

## Environmental Legislation Update

8 December 2006 – 26 January 2007  
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*Shepstone & Wylie's Environmental and Sustainability Law Department advises clients in both the public and private sector on a range of environmental and sustainability issues. Assistance is given to companies in a number of industries, including mining and resources, utilities, chemicals, steel, agriculture, automotive, waste, storage, building and transport. Issues covered include environmental compliance assessments; due diligence assessments; contracts; structured finance; environmental management systems; new and pending legislation, and permitting and licence requirements.*

### 1. NATIONAL LEGISLATION

#### 1.1 ACTS

No new items of relevance during this time period.

#### 1.2 BILLS, WHITE PAPERS

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

(a) **For comment:** Waste Management Bill (GN1832, GG29487, 12 January 2007, pg 3)

(b) **For comment:** Integrated Coastal Management Bill (GN1829, GG29476, 14 December 2006, pg 3)

#### 1.3 GENERAL / BOARD NOTICES

##### **National Forests Act 84 of 1998**

Declaration of particular trees and particular group of trees as "Champion Trees" under Section 12(1)(a) and (b) (GN1251, GG29452, 6 December 2006, pg 3)

#### 1.4 RULES, REGULATIONS, GUIDELINES & POLICIES

##### **Marketing to Agricultural Products Act 47 of 1996**

**For comment:** Request for the amendments to statutory measures for oilseeds, sorghum, winter cereal and maize (GNR18, GG29522, 12 January 2007, pg 39)

##### **Agricultural Product Standards Act 119 of 1990**

**For comment:** Proposed promulgation of regulations regarding Control over the Sale of Organically Produced Products in the Republic of South Africa (GN1854, GG29493, 29 December 2006, pg 6)

##### **Mineral and Petroleum Resources Development Act 28 of 2002**

**Amendment:** Regulations (GNR1203, GG29431, 30 November 2006, pg 3)

## **International Trade Administration Act 71 of 2002**

**For comment:** Draft Amended Anti-Dumping Regulations (GN1773, GG29430, 1 December 2006, pg 2)

## **2. PROVINCIAL LEGISLATION**

### **2.1 ACTS**

#### **MPUMALANGA**

##### **Mpumalanga Cemeteries, Crematoria and Exhumation of Bodies Act 8 of 2005**

**Date of commencement:** To be announced (PN13, PG1397, 27 December 2006, pg 3)

### **2.2 BILLS, WHITE PAPERS**

#### **WESTERN CAPE**

##### **Western Cape Health Care Waste Management Bill, 2006**

**For comment** (PN424, PG6402, 7 December 2006, pg 2)

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

Publication of draft guidelines for comment in terms of the Environmental Impact Assessment Regulations (PN425, PG6403, 8 December 2006, pg 2186)

##### **National Land Transport Transition Act 22 of 2000**

Transport Impact Assessment: Draft Regulations on minimum requirements (PN431, PG6404, 15 December 2006, pg 2)

### **2.3 GENERAL / BOARD NOTICES**

#### **NORTHERN CAPE**

##### **Nature & Environmental Conservation Ordinance 19 of 1974**

Hunting seasons, daily bag limits and hunting by prohibited hunting methods (PN1, PG1094, 11 January 2007, pg 3)

### **2.4 RULES, REGULATIONS, FEES, AMOUNTS**

No new items of relevance during this time period.

## **3. LOCAL LEGISLATION**

#### **MPUMALANGA**

##### **Steve Tshwete Municipality**

Water Services Bylaw (LAN1, PG1402, 21 January 2007, pg 13)

#### **EASTERN CAPE**

##### **Makana Municipality**

(a) Aerodrome Bylaw (LAN1, PG1650, 2 January 2007, pg 3)

(b) Commonage Bylaw (LAN2, PG1650, 2 January 2007, pg 10)

(c) Electricity Bylaw (LAN4, PG1650, 2 January 2007, pg 46)

(d) Fences & Fencing Bylaw (LAN5, PG1650, 2 January 2007, pg 60)

(e) Funeral Parlours, Cemeteries & Crematoria Bylaw (LAN6, PG1650, 2 January 2007, pg 69)

- (f) Impoundment of Animals Bylaw (LAN7, PG1650, 2 January 2007, pg 93)
- (g) Outdoor Advertising & Signage Bylaw (LAN8, PG1650, 2 January 2007, pg 99)
- (h) Prevention of Public Nuisances & Keeping of Animals Bylaw (LAN9, PG1650, 2 January 2007, pg 131)
- (i) Roads & Traffic Bylaw (LAN11, PG150, 2 January 2007, pg 166)
- (j) Solid Waste Disposal Bylaw (LAN12, PG1650, 2 January 2007, pg 179)
- (k) Storm Water Management Bylaw (LAN13, PG1650, 2 January 2007, pg 197)
- (l) Street Trading Bylaw (LAN15, PG1650, 2 January 2007, pg 203)
- (m) Water Supply & Sanitation Services Bylaw (LAN16, PG1650, 2 January 2007, pg 211)

### **Ikwezi Municipality**

- (a) Aerodrome Bylaw (PN276, PG1640, 27 December 2006, pg 3)
- (b) Commonage Bylaw (PN277, PG1640, 27 December 2006, pg 10)
- (c) Community Fire Safety Bylaw (PN278, PG1640, 27 December 2006, pg 16)
- (d) Electricity Supply Bylaw (PN280, PG1640, 27 December 2006, pg 78)
- (e) Fences & Fencing Bylaw (PN281, PG1640, 27 December 2006, pg 92)
- (f) Cemeteries & Crematoria Bylaw (PN282, PG1640, 27 December 2006, pg 101)
- (g) Impoundment of Animals Bylaw (PN283, PG1640, 27 December 2006, pg 125)
- (h) Outdoor Advertising & Signage Bylaw (PN285, PG1640, 27 December 2006, pg 138)
- (i) Prevention of Public Nuisances & Keeping of Animals Bylaw (PN286, PG1640, 27 December 2006, pg 174)
- (j) Roads & Traffic Bylaw (PN288, PG1640, 27 December 2006, pg 205)
- (k) Solid Waste Disposal Bylaw (PN289, PG1640, 27 December 2006, pg 218)
- (l) Storm Water Management Bylaw (PN291, PG1640, 27 December 2006, pg 236)
- (m) Street Trading Bylaw (PN292, PG1640, 27 December 2006, pg 242)
- (n) Water Supply & Sanitation Services Bylaw (PN293, PG1640, 27 December 2006, pg 250)

### **Kouga Municipality**

- (a) Aerodrome Bylaw (PN278, PG1643, 27 December 2006, pg 3)
- (b) Fences & Fencing Bylaw (PN280, PG1643, 27 December 2006, pg 40)
- (c) Funeral Parlours, Cemeteries & Crematoria Bylaw (PN281, PG1643, 27 December 2006, pg 49)
- (d) Impoundment of Animals Bylaw (PN282, PG1643, 27 December 2006, pg 73)
- (e) Roads & Traffic Bylaw (PN285, PG1643, 27 December 2006, pg 107)
- (f) Storm Water Management Bylaw (PN287, PG1643, 27 December 2006, pg 129)

### **Blue Crane Route Municipality**

- (a) Aerodrome Bylaw (PN258, PG1639, 18 December 2006, pg 3)
- (b) Commonage Bylaw (PN259, PG1639, 18 December 2006, pg 10)
- (c) Community Fire Safety Bylaw (PN260, PG1639, 18 December 2006, pg 16)
- (d) Electricity Supply Bylaw (PN262, PG1639, 18 December 2006, pg 78)
- (e) Fences & Fencing Bylaw (PN263, PG1639, 18 December 2006, pg 92)
- (f) Impoundment of Animals Bylaw (PN265, PG1639, 18 December 2006, pg 125)
- (g) Outdoor Advertising & Signage Bylaw (PN267, PG1639, 18 December 2006, pg 138)
- (h) Parlours, Cemeteries & Crematoria Bylaw (PN264, PG1639, 18 December 2006, pg 101)
- (i) Prevention of Public Nuisances & Keeping of Animals (PN268, PG1639, 18 December 2006, pg 170)
- (j) Roads & Traffic Bylaw (PN270, PG1639, 18 December 2006, pg 201)
- (k) Solid Waste Disposal Bylaw (PN271, PG1639, 18 December 2006, pg 214)
- (l) Storm Water Management Bylaw (PN273, PG1639, 18 December 2006, pg 234)
- (m) Street Trading Bylaw (PN274, PG1639, 18 December 2006, pg 240)
- (n) Water Supply & Sanitation Services Bylaw (PN275, PG1639, 18 December 2006, pg 248)

### **Camdeboo Municipality**

- (a) Aerodrome Bylaw (PN232, PG1634, 11 December 2006, pg 3)
- (b) Commonage Bylaw (PN233, PG1634, 11 December 2006, pg 10)
- (c) Community Fire Safety Bylaw (PN234, PG1634, 11 December 2006, pg 16)

- (d) Electricity Bylaw (PN235, PG1634, 11 December 2006, pg 48)
- (e) Fences & Fencing Bylaw (PN237, PG1634, 11 December 2006, pg 92)
- (f) Funeral Parlours, Cemeteries and Crematoria Bylaw (PN238, PG1634, 11 December 2006. pg 101)
- (g) Impoundment of Animals Bylaw (PN239, PG1634, 11 December 2006, pg 125)
- (h) Outdoor Advertising and Signage Bylaw (PN243, PG1634, 11 December 2006, pg 169)
- (i) Prevention of Public Nuisances and Keeping of Animals Bylaw (PN242, PG1634, 11 December 2006, pg 158)
- (j) Roads and Traffic Bylaw (PN244, PG1634, 11 December 2006, pg 201)
- (k) Solid Waste Disposal Bylaw (PN245, PG1634, 11 December 2006, pg 214)
- (l) Storm Water Management Bylaw (PN248, PG1634, 11 December 2006, pg 242)
- (m) Water Supply and Sanitation Services Bylaw (PN249, PG1634, 11 December 2006, pg 248)

### **Cacadu Municipality**

- (a) Aerodrome Bylaw (PN218, PG1630, 4 December 2006, pg 3)
- (b) Commonage Bylaw (PN219, PG1630, 4 December 2006, pg 9)
- (c) Fences and Fencing Bylaw (PN220, PG1630, 4 December 2006, pg 15)
- (d) Funeral Parlours, Cemeteries and Crematoria Bylaw (PN221, PG1630, 4 December 2006, pg 24)
- (e) Impoundment of Animals Bylaw (PN222, PG1630, 4 December 2006, pg 48)
- (f) Outdoor Advertising and Signage Bylaw (PN223, PG1630, 4 December 2006, pg 54)
- (g) Prevention of Public Nuisances and Keeping of Animals Bylaw (PN224, PG1630, 4 December 2006, pg 89)
- (h) Roads and Traffic Bylaw (PN226, PG1630, 4 December 2006, pg 113)
- (i) Solid Waste Disposal Bylaw (PN227, PG1630, 4 December 2006, pg 126)
- (j) Storm Water Management Bylaw (PN229, PG1630, 4 December 2006, pg 145)
- (k) Water Supply and Sanitation Services Bylaw (PN231, PG1630, 4 December 2006, pg 159)

### **FREE STATE**

#### **Metsimaholo Municipality**

Water and Sanitation Bylaws (PG97, 1 December 2006, pg 31)

#### **Setsoto Municipality**

Draft Bylaws **for comment**

- (a) Commonage Bylaw (PG89, 1 December 2006, pg 2)
- (b) Municipal Management and Control of Informal Settlements Bylaw (PG89, 1 December 2006, pg 6)
- (c) Keeping of Animals, Poultry and Bees Bylaw (PG89, 1 December 2006, pg 11)
- (d) Outdoor Advertising and Signage Bylaw (PG89, 1 December 2006, pg 31)

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***The content of this update is intended for information purposes only and should not be considered as legal advice. While every effort has been made to ensure the comprehensive nature of the information, the list of legislation should not be considered as definitively exhaustive. More information on the laws covered, is available from the Shepstone & Wylie's Environmental & Sustainability Law Department by contacting -***

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