



Application to the Minister of Environmental Affairs and Tourism in terms of Regulation 20 of the Regulations published in terms of section 44 of the National Environmental Management Act, 107 of 1998: Control of Use of Vehicles in the Coastal Zone: Government Notice No. 1399 of 21 December 2001) as amended (“the Regulations”)

**APPLICATION FOR AN EXEMPTION:
VEHICLE USE IN THE COASTAL ZONE**

<u>CHECKLIST: APPLICANT HAVE YOU –</u> (place a tick in the appropriate box)		
1. Provided ALL the information required in this application form?	YES	NO
2. Included a motivation demonstrating why granting the exemption will not harm the coastal zone?	YES	NO
3. Included a motivation stating why granting the exemption will not seriously affect the rights of the public to enjoy the coastal zone?	YES	NO
4. Included a motivation stating why granting the exemption would be in the public interest, or in the interests of protecting the environment.	YES	NO
5. Attached written support from the relevant provincial and local authorities for your application?	YES	NO
6. Attached a certified copy of your identity document?	YES	NO
7. Attached a certified copy of your driver’s licence?	YES	NO
8. Attached certified copies of the identity documents of other persons who will be driving the vehicle(s) to which the permit will pertain (if applicable)?	YES	NO
9. Attached certified copies of the driver’s licences of other persons who will be driving the vehicle(s) to which the permit will pertain (if applicable)?	YES	NO
10. Signed the application form before a Commissioner of Oaths?	YES	NO

INSTRUCTIONS: You must read these.

1. The applicant must submit sufficient information to justify the granting of an exemption, and, if the applicant elects to use this form, **it must be completed in full**. This application requires the minimum information required for the consideration of an exemption application. Should an applicant believe it necessary, further information may be attached to this application as clearly marked annexures. **Only the original completed, signed and dated application form will be accepted; a faxed or e-mailed version thereof will not be accepted.**
2. This application must be completed and signed by the applicant. The applicant's signature must be commissioned by a Commissioner of Oaths. If the application is completed by a third party (such as a consultant or legal representative), then this third party's details must **also** be provided as required in this application. A failure to adhere to this requirement could result in the application being refused.
3. Applicants must provide a motivation stating in detail why granting an exemption to the applicant would be in the public interest, or in the interests of protecting the environment (see Part E below).
4. Applicants must provide a motivation which clearly demonstrates that the proposed vehicle use will not cause significant harm to the coastal zone (see Part H below).
5. Applicants must provide a motivation stating why granting the application will not seriously affect the rights of the public to enjoy the coastal zone (see Part I below).
6. Applicants must provide a certified copy of each of the driver's licences of those persons who will be driving the vehicle or vehicles to which this exemption pertains.
7. **This application must be addressed to the Minister of Environmental Affairs and Tourism at Private Bag X447, Pretoria, 0001.**
8. The Department will submit your completed application for comment to the relevant provincial authority or manager of a protected area if your application affects a protected area. This is due to the co-operative governance requirements of the Constitution (Act No.108 of 1996). Provincial working groups meet monthly to evaluate applications for vehicle use in the coastal zone. The Department will in consultation with the relevant authority endeavour to process your application within a reasonable period of time, defined as 45 to 60 days, subject to inclusion of all the information required in the application form. **You are therefore requested to submit your application form at least 60 days prior to the date on which you propose to use a vehicle in the coastal zone.**
9. **If applicable - please note that on expiry of the previous exemption issued to you, you must have returned the certificate issued with that exemption, at your cost, to the Department within 14 days of the expiry of that exemption.**
10. **Failure to provide the information requested herein may result in the application not being processed.**

PART A: PERSONAL DETAILS

Full name of applicant.....
Identity number / legal entity registration number of applicant.....
Address (physical).....
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Address (postal).....
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Telephone Number (work).....
Telephone Number (home).....
Cellphone Number.....
Fax Number.....
E-Mail address.....

PART B: EXEMPTION SOUGHT

Any person, including an organ of state, may apply in writing to the Minister for exemption from complying with any of the requirements in regulation 6, 7 or 8, for the granting of a permit, boat launching site licence, or the carrying on of an environmental assessment, in terms of section 24(4) of the Act, respectively.

Tick the applicable box indicating the requirement from which you seek an exemption.

1. Tick the box that indicates the purpose for which an exemption is sought

Exemption from the requirements of Regulation 6 (Permit)

Exemption from the requirements of Regulation 7 (Boat launching site licence)

Exemption from the requirements of Regulation 8 (Environmental assessment)

Other (Specify below)

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PART C: DURATION OF EXEMPTION

1. Please state the date(s) / period for which the exemption is sought, e.g. throughout the year, or certain periods only:

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2. Do any of the above nominated dates fall within a school holiday period or on public holidays?

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3. If yes, provide details:

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PART D: PURPOSE OF THE APPLICATION

Specify the purpose for which you seek vehicle access to the coastal zone (please provide details in a clearly marked annexure if insufficient space is provided below):

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PART E: THE PUBLIC INTEREST / PROTECTING THE ENVIRONMENT

The Minister may not grant an exemption unless he is satisfied that granting such exemption is in the public interest, or in the interests of protecting the environment. Please state in detail why granting an exemption to the applicant would be in the public interest, or in the interests of protecting the environment (this motivation may be submitted as a clearly marked annexure if insufficient space is provided below):

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PART F: LOCATION OF AREA(S) OF INTENDED VEHICLE USE IN THE COASTAL ZONE

- 1. Province.....
- 2. Magisterial District(s).....
- 3. Closest City/Town.....
- 4. Surrounding/adjacent land use(s):
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5. Has the proposed coastal zone area in which you intend to use a vehicle, historically or ever been frequently used by vehicles?

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6. Provide an exact description of extent of area(s) of intended access:

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7. Provide an exact description of the point(s) of intended access to / from the coastal zone. This description should include references to road names (if access from public road or car park), property names appearing on a 1:50 000 map (if access from private property); or name of holiday resort or caravan park (where applicable). Where possible, applicants should provide map coordinates of access points to enable such access points to be located on a 1:50 000 map:

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PART G: VEHICLE DETAILS

1. Type(s) of vehicle(s) that is / are intended to be used in the coastal zone:

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2. Registration number(s) of vehicle(s) that is / are intended to be used in the coastal zone:

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3. The number of persons that will accompany the applicant, and their respective functions:

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PART H: SIGNIFICANT HARM TO THE COASTAL ZONE

1. Provide a motivation below which clearly demonstrates why granting the exemption will not result in significant harm to the coastal zone. This motivation may be submitted as a clearly marked annexure if insufficient space is provided below:

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2. Describe the measures that the applicant will be taking to minimise harm to the coastal zone during the applicant’s intended use of vehicles in the coastal zone:

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3. If harm to the coastal zone is unavoidable during the applicant’s intended use of a vehicle in the coastal zone, describe how such harm will be minimised and remedied:

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PART I: RIGHTS OF THE PUBLIC

State in detail why the proposed use of vehicles in the coastal zone will not adversely and seriously affect any rights of the general public to enjoy the coastal zone. This motivation may be submitted as a clearly marked annexure if insufficient space is provided below.

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Declaration By Applicant

I hereby confirm that I am fully aware of my responsibilities in terms of Government Notice No. R1399 of 21 December 2001, as amended, and that any failure to comply with it may constitute an offence in terms of the Regulations.

These Regulations are available from the Department of Environmental Affairs and Tourism: Branch Marine and Coastal Management (tel: 021 - 402 3511), or may be downloaded from the website www.deat.gov.za

I, the undersigned, do hereby make oath / affirmation, and declare that the information submitted with and in this application is true, correct, and complete, and that the copies of the documents submitted are true and certified copies of the original documents. I understand that if any information furnished in this application is not true or complete, including providing false documentation, the falsification of any document, the making of any misleading or false statements, or the non-disclosure of material information or information which may materially affect the evaluation of this application, this may disqualify the application or lead to it being refused.

Signature of the applicant	THUS SIGNED IN MY PRESENCE Commissioner of Oaths
Full Name	Full Name
	Designation
	Office
	Address

Signed at (place)..... on the day of.....in the year.....

If this application has been prepared or completed by, or on the advice of, any person other than the applicant or an employee of the applicant, then this third party must complete the following as well:

Signature of the third party
.....

Full Name.....

Signed at (place)..... on the day of.....in the year.....

NOTE

Your application must either be posted or hand delivered. The application should be addressed to the Department of Environmental Affairs and Tourism

PLEASE DO NOT BIND OR STAPLE THIS FORM TO ANY OTHER DOCUMENTS