

## Environmental Legislation Update

**1<sup>st</sup> April 2015 – 30<sup>th</sup> April 2015**  
**Volume 12, Issue 4**

*Shepstone & Wylie's Environmental and Clean Energy Department advises clients in both the public and private sector on a range of environmental and clean energy issues. Assistance is given to companies in a number of sectors, including mining, industry, waste, water, construction, utilities, transport, forestry and agriculture. Services include environmental compliance audits; due diligence assessments; legal registers; contracts; structured finance; new and pending legislation; compliance notices and directives; permitting and licence requirements; appeals and training.*

**To become a monthly or annual subscriber to our more detailed legal updates, please contact Annielene Kisten-Swarts ([kisten-swarts@wylie.co.za](mailto:kisten-swarts@wylie.co.za)) for further information and a quotation.**

### **1. NATIONAL LEGISLATION**

#### **1.1. ACTS / AMENDMENT ACTS**

No new items of relevance during this time period.

#### **1.2. NOTICES / REGULATIONS**

##### **National Environmental Management: Air Quality Act 39 of 2004**

- National Atmospheric Emission Reporting Regulations, 2015.  
(Gov NR283, GG38633, 2 April 2015, pg 4)
- Amendments to the Regulations Prescribing the Format of the Atmospheric Impact Report.  
(Gov NR284, GG38633, 2 April 2015, pg 12)

## **National Environmental Management Act 107 of 1998**

- Regulations relating to the procedure to be followed when oral requests are made in terms of section 30A.  
(Gov NR310, GG38684, 10 April 2015, pg 3)

### 1.3 **RULES, GUIDELINES & POLICIES**

No new items of relevance during this time period.

### 1.4 **DRAFT LEGISLATION FOR COMMENT**

#### **Biodiversity**

- Biodiversity Management Plan for African Lion (*Panthera Leo*)  
(Gen N351, GG38706, 17 April 2015, pg 3). *Deadline for comment: 18 May 2015.*

#### **Air Quality**

- Proposed declaration of small-scale char and small scale charcoal plants as controlled emitters.  
(Gen N286, GG38632, 2 April 2015, pg 53). *Deadline for comment: 4 May 2015.*
- Waterberg Bojanala Priority Area Air Quality Management Plan: Draft  
(Gen N364, GG38743, 24 April 2015, pg 85). *Deadline for comment: 25 May 2015.*

#### **Marine Living Resources**

- Proposed Regulations Relating to Small-Scale Fishing.  
(Gov N361, GG38707, 28 April 2015, pg 3). *Deadline for comment: 28 May 2015.*

## **2. PROVINCIAL LEGISLATION**

### 2.1 **WESTERN CAPE**

#### **National Heritage Resources Act; Heritage Western Cape 25 of 1999**

- Amendment of Regulations.  
(PN114, PG7378, 17 April 2015, pg 7).

## **3. LOCAL LEGISLATION**

## **MPUMALANGA**

### **Umjindi Local Municipality**

- Waste Management By-laws.  
(LAN33, PG2453, 24 April 2015, pg 3).

---

***The content of this update is intended for information purposes only and should not be considered as legal advice. While every effort has been made to ensure the comprehensive nature of the information, the list of legislation should not be considered as definitively exhaustive. More information on the laws covered, is available from Shepstone & Wylie's Environmental & Clean Energy Law Departments by contacting -***

#### **Ian Sampson (Partner)**

Johannesburg:	Tel: +27 11 290 2540	Fax: +27 11 783 1301
Durban:	Tel: +27 31 575 7205 Cell: +27 82 775 3720	Fax: +27 31 575 7200 Email: sampson@wylie.co.za

#### **Janice Tooley (Partner)**

Durban:	Tel: +27 31 575 7212 Cell: +27 82 450 5671	Fax: +27 31 575 7200 Email: tooley@wylie.co.za
---------	---	---

#### **Siya Mkhize (Candidate Attorney)**

Durban:	Tel: +27 31 575 7224 Cell: +27 82 562 3674	Fax: +27 31 575 7200 Email: smkhize@wylie.co.za
---------	---	--