

NEWSLETTER ENV-7-2023

1 July 2023 – 31 July 2023

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PROCLAMATIONS:

NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998

EXTENSION OF THE PERIOD FOR ESTABLISHMENT OF THE NATIONAL ENVIRONMENTAL CONSULTATIVE AND ADVISORY FORUM

The Minister of Forestry, Fisheries and the Environment established the National Environmental Consultative and Advisory Forum into section 3A of the Act, on 18 August 2022. The Minister extended the period for establishment of the Forum by a further period of 12 months from 18 August 2023 to 17 August 2024. Published under Proclamation 126, Government Gazette 48921 of 7 July 2023.

REGULATIONS:

WATER SERVICES ACT 108 OF 1997

REGULATIONS RELATING TO COMPULSORY NATIONAL STANDARDS FOR PROCESS CONTROLLER AND WATER SERVICES WORKS

The Minister of Water and Sanitation made the abovementioned Regulations, which were published under Government Notice 3630, Government Gazette 48865 of 30 June 2023.

NOTICES:**WATER ACT 54 OF 1956***REGULATIONS IN TERMS OF SECTION 26 READ IN CONJUNCTION WITH SECTION 12A OF THE WATER ACT, 1956, FOR THE ERECTION, ENLARGEMENT, OPERATION AND REGISTRATION OF WATER CARE WORKS – REPEAL*

The Minister of Water and Sanitation repealed the abovementioned Regulations, as promulgated on 27 December 1958 under GN 2834. The repeal of the Regulations came into effect on the date of publication of the Notice in the Government Gazette.

Published under Government Notice 3630, Government Gazette 48865 of 30 June 2023.

NATIONAL ENVIRONMENTAL MANAGEMENT ACT 107 OF 1998*AMENDMENT TO THE PROTOCOLS FOR THE SPECIALIST ASSESSMENT AND MINIMUM REPORT CONTENT REQUIREMENTS FOR ENVIRONMENTAL IMPACTS ON TERRESTRIAL ANIMAL AND PLANT SPECIES IN TERMS OF SECTIONS 24(5)(a) AND (h) OF THE ACT*

The Minister of Forestry, Fisheries and the Environment amended the abovementioned protocols. This amendment would allow the protocols to apply to all animal and plant species and not just terrestrial animal and plant species. The amendments are necessary to allow for the protocols to apply to freshwater species, since many of these species are threatened.

Published under Government Notice 3717, Government Gazette 49028 of 28 July 2023.

CONSULTATION ON THE INTENTION TO AMEND CERTAIN REQUIREMENTS FOR AN APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR A RENEWABLE ENERGY FACILITY OR FOR THE REQUEST FOR REGISTRATION OF AN EXCLUSION FROM THE REQUIREMENT TO OBTAIN AN ENVIRONMENTAL AUTHORISATION

The Minister of Forestry, Fisheries and the Environment intends to require that a letter of consent from Eskom Holdings Ltd. or its successor be submitted with an application for environmental authorisation or with a request for registration of an exclusion from the requirement to obtain an environmental authorisation for identified activities as set out in the Notice. The amendment of the application procedures is proposed to be made under sections 24(5)(a), 24(5)(b)(i) and 44 of the Act. This procedure is necessary to ensure unrestricted access to main electricity transmission or distribution substations, thereby allowing for the realisation of the full economic potential of the investment made. Members of the public are invited to submit written comments or inputs within 30 days after the publication of the Notice in the Gazette, to the Director-General, Department of Forestry, Fisheries and the Environment

Published under Government Notice 3716, Government Gazette 49028 of 28 July 2023.

PROCEDURES TO BE FOLLOWED FOR THE ASSESSMENT AND MINIMUM CRITERIA FOR REPORTING OF IDENTIFIED ENVIRONMENTAL THEMES IN TERMS OF SECTION 24(5)(a) AND (h) OF THE ACT, WHEN APPLYING FOR ENVIRONMENTAL AUTHORISATION

The Minister of Forestry, Fisheries and the Environment intends to prescribe the protocol for the assessment and minimum report content requirements for determining impacts on Cape Vultures associated with the development of onshore wind energy generation facilities, which require environmental authorisation. The requirements of the protocol will apply from the date of publication, except where the applicant provides proof to the competent authority that the specialist assessment affected by this protocol had been commissioned by the date of publication of the protocol in the Government Gazette. Members of the public were invited to submit



written comments or inputs, within 30 days after the publication of the Notice in the Gazette, to the Director-General, Department of Forestry, Fisheries and the Environment.

Published under Government Notice 3715, Government Gazette 49026 of 28 July 2023.

NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT ACT 24 OF 2008

COASTAL MANAGEMENT LINE FOR GARDEN ROUTE NATIONAL PARK IN TERMS OF SECTION 25(1) READ WITH SECTION 25(5)(a)

The Minister of Forestry, Fisheries and the Environment established the Coastal Management Line for the Garden Route National Park in terms of section 25(1), read with section 25(5) of the National Environmental Management: Integrated Coastal Management Act, 2008, for implementation.

Published under Government Notice R. 3668, Government Gazette 48959 of 14 July 2023.

NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT 59 OF 2008

NOTICE OF INTENTION TO TAKE A DECISION ON APPLICATIONS FOR THE EXCLUSION OF A WASTE STREAM OR A PORTION OF SUCH A WASTE STREAM FOR BENEFICIAL USE, FROM THE DEFINITION OF WASTE

The Minister of Forestry, Fisheries and the Environment intends to take decisions on applications received for the exclusion of a waste stream or a portion of a waste stream from the definition of waste for a certain beneficial use, as indicated in the said Notice.

Published under Government Notice 3663, Government Gazette 48953 of 13 July 2023.

WATER SERVICES ACT 108 OF 1997

NAME CHANGE OF BLOEM WATER TO AAL CENTRAL WATER BOARD

The Minister of Water and Sanitation approved a name change of Bloem Water Board to Vaal Central Water Board, effective from the date of publication of the Notice in the Gazette.

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SOURCES

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- SA Government Online Information Services
- IOL
- DMR
- DWEA
- DWA
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- Sabinet