

Environmental Legislation Update

1st September 2014 to 3rd October 2014
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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 industries, including mining and resources, utilities, chemicals, steel, agriculture, automotive, waste, storage, building and transport. Issues covered include environmental compliance assessments; due diligence assessments; contracts; structured finance; environmental management systems; new and pending legislation, and permitting and licence requirements.

1. NATIONAL LEGISLATION

1.1. ACTS

No new items of relevance during this time period.

1.2. BILLS, WHITE PAPERS

No new items of relevance during this time period.

1.3. GENERAL / BOARD NOTICES

Astronomy Geographic Advantage Act 21 of 2007

Declaration to assign the management of the Karoo and Sutherland Central Astronomy Advantage Areas in terms of the Act

(Gov N730, GG37999, 19 September 2014, pg 72)

1.4. RULES, REGULATIONS, GUIDELINES & POLICIES

Mine Health and Safety Act 29 of 1996

- Correction Notice: Regulations relating to Occupational Health (Gov NR701, GG37980, 12 September 2014, pg 4)
- Regulations relating to forms (Gov NR702, GG 37980, 12 September 2014, pg 4)

Natural Scientific Professions Act 27 of 2003

South African Council for Natural Scientific Professions: Recommended consultation fees
(Board N110, GG37979, 12 September 2014, pg 61)

Health Professions Act 56 of 1974

Regulations relating to the registration by Environmental Health Practitioners of additional qualifications:
Amendment
(Board NR766, GG38046, 1 October 2014, pg 3)

1.4. **LEGISLATION FOR COMMENT**

National Environmental Act 107 of 1998

Draft EIA Guideline for Renewable Energy Products
(Gen N777, GG37984, 8 September 2014, pg 3)

Mineral and Petroleum Resources Development Act 28 of 2002

Prohibition or restriction of prospecting or mining terms of Section 49(1) of the Act
(Gov N718, GG 38004, 12 September 2014, pg 3)

Department of Environmental Affairs

Call for public comments: Mitigation measures for shark attacks at Port St Johns
(Gen N802, GG37999, 19 September 2014, pg 74)

National Water Act 36 of 1998

- Proposed classes of water resources for the catchments of the Crocodile (West), Marico, Mokolo and Matlabas
(Gov N818, GG37999, 19 September 2014, pg 103)
- Proposed classes of water resources for the catchments of the Olifants
(Gov N819, GG37999, 19 September 2014, pg 103)
- Proposed classes of water resources for the catchments of the Middle Vaal
(Gov N820, GG37999, 19 September 2014, pg 103)
- Proposed classes of water resources for the catchments of the Lower Vaal
(Gov N821, GG37999, 19 September 2014, pg 103)
- Proposed classes of water resources for the catchments of the Upper Vaal
(Gov N822, GG37999, 19 September 2014, pg 103)
- Proposed classes of water resources for the Letaba Catchments
(Gov N823, GG37999, 19 September 2014, pg 103)
- Proposed classes of water resources for the catchments of the Olifants-Doorn
(Gen N843, GG38032, 3 October 2014, pg 60)

2. **PROVINCIAL LEGISLATION**

2.1 **WESTERN CAPE**

National Environmental Management Act: Protected Areas Act 57 of 2003

Declaration of the Knersvlakte Nature Reserve
(PROC N10, PG7307, 12 September 2014 2014, pg 2)

Land Use Planning Ordinance: Swellendam Local Municipality

Amendment of the Swellendam Integrated Zoning Scheme Regulations
(PN247, PG7307, 19 September 2014, pg 1543)

National Heritage Resources Act 25 of 1999

- Amendment of the regulations made by Heritage Western Cape
(PN258, PG7311, 26 September 2014, pg 1574)
- Cederberg Local Municipality: Declaration of Heritage Resources as Provincial Heritage
"Diepkloof Rock Shelter", Piketberg
(PN253, PG7310, 23 September 2014, pg 2)
- City of Cape Town Metropolitan Municipality: Declaration of Heritage Resources as Provincial
Heritage, "Harold Cressy High School", Cape Town
(PN254, PG7310, 23 September 2014, pg 3)
- Cape Town Metropolitan Municipality: Declaration of Heritage Resources as Provincial
Heritage, "The St Georges Cathedral", Cape Town
(PN255, PG7310, 23 September 2014, pg 5)

2.2 **GAUTENG**

National Heritage Resources Act 25 of 1999

Provincial Heritage Resources Authority-Gauteng: Formal Declaration
(GN2986, PG263, 18 September 2014, pg 3)

3. LOCAL LEGISLATION

3.1 **MPUMALANGA**

Nkomazi Local Municipality

Eradication of Informal Settlements By-laws
(LAN197, PG2360, 12 September 2014, pg 72)

Nkomazi Local Municipality

Nuisance By-laws
(LAN202, PG2360, 12 September 2014, pg 112)

Nkomazi Local Municipality

Sand Harvesting By-laws
(LAN201, PG2360, 12 September 2014, pg 109)

Nkomazi Local Municipality

Fire Prevention By-law
(LAN205, PG2360, 12 September 2014, pg 151)

Nkomazi Local Municipality

Waste Management By-law
(LAN204, PG2360, 12 September 2014, pg 126)

Nkomazi Local Municipality

Water Services By-law
(LAN194, PG2360, 12 September 2014, pg 3)

Bushbuckridge Local Municipality

Notice in terms of section 24 (5) of Bushbuckridge Land Use Management By-law
(LAN209, PG2363, 19 September 2014, pg 32)

3.2 **NORTHERN CAPE**

Umsobomvu Local Municipality

Public Notice: Approval of a Spatial Planning and Land Use By-law
(GN116, PG1836, 15 September 2014, pg 4)

3.3 **LIMPOPO**

Vhembe District Municipality

Water and Sanitation By-laws
(LAN149, PG2422, 26 September 2014, 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 -

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