

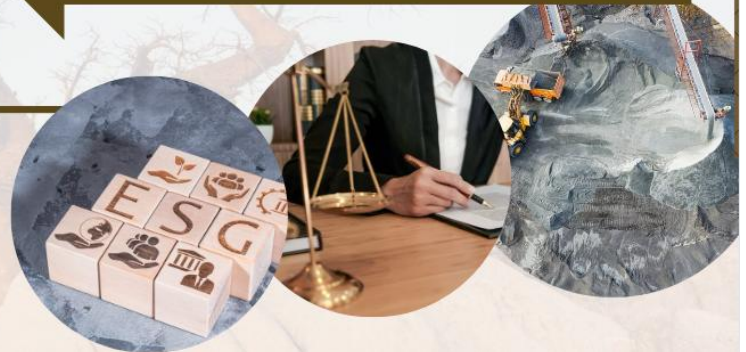
IMBEWU

Sustainability Legal Specialists (Pty) Ltd

FACILITATING LEGAL COMPLIANCE

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- Online SHE Legal Registers
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- Corporate Sustainability & ESG



## JUNE 2025 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)

### **Agricultural Pests Act 36 of 1983 ("APA"):**

1. Notice outlines revised phytosanitary control measures to prevent the introduction and spread of agricultural pests in South Africa. Published in GG 52750 NN 6224 dated 30 May 2025.

### **Electricity Regulation Act 4 of 2006 ("ERA"):**

2. Notice outlines the regulatory framework for net-billing in South Africa, enabling Prosumers to export excess electricity to the grid and receive compensation. Published in GG 52781 NN 6262 dated 30 May 2025.

### **National Energy Regulator of South Africa ("NERSA"):**

3. Notice provides a comprehensive framework for the financial and operational regulation of third-party wheeling (the process by which electricity generated by one party is delivered to another via the existing transmission or distribution network). Published in GG 52781 NN 6263 dated 30 May 2025.
4. Notice outlines how regulated entities in the energy sector must prepare and submit both financial and non-financial information to NERSA. Published in GG 52781 NN 6264 dated 30 May 2025.

### **Electricity Act 41 of 1987 ("EA"):**

5. Notice prescribes a levy of 0.13023 cents per kilowatt-hour (kWh) on all licenced generators of electricity who generate electricity for supply. The regulatory fee is effective from 1 April 2025 until 31 March 2026. Published in GG 52781 NN 6265 dated 30 May 2025.

### **Plant Breeders' Rights Act 12 of 2018 ("PBRA"):**

6. Notice formally declares the effective date for the implementation of the Plant Breeders' Rights Act 12 of 2018, being 1 June 2025. Published in GG 52814 NN 6285 dated 6 June 2025.
7. Notice outlines the detailed regulatory framework for the implementation of the Act. Published in GG 52814 NN 6285 dated 6 June 2025.
8. Notice provides a comprehensive update on plant breeders' rights activities processed between October and December 2024. Published in GG 52883 NN 6324 dated 20 June 2025.
9. Notice provides an outline in respect of new applications for plant breeders' rights, grants, withdrawals, rejections and expirations of rights, as well as changes in ownership, agents, and denominations. Published in GG 52883 NN 6325 dated 20 June 2025.

### **Water Services Act 108 of 1997 ("WSA"):**

10. Notice sets out the updated national standards for water and sanitation services in South Africa. Published in GG 52850 NN 6302 dated 13 June 2025.

### **National Water Act 36 of 1998 ("NWA"):**

11. Notice outlines the classification of water resources and the Resource Quality Objectives (RQOs) for the Usuthu-Mhlathuze catchments within the Inkomati-Usuthu and Pongola-Mtamvuna Water Management Areas. Published in GG 52814 NN 6293 dated 6 June 2025.
12. Notice of amendment pertaining to the Lebalelo Water User Association, now renamed the Badiramongo Water User Association. Published in GG 52814 NN 6294 dated 6 June 2025.
13. Notice announces the transformation of the Buffels River Irrigation Board into the Buffels River Water User Association (WUA). Published in GG 52850 NN 6307 dated 13 June 2025.
14. Notice announces the transformation of the Kingna Irrigation Board into the Kingna Water User Association (WUA). Published in GG 52850 NN 6308 dated 13 June 2025.

15. Notice announces the transformation of the Onseepkans Irrigation Board into the Khai-Ma Water User Association (WUA) in terms of s 98(6) of the NWA. Published in GG 52883 NN 6331 dated 20 June 2025.
16. Notice announces the Reserve Determination for water resources in the F60 and G30 catchments within the Berg-Olifants Water Management Area, in accordance with s 16(1) and (2) of the NWA. Published in GG 52883 NN 6332 dated 20 June 2025.
17. Notice outlines the framework for forming and operating an advisory committee to support the Minister of Water and Sanitation. Published in GG 52914 NN 6374 dated 27 June 2025.

**Spatial Planning and Land Use Management Act 16 of 2013 (“SPLUMA”):**

18. Notice outlines the Vaal River Regional Spatial Development Framework (VRRSDF) in terms of which a strategic, interprovincial spatial development plan for the Vaal River Region, covering parts of Gauteng, Free State, North West, and Mpumalanga. Published in GG 52816 NN 3266 dated 6 June 2025.

**Mineral Resources Development Bill, 2025:**

19. Notice serves as a correction of draft Mineral Resources Development Bill, 2025 originally published in GG 52704 NN 6210 dated 20 May 2025. Published in GG 52842 NN 6298 dated 9 June 2025.

**National Environmental Management: Protected Areas Act 57 of 2003 (“NEM:PAA”):**

20. Notice declares specific land within the Northern Cape Province as part of the Tankwa Karoo National Park. Published in GG 52850 NN 6303 dated 13 June 2025.

**Fertilizer, Farm Feeds, Agricultural Remedies and Stock Remedies Act 36 of 1947 (“FFARSRA”):**

21. Notice announces an application for a derogation concerning the restricted use of a specific agricultural remedy. Published in GG 52853 NN 6311 dated 13 June 2025.

**Animal Diseases Act 35 of 1984 (“ADA”):**

22. Notice outlines control measures for managing the spread of controlled diseases among cloven-hoofed animals (e.g., cattle, sheep, goats) in South Africa. Published in GG 52868 NN 6319 dated 13 June 2025.

**Disaster Management Act 57 of 2002 (“DMA”):**

23. Notice announces the classification of a national disaster due to the impact of severe weather across several provinces in South Africa. Published in GG 52881 NN 6322 dated 18 June 2025.

**National Environmental Management Act 107 of 1998 (“NEMA”):**

24. Notice announces the initiation of an Environmental Authorisation (EA) application process for a major mining-related infrastructure development by Harmony Gold Mining Company Limited. Published in GG 52883 NN 3314 dated 20 June 2025.

**National Heritage Resources Act 25 of 1999 (“NHRA”):**

25. Notice outlines the fees SAHRA will charge for various services related to heritage resource management. Published in GG 52883 NN 6330 dated 20 June 2025.

## SECTION B: SAFETY, HEALTH & OTHER (NATIONAL)

### **Employment Equity Act 55 of 1998 ("EEA"):**

26. Correction notice amends a previous notice published on 23 May 2025 in GG 52712 on page 27 detailing a list of designated employers that have submitted employment equity reports in terms of s 21. Published in GG 52781 NN 6260 dated 30 May 2025.

### **Mine Health and Safety Act 29 of 1996 ("MHSA"):**

27. Notice issues a comprehensive framework for the development and implementation of a mandatory COP to manage road and rail safety risks in mining operations. Published in GG 52781 NN 6266 dated 30 May 2025.
28. Notice issues a comprehensive update to Chapter 8 of the regulations, which has a specific focus towards winding plants, shafts, and winzes. Published in GG 52781 NN 6267 dated 30 May 2025.
29. Notice provides a comprehensive framework for managing organisational change in the mining sector. Published in GG 52283 NN 6328 dated 20 June 2025.
30. Notice provides a comprehensive framework for preventing and managing fire risks in South African mining operations. Published in GG 52283 NN 6329 dated 20 June 2025.

### **Pharmacy Act 53 of 1974 ("PA"):**

31. Board Notice outlines amendments to the minimum standards for pharmacy premises, facilities, and equipment, with a specific focus on reference sources required in dispensaries. Published in GG 52856 NN 794 dated 13 June 2025.

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

### **Draft Comprehensive Civil Aviation Policy:**

32. Notice of extension of commenting period on the Draft Comprehensive Civil Aviation Policy to 11 July 2025. Original notice was published in GG 52726 NN 6220 dated 23 May 2025. Published in GG 52912 NN 3332 dated 27 June 2025.

### **Standards Act 8 of 2008 ("SA"):**

33. Draft 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 52914 NN 3339 dated 27 June 2025.

### **National Environmental Management: Protected Areas Act 57 of 2003 ("NEM:PAA"):**

34. Notice announces that the Minister responsible for Forestry, Fisheries and the Environment, intends to withdraw a portion of land (Erf 7616) from the Camdeboo National Park in the Eastern Cape Province. Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in GG 52914 NN 6374 dated 27 June 2025.

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

### **KwaZulu-Natal Province**

35. The uMlalazi Local Municipality has issued a by-law titled "Cemeteries and Crematoria By-Law, 2025" which outlines the legal framework for the establishment, regulation, and management of cemeteries and crematoria within the municipality. It is enacted under the Local Government: Municipal Systems Act 32 of 2000 and related legislation. Published in PG 2816 NN 593 dated 12 June 2025.

36. The uMzimkhulu Local Municipality has issued a by-law titled "Fire Prevention By-laws, 2025" which provides a comprehensive legal framework for fire safety, prevention, and emergency response within the municipality. These by-laws are enacted under the Local Government: Municipal Systems Act 32 of 2000, and related legislation. Published in PG 2816 NN 600 dated 12 June 2025.

### **Limpopo Province**

37. The Mopani District Municipality has issued a by-law titled "Mopani District Municipality Waste Management By-Laws, 2022" which provides a comprehensive legal framework for managing waste within the municipality. These by-laws are enacted under the Local Government: Municipal Systems Act 32 of 2000, and related legislation. Published in PG 3687 NN 1120 dated 13 June 2025.
38. The Mopani District Municipality has issued a by-law titled "Mopani District Municipality: Air Quality Management By-Law, 2022" which establishes a legal framework to regulate and manage air quality within the municipality's jurisdiction. These by-laws are enacted under the Local Government: Municipal Systems Act 32 of 2000, and related legislation. Published in PG 3687 NN 1121 dated 13 June 2025.
39. The Limpopo department of Economic Development, Environment and Tourism announces the formal declaration of Malachite Private Nature Reserve. Published in PG 3695 NN 1092 dated 27 June 2025.

### **North West**

40. Notice of Proclamation issued under the Disaster Management Act 57 of 2002, declaring a provincial state of disaster in the North West Province due to flood-related damages. Published in PG 8851 NN 152 dated 2 June 2025.

### **Northern Cape**

41. The Northern Cape Department of Agriculture, Environmental Affairs, Rural Development and Land Reform has officially declared three areas as Nature Reserves under the National Environmental Management: Protected Areas Act 57 of 2003. Published in PG 2783 NN 744 dated 9 June 2025.
42. The Northern Cape Department of Agriculture, Environmental Affairs, Rural Development and Land Reform has officially declared the expansion of the Gamsberg Nature Reserve as a Nature Reserve under the National Environmental Management: Protected Areas Act 57 of 2003. Published in PG 2783 NN 745 dated 9 June 2025.
43. Notice announces the adoption of the Spatial Development Framework (SDF) 2022-2027 by the Sol Plaatje Municipality in accordance with s 20(1) of the Spatial Planning and Land Use Management Act 16 of 2013, and s 28(1) of the Local Government: Municipal Systems Act 32 of 2000. Published in PG 2786 NN 260 dated 23 June 2025.
44. Notice announces the formal declaration of several properties as part of the Tswalu Kalahari Nature reserve in the Northern Cape Province. Published in PG 2787 NN 771 dated 30 June 2025.

### **Western Cape Province**

45. The Cederberg Municipality Air Quality Management By-Law establishes a comprehensive legal framework for managing air quality and controlling air pollution within the municipality. Published in PG 9084 dated 9 June 2025.
46. The Provincial Minister of Local Government responsible for Environmental Affairs and Development Planning in the Western Cape adopted the 2025 Western Cape Protected Areas Expansion Strategy which outlines the province's approach to expanding protected areas, conserving biodiversity and supporting sustainable land use and ecological resilience. Published in PG 9086 NN 69 dated 13 June 2025.

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

### **Eastern Cape Province**

47. The Eastern Cape Province is conducting a review of its Provincial Spatial Development Framework and is inviting Interested and Affected Parties (I&APs) to register to receive updates on the review process by no later than 8 September 2025. Published in PG 5429 NN 1229 dated 16 June 2025.
48. Notice announces intention to undertake a Basic Assessment Process in application of the Environmental Authorisation for the construction of the proposed paving of roads in Mzomhle Township – Tsomo which includes a culvert bridge. Interested and Affected Parties (I&APs) are invited to register to receive updates on the review process. Published in PG 5439 NN 182 dated 30 June 2025.

### **Free State Province**

49. The Metsimaholo Local Municipality is conducting a review of its Spatial Development Framework and is inviting public input on the draft amended MSDf. Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in PG 22 NN 49 dated 3 June 2025.

### **Gauteng Province**

50. The City of Johannesburg has issued two key public notices inviting public comment on two proposed by-law amendments. The municipality intends to update the Waste Management By-Law to align with legislative requirements and improve implementation, as well as adopt a standardised framework to support township economic development. Published in PG 211 NN 628 dated 13 June 2025.

### **Limpopo Province**

51. The Bela-Bela Local Municipality is conducting a review and amendment of its 2018 Spatial Development Framework (SDF). Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in PG 3682 NN 1066 dated 6 June 2025.
52. The Thulamela Local Municipality is conducting a review of its Spatial Development Framework (SDF). Members of the public are invited to submit comments. Published in PG 3682 NN 1072 dated 6 June 2025.

### **Western Cape Province**

53. The Provincial Minister of Local Government responsible for Environmental Affairs and Development Planning in the Western Cape intends to declare a new nature reserve named Oranjevelei Nature Reserve. Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in PG 9078 NN 65 dated 6 June 2025.
54. Notice announces intention to declare additional areas as part of the existing Grootbos Private Nature Reserve under the National Environmental Management: Protected Areas Act 57 of 2003. Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in PG 9089 NN 74 dated 20 June 2025.
55. Notice announces an application for land development approval in respect of a phased mixed-use developed located in Stellenbosch, Western Cape. Interested and Affected Parties (I&APs) are invited to register to view the application and submit comments by no later than 8 August 2025. Published in PG 9095 dated 27 June 2025.
56. Notice announces intention to declare additional areas as part of the existing Anysberg Provincial Nature Reserve under the National Environmental Management: Protected Areas Act

57 of 2003. Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in PG 9095 NN 76 dated 27 June 2025.

57. The Provincial Minister of Local Government responsible for Environmental Affairs and Development Planning in the Western Cape intends to declare a new nature reserve named Puntjie Nature Reserve. Members of the public are invited to submit comments within 60 days from the publication of this notice. Published in PG 9095 NN 77 dated 27 June 2025.

## **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 THE NATIONAL ASSEMBLY (AS OF 30 JUNE 2025)**

1. South African National Water Resources Infrastructure Agency SOC Limited Amendment Bill (B13-2025)
2. Performing Animals Protection Amendment Bill (B12-2025).
3. Local Government: Municipal Structures Second Amendment Bill (B9-2025).
4. Local Government: Municipal Structures Amendment Bill (B2-2025).
5. Constitution Nineteenth Amendment Bill (B1-2025).
6. Constitution Twenty-First Amendment Bill (PMB) (B22-2024)
7. Constitution Twentieth Amendment Bill (B20-2023).
8. Merchant Shipping Bill (B12-2023)
9. Prevention of Illegal Eviction from and Unlawful Occupation of Land Amendment Bill (B6-2023)

### **BILLS BEFORE THE NATIONAL COUNCIL OF PROVINCES (AS OF 30 JUNE 2025)**

1. Independent Municipal Demarcation Authority Bill (B14-2022).
2. Marine Oil Pollution (Preparedness, Response and Cooperation) Bill (B10-2022).

### **BILLS BEFORE THE PRESIDENT (AS OF 30 JUNE 2025)**

There are currently no bills before the President.

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