

## Environmental Legislation Update

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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

##### **Mineral and Petroleum Resources Development Amendment Act 49 of 2008**

Amendment of Proclamation No. 14 of 2013 dated 31 May 2013 regarding date of commencement (Proc N17, GG36541, 6 June 2013, pg 3)

#### 1.2 BILLS, WHITE PAPERS

##### **National Environmental Management Laws Second Amendment Bill**

(B13 – 2013)

##### **Mineral and Petroleum Resources Development Amendment Bill**

(B15 – 2013)

#### 1.3 GENERAL / BOARD NOTICES

##### **Department of Agriculture, Forestry and Fisheries**

Handover of Department of Agriculture, Forestry and Fisheries fleet of vessels (Gen N580, GG36542, 11 June 2013, pg 2)

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

- Declaration of the Prince Edward Islands Marine Protected Area (Gov N426, GG36575, 21 June 2013, pg 13)
- Withdrawal Notice (Gov N427, GG36575, 21 June 2013, pg 12)

## 1.4 RULES, REGULATIONS, GUIDELINES & POLICIES

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

Regulations for the Management of the Prince Edward Islands Marine Protected Area  
(Gov NR422, GG36572, 21 June 2013, pg 4)

## 1.5 LEGISLATION FOR COMMENT

### **National Environmental Management Act 1097 of 1998**

Intention to establish accreditation standards for a panel of environmental mediators  
(Gen N638, GG36585, 21 June 2013, pg 3)

## 2. PROVINCIAL LEGISLATION

### MPUMALANGA:

#### **National Environmental Management: Protected Areas Act 57 of 2003**

Intention to declare a protected environment: Chrissiesmeer Protected Environment  
(GN209, PG2181, 21 June 2013, pg 2)

### NORTHERN CAPE:

#### **National Environmental Management: Protected Areas Act 57 of 2003**

- Intention to declare the Melkriver Nature Reserve  
(GN38, PG1698, 3 June 2013, pg 4)
- Intention to declare the Tswalu Kalahari Nature Reserve  
(GN39, PG1698, 3 June 2013, pg 6)
- Intention to declare the Wit Clay Gat Nature Reserve  
(GN40, PG1698, 3 June 2013, pg 8)
- Intention to declare the Bloemfontein Nature Reserve  
(GN42 PG1698, 3 June 2013, pg 11)

### NORTH WEST:

#### **Bophuthatswana Nature Conservation Act 3 of 1973, the Cape Nature and Environmental Conservation Ordinance 19 of 1974 (Cape Province) and the National Conservation Ordinance 12 of 1983 (Transvaal Province):**

- Draft norms and standards for the import, export, transport, capture and keeping of birds  
(GN271, PG7121, 20 June 2013, pg 3)
- Draft Alien Species Regulations  
(GN273, PG7121, 20 June 2013, pg 31)

#### **Bophuthatswana Nature Conservation Act 3 of 1973, the Cape Nature and Environmental Conservation Ordinance 19 of 1974 (Cape Province), the National Conservation Ordinance 12 of 1983 (Transvaal Province) and the National Environmental Management: Biodiversity Act 10 of 2004:**

Draft amendments to the North West Fencing Policy  
(GN274, PG7121, 20 June 2013, pg 35)

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

Environmental Impact Assessment Process for a basic assessment  
(GN274, PG7121, 20 June 2013, pg35)

### **National Environmental Management: Protected Areas Act 57 of 2003:**

Draft guidelines for the Development of Protected Areas Management Plans  
(GN272, PG7121, 20 June 2013, pg 18)

### **WESTERN CAPE:**

### **National Environmental Management Act 107 of 1998 & the National Environmental Management: Integrated Coastal Management Act 24 of 2008**

Environmental Specialist Study: West Coast Coastal and Development Setback Lines  
(LA, PG7131, 7 June 2013, pg 1190)

### **National Environmental Management: Protected Areas Act 57 of 2003**

- Declaration of the Dikkopskraal Nature Reserve  
(PN176, PG7134, 7 June 2013, pg 1095)
- Declaration of the Vogelgat Nature Reserve  
(PN177, PG7134, 7 June 2013, pg1101)

## **3. LOCAL LEGISLATION**

### **FREESTATE:**

#### **Thabo Mofutsanyana District Municipality:**

Municipal Health Bylaw  
(PG28, 28 June 2013, pg 2)

### **GAUTENG:**

#### **Mogale City Local Municipality:**

Water Services Bylaws  
(LAN754, PG156, 10 June 2013, pg 3)

### **LIMPOPO:**

#### **Thabazimbi Local Municipality:**

- Drainage Bylaw  
(LAN89, PG2214, 27 June 2013, pg 11)
- Water Supply Bylaw  
(LAN89, PG2214, 27 June 2013, pg 110)

### **NORTHERN CAPE:**

#### **Frances Baard District Municipality:**

- Air Quality Management Bylaw  
(GN47, PG1702, 21 June 2013, pg 4)
- Noise Control Bylaw  
(GN47, PG1702, 21 June 2013, Pg 18)
- Municipal Health Bylaw  
(GN49, PG1702, 21 June 2013, pg 29)



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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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