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CONTENTS • INHOUD

No. Gazette No.

GOVERNMENT NOTICE

Environmental Affairs, Department of

Government Notice

R. 614 National Environmental Management: Biodiversity Act (10/2004): Amendment to the Threatened or Protected Species Regulations, 2007

3 35565
GOVERNMENT NOTICE

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. R. 614

2 August 2012

NATIONAL ENVIRONMENTAL MANAGEMENT: BIODIVERSITY ACT, 2004 (ACT NO. 10 OF 2004)
AMENDMENT TO THE THREATENED OR PROTECTED SPECIES REGULATIONS, 2007

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs, hereby in terms of section 97 of the National Environmental Management: Biodiversity Act, 2004 (Act No.10 of 2004), made the regulations in the Schedule hereto.

BOMO EDITH EDNA MOLEWA
MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS
SCHEDULE

Definitions

1. In these regulations—

Amendment of Regulation 1 of the Regulations

2. Regulation 1 of the Regulations is hereby amended by the substitution for the definition of "provincial department" of the following definition:
   "provincial department" means the provincial department or provincial organ of state responsible for the conservation of biodiversity in a province;"

Amendment of Regulation 3 of the Regulations

3. Regulation 3 of the Regulations is hereby amended by—
   (a) the substitution for subregulation (2) of the following subregulation:
      "(2) The Minister is the issuing authority for permits relating to the carrying out of restricted activities involving any listed threatened or protected species—
      (a) in a national protected area;
      (b) by an official of an organ of state;
      (c) that are marine species, including listed threatened or protected marine species in marine protected areas;
      (d) by an organ of state for the control of damage causing animals originating from protected areas or private land in compliance with regulation 14.";"
(b) the substitution for subregulation (3) of the following subregulation:

"(3) The MEC is designated as an issuing authority for permits relating to the carrying out of restricted activities involving specimens of any listed threatened or protected species, excluding permits relating to—

(a) restricted activities carried out in a national protected area;
(b) restricted activities carried out by an official of an organ of state;
(c) listed threatened or protected marine species;
(d) the control of damage causing animals by an organ of state originating from protected areas or private land in compliance with regulation 14.".

Repeal of regulations

5. The following regulations of the Regulations are repealed:

(a) regulation 25;
(b) subregulation (3) of regulation 71.