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MAY 2024 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 Water Act 36 of 1998 (NWA)

1. Mzimvubu-Tsitsikama Water Management Area (WMA 7) in the Eastern Cape Province: Limiting the Use of Water in terms of section 6 of schedule 3 of the NWA; for Urban, Agricultural and Industrial (including mining) Purposes. Published in GG 50645 NN 4800 dated 10 May 2024.
2. Amendments and Extension of the Area of Operation of Vaalharts Water User Association to Include the Vaalharts Weir in terms of section 92(1)(b) of the NWA. Published in GG 50687 NN 4882 dated 24 May 2024.
3. Revised Norms and Standards in Respect of Tariffs for Water Services in terms of Section 10 (1) of the NWA. Published in GG 50716 NN 4524 dated 27 May 2024.

Disaster Management Act 57 of 2002 (DMA)

4. Classification of a Local Disaster in terms of section 23 of the DMA: Impact of Severe Weather in:
 - a. KwaZulu-Natal. Published in GG 50714 NN 4890 dated 27 May 2024.
 - b. Free State. Published in GG 50715 NN 4891 dated 27 May 2024.

National Environmental Management: Protected Areas Act 57 of 2003

5. Amendments to certain Regulations Governing Various Marine Protected Areas. Published in GG 50617 NN 4786 dated 3 May 2024.

Hazardous Substances Act 15 of 1973

6. Declaration of Lead in Paint as a Group II Hazardous Substance. Published in GG 50665 NN 4831 dated 17 May 2024.
7. Regulations Relating to Lead in Paint or Coating Materials. Published in GG 50665 NN 4832 dated 17 May 2024.

Mineral and Petroleum Resources Development Act 28 of 2002

8. Publication of the Amendments to the Mineral and Petroleum Resources Development regulations 75 and 76 for Implementation. Published in GG 50623 NN 4789 dated 7 May 2024.

SECTION B: SAFETY AND HEALTH (NATIONAL)

Occupational Diseases in Mines and Works Act 78 of 1973

9. Adjustment of Levies Paid by Controlled Mines and Works. Published in GG 50656 NN 4823 dated 15 May 2024.
10. Amendment of Amounts to Increase Benefits. Published in GG 50722 NN 4894 dated 28 May 2024.
11. Declaration of Controlled Mines and Risk Work: Tawana; Kalahari and Booyendal. Published in GG 50722 NN 4893 dated 28 May 2024.

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

United Nations Framework Convention on Climate Change, 1992

12. Draft 9th National Greenhouse Gas Inventory Report for the Republic of South Africa. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in GG 50607 NN 4772 dated 2 May 2024.

National Environmental Management: Air Quality Act 39 of 2004

13. Consultation on Proposed Regulations for Implementing and Enforcing Priority Area Air Quality Management Plans. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 50646 NN 4817 dated 10 May 2024 and GG 50668 NN 4843 dated 17 May 2024.

National Environmental Management: Biodiversity Act 10 of 2004 (NEM:BA)

14. Publication of the Draft National Environmental Management: Biodiversity Bill. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 50706 NN 4887 dated 24 May 2024.

National Water Act 36 of 1998 (NWA)

15. Proposed Reserve Determination of Water Resources for the F60 and G30 Catchments in the Berg-Olifants Water Management Area. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 50645 NN 4801 dated 10 May 2024.

Standards Act 8 of 2008

16. Drafts for comment: 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 50739 NN 4898 dated 31 May 2024.

Compensation for Occupational Injuries and Diseases Act 130 of 1993 (COIDA)

17. Draft Regulations for public comments. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in GG 50646 NN 4813 dated 10 May 2024 and GG 50668 NN 4836 dated 17 May 2024.

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

18. Nature Conservation Ordinance 12 of 1983, as amended: Open Season: Ordinary Game
Published in PG 155 NN 445 dated 30 April 2024.
19. City of Tshwane Land Use Management By-law, 2016: Notice of the Tshwane Land Use Scheme,
2024. Published in PG 168 NN 652 dated 8 May 2024.

KwaZulu Natal Province

20. KwaZulu-Natal Amafa and Research Institute Act 5 of 2018: Notice of Intention to List as Heritage
Landmarks: The Gravesites of Alzina Zondi; Anton Muziwakhe Lembede; and Jabulile Florence.
Published in PG 2680 NN 100 dated 2 May 2024.
21. Newcastle Municipality:
- a. Nuisances and Prohibited Behavior in Public Places By-law of 2022. Published in PG 2683
NN 414 dated 9 May 2024.
 - b. Unlawful Occupation of Land and / or Buildings By-law of 2022. Published in PG 2683 NN
415 dated 9 May 2024.

Free State Province

22. Setsoto Local Municipality Connection of Embedded Generation to a Municipal Distribution
System: Electricity Supply By-law. Published in PG 9 NN 7 dated 3 May 2024.

Mpumalanga Province

23. Spatial Planning and Land Use Management Act 16 of 2013: Adoption of the:
- a. Barberton Local Spatial Development Framework, 2023 for the City of Mbombela. Published in PG 3673 NN 277 dated 24 May 2024.
 - b. Kabokweni Local Spatial Development Framework, 2023 for the City of Mbombela. Published in PG 3673 NN 278 dated 24 May 2024.
24. Municipal System Act 32 of 2000: Municipal Health Services By-laws, 2024. Published in PG 3673 NN 464 dated 24 May 2024.

Western Cape Province

25. Heritage Western Cape: Provisional Protection of Archaeological and Palaeontological Sites. Published in PG 8923 dated 17 May 2024.

Limpopo Province

26. National Environmental Management: Protected Areas Act 57 of 2003: As amended Declaration of Properties as Selati Game Reserve in terms of NEM:PAA. Published in PG 3528 NN 555 dated 10 May 2024.

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

KwaZulu Natal Province

27. Spatial Planning and Land Use Management Act 16 of 2013: Notice for Jozini Spatial Development Framework Annual Review. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 2688 NN 420 dated 23 May 2024.
28. National Environmental Management: Protected Areas Act 57 of 2003 (NEM:PAA): Consultation process in terms of section 33(1) of the NEM:PAA. Notice of intention to declare the Kilburn Nature Reserve. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 2688 NN 707 dated 23 May 2024.

Limpopo Province

29. National Heritage Resource Act 25 of 1999 and National Health Act 61 of 2003: Notice: Relocation of Human Remains. Members of the public are invited to submit their written comments on or before 3 June 2024. Published in PG 3536 NN 559 dated 24 May 2024.

Eastern Cape Province

30. National Environmental Management: Protected Areas Act 57 of 2003 (NEM:PAA): Consultation process in terms of Section 33 of NEM:PAA: Notice of intention to declare Properties as Protected Areas. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 5110 NN 1099 dated 27 May 2024.

Western Cape Province

30. National Environmental Management: Protected Areas Act 57 of 2003: Notice of Intention to Declare Fynbosstrand Nature Reserve. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in PG 8923 NN 54 dated 17 May 2024.
31. National Environmental Management: Integrated Coastal Management Act 24 of 2008: Draft Garden Route District Coastal Management Programme, 2023/2024. Members of the public are invited to submit their written comments on or before 30 June 2024. Published in PG 8925 NN 56 dated 24 May 2024.

32. Western Cape Biodiversity Act 6 of 2021: Draft Biodiversity Spatial Plan. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 9827 NN 62 dated 31 May 2024.

PART TWO: PARLIAMENTARY MONITORING

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

BILLS BEFORE THE PRESIDENT (AS OF 31 MAY 2024)

1. Climate Change Bill (B9-2022).
2. Agricultural Product Standards Amendment Bill (B15 – 2021).
3. Economic Regulation of Transport Bill (B1 – 2020).
4. Expropriation Bill (B23-2020).
5. Marine Pollution (Prevention of Pollution from Ships) Amendment Bill (B5- 2022)
6. National Land Transport Amendment Bill (B7 – 2016).
7. National Nuclear Regulator Amendment Bill (B25 – 2023)
8. National Road Traffic Amendment Bill (B7 – 2020).
9. Preservation and Development of Agricultural Land Bill (B8 – 2021).
10. Railway Safety Bill (B7 – 2021).
11. Upstream Petroleum Resources Development Bill (B13 – 2021).
12. South African National Water Resources Infrastructure Agency SOC Limited Bill (B24 – 2023)

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