

NOTICE 736 OF 2014**DEPARTMENT OF ENVIRONMENTAL AFFAIRS****NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998
(ACT NO. 107 OF 1998)****LISTING NOTICE 3: LIST OF ACTIVITIES AND COMPETENT AUTHORITIES IDENTIFIED**

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby give notice of my intention to repeal Listing Notice 3 of 2010, published under Notice No. 546 in Gazette No. 33306 dated 18 June 2010, and publish the proposed Listing Notice 3 of 2014 under sections 24(2), 24(5), 24D and 44, read with section 47A(1)(b) of the National Environmental Management Act, 1998 (Act No. 107 of 1998), in the Schedule hereto.

Members of the public are invited to submit to the Minister, within 30 days after the publication of the notice in the *Gazette*, written comments or inputs to the following addresses:

By post to: The Director-General
Department of Environmental Affairs
Attention: Mr N Nkotsoe
Private Bag X447
PRETORIA
0001

By hand at: Reception, Environment House, 473 Steve Biko Street, Arcadia, Pretoria, 0083

By e-mail: NNkotsoe@environment.gov.za

Any inquiries in connection with the notice can be directed to Ms Amanda Britz at (012) 399 9283/9285.

Comments received after the closing date will not be considered.



BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS

SCHEDULE

PURPOSE

1. The purpose of this Notice is to list activities and identify competent authorities under sections 24(2), 24(5) and 24D of the Act, where environmental authorisation is required prior to commencement of that activity in specific identified geographical areas only.

DEFINITIONS

2. (1) In this Notice, any word or expression to which a meaning has been assigned in the Act shall have the meaning so assigned, and unless the context otherwise indicates—

“associated structures or infrastructure” means any building or infrastructure that is necessary for the functioning of a facility or activity or that is used for an ancillary service or use from the facility;

“bioregional plan” means the bioregional plan contemplated in Chapter 3 of the NEMBA;

“buffer area” means, unless specifically defined, an area extending 10 kilometres from the proclaimed boundary of a world heritage site or national park and 5 kilometres from the proclaimed boundary of a nature reserve, respectively, or that defined as such for a biosphere;

“dangerous goods” means goods containing any of the substances as contemplated in South African National Standard No. 10234, supplement 2008 1.00: designated “List of classification and labelling of chemicals in accordance with the Globally Harmonized Systems (GHS)” published by Standards South Africa, and where the presence of such goods, regardless of quantity, in a blend or mixture, causes such blend or mixture to have one or more of the characteristics listed in the Hazard Statements in section 4.2.3, namely physical hazards, health hazards or environmental hazards;

“development” means the building, erection, construction or establishment of a facility, structure or infrastructure that is necessary for the undertaking of a listed or specified activity, including any

associated post development monitoring but excludes any modification, alteration or expansion of such a facility, structure or infrastructure and excluding the redevelopment of the same facility in the same location, with the same capacity and footprint;

“development setback” means a setback line defined or adopted in a prescribed manner by the competent authority and where none has been defined or adopted as such it will be assumed that no setback line applies;

“Environmental Impact Assessment Regulations” means the regulations made under section 24(5) of the Act;

“expansion” means the modification, extension, alteration or upgrading of a facility, structure or infrastructure at which an activity takes place in such a manner that the capacity of the facility or the footprint of the activity is increased;

“Gauteng Agricultural Potential Atlas” means the Gauteng Agricultural Potential Atlas, 2006, which can be obtained from the Gauteng Provincial Department responsible for environmental affairs;

“Gauteng Conservation Plan” means the Gauteng Conservation Plan (C-Plan) which can be obtained from the Gauteng Provincial Department responsible for environmental affairs;

“indigenous vegetation” refers to vegetation consisting of indigenous plant species occurring naturally in an area, regardless of the level of alien infestation and where the topsoil has not been lawfully disturbed on or after 01 April 1998;

“industrial complex” means an area used or zoned for bulk storage, manufacturing, processing or packaging purposes;

“maintenance” means actions performed to keep a structure or system functioning or in service on the same location, capacity and footprint;

“maintenance management plan” means a management plan defined or adopted in a prescribed manner by the competent authority and where none has been defined or adopted as such it will be assumed that no maintenance management plan applies;

“National Protected Area Expansion Strategy (NPAES)” means South Africa's national strategy for expansion of the protected area network, led by the National Department responsible for environmental affairs and developed in collaboration with national and provincial conservation authorities. The NPAES sets targets for protected area expansion, provides maps of the most important areas for protected area expansion, and makes recommendations on mechanisms for protected area expansion. Focus areas for protected area expansion are identified in the NPAES. They are large, intact, unfragmented areas of high importance for land-based protected area expansion, suitable for the creation or expansion of large protected areas;

“NEMBA” means the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004);

“NEMPAA” means the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003);

“phased activities” means an activity that is developed in phases over time on the same or adjacent properties to create a single or linked entity through interconnected internal vehicular or pedestrian circulation, sharing of infrastructure, or the continuum of design, style or concept by the same proponent or his or her successors;

“protected area” means those protected areas contemplated in section 9 of the NEMPAA and the core area of a biosphere reserve and shall include their buffers;

“sites or areas listed in terms of an International Convention” means any area and its buffer, unless specifically defined, of 5 kilometres extending from its listed boundary, listed in terms of an international convention but does not include world heritage sites, and shall include but not be limited to the Ramsar Convention on Wetlands (Ramsar, Iran, 1971);

“systematic biodiversity plan” is a plan that identifies important areas for biodiversity conservation, taking into account biodiversity patterns (i.e. the principle of representation) and the ecological and evolutionary processes that sustain them (i.e. the principle of persistence). A systematic biodiversity plan must set quantitative targets/thresholds for aquatic and terrestrial biodiversity features in order to conserve a representative sample of biodiversity pattern and ecological processes;

“the Act” means the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended;

“urban edge” means, the urban edge defined or adopted in a Spatial Development Framework referred to in the Spatial Planning and Land Use Management Act, 2013 (Act No. 16 of 2013); or in instances where no urban edge exist, it refers to areas situated within the edge of built-up areas;

“watercourse” means—

- a) a river or spring;
- b) a natural channel or depression in which water flows regularly or intermittently;
- c) a wetland, lake or dam into which, or from which, water flows; and
- d) any collection of water which the Minister may, by notice in the Gazette, declare to be a watercourse as defined in the National Water Act, 1998 (Act No. 36 of 1998) and a reference to a watercourse includes, where relevant, its bed and banks; and

“wetland” means land which is transitional between terrestrial and aquatic systems where the water table is usually at or near the surface, or the land is periodically covered with shallow water, and which land in normal circumstances supports or would support vegetation typically adapted to life in saturated soil.

2. (2) The following words relevant to coastal activities will have the meaning so assigned to it in the National Environmental Management: Integrated Coastal Management Act, 2008 (Act No. 24 of 2008):

- a) “estuary”;
- b) “high-water mark”;
- c) “littoral active zone”;

- d) "sea"; and
 - e) "seashore".
2. (3) The following words will have the meaning assigned to them in terms of section 1 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002):
- a) "mineral resource"; and
 - b) "prospecting".
3. (1) The activities listed in Appendix 1 are identified in terms of section 24(2)(a) of the Act as activities that may not commence without an environmental authorisation from the competent authority.
- (2) The investigation, assessment and communication of potential impact of activities must follow the procedure as prescribed in regulations 19 and 20 of the Environmental Impact Assessment Regulations published in terms of section 24(5) of the Act.

REPEAL OF NOTICE 546 OF 18 June 2010

4. Notice No. 546 published in Gazette 33306 on 18 June 2010 is hereby repealed.

SHORT TITLE

4. This Listing Notice is called Environmental Impact Assessment Regulations Listing Notice 3 of 2014.

APPENDIX 1

Activity number	Activity description	Geographical areas based on environmental attributes	Identification of competent authority
1.	The development of billboards, including associated structures and infrastructure, where the billboard exceeds 18 square metres in size outside urban edges, mining areas or industrial complexes.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. World Heritage Sites; iv. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; v. Sites or areas identified in terms of an International Convention; vi. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; vii. Core areas in biosphere reserves; viii. Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; ix. Areas seawards of the development setback line or within 1 kilometre	The competent authority in respect of the activities listed in this part of the Notice is the competent authority in the province in which the activity is to be undertaken, unless— (a) it is an application for an activity contemplated in section 24C(2) of the Act, in which case the competent authority is the Minister or an organ of state with delegated powers in terms of section 42(1) of the Act; (b) the listed or specified activity is or is directly related to—

	from the high-water mark of the sea if no such development setback line is determined; x. In an estuary.	i. prospecting or exploration of a mineral resource; or ii. extraction and primary processing of a mineral resource; in which case the competent authority is the Minister responsible for mineral resources.
	(b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important sites in the Gauteng Conservation Plan.	The exception mentioned in (b) above does not apply to the following activities contained in this Notice: 5; 6; 10; 12; 15; 18;
	(c) In North West: i. National Protected Area Expansion Strategy Focus areas; ii. World Heritage Sites; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Critical biodiversity areas as identified in systematic biodiversity plans	

		adopted by the competent authority or in bioregional plans; vi. Core areas in biosphere reserves; vii. Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or a biosphere reserve, excluding disturbed areas. viii. Any protected area including municipal or provincial nature reserves as contemplated by NEMPAA or other relevant legislation; ix. Areas designated for conservation use in adopted Spatial Development Frameworks, or zoned for a conservation purpose, within urban edges. (d) In Western Cape: i. All areas: (aa) In an estuary; (bb) In a protected area identified in terms of NEMPAA, excluding conservancies.	19; and 22.
2.	The development of reservoirs for bulk water supply, including associated structures and infrastructure, where the reservoir has a capacity 250 cubic metres or more.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. In a protected area identified in terms of NEMPAA, excluding conservancies; iii. Outside urban edges, in:	

		(aa) National Protected Area Expansion Strategy Focus areas; (bb) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (cc) Sites or areas identified in terms of an International Convention; (dd) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ee) Core areas in biosphere reserves; (ff) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (gg) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iv. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for	
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	a conservation purpose; (cc) Areas seawards of the development setback line or within urban protected areas.	
	(b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important sites in the Gauteng Conservation Plan; vi. Areas larger than 2 hectares zoned for use as public open space; vii. Areas zoned for a conservation purpose.	
	(c) In North West: i. A protected area identified in terms of NEMPAA, excluding built-up or disturbed areas; ii. Outside urban edges, in:	

	(aa) National Protected Area Expansion Strategy Focus areas; (bb) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (cc) Sites or areas identified in terms of an International Convention; (dd) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ee) Core areas in biosphere reserves; and (ff) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; excluding disturbed areas. iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.	
	(d) In Western Cape: i. In an estuary;	

		ii. A protected area identified in terms of NEMPAA, excluding conservancies; iii. All areas outside urban edges; iv. In urban edges: (aa) Areas zoned for use as public open space; and (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.	
3.	The development of masts or towers of any material or type, including associated structures and infrastructure, used for telecommunication broadcasting or radio transmission purposes where the mast or tower— (a) is to be placed on a site not previously used for this purpose, and (b) will exceed 15 metres in height,	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity	

	but excluding attachments to existing buildings and masts on rooftops.	plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. Inside urban edges; in: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by
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	the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important sites in the Gauteng Conservation Plan; vi. Areas larger than 2 hectares zoned for use as public open space; vii. Areas zoned for a conservation purpose.	
	(c) In North West: i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves;	

		(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or a biosphere reserve, excluding disturbed areas. ii. In urban edges, the following: (aa) Areas designated for conservation use in adopted Spatial Development Frameworks, or zoned for a conservation purpose. (d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. Areas inside urban edges but outside commercial and industrial areas.	
4.	The development of a road wider than 4 metres with a reserve less than 13,5 metres, including associated structures and infrastructure.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as	

		adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) seawards of the development setback line or within urban	
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		protected areas. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites identified in terms of the Ramsar Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation plan; vi. Areas larger than 2 hectares zoned for use as public open space; vii. Areas zoned for a conservation purpose. viii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983); ix. Any site identified as land with high agricultural potential located within the Agricultural Hubs or Important Agricultural Sites identified in terms of the Gauteng Agricultural Potential Atlas, 2006. (c) In North West :	
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	i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies, built-up areas or disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from a biosphere reserve. ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a	
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		conservation purpose; (cc) Natural heritage sites.	
		(d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. In urban edges: (aa) Areas zoned for use as public open space within urban edges; and (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.	
5.	The development of resorts, lodges or other tourism accommodation facilities, including associated structures and infrastructure, that sleep less than 15 people,	(a) A protected area identified in terms of the NEMPAA. (b) In an estuary. (c) Outside urban edges within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve. (d) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces:	

	i. Outside urban edges, in: (aa) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (cc) Areas within 100 metres of a watercourse or wetland. ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. (e) In Gauteng: i. Sites that have been identified as irreplaceable or important in the Gauteng Conservation Plan; ii. Any sites located within the Agricultural Hubs or Important Agricultural Sites identified in terms of the applicable Gauteng Agricultural Potential Atlas; iii. A protected area identified in terms of NEMPAA, excluding	
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	conservancies; iv. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983).	
	(f) In North West : i. Any protected area including municipal or provincial nature reserves as contemplated by NEMPAA or other relevant legislation; ii. Natural Heritage sites; iii. Outside urban edges, in: (aa) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. iv. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development	

		Frameworks adopted by the competent authority or zoned for a conservation purpose.	
		(g) In Western Cape: i. In an estuary; ii. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; iii. Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; iv. Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
6.	The development of resorts, lodges or other tourism accommodation facilities, including associated structures and infrastructure that sleeps 15 people or more.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as	

		adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. iii. In urban edges, the following: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development
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	Frameworks adopted by the competent authority or zoned for a conservation purpose. (b) In Gauteng: (i) A protected area identified in terms of NEMPAA, excluding conservancies; (ii) National Protected Area Expansion Strategy Focus areas; (iii) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (iv) Sites or areas identified in terms of an International Convention; (v) Sites identified as irreplaceable or important in the Gauteng Conservation Plan; (vi) Within 100 metres of from the edge of a watercourse; (vii) Any sites located within the Agricultural Hubs or Important Agricultural Sites identified in terms of the applicable Gauteng Agricultural Potential Atlas. (c) In North West : (i) Any protected area including municipal or provincial nature reserves as contemplated by NEMPAA or other relevant legislation; (ii) Natural Heritage sites; (iii) Outside urban edges, in:	
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	(aa) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. (iv) In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.	
	(d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. In urban edges: (aa) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	

7.	The development of aircraft landing strips and runways 1.4 kilometres and shorter, including associated structures and infrastructure.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention; (ff) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve;
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	(ii) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (jj) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.	
	(b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng	

		Conservation Plan; vi. Within 100 metres of a watercourse; vii. Areas larger than 2 hectares zoned for use as public open space; viii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983). (c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention; (ff) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
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		(gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; (ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		(d) In Western Cape: i. All areas outside urban edges; ii. In an estuary; iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
8.	The development or development and related operation of above ground cableways and funiculars, including associated structures and infrastructure.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape and Western Cape: i. In an estuary; ii. Areas outside urban edges;

		iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. (dd) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. (b) In Gauteng i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. Sites identified as irreplaceable or important in the Gauteng Conservation plan; iii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983);	
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		(c) In North West : i. All areas outside urban edges; ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) A protected area identified in terms of NEMPAA, excluding disturbed areas; (dd) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ee) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; (ff) Natural heritage sites.	
9.	The development of facilities or infrastructure, including associated structures and infrastructure, for the storage, or storage and handling of a	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in:	

	dangerous good, where such storage occurs in containers with a combined capacity of 30 but not exceeding 80 cubic metres.	(aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no
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		such setback line has been determined; (j) Within 500 metres of an estuary. iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Within 500 metres of an estuary. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Within 100 metres of a watercourse or within 100 metres of a wetland that is not linked to a watercourse;	
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	vii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989), the Nature Conservation Ordinance (Ordinance 12 of 1983) and the NEMPAA. (c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a	
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		biosphere reserve; (hh) Between the water's edge and the development setback line of a watercourse or within 100 metres from the water's edge, where no such setback line has been determined. ii. In urban edges, the following: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. (d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. Inside urban edges: (aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such development setback line is determined; (bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no
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10.	The development of tracks or routes, including associated structures and infrastructure, for the testing, recreational use or outdoor racing of motor powered vehicles excluding conversion of existing tracks or routes for the testing, recreational use or outdoor racing of motor powered vehicles.	such setback line has been determined. (a) In Eastern Cape, KwaZulu-Natal, Northern Cape: i. In an estuary; ii. In areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (b) In Free State, Limpopo and Mpumalanga provinces: iii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves;
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		(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; iv. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. (c) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Within 100 metres of a watercourse or within 100 metres of a wetland
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	that is not linked to a watercourse; vii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983); viii. Areas larger than two hectares or more zoned for use as public open space; ix. Areas zoned for a conservation purpose.	
	(d) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	

	(ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Natural heritage sites.	
	(e) In Western Cape: (i) In an estuary; (ii) Seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (iii) Areas of indigenous vegetation outside urban edges. (iv) In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development	

		Frameworks adopted by the competent authority or zoned for a conservation purpose.	
11.	The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for is for maintenance purposes undertaken in accordance with a maintenance management plan.	(a) Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004; (b) Within critical biodiversity areas identified in bioregional plans; (c) Within the littoral active zone or 100 metres inland from high water mark of the sea or an estuary, whichever distance is the greater, excluding where such removal will occur behind the development setback line on erven in urban edges. (d) On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.	
12.	The development or development and related operation of facilities, infrastructure or structures, including associated structures and infrastructure, of any size for any form of aquaculture.	(a) In an estuary, or (b) In a Protected Area identified in the NEMPAA; (c) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
13.	The development of—	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga	

		and Northern Cape: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention; (ff) Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (ii) Areas seawards of the development setback line or within 1	
(i) canals exceeding 10 square metres in size; (ii) channels exceeding 10 square metres in size; (iii) bridges exceeding 10 square metres in size; (iv) dams exceeding 10 square metres in size; (v) weirs exceeding 10 square metres in size; (vi) bulk storm water outlet structures exceeding 10 square metres in size; (vii) marinas exceeding 10 square metres in size; (viii) jetties exceeding 10 square metres in size; (ix) slipways exceeding 10 square metres in size; (x) buildings exceeding 10 square metres in size; (xi) boardwalks exceeding 10 square metres in size; or (xii) infrastructure or structures with a physical footprint of 10 square metres or more; including associated structures and infrastructure,			

	where such development occurs— (a) within a watercourse; (b) in front of a development setback adopted in the prescribed manner; or (c) if no development setback has been adopted, within 32 metres of a watercourse, measured from the edge of a watercourse; excluding the development of structures within existing ports or harbours that will not increase the development footprint of the port or harbour.	kilometre from the high-water mark of the sea if no such development setback line is determined. iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, zoned for a conservation purpose; or (cc) Areas seawards of the development setback line. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Any declared protected area including Municipal or Provincial Nature	
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	Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983); vii. Areas zoned for a conservation purpose.	
	(c) In North West: i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention; (ff) Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world	

		heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve. ii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. (d) In Western Cape: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention;	
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14.	The expansion of reservoirs for bulk	(ff) Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (ii) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Areas seawards of the development setback line or within 100 metres of the high water mark where no setback line.	
	(a)	In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga	

	water supply where the capacity will be increased by more than 250 cubic metres.	and Northern Cape provinces: i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention; (ff) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (ii) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such
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	development setback line is determined. ii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose; (cc) Areas seawards of development setback line or within 100 metres of the high water mark of the sea where the development setback line has not been determined.	
	(b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important sites in the Gauteng Conservation Plan; vi. Areas larger than 2 hectares zoned for use as public open space;	

		vii. Areas zoned for a conservation purpose. (c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve. ii. Inside urban edges:	
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		(aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose. (d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. Areas inside urban edges: (aa) Areas zoned for use as public open space; and (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose, including residential areas.	
15.	The expansion of a resort, lodge, hotel and tourism or hospitality facilities where the development footprint will be expanded.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as	

		adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation; (cc) Areas seawards of the development set back line or within 100
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	metres from the high-water mark of the sea if no such development setback line is determined.	
	(b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Within 100 metres of a watercourse; vii. Any sites located within the Agricultural Hubs or Important Agricultural Sites identified in terms of the applicable Gauteng Agricultural Potential Atlas.	
	(c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas;	

(cc)	World Heritage Sites;	
(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
(ee)	Sites or areas identified in terms of an International Convention;	
(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
(gg)	Core areas in biosphere reserves;	
(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;	
(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
ii.	Inside urban edges:	
(aa)	Areas zoned for use as public open space;	
(bb)	Areas designated for conservation use in Spatial Development	

		Frameworks adopted by the competent authority or zoned for a conservation purpose.	
		(d) In Western Cape: i. In an estuary; ii. Critical biodiversity areas as adopted by the competent authority; iii. Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; iv. Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
16.	The widening of a road by more than 4 metres, or the lengthening of a road by more than 1 kilometre.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	

(dd)	Sites or areas identified in terms of an International Convention;	
(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
(ff)	Core areas in biosphere reserves;	
(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;	
(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;	
(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
iii.	Inside urban edges:	
(aa)	Areas zoned for use as public open space;	
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.	

	(b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Any site identified as land with high agricultural potential located within the Agricultural Hubs or Important Agricultural Sites identified in terms of the Gauteng Agricultural Potential Atlas, 2006; vi. All sites identified as irreplaceable or important in terms of the applicable Gauteng Conservation Plan; vii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989), the Nature Conservation Ordinance (Ordinance 12 of 1983) and the NEMPAA.	
	(c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding	

		disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve. ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Natural heritage sites.	
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		(d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. In urban edges: (aa) Areas zoned for use as public open space within urban edges; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose, within urban edges.	
17.	The expansion of runways or aircraft landing strips where the expanded runways or aircraft landing strips will be longer than 1,4 kilometres in length.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity	

		plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks and world heritage sites and 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; (ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. iii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding
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	conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Within 100 metres of a watercourse; vii. Areas larger than 2 hectares zoned for use as public open space; viii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983).	
	(c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management	

		framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention; (ff) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. (d) In Western Cape: i. In an estuary; ii. All areas outside urban edges. (a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga, Northern Cape and Western Cape: i. In an estuary;	
18.	The expansion or expansion and related operation of above ground cableways and funiculars where the development		

	footprint will be increased.	ii. All areas outside urban edges; iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. (dd) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; iii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983).	
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		(c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve. ii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development	
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19.	The expansion of tracks or routes for the testing, recreational use or outdoor racing of motor powered vehicles excluding conversion of existing tracks or routes for the testing, recreational use or outdoor racing of motor powered vehicles, where the development footprint will be expanded.	Frameworks adopted by the competent authority, or zoned for a conservation purpose. (a) In Free State, Limpopo and Mpumalanga provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
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		(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		(b) In Eastern Cape, KwaZulu-Natal, Northern Cape and Western Cape: i. In an estuary; ii. Within areas seaward of the development setback line or within 1 kilometre of the high-water mark if no setback line is determined;
		(c) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention;

		v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Within 100 metres of a watercourse or within 100 metres of a wetland that is not linked to a watercourse; vii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983); viii. Areas larger than two hectares zoned for use as public open space; ix. Areas zoned for a conservation purpose. (d) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent	
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		authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve. ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Natural heritage sites.
20.	The expansion of facilities or infrastructure for the storage, or storage and handling of a dangerous good, where such storage facilities will be expanded by 30 cubic metres or more but less than 80 cubic metres.	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape provinces: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management

	framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
(dd)	Sites or areas identified in terms of an International Convention;	
(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
(ff)	Core areas in biosphere reserves;	
(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;	
(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;	
(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;	
(jj)	Within 500 metres of an estuary.	
iii.	In urban edges:	
(aa)	Areas zoned for use as public open space;	

		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; (dd) Within 500 metres of an estuary. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Within 100 metres of a watercourse or within 100 metres of a wetland that is not linked to a watercourse; vii. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989
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	(Act No. 73 of 1989), the Nature Conservation Ordinance (Ordinance 12 of 1983) and the NEMPAA; viii. Areas larger than two hectares zoned for use as public open space; ix. Areas zoned for a conservation purpose. (c) In North West : i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;	
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	(hh) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. ii. In urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; (cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
	(d) In Western Cape: i. In an estuary; ii. All areas outside urban edges; iii. Areas inside urban edges, the following: (aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such development setback line is determined; (bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	

21.	The expansion of— (i) canals where the canal is expanded by 10 square metres or more in size; (ii) channels where the channel is expanded by 10 square metres or more in size; (iii) bridges where the bridge is expanded by 10 square metres or more in size; (iv) dams where the dam is expanded by 10 square metres or more in size; (v) weirs where the weir is expanded by 10 square metres or more in size; (vi) bulk storm water outlet structures where the structure is expanded by 10 square metres or more in	(a) In Eastern Cape, Free State, KwaZulu-Natal, Limpopo, Mpumalanga and Northern Cape: i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
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	size; (vii) marinas where the marina is expanded by 10 square metres or more in size; (viii) jetties where the jetty is expanded by 10 square metres or more in size; (ix) slipways where the slipway is expanded by 10 square metres or more in size; (x) buildings where the building is expanded by 10 square metres or more in size; (xi) boardwalks where the boardwalk is expanded by 10 square metres or more in size; or (xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more; where such development occurs—	(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. (b) In Gauteng: i. A protected area identified in terms of NEMPAA, excluding conservancies; ii. National Protected Area Expansion Strategy Focus areas; iii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
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	(a) within a watercourse; or (b) in front of a development setback adopted in the prescribed manner; or (c) if no development setback has been adopted, within 32 metres of a watercourse, measured from the edge of a watercourse; excluding the expansion of structures within existing ports or harbours that will not increase the development footprint of the port or harbour.	iv. Sites or areas identified in terms of an International Convention; v. Sites identified as irreplaceable or important in the Gauteng Conservation Plan; vi. Any declared protected area including Municipal or Provincial Nature Reserves as contemplated by the Environment Conservation Act, 1989 (Act No. 73 of 1989) and the Nature Conservation Ordinance (Ordinance 12 of 1983); vii. Areas zoned for a conservation purpose. (c) In North West: i. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (ee) Sites or areas identified in terms of an International Convention;	
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	(ff) Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (gg) Core areas in biosphere reserves; (hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve. ii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.	
	(d) In Western Cape i. In an estuary; ii. Outside urban edges, in: (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management	

		framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an International Convention; (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined. iii. Inside urban edges: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.

22.	The expansion or expansion and related operation of facilities, infrastructure or structures of any size for any form of aquaculture.	(a) In an estuary; (b) In a Protected Area identified in the NEMPAA; (c) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.	
23.	Phased activities for all activities listed in this Notice and as it applies to a specific geographical area, which commenced on or after the effective date of this Notice, where any phase of the activity may be below a threshold but where a combination of the phases, including expansions or extensions, will exceed a specified threshold; - excluding the following activities listed in this Notice: 8; 10; 12;	All the areas as identified for the specific activities listed in this Notice.	

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