

## Environmental Legislation Update

1<sup>st</sup> March 2013 to 22<sup>nd</sup> March 2013  
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*Shepstone & Wylie's Environmental and Clean Energy Departments advise 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

##### **Marine Living Resources Act 18 of 1998**

Recognition of organisations as interest groups in terms of Section 8  
(Gov N135, GG36183, 1 March 2013, pg 7)

##### **National Heritage Resources Act 25 of 1999**

Provisional protection as a National Heritage Resource  
(Gov N136, GG36183, 1 March 2013, pg 8)

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

Correction Notice: Waterburg – Bojanala National Priority Area  
(Gen N154, GG36207, 8 March 2013, pg 9)

### **Marine Living Resources Act 18 of 1998**

Recognition of Small, Medium and Micro Enterprises West Coast Rock Lobster (offshore) Association as an Industrial body

(Gov N180, GG36225, 15 March 2013, pg 8)

### **Marine living Resources Act 18 of 1998**

Recognition of FishSA as an Industrial body

(Gov N181, GG36225, 15 March 2013, pg 9)

### **Marine living Resources Act 18 of 1998**

Recognitions of South African Hake Longline Association \*SAHLLA) as an Industrial body

(Gov N182, GG36225, 15 March 2013, pg 10)

### **Marine living Resources Act 18 of 1998**

Recognition of Easter Cape Pelagic Association (ECPA) as an Industrial body

(GOV N183, GG36225, 15 March 2013, pg 11)

### **Marine living Resources Act 18 of 1998**

Recognition of South African Patagonian ToothFish Industrial Association (SAPTIA) as an Industrial body

(GOV N184, GG36225, 15 March 2013, pg 12)

## 1.4 **RULES, REGULATIONS, GUIDELINES & POLICIES**

No new items of relevance during this time period.

## 1.5 **LEGISLATION FOR COMMENT**

### **National Environmental Management: Integrated Coastal Management Act 38 of 2000**

Draft Control of use of vehicles in the Coastal Area Regulations

(Gen N150, GG36183, 1 March 2013, pg 30)

### **National Environmental Management: Integrated Coastal Management Act 24 of 2008**

Draft Management of public launch sites in the Coastal Zone Regulations

(Gen N151, GG36183, 1 March 2013, pg 44)

### **National Water Act 36 of 1998**

Revision of General Authorisations in terms of Section 39

(Gen N169, GG36206, 4 March 2013, pg3)

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

Draft Regulations prescribing the atmospheric emission licence processing Fee Calculator

Gen N171, GG36208, 8 March 2013, pg 27)

### **Civil Aviation Act 13 of 2009**

Civil Aviation Regulations, 2011

(Gov NR164, GG36218, 8 March 2013, pg 3)

## 2. PROVINCIAL LEGISLATION

### GAUTENG:

#### **Rationalisation of Local Government Affairs Act and the Local Government Act 10 of 1998**

Municipal Systems Act 32 of 2000: Request for public comments and notice for the Draft Waste Management By-law  
(GN571, PG54, 6 March 2013, Pg 92)

### KWAZULU-NATAL:

#### **National Environmental Management: Integrated coastal Management Act 24 of 2008**

Public consultation: Intention to declare nature reserves  
(PN38, PG910, 7 March 2013, pg 12)

#### **KwaZulu-Natal Conservation Management Act 9 of 1997**

Appointment of persons to the KwaZulu-Natal Nature Conservation Board  
(PN39, PG914, 11 March 2013, pg 3)

### NORTHERN CAPE:

#### **Disaster Management Act 57 of 2002**

Disaster Risk Management Policy Framework, for public comment  
(GN18, PG1664, 5 March 2013, pg 3)

### WESTERN CAPE:

#### **Western Cape Health Care Waste Management Act 7 of 2007 and Section 8 of the Western Cape Health Care Waste Management Amendment Act 6 of 2010**

Date of commencement: 15 March 2013  
(PROC N2, PG7101, 8 March 2013, pg 458)

#### **Land Use Planning Ordinance: City of Cape Town Act 15 of 1985**

Amendment of Zoning Scheme Regulations  
(PN's 55, 56 and 58, PG7098, 1 March 2013, pg 282, 283 and 288)

National Environmental Management Act 107 of 1998

Department of environmental Affairs and Development Planning, publication of the Western Cape Environmental Impact Assessment Guidelines  
(LA, PG7106, 22 March 2013, pg 597)

### 3. LOCAL LEGISLATION

#### EASTERN CAPE:

##### **Local Government Municipal Systems Act 32 of 2000: Mbashe Local Municipality**

Promulgation of Prevention of Public Nuisances and Nuisances Arising out of Keeping of Animals By-laws (LAN4, PG2913, 19 March 2013, pg 3)

Promulgation of Refuse Removal and Littering By-laws (LAN9, PG2913, 19 March 2013, pg 47)

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*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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