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*Sustainability Legal Specialists (Pty) Ltd*

## **JUNE 2022 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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**SECTION A: ENVIRONMENTAL (NATIONAL)**

### **NATIONAL ENVIRONMENTAL MANAGEMENT LAWS AMENDMENT ACT 2 OF 2022 (“NEMLAA”)**

1. Promulgation of NEMLAA. Published in GG 46602 NN 2203 dated 24 June 2024.

### **NATIONAL ENVIRONMENT MANAGEMENT: BIODIVERSITYACT 10 OF 2004**

2. Biodiversity Management Plans for Aloe Ferox and Honeybush Species (Cyclopia Subternata and Cyclopia Intermedia). Published in GG 46597 NN 2192 dated 24 June 2022.

### **NATIONAL WATER ACT 36 OF 1998**

3. Notice of the establishment of a Catchment Management Strategy (CMS) of the IUCMA. Published in GG 46598 NN 2201 dated 24 June 2022.

### **INFRASTRUCTURE DEVELOPMENT ACT 23 OF 2014**

4. IDA Regulations 2022 for noting, as amended. Published in GG 46519 NN 2142 dated 2 June 2022.

### **MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT 28 OF 2002**

5. Publication of amendments of Regulation 2 (1) of the Mineral and Petroleum Resources Development Regulations, 2004. Published in GG 46587 NN 2179 dated 22 June 2022.

### **SPATIAL PLANNING AND LAND USE MANAGEMENT ACT 16 OF 2013**

6. Notice of the Eastern Seaboard Region in terms of Section 8 of Act. Published in GG 46573 NN 1094 dated 20 June 2022.

### **PLANT BREEDERS’RIGHTS ACT 12 OF 2018 (“PBRA”)**

7. Regulations made in terms of section 54 of the PBRA. Published in GG 46543 NN 2156 dated 10 June 2022.

### **PETROLEUM PRODUCTS ACT 120 OF 1977**

8. Regulations regarding Petroleum Products Specifications and Standards published for implementation in the GG 45068 of 31 August 2021. Published in GG 46589 NN 2184 dated 24 June 2022.

### **NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998**

9. 4<sup>th</sup> Generation Environmental Implementation Plan (EIP 2020/2021-2024/2025) for the Department of Trade, Industry and Competition. Members of the public are invited to submit written comments. Published in GG 46543 NN 2160 dated 10 June 2022.

## **SECTION B: SAFETY AND HEALTH (NATIONAL)**

### **NATIONAL HEALTH ACT 61 OF 2003**

10. Repeal: Regulations relating to the Surveillance and the Control of Notifiable Medical Conditions. Published in GG 46590 NN 2190 dated 22 June 2022.

### **LABOUR RELATIONS ACT 66 OF 1995**

11. Code of practice: Managing exposure to SARS – Cov -2 in the Workplace, 2022. Published in GG 46596 NN 2191 dated 24 June 2022.

### **NATIONAL NUCLEAR REGULATOR ACT 47 OF 1999**

12. Notice in terms of section 28 of the Act, on the Fees for Nuclear Authorisations. Published in GG 46471 NN 2128 dated 3 June 2022.

## **NATIONAL RAILWAY SAFETY REGULATOR ACT 16 OF 2002**

13. Regulations on Notifiable Railway Occurrences. Published in GG 46471 NN 1066 dated 3 June 2022.
14. Railway Safety and Security Regulations. Published in GG 46471 NN 1067 dated 3 June 2022.

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

### **MINE HEALTH AND SAFETY AMENDMENT BILL, 2022**

15. Publication of the Draft Mine Health and Safety Amendment Bill for public comments. Members of the public are invited to submit written comments on or before 29 July 2022. Published in GG 46546 NN 1086 dated 15 June 2022.

### **STANDARDS ACT 8 OF 2008**

16. Drafts for comments: Amendment of existing standards; Withdrawal of the South African National Standards; Withdrawal of informative and normative documents; Issuing of the South African National Standards. Published in GG 46471 NN 1065 dated 3 June 2022, in GG 46543 NN 1081 dated 10 June 2022, in GG 46554 NN 1090 dated 17 June 2022 and in GG 46598 NN 1106 dated 24 June 2022.

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

### **GAUTENG PROVINCE**

17. Local Government Municipal Systems Act 32 of 2000: City of Johannesburg Metropolitan Municipality: Dolomite Risk Management By-law. Published in PG 208 NN 899 dated 3 June 2022.
18. National Land Transport Act 5 of 2009: Amendments to the Gauteng Regulatory Entity Regulations, 2011. Published in PG 216 NN 637 dated 6 June 2022.
19. National Environmental Management: Waste Act 59 of 2008: List of Authorised persons to manage Health Care Risk Waste in terms of Regulation 5(4) of the Gauteng Health Care Waste Management Regulations of 2004. Published in PG 225 NN 438 dated 9 June 2022.
20. Gauteng Health Care Waste Management Regulations of 2004: List of Authorised Persons to Manage Health Care Risk Waste in terms of Regulation 5 (4) of the Act. Published in PG 229 NN 440 dated 14 June 2022.
21. Nature Conservation Ordinance 12 of 1983: Declaration of Periods to be Open Season for Hunting Ordinary Game. Published in PG 197 NN 635 dated 1 June 2022.

### **EASTERN CAPE PROVINCE**

24. Spatial Planning and Land Use Management Act 16 of 2013: King Sabata Dalindyebo Local Municipality: Land Use Scheme. Published in PG 4750 NN 300 dated 30 May 2022.
25. Great Kei Local Municipality Spatial Planning and Land Use Management By-law, 2016. Published in PG 4759 NN 470 dated 13 June 2022 and in PG 4761 NN 479 dated 20 June 2022.
26. Sarah Baartman District Municipality: Final Municipal Health Service By-law, 2021. Published in PG 4759 NN 62 dated 13 June 2022.
27. Matatiele Local Municipality: Street Trading By-law relating on Wayleaves and Nuisance By-laws. Published in PG 4764 NN 322 dated 27 June 2022

### **WESTERN CAPE PROVINCE**

28. Hessequa Municipal: Electricity Supply By-law. Published in PG 8600 dated 3 June 2022.

29. Mossel Bay Municipality: Adoption of the Mossel Bay Spatial Development Framework. Published in PG 8609 dated 10 June 2022.
30. Overstrand Municipality: Water Supply and Sanitation Services By-law, 2022. Published in PG 8614 dated 17 June 2022
31. Overberg District Municipality: Municipal Spatial Development Framework, 2022. Published in PG 8615 dated 17 June 2022.
32. Drakenstein Municipality: Adoption of the Drakenstein Spatial Development Framework. Published in PG 8609 NN 22317 dated 10 June 2022.

#### **LIMPOPO PROVINCE**

33. Municipal Systems Act 32 of 2000: Molemole Local Municipality Spatial Planning and Land Use Management By-law, 2020. Published in PG 3278 NN 247 dated 10 June 2022.

#### **FREE STATE PROVINCE**

34. Moqhaka Local Municipality: Publication of Municipal Land Use Planning Amendment By-law. Published in PG 28 NN 20 dated 24 June 2022.

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

#### **MPUMALANGA PROVINCE**

35. Spatial Planning and Land Use Management Act 16 of 2013. Public notice calling for inspection of Draft Bushbuckridge Local Municipality Land Use Scheme. Members of the public are invited to submit written comments within 60 days from the date of publication. Published in PG 3384 NN 172 dated 3 June 2022.

#### **GAUTENG PROVINCE**

36. Gauteng Rationalisation of Local Government Affairs Act 10 of 1998: City of Ekurhuleni: Draft Informal Settlements Management and Land Invasion By-law. Members of the public are invited to submit written comments from 22 June 2022 to 29 July 2022. Published in PG 245 NN 1055 dated 22 June 2022.

#### **EASTERN CAPE PROVINCE**

37. Engcobo Local Municipality Draft: Refuse Removal and Littering By-laws. Published in PG 4761 NN 311 dated 20 June 2022.

#### **LIMPOPO PROVINCE**

38. Municipal System Act 32 of 2000: Local Government: Draft to the Polokwane Integrated Land Use Scheme, 2022. Members of the public are invited to submit written comments within 60 days from the date of first publication of this notice. Published in PG 3289 NN 385 dated 24 June 2022.

#### **WESTERN CAPE PROVINCE**

39. Prince Albert Municipality: Draft Zoning Scheme By-law. Members of the public are invited to submit written comments within 30 days of this publication. Published in PG 8515 dated 17 June 2022.

#### **FREE STATE PROVINCE**

40. Fezile Dabi District Municipality: The Draft of the District Spatial Development Framework 2022/2023. Members of the public are invited to submit written comments within 60 days from the date of publication of this notice. Published in PG 24 NN 25 dated 15 June 2022.

## PART TWO: PARLIAMENTARY MONITORING

This information was accessed through the Parliamentary Monitoring Group at [www.pmg.org.za](http://www.pmg.org.za)

### BILLS BEFORE PARLIAMENT (AS OF 30 JUNE 2022)

1. Climate Change Bill (B9-2022).
2. Agricultural Product Standards Amendment Bill (B15 – 2021).
3. Animals Protection Amendment Bill (B1 – 2021).
4. Cannabis for Private Purposes Bill (B19 – 2020).
5. Compensation for Occupational Injuries and Disease Amendment Bill (B21 – 2020).
6. Economic Regulation of Transport Bill (B1 – 2020).
7. Gas Amendment Bill (B9 – 2021).
8. Independent Electricity Management Operator Bill (B14 – 2019).
9. Marine Oil Pollution (Preparedness, Response and Cooperation) Bill
10. Marine Pollution (Prevention of Pollution from Ships) Amendment Bill (B5- 2022)
11. National Health Insurance Bill (B11 – 2019).
12. National Land Transport Amendment Bill (B7 – 2016).
13. National Road Traffic Amendment Bill (B7 – 2020).
14. National Veld and Forest Fire Amendment Bill (B24 – 2021)
15. Preservation and Development of Agricultural Land Bill (B8 – 2021).
16. Railway Safety Bill (B7 – 2021).
17. Upstream Petroleum Resources Development Bill (B13 – 2021).

### BILLS BEFORE THE PRESIDENT (AS OF 30 JUNE 2022)

1. Employment Equity Amendment Bill (B14 – 2020).
2. Local Government: Municipal Systems Amendment Bill (B2 – 2019).

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