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FEBRUARY 2020 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: INTEGRATED COASTAL MANAGEMENT ACT 24 OF 2008

1. Commencement date of section 11 of the Act was 7 February 2020. Published in GG 42999 Notice Number 93 dated 7 February 2020.

NATIONAL WATER ACT 36 OF 1998

2. Determination of water resource classes and resource quality objectives for the Mzimvubu Catchment. Published in GG 43015 Notice Number 165 dated 14 February 2020. Correction Notice to this gazette published in GG 43050 Notice Number 218 dated 28 February 2020.

DEPARTMENT OF MINERAL RESOURCES AND ENERGY

3. South African Biofuels Regulatory Framework and National Biofuels Feedstock Protocol. Published in GG 43003 Notice Number 116 dated 7 February 2020.

CROSS-BORDER ROAD TRANSPORT ACT 4 OF 1998

4. Amendment to the Regulations, 2014: Revised Fee Adjustments, 2019. Published in GG 43059 Notice Number 235 dated 28 February 2020.

STATISTICS SOUTH AFRICA

5. Consumer Price Index (CPI): January 2020. Published in GG 43050 Notice Number 124 dated 28 February 2020.

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

6. Notice of revised tariffs for services rendered in terms of the Acts. Published in GG 43050 Notice Number 202 dated 28 February 2020.

SECTION B: SAFETY AND HEALTH (NATIONAL)

HEALTH PROFESSIONS ACT 56 OF 1974

7. Rules relating to fees payable to Council. Published in GG 43024 Notice Number 10 dated 17 February 2020.
8. Annual fees payable by registered practitioners as set out in the Schedule. Published in GG 43024 Notice Number 11 dated 17 February 2020.
9. Amendment of the Regulations relating to the conduct of inquiries into alleged unprofessional conduct. Published in GG 43035 Notice Number 12 dated 21 February 2020.
10. Nominations of members of the Professional Boards: List of names of persons validly nominated for appointment to the Professional Boards. Published in GG 43054 Notice Number 21 dated 27 February 2020.

UNEMPLOYMENT INSURANCE ACT 63 OF 2001

11. Amendment to the Unemployment Insurance Act Regulations. Published in GG 43023 Notice Number 173 dated 14 February 2020.

BASIC CONDITIONS OF EMPLOYMENT ACT 75 OF 1997

12. Correction Notice relating to the amendments of the Regulations which were originally published in GG 42965 Notice Number 39 dated 22 January 2020 and corrected in GG 42986 Notice Number 83 dated 31 January 2020. Published in GG 43026 Notice Number 174 dated 17 February 2020.

NATIONAL MINIMUM WAGE ACT 9 OF 2018

13. Amendment of the National Minimum Wages. Published in GG 43026 Notice Number 175 dated 17 February 2020.

MEDICINES AND RELATED SUBSTANCES ACT 101 OF 1965

14. Update of Schedules in terms of the Act. Published in GG 43051 Notice Number 219 and 220 dated 28 February 2020.

FOODSTUFFS, COSMETICS AND DISINFECTANTS ACT 54 OF 1972

15. Amendment to the Regulations governing the maximum limits for pesticide residues that may be present in foodstuffs: Published in GG 43008 Notice Number 119 dated 10 February 2020.

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

NATIONAL ENVIRONMENTAL MANAGEMENT WASTE ACT 59 OF 2008

16. Draft revised and updated National Waste Management Strategy - extension of time to comment. Members of the public are invited to submit written comments by no later than 28 February 2020. Published in GG 43022 Notice Number 172 dated 14 February 2020.

NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998

17. Extension of time to comment on the draft Procedures to be followed for the Assessment and Minimum Criteria for Reporting on Identified Environmental Themes when applying for Environmental Authorisation. Members of the public are invited to submit written comments on the protocol published under GG 42946 Notice Number 9 no later than 24 March 2020. Published in GG 43046 Notice Number 199 dated 25 February 2020.

NATIONAL RAILWAY SAFETY REGULATOR ACT 16 OF 2002

18. Draft Railway Safety and Security Regulations, 2020. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in GG 43020 Notice Number 170 dated 14 February 2020.

19. Draft National Railway Safety Standards Development Regulations, 2020. Interested persons are invited to submit written comments within 60 days of publication of this notice. Published in GG 43020 Notice Number 171 dated 14 February 2020.

OCCUPATIONAL HEALTH AND SAFETY ACT 85 OF 1993

20. Draft Commercial Diving Regulations. Interested persons are invited to submit written comments within 90 days from the date of publication of this notice. Published in GG 43033 Notice Number 180 dated 21 February 2020.

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 43035 Notice Number 103 and 105 dated 21 February 2020 and in GG 43050 Notice Number 125 dated 28 February 2020.

DEPARTMENT OF WATER AND SANITATION

22. Request for proposals: External audit services for the financial years 2019/20; 2020/21 & 2021/22. All proposals to be submitted by no later than 13 March 2020. Published in GG 43035 Notice Number 192 dated 21 February 2020.

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

23. Proposed 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. Interested persons are invited to submit written comments within 30 days of publication of this notice. Published in GG 43050 Notice Number 203 dated 28 February 2020.

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

FREE STATE PROVINCE

24. Setsoto Local Municipality: Standard Business Regulations By-law. Published in PG 115 Notice Number 109 dated 21 February 2020.

25. Setsoto Local Municipality: Public Passenger and Goods Transport By-law. Published in PG 115 Notice Number 110 dated 21 February 2020.

EASTERN CAPE PROVINCE

26. Disaster Management Act 57 of 2002: Kouga Municipality: Extension of Local State of Disaster Declaration. Published in PG 4384 Notice Number 48 dated 17 February 2020.

27. Disaster Management Act 57 of 2002: Extension of the declaration of a Local State of Disaster for the Sarah Baartman District Municipality. Published in PG 434 Notice Number 45 dated 17 February 2020.

WESTERN CAPE PROVINCE

28. Langeberg Municipality: Events By-law. Published in PG 8202 dated 7 February 2020.

29. Drakenstein Municipality: By-law relating to the Use of Remotely Piloted Aircraft and Model Aircraft. Published in PG 8207 dated 14 February 2020.

MPUMALANGA PROVINCE

30. City of Mbombela Municipality: Spatial Planning and Land Use Management By-Law. Published in PG 3128 Notice Number 9 dated 14 February 2020.

KWAZULU-NATAL PROVINCE

31. Zululand District Municipality: Municipal Health Services By-Law. Published in PG 2166 Notice Number 25 dated 20 February 2020.

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

WESTERN CAPE PROVINCE

32. Overstrand Municipality: Draft Spatial development Framework. Members of the public are invited to submit written comments within 60 days from the date of publication of this notice. Published in PG 8205 dated 7 February 2020.

33. Department of Environmental Affairs and Development Planning: Notice of Intention to Declare Haarwegskloof Nature Reserve. Interested persons are invited to submit written comments within 60 days from the date of publication of this notice. Published in PG 8207 Notice Number 12 dated 14 February 2020.

EASTERN CAPE PROVINCE

34. Buffalo City Metropolitan Municipality: Draft By-law on the Buffalo City Fresh Produce Market. Members of the public are invited to submit written comments within 30 days from the date of publication. Published in PG 4382 Notice Number 22 dated 10 February 2020.

NORTH WEST PROVINCE

35. Tswaing Local Municipality: Draft Spatial Development Framework (SDF). Members of the public are invited to submit written comments within 60 days from date of publication. Published in PG 8100 Notice Number 18 dated 18 February 2020.

36. Ratlou Local Municipality: Draft Spatial Development Framework (SDF). Members of the public are invited to submit written comments within 60 days from date of publication. Published in PG 8100 Notice Number 17 dated 18 February 2020.

MPUMALANGA PROVINCE

37. Msukaligwa Local Municipality. Review of the Spatial Development Framework. Members of the public are invited to submit written comments within 60 days from the date of publication of this notice. Published in PG 3127 Notice Number 20 dated 7 February 2020.

PART TWO: PARLIAMENTARY MONITORING

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

BILLS BEFORE PARLIAMENT (AS OF 4 MARCH 2020)

1. Economic Regulation of Transport Bill (B1-2020).
2. Independent Electricity Management Operator Bill (B14-2019).
3. National Health Insurance Bill (B11 – 2019).
4. National Minimum Wage Amendment Bill (B9 – 2019).
5. National Health Amendment Bill (B29 – 2018).
6. Science and Technology Laws Amendment Bill (B42 – 2018).
7. National Environmental Management Laws Amendment Bill (B12-2017).
8. National Land Transport Amendment Bill (B7-2016).
9. National Forests Amendment Bill (B11-2016).

BILLS BEFORE THE PRESIDENT (AS OF 4 MARCH 2020)

1. Promotion of Access to Information Amendment Bill (B20-2019).

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