

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NO. R. 633

24 JULY 2015

**NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008
(ACT NO. 59 OF 2008)****AMENDMENTS TO THE LIST OF WASTE MANAGEMENT ACTIVITIES THAT HAVE, OR ARE LIKELY
TO HAVE, A DETRIMENTAL EFFECT ON THE ENVIRONMENT**

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby amend, in terms of sections 19(2)(a) and 19(3)(a) of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) the List of Waste Management Activities that have, or are likely to have, a detrimental effect on the environment, as set out in the Schedule hereto.



BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS

SCHEDULE**Definitions**

1. "Waste Management Activities List" means the List of Waste Management Activities that have or likely to have a detrimental effect on the Environment, published under Government Notice No. 921 of 29 November 2013 as amended by Government Notice No. R. 332 of 2 May 2014.

Amendment of Waste Management Activities List

2. Waste Management Activities List is hereby amended by the addition in Category A of the following activity:

"Residue stockpiles or residue deposits"

- (15) The establishment or reclamation of a residue stockpile or residue deposit resulting from activities which require a prospecting right or mining permit, in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002).

3. Waste Management Activities List is hereby amended by the addition in Category B of the following activity:

"Residue stockpiles or residue deposits"

- (11) The establishment or reclamation of a residue stockpile or residue deposit resulting from activities which require a mining right, exploration right or production right in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002).

Transitional Arrangements

4. An environmental management programme or plan approved in terms of the Mineral and Petroleum Resources Development Act, 2002 shall be deemed to have been approved and issued in terms of this Act.
5. Notwithstanding paragraph 4 above, the Minister responsible for mineral resources may direct any holder of a prospecting right, mining permit, mining right, exploration right, or production right, if he or she is of the opinion that the residue stockpile or residue deposit in question is likely to result in significant pollution, degradation or damage to the environment, to take such action to upgrade the environmental management programme or plan to address any deficiency in the environmental management programme or plan.
6. An environmental management programme or plan submitted in terms of the Mineral and Petroleum Resources Regulations, 2004 and which is pending when this Notice take effect, must despite the repeal of the Mineral and Petroleum Resources Regulations, 2004 be dispensed with in terms of the Mineral and Petroleum Resources Regulations, 2004 as if those regulations were not repealed.

Special Arrangements

7. Category C of the Waste Management Activities List does not apply to the waste management activity relating to the establishment or reclamation of a residue stockpile or residue deposit.