

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM

No. 494

8 May 2009

MARINE LIVING RESOURCES ACT, 1998 (ACT NO. 18 OF 1998)**NOTICE OF FEES PAYABLE IN RESPECT OF APPLICATIONS FOR, AND THE ISSUING OR GRANTING OF RIGHTS, PERMITS AND LICENCES IN TERMS OF SECTION 25 OF THE MARINE LIVING RESOURCES ACT, 1998 (ACT NO. 18 OF 1998) FOR RECREATIONAL SCUBA DIVING IN THE MAPUTALAND AND ST LUCIA MARINE PROTECTED AREAS; AND IN THE STILBAAI AND PROPOSED BORDER REGION MARINE PROTECTED AREA UPON DECLARATION.**

I, Marthinus Christoffel Johannes van Schalkwyk, Minister of Environmental Affairs and Tourism, acting with the concurrence of the Minister of Finance, under section 25 of the Marine Living Resources Act, 1998, hereby publish permit fees for recreational scuba diving for the Maputaland and St Lucia Marine Protected Areas (MPAs), declared and published under Government Notice 21948 of 29 December 2000, and the Stilbaai MPA declared and published under Government Notice 1109 of 17 October 2008 and proposed Border Region MPAs as proposed in Government Notice 28129 of 14 October 2005 upon declaration, as set out in the Schedule hereto.

MARTHINUS VAN SCHALKWYK,
MINISTER OF ENVIRONMENTAL AFFAIRS AND TOURISM

SCHEDULE**Definitions**

1. In this Notice any word or expression to which a meaning has been assigned in the Act bears that meaning, and unless the context otherwise indicates

“MPA” means a Marine Protected Area as contemplated in section 43 of the Act, and for the purpose of this notice refers specifically to the Maputaland, St Lucia and Stilbaai Marine Protected Areas;

“Proposed MPA” means a proposed Marine Protected Area which has already been proposed for public comment by way of Government Notice, and for the purpose of this notice refers specifically to the Border Region MPA.

“the Act” means the Marine Living Resources Act, 1998 (Act No. 18 of 1998);

Permits

2. Recreational scuba diving is considered to be an activity in terms of section 43(2) (e) of the Act, which may adversely impact on the ecosystem of an MPA and is therefore classed as a prohibited activity unless authorised in terms of section 43(3) of the Act.
3. Permits for recreational scuba diving are part of the permitting system established to ensure the proper management of MPAs. These permits are part of the recreational fishing permits and obtainable from post offices. Monthly permits may also be available from authorised diving operators in future. All customers of business operators are required to be in possession of recreational scuba diving permits.

Fees

4.

Application Fee	R5.00
Annual Permit Fee	R70.00
Monthly Permit Fee	R40.00

Commencement

5. This notice shall commence on 1 June 2009.