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Sustainability Legal Specialists (Pty) Ltd

NOVEMBER 2021 SHE LEGISLATION UPDATE

SAFETY, HEALTH & ENVIRONMENTAL (SHE) LEGISLATION UPDATE

Note that clients who have a current SHE Legal Register with IMBEWU as well as paid-up subscribers to the IMBEWU's SHE legislation update service are entitled to receive electronic copies of the government gazettes listed below.

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PART TWO: PARLIAMENTARY MONITORING

SECTION A: ENVIRONMENTAL (NATIONAL)

NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998

1. Publication of the Tourism Environmental Implementation Plan (EIP) for 2020-2025. Published in GG 45425 Notice Number 645 dated 5 November 2021.
2. Suspension of the implementation of the Regulations to Domesticated the Requirements of the Rotterdam Convention on the Prior Informed Consent procedure for Certain Hazardous Chemicals and Pesticides in International Trade, for a period of 12 months. Published in GG 45502 Notice Number 1513 dated 18 November 2021 and in GG 45503 Notice Number 1514 dated 19 November 2021.

NATIONAL ENVIRONMENTAL MANAGEMENT: AIR QUALITY ACT 39 OF 2004

3. Technical Guidelines for the Validation and Verification of Greenhouse Gas Emissions. Published in GG 45452 Notice Number 1496 dated 12 November 2021.

MINERAL RESOURCES & ENERGY

4. REIPPPP Bid Window 5: List of Preferred Bidders published: 28 October 2021. Published in GG 45431 Notice Number 1486 dated 5 November 2021.

HYDROGRAPHIC ACT 35 OF 2019

5. Notice of commencement of the Act. Published in GG 45426 Notice Number 39 dated 5 November 2021.

NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT 10 OF 2004

6. Declaration of the Thohoyandou National Botanical Garden. Published in GG 45426 Notice Number 1475 dated 5 November 2021.

PROMOTION OF ACCESS TO INFORMATION ACT 2 OF 2000

7. Regulations relating to the Promotion of Access to Information, 2021. Published in GG 45492 notice Number 1504 dated 16 November 2021.

NATIONAL NUCLEAR REGULATOR ACT 47 OF 1999

8. Notice of updated PID for NRWDI Nuclear Installation Application for Operation of Vaalputs. Published in GG 45536 Notice Number 171 dated 26 November 2021.

PLANT BREEDER'S RIGHTS ACT 15 OF 1976

9. Plant Variety Journal 171. Published in GG 45536 Notice Number 1524 dated 26 November 2021.

SECTION B: SAFETY AND HEALTH (NATIONAL)

COMPENSATION FOR OCCUPATIONAL INJURIES AND DISEASES ACT 130 OF 1993

10. Increase in monthly pensions. Published in GG 45452 Notice Number 1496 dated 12 November 2021.

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

NATIONAL VELD AND FOREST FIRE AMENDMENT BILL

11. Notice of introduction of the National Veld and Forest Fire Amendment Bill in the National Assembly and publication of Explanatory Summary. Published in GG 45449 Notice Number 1489 dated 9 November 2021.

NATIONAL ENERGY REGULATOR ACT 40 OF 2004

12. Notice on the Public Hearing on the Electricity Industry Price Determination Methodology. Members of the public are invited to submit written comments before 22 October 2021. Published in GG 45424 Notice Number 1469 dated 4 November 2021.

NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT 10 OF 2004

13. Consultation on the Draft Revised List of Ecosystems that are Threatened and in need of Protection. Members of the public are invited to submit written comments within 30 days of publication of this notice. Published in GG 45426 Notice Numbers 1476 dated 5 November 2021.

14. Non-Detriment Finding for *Acinonyx jubatus* (cheetah). Members of the public are invited to submit written comments within 30 days of publication of this notice. Published in GG 45552 Notice Numbers 1532 dated 26 November 2021.

NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998

15. Consultation on intention to adopt the Generic Environmental Management Programme for Development Projects within the Atlantis Urban Areas. Members of the public are invited to submit written comments within 30 days of publication of this notice. Published in GG 45499 Notice Numbers 1506 dated 17 November 2021.

NATIONAL FORESTS ACT 84 OF 1998

16. Proposed Amendments to the List of Protected Tree Species declared as protected. Members of the public are invited to submit written comments within 30 days of publication of this notice. Published in GG 45435 Notice Number 1487 dated 8 November 2021.

TAX ADMINISTRATION LAWS AMENDMENT BILL, 2021

17. Publication of Explanatory Summary of the Bill. Published in GG 45437 Notice Number 1488 dated 8 November 2021.

MARINE LIVING RESOURCES ACT 18 OF 1998

18. Fishing Rights Allocation Process Fees 2021 - Invitation Notice and Finalised Policies. Members of the public are invited to submit application within 60 days granting of the right. Published in GG 45504 Notice Number 1515 dated 19 November 2021.

MERCHANT SHIPPING ACT 57 OF 1951

19. Notice of publication of Draft Construction Amendment Regulations, 2021. Interested persons are invited to submit written comments on or before the 12 December 2021. Published in GG 45427 Notice Number 1482 dated 5 November 2021.

20. Notice of publication of Draft Life-Saving Amendment Regulations, 2021. Interested persons are invited to submit written comments on or before the 12 December 2021. Published in GG 45427 Notice Number 1483 dated 5 November 2021.

STANDARDS ACT 8 OF 2008

21. Draft standards, proposed amendments to existing SANS codes, issuance of new standards, amendment of current standards and withdrawn standards issued for public comment.

SECTION D: COVID-19 LEGISLATION

(note to IMBEWU SHE Legal Register Clients – this legislation will NOT be included in your SHE Legal Registers and associated legislation databases as the regulations will be repealed when the virus has been contained i.e. they are temporary regulations to deal with a particular situation).

22. Extension of a National State of Disaster for Covid-19. Published in GG 45485 Notice Number 1501 dated 13 November 2021.

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

WESTERN CAPE PROVINCE

23. Declaration of Thornhill Nature Reserve. Published in PG 8515 Notice Number 138 dated 5 November 2021.
24. Saldanha Bay Municipality:
- a. Integrated Zoning Scheme By-law. Published in PG 8519 dated 12 November 2021.
 - b. Notice of Zoning Scheme By-Law. Published in PG 8518 dated 12 November 2021.
25. Hunting Seasons, Daily Bag Limits and Hunting by the use of Prohibited Hunting Methods. Published in PG 8518 Notice Number 141 dated 12 November 2021.
26. Mossel Bay Municipality: By-law on Municipal Land Use Planning to Regulate and Control Municipal Land Use Planning. Published in PG 8520 dated 18 November 2021.
27. Overstrand Local Municipality: Integrated Waste Management By-Law, 2021. Published in PG 8512 dated 1 November 2021.

LIMPOPO PROVINCE

1. Notice of PG 3073 Notice Number 43 of 20 March 2020 relating to the Lapalala Private Nature Reserve. Published in PG 3209 Notice Number 134 dated 29 October 2021.
2. Anglo American Notice for the Relocation of Graves. Published in PG 3218 Notice Number 156 dated 26 November 2021.
3. Notice of publication of the Environmental Implementation Plan for 2020 – 2025. Published in PG 3218 Notice Number 158 dated 26 November 2021.

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

WESTERN CAPE PROVINCE

4. Application for the Development of the Zen Wind Energy Facility. Members of the public are invited to submit written comments within 21 days from the date of publication of the notice. Published in PG 8524 dated 26 November 2021.
5. Department of Transport and Public Works Extraordinary Measures in Declared Areas: Bellville and Paarl. Proposal to Declare Areas and Proposed Extraordinary Measures. Members of the public are invited to submit written representations on the proposed notice before or on 23 November 2021. Published in PG 8522 Notice Number 143 dated 22 November 2021.
6. City of Cape Town Metropolitan Municipality - Review of the Cape Town 2018 Municipal Spatial Development Framework. Published PG 8515 dated 5 November 2021.

KWAZULU NATAL PROVINCE

7. Notice of intention to declare an addition to the Karkloof Nature Reserve. Members of the public are invited to submit written comments within 60 days from the date of publication of the notice. Published in PG 2334 Notice Number 122 dated 4 November 2021.
8. Notice of application for a seashore lease for a fibre-optic sub-marine cable terminating at Amanzimtoti. Members of the public are invited to submit written comments within 30 days from the date of publication of the notice. Published in PG 2334 Notice Number 119 dated 4 November 2021.
9. Call for nomination of individuals to serve on the KwaZulu-Natal Nature Conservation Board (Ezemvelo KZN Wildlife). Closing date for nominations is on 3 December 2021. Published in PG 2337 Notice Number 125 dated 12 November 2021.

LIMPOPO PROVINCE

10. The Council approves the request for adoption of the Blouberg Local Municipality Draft Land Use Scheme for Public Participation. Members of the public are invited to submit written comments no later than 28 December 2021. Published in PG 3209 Notice Number 108 dated 29 October 2021.
11. Collins Chabane Local Municipality: Notice of amendments of Land Use Scheme. Members of the public are invited to submit written comments within 30 days from the date of publication of the notice. Published in PG 3209 Notice Number 108 dated 29 October 2021.

MPUMALANGA PROVINCE

12. Rules and Orders of the Mpumalanga Provincial Legislature, the Mpumalanga Spatial Planning and Land Use Management Bill, 2021. Members of the public are invited to submit written comments no later than 26 November 2021. Published in PG 3323 Notice Number 79 dated 11 November 2021.

EASTERN CAPE PROVINCE

13. Notice for the request to lay a Marine Telecommunications System on the Seashore at Gqeberha made. Members of the public are invited to submit written comments within 30 days from the date of publication of the notice. Published in PG 4647 Notice Number 157 dated 8 November 2021.
14. Mangaung Metropolitan Municipality: Development of the Mangaung Metropolitan Municipal Comprehensive Integrated Transport Plan (2021-2022). Published in PG 74 Notice Number 79 dated 19 November 2021.

GAUTENG PROVINCE

56. Ekurhuleni Metropolitan Municipality: Health and Social Development Department:
 - a. Draft Air Quality Management By-law. Members of the public are invited to submit written comments no later than 9 December 2021. Published in PG 390 Notice Number 1502 dated 10 November 2021.
 - b. Draft By-law Relating to Dogs. Members of the public are invited to submit written comments no later than 9 December 2021. Published in PG 390 Notice Number 1503 dated 10 November 2021.
57. Amendments to Gauteng Public Transport Regulatory Entity Regulations, 2001. Members of the public are invited to submit written comments within 30 days from the date of publication of the notice. Published in PG 405 Notice Number 1417 dated 15 November 2021.

NORTH WEST PROVINCE

58. Notice of an Environmental Impact Assessment Process. Members of the public are invited to submit written comments within 30 days from the date of publication of the notice. Published in PG 8293 Notice Number 206 dated 23 November 2021.

PART TWO: PARLIAMENTARY MONITORING

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

BILLS BEFORE PARLIAMENT (AS OF 3 DECEMBER 2021)

1. Taxation Laws Amendment Bill (B22-2021).
2. Tax Administration Laws Amendment Bill (B23-2021).
3. Gas Amendment Bill (B9-2021).
4. Preservation and Development of Agricultural Land Bill (B8-2021).
5. Railway Safety Bill (B7-2021).
6. Disaster Management Amendment Bill (B2-2021).
7. Animals Protection Amendment Bill (B1-2021).
8. Economic Regulation of Transport Bill (B1-2020).
9. National Road Traffic Amendment Bill (B7-2020).
10. Employment Equity Amendment Bill (B-14-2020).
11. Compensation for Occupational Injuries and Disease Amendment Bill (B21-2020).
12. Independent Electricity Management Operator Bill (B14-2019).
13. National Health Insurance Bill (B11 – 2019).
14. National Health Amendment Bill (B29 – 2018).
15. National Environmental Management Laws Amendment Bill (B12-2017).
16. National Forests Amendment Bill (B11-2016).
17. National Land Transport Amendment Bill (B7-2016).
18. Civil Aviation Amendment Bill (B44-2018).
19. Local Government: Municipal Systems Amendment Bill (B2-2018)

BILLS BEFORE THE PRESIDENT (AS OF 3 DECEMBER 2021)

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