

PARLIAMENT

OF

ZIMBABWE

VOTES AND PROCEEDINGS OF THE NATIONAL ASSEMBLY

THIRD SESSION – EIGHTH PARLIAMENT

WEDNESDAY, 17TH FEBRUARY, 2016

Quarter past two o'clock pm.

The Speaker in the Chair.

PRAYERS

Members Present

Banda T;
Beremauro G;
Bhebbhe A;
Budha - Masara
Bunjira R
Chakona P
Chamisa N
Chapfika D
Chasi F
Chibagu G
Chibaya A
Chidhakwa S
Chidhakwa W

Chidarikire F
Chigudu M
Chigumba C C.
Chikomba L
Chikuni E
Chikwinya N
Chimedza P Dr
ChimeneM M
Chimwamurombe A
Chinamasa P
Chinanzvavana C
Chingosho C.P.M
Chinomona M M
Chinotimba J
Chiota P C
Chipanga K
Chipato A
Chirisa F
Chitindi C
Chitura L
Chivamba K
Chiwa D
Chiwetu J Z
Chombo I M.C
Cross E G
Dhewa W
Dinha M T
Dokora L D K
Dube S
Dube T.J
Dziva T M
Gabbuza J.G.
Gandawa G
Gava M
Gezi T
Goche N
Gonese I.T
Gumbo J.M
Gumbo S
Gwanetsa K K
Gwanongodza E
Guzha N.K.
Haritatos P
Hlongwane M

Holder J
Hungwa G
Hungwe O.S.
Jaboon J
Kachepa N
Kadungure D A
Kagonye P
Kanengoni T R
Kanhanga E W
Karoro D
Kasukuwere S
Katsiru L.
Kaundikiza M
Kazembe K
Kereke M
Khumalo M
Khumalo T
Khupe T
Kuruneri C
Kwaramba G
Labode M R
Langa A
Mabuwa C
Machingauta C
Machingura R
Mackenzie I
Madanha M
Maduza T.
Made J.M.
Madondo T
Madubeko J
Madzinga P
Mahiya M
Mahoka S
Majaya B
Makoni R R
Makonya J
Makunde T
Makweya M
Mandipaka O
Mandiwanzira S C
Mangami D
Mangwende S
Maondera W

Mapiki J
Marapira D
Maridadi J
Marumahoko R
Masamvu L
Mashakada T
Mashange W
Mashayamombe S
Mashonganyika D
Masiya D
Masuku P
Matambanadzo M
Matangaidze T
Matangira T R
Matienga M
Matimba K M
Matiza B J
Matsunga S.
Matuke L
Mavenyengwa R
Mavima P
Mawere M D V
Mawere M RN S
Maziwisa P.
Mbwembwe E
Mguni N.
Mhere E
Mhlanga N J
Mhona F T
Misihairambwi P M
Mkandla M
Mlilo N.
Mnangagwa A.
Mnangagwa E
Moyo F
Moyo L
Mpala M.
Mpariwa P
Mpokho P
Mpofu B
Mpofu M M
Mpofu R
Mpofu S
Mtingwende T

Muchenje F
Muchenje M S
Muchinguri O
Mudambo T
Mudarikwa S
Mudau M
Muderedzwa R
Mudzuri E
Mudyiwa M.
Mufunga A
Mugidho M.
Mukanduri S T
Munochinzwa M
Musabayana D.
Mukupe T.
Mukwangwariwa F G
Mukwena R
Munengami F
Munochinzwa M.
Mupfumi I F
Murai E
Musanhi K S
Musiiwa A
Musundire A L
Musvaire W
Mutezo M
Mutomba W
Mutseyami P C
Mutsvangwa C
Muzenda T M
Muzondiwa E S
Muzembi W
Ncube D M
Ncube G M
Ncube H
Ncube O
Ncube S
Ndebele A
Ndhlovu Alice
Ndhlovu Annastancia
Ndlovu D M;
Ndlovu M S
Ndlovu N
Ndoro L F

Nduna D
Nguni S R
Nhambu B.
Nhema C F.D.;
Nkatazo M M
Nkomo Malachi
Nleya L
Nyamupinga B B
Nyanhongo M
Nyere C
Nyoni S G G
Paradza K
Passade J
Pedzisai I
Pemhenayi B
Phiri F P
Porusingazi E
Rudzirwayi J M
Runesu B
Rungani A
Ruvai E
Sansole T W
Saruwaka T J.L.;
Savanhu T
Seremwe B.
Shamu W K
Shongedza E
Shumba K D
Sibanda D
Sibanda K.
Sibanda L
Sibanda M
Sibanda Z
Sithole G K
Simbanegavi Y
Sindi C
Tarusenga U D
Themhani S Z
Toffa J
Tongofa M
Tshuma B
Tshuma D
Tshuma J.
Tsomondo C

Undenge S
 Uta K.
 Vutete M
 Wadyajena J M
 Watson N J
 Zemura L
 Zhou P
 Zhou T
 Zindi I
 Ziyambi Z
 Zvidzai S
 Zwizwai M

In attendance in terms of Section 138 (2) and (3) and Section 104 (3) of the Constitution

Hon Mnangawa E.D.; Hon Muzenda T.; Hon Sekeramayi S.T.; Hon Made J.; Hon Moyo S.K; Hon Dokora L.

Printed by Order of the House

Absent with leave

Hon Marapira; Hon. Zhanda; Hon. Damasane,

1. Questions without notice.
2. Questions with notice.
3. The Hon. Vice President and Minister of Justice, Legal and Parliamentary Affairs, moved: That Notices of Motions, Nos. 1 to 10 and Orders of the Day Nos. 11 to 27, for today stand over, until Order of the Day No. 28 has been disposed of.

Motion put and agreed to.

4. COMMITTEE: Consideration of the Adverse Report of the Parliamentary Legal Committee on the *Criminal Procedure and Evidence Amendment Bill*, (H. B. 3A, 2015) - **Hon. Samkange**.

(House in Committee)

Report put for consideration.

The Hon. Vice President and Minister of Justice, Legal and Parliamentary Affairs, moved: That the Chairperson do now report progress.

Motion put and agreed to.

(House resumed)

Progress reported.

Committee to resume tomorrow.

5. On the motion of the Hon. Vice President and Minister of Justice, Legal and Parliamentary Affairs: The House adjourned at twenty-eight minutes past five o'clock pm.

ADV. J. F. MUDENDA,
Speaker.

THURSDAY 18TH FEBRUARY 2016

ORDERS OF THE DAY AND NOTICES OF MOTIONS

1. COMMITTEE: To resume on the *Adverse Report* of the Parliamentary Legal Committee on the *Criminal Procedure and Evidence Amendment Bill*, (H. B. 3A, 2015) – (*Progress reported 17th February, 2016*) **Hon. Samkange.**
2. Adjourned debate on motion in reply to the State of the Nation Address by His Excellency, the President of Zimbabwe (*Adjourned 16th February, 2016 – The Deputy Minister of Transport and Infrastructural Development*)

[Days elapsed: 20]

Question proposed: That this House conveys its profound gratitude to His Excellency, the President Cde. R. G Mugabe for addressing a joint sitting of Parliament on the State of Nation.

Expresses its commitment to and support for the views contained in his address; and that a respectful address be presented to His Excellency the President, informing him of the sentiments of the House. – **Hon. Mhlanga N.J.**

3. Adjourned debate on motion in reply to the Presidential Speech. (*Adjourned 16th February, 2016 – The Deputy Minister of Transport and Infrastructural Development*).

[Time elapsed: 11 hours 05 minutes]

Question proposed: That a respectful Address be presented to the President of Zimbabwe as follows:-

May it please you, your Excellency, the President:

We, the Members of Parliament of Zimbabwe, desire to express our loyalty to Zimbabwe and beg leave to offer our respectful thanks for the speech, which you have been pleased to address to Parliament – ***Hon. Mutomba.***

4. HON SHAMU
HON ZINDI

That this House;

COGNISANT of the fact that the Head of State and Government and Commander in Chief of the Zimbabwe Defence Forces, President Robert Gabriel Mugabe has played a pivotal role in the establishment, development and welfare of the Zimbabwe Defence Forces;

AWARE of the fact that the Zimbabwe Security Services are a product of the armed liberation struggle;

ACKNOWLEDGING that the Zimbabwe Security Services are the vanguard of the country's peace, security and sovereignty;

NOTING that the Zimbabwe Security Services have maintained and contributed to peace both within and beyond the country's borders through their peace keeping missions;

ALARMED by the lack of appreciation of the role the Zimbabwe Security Services played and continue to play in the socio – political and economic development of Zimbabwe and Africa from some quarters of the local and international community;

NOW THEREFORE, calls upon the heroic Zimbabwean people:

- (a) To recognise the iconic role and visionary leadership of the Commander in Chief of the Zimbabwe Defence Forces, President Robert Gabriel Mugabe;
- (b) To complement the efforts of the Zimbabwe Security Services in the socio-political and economic development of the country to improve the welfare of the Nation; and
- (c) To uphold the spirit of National Unity, peace and development.

5. HON. PARADZA
HON. MISIHAIRABWI-MUSHONGA

That this House takes note of the Report of the visit to Embassy of the Republic of Zimbabwe in Addis Ababa, Ethiopia by the Portfolio Committee on Foreign Affairs from 16-19 November 2015.

6. HON. MANDIPAKA
HON. MUDEREDZWA

That this House takes note of the Report of the Zimbabwe Delegation to the Consultations with the Pan African Parliament and other Regional Parliaments

on the provision of Constitutionalism and the Rule of Law in Africa, held in Midrand, South Africa, from 25-27 November, 2015.

7. HON. NDUNA
HON. MAONDERA

That this House takes note of the Second Report of the Portfolio Committee on Transport and Infrastructure Development on the Operations of the National Railways of Zimbabwe, (S.C. 21, 2015).

- 8 HON. MUKANDURI
HON. ZWIZWAI

That this House takes note of the Report of the Election Observation Mission to the 2015 Tanzania General Elections from 18 to 29 October 2015.

9. HON. CHITINDI
HON. MASIYA

That this House takes note of the First Report of the Portfolio Committee on Lands, Agriculture, Mechanisation and Irrigation Development on the operations of the Agriculture and Rural Development Authority (ARDA) and Cold Storage Company (C. S. C.) (S.C. 6, 2016)

10. HON. TOFFA
HON. DR. MUKANDURI

That this House takes note of the Report of the 38th Plenary Assembly of the SADC-Parliamentary Forum, held at Sea Side Hotel and SPA in Swakopmund, Namibia, from the 17th to the 25th November, 2015.

11. HON. MAJOME
HON. MAWERE MUBVUMBI

That this House takes note of the First Report of the Portfolio Committee on Justice, Legal and Parliamentary Affairs on the State of Preparedness of the Zimbabwe Electoral Commission (ZEC) to hold Elections. (S. C. 17, 2015).

12. HON. MARIDADI
HON. MAJOME

That this House -

ALARMED by the disharmony in the Executive arm of the State which manifests in policy inconsistencies and disharmony;

WORRIED that the disharmony and the policy inconsistencies do not engender a conducive investment climate which the country so badly needs;

FURTHER WORRIED that all this is happening at a critical time when the country needs harmony and unity of purpose from all stakeholders in particular the Executive, as we grapple looming hunger and starvation induced by the effects of the climate change;

NOW THEREFORE, resolves that: There must be harmony and policy

consistency in the Executive in order to attract investment and promote economic growth.

13. HON. CHITINDI
HON. S. CHIDHAKWA

That the Motion on the Report of the Portfolio Committee on Lands, Agriculture, Mechanisation and Irrigation Development, on Cotton production in Zimbabwe, which was superseded by the end of the Second Session of the Eighth Parliament be restored on the Order Paper in terms of Standing Order No. 152 (1).

14. HON. MISIHAIRABWI-MUSHONGA
HON. MAJOME

That this House;

TAKING NOTE, of the rampant unlawful practice of child marriages in Zimbabwe

FURTHER Taking Note of the harmful effect of child marriages in Zimbabwe and other related customary practices such as the pledging of children.

ACKNOWLEDGING the abolishment of child marriages by the Constitutional Court in the landmark ruling of Loveness Mudzuru, Ruvimbo Tsopodzi vs Minister of Justice, Legal and Parliamentary Affairs and others judgement CCZ12/ 2015

ACKNOWLEDGING and expressing indebtness to the Constitutional Court for the bold and long overdue decision.

FURTHER ACKNOWLEDGING and expressing indebtness to the young women Loveness Mudzuru and Ruvimbo Tsopodzi who brought the application.

EXPRESSING sadness at the indifference and failure of the Government, to actualize, Section 81 of the Constitution of Zimbabwe which promotes the right of children

NOW THEREFORE, this Honorable House resolves as follows;

- a) That a promotion of gratitude and indebtness be and hereby made in favour of the two young women Loveness Mudzuru and Ruvimbo Tsopodzi who brought and made the constitutional application;
- b) That Government moves quickly to:
 - (i) Amend the Marriages Act, Customary Marriages Act; Criminal Codification Act and Criminal Procedure and Evidence Act, such that child marriages are criminalized and the age of sexual consent be 18 years;
 - (ii) Review the Children's Act to ensure that the rights enshrined in the Constitution are apparent.
- c) That Government, civic society and the church, adopt and implement a systematic program of education around issues of child marriages, sexual abuse and patriarchy in Zimbabwe.

15. HON. DZIVA
HON. CHIBAYA

That this House takes note of the Report of the 133rd Assembly of the Inter-

Parliamentary Union (IPU) held in Geneva, Switzerland, from 17th to 23rd October 2016.

16. HON. NDUNA
HON. LABODE

That this House;

COGNISANT that due to the prevailing economic challenges and high levels of unemployment the vast majority of Zimbabweans have very limited disposable income;

AWARE that Section 76 of the Constitution makes access to health care a fundamental and inalienable right of every Zimbabwean and obliges the State to ensure that no person is refused emergency medical treatment in any health-care institution;

ALARMED at the prohibitive cost of blood in both public and private hospitals with a pint going for USD 140 on average which has made access to blood a preserve of the rich;

CONCERNED that the majority of Zimbabweans who require blood transfusions, particularly in district hospitals and clinics, are succumbing to avoidable deaths owing to their inability to afford blood;

FURTHER CONCERNED that though emergency medical treatment is a fundamental human right, health institutions are refusing to give needy patients blood without prior payment yet the cost is beyond the reach of many;

DISTRESSED that blood transfusion in district hospitals and clinics is only available for expecting mothers and is not extended to victims of accidents and trauma who account for 35% of the national blood requirements;

MINDFUL that blood distribution by the National Blood Service Zimbabwe in 2014 marginally increased by 0.7% primarily due to depressed demand owing to the harsh economic conditions;

DISTURBED that the price of blood in Zimbabwe does not compare favourably with the price of blood regionally;

NOW THEREFORE, call upon the Executive to:

- (a) Subsidize the cost of blood to save lives by ensuring that it is available for all needy patients at private and public hospitals;
 - (b) To de-centralise the blood bank by establishing a blood bank at all district hospitals and clinics;
 - (c) To raise awareness on the importance of donating blood particularly among adults who account for only 20% of the national blood donations yet use 80% of the blood so donated;
17. Adjourned debate on motion on the Report of the Portfolio Committee on Defence, Home Affairs and Security Services on the Landmines Situation in Zimbabwe (*Adjourned 16th February, 2016- **The Deputy Minister of Public***

Service, Labour and Social Welfare)

[Day elapsed: 1)

Question proposed: That this House takes note of the Report of the Portfolio Committee on Defence, Home Affairs and Security Services on the Landmines Situation in Zimbabwe. (S.C. 2, 2015)- **Hon. Muderedzwa.**

18. Adjourned debate on motion on the Report of the delegation to the 37th Plenary Assembly of the SADC – Parliamentary Forum, held at Zimbali Resort in Durban, South Africa (*Adjourned 16th February, 2016- **The Deputy Minister of Public Service, Labour and Social Welfare***)

[Day elapsed: 1)

Question proposed: That this House takes note of the Report of delegation to the 37th Plenary Assembly of the SADC – Parliamentary Forum, held at Zimbali Resort in Durban, South Africa from the 6th to the 11th of July 2015- **Dr. Mukanduri.**

19. Adjourned debate on motion on the Second Report of the Portfolio Committee on Defence, Home Affairs and Security Services on the Attempted Jail Break from Chikurubi Maximum Prison (S.C. 22, 2015) (*Adjourned 11th February, 2016- **Hon. Matuke.***)

[Day elapsed: 1)

Question proposed: That this House takes note of the Second Report of the Portfolio Committee on Defence, Home Affairs and Security Services on the Attempted Jail Break from Chikurubi Maximum Prison (S.C. 22, 2015) - **Hon. Muderedzwa.**

20. Adjourned debate on motion on the First Report of the First Report of the Portfolio Committee on Transport and Infrastructural Development on Causes of Road Carnage (S.C. 1, 2014) (*Reinstated 9th February, 2016- **Hon. Nduna***)

[Days elapsed: 2)

Question proposed: That this House takes note of the First Report of the First Report of the Portfolio Committee on Transport and Infrastructural Development on Causes of Road Carnage (S.C. 1, 2014)- **Hon. Nduna**

21. Adjourned debate on motion on the need to urgently allocate resources towards the exploration of the country's minerals (*Reinstated 9th February, 2016- **Hon. Nduna.***)

[Day elapsed: 1]

Question proposed: That this House –

MINDFUL of the efforts being made by the Government to accelerate economic growth and wealth creation through the Zimbabwe Agenda for Sustainable Socio-Economic Transformation (ZIMASSET) Economic Blueprint;

COGNISANT that the success of the ZIMASSET blueprint is anchored on the judicious exploitation of the country's abundant natural resources;

ACKNOWLEDGING that Zimbabwe is endowed with ubiquitous mineral resources as the nation has the world's largest diamond reserves, second largest platinum reserves and mineral resources encompassing 60 different types of minerals and 40 that have been exploited to various extents;

CONCERNED that despite such an abundance of mineral wealth, there is neither geological information nor exploration to date to determine the quantity of mineral resources in Zimbabwe;

AWARE that the information concerning the nation's mineral wealth that can be obtained by exploration will simultaneously attract foreign investment, increase the country's net worth as well as strengthen the value of mines and claims already in indigenous hands, setting the necessary preconditions for locally driven growth in the mining industry;

NOW THEREFORE calls upon the Executive to:

- (a) Expeditiously allocate resources towards mineral exploration;
- (b) Establish a database containing up to date geological information; and,
- (c) Urgently bring before Parliament a Minerals Exploration Bill to promote resource evaluation, reserve definition and ultimately, resource extraction- **Hon. Nduna**.

22. Adjourned debate on motion on the need to harmonize the Mines and Minerals Act and the Lands Acquisition Act (*Adjourned 9th February 2016- Hon. Nduna*)

[Days elapsed: 3]

Question proposed: That this House:

MINDFUL that Government, through its Land Reform Program undertook an agrarian revolution to address the colonial and historic land imbalances and foster ownership by the formally marginalized black majority;

COGNISANT that one of the four pillars of the Zimbabwe Agenda for Sustainable Socio-economic Transformation blue print is anchored on food security and that agricultural land is the key enabler in this matrix;

FURTHER ACKNOWLEDGING that Sections 29-38 of the Mines and Minerals Acts of 1951 gives the right to miners to displace farmers from agricultural land in order to exploit mineral deposits and can thereby create value for mineral rights;

CONCERNED that agricultural land is still being treated as though it is for subsistence only and of no value commercially and that this negates the gains made under the land reform programme and denies the new farmers the opportunity to use the value of the land as collateral for loans or as a means of realizing the value of their farms when they wish to dispose of them.

NOW THEREFORE calls upon the Executive to:

Expediently harmonize the Mines and Minerals Act and the Lands Acquisition Act to bring them to parity and conformity with each other so that farmers and miners have the right to establish ownership of the resources they are using for productive purposes.

Grant both farmers and miners secure rights to the resources they are using so that they can be valued and sold at market prices and used as collateral for the purpose of raising funds for productive enterprise; and

Urgently bring before Parliament amendments to the Land Acquisition Act and Mines and Minerals Act, clearly detailing the amendments and changes that will promote and facilitate the secure usage of the land by farmers for agricultural purposes and by mining either individually or in joint venture partnership between miners and farmers on the same land – **Hon. Nduna**

23. Adjourned debate on motion on national war heroes shrines (*Reinstated 9th February, 2016- Hon. Nduna*).

[Day elapsed: 1]

Question proposed: That this House -

ACKNOWLEDGING the selfless sacrifice made by the brave sons and daughters of Zimbabwe who gave their lives during the Chimurenga and national liberation struggles;

FURTHER ACKNOWLEDGING that the peace and harmony that prevails in Zimbabwe today and the ownership of indigenous resources by indigenous Zimbabweans was as a result of the valiant cadres who gave life and limb for us to enjoy these glorious fruits of their selfless sacrifice;

COGNISANT that our constitution exalts and extols the brave men and women who sacrificed their lives during the Chimurenga / Imvukela and national liberation struggles and is founded on recognition of and respect for the liberation struggle while it is incumbent within our culture to recognize, maintain and respect the places where the dead are buried;

YET APPALLED at the apparent state of dilapidation and neglect and the continued deterioration of liberation war shrines in neighbouring countries, among them Freedom Camp and Mulungushi in Zambia and Chimoio and Nyadzonia in Mozambique;

AND DISTURBED that while the shrines which are an embodiment of the selfless spirit of the liberation struggle lie desolate and neglected, Cecil John Rhodes' grave which is an embodiment of the selfish spirit of colonialism which culminated in the massacre of these brave sons and daughters is an immaculately maintained tourist attraction;

NOW THEREFORE calls upon the executive to pay due homage and national respect to our fallen heroes by availing resources for the upgrade and maintenance of these historic shrines and give due attention to these shrines notwithstanding the annual Heroes Day commemorations.

AND FURTHER exhorts the Executive to recognize and honour both our living and deceased heroes by declaring the residences they operated from during the liberation struggle as national heritage sites.– **Hon. Nduna**

24. Adjourned debate on motion on the Special Report of the Portfolio Committee on Health and Child Care on Putting Tuberculosis on the Political Agenda (*Adjourned 4th February, 2016 – Hon. Rungani*)

[Days elapsed: 2]

Question proposed: That this House takes note of the Special Report of the Portfolio Committee on Health and Child Care on Putting Tuberculosis on the Political Agenda: The Role of Parliamentarians in Supporting Tuberculosis Control in Zimbabwe. -**Hon. D. Tshuma** .

25. Adjourned debate on motion on the First Report of the Portfolio Committee on Defence, Home Affairs and Security Services on the Immigration Department at the Forbes Border Post (S.C 20, 2015). (*Reinstated 17th November, 2015 – Hon. C. C. C. Sibanda*)

[Days elapsed: 10]

Question proposed: That this House takes note of the First Report of the Portfolio Committee on Defence , Home Affairs and Security Services on the Immigration Department at the Forbes Border Posts (S.C 20, 2015) **Hon. C.C Sibanda**

26. Adjourned debate on motion on the First Report of the Portfolio Committee on Small and Medium Enterprises and Co-operatives Development on the Role of Housing Co-operatives in the delivery of National Housing in Zimbabwe. (S.C. 13, 2015). (*Reinstated 19th November 2015- Hon. Mangami*)

[Days elapsed: 10]

Question again proposed: That this House takes note of the First Report of the Portfolio Committee on Small and Medium Enterprises and Co-operatives Development on the Role, Management, and Impact of Housing Co-operatives on the delivery of National Housing in Zimbabwe. (S.C. 13, 2015). – **Hon. Mangami**

27. Adjourned debate on motion on the First Report of the Committee on Public Accounts on the examination of the Grain Marketing Board (GMB) Value for Money Audit Report. (S.C.1, 2015). (*Adjourned 19th November 2015- Hon. Rungani*)

[Days elapsed: 9]

Question proposed: That this House takes note of the First Report of the Portfolio Committee on Public Accounts on the examination of the Grain Marketing Board (GMB) Value for Money Audit Report and Audited Accounts for the Financial years ended March 2011/ 2012, 2012/ 2013 and 2013/ 2014. (S.C.1, 2015). – **Hon. Mpariwa**

28. Adjourned debate on motion on the Report of the Parliament of Zimbabwe Delegation to the 9th Stop Cervical, Breast and Prostate Cancer in Africa Conference. (*Adjourned 21st October, 2015 – The Minister of Environment, Water and Climate*)

[Days elapsed: 14]

Question proposed: That this House takes note of the Report of the Parliament of Zimbabwe Delegation to the 9th Stop Cervical, Breast and Prostate Cancer in Africa Conference, held from 19th to 21st July, 2015 in Nairobi, Kenya.

Hon. Dr. Labode

29. Adjourned debate on motion on the repeal of the Vagrancy Act (*Adjourned 27th October, 2015 – Hon. Rungani*)

[Days elapsed: 13]

Question proposed: That this House-

CONCERNED BY the increasing number of beggars, street kids, street mothers, fathers and youths at road intersections and pavements in urban areas;

DISTURBED by wanton abuse of alcohol and other intoxicants by the younger generation against African values and norms;

ALARMED by the increasing levels of prostitution in both urban areas and growth points around the country;

CONCERNED by the government's inertia in addressing such abnormalities in society.

CONSCIOUS that the government has a constitutional duty to look after the poor and the weak and to uphold the norms of society;

NOW THEREFORE calls upon the Executive to;

- (a) Repeal such laws as the Vagrancy Act that are alien to safeguarding the interests of the poor and the weak;
 - (b) Introduce laws that are amenable to upholding human rights and dignity of the underprivileged;
 - (c) Effectively play a paternal role to such vulnerable groups in line with its constitutional obligations;
 - (d) Engages the services of the abundant pool of social workers from the institutions of higher learning in order to promote reformation and rehabilitation of social misfits for the common good.- **Hon. Muderedzwa**
30. Adjourned debate on motion on the call for reform of legislation governing mining in Zimbabwe (*Adjourned on 22nd October 2015 – Hon. Matuke*)

[Days elapsed: 14]

Question proposed: That this House,

COGNISANT of the prevailing economic challenges that the country is facing due, in part, to the debilitating economic sanctions and the lack of balance of payment support;

CONCERNED with the crippling de- industrialization and the prevailing low capacity utilization in the industrial sector which has severely dwindled Government revenue from taxes;

ACKNOWLEDGING the informalisation of the economy which has led to an astronomical growth of the informal sector;

CONVINCED that the pursuit of an upward trajectory of economic revival as envisaged in the ZIMASSET economic blueprint will include, in part, the formulation of strategies to tap into the informal sector;

RECOGNISING that artisanal mining, which involves over 500 000 people, is a significant generator of both rural and urban livelihoods which has the potential to alleviate poverty and a tool for sustainable development thus contributing to ZIMASSET;

AWARE that despite its obvious benefits, the formalization of artisanal mining is hindered by the absence of an enabling legislative framework, prohibitive levies charged by the Ministry of Mines, rural district councils, the Environmental Management Agency as well as inordinate delays in the issuance of licenses and inspections by surveyors.

ALSO AWARE that the formalization of the sector will enable artisanal miners to contribute towards the fiscus and will reduce incidences of diversion and smuggling of our precious mineral resources to neighbouring countries;

NOW THEREFORE calls upon the Executive to:

- (a) Repeal Section 3 of the Gold Trade Act which criminalises possession of gold and also imposes stiff penalties for possession and also repeal Section 365-368 of the Mines and Minerals Act which criminalises prospecting by artisanal miners.
- (b) Adapt to the ‘new normal’ and review the Mines and Minerals Act to include artisanal and small scale mining.
- (c) De-criminalise artisanal mining by creating objective, transparent and nondiscriminatory regulatory mechanisms which offer easy access to mining titles and legal production channels;
- (d) Create an enabling legislative framework which integrates the artisanal mining sector into the local community and encourages the investment of profits in other forms of economic activity and services. – **Hon. Nduna**

31. Adjourned debate on motion on the Second Reading of the *Zimbabwe National Defence University Bill*, (H. B. 12, 2015) (*Adjourned 4th February, 2016- The Minister of Defence*).

[Days elapsed: 2]

Question proposed: That the *Zimbabwe National Defence University Bill*, (H. B. 12, 2015) be now read a second time- **The Minister of Defence**.

32. COMMITTEE OF SUPPLY.
-

TUESDAY, 23RD FEBRUARY, 2016

NOTICE OF MOTION

HON. B. TSHUMA

HON. GABBUZA

That this House;

DEVASTATED by the clear and evident failure and dereliction of duty by the Ministry of Mines and Mining Development to effectively exercise ownership rights vested in the government's majority stake in Hwange Colliery Company Limited,

COMPLETELY WORRIED that this has led to the precipitous and absolute collapse of the Hwange Colliery Company Limited;

NOW THEREFORE, calls upon the Executive, in liaison with fellow shareholders of Hwange Colliery Company Limited;

- (a) To pay, with immediate effect, each and every employee of the company all his or her wages, wages of which have been unpaid and remain outstanding for 15 or so consecutive months
- (b) Institute a thorough audit of the company's affairs and prosecute individually or jointly and severally all the company officials liable for wrong doing.
- (c) Urgently take emergency measures to rescue the company from imminent winding up as a failed corporation
- (d) Serious consider setting up a professional body to manage investment of public funds in corporations like Hwange Colliery Company, instead of leaving such responsibility to fortuitous ministerial appointees.

WEDNESDAY, 24TH FEBRUARY, 2016

QUESTIONS FOR ORAL ANSWERS

◆ **QUESTIONS WITHOUT NOTICE.**

* **QUESTIONS WITH NOTICE.**

- *1. HON CROSS: To ask the Minister of Finance and Economic Development whether the recent tours to the provinces by the First Lady were catered for by the State, and if so, to state the expenditure incurred and also if the Minister could report to the House the extent and justification of such expenditure.

[Deferred from 3rd February 2016]

- *2. HON. SARUWAKA: to ask the Minister of Environment Water and Climate to explain the following in relation to the implementation of the Pungwe project:
 - (a) Why Mr. Frank Nyaumwe led Committee which was popularly elected by villagers in Ward 17 and 19 in October last year to lead them in the project was disbanded and replaced by a handpicked one.
 - (b) What role Mr. Oliver Sakupwanya was playing in the project, who appointed

him and what was the criteria used to appoint.

- (c) Why are the Tsonzo Small Scale Farmers being excluded from benefiting from the Pungwe pipeline water.
 - (d) What role (if any) is the Mutasa Rural District Council playing as the appropriate local authority.
 - (e) Who is funding the project?
- *3. HON. MKANDLA M.: To ask the Minister of Environment, Water and Climate why Kamalala Primary School in Hwange has no source of water and teachers have to rely on water brought by pupils from their homes.
- *4. HON MPOFU B.: To ask the Minister of Environment, Water and Climate to explain what the Ministry is doing to completely eradicate the human and wild life conflict in Chikandakubi Ward in Hwange West considering the fact that the demarcation between the community and forest land commission is too small.
- *5. HON. CHIRISA: To ask the Minister of Environment, Water and Climate:
- (a) To explain measures in place to alleviate the problem of use of underground water by residents as an alternative source of water
 - (b) To explain what advise can be given to the Ministry of Agriculture. in terms of climate change effects on agriculture.
 - (c) To explain if there are any plans for new dams or rehabilitation of existing ones given the current low levels of dams.
- *6. HON. SIBANDA M.: To ask the Minister of Environment, Water and Climate to explain the policy regarding the stipulated number of boreholes within a ward or village.
- *7. HON. SIBANDA M.: To ask the Minister of Environment, Water and Climate to state the measures that the Ministry is taking to desilt the dams in Gwanda North Constituency.
- *8. HON. NDLOVU M.S: Tosk the Minister of Environment, Water and Climate to explain whether there are plans to construct dams in the following rivers:
- a) Nata;
 - b) Natane; and
 - c) Maneha
- *9. HON. MNANGAGWA A.: To ask the Minister of Environment, Water and Climate to inform the House what the Ministry is doing to reduce the carbon emissions from the transport sector.
- *10. HON. MAJOME: To ask the Minister of Home Affairs to state when Avonlea police post which was built by the community four (4) years ago and is currently collapsing due to non-use will be opened by the Zimbabwe Republic Police who are currently insensitive of the community's need, as well as defying instructions from Assistant Commissioner Charity Charamba.

[Deferred from 10th February 2016]

- *11. HON MAJOME: To ask the Minister of Health and Child Care to state when the Ministry will avail the PCR-DNA HIV testing to the Harare Municipality's Mabelreign and Marlborough Satellite Clinics to detect HIV early to enable early and convenient treatment of patients thereby eliminating the risk of the window period.
- *12. HON. MPOFU B.: To ask the Minister of Health and Child Care;
 - (a) To explain what plans are in place to improve on the number of operational service vehicles at the Victoria Falls District Hospital so as to improve access to rural communities by Doctors
- *13. HON. CHIBAGU: To ask the Minister of Health and Child Care to explain whether there are plans to construct a district hospital in Mbire.
- *14. HON. NDLOVU M.S: To ask the Minister of Health and Child Care to explain whether there are plans to upgrade Plumtree District Hospital into a General Hospital.
- *15. HON MAJOME: To ask the Ministry of Women Affairs, Gender and Community Development:
 - a) To provide statistics on protection order applications and their outcomes during the period 2012 to 2014;
 - b) To provide comparative statistics of direct applications by victims and those involving third parties.
- *16. HON. MAJOME: To ask the Ministry of Women Affairs, Gender and Community Development:
 - a) To state whether it would be not prudent to tighten the law and make it more effective to allow the police to apply for the protection orders on behalf of victims; and to further state whether enough is being been done to inform the public about how to get protection orders;
 - b) To state when the Ministry will table before Parliament, its report on the recent United Nations Commission on the Status of Women, and progress in implementing the SADC Protocol on Gender and Development's 2015 targets.
- *17. HON. MAJOME: To ask the Minister of Defence to explain why the deployment of the Zimbabwe Defence Forces to the Equatorial Guinea for the Confederation of African Football Tournament was not done in accordance with the requirement of section 214 of the Constitution of Zimbabwe which states that, "the President must cause Parliament to be informed promptly in accordance and in appropriate

detail, of the reasons for their deployment...,” and to further state when Parliament would be informed.

- *18. HON MAJOME: To ask the Minister of Defence when he will table a motion for Parliament to approve the ratification of the Arms Trade Treaty which was signed by Zimbabwe in December 2014.
- *19. HON. MAJOME: To ask the Minister of Local Government, Public Works and National Housing:
 - a) To explain the Ministry’s position regarding the cancellation of council bills of orphanages in view of the cancellation of all council’s bills for residents in 2013.
 - b) To consider the cancellation of Emerald Hill Children’s Home’s debt to the Harare City Council which amounts to US\$64 188.61, as reflected in the account number 70091379.
- *20. HON. MKANDLA M.: To ask the Minister of Public Service, Labour and Social Services to inform the House;
 - (a) The number of Old People’s Home in Hwange District.
 - (b) The total number of the Old People’s home owned by government and those privately owned in Hwange District.
- *21. HON. MKANDLA M.: To ask the Minister of Public Service, Labour and Social Services to explain whether the Ministry has any plans to provide transport to elderly people in the rural areas of Hwange East who have benefitted from maize seed donations but have no transport to carry bags to their various places.
- *22. HON. CHIRISA: To ask the Minister of Public Service, Labour and Social Services to;
 - (a) Explain why some individuals sit in four or more boards and will these people have adequate time to effectively oversee the executive management.
 - (b) To explain the Ministry’s position regarding retirement age of board members.
- *23. HON. CHIRISA: To ask the Mister of Public Service, Labour and Social Services to:
 - (a) explain how long the Ministry has been aware of poor performance of the recently retrenched top five NSSA managers and why it has taken the Ministry so long to reach this decision.
 - (b) To inform the House the total retrenchment package for the top five NSSA managers and where the money will come from considering the current economic situation.

- *24. HON. MASIYA: To ask the Minister of Public Service, Labour and Social Services to explain whether the Ministry regulates the distribution of relief food in rural wards in view of the fact that Plan International and the Social Welfare are giving 15kgs and 50kg of sorghum to households respectively.
- *25. HON. MKANDLA M.: To ask the Minister of Industry and Commerce to explain the plans in place to revive Detema Safari Lodge in Dete town which was destroyed by fire on 10 September, considering that about 100 people lost their jobs.
- *26. HON. PHIRI F.: To ask the Minister of Industry and Commerce to explain the extent the Ministry has assisted the following companies to reopen;
- (a) David Whitehead (Pvt)
 - (b) Dairy Board Zimbabwe
- *27. HON. PHIRI F: To ask the Minister of Industry and Commerce to state the number of companies that have received government funding in Kadoma and the amount that was disbursed to the companies.
- *28. HON. PHIRI F: To ask the Minister of Industry and Commerce;
- a) To explain why the Chinese Glass Company stopped building its own buildings in Kadoma since 2011.
 - b) To state the measures that the government is taking to urge the company to complete the construction of the building.
- *29. HON. MKANDLA M.: To ask the Minister of Primary and Secondary Education to:
- (a) Mention by name all the Primary and Secondary Schools in Matabeleland North Province that are benefitting from BEAM.
 - (b) To explain plans in place to build a school in Jambezi Ward 7 in Hwange East Constituency considering that children walk long distance of between seven to ten km to the nearest school which is Sikumbi Primary School Nemananga in Ward 4.
- *30. HON. MKANDLA M.: To ask the Minister of Agriculture, Mechanisation and Irrigation Development to inform the House the Ministry's plans to revive Kamalala Dam in Hwange East Constituency which dried in 2013 due to siltation.
- *31. HON. MKANDLA M: To ask the Minister of Agriculture, Mechanisation and Irrigation Development to explain why Zambezi Green Valley Project in Magoli Area Silewu Ward has been on stand still for a long time.
- *32. HON. MKANDLA M.: To ask the Minister of Agriculture, Mechanisation and Irrigation Development to explain why government was not helping villagers of Sialwindi in Silewu Ward by providing required equipment / machinery to

construct a dam because villagers are using shovels to dig.

- *33. HON. SIBANDA Z.: To ask the Minister of Energy and Power Development to state the policy regarding the establishment of Tsholotsho ZESA sub offices.
- *34. HON. PHIRI F: To ask the Minister of Local Government, Public Works and National Housing to state measures government is taking to stop the deterioration of living conditions at the General Barracks and Single Quarter houses in Kadoma Central Constituency.
- *35. HON. SIBANDA M.: To ask the Minister of Lands and Rural Resettlement to explain the policy regarding the use of three tier farms.
- *36. HON. NDLOVU M.S: To ask the Minister of Lands and Rural Resettlement to state when farms would be allocated to the following Chiefs and Headmen:
 - a) Sen. Chief Masendu;
 - b) Chief Kandana;
 - c) Chief Madlambuzi;
 - d) Chief Mpini;
 - e) Headman Manguba;
 - f) Headman Myengwa; and
 - g) Headman Bhidi.
- *37. HON. NDLOVU M.S: To ask the Minister of Rural Development and Preservation of Culture and Heritage to state when Chief Kandana's homestead would be electrified and have a borehole drilled.

BILLS UNDER CONSIDERATION BY THE PARLIAMENTARY LEGAL COMMITTEE

1. *Special Economic Zones Bill*, (H.B. 15, 2015) – ***The Minister of Finance and Economic Development***. (Referred 9th February 2016)
2. *National Peace and Reconciliation Commission Bill*, (H. B. 13, 2015) – ***The Vice President and Minister of National Healing, Peace and Reconciliation***. (Referred 11th February 2016)

