

DEPARTMENT OF TRANSPORT
GENERAL NOTICE 2010 OF 2023

Another CMTP Inspired Legislative Reform initiative: Maritime Stakeholder's Consultation

The National Ports Act 2005 (Act No. 12 of 2005) is almost 20 years since it was enacted into law in 2005. The Department of Transport is releasing this initial draft of the National Ports Amendment Bill, 2023 for purposes of maritime stakeholder's consultation before the Bill is processed for Cabinet's consideration. This consultation is compulsory prior the further processing of the Bill to next stages.

In drafting these proposed amendments, we have taken into consideration among others; the implementation lessons learnt since enactment; the international and domestic policy developments and performance trends impacting on South African ports; the relevant provisions of the Comprehensive Maritime Transport Policy (CMTP) in particular the CMTP vision 2030 which envisages South Africa to grow into an International Maritime Centre.

The other proposed changes were necessary in the aftermath of the caving-out of Ports Regulator provisions to the Single Transport Economic Regulator Bill. We have had to realign the stakeholder consultation provisions acknowledging the unavoidable change in status of the Authority into being a Comprehensive Port Authority.

Some of the proposed amendments address areas that have been problematic in implementing e.g. corporatisation, etc. Lastly the Bill incorporates some of the recent pronouncements relating to the future reporting and governance arrangements of transport state-owned entities and upgrades the Ports Authority into being a Comprehensive Ports Authority of South Africa.

Maritime stakeholders are therefore invited to consider the proposed draft amendments and submit their comments and inputs to reach the Department of Transport by no later than the 5th of October 2023. The Department is planning a hybrid consultation meeting to be held by October 2023.

Written submissions must be directed as follows:

Director General

Department of Transport

For the attention of: Mr Dumisani Theophilus Ntuli: Chief Director: Maritime Policy and Legislation

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