



arts and culture

Department:
Arts and Culture
REPUBLIC OF SOUTH AFRICA

NATIONAL ASSEMBLY

QUESTION NO 1639

FOR WRITTEN REPLY

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INTERNAL QUESTION PAPER NO 1639-2010

“Mr J van der Linde (DA) to ask the Minister of Arts and Culture:

- (1) Whether all (a)(i) office and (ii) sites of her department and (b) entities reporting to her adhere to the Occupational Health and Safety Act, Act 85 of 1993; if not, (aa) why not, (bb) which facilities fail to adhere to the Act, (cc) where are they situated and (dd) what (aaa) aspects of the Act does each such facility not comply with and (bbb) action has been taken in each case; if so, what are the relevant details;

- (2) .(a) how often should each facility be inspected and

(b) when last was each facility inspected?

NW2045E

REPLY:

- 1.(a,(iii)) All State Entities and their full portfolio are required by law to comply / adhere to the Occupational Health and Safety Act, Act 85 of 1993.

None of the Entities (Offices and Sites form part of their portfolio) reporting to the Minister of Arts and Culture are fully compliant to the Occupational Health and Safety Act.

1. (b)(aa) Although responsible persons have been appointed, the detailed specifications for each facility have not yet been developed / defined. Each facility has a unique requirement in terms of the Act and needs to be properly documented.
1. (b)(bb) None of the Entities are fully compliant to the Occupational Health and Safety Act.

The stipulations of the OHS Act are not applicable to 20% (27) of the following facilities

Prov.	Institution	Class	Owner -ship	Address
EC	Blind Library	Site	State	Vacant Erf 1, Heming Str.
EC	Blind Library	Site	State	Vacant Erf 3659
EC	SAHRA EC	Site	State	Concentration Camp / Garden of Remembrance

EC	SAHRA EC	Site	State	Mooimeisiesfontein / Partly destroyed by fire
EC	SAHRA EC	Site	State	The Lookout
EC	Nelson Mandela Museum	Museum and Site	State	Mvezo Museum
FS	SAHRA FS	Site	State	Burgher Monument
KZN	SAHRA KZN	Site	State	Portion of Old Fort Durban
KZN	SAHRA KZN	Site	State	Birthplace of Louis Botha
KZN	SAHRA KZN	Site	State	Blarney Cottage
KZN	SAHRA KZN	Site	State	O'Neils Cottage
KZN	SAHRA KZN	Site	State	Piet Retief Vryheids Monument
KZN	SAHRA KZN	Site	State	Spioenkop Battlefield
LP	SAHRA LP	Site	State	Elandslaagte Memorial
LP	SAHRA LP	Site	State	Moorddrif Monument
LP	SAHRA LP	Site	State	Old English Fort, Marastad
LP	SAHRA LP	Site	State	Verdun Ruins
NW	SAHRA NW	Site	State	Livingstone's House
NW	SAHRA NW	Site	State	Old Fort And Cemetery
NW	SAHRA NW	Site	State	The Old Power Magazine / Gun Powder House
WC	SAHRA WC	Site	State	Dal Josafat (Unauthorised occupants)
WC	SAHRA WC	Site	State	Erf 255 Tulbach
WC	SAHRA WC	Site	State	Erf 55 Tulbach
WC	SAHRA WC	Site	State	Het Posthuys
WC	SAHRA WC	Site	State	Hugo Family Vault
WC	SAHRA WC	Site	State	Van Riebeeck's Hedge
WC	SAHRA WC	Site	State	Woutersen Wessels Vault

A total of 67.4% (91) of all the facilities within the DAC Portfolio are partially compliant and the assumption can be made that some criteria have already been implemented and executed.

EC	Blind Library	Museum	State	Bannerman House Grahamstown
EC	National English Literary Museum	Museum	State	Eastern Star Museum
EC	National English Literary Museum	Museum	Leased	Old Hospital and Hotel
EC	National English Literary Museum	Museum	Leased	Old Presbytery House
EC	National English Literary Museum	Museum	State	Schneider House
EC	Nelson Mandela Museum	Museum	State	Qunu Youth and Heritage Centre
EC	Nelson Mandela Museum	Office	State	Bhunga Building
FS	National Museum Bloemfontein	Museum	State	First Raadsaal
FS	National Museum Bloemfontein	Museum	State	Freshfort House Museum
FS	National Museum Bloemfontein	Museum	State	National Museum
FS	National Museum Bloemfontein	Museum	State	Oliwenhuis Art Museum
FS	National Museum Bloemfontein	Storage	Leased	Classic Building Storage
FS	National Museum Bloemfontein	Storage	Leased	DPW Archaeology Store
FS	National Museum Bloemfontein	Storage	Leased	DPW Nursery Storage
FS	National Museum Bloemfontein	Storage	Leased	DPW Wagon Store
FS	National Museum Bloemfontein	Storage	Leased	Exporama House

	Bloemfontein			
FS	National Museum Bloemfontein	Office	State	Florisbad Research Station
FS	PACOFS	Office	State	PACOFS
FS	War Museum Bloemfontein	Museum	State	War Museum Bloemfontein
GP	Blind SA	Office	Leased	SABWO
GP	Business and Arts - SA	Office	Leased	The Mills
GP	DAC Head Office	Office	Leased	Kingsley Centre
GP	DAC Head Office	Office	State	National Archive And Bureau of Heraldry
GP	DAC Head Office	Office	State	National Film Video And Sound Archives
GP	DAC Head Office	Office	Leased	Proviscus Building
GP	Ditsong	Museum	State	Ditsong Coert Steynberg Museum
GP	Ditsong	Museum	State	Ditsong Kruger Museum
GP	Ditsong	Museum	State	Ditsong National Museum of Cultural History
GP	Ditsong	Museum	State	Ditsong National Museum of Natural History (Transvaal Museum)
GP	Ditsong	Museum	State	Ditsong Pierneeff Museum
GP	Ditsong	Museum	State	Ditsong Pioneer Museum
GP	Ditsong	Museum	State	Ditsong Sammy Marks Museum
GP	Ditsong	Museum	State	Ditsong Willem Prinsloo Museum
GP	Ditsong	Museum	State	Ditsong: National Museum of Military History
GP	Ditsong	Office	State	Ditsong Ga Mohle
GP	Ditsong	Museum	State	Ditsong Tswaing Meteorite Site
GP	Freedom Park Trust	Office	Leased	Freedom Park Office Accommodation (ZASM building)

GP	Market Theatre	Office	State	Market Photo Workshop
GP	Market Theatre	Office	State	Market Theatre Complex
GP	Market Theatre	Office	State	Market Theatre, COSAC
GP	Market Theatre	Office	State	The Lab, Klippiess Bar
GP	National Arts Council	Office	State	National Arts Council
GP	National Film And Video Foundation	Office	State	National Film And Video Foundation
GP	National Heritage Council Pta	Office	Leased	Dumus Building
GP	National Library PTA	Office	State	New National Library
GP	State Theatre	Storage	State	Kilnerpark Stores
GP	State Theatre	Office	State	State Theatre
GP	Windybrow	Office	State	Windybrow
KZN	Luthuli Museum	Museum	State	Historical House
KZN	Luthuli Museum	Museum	State	Interpretative Centre
KZN	Luthuli Museum	Museum	State	Outbuilding
KZN	Natal Museum	Museum	State	Natal Museum
KZN	Natal Museum	Museum	State	Natal Museum Complex
KZN	Playhouse Company	Office	State	The Play House (Theatre)
KZN	Playhouse Company	Office	State	The Play House Company Head Office
KZN	Voortrekker Museum/ Msunduzi Museum	Museum	State	Voortrekker Museum Complex (Including Boom str, Longmarket Str)
KZN	Voortrekker Museum/ Msunduzi Museum	Museum	State	Ncome
MP	SAHRA MP	Museum	State	Krugerhof
NC	William Humphrey Art Gallery	Museum	State	Williams Humphreys Art Gallery
WC	Afrikaanse Taal Museum	Museum	State	Amphitheatre Gabbea

WC	Afrikaanse Taal Museum	Museum	Leased	Historium Building
WC	Afrikaanse Taal Museum	Museum	State	House Gideon Malherbe
WC	Afrikaanse Taal Museum	Museum	State	Taal Monument
WC	Artscape	Storage	Leased	Caledon House
WC	Artscape	Storage	Leased	Artscape Chappini Street
WC	Artscape	Storage	Leased	Artscape Epping Workshops
WC	Artscape	Office	State	Artscape Theatre
WC	Freedom Park Trust	Office	Leased	Constitutional House Cape Town
WC	Iziko Museum Cape Town	Museum	State	Anex Building (Iziko)
WC	Iziko Museum Cape Town	Museum	State	Bertram House
WC	Iziko Museum Cape Town	Museum	State	Iziko Slavehouse
WC	Iziko Museum Cape Town	Museum	State	Iziko Bo-Kaap Museum
WC	Iziko Museum Cape Town	Museum	State	Iziko Koopmans de Wet
WC	Iziko Museum Cape Town	Museum	State	Iziko Maritime Museum
WC	Iziko Museum Cape Town	Museum	State	Iziko Michaelis Collection
WC	Iziko Museum Cape Town	Museum	State	Iziko Rust and Vreugd
WC	Iziko Museum Cape Town	Museum	State	Iziko SA Museum
WC	Iziko Museum Cape	Museum	State	Iziko SA National Gallery

	Town			
WC	Iziko Museum Cape Town	Museum	State	Iziko Social History Centre (Natural and Mutual Building)
WC	Iziko Museum Cape Town	Museum	State	Iziko William Fehr Collection
WC	Iziko Museum Cape Town	Museum	State	Iziko Groot Constantia Estate
WC	Madiba House	Museum	State	Drakenstein Prison
WC	National Library CT	Museum	State	Centre For The Book
WC	National Library CT	Museum	Leased	Slotsbo
WC	National Library CT	Storage	Leased	Metrofile
WC	Robben Island	Museum	State	Robben Island
WC	Robben Island	Office	Leased	Mayibuye Centre
WC	Robben Island	Office	State	M-Berth Postnet Harbour
WC	Robben Island	Office	State	Nelson Mandela Gateway
WC	SAHRA WC	Office	State	Valkenburg Observatory
WC	SAHRA WC	Museum	State	Struisbaai Cottages

1. (b)(cc) The remaining thirteen percent (12.6%) represents a total of (seventeen) (17) facilities that do not comply. These facilities are as follows:

EC	Blind Library	Office	State	112 High Street, Grahamstown. *
EC	SAHRA EC	Site	State	Old Congregational Church **
EC	SAHRA EC	Museum	State	Old Goal
EC	SAHRA EC	Museum	State	Old Residency King Williamstown
GP	Freedom Park Trust	Museum	State	Freedom Park Heritage Site
KZN	Playhouse Company	Office	State	Mayville Workshops
MP	SAHRA MP	Site	State	Mapochs Caves
NC	SAHRA NC	Museum	Leased	Union Masonic Temple
WC	Iziko Museum Cape Town	Museum	State	SAS Somerset

WC	National Library CT	Museum	State	National Library
WC	Robben Island	Office	Leased	Clock Tower Offices
WC	Robben Island	Site	Leased	Jetty 1 V & A Waterfront
WC	SAHRA HQ	Office	State	SAHRA (111 Harrington str)
WC	SAHRA HQ	Office	State	SAHRA HQ (109 Harrington str)
WC	SAHRA WC	Site	State	Groenberg School
WC	SAHRA WC	Site	State	Onderdal School (part of Dal Josefata)
WC	SAHRA WC	Museum	State	Welcome Cottage, Glencairn *

Please note the applicable definitions in this regard

1.(b)(dd)(aaa) Although none of the facilities fully comply with the requirements of the Occupational Health and Safety Act, we have identified that amongst all the requirements there are specific areas which require specific attention to obtain full compliance.

These have inter alia been identified to be:

- The establishment and execution of OHS Policy and Strategy
- The availability to display of OHS and other Policy
- The establishment and management of Environmental Management Policies
- The availability and functionality of the correct fire detection and protection systems.

1.(b)(dd)(bbb) The CSIR “High Level” Assessment was the first step in identifying facilities with the highest OHS risks and to prepare budgets which would allow DAC to address the deficiencies.

The way forward from here is to focus on the aspects high-lighted by this report, investigate the information at hand and to develop a strategy

for implementation and execution. This might require a more in-depth investigation.

2. (a) The Occupational Health and Safety Act do not stipulate nor prescribe specific timelines that inspections should be carried out, however, as for Best Practices and public responsibility, it is recommended to maintain a 100% compliance at all time.

The only criteria that require specific periodical inspections are certain items such as fire extinguishers, lifts, gas dumps etc.

2. (b) The assessment done by the CSIR started in October 2009 and the process ended in June 2010.



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ROUTE FORM SUBMISSION TO THE MINISTER OF ARTS AND CULTURE

PROGRAMME	FILE NO.
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SUBJECT	QUESTION 1639 FOR WRITTEN REPLY: QUESTION PAPER NO 1856-2010: MR J VAN DER LINDE (DA) FOR THE MINISTER OF ARTS AND CULTURE: ADHERENCE TO OCCUPATIONAL HEALTH AND SAFETY ACT, ACT 85-1993
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SURNAME AND INITIALS	ABBREVIATED DESIGNATION	SIGNATURE AND DATE	SEE COMMENTS
BEN-MAZWE, P	D/FM		
BADUZA, V	COO		
WAKASHE, T.	DG		
MASHATILE, P.	DM		

NAME AND DESIGNATION	COMMENTS
DG-MEMO No. :	

File no.

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THE MINISTER OF ARTS AND CULTURE

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