

REPUBLIC OF SOUTH AFRICA

**SELECT COMMITTEE AMENDMENTS
TO
NATIONAL ENVIRONMENTAL
MANAGEMENT: INTEGRATED
COASTAL MANAGEMENT BILL**

[B 40B—2007]

*(As agreed to by the Select Committee on Land and Environmental Affairs)
(National Council of Provinces)*

[B 40C—2007 (Reprint)]

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AMENDMENTS AGREED TO

NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT BILL [B 40B—2007]

ARRANGEMENT OF SECTIONS

1. On page 5, in line 32, to omit “zoning” and to substitute “planning”.
2. On page 5, in line 33, to omit “zoning” and to substitute “Planning”.
3. On page 5, in line 34, to omit “zoning” and to substitute “planning”.

CLAUSE 1

1. On page 9, in line 41, to omit “zoning” and to substitute “planning”.
2. On page 10, after line 30, after the definition of “environment” to insert the following definition
“**“environmental authorisation”** means an authorisation granted in respect of coastal activities by a competent authority in terms of Chapter 5 of the National Environmental Management Act;”.
3. On page 10, in line 33, to omit “and”.
4. On page 11, from line 3, to omit the definition **“environmental authorisation”**.

CLAUSE 9

1. On page 14, in line 34, to omit “Agriculture and”.

CLAUSE 13

1. On page 15, in line 47 to omit “may” and to substitute “must”

CLAUSE 15

1. On page 16, in line 44, to omit “The” and to substitute “No person”,
2. On page 16, in line 45, to omit “not”.

CLAUSE 26

1. On page 20, in line 26, to omit “MEC” and to substitute “Minister”.

CLAUSE 27

1. On page 21, after line 20, to add the following subsections:

“(5) Land excluded from coastal public property forms part of state owned land.

(6) The Minister may on application approve the reclamation of land. Such reclaimed land shall, unless excluded from coastal public property in terms of subsection (5), form part of coastal public property.

(7) For purposes of this section, “government purposes” means the exercise of functions by an organ of state that are in the national interest or in the interest of national security but does not include donation, leases of more than 20 years or alienation by that organ of state”.

CLAUSE 32

1. On page 22, in line 38, after “diagram” to insert “as defined in section 1 of the Land Survey Act, 1997 (Act No. 8 of 1997), ”.

CLAUSE 34

1. On page 23, in line 15, to omit “person” and substitute “body”.

CLAUSE 35

2. On page 23, in line 32, to omit “may” and substitute “must”.

CLAUSE 40

1. On page 25, in line 45, after “resources” to insert “including representatives of government who play a significant role in undertaking or regulating activities that may have an adverse impact on the coastal environment”.
2. On page 25, in line 52, to omit “and”.
3. On page 25, after line 53, to add the following subparagraphs
 - “(iii) one or more members representing community based and non-government organisations; and
 - (iv) one or more members representing scientific or coastal research institutes”.

CLAUSE 49

1. On page 29, in line 47, to omit “and”.
2. On page 29, after line 50, to add the following subparagraphs
 - “(v) to address coastal erosion and accretion; and
 - (vi) to deal with access issues”.

CLAUSE 56

1. On page 32, in lines 13, 14, 15, 23, 31, 34, 35, 43, 45, 46, 49, 50, 53, 55, 56 and 58, to omit “zoning” and to substitute “planning”.

2. On page 33, in lines 1, 4, 7 and 14, to omit “zoning” and to substitute “planning”.

CLAUSE 57

1. On page 33, in lines 15, 16, 19, 21 and 22, to omit “zoning” and to substitute “planning”.

CLAUSE 71

1. On page 41, in line 36, to omit “and”.
2. On page 41, after line 36 to insert the following paragraph:

“(f) transboundary impacts and international obligations and standards; and”

3. On page 41, in line 37, to omit “(f)” and to substitute “(g)”.

CLAUSE 83

1. On page 46, in lines 34 and 40, to omit “zoning” and to substitute “planning”.
2. On page 46, in line 52, after “property;” to insert “or”.
3. On page 46, after line 52, to add the following subparagraph:

“(xiii) any activity which has an adverse effect on the coastal environment.”

CLAUSE 89

1. On page 49, in line 27, after “Delegations” to insert “and enforcement”.

CLAUSE 95

1. On page 51, in line 30, to omit “land or premises that forms part of”.