

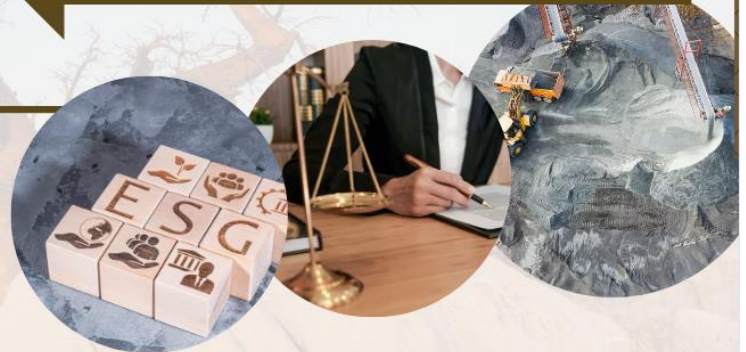
**IMBEWU**

Sustainability Legal Specialists (Pty) Ltd

**FACILITATING LEGAL COMPLIANCE**

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## SEPTEMBER 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. Transformation of Hartebeespoort Irrigation Board into Hartebeespoort Water User Association in Terms of the NWA. Published in GG 51171 NN 5186 dated 6 September 2024.
2. Vaal Orange Catchment Management Agency. Published in GG 5120 NN 5200 dated 13 September 2024.
3. Prohibiting and Limiting Use of Water from Ash and Liebensbergsvlei for Agricultural Purposes. Published in GG 51271 NN 5223 dated 20 September 2024.

### **National Environmental Management Act 107 of 1998**

4. Adoption of the KwaZulu-Natal Provincial Watercourse Infrastructure Standard and Associated Activities Excluded from the Requirement to Obtain an Environmental Authorisation. Published in GG 51243 NN 5208 dated 13 September 2024.

### **Electricity Regulation Act 34 of 2006 (ERA)**

5. Withdrawal of Determination under section 34 (1) of ERA. Published in GG 51196 NN 5189 dated 6 September 2024.

### **Hazardous Substances Act 15 of 1973**

6. Declaration of Lead in Paint as a Group II Hazardous Substance. Published in GG 51196 NN 5189 dated 6 September 2024.

### **National Heritage Resources Act 25 of 1999 (NHRA)**

7. Declaration of the Thulamela Archaeological Site situated in the Kruger National Park, Limpopo as a National Heritage Site. Published in GG 51205 NN 5192 dated 13 September 2024.

### **National Environmental Management: Integrated Coastal Management Act 24 of 2008 (NEM:ICMA)**

8. Establishment of the National Coastal Committee in terms of section 35 (1) of the NEM:ICMA. Published in GG 51205 NN 5194 dated 13 September 2024.

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### **Medicines and Related Substances Act 101 of 1965**

10. Promulgation of Schedules of Various Substances Subject to Particular Conditions and Inclusion of New Chemical Entities. Published in GG 51171 NN 5181 dated 6 September 2024.

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

### **National Environmental Management Act 107 of 1998 (NEMA)**

11. Consultation on Proposed Adoption of Sandveld Environmental Management Framework Standard. Members of the public are invited to submit their written comments within 14 days of publication of the publication of this notice. Published in GG 51242 NN 5207 dated 13 September 2024.
12. Notice of Intention to Adopt the Generic Environmental Management Programme for the Kruger National Park as an Environmental Management Instrument for the Purpose of Excluding Identified Activities. Members of the public are invited to submit their written comments within 30

days of publication of the publication of this notice. Published in GG 5130 NN 5234 dated 27 September 2024.

#### **United Nations Framework Convention on Climate Change**

13. Draft 4th National Communication to the United Nations Framework Convention on Climate Change. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in GG 51171 NN 2710 dated 6 September 2024.

#### **Aeronautical and Maritime Search and Rescue Bill, 2024**

14. Publication of the Bill. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in GG 51171 NN 2716 dated 6 September 2024.

#### **Occupational Diseases in Mines and Works Act 78 of 1973**

15. Risk Determination. Members of the public are invited to submit their written comments within 3 months of the date of publication of this notice. Published in GG 51271 NN 5180 dated 6 September 2024.

#### **Medicines and Related Substances Act 101 of 1965 (MRSA)**

16. Proposed General Regulations Made in terms of the MRSA. Members of the public are invited to submit their written comments on or before 30 September 2024. Published in GG 51171 NN 3853 dated 8 August 2024.

#### **Standards Act 8 of 2008**

17. 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 51171 NN 2715 dated 6 September 2024.

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

#### **KwaZulu Natal Province**

18. Jozini Municipality: Outdoor Advertising By-law, 2024. Published in PG 2733 NN 505 dated 12 September 2024.
19. Newcastle Local Municipality: By-law relating to the Keeping of Animals. Published in PG 2737 NN 506 dated 23 September 2024.

#### **Western Cape Province**

20. Notice of intention to adopt the proposed Theewaterskloof Municipality Problem Property By-law, 2022. Published in PG 8975 dated 5 September 2024.
21. Heritage Western Cape:
- a. Formal Protection of Archaeological Sites, Landscape, Natural Features of Cultural Significance, Structures and Unmarked Burials, Situated in Green Point. Published in PG 8982 dated 20 September 2024.
  - b. Exemption of the following Geographical Areas:
    - i. Atlantis Exemption Area. Published in PG 8982 dated 20 September 2024.
    - ii. Flamingo Exemption Area. Published in PG 8982 dated 20 September 2024.
    - iii. Kuils River Exemption Area. Published in PG 8982 dated 20 September 2024.
    - iv. Ottery Exemption Area. Published in PG 8982 dated 20 September 2024.
    - v. Voortrekker Exemption Area. Published in PG 8982 dated 20 September 2024.

### **Limpopo Province**

22. Local Government Municipal Systems Act 32 of 2000: Waterberg District Municipality: Air Quality Management By-laws. Published in PG 3589 NN 950 dated 27 September 2024.

### **Gauteng Province**

23. Spatial Planning and Land Use Management Act 16 of 2013: Emfuleni Spatial Development Framework Vision 2035. Published in PG 330 NN 3 dated 4 September 2024.

24. Municipal Systems Act 32 of 2000: Midvaal Local Municipality: Emergency Services By-law. Published in PG 337 NN 1225 dated 11 September 2024.

### **Northern Cape Province**

25. Spatial Planning and Land Use Management Act 16 of 2013: Review of the Spatial Development Framework for the Emthanjeni Local Municipality: Municipal Notice Number: 15/4/1/9/4. Published in PG 2719 NN 231 dated 23 September 2024.

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

### **Free State Province**

26. Compilation of the Spatial Development Framework of Mantsopa Local Municipality in terms of The Spatial Planning and Land Use Management Act 16 of 2013. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in PG 55 NN 65 dated 6 September 2024.

### **Eastern Cape Province**

27. National Environmental Management: Integrated Coastal Management Amendment Act 24 of 2008: As amended, Review of the Buffalo City Metropolitan Municipality Coastal Management Programme 2024-2029. Members of the public are invited to submit their written comments within 30 days of the publication of this notice. Published in GG 5274 NN 24 dated 9 September 2024.

### **Mpumalanga Province**

28. Mpumalanga Nature Conservation Act 10 of 1998 (MNCA): Amendment of the Description of a Nature Reserve and the Withdrawal of Properties from a Nature Reserve in Terms of the MNCA. Members of the public are invited to submit their written comments within 60 days of the publication of this notice. Published in PG 3708 NN 500 dated 13 September 2024.

29. National Environmental Management Act 107 of 1998: Proposed Application for Environmental Authorisation: Daggafort and Ntabande Wind Energy Facilities and Associated Grid Infrastructure & Infrastructure & Daggakraal Main Transmission Substation and Associated 400 KV Powerlines. Members of the public are invited to submit their written comments. Published in PG 3708 NN 503 dated 13 September 2024.

### **Western Cape Province**

30. Western Cape Nature Conservation Board trading as CapeNature: Proposed Construction of a Floating Jetty below the High-Water Mark of the Breede River. Members of the public are invited to submit their written on or before 23 September 2024. Published in PG 8980 NN 97 dated 23 August 2024.

31. Drakenstein Municipality: Intention to Amend the Drakenstein Spatial Development Framework. Members of the public are invited to submit their written comments by 18 October 2024. Published in PG 8982 dated 20 September 2024.

32. Hessequa Municipality: Municipal Draft Spatial Development Framework. Members of the public are invited to submit their written comments on or before 20 November 2024. Published in PG 8982 dated 20 September 2024.

### **KwaZulu Natal Province**

33. Mthonjaneni Local Municipality: Draft By-laws relating to the Keeping of Animals, Birds and Poultry and Businesses involving the keeping of Animals, Birds, Poultry or Pets, Waste Management, Pound and Nuisance. Members of the public are invited to submit their written comments within 30 days from the date of the publication of this notice. Published in PG 2737 NN 507 dated 26 September 2024.

### **North West Province**

34. Spatial Planning Land Use Management Act 16 of 2013: Development of the Kgetlengrivier Local Municipality Spatial Development Framework in terms of the SPLUMA. Members of the public are invited to submit their written comments within 60 days from the date of the publication of this notice. Published in PG 8741 NN 904 dated 10 September

## **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 SEPTEMBER 2024)**

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

### **BILLS BEFORE THE PRESIDENT (AS OF 30 SEPTEMBER 2024)**

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

**DISCLAIMER: The information contained in IMBEWU's SHE Legislation Update has been obtained from sources believed to be reliable. IMBEWU does not warrant the accuracy, completeness or adequacy of such information.**

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