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MARCH 2019 SHE LEGISLATION UPDATE

SAFETY, HEALTH & ENVIRONMENTAL (SHE) LEGISLATION UPDATE

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PART ONE: LEGISLATION, DRAFT LEGISLATION, REGULATIONS, POLICY AND OTHER DOCUMENTS - NATIONAL AND PROVINCIAL GAZETTES

SECTION A: ENVIRONMENTAL (NATIONAL)

NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998

1. Generic Environmental Management Programme (EMPr) for development and expansion for overhead electricity transmission and distribution infrastructure. Published in GG 42323 Notice Number 435 dated 22 March 2019.
2. Notice of Adoption of an Environmental Management Instrument and Exclusion of Phase 1 of the Square Kilometre Array from the requirement to obtain Environmental Authorisation. Published in GG 42323 Notice Number 436 dated 22 March 2019.

NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT ACT 24 OF 2008

3. Coastal Waters Discharge Permit Regulations. Published in GG 42304 Notice Number 382 dated 15 March 2019.

CONSERVATION OF AGRICULTURAL RESOURCES ACT 43 OF 1983

4. Declaration of Bankrupt Bush (*Seriphium Plumosum*) as an indicator of bush encroachment in all provinces of the Republic of South Africa. Published in GG 42323 Notice Number 434 dated 22 March 2019.

NATIONAL HERITAGE RESOURCES ACT 25 OF 1999

5. Declaration of the grave of Reverend Zaccheus Richard Mahabane, Maokeng; Free State as a National Heritage Site. Published in GG 42304 Notice Number 380 dated 15 March 2019.

STATISTICS SOUTH AFRICA

6. Customer Price Index (CPI): February 2019. Published in GG 42337 Notice Number 176 dated 29 March 2019.

SECTION B: SAFETY AND HEALTH (NATIONAL)

COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT 130 OF 1993

7. 2018 Return of Earnings. Published in GG 42351 Notice Number 514 dated 27 March 2019.

MEDICINES AND RELATED SUBSTANCES ACT 101 OF 1965

8. Annual Single Exit Price Adjustment (SEPA) of Medicines and Scheduled Substances for the Year 2020. Published in GG 42286 Notice Number 304 dated 8 March 2019.

NATIONAL REGULATOR FOR COMPULSORY SPECIFICATIONS ACT 5 OF 2008

9. Amendment to the Compulsory Specification for Pneumatic Tyres for Passenger Cars and their Trailers (VC 8056). Published in GG 42286 Notice Number 367 dated 8 March 2019.
10. Amendment to the Compulsory Specification for Pneumatic Tyres for Commercial Vehicles and their Trailers (VC 8059). Published in GG 42286 Notice Number 368 dated 8 March 2019.

FIREARMS CONTROL ACT 60 OF 2000

11. Notice in terms of section 136 (1) of the Act that the state intends to destroy all firearms,

ammunitions as well as firearms parts that were voluntarily surrendered to or forfeited by the State. Published in GG 42284 Notice Number 298 dated 6 March 2019.

PHARMACY ACT 53 OF 1974

12. South African Pharmacy Council: Good Pharmacy Education Standards. Published in GG 42304 Notice Number 32 dated 15 March 2019.

NURSING ACT 33 OF 2005

13. Notice regarding the creation of categories of persons to be registered to practise nursing. Published in GG 42308 Notice Number 402 dated 14 March 2019.

14. Notice to withdraw the notice regarding the creation of categories of practitioners. Published in GG 42301 Notice Number 379 dated 13 March 2019.

LABOUR RELATIONS ACT 66 OF 1995

15. Amendments to the Labour Relations Regulations. Published in GG 42335 Notice Number 468 dated 27 March 2019.

LABOUR LAWS AMENDMENT ACT 10 OF 2018

16. Sections 9 and 10 of the Amendment Act came into operation on 1 March 2019. Published in GG 42345 Notice Number 509 dated 28 March 2019.

FERTILIZER, FARM FEEDS, AGRICULTURAL REMEDIES AND STOCK REMEDIES ACT 36 OF 1947

17. Amendment to the regulations relating to the tariffs for the registration of Fertilizers, Farm Feeds, Agricultural Remedies, Stock Remedies, Sterilizing Plants and Pest Control Operators, Appeals and Imports. Published in GG 42337 Notice Number 471 and dated 29 March 2019.

SECTION C: SAFETY, HEALTH AND ENVIRONMENTAL (DRAFT NATIONAL LEGISLATION AND REGULATIONS)

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS ACT 57 OF 2003

18. Notice of intention to withdraw portions of land declared as part of the Karoo National Park. Members of the public are hereby invited to submit written comments within 60 days of publication of this notice. Published in GG 42286 Notice Number 123 dated 8 March 2019.

NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT ACT 24 OF 2008

19. Proposed South African Water Quality Guidelines for Coastal Marine Waters–Natural Environment and Mariculture Use. Members of the public are hereby invited to submit written comments within 30 days of publication of this notice. Published in GG 42310 Notice Number 404 dated 15 March 2019

MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT 28 OF 2002

20. Draft Reviewed Housing and Living Conditions Standard for the Minerals Industry, 2019. Members of the public are hereby invited to submit their written comments within 30 days of publication of this notice. Published in GG 42326 Notice Number 449 dated 20 March 2019.

STANDARDS ACT 8 OF 2008

21. Draft standards issued for public comment, proposed amendments to existing SANS codes for public comment, issuance of new standards, amendment of current standards and withdrawn standards. Published in GG 42304 Notice Number 137 dated 15 March 2019, GG 42323 Notice Number 152 dated 22 March 2019, and GG 42337 Notice Number 180 dated 29 March 2019.

SOUTH AFRICAN WEATHER SERVICES ACT 8 OF 2001

22. Proposed regulations regarding fees for the provision of Aviation Meteorological Services. Interested persons are invited to submit written comments within 30 days of publication of this notice. Published in GG 42283 Notice Number 297 dated 5 March 2019.

ROAD TRAFFIC MANAGEMENT CORPORATION ACT 20 OF 1999

23. Proposed increase of transaction fees to be paid to the Road Traffic Management Corporation. Members of the public are hereby invited to submit written comments within 4 weeks from the date of publication of this notice. Published in GG 42291 Notice Number 376 dated 8 March 2019.

CIVIL AVIATION ACT 13 OF 2009

24. Proposed amendments to the Civil Aviation Regulations, 2011. Members of the public are invited to submit written comments on or before 24 April 2019. Published in GG 42333 Notice Number 467 dated 26 March 2019.

SUBDIVISION OF AGRICULTURAL LAND ACT 70 OF 1970 AND CONSERVATION OF AGRICULTURAL RESOURCES ACT 43 OF 1983

25. Proposed revised tariffs for services rendered in terms of the Acts. Published in GG 42337 Notice 470 and dated 29 March 2019.

PHARMACY ACT 53 OF 1974

26. The South African Pharmacy Council: Draft Good Pharmacy Education Standards. Members of the public are hereby invited to submit their written comments within 60 days of publication of this notice. Published in GG 42337 Notice Number 34 dated 29 March 2019.

NATIONAL HEALTH ACT 61 OF 2003

27. Office of Health Standards Compliance: Draft Enforcement Policy. Members of the public are invited to submit their written comments within 90 days of publication of this notice. Published in GG 42337 Notice Number 478 dated 29 March 2019.

RAILWAY SAFETY REGULATOR ACT 16 OF 2002

28. Railway Safety Regulator: Draft Determination on the Verbal Safety Critical Communication Protocol. Members of the public are invited to submit their written comments within 30 days of publication of this notice. Published in GG 42337 Notice Number 497 dated 29 March 2019.

FERTILIZERS, FARM FEEDS, AGRICULTURAL REMEDIES AND STOCK REMEDIES ACT 36 OF 1947

29. Proposed regulations regarding stock remedies. Members of the public are hereby invited to submit written comments within 8 weeks of publication of this notice. Published in GG 42286 Notice Number 302 dated 8 March 2019.

AGRICULTURAL PRODUCT STANDARDS ACT 119 OF 1990

30. Proposed revised regulations regarding fees for analysis, colour charts and appeals. Members of the public are hereby invited to submit written comments within 30 days of publication of this notice. Published in GG 42286 Notice Number 299 dated 8 March 2019.

31. Proposed revised regulations regarding appeal procedures. Members of the public are hereby invited to submit written comments within 30 days of publication of this notice. Published in GG 42286 Notice Number 300 dated 8 March 2019.

SECTION D: SAFETY, HEALTH AND ENVIRONMENTAL (PROVINCIAL LEGISLATION AND MUNICIPAL BY-LAWS)

WESTERN CAPE PROVINCE

32. City of Cape Town: By-Law Relating to the Repeal of By-Laws, 2018. Published in PG 8060 dated 8 March 2019.
33. Knysna Municipality: Electricity By-Law. Published in PG 8063 dated 14 March 2019.
34. Cederberg Municipality: By-Law on Municipal Land Use Planning. Published in PG 8062 dated 14 March 2019.
35. Department of Environmental Affairs and Development Planning: Declaration of Helderberg Nature Reserve. Published in PG 8067 Notice Number 34 dated 22 March 2019.
36. Department of Environmental Affairs and Development Planning: Declaration of False Bay Nature Reserve. Published in PG 8067 Notice Number 35 dated 22 March 2019.
37. City of Cape Town Metropolitan Municipality: Extension of a Local State of Disaster due to the devastating fire. Published in PG 8070 dated 29 March 2019.
38. City of Cape Town Metropolitan Municipality: Extension of a Local State of Disaster due to drought conditions. Published in PG 8070 dated 29 March 2019.
39. Department of Environmental Affairs and Development Planning: Declaration of Bokbaai Nature Reserve. Published in PG 8070 Notice Number 39 dated 29 March 2019.
40. Department of Environmental Affairs and Development Planning: Declaration of Wildealsvlei Nature Reserve. Published in PG 8070 Notice Number 40 dated 29 March 2019.

EASTERN CAPE PROVINCE

41. Eastern Cape Consumer Protection Act, 2018. Published in PG 4200 Notice Number 65 dated 4 March 2019.
42. Joe Gqabi District Municipality: Municipal Health Services By-Law, 2018. Published in PG 4204 Notice Number 51 dated 11 March 2018.
43. Disaster Management Act of 57 of 2002: Kouga Local Municipality: Extension of Local State of Disaster Declaration. Published in PG 4207 Notice Number 53 dated 14 March 2019.

FREE STATE PROVINCE

44. Declaration of a local disaster in Tokologo Local Municipality, Lejweleputswa District Municipality, Free State Province. Published in PG 146 Notice Number 34 dated 22 March 2018.

KWAZULU-NATAL PROVINCE

45. KwaZulu-Natal Department of Transport: KwaZulu-Natal Land Transport Regulations, 2019. Published in PG 2057 Notice Number 38 dated 21 March 2019 and in PG 2061 Notice Number 40 dated 26 March 2019.
46. National Environmental Management: Protected Areas Act 57 2003: Declaration of the Meycol Nature Reserve. Published in PG 2057 Notice Number 37 dated 21 March 2019.

GAUTENG PROVINCE

47. Nature Conservation Ordinance (12/1983): Open Season: Ordinary Game. Published in PG 86 Notice Number 455 dated 18 March 2019.

MPUMALANGA PROVINCE

48. Mpumalanga Road Traffic Act 4 of 1998: Mpumalanga Provincial Road Traffic Regulations, 2018. Published in PG 3030 Notice Number 43 dated 1 April 2019.

LIMPOPO PROVINCE

49. Limpopo Environmental Management Act 7 of 2003: Open Season to Hunt Game. Published in PG 2984 Notice Number 36 dated 29 March 2019.

**SECTION E: SAFETY, HEALTH AND ENVIRONMENTAL
(DRAFT PROVINCIAL LEGISLATION AND MUNICIPAL BY-LAWS)****GAUTENG PROVINCE**

50. National Environmental Management: Protected Areas Act 57 of 2003: Intention to declare the Crocodile River Reserve Doornrandje Nature Reserve Cluster, the Crocodile River Central Nature Reserve Cluster and the Crocodile River Reserve as a protected environment. Members of the public are hereby invited to submit written comments within 60 days of publication of this notice. Published in PG 87 Notice Number 456 dated 18 March 2019.
51. National Environmental Management: Protected Areas Act 57 of 2003: Intention to declare nature reserve and a protected environment: Klipkraal Nature Reserve. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in PG 68 Notice Number 386 dated 4 March 2019.
52. National Environmental Management: Protected Areas Act 57 of 2003: Intention to declare the Devon Protected Environment. Interested persons are invited to submit written comments within 60 days of publication of this notice. PG 68 Notice Number 385 dated 4 March 2019.
53. National Land Transport Act 5 of 2009: Gauteng Department of Roads and Transport: Notice of intention to promulgate regulations under the Act. Members of the public are hereby invited to submit written comments by 7 March 2019. Published in PG 73 Notice Number 415 dated 6 March 2019.

KWAZULU-NATAL PROVINCE

54. Draft Spatial Development Framework for the Mkhambathini Local Municipality. Members of the public are hereby invited to submit written comments within 60 days of publication of this notice. Published in PG 2054 Notice Number 18 dated 7 March 2019 and in PG 2056 Notice Number 20 dated 14 March 2019.
55. Environmental Management: Protected Areas Act 57 of 2003: Notice of the intention to declare Roelton Nature Reserve. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in PG 2056 Notice Number 36 dated 14 March 2019.
56. National Environmental Management: Protected Area Act 57 of 2003: Notice of the intention to declare the Zimanga Private Game Reserve. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in PG 2056 Notice Number 35 dated 14 March 2019.
57. Spatial Planning and Land Use Management Act 16 of 2013: Draft Spatial Development Framework Review for Umngeni Local Municipality. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in PG 2062 Notice Number 33 dated 28 March 2019.
58. Local Government: Municipal Systems Act 32 of 2000: Publication of Standard Draft By-laws. Published in PG 2062 Notice Number 44 dated 28 March 2019:
- Disaster Management By-law.
 - Water Supply By-law.
 - Waste Removal By-law.

LIMPOPO PROVINCE

59. National Environmental Management: Protected Areas Act 57 of 2003: Intention to declare the attached respective land parcels as Nature Reserves. Members of the public are invited to

submit written comments within 60 days of the publication of this notice. Published in PG 2981 Notice Number 29 dated 15 March 2019.

MPUMALANGA PROVINCE

60. Spatial Planning and Land Use Management Act of 2013: Draft Spatial Development Framework. Mkhondo Local Municipality. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in PG 3023 Notice Number 8 dated 8 March 2019.
61. Spatial Planning and Land Use Management By-Law, 2016: Draft Land Use Scheme. Mkhondo Local Municipality. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in PG 3023 Notice Number 9 dated 8 March 2019.

WESTERN CAPE PROVINCE

62. Western Cape Special Economic Development Infrastructure Company Bill [B3-2019]]. Members of the public are invited to submit written comments by 20 March 2019. Published in PG 8061 Notice Number 32 dated 12 March 2019.
63. Stellenbosch Municipality: Draft Spatial Development Framework. Published in PG 8060 dated 8 March 2019.
64. Draft Western Cape Rail Transport Bill, 2019. Published in PG 8071 Notice Number 41 dated 29 March 2019.

PART TWO: PARLIAMENTARY MONITORING

This information was accessed through the Parliamentary Monitoring Group at www.pmg.org.za

BILLS BEFORE PARLIAMENT (AS OF 4 APRIL 2019)

1. National Minimum Wage Amendment Bill (B9 of 2019)
2. National Health Amendment Bill (B8 of 2019)
3. Local Government: Municipal Systems Amendment Bill (B1 of 2019)
4. National Health Amendment Bill (B29 of 2018)
5. Aquaculture Development Bill (B22 of 2018)
6. Local Government: Municipal Structures Amendment Bill (B19 of 2018)
7. South African National Roads Agency Limited and National Roads Amendment Bill (B20 of 2017)
8. National Environmental Management Laws Amendment Bill (B14 of 2017)
9. National Forests Amendment Bill (B11 of 2016)
10. National Land Transport Amendment Bill (B7 of 2016)
11. Mineral and Petroleum Resources Development Amendment Bill (B27 – 2013)

BILLS BEFORE THE PRESIDENT (AS OF 4 APRIL 2019)

1. Carbon Tax Bill (B46 of 2018)
2. Marine Spatial Planning Bill (B9 of 2017)

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