

REPUBLIC OF SOUTH AFRICA

**PORTFOLIO COMMITTEE AMENDMENTS
TO**

**NATIONAL ENVIRONMENTAL
MANAGEMENT: PROTECTED
AREAS AMENDMENT BILL**

[B 67—2008]

*(As agreed to by the Portfolio Committee on Environmental Affairs and Tourism)
(National Assembly)*

[B 67A—2008]

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AMENDMENTS AGREED TO

NATIONAL ENVIRONMENTAL MANAGEMENT: PROTECTED AREAS AMENDMENT BILL

[B 67—2008]

LONG TITLE

1. On page 2, first line, to omit “**Environment**” and to substitute “**Environmental**”.
2. On page 2, third line, to omit “**special national parks**” and to substitute “**special nature reserves**”.
3. On page 2, fifth line, to omit “**special national parks**” and to substitute “**special nature reserve**”.
4. On page 2, from the seventh line, to omit “**and to provide for the winding-up and dissolution of the South African National Parks;**”.

CLAUSE 3

1. On page 3, from line 5, to omit “a special nature reserve or a nature reserve” and to substitute “[a special nature reserve or a nature reserve] any kind of protected area listed in section 9”.

CLAUSE 4

1. On page 3, in line 32, to omit “special national reserve” and to substitute “special nature reserve”.
2. On page 3, in line 39, omit “management”.
3. On page 3, after line 43, to insert the following paragraph:

“(d) The provision of any flight corridor in paragraph (a) or area in paragraph (c) is subject to an environmental authorization in terms of section 24 of the National Environmental Management Act.”

CLAUSE 5

1. On page 3, in line 54, to omit “subsection” and to substitute “subsections”.
2. On page 3, from line 55, to omit the following:

“(3) Upon its winding-up or dissolution of the South African National Parks must transfer its remaining assets or the proceeds of those assets, after satisfaction of its liabilities, to the State or to some other institution, board or body with objects similar to those of the South African National Parks and which is itself exempt from income tax in terms of section 10 (1)(cA) of the Income Tax Act, 1962 (Act No. 58 of 1962).”

and to substitute the following:

“(3) The South African National Parks may not be wound up or dissolved except by or in terms of an Act of Parliament and by a resolution of a majority of at least two thirds of all its members.

(4) Upon winding-up or dissolution of the South African National Parks, its remaining assets or the proceeds of those assets, after satisfaction of its liabilities, must be transferred to the State or to an equivalent Schedule 3A Public Entity contemplated in the Public Finance Management Act, 1999 (Act No. 1 of 1999), which has the same objectives as the South African National Parks and which itself is exempt from income tax in terms of section 10 (1)(cA) of the Income Tax Act, 1962 (Act No. 58 of 1962).”.

CLAUSE 6

1. On page 4, from line 8, to omit “such further national parks, special nature reserves, national nature reserves and national protected environments as may be”

and to substitute

“any kind of protected area listed in section 9,”.

2. On page 4, from line 38, to omit “, world heritage sites or other protected areas”

and to substitute

“or any other kind of protected area”.

3. On page 4, from line 42, to omit “make and enforce traffic rules in such national parks, world heritage sites or other protected areas;”

and to substitute

“make, set penalties for, and enforce traffic rules in such national parks, special nature reserves, protected environments, world heritage sites or other protected areas assigned to it by the Minister;”.

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