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JULY 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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PART TWO: PARLIAMENTARY MONITORING

SECTION A: ENVIRONMENTAL (NATIONAL)

Climate Change Act 22 of 2024

1. Assented to by the President. Commencement date to be proclaimed. Published in GG 50966 NN 5050 dated 23 July 2024.

National Environmental Management: Waste Act 59 of 2008 (NEM:WA)

2. Establishment of the Industry Advisory Committee in terms of the Waste Tyre Regulations, 2017. Published in GG 50976 NN 5063 dated 25 July 2024.

Disaster Management Act 57 of 2002 (DMA)

3. Classification of a Provincial Disaster in terms of section 23 of the DMA: Impact of Severe Weather in the Western Cape. Published in GG 50944 NN 5045 dated 18 July 2024.

Animal Diseases Act 35 of 1984

4. Control Measures Relating to Foot and Mouth Disease. Published in GG 50977 NN 5064 dated 26 July 2024.

National Nuclear Regulator Act 47 of 1999 (NNRA)

5. Notice in terms of section 28 of the NNRA. Published in GG 50971 NN 2639 dated 19 July 2024.

Gas Regulator Levies Act 75 of 2002

6. Levy and Interest Payable on Piped-Gas Industry; and Payable on Petroleum Pipelines Industry. Published in GG 50979 NN 5065 dated 26 July 2024.

Merchant Shipping (International Oil Pollution Compensation Fund) Contributions Act 36 of 2013 (MSAIOPCFAC)

7. Determination of Rate of Levy for 2022 Tax Period Payment Date in terms of section 3 of the MSAIOPCFAC. Published in GG 50995 NN 5085 dated 1 August 2024.

South African Maritime Safety Authority Act 5 of 1998

8. Determination of Charges. Published in GG 50969 NN 5056 dated 19 July 2024.
9. Determination of Levies. Published in GG 50969 NN 5057 dated 19 July 2024.

SECTION B: SAFETY AND HEALTH (NATIONAL)

Occupational Health and Safety Act 85 of 1993

10. As amended Asbestos Abatement Regulations, 2020. Published in GG 50930 NN 5042 dated 12 July 2024.
11. Explosives Regulations, 2024: Radio Frequency Device Guidelines. Published in GG 50960 NN 5048 dated 27 July 2024.

Compensation for Occupational Injuries and Diseases Act 130 of 1993

12. As Amended: Amendment of Schedule 4: Manner of Calculating Compensation. Published in GG 50909 NN 2616 dated 5 July 2024.

South African Civil Aviation Authority Levies Act 41 of 1998 (SACAALA)

13. Amendment of Determination Made by South African Civil Aviation Authority in terms of the SACAALA. Published in GG 50909 NN 2616 dated 5 July 2024.

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

National Environmental Management: Air Quality Act (39/2004)

14. Consultation on the Draft Second-Generation Highveld Priority Area Air Quality Management Plan. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in GG 50985 NN 5067 dated 26 July 2024.

International Maritime Centre in Africa by 2030

15. Another CMTIP Inspired Initiative: Invitation to Participate: In the Maritime Policy Stakeholders Consultation Meeting. Members of the public are invited to submit their written comments not later than the 16 August 2024. Published in GG 50947 NN 2628 dated 19 July 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 50984 NN 2645 dated 29 July 2024.

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

Gauteng Province

17. Local Government Systems Act 32 of 2000: Mogale City Local Municipality: By-laws for the Control of Signs and Advertising Hoarding (2024). Published in PG 235 NN 888 dated 3 July 2024 and PG 253 NN 941 dated 17 July 2024.

18. Gauteng Rationalisation of Local Government Affairs Act 10 of 1998: City of Tshwane By-law for the Control of Outdoor Advertising. Published in PG 235 NN 872 dated 3 July 2024.

KwaZulu Natal Province

19. Electricity Regulation Act 4 of 2006: Connection of Embedded Generation to a Municipal Distribution System: Electricity Supply By-law. Published in PG 2710 NN 479 dated 4 July 2024.

20. National Environmental Management: Protected Areas Act 57 of 2003 (NEMPAA): Declaration of the Widenham Wetland Protected Environment in terms of section 28(1) of NEMPAA. Published in PG 2707 NN 733 dated 27 June 2024.

21. Spatial Planning and Land Use Management Act 16 of 2013: uThukela District Municipality - Spatial Development Framework, 2024/2029. Published in PG 2707 NN 470 dated 27 June 2024.

22. Spatial Planning and Land Use Management Act 16 of 2013: eThekweni Municipality: Municipal Spatial Development Framework Review 2024-2025. Published in PG 2718 NN 489 dated 25 July 2024.

23. Municipal Systems Act 32 of 2000: Umngeni Municipality: Outdoor Advertising By-law. Published in PG 2716 NN 753 dated 18 July 2024.

Mpumalanga Province

24. Bushbuckridge Local Municipality: Advertising Signs and Hoardings By-law. Published in PG 3684 NN 412 dated 21 June 2024.

25. Mpumalanga Nature Conservation Act 10 of 1998 (MNCA): Amendment of the Description of the Timbavati Private Nature Reserve and the Withdrawal of Properties from the Timbavati Private Nature Reserve in Terms of the MNCA. Published in PG 3696 NN 479 dated 26 June 2024.

26. National Environmental Management: Protected Areas Act 57 of 2003: As amended Declaration of the:

- a. Ukuthanda Ukukhanya Protected Environment in Terms of NEM:PAA. Published in PG 3696 NN 480 dated 26 June 2024.

- b. Bambanani Protected Environment in terms of the NEM:PAA. Published in PG 3696 NN 481 dated 26 June 2024.

Western Cape Province

- 27. Disaster Management Act 57 of 2002: Declaration of Provincial State of Disaster. Published in PG 8957 NN 77 dated 19 July 2024.
- 28. Municipal Systems Act 32 of 2000: Overstrand Local Municipality: Amendment By-law relating to the Keeping of Dogs and Cats, 2024. PG 8955 NN 24455 dated 12 July 2024.

Eastern Cape Province

- 29. National Environmental Management: Waste Act 59 of 2008: King Sabata Dalindyebo Local Municipality:
 - a. Medical Waste Management By-laws. Published in PG 5135 NN 936 dated 8 July 2024
 - b. Integrated Coastal Management and Management of Beaches By-law, 2023-2024. Published in PG 5135 NN 941 dated 8 July 2024.
 - c. Recreational Water Use By-law. Published in PG 5135 NN 938 dated 8 July 2024.
- 30. Animal Diseases Act 35 of 1984: Impoundment of Animals By-law, 2023/2024. Published in PG 5135 NN 942 dated 8 July 2024.
- 31. Local Government: Municipal Systems Act 32 of 2000: King Sabata Dalindyebo Local Municipality:
 - a. Keeping of Animals By-laws, 2022-2023. Published in PG 5135 NN 935 dated 8 July 2024.
 - b. Coastal Management By-law, 2022. Published in PG 5135 NN 941 dated 8 July 2024.

Limpopo Province

- 32. Local Government: Municipal Systems Act 32 of 2000: Polokwane Electricity Supply By-Law 2023. Published in PG 3562 NN 889 dated 12 July 2024.

Free State Province

- 33. Free State Provincial Government Disaster Management Framework. Published in PG 37 NN 36 dated 19 July 2024.

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

Eastern Cape Province

- 34. Emalahleni Municipality's Spatial Planning & Land Use Management Act By-law, 2016: Emalahleni Local Municipality Draft Spatial Development Framework. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in GG 5129 NN 1124 dated 1 July 2024.

Free State Province

- 35. Xhariep District Municipality Proposed Amendments Relating to the Standard
 - a. Environmental Health By-law. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in PG 34 NN 28 dated 12 July 2024.
 - b. Dumping and Littering by-law. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in PG 34 NN 27 dated 12 July 2024.
 - c. Air Quality Management by-law. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in PG 34 NN 26 dated 12 July 2024.

Northern Cape Province

36. National Environmental Management: Protected Areas Act 57 of 2003: Notice of Intention to Declare Properties as Nature Reserves. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in PG 2696 NN 588 dated 1 July 2024 and GG 2700 NN 592 dated 15 July 2024.

Mpumalanga Province

37. National Environmental Management: Protected Areas Act 57 of 2003: Intention to declare a Nature Reserve:

- a. Santa 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 3696 NN 477 dated 26 July 2024.
- b. Tim Tilden-Davis 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 3696 NN 478 dated 26 July 2024.

PART TWO: PARLIAMENTARY MONITORING

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

BILLS BEFORE PARLIAMENT (AS OF 31 JULY 2024)

1. Marine Oil Pollution (Preparedness, Response and Cooperation) Bill (B10-2022)
2. Merchant Shipping Bill (B12-2023)

BILLS BEFORE THE PRESIDENT (AS OF 31 JULY 2024)

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

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