsworth Sun* for support for the NP—to make his presence felt in the Casbah area. I am inviting not only him, but also Black, Coloured and White leaders, to come to the Casbah area so that they can see that we are looking after all communities. I ask him please not to refuse this invitation [Time expired]

THE MINISTER OF LAW AND ORDER Mr Chairman, I can only say to the hon member for Chatsworth Central once again that I understand the problem. We are well aware of the situation. There is definitely not an apathy within the SA Police, we do not accept this situation. We are using all kinds of methods, such as better and more modern methods of policing and more policemen to fight this situation. Somebody said something about a camera [Interjections] I have announced that that is the sort of thing we are going to do. We are even going back in time by instituting some old, proven methods, such as bicycle patrols. We are really doing our best.

The Government was kind enough to allow a tremendous increase in the allocation made to the SA Police in comparison with the increase in the budget of other departments. We have to be very grateful for this increase.

At the same time, however, we want to step up our police protection. I want to draw the attention of the hon member to the fact that there are foot patrols in that area.

I said so in my initial speech. I could repeat myself, but I do not think that is necessary. We go out of our way. We had a special crime prevention clean-up in which we used 200 members of the Force. Hon members must remember that we draw those members from other areas just to concentrate on a certain area. So, although I understand the problem, we are doing our best, and I think we are succeeding. As I proved here today, the crime rate is decreasing.

In conclusion, I want to appeal to the people of this country to report crimes to the SAP. Unless they do so, we cannot deal with the problem.

Debate concluded

Own Affairs

Shopping complex in Chatsworth: agreement cancelled

THE LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing

(1) Whether his Department has cancelled any purchase and sales agreement in respect of any shopping complex in Chatsworth, if so, what are the relevant details,

Count 258
HOUSE OF DELEGATES

(2) whether he will make a statement on the matter?

The MINISTER OF HOUSING Mr Chairman, firstly, no, and secondly, yes. The position with regard to the Moorton and Montford shopping complexes is that the sales have automatically lapsed since the consortiums involved failed to comply with the conditions of sale. In the case of the Mobeni Heights shopping complex, the consortium did comply with certain conditions of the agreement, and has been given an extension of time to comply with the remainder. In this instance the agreement is accordingly still in force.

I wish in all earnestness to draw the attention of all hon members to the fact that the Cabinet has recently directed that State assets, especially immovable property in the form of shopping complexes and vacant residential, commercial and industrial land, be sold as a matter of urgency. The purpose of such sales is to generate essential funds to meet the ever-increasing demand for housing for those for whom they are directly responsible or otherwise to return the funds realised to the Treasury. It is therefore imperative that we act expeditiously, and finalise *inter alia* the sale of our shopping complexes as a matter of top priority.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I want to place on record that my interpellation was directed at the Mobeni Heights shopping centre, where certain traders expressed their concern that they had learnt that, because of the failure of that consortium to perform, the department had cancelled the purchase and sale agreement.

I telephoned the chief director of the hon the Minister's department, and he replied that he would check the file and telephone me. He returned my call after having checked the file, and informed me that it was true that his department had cancelled the agreement of sale. I want to place this on record, because this was not an isolated discussion over the telephone. The chief director first checked the facts.

In the hon the Minister's answer, however, relating to the Montford and the Moorton shopping complexes, he indicated that the sales had automatically lapsed since the consortiums involved had failed to comply with the conditions

HOUSE OF DELEGATES

because there had been no performance. However, the people who represent these two consortiums should put their case, or whatever it is that they want to be reconsidered, to the Administration. I am sure the matter would be looked at.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I want to quote the actual words of the hon the Minister of Housing "mutually accepted agreements", "agreements finalised" and "price agreed on" (258). There are no mutually acceptable agreements as far as these shopping centres are concerned. In the case of one shopping centre there was an agreement between the department and the traders. I believe there was Ministerial intervention as a result of which that mutually acceptable agreement was thrown overboard. These traders were told—on Ministerial instructions—that the price had gone up, and that they could take it or leave it. There was never any question of anyone agreeing on a price! They had prices imposed on them!

They received letters to the effect that they could take it or leave it, and that the price was not negotiable! Worse still, they were given a time limit along with the threat that if they did not accept the offer at that price by a certain date, the property would go on public auction on the instructions of the Ministers' Council.

There is therefore no question of "mutually acceptable agreements". I agree that if there is a willing seller and a willing buyer, the Mobeni Heights shopping centre can be sold for R50 million, provided the agreements are mutually acceptable to both parties, and not a one-sided affair.

Despite our discussions there are one or two officials of the department who are ruthless as far as these matters are concerned. Let us translate what is said here into practical reality, because there is a tremendous measure of dignity in those two words "mutually acceptable". What I am saying about mutually acceptable agreements can be proved, not only in words, but in writing. In every case a gun is held to these traders' heads, and they are threatened. Take it or leave it. I repeat, they are threatened and told that the instructions come from the hon the Minister of Housing. They are told if they do not accept the property at a certain price, it will be sold. In

respect of these shopping centres, where the sales have lapsed [Time expired]

Mr K MOODLEY Mr Chairman, when dealing with these shopping centres, a number of factors have to be taken into account. Some of them are new and others are old. Some of them have been paid for over the years by the tenants.

What intrigues me, though, is that the department gives notice to traders that they have to buy their shops at a certain price. Imagine then that they are given a notice on 1 December according to which they have to sign, confirm and conclude the agreement by 31 December. When these traders come back and ask the department to call a meeting in order to discuss and clarify certain matters, that is accepted. They are told they can come and meet the department. The day before the meeting they hear that the meeting would serve no purpose and that it will therefore not take place.

I know that no matter who the Minister is, he is not going to be able to check on all the departments. These are the things that happen. I think there should be someone in charge to give directions, to give instructions and ensure that this kind of anomaly does not take place.

Certainly we are looking at a group of people who are suddenly told they have to raise R2 million, or whatever the price may be, and given 30 days in which to decide. I find this very difficult to accept. When one has to approach the department to discuss these issues, and the agreement is accepted at first whereas one is then told no purpose will be served, one will get cancellations of sales and problems will arise. I think this must be dealt with in a more mutually acceptable manner.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, the hon the Deputy Minister of Housing can confirm that I have given him the name of an official who is uncouth when dealing with our people. He is unreasonable and he is ruthless.

They produce these high figures, praying that these people will refuse them, because there is somebody in the private sector who is prepared to buy this property on the open market and even give somebody commission.

Let us take one case which I quoted earlier on in which there was a mutually accepted agreement

Cowt
HOUSE OF DELEGATES

between the traders and the department There the meaning of the term "mutually accepted" was translated into its proper, practical meaning They came back to the traders, however, and said the hon the Minister of Housing had given instructions that he was not prepared to accept this mutual agreement, and they raised the price I shall prove that I shall give hon members the information The hon the Minister must get McLachlan out into his office and arrange an all-party meeting I shall get the traders It is on record that it was a Ministerial instruction that the prices agreed upon would not be acceptable This is what was reported, and I have confirmed it to be the truth [Time expired] ²⁵⁸

The MINISTER OF HOUSING Mr Chairman, as far as the Mobern Heights shopping centre is concerned, the reason that consideration was extended to them is that they were able to furnish the financial guarantee for the money on the basis of the sale price agreed upon

I want to make it absolutely clear that shopping complexes are valued at the market price Those prices are discounted for the trauma our people have gone through as a result of the Group Areas Act As far as I am aware, there have been prolonged negotiations with regard to Montford and Moorton Ultimately there was an agreement After all, even if they ask us to sell the shopping centres for peanuts, we cannot simply do that It is not money belonging to the Minister, it is State money

There is a method of valuing the property What we did and are doing all over with regard to shopping complexes, is to discount the open-market value by considering what our people have suffered, due to displacement The price in terms of the agreement is arrived at on that basis I want to make it very clear that I cannot simply give away shopping complexes I do not want to become popular It is State money and I am answerable for it

What we want to ensure is that people expedite the negotiations One cannot carry on negotiations for six months or a year If that deal were given to a lawyer to handle on our behalf, it would have been closed, one way or the other, long ago I have indicated that I am prepared to advise that my officials talk to these people again if they want to talk about the matter

HOUSE OF DELEGATES

Natal Medical School—Urology, Gynaecology and Obstetrics, Neurosurgery, Anatomy, Chemical Pathology, Haematology, Microbiology, Pharmacology, Forensic Pathology and Virology,
(cc) King Edward VIII—29 February 1992
Natal Medical School—5 March 1992,

(ii) King Edward VIII—Retire- (2) no

Natal Medical School—Un- attractive conditions of service and the fact that private practice is more lucrative and
(iii) King Edward VIII—Personnel were selected and will assume duty soon
Natal Medical School—Posts are being advertised,

QUESTIONS

† Indicates translated version

For written reply

General Affairs

Vacant posts: King Edward VIII Hospital/Natal Medical School

13 Mr MRAJAB asked the Minister of National Health

(1) Whether any professional posts are vacant at the (a) King Edward VIII Hospital and (b) Natal Medical School, if so, (i) (aa) how many, (bb) in which departments and (cc) in respect of what date is this information furnished, (ii) what are the reasons for these vacancies and (iii) when is it anticipated that they will be filled,

(2) whether she will make a statement on the matter?

D52E

The MINISTER OF NATIONAL HEALTH

(1) (a) Yes and

(b) yes,

(i) (aa) King Edward VIII—11

Natal Medical School—13,

(bb) King Edward VIII—Clinical Wards

HOUSE OF DELEGATES

The MINISTER OF NATIONAL HEALTH

Notified cases of each notifiable medical condition
Republic of South Africa, 1991
as on 23 March 1992

Disease	Indian	Black	Coloured	White
Cholera	0	2	0	0
Typhoid fever	16	1 045	35	20
Food poisoning	0	74	1	50
Brucellosis	0	3	0	12
Leprosy	0	21	0	0
Diphtheria	0	9	3	0
Meningococcal infections	4	385	271	36
Tetanus	0	61	5	1
Legionellosis	0	7	2	4
Polomyelitis	0	1	0	0
Measles	25	1 791	129	143
Haemorrhagic fevers of Africa	0	0	3	1
Rabies	0	5	0	2
Trachoma	0	0	0	0
Typhus fever	0	1	1	0
Malaria	0	4 194	8	140
Congenital syphilis	0	64	19	0
Acute rheumatic fever	4	14	12	5
Tetanus neonatorum	0	7	0	0
Lead poisoning	0	9	0	2
Pesticidal poisoning	1	73	43	7
Tuberculosis	521	47 233	18 554	748
Viral hepatitis	54	757	421	1 188
Anthrax	0	0	0	0
Paratyphoid fever	0	0	0	0
Plague	0	0	0	0
Smallpox	0	0	0	0
Yellow fever	0	0	0	0

Livingstone Hospital: beds

183 Lt-Gen R H D ROGERS asked the Minister of National Health

What, in respect of the Livingstone Hospital, was the (a) total number of beds, and (b) number of beds not utilized, in 1991? B434E

The MINISTER OF NATIONAL HEALTH

- (a) 793 beds and
- (b) none

Own Affairs

Subsidized school buses

40 Mr R M BURROWS asked the Minister of Education and Culture

(a) (i) How many pupils were transported daily in subsidized school buses, and (ii) what

HOUSE OF ASSEMBLY

HOUSE OF DELEGATES

(c) Protest against implementation of rationalization of staff as per E.C. Circular 2 of 1991

(d) Approximately eight hours in total per school in 90% of the schools. The "chalk down" was spread over four days

(2) No

Teachers: retrenched/made redundant/retired early

7 Mr M RAJAB asked the Minister of Education and Culture

(1) How many qualified teachers were made redundant, retrenched or retired early because of a surplus of teachers during or at the end of 1991,

(2) How many teachers who qualified at the end of 1991 were unable to obtain posts from the beginning of 1992,

(3) (a) how many Indian student teachers have bursaries from the State at present and (b) (i) what is the annual cost to the State of such bursaries and (ii) in respect of what year is this information furnished? D44E

The MINISTER OF EDUCATION AND CULTURE

- (1) There are no surplus teachers according to the needs of the Department. However, in terms of the SANEP formula, the basis on which funding for Education is provided, 2 743 teachers were regarded as additional to the establishment. 509 Educators were granted early retirement in terms of rationalization measures adopted by the Department.
- (2) 22—declined to take up posts away from home districts
- (3) (a) 574
- (b) (i) R1 524 400
- (ii) 1992 (as at 4 March)

Subsidized school buses

8 Mr M RAJAB asked the Minister of Education and Culture

(1) (a) How many pupils attending schools falling under his Department were transported daily in subsidized school buses,

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Training of teachers: cost

5 Mr M RAJAB asked the Minister of Education and Culture

What is the estimated cost to the State of training a teacher at (a) university and (b) teacher-training college on a non-residential full-time basis for four years? D42E

The MINISTER OF EDUCATION AND CULTURE

The lowest estimated cost to the State of training a teacher on a non-residential full-time basis for four years is as follows

(a) at a University, say University of Durban Westville, the State subsidy of R7 371,00 p a x 4 which is R29 484,00 (minimum)

(b) at a teacher-training college, say Springfield College of Education, R11 283,39 p a x 4 which is R45 133,56 (minimum)

Mass protests: Indian schools

6 Mr M RAJAB asked the Minister of Education and Culture

(1) Whether teachers in Indian schools staged any mass protests during 1991, if so, (a) when, (b) where, (c) why and (d) what amount of teaching time was lost as a result,

(2) whether he will make a statement on the matter? D43E

The MINISTER OF EDUCATION AND CULTURE

- (1) Yes
- (a) From 5 February 1991 to 8 February 1991
- (b) Staged "sit-in/chalk down" in most schools

HOUSE OF ASSEMBLY

and (b) what was the total net annual cost of such transport, in each province in 1991,

(2) what is his Department's policy regarding the transportation of pupils? D54E

The MINISTER OF EDUCATION AND CULTURE

(1) (a) None, the Department does not provide subsidized school buses, but 14 433 pupils were transported on State Contract Buses

(b) The total cost of providing State Contract bus services for 1991 was R6 205 411 A breakdown per province is, as yet, not readily available

(2) The existing policy of the Department requires a levy of R25,00 per term per pupil on a strict affordability basis This policy of providing a State Contract bus service is being revised whereby a transport allowance will be given only to indigent pupils who qualify through a means test

Free textbooks/prescribed books: cost

10 Mr M RAJAB asked the Minister of Education and Culture

What was the cost of providing free textbooks and prescribed books in (a) primary and (b) secondary schools under the control of his Department in the latest specified financial year for which information is available?

D56E

The MINISTER OF EDUCATION AND CULTURE

Figures available for the latest financial year (1990/1991) are as follows

(1) Promotion/upgrading of professional personnel in the Department of Education and Culture—House of Delegates since 1 January 1988 to 29 February 1992

	(a)	(b)	(c)
	<i>Inspection and advisory services</i>	<i>Psychological services</i>	<i>Education planning</i>
(i)	23	4	5
(ii)	15	2	7
(iii)	5	1	2
(iv)	2	-	2
			<i>Total</i>
			32
			24
			8
			4

HOUSE OF DELEGATES

(a) R1 321 631
(b) R2 837 774

Refunding of amount for use of telephone

11 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Local Government and Agriculture

Whether he, in his capacity as Minister of Local Government and Agriculture, has at any time been required to refund any amount for the use of the telephone, if so, (a) what was the amount and (b) (i) for what purpose and (ii) to what Department was the refund made? D61E

The MINISTER OF LOCAL GOVERNMENT AND AGRICULTURE

No

(a) Falls away

(b) (i) Falls away

(ii) Falls away

Upgrading of posts

12 Mr K PANDAY asked the Minister of Education and Culture

(1) How many (a) superintendents of education, (b) psychologists and (c) education planners had their posts upgraded from (i) Level 4 to Level 5, (ii) Level 5 to Level 6, (iii) Level 6 to Level 7 and (iv) Level 7 to Level 8 during the period 1 January 1988 up to the latest specified date for which figures are available,

(2) whether he will furnish the House with the names of the incumbents of the posts affected by these upgradings, if not, why not, if so, what are their names? D62E

The MINISTER OF EDUCATION AND CULTURE

(2) (a) Superintendents of Education

Promoted from Level 4 to Level 5

1 Mr G S Ebrahim

2 Mr J Govender

3 Mr L Naidoo

4 Mr P Govender

5 Mrs A C Janssen

6 Mr M A Padayachee

7 Miss V Ramlall

8 Mr H B Singh

9 Mr I Rawatlal

10 Mr R Valjee

11 Miss F R David

12 Mrs F Laban

13 Mr K P Govender

14 Mrs P Naidu

15 Mrs M Persad

16 Mr R Maharaj

17 Mrs S Balkisson

18 Mrs D D Naidoo

19 Mrs J Fakir

20 Miss S Ismail

21 Mrs D L Naidoo

22 Mrs S Pillay

23 Mr D M Moodaly

Promoted from Level 5 to Level 6

1 Mr I Kathrada

2 Mr S E Majam

3 Mrs E Buys

4 Mr M H Aboobaker

5 Mr L V Pillay

6 Mr A I Ismail

7 Mr R L Beharee

8 Mr N M Moodley

9 Mrs E S Somers

10 Mrs M Walters

11 Mr A D Padayachee

12 Mr P A Naidu

13 Mr V Naidoo

14 Mr M M Moodley appointed on Level 5 on 1/2/91

15 Mr H Rameshur

Promoted from Level 6 to Level 7

1 Mr P J Venter

2 Mr G Khadaroo

3 Mr M Narainsamy

4 Mr J Pillay

5 Mr V R Govender

Promoted from Level 7 to Level 8

1 Mr L R Naidoo

2 Dr C G Shah

(2) (b) School Psychologists

Promoted from Level 4 to Level 5

1 Mr P M Govender

2 Mr S G Moodley

3 Mr V Naidoo

4 Mr P Naidoo

Promoted from Level 5 to Level 6

1 Mr N R Singh

2 Mr J Narainsamy

Promoted from Level 6 to Level 7

1 Mr P B Singh

(2) (c) Education Planners

Promoted from Level 4 to Level 5

1 Mr M J Gonsalves

2 Mr C D Simjee

3 Mr D Chetty

4 Mr A Singh

5 Mr G H Maharaj

Promoted from Level 5 to Level 6

1 Dr S P Naicker

2 Mr C L Joshua

3 Mr S Jugdeo

4 Mr B Singh

5 Mr G Singh

6 Mr G Naidu

HOUSE OF DELEGATES

HOUSE OF DELEGATES

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HOUSE OF DELEGATES

What amount was spent by the State in respect of housing assistance to the Indian population group in the latest specified financial year for which figures are available?

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Housing assistance to Indians

19 Mr K CHETTY asked the Minister of Housing

D77E

The MINISTER OF HOUSING

In the 1990-91 financial year R181 119 418 was expended in respect of departmental and local authority housing projects from the Housing Development Fund and R17 200 000 from voted funds in respect of the First Time Home Owners' Subsidy Scheme

HOUSE OF ASSEMBLY

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

General Affairs

Mobile courts

*1 Mr J J S PRINSLOO asked the Minister of Justice

(1) Whether he will comment on the legal validity of the procedures followed in the functioning of the mobile courts which were put to the test at the end of 1991, if not, why not, if so, what are his comments,

(2) whether these courts were operated on a sound financial basis?

B469E INT

*The DEPUTY MINISTER OF JUSTICE Mr Speaker, on behalf of the hon the Minister of Justice my reply is as follows. Firstly, the procedure that was followed in the functioning of the mobile courts was in accordance with the law. The places where the mobile courts held sessions were determined in terms of section 2(1)(h) of the Magistrates' Courts Act as places in existing magisterial districts for the holding of court sessions. The Government notices in this regard, with which the State legal advisers complied, were published in the *Gazette* in terms of section 2(1) of the Magistrates' Courts Act. I refer in this regard to *Gazette* 13691 of 12 December 1991.

The courts functioned like any other court in the country which was instituted in terms of the Magistrates' Courts Act. Magistrates, prosecutors, clerks of the court and interpreters were on duty at the courts, and rules of criminal procedure, the law of evidence and other procedures were complied with. The Legal Aid Board made legal representatives available to the courts to give the accused legal advice, if they so desired.

Secondly, mobile courts were conducted on a sound financial basis. A proper infrastructure was created in that a clerk of the court was made

available for the receipt of fines and bail, the takings being duly accounted for on instructions of the Treasury by means of receipts, the moneys securely locked in a steel cabinet, paid daily to the accounting departments of the seats of the local courts and accounted for in cash books and banked at the earliest opportunity.

Supplementary to the reply of the hon the Minister of Justice to Question 2 on 4 February 1992, I should like to point out that the administration of justice is not a commercial commodity. The functioning of the administration of justice cannot depend upon a profit and loss account in which rands and cents are a consideration. Court cases cannot be quantified in advance, and the number of court cases brought to court and their duration can similarly not be determined in advance.

If costs really have to be a consideration in the administration of justice, consideration will have to be given to abolishing periodic courts in remote places and places which are geographically difficult to access. In this regard examples such as Tom Burke and the Saamboubrug in the district of Potgietersrus may be mentioned. There are 182 of these periodic courts in the country.

An aspect that I want to emphasise supplementary to the hon the Minister's previous reply is the value of the additional measures which were instituted in the field of the administration of justice. From April 1991 to February 1992 in night courts alone 8 608 cases were heard, on which 4 395 judicial hours were spent. Gauged at a norm of 1 000 hours per court per annum this figure represents 4,39 courts for which it will be unnecessary to incur expenditure for an increased staff complement and the creation of capital-intensive court facilities. [Time expired]

*Mr J J S PRINSLOO Mr Speaker, I am sorry that the hon the Minister is not here himself to deal with this interpellation because what I am going to say also applies specifically to actions of the hon the Minister. When I put questions to the hon the Minister at the beginning of this year's session for information on mobile courts, he was clearly tense, nervous and completely overreacted. At that stage I wondered why. The information that has since come to my attention with regard to the procedures followed at these mobile courts and the financial implications of

HOUSE OF ASSEMBLY

HoR Nats in talks at Ulundi

NATIONAL Party MPs led by the Chairman of the Ministers' Council in the House of Representatives, Mr Jac Rabie, this week met with their counterparts in Ulundi, capital of KwaZulu. The Rabie delegation were received by KwaZulu Chief Minister, Dr Mangosuthu Buthelezi, his full Cabinet and Deputy Ministers. Mr Rabie said yesterday the purpose of the meeting was to explore matters of common concern like the need for co operation on constitutional developments in South Africa. There was also agreement that co operation and cultural exchanges should be promoted between the two Ministers of Education and Culture.

Trade show

THE State President's wife, Mrs Marike de Klerk, will open the Cape's premier industrial exhibition, the Cape Industrial Trade Show (CITS) at 8.30am on Tuesday, June 9, at the Cape Showgrounds, Goodwood. Exhibition space is virtually fully booked, and CITS will be open from 9am to 7pm daily until Friday, June 12. It will open on Saturday from 10am to 2pm.

Freedom of the media 'an unattainable goal'

By EVE VOSLOO

PEACE can only be achieved in the open marketplace of ideas, which should give both sides an opportunity to speak freely, the chairman of the South African Media Council, Professor Kobus van Rooyen, SC, said in Cape Town this week.

Professor Van Rooyen, a former head of the Publications Appeal Board which heard appeals against the (then) rigid censorship in force in South Africa, was addressing a meeting of the Media Council in the civic centre.

He said that during the past decade, the Media Council — set up by the Newspaper Press Union and the Conference of Editors — had played an enormous role in furthering the freedom of the media and maintaining high standards of journalism.

This would have been impossible, however, "without the assistance of a lively, active press, which, throughout the most difficult of times, never lost its independence and continuously fought laws which gave arbitrary powers to government as well as laws

which criminalised acts which upheld nothing more than ideology", Prof Van Rooyen said.

Prof Van Rooyen said the Media Council recognised that absolute freedom of the media was an unattainable goal.

When however, laws granted unfettered discretion to government to ban newspapers, place people on a non quote list, detain people without trial, prohibit or make virtually impossible reportage on public activity and in a state of emergency to close newspapers down for three months, seize films, banish journalists from unrest scenes, etc "the Media Council has made its views known to government by way of negotiation, proposals and a constant watch on arbitrary action".

"Although the laws referred to mostly had criteria referring to, for example, state security and peace and good order, it needs little argument to convince one that these wide and vague criteria are open to abuse".

Opposition to these laws by the Media Council had led to the channelling of its proposals into amending and repealing statutes said

Prof Van Rooyen

"We also have a promise that all the laws which inhibit a free media are being scrutinised at present. The remaining limitations must also be able to satisfy the requirements of a Bill of rights, which we most certainly will have under a new constitution".

He also said that in the past few months the Media Council had made extensive proposals to the government on the Publications Act and the Section 25 duty of journalists to reveal their sources.

"Our proposals regarding the Publications Act accentuated the protection of children by way of age restriction and the freedom which adults should have to choose freely to see adult films and read books they want to read. We have not asked for the freedom to distribute pornography — and we believe this accords with modern Western thought — but proposed that vague criteria be scrapped".

In the case of films the Media Council had requested that the Supreme Court should have the final say, that the criminal courts should deal with pornography, and that statutory control — if it is to remain — should accentuate age restriction.

"An informed public will then

make the choices concerning its children".

On the revelation of journalists' sources, the Media Council had requested absolute privilege as a starting point but failing that granting courts the discretion to decide when it will be contempt of court not to reveal sources.

Laws should not be a set of restricting and prohibiting rules, but rather a set of protecting and permitting rules, he said.

"Once one follows this approach, freedom of the media should be the rule which accords with the general open and free democratic air".

At the meeting a decision on a proposal by Mr J G Featherstone of the NPU that the Media Council's membership be cut from 30 to 11, that it move from Cape Town to Johannesburg, that the parties be barred from hiring lawyers and that the power of the conciliators be increased was postponed.

Mr Featherstone said that expansion of the council's functions over the years and its size had made it expensive. Because of the recession the media had to look hard at the bureaucracies it had created and the NPU was not prepared to fund anything beyond what was absolutely necessary.

Sunshiny Savings

FOR MONTH-END SHOPPERS!

ALL GOLD TOMATO SAUCE

DP Youth backs De Beer

By NORMAN WEST, Political Reporter

THE Democratic Party Youth (Western Cape) has declared its backing for DP leader Dr Zac De Beer who wants the five rebel DP MPs who defected to the ANC this week to resign from the DP.

And Mr Dave Gant, chairman of the National Executive Committee of the DP, said the NEC also backed the demand that the defectors should go.

The five are Mr Jan van Eck (Claremont), Mr Jannie Momborg (Simonstown), Mr Dave Dalling (Sandton), Mr Pierre Cronje (Greytown) and Mr Reg Haswell, (Maritzburg South).

A spokesman for the DP Youth said yesterday it had taken a stand on the issue at a meeting held on Tuesday. "We wish to stress that the executive unanimously agrees with steps taken by Dr De Beer on the issue and reiterates the commitment of the youth to the DP as an independent party with liberal democratic principles".



REPUBLIEK
VAN
SUID-AFRIKA



REPUBLIC
OF
SOUTH AFRICA

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Vol. 322

PRETORIA, 29 APRIL 1992

No. 13965

PROKLAMASIE

van die

Staatspresident

van die Republiek van Suid-Afrika

No. 39, 1992

TUSSENVERKIESING RAAD VAN VERTEEN-
WOORDIGERS KIESAFDELING DIAMANT

(1) Kragtens die bevoegdheid my verleen by artikel 110 van die Kieswet, 1979 (Wet No 45 van 1979), verklaar ek hierby dat 'n vakature ontstaan het in die verteenwoordiging van die Raad van Verteenwoordigers in die kiesafdeling Diamant

(2) Kragtens die bevoegdheid my verleen by artikel 33 van die Kieswet, 1979 (Wet No 45 van 1979), bepaal ek hierby ingevolge die bepalings van artikels 34 en 110 van genoemde Wet—

- (i) **Woensdag, 20 Mei 1992**, as die dag waarop 'n nominasiehof ten opsigte van die kiesafdeling Diamant sitting sal hou om nominasies van verkiesingskandidate te ontvang vir die verkiesing van 'n lid van die Raad van Verteenwoordigers vir daardie kiesafdeling,
- (ii) **Woensdag, 24 Junie 1992**, as die dag waarop, indien 'n stemming in die bedoelde kiesafdeling nodig word om die redes vermeld in artikel 41 van die genoemde Wet, die stemming ten opsigte van die verkiesing van die lid van die Raad van Verteenwoordigers in die kiesafdeling hierbo vermeld, gehou sal word, welke stemming ooreenkomstig artikel 94 van genoemde Wet op daardie dag om 07 00 sal begin en om 21 00 sal sluit

302—A

PROCLAMATION

of the

State President

of the Republic of South Africa

No. 39, 1992

BY-ELECTION HOUSE OF REPRESENTATIVES·
ELECTORAL DIVISION OF DIAMANT

(1) Under the powers vested in me by section 110 of the Electoral Act, 1979 (Act No 45 of 1979), I hereby declare that a vacancy has occurred in the representation of the House of Representatives in the Electoral Division of Diamant

(2) Under the powers vested in me by section 33 of the Electoral Act, 1979 (Act No 45 of 1979), I hereby determine, in terms of the provisions of sections 34 and 110 of the said Act—

- (i) that **Wednesday, 20 May 1992**, shall be the day on which a nomination court will sit in respect of the Electoral Division of Diamant, to receive nominations of candidates for election as a member of the House of Representatives for that electoral division,
- (ii) **Wednesday, 24 June 1992**, as the day on which, if a poll becomes necessary in the said electoral division for the reasons mentioned in section 41 of the said Act, the poll in respect of the election of the member of the House of Representatives in the electoral division mentioned above shall be taken, which poll in accordance with section 94 of the said Act will commence at 07 00 and will close at 21 00 on that day

13965—1

Gegee onder my Hand en die Seel van die Republiek van Suid-Afrika te Kaapstad, op hede die Nege-en-twintigste dag van April, Eenduisend Negehonderd Twee-en-negentig

F. W. DE KLERK,
Staatspresident

Op las van die Staatspresident-in-Kabinet

E. LOUW,
Minister van die Kabinet

Given under my Hand and the Seal of the Republic of South Africa at Cape Town, this Twenty-ninth day of April, One thousand Nine hundred and Ninety-two

F. W. DE KLERK,
State President

By Order of the State President-in-Cabinet

E. LOUW,
Minister of the Cabinet

INHOUD

No		Bladsy No	Koerant No
PROKLAMASIE			
39	Kieswet (45/1949) Tussenverkiesing Raad van Verteenwoordigers Kiesafdeling Diamant	1	13965

CONTENTS

No		Page No	Gazette No
PROCLAMATION			
39	Electoral Act (45/1979) By-election House of Representatives Electoral Division of Diamant	1	13965

Hansard Hansard

Deputy Minister of Housing R6 456,15 p m plus actual expenditure on municipal services and rates and taxes

Tax are deducted from all the amounts payable under (b)

(3) The State does not own sufficient residences to accommodate all political office-bearers Members of the Ministers' Council of the House of Delegates are entitled to furnished official residences in both Cape Town and Durban Should office-bearers choose to reside in their private residences the Department of Public Works will, subject to certain conditions, compensate office-bearers for the use of their private residence as official residences Such compensation is made up of a basic rental for the use of the residence, compensation for general maintenance, use of own furniture, cleaning and gardening services, as well as actual expenditure on municipal services and rates and taxes The compensation is paid throughout the year as State-owned residences are continuously at the disposal of office-bearers

Own Affairs

Departmental personnel: House of Delegates
17 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

With reference to his reply to Question No 21 on 14 May 1991 in connection with the person-

nel involved in the administration of each Department of the Administration House of Delegates, what was the function and/or job description of each of the personnel listed in subparagraphs (b)(i), (ii), (iii), (iv) and (v) of the above reply?

D73E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

With regard to the above question I wish to refer the hon member to my reply to Question 41 on 28 May 1991 which appears in columns 1905 to 1908 under "Interpellations, Questions and Replies" of Hansard No 23 of 1991

Budget: percentage spent on salaries

18 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

What percentage of the budget of the House of Delegates was spent on salaries and salary-related expenditure in each of the latest specified three years for which figures are available?

D74E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

The percentage of the budget of the House of Delegates spent on salaries and salary-related expenditure in the financial years 1988/89 to 1990/91 is as follows

- (i) 1988/89 47,1%
- (ii) 1989/90 49,7%
- (iii) 1990/91 56,7%

INTERPELLATIONS UNDER NAME OF MEMBER

Burrows, Mr R M— <i>Own Affairs</i> Education and Culture, 185, 436	Pienaar, Mr C H— <i>Own Affairs</i> Agricultural Development, 33
Carlisle, Mr R V— <i>Own Affairs</i> Housing and Works, 619	Prinsloo, Adv J J S— <i>General Affairs</i> Justice, 605
Gerber, Mr A— <i>Own Affairs</i> Education and Culture, 291, 537	Rajab, Mr M— <i>General Affairs</i> Correctional Services, 211 Law and Order, 323 National Health, 633
Haswell, Mr R F— <i>General Affairs</i> Law and Order, 272 Local Government and National Housing, 527	Rajbansi, Mr A— <i>General Affairs</i> Law and Order, 561 <i>Own Affairs</i> Chairman of the Ministers' Council, 328 Housing, 45, 220, 566, 640
Langley, Mr T— <i>General Affairs</i> National Intelligence Service, 1	Snyman, Dr W J— <i>General Affairs</i> National Health, 521
Leon, Mr A J— <i>General Affairs</i> Law and Order, 129	Van der Merwe, Mr H D K— <i>General Affairs</i> Constitutional Development, 399
Le Roux, Mr F J— <i>General Affairs</i> Foreign Affairs, 123	Paulus, Mr P J— <i>General Affairs</i> National Health, 267
Momborg, Mr J H— <i>General Affairs</i> Mineral and Energy Affairs, 7 National Education, 611	Van Eck, Mr J— <i>General Affairs</i> Law and Order, 405

(2)	(a)	(b)
Walmer CHC	R467 700	51 391
Kwazakale DH	1 687 928	44 094
Motherwell CHC	2 691 588	48 370
Motherwell NU8	287 724	6 623
Laetitia Bam CHC	173 295	24 263
4 Satellite CHC's		
1		3 584
2	654 579	3 515
3		3 713
4		5 626
Middel Street Clinic	126 782	31 847

Social old-age pensions amount budgeted

193 Mr B B GOODALL asked the Minister of National Health

(a) What total amount has been budgeted to be spent on social old-age pensions in the 1992-93 financial year and (b) how much of this amount will be and/or has been allocated (i) to each (aa) own affairs administration, (bb) province, (cc) self-governing territory and (dd) independent Black state and (ii) for any other specified purposes?

The MINISTER OF NATIONAL HEALTH
B439E

(a) R5 873 880 and

(b) (i) (aa) R538 200 000—House of Assembly
R473 184 000—House of Representatives
R125 928 000—House of Delegates

(bb) R808 680 000—Transvaal Provincial Administration
R316 440 000—Cape Provincial Administration
R207 444 000—Natal Provincial Administration
R246 120 000—Provincial Administration of the Orange Free State

(cc) R1 821 041 880—6 Self-governing territories and

(dd) R1 336 080 000—4 Independent states (TBVC states)

(b) (ii) none

Note

The distribution of the amounts at (cc) and (dd) is not available

PE/Uitenhage metropole pupil numbers

205 Mr E W TRENT asked the Minister of Home Affairs

How many (a) White (b) Coloured, (c) Asian and (d) Black children of school-going age in the (i) pre-school, (ii) primary school, (iii) secondary school and (iv) 18 to 22 years age categories were there in the Port Elizabeth/Uitenhage metropole as at the latest specified date for which statistics are available?

B462E

The MINISTER OF HOME AFFAIRS

	(a)	(b)	(c)	(d)
(i)	7 001	11 377	465	24 050
(ii)	18 243	28 284	1 235	64 458
(iii)	14 697	19 495	868	45 682
(iv)	15 543	19 869	779	52 470

Note

The age categories are compiled as follows

- (i) 3 to 5 years
- (ii) 6 to 12 years
- (iii) 13 to 17 years
- (iv) 18 to 22 years

The 1991 Population Census information, as at 7 March 1991, is furnished. This information has not yet been adjusted for possible undercount. The information refers to the magisterial districts of Port Elizabeth and Uitenhage as data on the metropole is not available

Dora Ngunza Hospital: number of beds/unutilized beds

208 Lt-Gen R H D ROGERS asked the Minister of National Health

What, in respect of the Dora Ngunza Hospital, was the (a) total number of beds, and (b) number of beds not utilized, in 1991?

B465E

The MINISTER OF NATIONAL HEALTH

(a) 163 beds and

(b) none

HOUSE OF DELEGATES

QUESTIONS

† Indicates translated version

For written reply

General Affairs

South African tourists to Far East

22 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Home Affairs

- (a) How many South Africans left South Africa as tourists to the Far East in 1991 and
- (b) how many of them departed from (i) Jan Smuts Airport, (ii) Louis Botha Airport and (iii) D F Malan Airport?

D90E

The MINISTER OF HOME AFFAIRS

(a) 25 548

(b) Not available

Countries included are

Afghanistan	Malaya
Bangladesh	Malaysia
Borneo	Mongolia
Burma	Nepal
China	New-Guinea
East Indian Islands	Pakistan
Hong Kong	Philippines
India	Rep of China (Taiwan)
Indonesia	Sarawak
Japan	Singapore
Java	Solomon Islands
Kampuchea	Sri Lanka
Korea	Thailand
Laos	Vietnam
Macao	

Transfer of homes to tenants

23 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Local Government and National Housing

- (1) Whether any policy decisions have been taken to transfer homes, free of charge, to tenants, if so, (a) when and (b) by whom,
- (2) whether any members of the Indian community are to benefit in terms of this policy if not, why not, if so in what manner?

D91E

The MINISTER OF LOCAL GOVERNMENT AND NATIONAL HOUSING

- (1) No
- (2) Falls away

Reprint of Question No 18 and reply thereto (see col 657)

Leasing of private residences as official residences

18 Mr M RAJAB asked the Minister of Public Works

258

- (1) Whether compensation is payable to political office-bearers and office-bearers of Parliament whose private residences are leased by the State as official residences, if so,

- (2) whether he will furnish particulars in regard to residences so leased, if not, why not, if so, (a) which members of the Ministers' Council in the House of Delegates are paid such compensation and (b) what are the amounts paid in each case,

- (3) on what basis is this compensation calculated?

D72E

The MINISTER OF PUBLIC WORKS

- (1) Yes (a) (b)
- (2) Chairman Minister's Council R8 727,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Health Services and Welfare R8 377,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Local Government and Agriculture and of the Budget and Auxiliary Services R8 377,08 p m plus actual expenditure on municipal services and rates and taxes

Minister of Education and Culture R8 727,08 p m plus actual expenditure on municipal services and rates and taxes

KANTOOR VAN DIE STAATSPRESIDENT

No. 1107

16 April 1992

**HERSAMESTELLING VAN DIE MINISTERSRAAD
VAN DIE RAAD VAN AFGEVAARDIGDES**

Hierby word vir algemene inligting bekendgemaak dat die Staatspresident kragtens artikel 24, saamgelees met artikels 21 en 27, van die Grondwet van die Republiek van Suid-Afrika, 1983 (Wet 110 van 1983), besluit het om die Ministersraad van die Raad van Afgevaardigdes met ingang van 1 April 1992 soos volg her saam te stel:

Dr. Jagaram Narainsamy Reddy LP as Voorsitter van die Ministersraad

Mnr. Baldeo Dookie LP as Minister van Gesondheidsdienste en Welsyn

Mnr. Yunus Moolla LP as Minister van Begroting en Ondersteuningsdienste en van Plaaslike Bestuur

Dr. Kisten Rajoo LP as Minister van Onderwys en Kultuur.

Mnr. Palanisamy Iyanna Devan LP as Minister van Behuising en Landbou

Mnr. Soobramoney Vythilingam Naicker LP as Adjunkminister van Behuising.

STATE PRESIDENT'S OFFICE

No. 1107

16 April 1992

**RESTRUCTURING OF THE MINISTERS' COUNCIL
OF THE HOUSE OF DELEGATES**

It is hereby notified for general information that the State President has, in accordance with section 24, read with sections 21 and 27 of the Republic of South Africa Constitution Act, 1983 (Act 110 of 1983), decided to restructure the Ministers' Council of the House of Delegates as follows with effect from 1 April 1992:

Dr Jagaram Narainsamy Reddy MP as Chairman of the Ministers' Council

Mr Baldeo Dookie MP as Minister of Health and Welfare.

Mr Yunus Moolla MP as Minister of the Budget and Auxiliary Services and of Local Government

Dr Kisten Rajoo MP as Minister of Education and Culture.

Mr Palanisamy Iyanna Devan MP as Minister of Housing and Agriculture

Mr Soobramoney Vythilingam Naicker MP as Deputy Minister of Housing

**DEPARTEMENT VAN STAATS-
BESTEDING**

No. 1079

16 April 1992

Staat van Ontvangste in en Oordragte uit die Skatkisrekening vir die tydperk 1 April 1991 tot 31 Maart 1992.

Tesourie, Pretoria

**DEPARTMENT OF STATE
EXPENDITURE**

No. 1079

16 April 1992

Statement of Receipts into and Transfers from the Exchequer Account for the period 1 April 1991 to 31 March 1992.

Treasury, Pretoria.

ONTVANGSTE—RECEIPTS

Inkomstehoof	Head of Revenue	Maand Maart Month of March		Totaal 1 April tot 31 Maart Total 1 April to 31 March	
		1992	1991	1992	1991
Skatkissaldo 31 Maart 1991	Exchequer Balance 31 March 1991	R	R	R	R
Skatkissaldo 28 Februarie 1992	Exchequer Balance 28 February 1992	—	—	2 707 707 237	—
		6 793 833 858	—	—	—
Staatsinkomsterekening	State Revenue Account				
Binnelandse Inkomste	Inland Revenue	6 628 668 306	5 929 326 408	63 909 365 482	58 518 499 277
Doeane en Aksyns	Customs and Excise	1 399 852 873	782 099 695	9 001 806 310	8 611 104 935
		R			
		8 028 521 179	6 711 426 103	72 911 171 792	67 129 604 212
Suid Afrikaanse Ontwikkelingstrustfonds	South African Development Trust Fund	298 276	3 364	62 799 761	72 575 548
		R			
		298 276	3 364	62 799 761	72 575 548
		R			
		8 028 819 455	6 711 429 467	72 973 971 553	67 202 179 760
Ander Ontvangste	Other Receipts				
Skatkisbiljette	Treasury Bills	8 461 323 781	—	77 006 877 950	—
Leningsheffing 1989-94	Loan levy 1989-94	—	—	2 032 358	—
Obligasies	Bonds				
Onbepaalde Termyn Skatkis-obligasies	Indefinite Period Exchequer Bonds	22 000	—	1 053 100	—
Onbepaalde Termyn Nasionale Verdedigingsobligasies	Indefinite Period National Defence Bonds	57 700	—	4 507 100	—
Binnelandse Geregistreerde Effekte	Internal Registered Stock				
12%, 2004/5/6	12%, 2004/5/6	—	—	4 267 277 004	—
		—	—	(1 344 356 000)	—
12 5% 1995/96	12 5%, 1995/96	—	—	4 705 984 142	—
		—	—	(495 531 000)	—

HOUSE OF REPRESENTATIVES

(2) whether he will make a statement on the matter?

C6E

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Persons giving themselves out as medical practitioners

3 Mr M. A. HENDRICKSE asked the Minister of Justice

(1) (a) How many members of the public were prosecuted in South Africa during 1991 or the latest specified 12-month period for which figures are available for giving themselves out as qualified and registered medical practitioners, (b) in terms of what statutory provisions were they so prosecuted and (c) what was the nature of the charges giving rise to their prosecution,

The MINISTER OF JUSTICE

(1) The required information is not readily available. To obtain it all court records will have to be scrutinized which is not economically feasible. In an effort to be of assistance to the hon member, the various attorneys-general were contacted and information regarding the following case was obtained

In the State versus Andre Esterhuizen the accused was prosecuted and convicted in Kempton Park on various counts of fraud and culpable homicide as well as a contravention of section 36(1)(a) of the Medical, Dental and Supplementary Health Service Professions Act, 1974 (Act 56 of 1974), by practising for gain as a paediatrician whilst not registered. The case is remanded until 16 May 1992 for sentence

(2) A statement is not necessary

HOUSE OF DELEGATES

Data in respect of the period 1986 to 1990 Since 1991 information by population group is not available

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Number of cases handled by State Attorney

15 Mr M. RAJAB asked the Minister of Justice (a) How many cases involving the Administration House of Delegates were handled by the Office of the State Attorney in each of the latest specified three years for which information is available, (b) what are the names of the advocates who were given briefs in this regard by the said office, (c) what was the total amount paid in respect of costs to each of these advocates for each of the three years referred to above and (d) how many cases were successfully defended?

D66E

The MINISTER OF JUSTICE

The required information is not readily available. To obtain the information all records at the respective offices of the State Attorney for the relevant period will have to be scrutinized which is not economically feasible

Emigrants/immigrants: all races

24 Mr K. PANDAY asked the Minister of Home Affairs

How many persons of each specified race group (a) immigrated to and (b) emigrated from South Africa during the latest specified period of five years for which figures are available?

D97E

The MINISTER OF HOME AFFAIRS

	(a)	(b)
Whites	46 488	37 875
Coloureds	802	2 322
Indians	436	1 788
Blacks	737	216
Other Asians	2 653	84

Cost of administering departments

9 Mr M. RAJAB asked the Minister of the Budget and Auxiliary Services

(a) What was the cost of administering the Department of (i) the Budget and Auxiliary Services, (ii) Housing, (iii) Education and Culture, (iv) Health Services and Welfare and (v) Local Government and Agriculture in the 1991-92 financial year and (b) how many personnel, including Ministers, were involved in the administration of each such Department?

D55E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(a) The estimated cost of administering each Department is tabulated hereunder

- (i) Department of Budgetary and Auxiliary Services R1 809 648
- (ii) Department of Local Government, Housing and Agriculture Ministry of Housing R1 447 170 Ministry of Local Government and Agriculture R883 798

NB Expenditure in respect of the Chief Director and his secretary has been allocated on the basis of 70% to Housing and 30% to Local Government and Agriculture

(iii) Department of Education and Culture R1 670 381

(iv) Department of Health Services and Welfare R1 157 467

(v) See (ii)

The expenditure figures are, however, not final as the books of the Administration is expected to be closed in July 1992 only

(b) The number of personnel, including Ministers, involved in the administration of each Department as follows

Cont HOUSE OF DELEGATES

Hansard *Hansard*

(i) Department of Budgetary and Auxiliary Services 20 current session of Parliament, if so, (a) why, and (b) how many, in respect of each Department?

(ii) Department of Local Government, Housing and Agriculture

Ministry of Housing 22
Ministry of Local Government and Agriculture 10

D63E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

Yes

NB The Chief Director of the Department and his Secretary have been included under Housing but they also render service to the Ministry of Local Government and Agriculture. Regarding expenditure see note under (a)(ii).

(iii) Department of Education and Culture 16

(iv) Department of Health Services and Welfare 14

(v) See (ii)

Use of Government vehicles by staff members

13 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

Whether the Administration House of Delegates has drawn any vehicles from the Government Garage for use by staff members doing sessional work in Cape Town during the

HOUSE OF ASSEMBLY

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language.

General Affairs

Precedence given to Interpellation No 2

Open-skies policy/application by airline

*1 Mr S C JACOBS asked the Minister of Home Affairs

(1) Whether any persons arriving with British and other non-South African passports at the South African Embassy in London and other foreign embassies, respectively, to vote in the referendum of 17 March 1992, were immediately issued with South African passports, if so, how many such passports were issued,

(2) whether he will make a statement on the matter?

B517E INT

*The MINISTER OF HOME AFFAIRS Mr Chairman, of course I shall make a statement during the three special overseas voting days for the referendum, 90 new passports, including renewals, that is an average of 30 per day, were issued by officials of the Department of Home Affairs attached to the SA embassy in London. There is nothing strange about that at all. In South Africa passports are, wherever possible, issued within 24 hours, and often while one waits. The same is done abroad. The same was done here in respect of London and, as far as could be established, other overseas embassies issued no such passports, or very few, during that period.

The hon member tried to insinuate that the issuing was irregular. Why else would he have asked the question? [Interjections] The hon member is trying to insinuate that passports were at times handed out merely to try to win Yes-votes in the process, in other words unfair bias in favour of the Yes-vote. That is the whole nonsensical object of this interpellation. In 1991 our London office issued a total of 2 984 passports, an average of 57 per day.

Those hon members can be thankful that the referendum was not held last year, because then 81 more votes would have counted against them. The 90 passports issued in London represent only 2.62% of the 3 429 special votes that were cast there, if all these new passport-holders did in fact vote. What is more important, however, is that every one of the 90 applicants qualified fully and was entitled to a SA passport on account of his or her SA citizenship. The hon member surely does not want to deprive SA citizens of their right to be able to apply for passports?

*Mr J H VAN DER MERWE Especially not if they vote yes!

*The MINISTER The hon member for Losberg must pardon me when I refer to his irresponsible press statements immediately after his return from London [Interjections] These link up with his highly questionable action during the referendum campaign. They link up with the feedback that I received in respect of the counting hall in Roodepoort, which to say the least was shocking.

The hon members for Roodepoort and Losberg tried to dominate the counting at that polling-station caused endless delays, impeding officials in carrying out their duty, and made no secret of the fact that they trusted nobody. The hon member for Losberg, as a no-agent, kept jumping onto the platform and making announcements [Interjections] What was he? He was nothing but a no-agent! [Interjections]

*The CHAIRMAN OF THE HOUSE Order!

*The MINISTER Threats were frequently made of intimidation and court cases.

*Mr C J W BADENHORST He was just like Terre-Blanche's horse!

*The MINISTER With this action in Roodepoort in the 1989 election he cast grave suspicion on the excellent officials of my department. The officials feel very hurt over incidents such as those in Roodepoort—pardon me, I mean Roodepoort—and other places [Interjections] [Time expired]

*Mr H D K VAN DER MERWE Mr Chairman, the hon the Minister has now ranted and raved dreadfully. It is as though someone fired a shot in the dark and hit the hon the Minister!

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Films censoring/age restrictions

26 Mr M RAJAB asked the Minister of Home Affairs

- (1) How many (a) English, (b) Afrikaans and (c) Indian-language films were submitted to the Directorate of Publications for censoring during the latest specified period of 12 months for which figures are available,

- (2) how many films in each of the above categories (a) were rejected and (b) had age restrictions imposed on them?

D119E

The MINISTER OF HOME AFFAIRS

(1) (a) 988

(b) 1

(c) 476

(2) English Afrikaans Indian

(a) 114

(b) 527

Information is for the period 1 January to 31 December 1991

Own Affairs

Education expenditure: amounts spent

16 Mr M RAJAB asked the Minister of Education and Culture

- (a) What amount was spent by his Department in 1991 on (i) salaries of teachers and principals, (ii) salaries of administrative staff, (iii) salaries of inspectorate and executive officials, (iv) salaries of any other specified staff, (v) capital expenditure, (vi) supplies and services, (vii) equipment and (viii) other items and (b) what percentage of the total education expenditure

diture by his Department in 1991 does each of the above amounts constitute?

The MINISTER OF EDUCATION AND CULTURE

(a)

(b)

R895 938 458 100 %

(i) R686 717 522 76,65%

(ii) R22 294 263 2,48%

(iii) R14 069 248 1,57%

(iv) R4 851 917 0,54%

(v) R12 825 861 1,43%

(vi) R148 578 043 16,59%

(vii) R6 601 605 0,74%

(viii) Nil

The above are provisional figures in respect of expenditure up to 29 February 1992 of the 1991/1992 financial year. The final figures for the entire financial year will only be available after the finalization of the appropriation account. Figures are not maintained in terms of a calendar year.

The revised requirement for financial year 1991/92 was R1 005 261 000

Springfield/Transvaal College of Education - councils/senates

22 Mr M RAJAB asked the Minister of Education and Culture

Whether councils and/or senates have been established at the (a) Springfield and (b) Transvaal College of Education, if not, why not, if so, (i) when, (ii) what are the (aa) names and (bb) qualifications of the persons appointed to these councils and/or senates, and (iii) what procedure was followed in appointing these persons, in each case?

The MINISTER OF EDUCATION AND CULTURE

(a) and (b) Yes

(i) On 15 April 1988 (both Colleges)

(ii) Refer to Annexures

(iii) Council. The appointments in terms of regulation 3(1)(b), (d) and (g) were

automatic. The appointment/s in respect of

3(1)(a), (c), (h) and (i) were done after nominations were received from the Councils of the Colleges concerned and EXCO of the Department. Recommendations were then made by the Chief Executive Director to the Minister for approval of the appointments.

3(1)(e) were effected after the officials were identified by EXCO and their names were recommended by the Chief Executive Director to the Minister for appointment as nominated members on the Councils. The officers were chosen to represent specific divisions of the Department.

3(1)(j) was effected after the M L Sultan Technikon submitted its nomination/s and on the advice of EXCO, the Chief Executive Director recommended the appointment to the Minister.

Senate

The appointments in terms of regulations 8(1)(a), (c), (d), (e), (f) and (g) are self explanatory

The appointment/s in terms of 8(1)(b) was effected after the Chief Executive Director had designated one of the Vice-Rectors to be the Vice-Chairman.

8(1)(h) was effected after the Chief Executive Director had appointed two members who are in the employ of the Department

SPRINGFIELD COLLEGE OF EDUCATION COUNCIL MEMBERS
APPOINTMENTS IN TERMS OF REGULATION 3(I)

(ii)

(aa)

(bb)

Name

Qualifications

(a) Prof L E Peters (Chairman) BA, BSc, UED, MEd

(b) Prof P Reddy (Vice Chairman) MSc, UED

(c) Dr D Bagwandeem PhD, BEd

(d) Prof T H Bennett Pr Eng, BSc (Eng), MSc, PhD (London)

(e) Prof M Moodley BSc(H), BEd, UED, MEd, DEd

Mr J A Louw Bachelor of Military Science

Mr M M Moodley BA(H), BEd

Mr B M Moodley BA, BEd

Mr S T Enoch BSc(H), BEd, NTSC, NTSD

(f) Two vacancies exist w e f 1992-03-01 in view of the dissolution of the recognized teachers' association (TASA)

(g) Dr T Isaac BSc, DEd

Mr M Mahupath MA, BEd, UED

(h) Mr M Mia Matric

Mr T Singh BA, BEd

(i) Mr S Zuma BA Dip in Tertiary Education

Mr J N Singh BA(Natal), LLB(Wits)

(j) Prof R Somi BA(H), LLB(Natal), LLD(SA)

TRANSVAAL COLLEGE OF EDUCATION SENATE MEMBERS (continued)

(u) Name	(aa)	(bb) Qualifications
14 Mrs R B Noor Mahomed		MA, HED
15 Mrs K Pillay		BA, BEd, TTD
16 Mr H A Joona		BA, TTD
17 Mr A H Bapoo		BSc(H), DIS
18 Mr A D Padayachee		BSc(H), UHDE, BEd
19 Mr E E Patel		BA, TIKOS
20 Mr J Pillay		NISC, BA(H), HED
21 Prof H J Schutte		MA
22 Prof H Kruger		MSc, PhD
23 Prof P G Jooste		MA, DPhil
24 Prof W J Fraser		BSc, MEd, DEd, NTD
25 Prof J F Stuart		BA, MEd, DEd, THOD
26 Prof D J Greyling		BA(H), MEd, DEd
27 Prof M Pistorius		MSc
28 Prof E Reynhardt		MSc
29 Prof W H Louw		BA, BEd, MEd, DEd, THOD
30 Prof M Skuy		DLitt et Phil (UNISA) MA, BA(H)
31 Prof E R Harty		MA, DLitt et Phil
32 Prof S J R Vorster		BSc, PhD

Subsidies to societies

24 Mr M RAJAB asked the Minister of Education and Culture	Natal Tamil Vedic Society	R12 810
	Sat-Chit-Ananda Temple Society	R1 680
	Natal Gujarati Parishad	R6 285
Whether his Department made any grants or subsidies available to any societies for cultural reasons during the 1990-91 financial year, if so, (a) to which societies, (b) what was the amount in each case and (c)(i) on what conditions and (ii) on whose recommendations was each such grant or subsidy made available?	Islamic School Council	R11 139
	Gledhow Cultural Council	R1 470
	Verulam Kalay Kazhagam	R2 559
	Natal Indian Cultural Organization	R5 198

(c) (i) Grants-in-aid are subject to the following conditions

1 Constitution

An organization applying for the first time must include a copy of its constitution with its application. Should the constitution be amended, the Department must be supplied with an amended copy

Yes

(a)

Umkomaas Thamuz Sungam R1 743

Andhra Maha Sabha of South Africa R25 716

HOUSE OF DELEGATES

2 Office Bearers

The names and addresses of the Chairman, Secretary and Treasurer must be furnished to the Department with each application. The Department must be notified immediately of any change which may occur during the year

3 Members

A record of members and a proper attendance register of meetings attended by Committee members must be kept

4 The organization's annual report

4.1 A detailed report of the general activities of the organization must be enclosed with the organization's application for financial assistance. This report should cover the same period as the audited financial report

4.2 Financial report

4.2.1 An audited Statement of Income and Expenditure and a balance sheet of the previous year must be enclosed with a first application

4.2.2 Within 3 months after completion of the project(s) for which a grant was received the organization must submit to the Department an audited Statement of Income and Expenditure

4.2.3 If the grant received is R1 000 or more then a Statement of Income and Expenditure in respect of the project(s), drawn up by a practising auditor or Chartered Accountant, must be submitted to the Department

4.2.4 If the grant is less than R1 000 then a Statement of Income and Expenditure certified by the Chairman, Secretary and Treasurer of the organization may be submitted

4.2.5 Organizations that receive a grant for more than one project must within 3 months after completion of the last approved project submit an audited financial statement. Please refer to paragraphs 4.2.3 and 4.2.4

4.3 Report(s) on project(s)

- (a) Attendance
- (b) Critical evaluation of the project(s), i.e. strong and weak points
- (c) General comments

5 The Department retains the right to have a grantee's activities monitored by someone appointed for that purpose

6 Amendment of conditions

The Department is entitled to add, amend or delete conditions, as and when necessary

7 Acknowledgement to the department

7.1 Organizations which receive grants from the Department must indicate this clearly as follows

7.1.1 In their financial statement

"Received as a grant from the Department of Education and Culture"

7.1.2 All programmes and advertising material

"Presented with the assistance of the Directorate of Cultural Affairs of the Department of Education and Culture, Administration House of Delegates"

8 Provisos

8.1 The grant must be used for the purpose for which it was requested within the financial period for which it was awarded

8.2 If it should appear that a project is not being carried out to the satisfaction of the Department or that the grant is being utilized for the purposes that have not been approved or that one or more of these conditions have not been complied with, the Department may withhold all further assistance and, if necessary, demand a refund of the full amount already paid out or a portion of it

8.3 Should the organization be dissolved, the grant or unused portion thereof, must be refunded immediately

(c) (ii) Recommendations made by the Chief Executive Director for approval by the Minister of Education and Culture

University of Durban-Westville/M. L. Sultan Technikon

25 Mr M RAJAB asked the Minister of Education and Culture

- (1) How many (a) Whites, (b) Coloureds, (c) Indians and (d) Blacks were registered as students at the (i) University of Durban-Westville and (ii) M L Sultan Technikon in 1989, 1990 and 1991, respectively,

HOUSE OF DELEGATES

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For oral reply

General Affairs

Umzinto Prison

*1 Mr M RAJAB asked the Minister of Correctional Services

- (1) Whether the Umzinto Prison has been completed, if not, (a) why not and (b) when is it anticipated that it will be completed, if so, (i) when was it completed and (ii) what is the cost of the project,
- (2) whether this prison has been inaugurated; if not, why not, if so, when,
- (3) whether he will make a statement on the matter?

D117E
The MINISTER OF CORRECTIONAL SERVICES

- (1) No
 - (a) Due to limited capital funds the erection of the prison at Umzinto has not yet commenced. However, civil engineering works has been completed
 - (b) According to present planning the tender date is set for February 1993 and it is expected that the project will be completed by 1996, provided that sufficient funds are available
- (i) and (ii) Fall away
- (2) Falls away
- (3) I do not envisage making a statement on the matter at this stage

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, would the hon the Minister tell us whether the number of inmates that will be accommodated at this particular institution is in line with what had been arranged previously, or whether this number has been reduced?

HOUSE OF DELEGATES

The MINISTER Mr Chairman, as far as I know—I do not know what was arranged previously—however the number of prisoners is 355, plus housing for married members of the prison staff as well as single quarters

Mr P NAIDOO Mr Chairman, further arising out of the hon the Minister's reply, is he aware that the existing prisons are bursting at the seams and lacking in facilities?

The MINISTER: Mr Chairman, I am aware of this problem that we are experiencing country-wide. This is why I am pushing very hard for more money. As hon members all know, this is a big problem at this stage and we must do our best to deal with the situation as best we can. I am worried about this situation, however, and I want to assure the hon member that I am doing everything in my power to get the funds available as quickly as possible so that we can alleviate this very serious problem

Local authorities: rearranging of council membership

*2 Mr M RAJAB asked the Minister of Local Government and National Housing:

- (1) Whether, in view of certain remarks the Chairman of the Management Committee of the Durban City Council is alleged to have made recently, it is the intention of his Department to allow local authorities to rearrange council membership in such a way as to represent truly all citizens living within their area of jurisdiction, if not, why not, if so, what steps will be taken in this regard,
- (2) whether he will make a statement on the matter?

D118E
The DEPUTY MINISTER OF LOCAL GOVERNMENT AND NATIONAL HOUSING.

- (1) It is accepted that the remarks referred to by the hon member, concern the news report which appeared in the Daily News on 11 April 1992. Section 8 of the Interim Measures for Local Government Act, 1991, provides for six possibilities regarding negotiated settlements, of which sections 8(e) and (f) include the possibility that representatives of all citizens of a town or city can be represented in one council

(2) No, I am not prepared to make a statement

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Deputy Minister's reply, is he aware of the fact that the mayor of Durban made attempts to establish forums in terms of the legislation, and that extra-parliamentary forces do not want to work within the ambit of this particular legislation, because they are opposed to co-option? In the light of that, is the hon the Deputy Minister's department prepared to create informal forums so that such structures can be established?

The DEPUTY MINISTER: Mr Chairman, I am standing in for the hon the Minister at the moment and I have not been informed on that point. Consequently I shall not be able to answer the question.

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Own Affairs

Land/housing in Lenasia: irregularities

1 The LEADER OF THE OFFICIAL OPPOSITION to ask the Minister of Housing and Agriculture

- (1) Whether he will appoint an independent committee of inquiry to investigate allegations of irregularities relating to land and housing matters in Lenasia, if not, why not, if so, what are the details,
- (2) whether he will make a statement on the matter?

D134E INT

The MINISTER OF HOUSING AND AGRICULTURE Mr Chairman, the answer to the first part of the question is no and the answer to the second part is yes

As the administration already has a senior regional magistrate seconded to it at present, and because this person is currently investigating a series of alleged irregularities, both past and present, regarding land and housing matters throughout the administration's area of jurisdiction, including Lenasia, it is not considered

necessary at this stage to appoint any further committees of inquiry

Should hon members have information about any specific cases of alleged irregularity, they should submit it to the Director-General or to me for referral to this investigating officer. It must be stated clearly, however, that such submissions should be supported by substantial evidence of irregularities to enable the investigating officer to proceed with his investigation

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I was under the impression that the hon members of the Ministers' Council attach tremendous importance to values. We are not referring to an official of another department who was seconded to screen applications. That is the task of the magistrate, Mr Reed, and not of a committee of inquiry. As a magistrate, he investigates individual cases

As far as substantiated allegations are concerned, many questions have been tabled in this House by many hon members. What prompted me to put this question was the official answer given to a question in this House last week, which pointed a finger not at the administration, but at one or two hon members of the Ministers' Council. It is very clear that the hon the Minister does not want a departmental investigation. If a Minister took part in an act of corruption, would a departmental investigation reveal that? There is a need, because the House of Delegates is stinking as far as Lenasia is concerned

There is no doubt about the fact that the political arm is heavily involved in going against officials. I believe in one case an official had to intervene because a Minister was going against the Housing Development Board. They are manipulating the board. They are deciding. I believe one hon member of this House was called by a Minister who said they wanted to give somebody a plot and asked whether he had any objections. This type of evidence can only be produced at an independent committee of inquiry

I want to appeal to the hon the Minister, seeing that he has taken over, please to get hold of those files. I believe the handwriting of his predecessors should be made available before these files disappear, because when the James Commission of Inquiry was announced, some valuable files which I could have used disappeared from the departmental records

HOUSE OF DELEGATES

Cont 12

Lenasia stinks, and as long as Lenasia stinks, the Ministers' Council and the hon Ministers will stink. One member of the Ministers' Council, who is not the Minister of Housing now, had a meeting at the Blue Waters Hotel in 1986 as a result of which there was manipulation with regard to the price of a building which was allocated by the former Department of Community Development.

The answer the hon the Minister gave about Lenasia last week is sufficient reason for us to have an independent committee of inquiry. What is happening? In the case of some hon Ministers, when there is a no-confidence debate and the Ministers' Council is being threatened, one can get anything done. There are crossed lines on faxes too, because faxes get crossed lines, and one finds that people have read them. [Time expired]

Mr D K PADIACHEY Mr Chairman, I came into this debate because it concerns an area that I represent in Parliament. Lenasia has had a lot of problems in the past, and recently I have been getting a lot of faxes and documentation with regard to the corruption that is taking place there.

When the hon the Minister was only an MP he was aware of the things that were taking place in Lenasia. Now he is a Minister and I am surprised that he said today that he would not appoint an independent committee of inquiry. This is a blot on the name of the Ministers' Council and also of hon members of Parliament, because people look upon all of us as being part and parcel of the corruption that is going on in Lenasia.

Recently land was apparently allocated by the hon the Chairman of the Ministers' Council without the approval of the regional director. This accusation was made yesterday by the hon member Mr Padayachee when the hon the Deputy Minister visited Lenasia. These issues are coming up here. According to Mr Padayachee, the hon the Chairman of the Ministers' Council made that allocation in order to get the hon member for Lenasia East to join Solidarity.

These are allegations which must come to the fore. If an independent committee of inquiry is not appointed, all of this will be swept under the carpet. I plead with the hon the Minister, in order to allow us as hon MPs to walk the streets in peace, to appoint this committee. Let this

HOUSE OF DELEGATES

thing come to the fore once and for all. If there is corruption, let it come to the fore. If hon Ministers are involved, let it come out. If hon MPs are involved, let it come out. [Time expired]

The MINISTER OF HOUSING AND AGRICULTURE Mr Chairman, I have listened to the hon the Leader of the Official Opposition and the hon member for Central Rand. All I want to say at this stage is that I have taken note of the appeal of the hon member for Central Rand. I want to make mention of the fact that I did not say that I did not want to appoint a committee of investigation. I qualified it by saying that I did not want to appoint a committee of investigation at this stage.

However, if there is substantial evidence as was alleged by both hon members this afternoon, I want to give hon members the assurance that, after I have taken the necessary procedural steps required to investigate this matter in the Ministers' Council, I will not waste a minute in seeing that the necessary steps are taken to establish a commission of enquiry.

Mr M RAJAB Mr Chairman, the hon the Minister referred to the Reed Committee of Inquiry. I want to remind him that this is an internal committee that does not function in the open, which reports behind closed doors to the hon the Chairman of the Ministers' Council. It is important to have made that point, because an allegation has been made this afternoon that the hon the Chairman of the Ministers' Council, the previous Minister of Housing, was involved in an alleged irregularity.

I am aware that the hon the Minister has been threatened with legal action by several attorneys, in all cases involving so-called alleged irregular allocations. I would like to take the opportunity to tell the hon the Minister that we are aware that he only recently took on the position of Minister of Housing, but that he should ensure that he is not tainted with any irregularities that occurred before his appointment.

I also want to take the opportunity of telling the hon the Minister that subsequent to his reply to my question in this Chamber last week, I received a pile of documents on my desk from I know not where. [Time expired]

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I am very pleased with the

response of the hon the Minister of Housing and Agriculture. Of course, in terms of legislation regarding the Ombudsman, we must explore all our avenues.

However, I understand the hon the Deputy Minister of Housing visited Lenasia yesterday. This kind of action is taken whenever the Ministers' Council is threatened. Since 1989 whatever land the Ministers' Council wanted for family members or friends, they have got it. I believe instructions are going out from an hon member of the Ministers' Council to officials about how and what to allocate. I understand such an allegation was made openly yesterday when the hon the Deputy Minister visited Lenasia. Corruption is at its height. [Interjections.] I am sure that if a motion of no confidence was moved by the hon member for Central Rand, the hon the Minister would not start allocating land.

It is known, however, as far as the present Ministers' Council is concerned, that in January of every year one can get anything done in Lenasia just in order to get votes to enable one to sit on that side. Of course, whenever they are threatened, hon members of the Ministers' Council survive allegations regarding corruption.

I believe the hon the Chairman of the Ministers' Council surrendered his duty in order for him to have time available to be here to perform national duties. I want to suggest that the hon the Minister of Housing and Agriculture instruct his officials not to obey any instruction from any member of the political arm as far as the allocation of plots is concerned. [Interjections.]

Mr T L GOUNDEN You failed for you wanted to form an alliance with them and now accuse them of corruption!

The LEADER OF THE OFFICIAL OPPOSITION No, that was a political alliance with some of them. [Interjections.] That is a different matter.

We are here to perform a duty, and I am sure every hon member of this House will be ashamed of this matter. In the official answer I was told that only in respect of Lenasia were the Housing Development Board and reports to the board manipulated. [Interjections.] If the hon the Minister is worried about losing positions, we will not move a motion of no confidence, pro-

vided these values are treasured and upheld. [Interjections.] [Time expired]

The MINISTER OF HOUSING AND AGRICULTURE Mr Chairman, I want to assure the hon the Leader of the Official Opposition that they are surely fulfilling their duty as the Official Opposition. If they were doing anything less, they would be failing their duty. I want to assure them that whether it concerns Lenasia, Timbuktu or Vladivostok, if there is a genuine case that has to be considered, it will be investigated. It is alleged that Ministers may make recommendations regarding the allocation of sites. It is left to the Housing Development Board to consider such recommendations and to make its own decision. That is why we have a Housing Development Board.

Reference was made to stands, particularly stand No 223 in Extension 11A. The board must still decide on this issue. No allocation has been made yet.

I also want to add for the information of hon members that while we await further development in this direction, the office of the Advocate-General will be investigating alleged irregularities. Therefore hon members should refer irregularities to the Advocate-General for the time being.

The LEADER OF THE OFFICIAL OPPOSITION You will spend the rest of your life replying to questions!

The MINISTER Hon members who are in possession of information which merits investigation, should do this. Moreover, I want to repeat that this should be done for the sake of clean administration. I am sure both sides agree on this. I believe it was the hon member for Springfield who mentioned that this was our duty to our constituents and therefore it must be done properly.

Rev C PILLAY Mr Chairman, on a point of order I should like to know whether the Ministers' Council has resigned.

The CHAIRMAN OF THE HOUSE Order! I see one of the hon Ministers here. He will know what the position is.

Debate concluded

HOUSE OF DELEGATES

I trust that the hon MPs who are responsible for the Lenasia area—there are many of us—will get together with the hon the Minister and the officials as promises have been made to resolve the issue [Time expired]

Mr D K PADIACHEY Mr Chairman, I probably have a short memory, but I think the hon the Minister of the Budget and Auxiliary Services and of Local Government has no memory at all. As a Minister he has done nothing whatsoever. If he remembers correctly, I sent him a letter stating that we should do something about the farming. If the farmers have abused their land, we should now draw a line so that we can give all proper farmers land. This is what we are saying today. Give the genuine farmers the land. For one and a half years the hon the Minister sat on his backside and did nothing [Interjections]

Mr Y M MAKDA Mr Chairman . . . [Interjections]

The CHAIRMAN OF THE HOUSE: Order! The hon member for Central Rand may proceed

Mr D K PADIACHEY I apologise, Mr Chairman. He sat on his behind [Interjections]

The time has come for us to do something constructive. The hon member for North Western Transvaal has said quite clearly that this is happening. All hon MPs in the Transvaal have this problem. The farmers have approached us. The hon the Deputy Minister was there last week and he saw for himself what was happening. People are waiting and sitting . . . [Time expired]

The MINISTER OF HOUSING AND AGRICULTURE Mr Chairman, it must be categorically conceded that we are discussing the matter in a very generalised manner this afternoon.

The hon member for Springfield made a specific suggestion. I have a lot of respect for people like that who look at these problems and suggest something that is worth pursuing. He suggested that, if necessary, the issue be investigated and that that the matter be set straight with these farmers, regardless of any injustice that has been done to them. In that regard I want to suggest for the present and the future, that complaints should be specific in order to make the direction

HOUSE OF DELEGATES

one should take absolutely clear. It must be stated whose lease has been cancelled, when this was done and by whom [Interjections]

Mr D SAKALINGUM By your department's officials! [Interjections]

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES AND OF LOCAL GOVERNMENT Bring the evidence!

The MINISTER OF HOUSING AND AGRICULTURE If we receive such a complaint, it will be information on which we will have no option but to take action. [Interjections] We will then pass such information . . . [Interjections]

The CHAIRMAN OF THE HOUSE: Order! The hon the Minister is on his feet

The MINISTER: We will then pass such information on to the department so that the relevant action can be taken. I cannot say anything more. I can say a lot about other areas, for instance about the agricultural land that is under investigation at Klip River. I can talk about the Palmridge area where 19 plots were identified and nine have already been allocated. I can talk about Rietfontein where it was intended to have agricultural holdings. That matter is being investigated.

To conclude, I want to make it very clear that there must be some agreement between the lessor and the lessee, namely the House of Delegates and these market gardeners or farmers. That aspect is being given due consideration and will be regularised in the future.

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Two former Ministerial Representatives: debt
*1 Mr K CHETTY asked the Minister of the Budget and Auxiliary Services 258

(1) Whether two former Ministerial Representatives for the Minister's Council of

the House of Delegates, whose names have been furnished to the Minister's Department for the purpose of his reply, owe any moneys in respect of motor-vehicle loans granted to them by his Department, if so, (a) what are the details in this regard and (b) what are their names,

(2) whether it is the intention to take any action in regard to these moneys, if not, why not, if so, (a) what action and (b) when,

(3) whether he will make a statement on the matter? 258

D125E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(1) (a) Both former Ministerial Representatives for the Minister's Council in the House of Delegates participated in the Motor Finance Scheme for Ministerial Representatives. Participation in the scheme immediately ceased when their services were terminated and in accordance with the rules of the scheme the full balance on the loan plus interest should have been immediately paid to the State in one amount.

(b) The hon member for Durban Bay and the hon member for Clare Estate

(2) (a) Action has already been taken in regard to recovery of the outstanding moneys and summonses have been issued in the Supreme Court, Durban under Case Nos 9643/90 and 9644/90. Both persons are presently deferring the action against them.

(b) Summonses in respect of both cases were issued in the Durban Supreme Court on 29 November 1990.

(3) No

Community hall - Merebank

*2 Mr K CHETTY asked the Minister of Housing and Agriculture

(1) Whether a community hall is to be built in Merebank, if not, why not, if so, (a) when and (b) at what cost,

(2) how many community halls are in service in the Merebank area,

(3) whether he will make a statement on the matter?

D127E

The MINISTER OF HOUSING AND AGRICULTURE

(1) No

(a) Falls away

(b) Falls away

(2) The Durban City Council indicated that there are 12 halls, all in private ownership in the Merebank area, of which the majority are available to the community for hiring. 258

(3) Yes

Mr Chairman,

Although this matter really falls within the jurisdiction of the hon the Minister of Education and Culture I wish to point out that in view of, inter alia, the concerted effort by my colleague's Department to promote culture, a need was identified for the provision of a suitable facility for the schools in the area and consequently a decision in principle was taken to provide a regional school hall which can be used by the schools in the area, as well as the community at large, if necessary.

However due to the severe financial constraints this Administration has to contend with, the matter is under review and no final decision has been taken as to when and at what cost such a facility will be provided, if at all.

Hon members will recall that in my reply to Question No 3 on Wednesday, 22 April 1992, I indicated that community halls are not regarded as a priority as the limited funds available in the Housing Development Fund are urgently required to provide housing for the many poor families awaiting a roof over their heads.

HOUSE OF DELEGATES

Hansard *Hansard*

It must be further mentioned that the Local Authority must also play a role and provide community halls from municipal funds, whilst the provision of school halls

would be the responsibility of this Administration

Thank you Mr Chairman

INTERPELLATIONS UNDER NAME OF MEMBER

Botha, Dr W J— <i>General Affairs</i> Finance, 841	Langley, Mr T— <i>General Affairs</i> National Intelligence Service, 1
Burrows, Mr R M— <i>Own Affairs</i> Education and Culture, 185, 436	Leon, Mr A J— <i>General Affairs</i> Law and Order, 129 Transport, 732
Carlisle, Mr R V— <i>General Affairs</i> Public Enterprises, 917 Transport, 848 <i>Own Affairs</i> Housing and Works, 619	Le Roux, Mr F J— <i>General Affairs</i> Foreign Affairs, 123
Gerber, Mr A— <i>Own Affairs</i> Education and Culture, 291, 537	Momberg, Mr J H— <i>General Affairs</i> Mineral and Energy Affairs, 7 National Education, 611
Gibson, Mr D H M— <i>Own Affairs</i> Education and Culture, 864	Padiachey, Mr D K— <i>Own Affairs</i> Housing and Agriculture, 951
Haswell, Mr R F— <i>General Affairs</i> Law and Order, 272 Local Government and National Housing, 527	Paulus, Mr P J— <i>General Affairs</i> National Health, 267
Hoon, Mr J H— <i>General Affairs</i> National Education, 911	Pienaar, Adv C H— <i>Own Affairs</i> Agricultural Development, 33, 940
Jacobs, Adv S C— <i>General Affairs</i> Home Affairs, 725	Pienaar, Mr D S— <i>Own Affairs</i> Education and Culture, 753

- (i) 1 Bactrin negligently prescribed to patient who was allergic to it. Antidote was given whereafter dark spots and cysts developed on his body
- 2 After treatment of cut patient's finger became bent
- 3 Patient sustained burns during operation
- 4 Patient dehydrated during operation and allegedly sustained brain damage and
- (u) 1 Case pending
- 2 Claim withdrawn
- 3 and 4 Cases pending
- Transvaal Provincial Administration*
- (1) (b) yes,
- (i) 1 Alleged negligence during operation
- 2 Alleged negligence during operation and
- (u) 1 and 2 Cases pending
- (2) (a) Minister of National Health
- (i) and (u) no
- (b) Chief Executive Director of Provincial Hospital Services
- Cape Provincial Administration*
- (i) yes,
- R19 000 plus costs (notice of appeal was given and judgement is being awaited)
- R15 715,32 and
- (u) yes,
- R 8 500,00
- R 7 500,00
- R107 552,00
- R 60 000,00
- R 96 500,00
- R 3 000,00
- R 42 550,00
- R 25 000,00
- R 10 016,37
- Balance in Central Energy Fund**
- 251 Mr R R HULLEY asked the Minister of Mineral and Energy Affairs:
- What was the balance in the Central Energy Fund as at (a) 31 December 1991 and (b) the latest specified date for which figures are available?
- The MINISTER OF MINERAL AND ENERGY AFFAIRS
- (a) R2 158,7 million
- (b) On 30 April 1992 R1 994,6 million

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Steering committee: Greater Cato Manor area

29 Mr M ABRAMHAM asked the Minister of Regional and Land Affairs:

- (1) Whether he has appointed a (a) chairman and (b) vice-chairman of the negotiating forum and the steering committee for the Greater Cato Manor area, if not, why not, in each case, if so, (i) (aa) what criteria were applied in, and (bb) whom did he consult before making each appointment, (ii) (aa) when and (bb) for what term of office was each appointment made and (iii) what salary and/or allowances are payable to each incumbent,
- (2) whether he will make a statement on the matter?

D129E

The MINISTER OF REGIONAL AND LAND AFFAIRS

- (1) (a) No The Administrator of Natal has, however, appointed a chairman on the recommendation of the negotiating forum
- (b) As for (1)(a) above
- (i) (aa) The names of both the chairman and the vice-chairman were unanimously agreed upon by the negotiating forum. The chairman was appointed

Balance in Central Energy Fund

251 Mr R R HULLEY asked the Minister of Mineral and Energy Affairs:

What was the balance in the Central Energy Fund as at (a) 31 December 1991 and (b) the latest specified date for which figures are available?

B584E

The MINISTER OF MINERAL AND ENERGY AFFAIRS

- (a) R2 158,7 million
- (b) On 30 April 1992 R1 994,6 million

because of his acceptability to the negotiating forum, as well as the broad community. The vice-chairman was appointed in view of his experience in matters relating to planning and development

- (bb) Both the chairman and the vice-chairman were appointed by the Administrator of Natal, after consultation with Deputy Minister André Fourie MP

- (u) (aa) The negotiating forum was informed on 28 March 1992 of the appointment of the chairman and vice-chairman, and a public announcement was made in a press release on 29 March 1992. Formal letters of appointment to the chairman and the vice-chairman were signed by the Administrator of Natal on 1 April 1992 and 8 April 1992 respectively
- (bb) One year from the date of appointment with the option to renew the appointment
- (uu) For the chairman, the standard remuneration as laid down by the Department of State Expenditure, namely R438,00 per day. The remuneration of the vice-chairman is still being negotiated by the parties concerned

(2) See (1)(b)(u)(aa) above

22
5/1

HoD to probe deed of sale irregularities

STAR 12/5/92

By Anna Louw (258)
East Rand Bureau

Allegations of irregularities involving deeds of sale for low-cost housing in Villa Liza, Boksburg, were among the many grievances the People's Action Committee discussed at a meeting with House of Delegates Deputy Minister of Housing S V Naicker in Boksburg last week.

Action committee spokesman Ned Pillay said it was distressing to discover that home-owners had not been properly informed about the deeds of sale for their property and that they had no legal recourse.

Mr Naicker said the involvement of an Actonville management committee member in the issue was

"highly irregular" and the matter would receive priority investigation.

The plight of the 600 families of Villa Liza involves

- Lack of infrastructure and adequate public transport
- No private or public telephones.
- No emergency services and an under-equipped clinic
- Poor-quality building materials used for the construction of the houses, which had resulted in walls and floors cracking
- People had been forced to pay inflated prices (R32 000) for homes which have been described as a "shell"
- Home-owners were not properly informed about the terms and conditions of their deed of sale and the fact that the houses were being sold "voetstoets" cracks and all.
- Dissatisfaction over the single school bus

● To qualify for a house, a family's income must not exceed R1 500 a month, but their rent is R600 a month

Mr Pillay said the problems were discussed at a meeting with Mr Naicker, the Rev Chin Reddy, a representative of the House of Delegates, and a member of the Actonville management committee, Salaam Mayet.

He said the Boksburg Town Council had offered to investigate the matter.

Mr Naicker assured the action committee that he would see to it that the alleged irregularities regarding the deeds of sale would not happen again.

Mr Pillay said his committee had demanded that an administration office be established in Villa Liza where people could pay their rent and that a joint forum would be established where the people of Villa Liza could make their own decisions.

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ture, as was the case in the Doornkop area, was evidently far too exorbitant to consider. For this reason the Director-General requested that the search for other suitable and cheaper land should continue, which culminated in the identification of a farm in the Nonoti area by the Department of Agricultural Development Administration House of Assembly, who acted as our Administration's agent, since this Administration has no legal powers to acquire agricultural land.

The said Department appointed a valuator to value the farm and on the basis of the valuation of R4 067 700,00, recommended the acquisition thereof.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, on a point of order. The hon the Minister's answer to the first part of my question was "no". In replying to the second part of the question the hon the Minister is now covering the ground of an official interpellation that has been handed in.

THE CHAIRMAN OF THE HOUSE Order! May I ask the hon the Minister whether he is responding to the question as it appears on the Question Paper or to an interpellation which is still to come?

MR YMMAKDA Mr Chairman, in his reply the hon the Minister said that he was making a statement as requested under section 2 of the question. As far as the interpellation is concerned, it has not gone through the Whip's committee yet and it is not on the Question Paper. Accordingly, the rule of anticipation does not apply.

THE CHAIRMAN OF THE HOUSE Order! The hon the Minister may proceed.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, on a further point of order. In the light of the fact that the hon the Minister's answer to question 3(j) is "no", there is no need for a statement.

THE CHAIRMAN OF THE HOUSE Order! No, my interpretation is that although the request for the hon the Minister to make a statement on the matter is interrelated to the main question, it is still something that stands on

its own. The hon the Minister is entitled to make a statement on the matter.

THE MINISTER The farm, totalling 365 hectares, is situated on the Natal North Coast about 65 kilometres from Stanger. The original asking price was R4 000 000,00, whilst the finally negotiated price was R3 332 750,00 for the land plus R567 250,00 for the pool. A sucrose quota of 2 269 tons, totalling R3 900 000,00.

The farm in question is 9 kilometres from the nearest Mill and consists of—

300 hectares of registered land planted with sugar cane, 180 hectares of which is under a well developed irrigation system,

7 hectares planted with Litchis, under micro jet irrigation and which is nearing bearing stage,

0,5 hectares planted with mangoes, 2 years old, and

57,5 hectares for housing, roads and other non-usable land, such as river verges, steep bush land, etc.

The housing consists of—

a Main house of 500 square metres,

a garage of 170 square metres,

a spares/ration office of 76 square metres,

2 cottages, totalling 310 square metres,

a workshop of 264 square metres,

a packshed of 392 square metres,

16 compounds totalling 1 441 square metres.

Water for year-round sprinkler irrigation of approximately 265 hectares is available from 2 dams in the Mfengu and Nonoti rivers, even in extreme drought conditions.

Cane production over an 8-year period averages at 15 500 tons per year, which is equivalent to 1 940 tons of sucrose.

The all-inclusive price of R10 685,00 per hectare compares very favourably with the price of R12 760,00 per hectares which was recently paid for a nearby farm which lies 3 kilometres nearer to the Mill, has no irrigation infrastructure except a small portable plant and with no possibility of dam construction.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, in particular with regard to the amount of approximately R10 000 per hectare paid for this particular piece of land, is the hon

the Minister aware of the fact that the Administration is considering leasing this land back to the seller and if so, at what price? Secondly, does the hon the Minister's Department value the advice given by the Natal Cane Growers Association which, by the way, was negative? Thirdly, is it not correct that the original report of the extension officers was negative and that they were subsequently pressurised by a new Minister to change the report?

THE MINISTER Mr Chairman, I would like some time to go into all the details. I would like to reply to the question, but my answer would not be complete.

MR N SINGH Mr Chairman, further arising out of the hon the Minister's reply and his reference to an evaluator being appointed, could he tell us who this person is? Secondly, could he tell us whether the Agricultural Credit Committee was asked to value this farm?

THE MINISTER Mr Chairman, I ask the hon member for Umzanto for his understanding. I will do the necessary research and give him an answer.

MR N JUMUNA Mr Chairman, further arising out of the hon the Minister's reply, may I ask him whether the land was acquired and what the present status of the land is? Is the land being let or not? If it is being let, what are the terms and conditions? Furthermore, since the milling season has already started, I would like to know whether the crop on the land is being harvested at this stage?

THE MINISTER Mr Chairman, the hon member for North Coast is a sugar cane farmer and, if I may say so, I think he ought to know whether it is the harvesting and milling season. I am not in the know about these issues. However, with regard to his two other questions, the land has been acquired by the general affairs department.

THE LEADER OF THE OFFICIAL OPPOSITION As an agent!

THE MINISTER Yes, as an agent. The hon member also wanted to know how long ago the land was acquired, and the answer to this is a month or two ago. I understand from reliable sources that the registration of the sale is almost through. That is all I can tell the hon member for North Coast at this stage.

MR N SINGH Mr Chairman, further arising from the hon the Minister's reply, regarding the registration of sale, would I be correct in saying that this land will be subdivided and sold off to farmers? I also wish to ask the hon the Minister whether he can give us the value of all the items he referred to as "housing" in his reply.

THE MINISTER Mr Chairman, I will do so with pleasure.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, is there time for another supplementary question?

THE CHAIRMAN OF THE HOUSE Order! I think there have already been five supplementary questions.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, there have been three.

THE CHAIRMAN OF THE HOUSE Order! The hon the Leader of the Official Opposition may proceed.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the hon the Minister's reply, in any transaction relating to the acquisition of land by our Administration, is it the policy of the Department to state that no agents were involved in the transaction?

THE MINISTER Mr Chairman, I do not know what specific aspect of a transaction the hon the Leader of the Official Opposition is referring to, but I do not think that is a normal practice.

Amount paid to housing consultant

*4 **THE LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Housing and Agriculture

(1) What amount was paid to the housing consultant in 1991, (258)

(2) whether the contract period of this consultant has been extended, if not, why not, if so, (a) why and (b) for what period,

(3) whether he will make a statement on the matter?

D138E

THE MINISTER OF HOUSING AND AGRICULTURE

(1) R439 659,76

HOUSE OF DELEGATES

(2) No

The contract runs from 1 February 1991 to 31 May 1993

(3) Yes

Mr Chairman, As will be recalled, during the debate following the answering of questions on this subject in the House on 19 March 1991, several members expressed their reservations and concern at the magnitude of expenditure to be incurred in engaging the services of the consultant

Today, however, in retrospect some hon members have changed their earlier impressions for genuine and factual reasons. Although I will dwell more comprehensively in my Budget Speech on the benefits which accrued to our Administration through the efforts and achievements of the consultant which amounted to a very significant financial saving, I wish to enumerate a few, in illustration, at this stage

(a) The outflow of funds on budgeted projects during the past financial year reached a record high, whilst the total value of projects awarded exceeded R335 million

(b) The number of houses built during the last financial year exceeded the target budgeted and is by a wide margin the highest number ever achieved during the lifespan of the Administration

(c) The consultant successfully concluded negotiations aimed at achieving acceptability and affordability in housing provision in a climate of high inflation, e.g.

House prices achieved on contracts in 1991/92 were on the same level as that of 4 years ago,

Limits on land servicing costs could be imposed by mutual agreement,

Appreciable reductions in respect of consultants' fees could be negotiated on the basis of standardization of house types, etc

I have no doubt whatsoever in my mind that the Consultant achieved that which was intended by his appointment and the

benefits referred to, fully justify the expenditure involved in engaging his services. I can only foresee more good accruing from his services now that he has obtained experience during the past year.

Thank you Mr Chairman

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, is he aware that houses are only built three years after a scheme has been established? That is my first question. My second question is, does the hon the Minister deem it necessary to pay a consultant a salary which is twice that of a State President and more than twice that of a member of the Cabinet or a member of the Ministers' Council?

The MINISTER Mr Chairman, that question is a very arbitrary one. I want to be absolutely honest about the fact that I had my misgivings about this person [Interjections] However, hindsight tells me that he earned his salary. He has successfully undertaken many issues. I want to state categorically that, without exception, there is no other official such as he in that Department. He has made a definite contribution.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the hon the Minister's reply, since he is justifying the State's trimming of expenditure, is he aware of the fact that the trimming of the prices of projects submitted by municipalities has been an ongoing exercise in the housing administration for the past 30 years, and that nothing new has resulted from it?

The MINISTER Mr Chairman, I do not want to differ with the hon the Leader of the Official Opposition. However, we never before have had the degree of success we had last year when it comes to the trimming of costs. We have really recorded a marked improvement in that regard. That is what I mean when I say that considered as a whole, the engagement of this consultant has not been a loss.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the answer of the hon the Minister, is it not correct that the successful trimming achieved last year was the result of the foundation laid three years earlier? [Interjections]

The MINISTER Mr Chairman, I would not attempt to answer that question. One would have to be some kind of fortune-teller to do that, and I am not one.

Mr H M NEERAHOO Mr Chairman, further arising from the answer of the hon the Minister, is he aware of the fact that when the appointment was made last year, we were told that he could proclaim all unproclaimed areas into townships? However, a year and some months have passed. Is there any progress?

The MINISTER Mr Chairman, surely the hon member for Newholme realizes that the proclamation of townships does not happen overnight

I want to assure the hon member that it is clear from the available records that quite a large number of townships have been proclaimed. As I have indicated this afternoon, there are certain encumbrances with regard to those other townships which are receiving the attention of the consultant.

Mr N SINGH Mr Chairman, further arising from the answer of the hon the Minister, will he agree with me that all the houses that were supposed to have been built approximately three years ago, as was promised on television, have not been built as yet? [Interjections]

abuses, and if so, is any action being contemplated?
 The DEPUTY MINISTER: This has not been brought to my notice, but if it is the case, I ask the hon the Leader of the Official Opposition to provide me with the necessary facts

Chemical plant in Cato Ridge: mercury poisoning
 *4 Mr T PALAN asked the Minister of Water Affairs and Forestry

- (1) Whether, with reference to a certain chemical plant in Cato Ridge and instances of mercury pollution of a nearby stream, particulars of which have been furnished to the Minister's Department for the purpose of his reply, an investigation is to be instituted to determine the environmental impact of the chemical plant in question, if not, why not, if so, (a) when and (ii) by whom will the investigation be conducted, (b) what is the name of this chemical plant and (c) what are the details of the case.

- (2) whether he will make a statement on the matter?

D146E
The DEPUTY MINISTER OF WATER AFFAIRS AND FORESTRY

- (1) Yes A comprehensive geohydrological investigation and impact assessment of the plant on groundwater and on the surface water and sediments of the Umgeni River and its tributaries has been instituted
 - (a) (i) Studies commenced towards the end of 1990
 - (ii) Consultants appointed by the Company concerned and the Department of Water Affairs and Forestry
- (b) The name is the one provided by the hon member
- (c) Elevated mercury levels were limited to a relatively small area in the soil in the direct vicinity of the plant. Action taken by the Department resulted in the termination, on 19 April 1990, of the production of any effluent containing mercury. This, to-

HOUSE OF DELEGATES

gether with further remedial actions, resulted in a marked improvement in the surface and groundwater quality

- (2) Yes No effluent containing mercury is presently produced at the plant. Effluent containing mercury which has been generated in the past is contained in double lined dams. This effluent is currently treated to remove mercury to a level below the General Standard in terms of the Water Act, 1956 (Act 54 of 1956). The treated effluent is used, under strict control, for intermittent irrigation and the environment is not adversely affected by this practice

INTERPELLATIONS

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Own Affairs

Court actions to defend Department

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Education and Culture

- (1) What total amount was paid in legal costs to defend his Department in court actions during the period 1 January 1990 up to the latest specified date for which figures are available,
- (2) whether he has taken a decision in regard to the engagement of any member of the legal fraternity to represent the Administration House of Delegates, if not, why not, if so, what did he decide?

D163E INT
 Mr Y M MAKDA Mr Chairman, as I informed the House yesterday, unfortunately the hon the Minister of Education and Culture has been hospitalised. As he is still in hospital, I wish to suggest that this interpellation be withdrawn. While I am on my feet I also wish to suggest that Questions No 1 and No 2 for oral reply under own affairs, which the hon the Minister of Education and Culture was to reply to, also stand over.

HOUSE OF DELEGATES

Allocation of business/industrial plots Transvaal
 2 Mrs R EBRAHIM asked the Minister of Housing and Agriculture

- (1) What procedure is adopted by his Department in allocating business and industrial plots in the Transvaal,
- (2) whether this procedure has been adhered to in all such allocations, if not, what exceptions are made?

D155E INT
The MINISTER OF HOUSING AND AGRICULTURE Mr Chairman, hon members will know that when a business person requires a piece of land for the purposes of conducting business, it is required of him to apply to the Department of Local Government, Housing and Agriculture where such an application will be scrutinised and processed provided the applicant is a displaced person in terms of the Group Areas Act or other legislation

Whilst it is the policy of the Administration to sell off commercial and industrial stands, in order to generate funds which in turn are used for our low-cost housing delivery programme, such actions are governed by the aspect of proclamation and registration of townships. Where the latter has not been finalised, sales cannot be concluded, since transfer of the property into the name of the purchaser cannot be done in such circumstances

Where the situation of non-proclamation and non-registration pertains, sites can only be leased to successful applicants who are willing to opt for this alternative. Over the years sites have been allocated to individual entrepreneurs on the basis of applications submitted and often also taking cognisance of the support given by local public representatives such as local affairs committees. In non-proclaimed areas sites were leased to individuals, whilst in proclaimed areas sales by private treaty could be and have been concluded

Furthermore, in view of the limited number of such sites available, the large number of applicants of more or less equal standing, and the keen interest evident among applicants to acquire sites, certain available sites have been advertised for sale by tender where the highest tenderer is allocated the site tendered for

In this way the needs of those entrepreneurs who are not displaced persons are also satisfied. Another method of allocation is sale by public auction, where a site is auctioned and allocated to the highest bidder

To summarise, there are basically four alternatives for disposing of land, which implies the allocation of sites. The first is leasing to individual applicants for a specific period at a specified rental. [Time expired]

Mrs R EBRAHIM Mr Chairman, newspaper articles and both direct and indirect intimidation of Mr Sayed, the towing operator who was allocated stand No 10058 in Lenasia, prompted me to place this interpellation on the Question Paper. I want to add that I had ascertained many facts before arriving at a decision regarding this interpellation

The Ministry of Housing confirmed in a letter to me—I have the letter here—that business sites are sold exclusively by tender. However, there have been exceptions where land has been sold by private treaty. During the course of last year representations were made to me as a member of Parliament by three businessmen to assist them in their endeavours to purchase land. At that stage two of them had been negotiating through Mr T C Chetty and a third through Rev Reddy, the Ministerial Representative in the Transvaal. Two persons have already entered into deeds of sale with the House of Delegates

Mr O Sayed of Omar's Towing Services has taken occupation of the erf allocated to him on lease pending sale and transfer. In terms of a letter addressed to Mr Sayed by Mr Meiring, the regional representative of the department, the erf would be leased to Mr Sayed with effect from 1 April 1992 at a monthly rental of R350 until such time as the area is proclaimed and a sales agreement entered into

Notwithstanding the written commitment given to Mr Sayed, the Department refuses to honour its undertaking and enter into this lease agreement. Mr Sayed is occupying the land, has effected improvements and has established his business on these premises. What is the reason for not honouring the written undertaking given by the regional representative?

The hon the Chairman of the Ministers' Council, who was the Minister of Housing, is personally aware of the situation. He chaired the meeting at

HOUSE OF DELEGATES

his Durban office on 2 March 1992, at which the decision to allow Mr Sayed a lease pending the sale was stated

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I do not want to become entangled in the local issues of Lenasia, but through experience I know that both the former Department of Community Development and its successor, the Administration House of Delegates, applied the firm policy that when dealing with genuine, *bona fide* resettlement cases, transactions were concluded by private treaty. That was the case where we had fewer applicants than sites

I agree with the hon the Minister of Housing and Agriculture that when one has more applicants who are confirmed resettlement cases than available sites, the best method is to offer them on a competition basis on the understanding that the highest tenderer will be given the site. A condition is stipulated in the tender document that if there are tenderers who are not resettlement cases, preference will be given to displaced persons, even if they do not submit the highest tender, provided that there is not a very big difference between the amount they tender and the highest tender, so that this will not cause problems with the Treasury

I think the policy should be determined by the Housing Development Board. It reflects a serious state of affairs when hon Ministers are directly instructing junior officials on how to allocate sites and whom to allocate them to [Time expired]

THE MINISTER Mr Chairman, with regard to the hon member for Lenasia East, I should like to point out that the letter to Mr Sayed to which she referred, was withdrawn shortly afterwards, because the regional representative acted prematurely by giving the authority without the Housing Development Board's approval

Unfortunately I did not have enough time to conclude my statement—I shall do so later—but I think if one hears what policy and procedure are being adopted, it will leave very little room for complaint. What is important is that when we have a policy we must pursue it rigidly to the satisfaction of everyone concerned

MR D K PADIACHEY Mr Chairman, it seems as if there was some kind of fiddling, because if the regional representative did act prematurely,

was instructed to carry out certain decisions. If he acted prematurely or ultra vires, he is an agent of the board and the matter can be sorted about between them. I think, however, the claim of estoppel in law might hold, in that the agent will have to bear the brunt of what his juniors did. [Time expired]

THE MINISTER Mr Chairman, I do not want to disagree with the last two speakers. It is clear that there was some misunderstanding in respect of communication, but subsequently the matter was regularised to the extent that this person was asked to hold on so that the normal procedure could be put into effect. I am *ad idem* with the hon the Leader of the Official Opposition.

I wish just to complete my statement. There are basically four alternatives when it comes to disposing of sites. The first is to lease sites to individual applicants for a specific period at a specified rental. The second is to sell sites to individual applicants by private treaty at a specified price, normally a market-related price.

Thirdly, the sites can be sold to persons who have responded to advertisements of sale by tender of sites, and whose tenders are the highest. In this case offset prices are given and the highest prices tendered must be higher than or equal to the offset prices.

Fourthly, the sites can be sold by auction, in which case the highest bidder purchases the site auctioned. In this case a reserve price is set and the successful bid must be higher than, or equal to, the reserve price. This practice has thus far not been resorted to.

I may also mention that the Housing Development Board has recently approved that a deposit of 10% of the prices tendered be asked from tenderers in an effort to discourage successful tenderers from withdrawing before the validity period expires, as such action causes unnecessary and sometimes costly delays and duplication in the case of unsuccessful tenderers such as deposits will be refunded without interest being added. In the case of successful tenderers the deposit will be viewed as a payment towards the purchase price, but also without interest, or forfeited by the successful tenderer should he withdraw and not conclude the sale.

In conclusion, I wish to point out that the policy of the Housing Development Board in general terms is to opt for and give preference to the sale

of its property by public tender as prescribed by the State Tender Board. It is not a hard and fast rule, however, and the said board, which is the legal owner of such property, has to and does allow itself to be guided by the dictates of prevailing circumstances in special cases [Time expired]

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

*1 Mr K Chetty—Education and Culture [Question standing over]

*2 Mr M Rajab—Education and Culture [Question standing over]

Purchasing of land: North Coast area of Natal

*3 **THE LEADER OF THE OFFICIAL OPPOSITION** asked the Minister of Housing and Agriculture

(1) Whether he or his Department intends purchasing any land for agricultural purposes in the North Coast area of Natal, if so, (a) where is this land situated and (b) what is the asking price (i) per hectare and (ii) in total,

(2) whether he will make a statement on the matter?

D137E

THE MINISTER OF HOUSING AND AGRICULTURE

(1) No

(a) Falls away

(b) Falls away

(2) Yes

Mr Chairman

Hon members of this House will agree that as in the case of land for housing, the search for and acquisition at reasonable cost, of suitable land for agricultural purposes, is an on-going process. Thus was suitable land originally identified, but the price thereof at R25 000,00 per hectare

Loo paper price causes a stink

THE high cost of toilet rolls — almost R1 each — purchased for about 500 Indian schools raised a stink in Parliament. Former teaching lecturer and Solidarity's nominated MP Farouk Cassim, of Stanger, Natal, highlighted the tissue issue during the House of Delegates session this week.

Mr Cassim complained to Education and Culture Minister, Dr Kisten Rajoo "We in this department are paying just over R1 a roll for single-ply toilet paper."

He added that he had been looking through expenditure documents during the education budget vote when he noticed the cost of a single-ply roll was R1,03.

"This is one example of overpayment. It stinks and yet we purchase in bulk. The department should buy no-name brands at less than 50c each."

The Sunday Times has established that the suppliers are two big-name companies — Nampak, in Natal and the Cape, and Kimberly Clark, in the Transvaal and Free State.

Ridiculous

Mr Cassim said he had made an "issue" about the tissue because people "appreciated" the cost of toilet rolls.

"This smells like a scam. We want to know who is responsible for buying toilet rolls at this ridiculously high price."

Other MPs, including opposition leader Amichand Rajbansi, agreed that toilet rolls could be bought at 45c or probably a few cents less through bulk buying.

Mr Steve Enoch, acting

By MARLAN PADAYACHEE

chief director of the Department of Budgetry and Auxiliary Services in Durban, said any procurement of stock, furniture or equipment was done according to the regulations of the state treasury.

The State Tender Board awarded the contract for toilet paper, he said

Colonel on trial for theft of State money

Court Reporter

The former commanding officer of a South African Army base yesterday went on trial on three counts of theft totalling R122 000

Colonel Geoffrey Holland-Muter (39), who commanded Group 18 at Doornkop, has been accused of stealing separate amounts of R57 102 and R51 660 from the State or the SADF

He also allegedly stole R15 000 from the Witwaterstrand Command officers' club.

Colonel Holland-Muter, who lives at Hartbeespoort Dam, pleaded not guilty to the charges put to him

The first witness, police sergeant Adriaan Brooks, said the SAP had approved claims from the Chief of Army

These claims were for the accommodation costs and mess fees of policemen who had stayed at Doornkop from May to November last year

Accounts officer at Chief of Army, Major Eduard Morrison, said vouchers in respect of the mess fees were paid to Group 18.

It was the commanding officer's responsibility to have the money handed over to the mess via the base's administration officer, Major Harrison said

The hearing continues

- (3) No
(4) Crèche

Re-instatement of sale

*2 Mrs R EBRAHIM asked the Minister of Housing and Agriculture

(1) Whether, with reference to the reply to Question No 5 on 22 April 1992 in regard to Portions 3 and 7 of Stand 6876 in Lenasia Township, the companies involved were registered in terms of the Companies Act, No 61 of 1973, at the time the properties were sold to them,

(2) what basis was used by the Housing Development Board in re-instating the sale,

(3) whether the purchases were advised of the re-instatement prior to 13 December 1991, if not, when were they advised of the re-instatement, if so, (a) why and (b) when were they so advised,

(4) Whether the purchasers have been advised of the cancellation of the re-instatement, if not, why not, if so, when?

D162E

The MINISTER OF HOUSING AND AGRICULTURE

(1) Yes

(i) Lenzcraft (Pty) Ltd was registered on 13 May 1982 Portion 7 of Stand 6876 Lenasia Extension 6 was sold on 21 May 1982 The Department of Trade and Industry advised on 13 April 1992 that Lenzcraft (Pty) Ltd was placed in the process of deregistration on 16 August 1990 The company was converted into a "close corporation" on 22 August 1989 and is now known as Moffatt Properties C C

(ii) Thambi Investments (Pty) Ltd was registered in terms of the Companies Act No 61 of 1973 The company was deregistered on 26 February 1988

(2) The company Lenzcraft (Pty) Ltd undertook to liquidate the outstanding balance of the purchase price amounting to R38 980,24 as at 9 September 1987 in respect of Portion 7 of Stand 6876 Lenasia

Extension 6

Thambi Investments (Pty) Ltd agreed to settle the outstanding balance of the purchase price amounting to R31 043,24 as at March 1990 in respect of Portion 3 of Stand 6876 Lenasia Extension 6

Both these companies indicated that they have applied for rezoning and relaxation of the building lines from Special to Industrial 3 to the Johannesburg City Council during 1982

(3) Yes

(a) In terms of standard procedure adopted by the Department the applicants are normally advised of the resolutions of the Regional Allocations Committee

(b) 29 March 1990

(4) No

Attempts were made by the Regional Representative to arrange a meeting but he was unsuccessful In the light of fresh representations being made by the hon member for Lenasia East that the companies were registered a meeting was arranged with the attorney representing Thambi Investments (Pty) Ltd and Lenzcraft (Pty) Ltd on 14 May 1992 at the Johannesburg Regional Office The outcome of the meeting is still to be made known

Mr M RAJAB Mr Chairman, arising from the hon the Minister's reply, would the hon the Minister please tell us how it was possible to complete this transaction with a deregistered company as one of the parties?

The MINISTER Mr Chairman, I had hoped to have an answer for the hon member for Springfield However, as this is a legal issue I do not have an answer, but I will look into the matter If the hon member puts his question in writing I will give him an answer in writing

Mr M RAJAB Mr Chairman, further arising from the hon the Minister's reply, I will assist the hon the Minister It is not possible to complete a transaction with a company that is deregistered If that is not possible, I would like to ask the hon the Minister how it was done?

The MINISTER Legally!

Sale of business sites in Cato Manor. negotiations

*3 Mr K PANDAY asked the Minister of Housing and Agriculture

(1) Whether he has entered into negotiations in regard to the sale of business sites in Cato Manor, Durban, if not, why not, if so, what are the details in this regard,

(2) whether he will make a statement on the matter?

D170E

The MINISTER OF HOUSING AND AGRICULTURE

(1) No

The Housing Development Board will attend to the sale of business sites in Cato Manor in due course

(2) No

Paying over of amount to Durban City Council

*4 Mr K PANDAY asked the Minister of Housing and Agriculture

(1) Whether his Department intends paying over or has committed itself to paying

over an amount of approximately R7 million to the Durban City Council, if so,

(2) whether the City Council requires these funds in connection with finalizing the sale of duplexes in the Newlands West area, if not, what is the position in this regard, if so, what are the relevant details?

D172E

The MINISTER OF HOUSING AND AGRICULTURE

(1) No

(2) Falls away

I want however to give the following explanations on the matter An amount of R4 286 033,00 was originally approved by the Housing Development Board for the project The Durban City Council has already drawn an amount of R3 556 293 and also applied for an increased loan for the upgrading of the domestic water supply The Housing Development Board on 3 April 1992 approved an increase of R391 662,00 An amount of R1 121 402,00 of the total loan of R4 677 696,00 approved for the project is therefore still available

Education and Culture of this House on members of Parliament, as promised by him on 20 March 1992 (see Debates of Parliament (Hansard) cols 2669-70), if not, why not, if so, with what results? **258**

D169E

THE CHAIRMAN OF THE MINISTERS' COUNCIL

The Committee of Enquiry has been appointed to investigate the matters referred to by the hon member of Parliament for Springfield and other matters pertaining to the Ministry of Education and its Administration. A notice inviting representations will appear in the press in due course.

The Committee of Enquiry comprises

Advocate H E Mail, SC (Chairman)
Dr P H Bredenkamp (Assessor)
Mr R L Charles (Assessor)

Ministers

Questions standing over from Wednesday, 13 May 1992

Misappropriation of funds: former school principal

*1 Mr K CHETTY asked the Minister of Education and Culture

- (1) Whether any allegations of misappropriation of funds by the former principal of a certain secondary school, the name of which has been furnished to the Minister's Department for the purpose of his reply, have been investigated, if not, why not, if so, (a) who conducted the investigation, (b) what were the findings and (c) what is the name of the school in question,

- (2) whether he will make a statement on the matter?

D128E

THE MINISTER OF EDUCATION AND CULTURE

- (1) There was no allegation of misappropriation of funds by the former principal of Clairwood Technical Secondary School (a), (b) and (c) fall away

- (2) Yes. An audit inspection was undertaken at Clairwood Technical Secondary School

HOUSE OF DELEGATES

(a) University of Durban-Westville

(b) (i) The following namely

Prof J W Brommert
Councillor Mrs N F Armstrong
Mr J T Bhoola
Mr Ismail Kathrada
Mr R L Charles
were substituted by
Dr Sam Motsuanyane
Dr P N Govender
Dr Ivy Matsepe
Prof M Shear
Prof R van der Ross

(ii) At the request of the University of Durban-Westville

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, will he tell us whether the representatives of the University of Durban-Westville gave reasons for their request?

The MINISTER Mr Chairman, a very good reason was given by the University of Durban-Westville. In the light of the progressive method used by all universities throughout the world, we in the Ministers' Council found that it was prudent to grant them their request.

Mr M RAJAB Mr Chairman, further arising out of the hon the Minister's reply, will he tell us precisely what the motivation was in each particular instance?

The MINISTER Mr Chairman, I have endeavoured to give a general outline of the reasons, but if the hon member for Springfield would like precise reasons and if he puts his question in writing, I shall ask my division to research the matter and give him a precise answer in respect of every case.

Mr M RAJAB Would the hon the Minister do that?

The MINISTER Yes, Mr Chairman, I shall endeavour to do that. Generally the idea was that a broad representation of the university's membership, including the students, should form part of the university council, as is the new trend throughout the world. University students were given an opportunity in this regard.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, in connection with the appointment of members to university councils,

did the Office of the State President at anytime consult our hon Minister in respect of the appointment of Indians to the councils of other universities?

The MINISTER No, Mr Chairman, I have no knowledge of that.

Mr P NAIDOO Mr Chairman, further arising out of the hon the Minister's reply, could he tell this House whether the council of the University of Durban-Westville is functioning more efficiently now that those five members have been excluded?

The MINISTER Mr Chairman, that is a very profound question and I should like to give the hon member a profound answer. We have not yet had the time to analyse that.

New questions

Applications: Stand 2417 Lenasia South Extension 2

*1 Mrs R EBRAHIM asked the Minister of Housing and Agriculture

- (1) Whether any applications have been received for the acquisition of Stand 2417 Lenasia South Extension 2, if so, who are the applicants,

- (2) whether he, any other Minister or any official has made any recommendations in this matter, if not, when are such recommendations expected to be made if so, what are these recommendations,

- (3) whether the Housing Development Board has implemented any of these recommendations, if not, why not, if so, which recommendations,

- (4) what has Stand 2417 been zoned for?

D161E

THE MINISTER OF HOUSING AND AGRICULTURE

- (1) Yes—from Pilleasure Property Development C C, as well as from Shri Rams Valalar Temple Organisation who requires the site for use as a parking area for the Temple complex

- (2) No—The sale of Erf 2417 will shortly be presented to the Housing Development Board who will deal with the matter on its merits

HOUSE OF DELEGATES

Hauser
Cultural promoters: services terminated/
contracts renewed

31 Mr M RAJAB asked the Minister of Education and Culture

(1) Whether any cultural promoters in the employ of his Department recently had their services terminated, if so, (a) what are their names and (b) why were their services terminated,

(2) whether the contracts of any part-time educators employed as cultural promoters have been renewed by his Department, if so, (a) what are their names and (b) why were their contracts renewed?

D145E
The MINISTER OF EDUCATION AND CULTURE

(1) Yes

(a) Mrs P Gokul

(b) The services of a show promoter were no longer required. Financial constraints led to the termination of her services

(2) Yes

- (a)
- 1 Mr K S Naidoo
 - 2 Mr N C Naidoo
 - 3 Mr N P Pillai
 - 4 Mr K S Naidu
 - 5 Mr V K Naidoo
 - 6 Mr R A Naidoo
 - 7 Mr M G Narismulu
 - 8 Mr V J Jagannath

258

- 9 Mr M R Dayal
- 10 Mrs V D Ramkisson
- 11 Mr R Santokhee
- 12 Mr J Santokhee
- 13 Mr M Takah
- 14 Mr M Govender
- 15 Mr P Singh

(b) The services of the first 9 persons were required as language promoters and the services of the other 6 persons were required as cultural promoters.

Reprint of Question No 18 and reply thereto (see col 657)

Budget: percentage spent on salaries

18 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services

What percentage of the budget of the House of Delegates was spent on salaries and salary-related expenditure in each of the latest specified three years for which figures are available?

258

D74E

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

The percentage of the budget of the House of Delegates spent on salaries and salary-related expenditure in the financial years 1988/89 to 1990/91 is as follows

- (i) 1988/89 47,1%
(ii) 1989/90 49,7%
(iii) 1990/91 56,7%

INTERPELLATIONS UNDER NAME OF MEMBER

Botha, Dr W J—
General Affairs
Finance, 841, 1053

Haswell, Mr R F—
General Affairs
Law and Order, 272
Local Government and National Housing, 527

Burrows, Mr R M—
Own Affairs
Education and Culture, 185, 436, 1004

Hoon, Mr J H—
General Affairs
National Education, 911

Carlisle, Mr R V—
General Affairs
Public Enterprises, 917
Transport, 848
Own Affairs
Housing and Works, 619

Jacobs, Adv S C—
General Affairs
Home Affairs, 725

Langley, Mr T—
General Affairs
National Intelligence Service, 1

Charlewood, Mrs C H—
General Affairs
Local Government and National Housing, 1059

Leon, Mr A J—
General Affairs
Law and Order, 129
Transport, 732

De Beer, Dr Z J—
General Affairs
State President, 981

Le Roux, Mr F J—
General Affairs
Foreign Affairs, 123

Ebrahim, Mrs R—
Own Affairs
Housing and Agriculture, 1021

Momberg, Mr J H—
General Affairs
Mineral and Energy Affairs, 7
National Education, 611

Gerber, Mr A—
Own Affairs
Education and Culture, 291, 537, 1081

Gibson, Mr D H M—
Own Affairs
Education and Culture, 864

Padlachey, Mr D K—
Own Affairs
Housing and Agriculture, 951

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Attorneys struck off roll/admitted

27 Mr M RAJAB asked the Minister of Justice

(1) (a) (i) How many attorneys were struck off the roll in each province during the latest specified period of three years for which information is available and (ii) how what are their names and (b) (i) how many attorneys were admitted to practice in each province during the above period and (ii) what are their names;

(2) how many attorneys does his Department estimate will be admitted to practice during the next three years?

D120E

The MINISTER OF JUSTICE

The required statistics are not kept by the Department. In an attempt to be of assistance to the hon member, the Association of Law Societies of the Republic of South Africa was approached. The following information regarding the respective law societies was received from the Association

A) The Law Society of Transvaal

1 Attorneys struck off the roll
1989—7
1990—14
1991—10

2 Attorneys admitted to practice
1 4 1989 to 31 3 1990—240
1 4 1990 to 31 3 1991—276
1 4 1991 to 31 3 1992—206

3 An estimated 250 attorneys per annum will be admitted to practice during the next three years

B) The Law Society of the Cape of Good Hope

1 Attorneys struck off the roll
1989—7

1990—9
1991—5

2 Attorneys admitted to practice
1989—135
1990—165
1991—200

3 By 1995, an estimated 300 attorneys per annum will be admitted to practice

C) The Natal Law Society

1 Attorneys struck off the roll
1989—2
1990—2
1991—3

Attorneys admitted to practice
1989—76
1990—63
1991—86

3 An estimated 80 attorneys per annum will be admitted to practice during the next three years

D) The Law Society of the Orange Free State

1 Attorneys struck off the roll
1 7 1988 to 30 6 1989—1
1 7 1989 to 30 6 1990—0
1 7 1990 to 30 6 1991—0
1 7 1991 to 14 4 1992—0

2 Attorneys admitted to practice
1 7 1988 to 30 6 1989—35
1 7 1989 to 30 6 1990—32
1 7 1990 to 30 6 1991—30
1 7 1991 to 14 4 1992—21

3 An estimated 30 to 33 attorneys per annum will be admitted to practice during the next three years

Own Affairs

Persons qualified as teachers

26 Mr M RAJAB asked the Minister of Education and Culture

(1) Whether any persons qualified as teachers at the (a) University of Durban-Westville and (b) Springfield College of Education in 1989, 1990 and 1991, if not, why not, if so, how many in each of these years,

(2) how many of these teachers were employed by his Department in each subsequent year?

D123E

The MINISTER OF EDUCATION AND CULTURE

1989 1990 1991

(1) (a) No Qualified at University of Durban-Westville 106 127 122
(b) Springfield College of Education 55 55 62

(2) No Appointed from.

Upgrading of educational posts

28 Mr K PANDAY asked the Minister of Education and Culture

With reference to his reply to Question No 12 on 30 March 1992 in regard to the upgrading of the posts of certain superintendents of education, school psychologists and education planners, on what dates (a) (i) did the relevant vacancies arise and (ii) were they filled and (b) did the relevant promotions become effective?

D130E

The MINISTER OF EDUCATION AND CULTURE

The following schedules apply to Question No 28 and Question No 29

Superintendents of Education

Promoted from Level 4 to Level 5

	28(a)(i)	(ii)	(b)	29(a)	
	<i>Date of vacancy</i>	<i>Date filled</i>	<i>Date promotion effected</i>	<i>Experience</i>	
1	G S Ibrahim	30/4/86	1/11/89	1/11/89	10
2	J Govender	1/1/86	1/11/89	1/11/89	2
3	L Naidoo	1/1/787	1/12/89	1/12/89	11
4	P Govender	1/12/89	1/12/89	1/12/89	11
5	A C Jansen	1/12/89	1/12/89	1/12/89	11
6	M A Padayachee	1/12/89	1/12/89	1/12/89	10
7	H B Singh	1/12/89	1/12/89	1/12/89	9
8	I Rawatlal	1/12/89	1/12/89	1/12/89	7
9	R Valjee	1/12/89	1/12/89	1/12/89	5
10	F R David	30/4/90	1/9/90	1/9/90	14
11	F Laban	1/9/90	1/9/90	1/9/90	12
12	K P Govender	1/12/89	1/9/90	1/9/90	9
13	P Naidu	1/2/91	1/2/91	1/2/91	11
14	M Persad	1/2/91	1/2/91	1/2/91	11
15	P Maharaj	1/2/91	1/2/91	1/2/91	9
16	S Balkisson	1/2/91	1/2/91	1/2/91	16
17	D D Naidoo	1/2/91	1/2/91	1/2/91	14
18	J Fakir	1/2/91	1/2/91	1/2/91	13
19	V Ramlall	1/2/91	1/2/91	1/2/91	7
20	S Ismail	1/9/89	1/2/91	1/2/91	11
21	D L Naidoo	1/9/90	1/2/91	1/2/91	11
22	S Pillay	1/3/90	1/2/91	1/2/91	5
23	D M Moodaly	30/4/90	1/2/91	1/2/91	5

could

Promoted from Level 5 to Level 6
 28(a)(i) (b) (u) 258 (b) 29(a)

	Date of vacancy	Date filled	Date promotion effected	Experience
1	1/12/89	1/12/89	1/12/89	13
2	1/12/90	1/2/91	1/2/91	15
3	1/7/86	1/12/89	1/12/89	23
4	1/9/88	1/12/89	1/12/89	13
5	31/1/89	1/12/89	1/12/89	12
6	1/9/88	1/12/89	1/12/89	11
7	1/9/88	1/12/89	1/12/89	11
8	28/2/86	1/9/90	1/9/90	11
9	1/12/89	1/9/90	1/9/90	17
10	31/5/90	1/2/91	1/2/91	16
11	31/5/90	1/2/91	1/2/91	11
12	1/1/91	1/2/91	1/2/91	11
13	1/2/91	1/2/91	1/2/91	7
14	1/9/90	1/2/91	1/2/91	10
15	1/9/90	1/2/91	1/2/91	1*

Promoted from Level 6 to Level 7

1	1/6/86	1/9/88	1/9/88	13
2	1/5/91	1/11/91	1/11/91	15
3	31/1/87	1/9/88	1/9/88	12
4	31/1/91	1/2/91	1/2/91	11
5	31/7/91	1/11/91	1/11/91	19

Promoted from Level 7 to Level 8

1	1/6/91	1/7/91	1/7/91	17
2	1/6/91	1/7/91	1/7/91	15

School psychologists

Promoted from Level 4 to Level 5
 28(a)(i) (u) (b) 29(a)

	Date of vacancy	Date filled	Date promotion effected	Experience
1	1/12/88	1/12/88	1/12/88	11
2	1/12/88	1/12/88	1/12/88	11
3	1/12/88	1/12/88	1/12/88	11
4	1/12/88	20/6/90*	20/6/90	11

(* discharged and reinstated)

Promoted from Level 5 to Level 6

1	1/12/88	1/12/88	1/12/88	14
2	1/12/88	1/12/88	1/12/88	13

Promoted from Level 6 to Level 7

1	1/12/88	1/12/88	1/12/88	11
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Educator planners
 28(a)(i) (b) (u) 258 (b) 29(a)

Promoted from Level 4 to Level 5

	Date of vacancy	Date filled	Date promotion effected	Experience
1	1/1/89	1/9/89	1/9/89	7
2	1/4/90	1/2/91	1/2/91	7
3	1/9/89	1/2/91	1/2/91	7
4	1/7/86	1/2/91	1/2/91	7

Promoted from Level 5 to Level 6

1	1/9/86	1/9/89	1/9/89	12
2	31/5/89	1/9/89	1/9/89	11
3	1/1/89	1/9/89	1/9/89	11
4	1/3/89	1/3/90	1/3/90	13
5	30/6/86	1/4/90	1/4/90	11
6	1/11/90	1/2/91	1/2/91	10

P B Peters was transferred and appointed on Level 6 1/6/91 1/7/91

Promoted from Level 6 to Level 7

1	28/2/89	1/3/90	1/3/90	13
2	1/7/91	1/11/91	1/11/91	15

Promoted from Level 7 to Level 8

1	1/6/91	1/7/91	1/7/91	23
2	1/6/91	1/7/91	1/7/91	17

Upgrading of educational posts' promotions

29 Mr K PANDAY asked the Minister of Education and Culture

(1) With reference to his reply to Question No 12 on 30 March 1992 in regard to the upgrading of the posts of certain superintendents of education, school psychologists and education planners, (a) how many years of experience did each of these promoted persons have and (b) what criteria were applied in selecting them for upgrading,

(2) whether any personnel who complied with the criteria for promotion were not promoted, if so, why were they not promoted,

(3) whether any personnel who did not comply with the criteria for promotion were

(4) whether he will disclose the names of the persons referred to in paragraphs (2) and (3) of this question, if not, why not, if so, what are their names, in each case?

(1) (a) See schedules in reply to Question No 28 above (cols 1129 to 1134)
 (b) Relative merit and seniority

(2) No
 (3) No
 (4) Not applicable

Indian ⁽²⁵⁸⁾ MPs turn backs ^(scribble) on ^{SITimes} own ^{24/5/72} parties

By NORMAN WEST
Political Reporter

PRESIDENT FW de Klerk's National Party has more support among Indian MPs in the House of Delegates than Dr JN Reddy's Solidarity Party or Mr Amichand Rajbansi's National People's Party, it emerged this week

But the NP is not keen on opening the floodgates to Indian MPs "because there was no strategic value in doing so", an NP source said

NP general secretary Dr Stoffel van der Merwe was reluctant to discuss the issue this week, but conceded the NP was "aware" many Indian MPs were eager to join the party

"We are having discussions with them," Dr Van der Merwe said

The only Indian MP already on the books of the NP is Mr Arulsivanathan Naidoo, MP for Durban Bay

Considering

Meanwhile, the NP was this week considering accepting as full members four Independent MPs, including the chairman (Speaker) of the House of Delegates, Mr Salam Abram-Mayet, MP for Actonville (Benoni)

The three other Independents are Mr Yacoob Baig, MP for Moorcross, Mr Sagadava Naidoo, MP for Verulam, and Dr Murugan Padayachy, MP for North Western Cape

An NP source also confirmed at the beginning of the year that the party had "discouraged" Solidarity MPs from joining it "at this stage of the Codesa negotiations"

It is claimed six out of the seven members of Mr Rajbansi's NPP in the House of Delegates were prepared to join the NP

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Hansard

WEDNESDAY, 27 MAY 1992

Hansard

The MINISTER OF HOUSING AND AGRICULTURE

Families	
Natal	88 003
Transvaal	33 083
Cape Province	644
Orange Free State	Nil
Less Other race groups	121 730
	36 783
	84 947

NOTE:

The above-mentioned figure does not yet take into consideration the settlement pattern of communities following the scrapping of the Group Areas Act. Furthermore, in the Natal area it includes approximately 36 783 applications received from other groups in respect of the Cato Manor area. Duplications between waiting lists administered by Local Authorities and the Department have not yet been eliminated. The Department is presently giving the amalgamation of waiting lists priority.

(2) (a) Houses built 1990/1991 2 084
1991/1992 7 074
(expected) 9 158

(b) All houses so far completed, with the exception of 35, have been allocated to members of the Indian community.

Rent increases: Durban Bay/Brickfield

23 Mr M RAJAB asked the Minister of Housing

Whether any applications were received in 1990 and 1991 for rent increases in respect of rent-controlled dwellings in the electoral divisions of Durban Bay and Brickfield, if so, (a) how many, and (b) what was the average percentage increase granted, in respect of each of these electoral divisions in each of the above years?

D112E

HOUSE OF DELEGATES

(2) (a) who were the tenderers or applicants and (b) (i) when, (ii) to whom and (iii) at what price was each tender awarded,

(3) whether he will make a statement on the matter?

D156E

The MINISTER OF HOUSING AND AGRICULTURE

(1) The Department was involved in the selling of business sites in these areas but certain irregularities were detected. The South African Police were requested to carry out criminal investigations and the matter is still *sub judice*.

(2) Falls away

(3) No

Sites in Lenasia/Lenasia South

33 Mrs R EBRAHIM asked the Minister of Housing and Agriculture

(1) Whether any (a) religious, (b) crèche and (c) nursery school sites have been allocated or approved for allocation in Lenasia and Lenasia South owing to representations made by members of Parliament since September 1989, if so, (i) what are the names of these members of Parliament, (ii) what were the dates of the representations, (iii) what erf numbers were involved and (iv) on behalf of which organizations were these representations made,

(2) whether he intends rezoning any land to meet the demand for religious or cultural sites in these areas, if not, why not, if so, when,

(3) what is his Department's policy in regard to the implementation of the two-year building clause in regard to religious, crèche and nursery school sites,

(4) whether he will make a statement on the matter?

D157E

The MINISTER OF HOUSING AND AGRICULTURE

(1) (a) Yes

(b) Yes

(c) No

(i) Mr R Daya, MP
Mrs R Ebrahim, MP

(ii) Mr R Daya, MP—10 May 1991
Mrs R Ebrahim, MP—16 May 1990 and 12 April 1991

(iii) Mr R Daya, MP

Erven 12129, 12130, 12131, 12132 and 12133, Lenasia Extension 13

Mrs R Ebrahim, MP

Erf 6298, Lenasia Extension 5

(iv) Mr R Daya, MP—Radha Soami Salsang Beas

Mrs R Ebrahim, MP—Lenasia Muslim Association

(2) The rezoning of land in Lenasia Extension No 13 is under consideration but will only proceed once the township has been proclaimed

(3) The sale of all properties owned by the Housing Development Board is subject to a two-year building clause. The requirement is that all purchasers are to adhere to this condition. Extensions can however be granted in valid cases

(4) No

Representations on behalf of residents of Blybank
34 Mrs R EBRAHIM asked the Minister of Housing and Agriculture

Whether he or his Department recently received any representations on behalf of the residents of Blybank in the Transvaal, if so, (a) when and (b) what was (i) the nature of these representations and (ii) his response thereto?

D158E

HOUSE OF DELEGATES

HOUSE OF DELEGATES

QUESTIONS

†Indicates translated version

For oral reply

General Affairs

Two officials suspended: investigation into prison food

*1 Mr MRAJAB asked the Minister of National Health

(1) Whether two officials of the Department of National Health and Population Development, whose names have been furnished to the Minister's Department for the purpose of her reply, were suspended in 1991 following an investigation into substandard prison food, if so, (a) what are their names and (b) what were the circumstances surrounding their suspension,

(2) whether these officials have been reinstated, if not, why not, if so, (a) when and (b) why,

(3) whether she will make a statement on the matter?

D159E

The MINISTER OF NATIONAL HEALTH

(1) Yes,

(a) Mr G H C Gerber and Dr J P Kotzé and

(b) it was brought to the attention of the Department that the South African Police were investigating allegations against the officers which could possibly result in a charge against them of an offence or of misconduct,

(2) yes,

(a) Mr Gerber resumed duty on 30 September 1991. The date of Dr Kotzé's resumption of duty in the Department is being arranged in consultation with him and

HOUSE OF DELEGATES

(b) the reasons for the suspension have been satisfied. The officers were removed from the work-place so that the investigation would take its course and so that the alleged misconduct would not continue to the detriment of the Department,

(3) no

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, could she disclose whether this substandard food was supplied to a particular prison or prisons?

The MINISTER Mr Chairman, I am afraid that question will have to be directed to the hon the Minister of Correctional Services

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Own Affairs

Department in court actions: defence

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Education and Culture

(1) What total amount was paid in legal costs to defend his Department in court actions during the period 1 January 1990 up to the latest specified date for which figures are available,

(2) whether he has taken a decision in regard to the engagement of any member of the legal fraternity to represent the Administration House of Delegates, if not, why not, if so, what did he decide?

D179E INT

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, the total amount expended on legal costs from 1 January 1990 to date is R111 497. I have not taken any policy decision on this matter.

Hon members are aware that all the legal matters of the Administration House of Delegates are

normally handled by the State Attorney's office. However, in 1991 the Department engaged the services of a private firm of attorneys, namely Pat Poovalingam and Company, to attend to certain specific matters which required prompt responses from the Department. This firm had once represented the Teachers' Association of South Africa and is also totally *au fait* with the provisions of the Indians Education Act and the regulations promulgated thereunder. Incidentally, this was the only prominent case in which the Department was successful.

Unfortunately it is not always possible to get prompt advice from the State Attorney's office, and this decision was taken for that reason. Under normal circumstances the required procedure is followed.

The LEADER OF THE OFFICIAL OPPOSITION. Mr Chairman, the main purpose for which I placed this interpellation on the Question Paper was to establish whether we are defending cases that should not be defended and whether steps have been taken that should not have been taken in the first place.

I want to refer to a very big case involving a school principal in the Shallicross area in which the present hon Minister of Housing and Agriculture was involved. I do not want to mention the principal's name, but this case received a lot of publicity. However, I think everyone is aware of the fact that the steps that were taken against this particular principal, for trivial reasons, have brought him a lot of bad publicity. Furthermore, there was an historical grievance on the part of an individual who held a position of authority in the House of Delegates and when he found the simple excuse of a charge of misconduct, he took this person to court. As the Chairman of the Ministers' Council at the time, I did not want to interfere and the matter was eventually settled out of court. I believe that the Department lost about R50 000. Are we engaging in exercises such as this? I do not want to deal with a matter that is still before the Supreme Court, but I think this needs to be re-examined.

When I was the head of the SA Indian Council, the Director-General of the Department of Justice indicated to me that we had the right to choose our own legal team, but only through the

office of the State Attorney Mr S S van der Merwe was the director-general and he made this ruling, and I believe that that ruling is applicable now.

What is happening now is that the same counsel is being engaged all the time, namely Colin Mann. It suits this counsel to drag out the case in housing matters, when it is getting close to the trial date an out-of-court settlement is reached. In the case of an official who was suspended and took the matter to court, Colin Mann actually worked against him at the James Commission of inquiry although he was engaged by the Department to defend this particular official. I have documentary evidence of what Colin Mann did to this official. How could he defend him when another public body was taking action against the Department? I did not raise this because of Mr Pat Poovalingam, but I believe that a lot of people, including Mr Poovalingam, should be given the opportunity to represent the State.

Mr D K PADIACHEY Mr Chairman, following on what the hon the Leader of the Official Opposition has said, we have capable men and legal teams in our society which we could use. When an hon Minister may use his discretion and appoint a legal team, it is unfortunate that we still go through the legal advisors who then proceed with the case.

As the hon the Leader of the Official Opposition said, it is true that we are only using one team, namely that of Colin Mann, and that matters are dragged out.

We know for a fact that we are short of funds in the Education budget. By allowing this to drag on and on the State is losing money. Where must the money come from? We cannot afford it.

When it comes to the personal grievances we may have against principals and teachers, it is not fair that we should now look at matters in regard to which we can take them to court and take legal action against them. We must also try to short-circuit these issues. It is not necessary for everything to go to court. At the beginning of the year a case regarding the promotions went to court. There was an out-of-court settlement which showed up the House of Delegates and the politicians on the whole. I think we must be careful of this in the future.

The MINISTER Mr Chairman, I am mindful of what the hon the Leader of the Official Opposi-

tion and the hon member for Central Rand have stated here. It is a matter of concern also to us in the Department of Education and Culture that so many issues seem to be of a problematic nature and need to be redressed by the courts. The point is that we do not have a total say in this matter. It depends on the respondents and people who desire to take the Department to court, and if they choose to do so, we are obviously bound to defend the Department. The State Attorney's office takes the decision in this matter, obviously with the concurrence of the director-general and his Department in the House of Delegates.

We also feel that the Department has lost too many cases over the years. We feel that perhaps expertise in this particular area should be brought in so that we shall win cases, as some of the cases seem winnable from our layman's perspective [Interjections]. We are not here as lawyers, but as laymen. However, who am I to tell another man whether he should represent our Department or not? The point is that one man's cup of tea is another man's something else, and that is a problem.

As far as trivial cases are concerned, the Education and Welfare Board has been set up specifically for dealing with this. Two hundred cases involving parents, teachers, principals and the Department have been amicably resolved. As a result many cases do not go to court. Wherever it is stated that we are going to court, it is not the choice of my Department or my choice as a Minister. It is the choice of the State Attorney's office, which advises us. Sometimes we even want to question whether we have a valid case or not.

The hon the Leader of the Official Opposition made a statement with regard to using attorneys within the community to serve our needs. We should perhaps spread the cases throughout the community.

The LEADER OF THE OFFICIAL OPPOSITION Spread the butter!

The CHAIRMAN OF THE HOUSE Order! Unfortunately there is very little butter left to spread within this time limit.

Mr N SINGH Mr Chairman, as I have stated previously in this House this Administration holds the unenviable record of having lost almost every legal suit instituted by it. This is a record

HOUSE OF DELEGATES

I once asked a former Chief Executive Director of Education why he was going to court. He told me in Hindi "Sarkar ke paise". In other words, it is the taxpayers' money, so spend it anyhow [Interjections]. I think this mentality still exists. Colin Mann and his team were given R250 000, against my advice, as a result of the actions of the former director-general who, it was disclosed, took sides as far as politics was concerned. That chapter is not closed.

Something must be done. If, on moral grounds, a teacher feels that the only avenue he has is a court of law, and one feels he is right, why defend the suit? In many cases we were proved wrong in court. I quoted the particulars regarding the Shallcross link road. The hon the Minister of Housing and Agriculture agrees with that. The fact that he was found not guilty in a court of law will not undo the harm that was done. The layman remembers what first made an impression on his mind [Time expired].

The MINISTER Mr Chairman, I would like to thank hon members who took part in this interpellation, who raised some pertinent aspects of a clinical nature from their layman's point of view. I also want to thank them for the advice they gave us. However, I would like to state categorically that the hon member for Umzinto does not have his facts straight [Interjections]. He should check his facts. I would do that.

Firstly, the Minister has neither the right nor the authority to appoint any attorney. The hon member implied that I was involved in monopolistic practices as if I had appointed anybody. That is not correct. This has to go through the director-general. The director-general at that time was aware of this case and of what exactly had transpired. Here is the letter from the Chief Executive Director to the Director of Treasury of the Administration. Its contents will highlight clearly the hon member's lack of knowledge on the matter. The letter reads:

Please be advised that it is not possible to quantify that the appointment of Pat Poovalingam and Company was financially to the best advantage of the State. However, in view of expediency in the matter, the action taken by the Department to appoint Pat Poovalingam and Company was to the best advantage of the State due to the following reasons:

The Department needed urgent legal advice on various matters, which involve the violation

and transgression of the provisions of the Indians Education Act by educators. In order to expedite these matters, the firm Pat Poovalingam and Company were sought for prompt advice in view of the fact that this firm once had represented the teachers also in South Africa, and is also familiar with the provisions of the Indians Education Act and the regulations promoted hereunder. Unfortunately, it was not always possible to get prompt advice from the State Attorney's office.

I want the hon member for Umzinto to listen very carefully to what is being said here. I repeat. Unfortunately it was not always possible to get prompt advice from the State Attorney's office in the matter between Mr E Padayachee and the Department. Mr Padayachee in this particular case, where his services were engaged, made an urgent application to the Supreme Court for the setting aside of his suspension by the Department.

[Time expired]

Debate concluded

QUESTIONS

†Indicates translated version

For written reply

Own Affairs

Shortage of houses for Indians: figures

15 Mr M RAJAB asked the Minister of Housing

(1) What are the figures in respect of the shortage of houses for Indians in each of the provinces of South Africa,

(2) how many houses were (a) built for and (b) allocated to Indians by his Department in each of the latest specified two years for which information is available?

D65E

The MINISTER OF HOUSING AND AGRICULTURE

(1) According to the waiting lists of the various Local Authorities and the Department, the housing shortage is as follows:

Cent →
HOUSE OF DELEGATES

NEWS IN BRIEF

Mining tax contribution down

THE mining industry had paid R2,2bn in tax in the 1990/91 tax year as against R3,45bn in the 1986/87 year, Finance Minister Derek Keys said in Parliament yesterday.

He said this represented a contribution of 3,3% against 10,1% of state revenue. In 1989/90 mining's contribution was R2,274bn or 3,7% of state revenue.

ANC cashes in on 087 lines

THE ANC has joined the 087 pay-line operation to raise funds. It will cost R15,97 a minute to phone on the ANC's 087 line and a top prize of R1 000 will be presented at a special luncheon.

Coast guard may be established

THE possibility of establishing a coast guard in SA is being investigated by an inter-departmental committee following the De Beier commission of inquiry's recommendations. Environment Affairs Minister Louis Pienaar and Transport Minister Piet Welgemoed said yesterday the committee would investigate the formulation of a national maritime policy.

High-tech NP campaign starts

THE NP launched a countrywide, hi-tech campaign yesterday to draw black supporters. The party caucus gave the six-language marketing package the nod yesterday and at least 2 500 meetings will be held using videos, full colour leaflets, cartoons and display portfolio folders.

Indian, coloured MPs join NP

PRESIDENT F W de Klerk welcomed four former independent MPs from the House of Delegates into the NP yesterday, while two more members of the Labour Party crossed the floor to join the NP in the House of Representatives.

REPORTS Political Staff Sapa

Five fined R3 000 for park assault

STAR 10/6/92
By Dirk Nel
Northern Transvaal Bureau

PIETERSBURG — Five men were sentenced to fines of R3 000 each (or 18 months' jail) in the Pietersburg Regional Court yesterday after being found guilty of public violence.

The convictions arose from the assault on a group of black Sunday school pupils in Louis Trichardt on November 24 1990

Christoffel Johannes Wolf-aart (45), Barend Johannes Marthinus Terblanche (50), Phillip Terblanche (43), Johan George Nagel (25) and Stephanus Hendrik Boshoff (41) were also each sentenced to an additional 18 months in jail suspended for three years

Initially, 15 men appeared in court in connection with the incident, but charges against nine of them were withdrawn at various stages

● To Page 3

Five fined for assault at park

STAR 10/6/92

● From Page 1
of the prolonged hearing Gerhardus van der Linde, another suspect in the case, was acquitted yesterday by magistrate WJ Fourie because of insufficient evidence against him

The magistrate said it was clear that the group of children, under the supervision of two ministers, were on an organised outing when the confrontation took place in a Louis Trichardt park.

Policemen went to investigate why the group had stopped in the park, and were told that the party were on their way to a nearby church.

A group of men, armed with sjamboks and

sticks, then arrived in several vehicles and assaulted the children, despite being assured by police that the situation was under control and that the church group would be moving on

One of the men insulted and attacked a police officer, saying "the AWB is now in control", the court found.

It was evident that, apart from the physical attacks on the children, at least two vehicles were driven into the crowd. Several children were injured during the chaos, the magistrate said

Earlier, Olaf de Meyer, defending the accused, claimed the evi-

dence of the two ministers in charge of the children had been unreliable. He also questioned the testimonies of two detectives who were at the scene of the violence

Arguing in mitigation, Mr de Meyer claimed the entire situation had become an emotional matter for the men, as there had been threats of an unruly ANC march on that day

The magistrate pointed out that the accused had no right to take the law into their own hands or to obstruct police

He said he had taken into account that some of the men had lost their jobs since the attack

Firstly, this particular link road and the funds which have been ploughed into its construction are cause for concern, but the road is the result of dire need in that area. Every organisation, from civic associations to local authorities, as well as community leaders, supported this project. Even the hon member for Springfield acknowledged the need for the road.

However, what is of importance at the moment is the question of funding. Unfortunately the Durban Municipality appears to have placed this item on their next five-year plan, but the hon the Minister has undertaken that whoever holds this portfolio, or is on the Ministers' Council, will be honour bound to account to the community and to give proof of continuous negotiation to secure these funds. Whatever monies have been ploughed in, must be secured. If not, other projects that are absolutely necessary for the poor section of the community will be non-starters. This is important.

The other startling exposure made by the hon the Leader of the Official Opposition is indeed surprising [Interjections]. I only hope the hon the Leader of the Official Opposition will be given another opportunity to speak [Interjections].

The CHAIRMAN OF THE HOUSE Order!

The DEPUTY MINISTER I only hope he will be given another opportunity to speak so that he can tell us who is behind this project [Time expired].

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, before this contract was to be signed, I instructed the accounting officer to sign an agreement with the Durban Municipality that they would repay the money.

Five-year priorities are a normal thing. When we began the Cato Manor scheme, a link road was supposed to be built five years later. The Durban Municipality built the road, and we provided the finance, but we only gave them the money after we had signed an agreement that they would repay it, with interest, five years later. What our Administration and the Ministers' Council therefore failed to do, was to sign such a loan agreement.

In May last year, when we were trying to expose that the purpose of this road was the promotion of business, the hon the Deputy Minister woke

HOUSE OF DELEGATES

up and read a statement. I asked him why he had read the statement and he answered that as he had entered this Chamber, he was told to read this statement. That statement confirmed.

The CHAIRMAN OF THE HOUSE Order! I confirm that the time of the hon the Leader of the Official Opposition has expired.

The MINISTER OF HOUSING AND AGRICULTURE Mr Chairman, I want to repeat that in a way I am pleased that the hon the Leader of the Official Opposition is focusing attention on this issue. He referred to this as a great scandal, but sensible hon members will realise, and I believe posterity will record, that this is not a scandal, but a blessing in disguise.

The LEADER OF THE OFFICIAL OPPOSITION This is the biggest scandal!

The MINISTER Mr Chairman, I ask for your protection.

The CHAIRMAN OF THE HOUSE Order!

The MINISTER I think people must not be foolish about this.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, is the hon the Minister prepared to take a question?

The MINISTER Mr Chairman, my time is limited.

The CHAIRMAN OF THE HOUSE Order! The hon the Minister is not prepared to take a question. The hon the Minister may proceed.

The MINISTER Mr Chairman, I offer anyone any platform at any time, at midnight or at any other time, to discuss this issue [Interjections].

The CHAIRMAN OF THE HOUSE Order! The hon the Minister must proceed.

The MINISTER Mr Chairman, there should be no doubt [Interjections].

The CHAIRMAN OF THE HOUSE Order! The hon the Minister's time has expired.

The MINISTER Mr Chairman, I ask for injury time [Interjections].

I have received letters from the hon the Minister of Transport. I want to read from a press report

The Metropolitan Transport Advisory Board, which is a national transport commission rep-

HOUSE OF DELEGATES

resenting the local level, has refused to classify the link road as a national road.

This decision means that the ratepayers of Durban and Shalcross must meet the cost of the road over a 20-year period, unless the Joint Services Board approves a grant. In the light of this substantial evidence, I want to know what the crisis is.

The LEADER OF THE OFFICIAL OPPOSITION You must sign the agreement! You did not sign the agreement!

The MINISTER The Durban City Council undertook to bear only the cost of that part of the road which traversed the land within its municipal jurisdiction. It is probably a matter for negotiation if they say it is R1 million. I am glad they are starting at R1 million, because it seems to be an excellent exercise in futility, if not in auctioneering!

The CHAIRMAN OF THE HOUSE Order! I regret that even the hon the Minister's injury time has expired.

Debate concluded

QUESTIONS

†Indicates translated version

For oral reply

Own Affairs

Amount spent on purchase of toilet rolls

*1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

(1) How much did the Administration House of Delegates spend on the purchase of toilet rolls during the period 1 January 1992 up to and including the latest specified date for which figures are available,

(2) whether he will make a statement on the matter?

D183E

The CHAIRMAN OF THE MINISTERS' COUNCIL (for the Minister of the Budget and Auxiliary Services)

(1) R135 062,03 for 146 130 rolls of 600 sheets each

(2) Yes

The Chief Directorate Procurement Administration of the Department of State Expenditure is responsible for the framing of specifications and the invitation of tenders for contracts. After the awarding of a contract by the State Tender Board, purchases by all State Departments are then made in terms of this contract.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the reply read by the hon the Chairman of the Minister's Council, I want to ask him a question, but I want to caution him to be very careful. Is it not correct that the blame cannot be laid at the door of the State Tender Board? Is it not true that the State Tender Board receives the tenders, but that the House of Delegates has to approve them?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, I am not in a position to answer the question put by the hon the Leader of the Official Opposition. However, I wish to confirm that the hon the Minister of Education and Culture has asked for a full report on the procedure that is followed by our Administration. We will, upon receipt of this report, be able to investigate that matter.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the reply of the hon the Chairman of the Ministers' Council, in view of the Government's commitment to curbing State expenditure and in view of the repeated cries by the Minister's Council about a shortage of funds, I want to know whether the hon the Minister or the Administration took into consideration that if reasonable toilet rolls were bought at supermarkets on streets corners, this amount of R135 000 would have been reduced by half?

The CHAIRMAN OF THE MINISTERS' COUNCIL Mr Chairman, I am not in that business, but I want to assure the hon the Leader of the Official Opposition that we have asked for a full report. Upon receipt of the report we shall take into account the suggestions that have been made by different hon members.

*2 Leader of the Official Opposition—Housing and Agriculture [Withdrawn]

HOUSE OF DELEGATES

Reservoir Hills community hall
*3 Mr K PANDAY asked the Minister of Housing and Agriculture

- (1) Whether a community hall is to be built in Reservoir Hills, if not, why not, if so, (a) when, (b) at what cost and (c) where will it be situated,
- (2) whether schools in the area will be able to utilize this hall, if not, why not, if so, which schools,
- (3) whether he will make a statement on the matter?

D190E
The MINISTER OF HOUSING AND AGRICULTURE

(1) No
The Housing Development Fund is extremely limited for the financial year 1992/1993. Whatever money is available is urgently required to provide housing for the many poor families who are desperately awaiting a roof over their heads. In these circumstances community halls are not regarded as a priority at this point in time.

- (a) Falls away
- (b) Falls away
- (2) Falls away
- (3) No

Mr K PANDAY Mr Chairman, arising out of the hon the Minister's reply, I would like to know how he would reconcile his defence of the R5 million for the Shallcross link road which has been built from housing funds, as against the housing needs which he espouses?

The MINISTER Mr Chairman, the comparison is odious, but notwithstanding that, there is a difference of time here. I would have bought myself a bottle of whisky in the pre-inflationary days, but today I cannot buy myself a bottle of wine.

The hon member for Reservoir Hills asked a question, and he got an answer. I would like him to make relevant statements on what he regards as important in his area. Let us not beat about the bush. I have a lot of admiration for this hon member, and for his attempts to improve the

Mr MRAJAB Mr Chairman, further arising out of the hon the Minister's reply, can he tell this House, with regard to the community halls in Reservoir Hills, whether his Department has undertaken any investigation to determine whether or not the community of Reservoir Hills is adequately served with regard to the provision of community halls?

The MINISTER Mr Chairman, the question asked by the hon member for Springfield is a relevant one. However, it is one that must be explored by the Department of Education and Culture. My answer to the question is that I have not carried out such an exercise.

Mr K CHETTY Mr Chairman, arising out of the hon the Minister's reply, I would like to know whether he is aware that an amount of R7 million has been set aside by his Department for the building of a hall in Merebank, that the plans have been drawn up for that hall, and that these are in an advanced stage.

The MINISTER Mr Chairman, I do not want to be too technical in answering that question, but in order to set the hon member's mind at rest, I will say that there has been no approval of R7 million for the hall that he referred to, or for any other hall anywhere else in the country.

Rylands' land for official teachers' quarters

*4 Mr A G MOHAMED asked the Minister of Housing and Agriculture

- (1) Whether any land has been set aside for official quarters for teachers in Rylands, if so, (a) when and (b) where is it situated,
- (2) whether this land is to be sold, if not, why not, if so, (a) when and (b) why,
- (3) whether he will make a statement on the matter?

D192E

The MINISTER OF HOUSING AND AGRICULTURE

- (1) Yes, 13 sites were set aside by the Cape City Council
- (a) prior to 1987, and
- (b) in Rylands Extension No 5 adjacent to the Rylands Primary School No 3

- (2) No, not if the need for official quarters still exists and they are still being earmarked for this purpose,
- (a) falls away, and
- (b) falls away
- (3) No

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, arising out of the hon the Minister's reply, I wish to say that there is a need for official quarters. Is the hon the Minister not aware of the fact that teachers who have been posted to the Cape area from other parts of the country have a need for teachers' quarters in the area?

The MINISTER Mr Chairman, I am fully aware of the fact that there is a shortage of housing for teachers from distant towns at this time, because of the difficulty in the Housing Department. That confirms the need to establish housing as a priority. The Department is endeavouring, together with the Department of Education and Culture, to provide schools in such areas with accommodation for teachers who are having difficulty in finding accommodation.

Mr A G MAHOMED Mr Chairman, arising out of the hon the Minister's reply, we need teachers' quarters at this moment.

The MINISTER Mr Chairman, I agree with the hon member for Rylands. I shall ensure that the Ministers' Council pursues this matter in the light of the demand.

Mr K CHETTY Mr Chairman, arising out of the hon the Minister's reply, is he aware that houses were allocated to teachers at Cravenby many years ago? There are teachers who have bought their own homes, while still leasing these houses from the Department. At the same time we have a shortage of homes for teachers. Is the hon the Minister aware of that? [Interjections.]

The MINISTER Mr Chairman, this is revelation! If this information had come to us earlier, we would probably not have needed to proceed with the building of these homes [Interjections.] We could have kept these homes for the use of the teachers who now own homes, and sold these serviced sites to other people.

I want to make a very sincere and urgent observation. Sometimes one is confronted by a revelation such as this one, and I think one must

Hansard

years of service are projected until age 65 years. In addition to the gratification and yearly amount which is payable out of Income, the member or his next-of-kin is also compensated from the Pension Fund

(3) No
The LEADER OF THE OFFICIAL OPPOSITION Mr Speaker, arising out of the hon the Minister's reply, is he able to tell the House how many policemen have been attacked while not wearing bullet-proof vests?

The MINISTER Mr Speaker, I cannot give the hon the Leader of the Official Opposition the answer to that I would appreciate it if he would place that question on the Question Paper

Mr M RAJAB Mr Speaker, further arising I yield to the hon member

Mr SPEAKER Order! I did not see the hon member for Springfield. The hon member for Malabar may proceed

Mr K PADAYACHY Mr Speaker, further arising out of the hon the Minister's reply, could he tell us how many policemen lost their lives this year? I know that last year 137 members paid the highest price in the execution of their duties. Three weeks ago a young policeman who was known to me was shot and killed in Port Elizabeth, and according to newspaper reports over the past two days [Interjections]

The MINISTER Mr Speaker, I do not have the exact figure, but I believe it is well over 70

Mr M RAJAB Mr Speaker, further arising from the hon the Minister's reply, he indicated that the Department had made provision for a financial package to be paid to the next-of-kin of a member of the Force who is killed on duty. I would like to ask the hon the Minister whether he is referring to a package by way of insurance cover to which all members of the Force contribute, or whether this is something that is provided over and above that particular provision? My second question, which arises from my first one, is whether the hon the Minister has considered putting into effect an insurance package for all members of the Force for which the Department would pick up the tab

The MINISTER Mr Speaker, as I have already indicated, compensation is paid out of State funds from the income account. I cannot tell the

Hansard

terms of national acts or provincial ordinances

Moreover, the Department of Environment Affairs also initiated a wetland conservation programme which will, *inter alia*, determine the need to promulgate any additional legislation. The programme is based on past endeavour to protect wetlands in South Africa, whilst giving consideration to the sustainable use of resources

Of the 64 Contracting Parties only 7, of which South Africa is one, have established a national committee to guide wetland conservation activities in terms of the Convention

In pursuance of the objectives of the Convention a national policy on wetland conservation is at present being developed in terms of the Environment Conservation Act, 1989 (Act No 73 of 1989). The first draft of this policy has been presented to a subcommittee of the Committee for Environmental Management and is currently being circulated to relevant departments for comment

Once the policy has been adopted, any additional legislation, as may prove necessary, will be promulgated

(2) No

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Own Affairs

Housing Development Board: shops sold at cost price

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Housing and Agriculture

(1) Whether he and/or any of his predecessors gave any undertakings to the effect that shops owned by the Housing Development Board would be sold at cost price to tenants who are resettlement cases, if so,

(2) whether he intends honouring these undertakings, if not, why not, if so, what are the relevant details?

D185E INT

The MINISTER OF HOUSING AND AGRICULTURE Mr Speaker, the answer to the first part of the question is no. With regard to the second part, as far as can be ascertained no undertakings were ever given. However, from records held by the Administration it appears that a previous Minister of Community Development had intimated that the premises would be sold at a reasonable price, taking into account the cost plus interest to date and all other relevant factors, such as the cost of maintaining the premises, administrative services, and so forth

The Administration therefore resolved to give existing tenants the first option to purchase the shop complexes which they are occupying at present. Furthermore, to ensure that the prices were reasonable, the department obtained market values which I then discounted to compensate for the loss, hardship and trauma suffered by the affected traders

The LEADER OF THE OFFICIAL OPPOSITION Mr Speaker, I want to be very critical of the hon the Minister of Housing and Agriculture, because the question asks "whether he and/or any of his predecessors" gave any undertakings. Of course the present hon Minister did not give any undertaking, but he is not sure whether or not his predecessors gave any undertakings. This matter was raised in this House from time to time and was not disputed

Of course, there is a contradiction in the hon the Minister's reply when he says that according to the records a previous Minister of Community Development has given certain undertakings. I shall name that Minister. He was the Minister of Community Development, Mr S J Marais Steyn, who was succeeded by Mr Pen Kotzé. He gave the undertaking that all the shops where victims of the Group Areas Act had been resettled would be sold to the occupants, who were resettlement cases, at the cost at the date of construction. There are witnesses to this promise. We would like the hon the Minister to tell us in his reply where these records are and what the details are as far as the records are concerned, because I was present when that particular Minister gave this undertaking

Cont →

As a follow-up action, the House of Delegates—I think it was in 1986 when the present hon Chairman of the Ministers' Council was the Minister of the Budget—honoured that undertaking when the price of the Oriental Plaza in Johannesburg was determined. The perception in our community was that there would be fairness under a White administration and a White Minister in dealing with the victims of the Group Areas Act. However, as far as the present Administration is concerned, there is a tremendous measure of ruthlessness when one wants to introduce the concept of market value to be determined in any way in dealing with the victims of the Group Areas Act. I am sure the hon member for North Western Transvaal and the hon member for Eastern Transvaal, who have expressed these sentiments in this House from time to time, will confirm that such undertakings were given.

The fact that such undertakings were given, was not denied. This matter was also raised repeatedly in our Housing Advisory Committee. The purpose of this interpellation is to ensure that the victims of the Group Areas Act are treated with a tremendous measure of fairness, in the same manner in which they were treated before the House of Delegates was established in the Tricameral Parliament.

Records in Chatsworth and in the Shallcross area, which the hon the Minister serves, testify to the price of the construction of the shopping centre. It was sold eight years after the date of construction for approximately the construction cost. This question of determining the market-related cost, or shall I say replacement cost, was never adhered to by the previous Minister. I appeal to the hon the Minister to examine the records. He should gather evidence from those who were present so that we can ensure that the undertakings given to these victims of the Group Areas Act are honoured.

In 1983 the former Department of Community Development sold a particular property in Chatsworth for R25 000, when the market value of that property at the time of the sale was R75 000. It was sold at one third of the market value because it was sold to a victim. [Time expired]

Mr Y M MAKDA Mr Speaker, I have a particular interest in this matter, because there are shopping complexes in a large part of my

HOUSE OF DELEGATES

former Ministers of Community Development. The actual words of the reply are as follows:

intimated that premises will be sold at a reasonable price, taking into account the cost plus interest to date and all other relevant factors.

What are these other relevant factors? Shopping complexes were let at reasonable rentals from the beginning. The maintenance costs were considerable. In addition to maintenance costs, administrative costs had to be borne. At present we are actually offering a considerable discount on the price of the shops in relation to their market value, because the Government has indicated that if we do not sell the shopping complexes and other assets, we shall have to return these assets to the State.

The Ministers' Council is fully aware of the hardship, pain and suffering that members of the Indian community, and particularly people in the business sector, have experienced. [Time expired]

Mr M RAJAB Mr Speaker, it is my considered view that instead of approaching this particular interpellation on the basis of whether an undertaking was given by some or other official, we should approach it on the basis of the spirit and the thrust of this particular interpellation which has been proposed by the hon the Leader of the Official Opposition. I believe that we should really view this interpellation against the background and the perspective of the Group Areas Act, its applications and its repeal.

There is no denying the fact that the Group Areas Act was responsible for our people's being dispossessed of their land for a mere pittance. This fact has been recognised by the present Government, hence the appointment of the Advisory Commission on Land Allocation. This has been done in a spirit of reconciliation, and that is the principle to which we should really be addressing ourselves in this interpellation this afternoon.

It is my belief that the Housing Development Board, about which the hon the Leader of the Official Opposition spoke, and the Community Development Board are really one and the same thing. The only thing that differentiates one from the other, is that in terms of the tricameral constitution the latter board falls under the House of Delegates' Department of Housing

I believe we should really be looking at the whole idea of recompense. We should really be addressing that particular issue.

I have great sympathy for the argument that was advanced by the hon member for North Western Transvaal. I certainly believe that the formula in terms of which the Housing Development Board is addressing this problem at present, is inadequate. I understand the motivation and rationale behind it and I appreciate it, but I do not believe that enough is being done. [Time expired]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Speaker, I suggest to the hon the Minister that in terms of the law one goes by decided cases. He should examine the sale price of the Oriental Plaza in Cape Town, the sale price of the Oriental Plaza in Johannesburg—and what is nearest and dearest to his heart—the sale price of the shopping centre in Shallcross, as well as the rentals which the former Department of Community Development and our Administration are charging in many of our centres.

Let us take one example, namely the Asiatic Bazaar in Pretoria. Irrespective of what final price is determined, the hon the Minister should ensure that offers made by the tenants are not ignored. Our Administration should not determine a price and impose it on a take-it-or-leave-it basis, "telling the tenants they have 30 days to decide, and threatening that if they do not accept this price, they will sell the shopping complexes on the open market, even if it means". [Time expired]

THE MINISTER Mr Speaker, if the hon the Leader of the Official Opposition wants us to double the 30-day period by increasing the number of days to 60 days, we are prepared to play the game. However, there is a problem.

Mr M RAJAB The prices in Havenside were fair!

THE MINISTER There is a problem in that we are not putting up these shopping complexes at market prices. If there is any evidence to show that we have put up shopping complexes at market prices, I give hon members the assurance that the director of the department would stop the sales. We are satisfied that the only reason we get a valuator is to find out what the market price is, merely to ensure that our prices are far below that market price. Unfortunately we can-

HOUSE OF DELEGATES

not debate this now, but it is a subject which one could discuss at great length. However, I want to assure hon members that we are by no means overlooking the historical aspects of the shop.

The hon member for Springfield raised a very interesting and important point pertaining to the Group Areas Act.

Mr P NAIDOO Mr Speaker, is the hon the Minister prepared to take a question?

Mr SPEAKER Order! The hon the Minister's time is very limited, but it is up to him to decide shops, for instance [Time expired]

The MINISTER I am prepared to take a question

Mr P NAIDOO Would the hon the Minister afford a similar opportunity to the thousands of householders who are much more deserving of such special treatment?

The MINISTER I would like to, but I cannot I had hoped to, but I could not I might as well stipulate some of the conditions or factors that are taken into account before finally arriving at the price at which we are offering these shops. The situation of the shop is taken into account, as are the present condition of the premises and the type of business. If there are too many barber shops, for instance [Time expired]

Debate concluded

HOUSE OF ASSEMBLY

Advisory Commission on Land Allocation and the practical utilization of un-economic units. Further particulars in this respect should be obtained from the Department of Public Works

QUESTIONS

†Indicates translated version

For written reply

General Affairs

Transfer of land to Minister of Public Works
291 Mr P G SOAL asked the Minister of Regional and Land Affairs

(1) Whether, in terms of paragraph 1(c) of Proclamation R28 of 31 March 1992, certain land under the control of his Department is to be transferred to the Minister of Public Works, if so, (a) what land is to be transferred and (b) what is the purpose in doing so,

(2) whether the Government intends selling the land in question, if not, why not, if so, to whom?

The MINISTER OF REGIONAL AND LAND AFFAIRS

(1) Yes

(a) The properties mentioned in Schedule 3 of Proclamation No R28/1992 have already been transferred to the Department of Public Works with effect from 1 April 1992

(b) To further dispose of the properties

(2) The Department of Public Works will dispose of the properties taking into consideration in this regard the advice of the

Own Affairs

Model C schools: subsidized posts to be lost

66 Mr A GERBER asked the Minister of Education and Culture †

Whether his Department has already determined how many teachers in (a) ordinary public and (b) state-aided schools will lose their subsidized posts after the conversion from ordinary public schools to Model C schools has been completed, if not, why not, if so, (i) how many teachers in each case and (ii) how many of them (aa) with and (bb) without a pension?

B608E

The MINISTER OF EDUCATION AND CULTURE

(a) (i) 155

(ii) (aa)* 155

(bb) 0

(b) (i) 3 661

(ii) (aa)* 3 658

(bb)** 3

* Depending on whether a person occupies a temporary or a permanent position and on his/her years of service an annuity or a gratuity or an annuity and a gratuity are paid out

** Part time posts

challenge the Department and the Ministry in the light of evidence [Interjections] Let us not delay in this regard Let us not wait for an auspicious day on which to raise this kind of matter by way of an interpellation or a question

Upgrading of regional welfare office: Gatesville

*5 Mr A G MOHAMED asked the Minister of Health Services and Welfare (258)

(1) Whether any arrangements have been made to upgrade the regional welfare office in Gatesville, Cape Town, if not, why not, if so, (a) what is envisaged in this regard and (b) when will the upgrading be carried out.

(2) whether he will make a statement on the matter?

D193E

The MINISTER OF EDUCATION AND CULTURE (for the Minister of Health Services and Welfare)

(1) In terms of the rationalization programme with the Administration House of Representatives, the health and welfare services in Cape Town fall under the supervision of their Administration I am advised that the Administration House of Representatives is, as a matter of urgency, looking into the question of the offices and officials at Gatesville

(a) that additional suitable accommoda-

tion be found in the vicinity of Rylands subsequent to which the present offices will be upgraded

(b) As soon as possible

(2) No

Mr A G MOHAMED Mr Chairman, arising out of the hon the Minister's reply, what do we have the House of Delegates for? [Interjections] Who is responsible for this?

The MINISTER Mr Chairman, I think the answer is self-evident If the hon member is asking specifically whether we are going to build homes for teachers in that area, there are no immediate plans to do so, because no such request has been made to my division by the educators themselves [Interjections]

The CHAIRMAN OF THE HOUSE Order! I must get things straight Was the hon member for Rylands referring to the reply given to Question 5?

Mr A G MOHAMED Yes, Mr Chairman

The CHAIRMAN OF THE HOUSE Order! The hon the Minister's response was with regard to the building of homes, not with regard to Question 5 [Interjections]

The MINISTER Mr Chairman, instead of saying "educators", I should have said "health officials"

HOUSE OF ASSEMBLY

QUESTIONS

†Indicates translated version

For written reply

General Affairs

HSRC: genealogical data/papers

283 Mr H D K VAN DER MERWE asked the Minister of National Education †

(1) Whether the Human Sciences Research Council has received any genealogical data and/or papers from members of the public during the latest specified period of 12 months for which information is available, if so, (a) from whom or what bodies, (b) when and (c) what is the purport of the data or papers,

(2) whether these data and/or papers are subject to any conditions, if so, to what conditions?

B708E

The MINISTER OF NATIONAL EDUCATION

(1) The HSRC received various donations during the past twelve months

(a) About 18 manuscripts/publications accessed in the library collection were *inter alia* received from a large collection in respect of the Van der Merwe family has been bought from Mr Jan van der Merwe by the HSRC and the collection is also being kept in the special collection of Genealogical Information

Information for the series *South African Genealogical Registers* were also received mainly from members of the Genealogical Society and, among others, from Mr H D K van der Merwe for assistance with the editing and extension of the late Dr J A Heese's (deceased 1990) manuscript

(b) During the period May 1991-May 1992

(c) Documents are mainly genealogical registers but also include family history, family journals, quarterly statements, cemetery records, funeral notices, death notices and newspaper reports

Publications from government bodies include *inter alia* alphabetical lists of estate files, lists of acquisitions and cemetery records

(2) Yes The HSRC received the documents on the understanding that—

(2.1) the publications/manuscripts be taken into the HSRC library,

(2.2) loose information be kept on family files for use by HSRC researchers and by members of the public who do research at Genealogical Information,

Dr A J Auret, Pretoria, M A Meyer, Cape Town, Brig Olivier Henning, Verwoerdburg, J A Coffee, Krugersdorp, J W J Fouché, Lynnwood Ridge, Jan Scott, Sunnyside, Dan E Barrett, Canada, Dr D K Shone, USA, Heinrich R Dittberner, Verwoerdburg, Mr Justice T M Mullins, Port Elizabeth, M S Strdom, Durban and the Rev D J Scheepers, Kimberley

About 34 donations (loose information) which are preserved in the special collection (i.e. family files) of Genealogical Information, were *inter alia* received from Dr J D Louw, George, Dr S H Thaker, Durban, C P Massey, George, D Attwell, England, Brig Olivier Henning, Verwoerdburg, Mrs P Gooch, Richmond, S Storey, Durbanville, Brig A N E Louw, Faerie Glen, R Wolmarans, Northmead, W A L Schultz, Sinoville, T C Roux, Nelspruit, G F Rautenbach, Sinoville, Prof C F van der Merwe, Brooklyn, P M van Guethuysen, Netherlands, M A Ven-ter, Danhof, Dr Petrus Krige, Namibia, J Hough, Bergville, Johan Krige, Coetzburg, Mrs A W Muller, Witbank, Neville W Smith, England, J W Abrie, Lynnwood Ridge, Mrs A Gillmer, East London, Mrs M E de Villiers, Randburg, Dr H Malan, Blyvooruitsig, Dr C A R

Centred
HOUSE OF ASSEMBLY

The MINISTER OF HOUSING AND AGRICULTURE

- (1) No, it is the responsibility of the Local Authority to provide such a community facility,
- (a) Falls away,
- (b) Falls away, and
- (2) No

Mr K CHETTY Mr Chairman, arising from the hon the Minister's reply, I would like to know why he, being the hon the Minister of Housing and Agriculture, cannot go ahead with that project in Phoenix. Those people need that facility. The hon the Minister says it is the responsibility of the local authority, but I remember very clearly that the former Chairman of the Ministers' Council was responsible for the Chatsworth Stadium. He personally allocated the funds to the Durban City Council when he was still the Minister of Housing.

The MINISTER Mr Chairman, I do not need to tell the hon member for Chatsworth Central that we are discussing this issue in 1992 and at a time when money for housing is in short supply. I can assure him that if we had the necessary funds today, we would start building a hall in Phoenix tomorrow. However, one has to take the current situation into account.

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising from the hon the Minister's reply, is he aware of the fact that as the Minister in charge of housing, he controls the utilization of community facility funding by any municipality? In view of this fact, will the hon the Minister direct that an investigation be carried out to ascertain how much money the community facility fund of Phoenix has at its disposal? Is the hon the Minister aware of the fact that there has been a policy decision that the profits from all unsold sites in Phoenix be used to provide facilities, and that this money could be used to start building the stadium in Phoenix?

The MINISTER Mr Chairman, I am very mindful of the issue which the hon the Leader of the Official Opposition has raised. However, for the information of this House, I will certainly carry out the investigation which he has suggested.

HOUSE OF DELEGATES

Mr K PANDAY Mr Chairman, further arising from the hon the Minister's reply and in view of the similar answers he and the Durban City Council have given in respect of the shortage of funds, I would like to know whether the hon the Minister would consider a joint venture in the development of the sports centre at Phoenix.

The MINISTER Mr Chairman, for the information of the hon member for Reservoir Hills, I do not want to give a categorical answer at this stage. It is an issue which, for the benefit of our people, may be considered in future.

Mr T L GOUNDEN Mr Chairman, further arising from the hon the Minister's reply, I would like to know if he would consider a sports stadium, a hospital or a clinic in Phoenix a priority.

The MINISTER Mr Chairman, I stand to be corrected, but I do not think the development of the hospitals comes under the jurisdiction of the Housing Development Board. The Province controls the issue which the hon member has just raised. The sports stadium at Phoenix, of course, is a matter which falls under my department. Provided funds are available, we will certainly provide such facilities.

Mr D K PADIACHEY Mr Chairman, arising out of the hon the Minister's reply, I want to ask him whether he is aware that when Dr Mandela visited Phoenix over the weekend, only 20% or less of the crowd were Indians, because of the poor facilities offered in Phoenix? [Interjections.]

*4 Leader of the Official Opposition—Education and Culture [Withdrawn.]

QUESTIONS

†Indicates translated version

For oral reply

General Affairs

Opportunity given to Deputy Minister of Defence to reply to Question No 2 for Oral Reply on Question Paper under General Affairs, pursuant to Resolution adopted by this House today (see col 11471)

Alleged assault of 21 Battalion on squatters

*2 Mr M RAJAB asked the Minister of Defence

- (1) Whether the South African Defence Force has investigated an incident involving members of 21 Battalion who are alleged to have assaulted squatters in the Tamboville squatter area near Wattville, Benoni, on or about 24 May 1992, if not, why not, if so, what are the findings,

- (2) whether he will make a statement on the matter? D194E

The DEPUTY MINISTER OF DEFENCE

Mr Chairman, thank you very much for this opportunity. I would like to convey my sincere apologies to the Chair and to all hon members for not being here on time. I was incorrectly informed by my office.

- (1) Yes, a Board of Inquiry has been convened to investigate the incident, but it has as yet not been completed.
- (2) No.

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, would he tell this House when it is anticipated that the board of inquiry will complete its task?

The DEPUTY MINISTER Mr Chairman, it is difficult to say, but I would imagine that it will do so within the next few weeks. It should not take longer than that.

For written reply

General Affairs

Ministerial Representatives travelling/subsistence expenses

33 Mr K CHETTY asked the Minister of Constitutional Development

- (1) Whether two Ministerial Representatives of the House of Delegates, who serve on Codesa and whose names have been furnished to the Minister's Department for the purpose of his reply, have claimed any travelling and subsistence expenses in regard to their attendance of Codesa meetings, if so, (a)(i) for how many air tickets and (ii) what (aa) road transport and (bb) hotel expenses have been claimed by each and (b) in respect of what

specified period are these figures furnished,

- (2) what are the names of the Ministerial Representatives in question? D167E

The MINISTER OF CONSTITUTIONAL DEVELOPMENT

- (1) No
- (a) Falls away
- (b) Falls away
- (2) Falls away

Ministers of State travel/accommodation expenses

34 Mr K CHETTY asked the Minister of Constitutional Development

- (1) Whether the (a)(i) air and (ii) road travelling and (b) accommodation expenses incurred by Ministers of State attending meetings of Codesa are paid for by his Department, if not, (aa) why not and (bb) by which Departments are they paid for, if so, why.

- (2) whether he will make a statement on the matter? D168E

The MINISTER OF CONSTITUTIONAL DEVELOPMENT

- (1) (a) (i) No
- (ii) No
- (b) No

- (aa) The air and road travelling expenses of ministers are paid by their respective departments and ministers are accommodated in their official residences
- (bb) Falls away

- (2) No

Own Affairs

Number of court cases House of Delegates

30 Mr M RAJAB asked the Minister of the Budget and Auxiliary Services **258**

Whether his Department has information on the number of cases involving the Administration House of Delegates that were handled on behalf of the Administration by the Office of the State Attorney in each of the latest specified three years for which information is

comp HOUSE OF DELEGATES

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Hansard

available, if not, why not, if so, (a) how many such cases were there in each of these years, (b) what are the names of the advocates who were given briefs in this regard by the said Office, (c) what was the total amount paid by the Administration in respect of costs to the (i) Office of the State Attorney and (ii) each of these advocates for each of the three years referred to above and (d) how many cases were successfully defended?

D141E

THE MINISTER OF THE BUDGET AND AUXILIARY SERVICES

(a) The table below indicates the number of cases for each of the last three years.

DEPARTMENT	1989	1990	1991
Education and Culture	2	NIL	6
Health Services & Welfare	NIL	1	1
Local Government, Housing and Agriculture	12	9	10
Budgetary and Auxiliary Services	2	1	2
Totals	16	11	19

(b) The table below indicates the names of the Advocates who were given briefs.

NB Figures in brackets () indicate that counsel was appointed to assist a senior advocate

DURBAN BAR	1989	1990	1991
D A Gordon SC	1	Nil	5
J E Hewitt SC	Nil	Nil	1
N V Hurt SC	1	2	Nil
C G Marnewick SC	8	4	2
R J A Callum	Nil	1	Nil
A W M Harcourt	Nil	Nil	1
D G Harpur	2	Nil	1
C B Mann	—	—	—
J Marais	Nil	1	Nil
P Meskin	Nil	Nil	1
P J Olsen	(1)	(2)	Nil
F G Richings	Nil	Nil	3
A L Simpson	1	Nil	Nil
B L Skinner	(1)	(1)	Nil
P S Smith	1	Nil	Nil
G O van Niekerk	Nil	Nil	1
JOHANNESBURG/PRETORIA BAR			
S F Burger SC	Nil	2	Nil
G L Groblier SC	Nil	Nil	1
C J H Badenhorst	Nil	(2)	Nil
A B de Wet	Nil	Nil	1
L van Wyk	Nil	Nil	(1)
CAPE TOWN BAR			
J Heunis	Nil	Nil	1

(c) The total amount paid by the Administration in respect of legal costs for each of the last three years is indicated in the table below

DEPARTMENT	89/90	90/91	91/92
Education and Culture	168 959	27 100	24 100
Health and Welfare	1 723	1 911	438
Local Government, Housing and Agriculture	194 351	611 935	290 748
Budgetary and Auxiliary Services	6 253	549	98
TOTAL	371 286	641 495	315 384

(i) The office of the State Attorney does not raise fees on the "attorney and client" basis as is the practice by private attorneys and only recovers, from the user Department, disbursements made by the State Attorney's Office on such Departments' behalf. Counsel's fees are paid by the State Attorney's Office and recovered from the user Department through the inter-Department accounting system.

(ii) Different amounts have been paid to the various counsel in respect of their services rendered in a particular matter for which they were appointed by the State Attorney's Office concerned. It is not possible to extract the information required relating to fees paid to individual advocates within the time permitted, as the details required are distributed over several Departments and each payment to the Office of the State Attorney would have to be examined to extract payments to individual counsel.

(d) The table below sets out the details of the outcome of the cases for each of the last three years

PARTICULARS	1989	1990	1991
EXPROPRIATION			
(a) Received	8	1	3
(b) Finalized	1	2	5
(c) Carried forward	6	4	Nil
(d) Pending	1	Nil	3
OTHER CASES RECEIVED			
Pending	8	10	16
Cases won	2	4	6
Cases lost	Nil	Nil	1
Cases settled	5	3	11

the hon member for Camperdown as a "jester boy". It is my considered opinion that that is unparliamentary

The CHAIRMAN OF THE HOUSE Order! I shall look into that, and I shall respond once we have concluded the day's business

QUESTIONS

† Indicates translated version

For oral reply

General Affairs

SAP* death in police custody of certain trade unionist

*1 Mr M RAJAB asked the Minister of Law and Order

- (1) Whether the South African Police have undertaken an investigation into the recent death in police custody of a certain trade unionist, whose name has been furnished to the Police for the purpose of the Minister's reply, if not, why not, if so, (a) what is his name and (b) what were the findings of the investigation,
- (2) whether he will make a statement on the matter?

The MINISTER OF LAW AND ORDER
D189E

(1) Yes

The deceased was not under arrest at the time of his death, but was questioned by the Police on information supplied by him regarding an armed robbery

- (a) Simon Lekula Seema
- (b) On 19 May 1992, an autopsy was carried out on the body of the deceased by the Senior State Pathologist. His report was forwarded to the Attorney-General of the Transvaal, whose decision is not yet known

(2) No

Mr M RAJAB Mr Chairman, arising out of the hon the Minister's reply, I want to say to him with great regret that his reply has a ring of *déjà vu* about it. We have heard about these myster-

HOUSE OF DELEGATES

matter. However, I do not think it is fair to the SA Police to spread rumours of that nature.

*2 Mr M RAJAB—Defence [Question Standing over] See col 1449 for reply to this question

Own Affairs

Geological tests: Lenasia Extensions 9 and 10

*3 Mr D K PADIACHEY asked the Minister of Local Government and National Housing

Whether, with reference to his reply to Question No 3 on 1 April 1992, the geological tests conducted in Lenasia Extensions 9 and 10 to establish whether the area is suitable for residential development have been completed, if not, (a) why not and (b) when is it expected that the test results will be available, if so, what are the findings? D195E

The DEPUTY MINISTER OF LOCAL GOVERNMENT AND NATIONAL HOUSING

The geological tests have been completed and it was established that the area is not suitable for residential development

Mr D K PADIACHEY Mr Chairman, arising out of the hon the Deputy Minister's reply, would he tell us what will happen to the people who are in the transit camp in that area at the moment?

The DEPUTY MINISTER Mr Chairman, I am not in a position to answer that question at the moment

Incorporation of certain areas into Lenasia

*4 Mr D K PADIACHEY asked the Minister of Local Government and National Housing

- (1) Whether his Department has made any approaches to the Johannesburg City Council to incorporate into Lenasia proper certain areas situated to the south-east of Lenasia, if not, why not, if so, what are the relevant details,

- (2) whether he will make a statement on the matter? D196E

The DEPUTY MINISTER OF LOCAL GOVERNMENT AND NATIONAL HOUSING

- (1) No The Transvaal Provincial Administration, in its own right, is dealing with this matter

- (2) No

INTERPELLATION

The sign * indicates a translation. The sign †, used subsequently in the same interpellation, indicates the original language

Own Affairs

Regional school hall in Merebank. decision

1 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Education and Culture

Whether, with reference to the reply by the Minister of Housing and Agriculture to Question No 2 on 6 May 1992, a final decision has as yet been taken on building a regional school hall in Merebank, if not, (a) why not and (b) when is it anticipated that finality will be reached, if so, (i) what is the estimated cost and (ii) what progress has been made in the provision of this hall? D214E INT

The MINISTER OF EDUCATION AND CULTURE Mr Chairman, a policy decision has been taken by the Department to erect a regional school hall in Merebank. The final decision is dependent on the availability of funds for capital works. The estimated cost is approximately R5,674 million

Consultants, architects, engineers and quantity surveyors have been appointed to design and document the proposed hall. The documentation has been brought to tender stage and the tender month is June 1992. My Department has submitted representations for funds to complete the building programme

The Department has been severely handicapped by funding cutbacks over the past four years. Nevertheless, the department's policy of providing regional school halls is continuing as our schools and communities need the facilities to provide indoor sporting facilities and cultural and social amenities, especially in the areas where Government mass housing has been erected

The LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, I appreciate the hon the Minister's placing these facts on record, but I want to ask him certain questions

The first is, when the hon the Minister says his Department has submitted representations and that his Department's policy of providing these

HOUSE OF DELEGATES

halls is continuing, is it not correct that by "Department" he means the senior management of the Department of Education and Culture? Is it not correct that the senior management of the department has not taken such decisions? Is it not correct that the appointment of consultants and architects was not the result of any decision taken by the Department? Is it not correct that the hon the Minister took this whole proposal to the Ministers' Council and that the Ministers' Council has put this on hold because of the shortage of funds? (258)

I want to refer to a speech made by the hon the Minister on 27 February 1992. I quote from Hansard, col 1906

the whole Ministers' Council is responsible for education, only we get the flak. It is always the case of the Minister of Education and Culture doing this and that

Here the hon the Minister refers to the whole Ministers' Council as being responsible. According to this the whole Ministers' Council has taken the decision to put this on hold because of financial restraints. The hon the Minister bypasses the Ministers' Council and wants individual hon members to support him

I am not against any hall, but I want to make an allegation about the hon the Minister's statement that the Department has taken this decision. When I phoned a senior official, who is the highest ranking officer in the Department, he told me they knew nothing about the appointment of consultants. The hon the Minister is bypassing them and giving instructions to a junior official, Mr Pienaar, by telephone. The management of the Department of Education has taken no such decision. I want the hon the Minister to confirm or deny that he is giving instructions to a junior official, and that whatever has been done is the result of the actions of a junior official. Why does the hon the Minister write to individual hon members when the Ministers' Council, as a result of the hon the Minister's going to the Ministers' Council, decided to put everything on hold?

I suggest that in order to resolve this, the hon the Minister must urgently call a meeting with the Education Advisory Committee together with his colleague, so that we can look at regional halls and community halls and see how we can resolve this issue jointly. We are not against this hall. If it is needed and if it has to be afforded

HOUSE OF DELEGATES

back as 1986 the Merebank hall was put on the priority list of the building programme. This was done with the full knowledge that the department did not have the funds to build school halls. Whereas in the White community every White school has a gymnasium and a hall, our schools are not able to have that.

I looked at the matter very carefully. My Department had certain halls built in the Cape Town and Transvaal regions, because at that time there were funds. When it was decided that they could not build any more halls at schools, the concept of regional halls came to the fore. The hon the Leader of the Official Opposition was the first one to moot that a hall be built in Arena Park, which is his area, and rightly so, because it is being put to good use. It is fully booked all the time. The PRO in that particular department at that time made certain that publicity was given to that hall. It is a good hall.

We must make certain that regional halls will serve the needs of the community, especially where mass housing is concerned and where there are no amenities for our people. I would like to dispel the notion that somehow this money is used for housing. Money allocated to the Education and Culture Vote is not used for building houses. The Housing and Agriculture Vote is used to build houses. If we do not build that hall, that money is not going to be used to build 600 houses in whatever area. [Interjections]

The Ministers' Council has not taken a decision to put the building of that hall on hold. The Ministers' Council is awaiting a decision based on facts to find out whether it is feasible and whether we can get more money. During the past four years there have been cutbacks of R459 million on my department's budget. If this money was forthcoming, we could have built a regional hall in every centre in South Africa.

Our people must not be forced to have inferior halls without facilities, unlike what the Whites have. When there are cutbacks on allocations to the Whites, why does this hon member not complain and say they should not build halls and gymnasiums? [Time expired]

Mr K CHETTY. Mr Chairman, I am rather confused about the manner in which this Ministers' Council goes about its duty. The hon the Minister of Housing and Agriculture stood in this

very Chamber on 6 May and told this House that no final decision had been taken with regard to this hall because of financial constraints. Suddenly this hon Minister of Education and Culture tells this House today that plans are already in progress and that he has already appointed a consultant to draw up plans. Does the hon the Chairman of the Ministers' Council know what is going on in his council? Can the hon the Chairman of the Ministers' Council give this House some indication as to what is going on in his Ministers' Council, because two hon Ministers have given us two different versions of what is going on?

We are concerned. As far as I am concerned, the hon the Chairman of the Ministers' Council also told us that this project was going to be on hold. Then suddenly the hon the Minister of Education and Culture tells us that this hall is a priority, and that this priority was established in 1982, long before he even came to this country. I want to know what is going on. [Interjections] This is a shame.

If there was such a thing as a priority, it should have been given to the area the hon the Chairman of the Ministers' Council comes from, namely Westcliff. They need that hall there. They need a hall in Newlands West and Lenasia South as well, but not in Merebank. Merebank is overpopulated with halls.

I am not in any way against the hon the Minister of Education and Culture. I know that is his constituency and that he must look after it. However, the way he is going about this whole thing is wrong. What the hon the Leader of the Official Opposition has said is true, namely that he is putting pressure on his planning staff to go ahead with those plans. I was also told that a private consultant had been appointed to draw up plans, but that there is now some problem as far as payment is concerned. [Time expired]

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, in an area west of Chatsworth, our pupils, in order to do physical education, have to jump over the fence and use private homes as changing rooms. In Lenasia South the department does not have the money to build classrooms for the pupils. They are using homes for that purpose. The Ministers' Council has put this on hold. This is serious contempt on the part of the Ministers' Council.

Cont-12
HOUSE OF DELEGATES

If a hall for Merebank is the priority, let us have it, but let us do it properly. In 1988 all halls were taken off the priority list. Let us not come with excuses as far as 1986 is concerned. I was officially informed by senior management that the hon the Minister was doing his own thing in telephoning junior officials and giving Mr Pienaar instructions R250 000 has been spent in bypassing the Department. The Department is the management of education, but the management of education does not know anything about this decision. What is the hon the Minister going to do about the contempt of the Ministers' Council? Previously the hon the Minister said the Ministers' Council was responsible and nobody criticised it. [Time expired]

THE MINISTER OF EDUCATION AND CULTURE Mr Chairman, I should just like to reply to the hon member for Chatsworth Central. As long ago as 1984 the hon member for Chatsworth Central was actively assisting me, as a local affairs committee member, to build that hall [Interjections]. At that time the hon member realised the need for this. When he says that he is totally confused, he is speaking the truth [Interjections]. In his confusion he has gone to my constituency and spoken to the people, giving them a blanket assurance that that hall would not be built. The hon member for Chatsworth Central will see to it. He is the Mafia boss [Interjections].

THE CHAIRMAN OF THE HOUSE Order! I must call on the hon the Minister to withdraw the words "Mafia boss". We do not have any Mafia members in this House.

THE MINISTER Mr Chairman, I withdraw it, but I shall say that the hon member uses strong-arm tactics [Interjections].

THE CHAIRMAN OF THE HOUSE Order! The hon the Minister may proceed.

THE MINISTER Mr Chairman, I have nothing against the hon member for Chatsworth Central stating that Westcliff needs a hall. I should like to mention the areas in South Africa in which halls are needed, according to my department's priority list: Merebank, Shakaskraal, Lenasia, Richard's Bay, Newlands West, Shalcross Extension, Avoca, Dannhauser, Howick West, Tugela, Chatsworth, Isipingo, Laudium and Wyebank. Feasibility studies have recently been conducted regarding the last three, Isipingo, Laudium and

Wyebank, because hon members of Parliament have requested this.

I should like to tell the hon the Leader of the Official Opposition that I do not bypass the Ministers' Council, nor do we bypass the chief of staff. Our chiefs of staff are constantly meeting and discussing this issue. We want to build halls, and I am pushing for this. When a unitary system of education has been established, we shall have no money to build halls for our people. [Interjections]. [Time expired]

Debate concluded

258

QUESTIONS

†Indicates translated version

For oral reply
Own Affairs

Building of homes in Lenasia South by utility company

*1 Mr D K PADIACHEY asked the Minister of Housing and Agriculture

- (1) Whether the regional representative gave his approval to homes being built in Lenasia South by a utility company in 1990, if not, what are the relevant details, if so,
- (2) whether the building of these homes was subsequently stopped because of the intervention of the Chairman of the Ministers' Council, if so, what were the circumstances surrounding the matter,
- (3) whether any action has been taken against the said regional representative, if not, why not, if so, (a) what action and (b) when?

D197E

THE MINISTER OF HOUSING AND AGRICULTURE

- (1) This matter is presently the subject of a Supreme Court Case which renders it sub-judice and I therefore am not prepared to comment further
- (2) Falls away
- (3) Falls away

Arrear rentals: residents of Villa Liza

*2 Mr D K PADIACHEY asked the Minister of Housing and Agriculture

- (1) Whether any residents of Villa Liza are in arrears with their rentals, if so, to what extent,
- (2) whether it is the intention to scrap these arrear rentals, if not, why not, if so, what are the relevant details?

D198E

THE MINISTER OF HOUSING AND AGRICULTURE

(1) Yes, as at the end of May 1992, 496 purchasers owed R815 090,65 in respect of arrear instalments

(2) No, the purchasers have had beneficial occupation from the inception and were also aware from which date their instalment payments became effective. The local authority has therefore been requested to recover the arrears.

Mr D K PADIACHEY Mr Chairman, arising out of the hon the Minister's reply, has he given the Boksburg City Council specific instructions to recover these arrears?

THE MINISTER Mr Chairman, specific instructions have been issued to local authorities throughout the country, since it has been found that money that should have been paid into the coffers of the Housing Development Board for the development of houses for the very large number of people that are waiting, has not been paid.

THE LEADER OF THE OFFICIAL OPPOSITION Mr Chairman, further arising out of the hon the Minister's reply, in the light of his emphasis on the fact that money should be paid into the coffers of the Housing Development Board, and of the fact that the Ministry of Housing is wilfully seeing to it that the R5 million for the link road is not being paid into the coffers of the Housing Development Board, is he prepared to consider waiving the arrears of these people, who deserve such a decision?

THE MINISTER Mr Chairman, as we are all aware, the hon the Leader of the Official Opposition is obsessed with the link road [Interjections].

THE LEADER OF THE OFFICIAL OPPOSITION Because it is a stink road! It is a stench from which that party will never recover! [Interjections]

THE MINISTER Mr Chairman, I think the link road has become a very important issue, and the person responsible for this is none other than the hon the Leader of the Official Opposition. Nevertheless, in brief, each issue has to be treated on its own merits, and I cannot see any justification for waiving arrear rentals.

Mr D K PADIACHEY Mr Chairman, further arising from the hon the Minister's reply, is he aware of the fact that the Boksburg City Council is awaiting a reply from the House of Delegates with regard to the collection of those arrear rentals?

THE MINISTER Mr Chairman, I want to thank the hon member for Central Rand for that information and assure him that I will look into the matter.

Mr M ABRAHAM Mr Chairman, further arising from the hon the Minister's reply, I would like to know what method he would suggest for collecting arrear rentals. Would it not be more prudent to allow for these arrear rentals to be added onto the final cost of the houses, so that it would be easier in the current economic climate for people to pay back that money?

THE MINISTER Mr Chairman, I am pleased that the hon member for Tongaat has posed that question, but time does not permit me to give him a complete answer. In many cases where large amounts are owing and people have not entered into an agreement to purchase, the arrear rentals have been added onto the capital. Those people will pay according to their income and according to what they can afford.

Sports stadium in Phoenix

*3 Mr K CHETTY asked the Minister of Housing and Agriculture

- (1) Whether his Department intends to establish a sports stadium at Phoenix, if not, why not, if so, (a) when and (b) where,
- (2) whether he will make a statement on the matter?

D205E

MK 'will have fewer than 1 000'

From CHRIS BATEMAN

LONDON — THE ANC's military wing, uMkhonto we Sizwe (MK) would have fewer than 1 000 members by the time integration began in South Africa, Professor Annette Segers, head of Political Studies at UCT, claimed yesterday.

A leading authority on civil/military relations in South Africa, Professor Segers was commenting at the Chatham House conference on A Changing South Africa here yesterday.

This drew a concession from top MK member and former Robben Island prisoner Mr Tokyo Sexwale, chairman of the ANC's PWV region. "She has a point but her figures are ridiculous," Mr Sexwale replied.

Many "freedom fighters" were increasingly trying to leave the army and build careers. "Of more than 10 000 returned mostly MK, many had gone underground and had been instructed to stay there

while others were receiving advanced training in Uganda, he said.

"The people in Uganda are on standby," he said, and added that he hoped there would be a settlement, "otherwise I don't know what's going to happen".

Professor Segers also said she believed the IMF would shut down the giant Armscor complex "as quickly as possible". Arms suppliers had been trying to enter the international market in an "aggressive manner", she said.

Freeze on payments for state housing

Political Staff CT 19/6/92

RENTALS and instalments on state-financed houses have been frozen indefinitely, National Housing Minister Mr Leon Wessels announced last night.

In a statement, Mr Wessels said the decision followed earlier announcements that rentals and instalments on state-financed housing would not be increased until "certain investigations" had been completed.

The "freeze" was applicable only to the interest and capital redemption elements of the rental or instalment, and not to increases in municipal tariffs, service charges and other levies that also were part of them.

SLIDE FILM DEVELOPING SPECIAL!

by Ian Walker

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Four more independent HoD MPs join NP

Political Staff CT 19/6/92

THE State President, Mr F W de Klerk, yesterday welcomed four former independent MPs from the House of Delegates into the National Party.

This brings the HoD NP MPs to five, as Mr Sathi Naidoo (Durban Bay) joined two months ago. The new NP MPs are Mr Salamuddin Abram, leader of the House of Delegates and chairman of committees, Mr Perumal Nadasen (Allandale), Mr Yakoub Baig (Moorcross) and Mr Sagadava Naidoo (Verulam).

Viljoen rejected inquiry into corruption judge

Political Staff

THE Ombudsman, Mr Justice P J van der Walt, yesterday confirmed that State Affairs Minister Dr Gerrit Viljoen refused a recommendation from him four years ago to appoint a commission of inquiry into the affairs of the Development Aid Department.

Mr Justice Van der Walt, who is the former Advocate-General, said that at his request he had a meeting with Dr Viljoen on December 6, 1988, and recommended an inquiry into the department following complaints of corruption by the Transvaal attorney general.

However, Dr Viljoen denied the need for the inquiry. Dr Viljoen instructed Mr Van der Walt to work with the Transvaal attorney-general and conduct an internal inquiry alongside a police inquiry,

HEALTH TALK

087 203 32+

- 15.00 Children's programmes
16.30 The Scheme of Things
16.59 Bright Ideas
17.00 Egoli
17.30 Loving
18.00 The World of Parasitic
19.00 Batman (1989) Action adventure starring Michael Keaton and Kim Basinger
21.15 Red Scorpion. (1989) A Soviet agent is sent to infiltrate an African uprising and kill its leaders. Starring Dolph Lundgren, M Emmet Walsh and Al White
23.00 M-Net SuperSport. Cricket Highlights of the second day's play of the second test match between England and Pakistan
23.30 M-Net SuperSport Golf. The second day's play of US Open at Pebble Beach, California
1.00 Dead-Bang (1989) Police thriller, starring Don Johnson, Penelope Ann Miller and William Forsythe
2.50 Revenge of the Nerds II. Comedy, starring Robert Carradine, Timothy Busfield, Curtis Armstrong.
4.20 Programme will be announced
5.00 M-Net SuperSport. Boxing Direct transmission from Caesar's Palace, Las Vegas, of the heavyweight title fight between Evander Holyfield and Larry Holmes
- 11.00 Kideo
12.00 Young Writer
12.30 Transho
13.00 Tea Sechaba. (Repeat)
13.30 Balekete/Abangani
14.00 Muzik a la Carte
14.30 Educational programmes
18.40 Days of our Lives
17.30 The Bold and the Beautiful
17.57 Devotion
18.00 Shell Road to Fame
18.30 CCV-TV Wheel
19.00 History of Soccer
20.00 Law and Order
21.00 Mob Boss. Comedy starring Morgan Fairchild
22.30 Unity '91
23.49 CNN
14.00 Kideo
15.00 Matic Help-U

Community

allowed to stay on farm

THE Mogopa people, who were forcibly removed from two farms near Ventersdorp in 1984, will have one of the farms, Zwartland, officially restored to them, the Deputy Minister of Regional and Land Affairs has decided.

This was confirmed by the Director of Land Affairs, Mr Pine Pienaar, on Wednesday.

He said the community had been removed from the farms in the Western Transvaal in the early 1980s.

They reoccupied Zwartland without consent in the late 1980s. It had now been decided that they would be allowed to remain there.

The other farm, Hartbeeslaagte, was state land and would remain so, said Mr Pienaar.

On December 6, 1988 Mr Justice Van der Walt attended a meeting with the Auditor-General of the Department of Development Aid, Mr Gilles van der Walt, his deputy in the department and members of the Commercial Branch of the SAP, he said.

On the same day or after it he went to Dr Viljoen to request the inquiry, he said.

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Sapa

8 JUL 1992

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Vol 325

PRETORIA, 3 JULIE
JULY 1992

No. 14099

GOEWERMENTSKENNISGEWINGS

ADMINISTRASIE: RAAD VAN AFGEVAARDIGDES

DEPARTEMENT VAN PLAASLIKE BESTUUR,
BEHUISING EN LANDBOU

No. 1860

3 Julie 1992

WET OP BEHUISINGSONTWIKKELING (RAAD VAN
AFGEVAARDIGDES), 1987 (WET No. 4 VAN 1987)

HERAANSTELLING VAN DIE LEDE VAN DIE RAAD
OP BEHUISINGSONTWIKKELING

Ingevolge artikel 3 (4) van die Wet op Behuisingsontwikkeling (Raad van Afgevaardigdes), 1987 (Wet 4 van 1987), word vir algemene inligting bekendgemaak dat die Minister van Behuising, Ministersraad van die Raad van Afgevaardigdes kragtens die bevoegdheid hom verleen by artikel 3 (1) en (2) van genoemde Wet die ondergenoemde persone heraanstel het as lede van die Raad op Behuisingsontwikkeling. Die Minister het ingevolge artikel 4 (1) van genoemde Wet die lede heraanstel vir die periode 1 Julie 1992 tot 30 Junie 1993.

Voorsitter

Mnr J G Brand

Vise-voorsitter

Mnr D Naicker

Lede.

Mnr Y S Chinsamy

Mnr R I Arenstein

Mnr M H Keerath

Mnr V V Parkhouse

388—A

GOVERNMENT NOTICES

ADMINISTRATION: HOUSE OF DELEGATES

DEPARTMENT OF LOCAL GOVERNMENT,
HOUSING AND AGRICULTURE

No. 1860

3 July 1992

HOUSING DEVELOPMENT ACT (HOUSE OF DELEGATES), 1987 (ACT No. 4 OF 1987)

REAPPOINTMENT OF THE MEMBERS OF THE
HOUSING DEVELOPMENT BOARD

In terms of section 3 (4) of the Housing Development Act, (House of Delegates), 1987 (Act 4 of 1987), it is hereby notified for general information that the Minister of Housing, Ministers' Council of the House of Delegates under and by virtue of the powers vested in him by section 3 (1) and (2) of the said Act has reappointed the undermentioned persons as members of the Housing Development Board. In terms of section 4 (1) of the said Act, the Minister has reappointed the members for the period 1 July 1992 to 30 June 1993.

Chairman

Mr J G Brand

Vice-Chairman.

Mr D Naicker

Members:

Mr Y S Chinsamy

Mr R I Arenstein

Mr M H Keerath

Mr V V. Parkhouse

14099—1

STAR 24/8/92
**Party to push
for federalism**

DURBAN — Solidarity, the ruling party in the House of Delegates, has resolved to promote its policy of a federal system of government for South Africa, thus clearing the way for the party's attendance at President de Klerk's planned summit on federalism next month.

The decision was taken on Saturday at Solidarity's provincial congress which was held in Durban.

Solidarity party officials will now be empowered to push for federalism at "whatever forum and in association with any political grouping or organisation" — Sapa.

(258)

Lenasia project falls into dispute

010 AM 9/9/92



258

PETER GALLI

PROPERTY developers and the House of Delegates' housing development board are at loggerheads over the delay in township proclamation for the board's Lenasia South Ext 4 site.

The delay has prevented construction by private builders because without a proclamation houses cannot be transferred to buyers, a developer said.

A total of 3 300 sites have been allocated, with the House of Delegates already developing and selling more than 1 400 itself in spite of the proclamation delay, developers said.

A developer who declined to be named for fear of retribution said "The installation of services at the site was completed some time ago and the House of Delegates has built and is selling its homes as it has an arrangement whereby it can do this." Private developers had been told they should be able to go on site in January.

"Nothing appears to be happening and more than R30m in taxpayers' money is just lying there waiting," another developer said.

"Given the desperate need for housing and the poor conditions in the building industry, this is unacceptable."

None of the directors of the board could be reached for comment. A secretary said they had been told by the director-general not to comment.

In another development, papers have been filed in the Durban Supreme Court by Universal Homes against the housing development board and its leader, J N Reddy.

Universal Homes is claiming damages of R3,08m from the board which allegedly had approved the allotment of 399 serviced sites in Lenasia South Ext 4 to it for the building and selling of homes.

A loan of R15,99m at 11,25% interest a year payable over five years was also allegedly approved.

This, Universal Homes says, was with the approval of the House of Delegates' Local Government, Housing and Agriculture Minister.

"On or around January 22 1991 the defendant wrongfully and unlawfully repudiated its obligations under the said approval, which resulted in Universal Homes sustaining damages of R3,08m," the company said.

The defendant denied all the claims, pleading they were bad in law for several reasons.

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PRETORIA, 11 SEPTEMBER 1992

No. 14267

GOEWERMENTSKENNISGEWINGS

**ADMINISTRASIE:
RAAD VAN AFGEVAARDIGDES
DEPARTEMENT VAN ONDERWYS EN
KULTUUR**

No. R. 2584 11 September 1992

WET OP ONDERWYS VIR INDIERS, 1965

WYSIGING VAN REGULASIES BETREFFENDE
AFWESIGHEIDSVERLOF VAN KS-OPVOEDERS
VAN WIE NIE NORMAALWEG VERWAG WORD OM
GEDURENDE TYDPERKE WAARTYDENS ONDER-
RIG OPGESKORT WORD DIENS TE VERRIG NIE

Die Minister van Onderwys en Kultuur het kragtens
artikel 33 (1) (g) van die Wet op Onderwys vir Indiers,
1965 (Wet No. 61 van 1965), die regulasies afgekondig
by Goewermentskennisgewing No. R. 1563 van 5 Julie
1991, gewysig soos uiteengesit in die Bylae.

BYLAE

1. In hierdie Bylae, tensy uit die samehang anders
blyk, beteken die uitdrukking "Die Regulasies" die
regulasies afgekondig by Goewermentskennisgewing
No R 1563 van 5 Julie 1991

2. Regulasie 13 van die Regulasies word hierby
gewysig deur die bestaande regulasie deur die vol-
gende subregulasies te vervang:

"Spesiale verlof vir deelname aan sport en ander
kultuurgeleenthede met volle besoldiging sonder dat
sodanige verlof teen 'n opvoeder se verlofkrediet ver-
reken word, kan met die goedkeuring van die onder-
wysdepartementshoof toegestaan word wanneer 'n
opvoeder—

- (a) deur 'n amateur sportliggaam of 'n kultuurlig-
gaam deur die Onderwysdepartementshoof vir
hierdie doel erken gekies word om—
 - (i) as deelnemer, afrigter of bestuurder aan
'n sport-/kultuurgeleentheid *buite* die
Republiek mee te doen, of

GOVERNMENT NOTICES

**ADMINISTRATION:
HOUSE OF DELEGATES
DEPARTMENT OF EDUCATION AND
CULTURE**

No. R. 2584 258 11 September 1992

INDIANS EDUCATION ACT, 1965

AMENDMENT OF REGULATIONS RELATING TO
LEAVE OF ABSENCE OF CS EDUCATORS WHO
ARE NOT NORMALLY REQUIRED TO DO DUTY
DURING PERIODS WHEN TUITION IS SUSPENDED

The Minister of Education and Culture has under
section 33 (1) (g) of the Indians Education Act, 1965
(Wet No. 61 of 1965), amended the regulations pro-
mulgated by Government Notice No. R 1563 of 5 July
1991, as set out in the Schedule

SCHEDULE

1 In this Schedule, unless the context indicates
otherwise, the expression "The Regulations" means
the regulations promulgated by Government Notice
No R. 1563 of 5 July 1991

2. Regulation 13 of the Regulations is hereby
amended by the substitution for the existing regulation
of the following subregulations:

"Special leave for participation in sports and other
cultural events with full pay without such leave being
brought into account against the leave credit of an edu-
cator, may be granted with the approval of the head of
the education department when an educator—

- (a) is selected by an amateur sports body or a cul-
tural institution, recognised by the head of
education department for this purpose—
 - (i) to take part as a competitor, coach or
manager in a sports or cultural event *out-
side* the borders of the Republic, or

- (ii) die land, provinsie of streek by 'n internasionale, nasionale, provinsiale of streek-sport-/kultuurgeleentheid *binne* die Republiek te verteenwoordig, of
- (iii) 'n groep of 'n individu uit die buiteland wat die Republiek besoek, as verteenwoordiger van die genoemde sportliggaam of kultuurliggaam, te vergesel; of
- (iv) internasionale konferensies of vergaderings van internasionale sportliggame of kultuurliggame by te woon; of
- (b) as skeidsregter, beampte, beoordelaar of kursusleier by 'n sport-/kultuurgeleentheid op internasionale vlak binne of buite die Republiek optree, of
- (c) as 'n individu wat hom op die hoogste vlak onderskei het, gekies of uitgenooi word of op eie inisiatief, aan 'n sport-/kultuurgeleentheid op internasionale of nasionale vlak binne of buite die Republiek deelneem."

- (ii) to represent the country, province or region at an international, national, provincial or regional sports or cultural event *inside* the Republic; or
- (iii) to accompany a group or individual from outside the country visiting the Republic, as a representative of such sports body or cultural institution, or
- (iv) to attend international conferences or meetings of international sports bodies or cultural institutions; or
- (b) act as a referee, official, adjudicator or course leader at a sports or cultural event at international level inside or outside the Republic; or
- (c) as an individual who has distinguished himself at the highest level, is selected or invited to take part, or on his own initiative takes part, in a sports or cultural event at international or national level inside or outside the Republic "

DEPARTEMENT VAN FINANSIES

No. R. 2524

11 September 1992

DOEANE- EN AKSYNS, 1964

WYSIGING VAN BYLAE No. 1 (No. 1/1/494)

Kragtens artikel 48 van die Doeane- en Aksynswet, 1964, word Deel 1 van Bylae No. 1 by genoemde Wet hiermee gewysig in die mate in die Bylae hiervan aangetoon.

J. A. VAN WYK,
Adjunkminister van Finansies.

DEPARTMENT OF FINANCE

No. R. 2524

11 September 1992

CUSTOMS AND EXCISE ACT, 1964

AMENDMENT OF SCHEDULE No. 1 (No 1/1/494)

Under section 48 of the Customs and Excise Act, 1964, Part 1 of Schedule No. 1 to the said Act is hereby amended to the extent set out in the Schedule hereto

J. A. VAN WYK,
Deputy Minister of Finance.

BYLAE

Pos	Subpos	T S	Artikelbeskrywing	Statistiese Eenheid	Skaal van Reg	Annotasies
16 04	" 20	2	Deur subpos No 1604 13 20 deur die volgende te vervang Sardiens (sardyne) (<i>Sardinops spp</i>), in lugdigte metaalhouers	kg	vry"	

Opmerking — Die skaal van reg op sardiens (sardyne) (*Sardinops spp*), in lugdigte metaalhouers, word van 6c/kg na vry verlaag

SCHEDULE

Heading	Subheading	C D	Article Description	Statistical Unit	Rate of Duty	Annotations
16 04	" 20	2	By the substitution for subheading No 1604 13 20 of the following Sardines (pilchards) (<i>Sardinops spp</i>), in airtight metal containers	kg	free"	

Note — The rate of duty on sardines (pilchards) (*Sardinops spp*), in airtight metal containers, is reduced from 6c/kg to free

No. R. 2525

11 September 1992

DOEANE- EN AKSYNSWET, 1964

WYSIGING VAN BYLAE No. 4 (No. 4/117)

Kragtens artikel 75 van die Doeane- en Aksynswet, 1964, word Bylae No. 4 by genoemde Wet hiermee gewysig in die mate in die Bylae hiervan aangetoon

J. A. VAN WYK,
Adjunkminister van Finansies

No. R. 2525

11 September 1992

CUSTOMS AND EXCISE ACT, 1964

AMENDMENT OF SCHEDULE No 4 (No 4/117)

Under section 75 of the Customs and Excise Act, 1964, Schedule No. 4 to the said Act is hereby amended to the extent set out in the Schedule hereto

J. A. VAN WYK,
Deputy Minister of Finance

Sharp increase in public servants

PRETORIA — The number of workers in own affairs departments increased by 20 000 people between 1987 and the first quarter this year, Central Statistical Service (CSS) figures show.

The number went up from 170 000 to more than 190 000

The own affairs pay bill has also rocketed. In the last quarter of 1987 the salary bill came to just over R800m. In the first quarter of this year the payout totalled R1,5bn.

There are five House of Delegates departments and six House of Representatives departments, all of which have counterparts in general affairs.

And SA's public sector pay bill, including salaries and wages of general staff and own affairs bureaucrats, will soar to nearly R55bn in the 1993/94 financial year, according to calculations based on CSS figures.

The figures, released at the weekend, show the 550 145 workers in general affairs and own affairs in the second quarter this year had an increase of R621m compared with the second quarter of last year.

However, for the first time in years there was a significant decline in overall staff numbers.

In general affairs departments, the numbers decreased by 10 842 to

364 667 and in own affairs departments by 3 502 to 185 378.

The CSS said there had been big staff increases in the provincial administrations and in the homeland bureaucracies.

Provincial departments' personnel increased by 8 542 to 231 162. For the quarter they were paid R1,430bn — an increase of R375,399m compared with the second quarter last year.

Workers in the civil services of the six homelands increased by a huge 11 349 to a new high of 215 988 and they were paid R1,196bn, up by R252m compared with March-June last year.

The public sector includes government trade establishments — Transnet, the Post Office and Telkom — universities and parastatals, local authorities and public corporations.

DP finance spokesman Douglas Gibson said the duplication and fragmentation of the tricameral system had cost the country billions of rands in futile expenditure since the system's inception in the early 80s.

However, he said if the abolition of own affairs meant all workers would be absorbed in central government jobs, the savings would be minimal.

GERALD REILLY

BIDM 12/10/92

258

258

1547

Hansara

MONDAY, 19 OCTOBER 1992

1548

Hansara

Whether the South African Police keep statistics on policemen who suffered injury or death as a result of gunshot wounds to the chest or back whilst on duty in 1989, 1990 and 1991, if not, why not, if so, in respect of each of these years, how many such policemen (a) were injured and (ii) killed and (b) were wearing bullet-proof vests at the time

B848E

The MINISTER OF LAW AND ORDER

No

Comprehensive details of the nature and position of wounds and fatal injuries are recorded in respect of each occurrence, but are included in files in respect of departmental Boards of Injury and inquests. It is not possible to differentiate cases of this nature from other individual cases. A complete analysis of cases whereby a policeman, in the course of his duties, has been unlawfully killed or injured by another party by means of a firearm has, however, been kept and statistics recorded since 1 January 1992

1549

Hansara

MONDAY, 19 OCTOBER 1992

1550

Hansara

HOUSE OF DELEGATES

the United States of America earlier this year in order to address a meeting of the Security Council of the United Nations, if so,

QUESTIONS

†Indicates translated version

For written reply

General Affairs

(2) whether his Department incurred any expenses in respect of this visit, if so, what were the (a) hotel, (b) travelling and (c) other specified expenses?

258

D225E

Chairman of Ministers' Council: visit to USA
43 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of Foreign Affairs

The MINISTER OF FOREIGN AFFAIRS

(1) Yes

(2) No

(1) Whether the Chairman of the Ministers' Council in the House of Delegates visited

(a), (b) and (c) fall away

available programmes are also offered to them if feasible

Furthermore, it can be mentioned that the centralised detention of sentenced juveniles in certain regions is a direct consequence of the successes obtained with the youth centres and programmes at Leeuwkop (since 1986) and Pollsmoor (since 1987)

Generally the intention with these programmes is to equip the juvenile with the life skills which could contribute to his successful reintegration into the community after release

The following basic guide-lines are followed

- The achievement of a certain level of education in order to facilitate adaptation into the community. In other words - acceptable norms and values must be acquired

- Education and training as the basis of the programme. Depending on the present level of education, intellectual capabilities of prisoners and the term of sentence it is endeavoured to achieve a specific level of education

- Meaningful utilization of time which is aimed at positive attitude after release
- Maintenance of present social structures to counteract institutionalization and consequently prevent recidivism eg the maintenance and strengthening of family ties

- Meaningful realization of religious needs
- Healthy physical development through physical training and care

Should the need arise, the further centralised detention of sentenced juvenile prisoners will be considered at certain centres which are deemed suitable for this purpose

- (ii) 31 August 1992
- (b) The precise information cannot be provided to the hon member as it is, inter alia, not centrally available. There are also various practical problems with regard to the possible recording of such statistics by the Department of Correctional Services

To conclude this point I also refer the hon member to the information supplied by me in reply to question 87 on 26 February

1992 in the House of Assembly (Hansard Col 313-314)

- (2) (a) No
- (i), (ii) and (iii) Fall away
- (b) No
- (i), (ii) and (iii) Fall away

No, except to refer to the attached press release issued on 21 October 1992 by the office of the Deputy Minister of Manpower and of Local Government, and National Housing in which it is, inter alia, confirmed that a special work group was appointed by the Deputy Minister of Manpower and of Local Government and National Housing, Mr G M E Carelse MP, to investigate the question of facilities for the detention of juveniles under the age of 18 years

Deputy Minister takes note of Nicro's report on children awaiting trial

Mr Glen Carelse, Deputy Minister of Manpower and of Local Government and National Housing, said in Cape Town today that the Government is equally concerned about the seriousness of the situation regarding children in detention, of which approximately 4 400 are presently being detained in prison

Mr Carelse was reacting to the report released today in Cape Town which was compiled by the South African National Institute for Crime Prevention and Rehabilitation of Offenders (Nicro), the community Law Centre at the University of the Western Cape and Pietermaritzburg's Lawyers for Human Rights

The Government has for quite some time been concerned about this matter, and as a result an interdepartmental working group was appointed on 17 September 1992 by Mr Carelse. The mandate of the working group is to investigate the possibilities of alternative centres and services where youths are being detained. The final report of the working group will be submitted to him by the end of November 1992. The Working Group comprises the following departments

South African Police, Law and Order, Justice, Correctional Services, Administration House of Representatives, Administration House of Delegates, Administration House of Assembly, Education and Training, Local Government and

Own Affairs

21 October 1992

Contact person Johan Oosthuizen Telephone (012) 421 1406 (w) (011) 976 4234 (h)

National Housing, National Health and Population Development and the four Provincial Administrations. The private sector will be co-opted by the sub committees of this Working Group

In order to carry out its functions, the working group divided into several task groups, on which the interested parties from the private sector have been co-opted

The task groups will be considered matters such as

- the true figures of children under age awaiting trial,
- alternative services that can be rendered,
- liaison between the role players, and
- legislation

Due to the seriousness of the problem, Mr Carelse has already requested that the working group submit an interim report to him by the end of October 1992. This will enable the Government to consider, if necessary, possible interim steps, even before the final report is published

Mr Carelse said that he welcomes the interests of Nicro in this particular matter. He indicated that the interdepartmental committee will scrutinize Nicro's report, together with other inputs it may receive in preparing its report. He also said that most of the issues addressed in Nicro's report are being dealt with by one of the sub committees of the interdepartmental working group

Mr Carelse has already visited two places of safety in the Transvaal and most of his visits to places of safety in the other provinces have already been scheduled. These visits are a result of his undertaking to acquaint himself with the situation in order to find a suitable solution

Issued by the office of Deputy Minister Carelse Pretoria

21 October 1992

Contact person Johan Oosthuizen Telephone (012) 421 1406 (w) (011) 976 4234 (h)

State President to appoint a judicial commission of inquiry into alleged irregularities and political interference in respect of, inter alia, staff appointments, promotions and property allocations in the Administration House of Delegates since 1 September 1989, if not why not, if so, when does he intend making such representations?

The CHAIRMAN OF THE MINISTERS COUNCIL

- (1) No
- (2) I do not deem it expedient to make such representations

Telephone usage in Ministerial office/official residence

39 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

- (1) Whether he went abroad during 1992, if so, during which periods,
- (2) whether his private and/or general telephones in his (a)(i) Ministerial office and (ii) official residence in Cape Town and (b) official residence in Natal were used during the periods referred to in paragraph 1 of this question, if so, what in the case of each of these telephones was the cost of such usage, excluding rental costs?

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

- (1) The Minister went abroad on pilgrimage to Saudi Arabia for the period 15 May 1992 to 15 June 1992
- (2) (a) (i) Yes - by the personnel in the Ministry of Budget and Auxiliary Services

Unable to determine actual number of units for the period 15/5/92 to 15/6/92 as the accounts overlap the said period

For information purposes the amounts for the period 8/5/92 to 4/6/92 and 5/6/92 to 6/7/92 are R38 75 and R91,48 respectively

Unable to determine actual number of units for the period 15/5/92 to 15/6/92 as the accounts overlap the said period

For information purposes the amounts for the period 8/5/92 to 4/6/92 and 5/6/92 to 6/7/92 are R38 75 and R91,48 respectively

- (ii) Unable to determine actual number of units for the period 15/5/92 to 15/6/92 as the accounts overlap the said period

HOUSE OF DELEGATES

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counts overlap the said period

For information purposes the amounts for the periods 9/5/92 to 8/6/92 and 9/6/92 to 8/7/92 are R37,42 and R13,42 respectively

- (2) (b) For the period 29/4/92 to 26/5/92 a claim for R558,59 was made, no further claims received since the above date

Services of private attorney

40 The LEADER OF THE OFFICIAL OPPOSITION asked the Minister of the Budget and Auxiliary Services

- (1) Whether, during the course of 1992, the services of a private attorney were engaged by him or his Department for the Minister or Department of Education and Culture, if not what are the relevant particulars, if so, (a) why, (b) who was the attorney, (c) on whose directive was he so engaged and (d) what was the fee tendered by the attorney.

- (2) whether the engagement of the services of this attorney was declared to be unauthorized by the Auditor-General or any other person or body acting for the State, if so, (a) by whom or what body and (b) on what grounds?

The MINISTER OF THE BUDGET AND AUXILIARY SERVICES

- (1) No
Department of Education and Culture
- (2) Yes

The Treasury Administration House of Delegates after consultation with the State Attorney (Natal) and the Department of State Expenditure

In terms of Treasury Instruction W3 2 all civil claims and actions should be dealt with by the State Attorney

Mail Committee inquiry/report

41 Rev M ABRAHAM asked the Chairman of the Ministers' Council

- (1) Whether the Mail Committee was appointed by the Ministers' Council to investigate alleged irregularities in the De-

partment of Education and Culture of the Administration House of Delegates, if so, when,

- (2) whether this committee has completed its inquiry, if not why not, if so, when,
- (3) whether it has submitted a report, if so, when,
- (4) whether this report will be made public, if not, why not, if so, (a) when and (b) in what manner?

The CHAIRMAN OF THE MINISTERS' COUNCIL

- (1) No, the Committee was appointed by the Acting Director-General on 19 May 1992
- (2) No, still in the process of finalisation. The draft report is expected to be completed at the end of October
- (3) Not applicable
- (4) The Director-General will decide upon receipt of the report

Ministerial Representatives/Ministers' Council: leave

43 Mr H M NEERAHOO asked the Chairman of the Ministers' Council

- (1) Whether he will furnish information on leave and sick leave taken by members of the Ministers' Council in the House of Delegates or any of his Ministerial Representatives since 1 January 1990, if not, why not, if so, (a) in respect of each such member and Ministerial Representative, what periods of (i) leave and (ii) sick leave were taken in 1990, 1991 and 1992, respectively, and (b) in respect of what date is the information for 1992 furnished,

- (2) whether any of the above-mentioned persons were paid their full salaries while being on sick leave, if not, why not, if so, on whose authority?

The CHAIRMAN OF THE MINISTERS' COUNCIL

- (1) No leave and sick leave is at the pleasure of the State President and the Chairman of the Ministers' Council
- (2) Salaries are paid in full when leave is granted

INTERPELLATIONS UNDER NAME OF MEMBER

Botha, Dr W J—
General Affairs
Finance, 841, 1053

Gerber, Mr A—
Own Affairs
Education and Culture, 291, 537, 1081,

Bruwer, Mr A A B—
Own Affairs
Agricultural Development, 1244
Local Government, 1404

Gibson, Mr D H M—
General Affairs
Trade and Industry, 1376
Own Affairs
Education and Culture, 864

Burrows, Mr R M—
Own Affairs
Education and Culture, 185, 436, 1004

Haswell, Mr R F—
General Affairs
Law and Order 272
Local Government and National Housing, 527

Carlisle, Mr R V—
General Affairs
Public Enterprises, 917

Hoon, Mr J H—
General Affairs
National Education, 911

Transport 848
Own Affairs
Housing and Works, 619
Local Government, 1310

Jacobs, Adv S C—
General Affairs
Home Affairs, 725

Charlewood, Mrs C H—
General Affairs
Local Government and National Housing, 1059

Langley, Mr T—
General Affairs
Foreign Affairs, 1219
National Intelligence Service, 1

Chiole, Mr J—
General Affairs
Environment Affairs, 1281

Leon, Mr A J—
General Affairs
Law and Order, 129
Transport, 732

De Beer, Dr Z J—
General Affairs
State President, 981

Le Roux, Mr F J—
General Affairs
Foreign Affairs, 123

Ebrahim, Mrs R—
Own Affairs
Housing and Agriculture, 1021

NP set to move on Solidarity

258 Political Staff

CT 27/10/92

THE National Party, stung by its failure to push the Further Indemnity Bill through Parliament, is poised to take control of the House of Delegates

It will probably make its move soon after Parliament is reconvened on January 29 next year, government sources said yesterday

One said President FW de Klerk had been reluctant in the

past to move against Solidarity in spite of repeated approaches from House of Delegates MPs

However, it was "very unlikely" that he would refuse future approaches, said the source

"We are poised to take over," he added

This follows the vote against the indemnity legislation by Solidarity and the opposition National People's Party in the House of Delegates during the

short session which ended last week.

Solidarity and the NPP blocked the passage of the legislation by 17 votes to 10, forcing President De Klerk to turn to the President's Council to rubber-stamp the controversial Bill

One MP pointed out that 28 HoD MPs had voted for the legislation, abstained, or had been absent during voting last Wednesday

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Minister is clear - probe

AN official inquiry into the Administration of Education under the House of Delegates has cleared the Minister of Education and Culture, Dr Kisten Rajoo, of political interference

But it implicated certain politicians in the day-to-day running of the department (258)

This emerged in a report of the three-man investigation chaired by Advocate Hassan Mall and released in Durban yesterday. The inquiry found the conduct of MPs, who sought special favours from the Minister, did not amount to political interference

'Natal could

Some fear 26/11/72

