



FREE STATE-VRYSTAAT-FREIESTAAT

Committee Service

Our reference:
Ons verwysing:
Tshupo ya rona:

FREE STATE LEGISLATURE

PORTFOLIO COMMITTEE ON TOURISM, ENVIRONMENTAL AND ECONOMIC AFFAIRS

Report on conferral of authority to vote on National Environmental Management: Integrated Coastal Management Bill [B40B-2007]

1. Consideration

The Committee considered the Bill: National Environmental Management: Integrated Coastal Management Bill [B40B-2007].

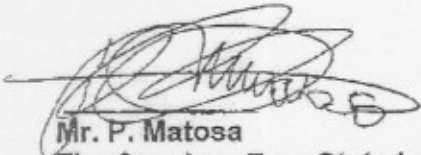
2. Recommendations

The Portfolio Committee considered the report of the Select Committee, and amendments agreed to on the Bill.

3. Resolution

The Committee resolved that:

- (a) Authority be conferred to the Free State Delegation, to vote for the adoption of the Bill as amended by the NCOP.


Mr. P. Matosa
The Speaker: Free State Legislature
26 August 2008

Tel.: 051 - 4071129 (FAX) 051 - 447 1815

Email: SylvesterT@fsl.gov.za

Private Bag / Privaatsak / Mokotla wa poso X20561 BLOEMFONTEIN 9300

GAUTENG PROVINCIAL LEGISLATURE

RESOLUTION


Monday 23 June 2008

I, the Speaker, Mr R Mdakane, hereby table the following resolution in terms of Rule 38 (1)

That this House adopts:

the reports of the Portfolio Committee on Agriculture, Conservation and Environment on the Final Voting Mandates of the following Section 76 Bills, as recommended.

1. National Environment Laws Amendment Bill [B35-2007]
2. National Environment Management Waste Bill [B39B-2007]
3. National Environment Management Coastal Management Bill [B40B-2007]


PROPOSER: MR R MDAKANE
SPEAKER



GAUTENG
LEGISLATURE

AGRICULTURE, CONSERVATION AND ENVIRONMENT PORTFOLIO COMMITTEE
FINAL VOTING MANDATE
OF THE NATIONAL ENVIRONMENT MANAGEMENT: INTEGRATED COASTAL
MANAGEMENT BILL
[B40B-2007]
(Section 76)

20 June 2008

1. INTRODUCTION

The Chairperson of the Agriculture, Conservation and Environment Portfolio Committee, Ms. N Nkomo-Ralehoko, tables the Final Voting Mandate on National Environment Management: Integrated Coastal Management Bill [B40B-2007], a Section 76 Bill as follows:

2. PROCESS FOLLOWED

The Speaker formally referred the National Environment Management: Integrated Coastal Management Bill [B40B-2007], a Section 76 Bill to the Agriculture, Conservation and Environment Portfolio Committee for consideration and report in terms of Rule 232 (1) (a) read with 235 (4), (6) and (7) on Tuesday 13 May 2008. The Chairperson, Ms N Nkomo-Ralehoko, tables the Final Mandate on the above-mentioned Bill as follows:

The NCOP Permanent Delegate, Member Abram Mzizi briefed the Committee on the content of the Bill on Friday 02nd May 2008.

The Committee did not conduct Public Hearings on the Bill, as the Bill does not affect the Gauteng Province. The Committee deliberated on the Bill and adopted the negotiating mandate on National Environment Management: Integrated Coastal Management Bill [B40B-2007], Section 76 Bill on Monday, 02 June 2008.

3. OBJECTS OF THE BILL

The Bill sets out a new and integrated approach to managing the nation's coastal resources in order to promote social equity and to make best economic use of coastal resources, whilst protecting the natural environment. Specifically, the Bill seeks to:

- Provide a legal and administrative framework that will promote cooperative, coordinated and integrated coastal management

- Preserve , protect and enhance the status of the coastal environment as the heritage of all;
- Ensure that coastal resources are managed in the interest of the whole community;
- Ensure that there is equitable access to the opportunities and benefits derived from the coast; and
- Give effect to South Africa's international law obligations.

4. OVERVIEW OF PUBLIC HEARING & WRITTEN SUBMISSIONS

The Committee did not receive verbal or written submissions on the Bill.

5. IMPLICATIONS OF THE BILL FOR THE IN PROVINCE

There are no Environment, Financial Economic and Social Implication on the Province as the Bill does not affect the Gauteng Province, but the coastal provinces.

6. COMMITTEE RECOMMENDATIONS

The Portfolio Committee supports National Environment Management Integrated Coastal Management Bill [B40B-2007] with no proposed amendments, the Bill as passed by the National Assembly and transmitted to the NCOP for concurrence.

7. FINAL VOTING POSITION ADOPTED BY COMMITTEE

The Agriculture, Conservation and Environment Portfolio Committee recommends that in terms of Section 65 of the Constitution, the House confer authority on the Gauteng Provincial Delegate/s to the National Council of Provinces to vote in favour of the National Environment Management: Integrated Coastal Management Bill [B40B-2007]



ISISHAYAMTHETHO SAKWAZULU-NATAL

KWAZULU-NATAL WETGEWER

KWAZULU-NATAL PROVINCIAL LEGISLATURE

TO: THE CHAIRPERSON,
NATIONAL COUNCIL OF PROVINCES

FINAL MANDATE

PROVINCE : KWAZULU-NATAL

BILL : NATIONAL ENVIRONMENTAL
MANAGEMENT: INTEGRATED
COASTAL MANAGEMENT BILL
[B40B – 2007]

DATE : Thursday, 19th June 2008

PROVINCIAL PROCESS :

Provincial Portfolio Committee/s : Agriculture & Environmental Affairs
Portfolio Committee
Portfolio Committee meeting date/s : Thursday, the 19th of JUNE 2008
Provincial NCOP meeting date/s : Thursday, the 19th of JUNE 2008
Consultation : Parliamentary Legal Advisors, Special &
Permanent Delegates

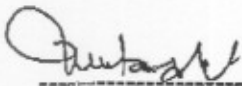
VOTE OF THE KWAZULU-NATAL PROVINCIAL LEGISLATURE:

The Provincial Standing Committee on National Council of Provinces Matters met today, Thursday, the 19th of JUNE 2008, & agreed to mandate the KwaZulu-Natal delegation to the National Council of Provinces to *support* the National Environmental Management: Integrated Coastal Management Bill [B40B-2007] with amendments as agreed to by the Select Committee on Land & Environmental Affairs on 10 June 2008.

The delegation is further mandated to consider any additional amendments, providing that-

- 1) the amendment/s does/do not alter the essential elements of the Bill; and
- 2) consensus is reached on the proposed amendment/s by the KwaZulu-Natal delegation.

PROVINCIAL ENDORSMENT



Hon T Jeebodh
ACTING CHAIRPERSON:
KWAZULU-NATAL STANDING COMMITTEE
ON NATIONAL COUNCIL OF PROVINCES MATTERS

Thursday, the 19th of JUNE 2008

DATE

Limpopo Legislature

OFFICE OF THE SECRETARY



Physical Address:
Lebowakgomo
Government Complex

Postal Address:
Private Bag X9309
Polokwane
0700

CONFERRAL OF VOTING MANDATE

To : The Chairperson: National Council of Provinces

Name of Bill : National Environmental Management: Integrated Coastal Management Bill, 2007

Number of Bill : [B40B-2007]

Date of deliberation : 24 June 2008

Vote of Legislature : in favour of the Bill

T.S. Farisani
.....
DR. T.S. FARISANI
SPEAKER: LIMPOPO LEGISLATURE

20/06/08
.....
DATE

Limpopo Legislature

OFFICE OF THE SECRETARY

**Physical Address:**

Lebowakgomo
Government Complex

**REPORT OF THE PORFOLIO COMMITTEE ON ECONOMIC
DEVELOPMENT, ENVIRONMENT AND TOURISM ON NATIONAL
ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL
MANAGEMENT BILL, 2007 [B40B-2007]**

Postal Address:

Private Bag X9309
Polokwane
0700

1. INTRODUCTION

The National Council of Provinces referred the National Environmental Management: Integrated Coastal Management Bill, 2007[B40B-2007] to the Limpopo Legislature. Upon receipt by the Legislature, the Bill was referred to the Portfolio Committee on Economic Development, Environment and Tourism to make further inputs for consideration by the NCOP when negotiating the mandate.

2. OBJECTS OF THE BILL.

The Bill seeks to establish a system of integrated coastal and estuarine management in the Republic, including norms, standards and policies, in order to promote the conservation of the coastal environment, and maintain the natural attributes of coastal landscapes and seascapes, and to ensure that development and use of natural resources within the coastal zone is socially and economic justifiable and ecologically sustainable; to define rights and duties in relation to coastal areas; to prohibit incineration at sea; to control dumping at sea, pollution in the coastal zone, inappropriate development of the coastal environment and other adverse effects on the coastal environment; to give effect to South Africa's international obligations in relation to coastal matters; and to provide for matters connected therewith.

3. CONSIDERATION OF THE BILL

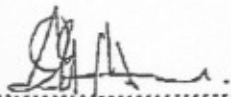
The Portfolio Committee met the NCOP Permanent Delegate on 15 May 2008 to receive a detailed briefing on the principles and objects of the Bill. The Committee met again on 20 May 2008 for the consideration of the Bill. It was in this meeting that the Committee decided to conduct a provincial public hearing in which various stakeholders from five district municipalities of the province attended to make inputs and views on the Bill. A provincial public hearing was held on 30 May 2008. The inputs were submitted with the negotiating mandate on the Bill.

4. RECOMMENDATIONS

The Committee, having considered the Bill, and made inputs which were submitted during the negotiation stage, recommends to the House to adopt the report, and that a final mandate be conferred on the National Council of Provinces Permanent Delegates to vote in favour of the Bill

5. CONCLUSION

In conclusion, Hon. Speaker, I move that this report be adopted as the report of this august House. I move accordingly Honourable Speaker.



.....
Mr T.G.G MASHAMBA, MPL
COMMITTEE CHAIRPERSON



013 766 0000000

OFFICE OF THE SPEAKER



Sibaya Mzethu Sasefunda
SaseMuzwazi
Huye ya Mzethu ya Mpumalanga
Isheya Mzethu Sasefunda Sase Mpumalanga

Private Bag X 11289
Nelspruit 1200
Tel +27 13 766 1041
Fax + 27 13 766 1149
Building No 1, Mpumalanga
Government Complex
Riverside, Nelspruit
Mpumalanga Province
www.mputeg.gov.za

◀ Tel No: 013 766 1051
Fax No: 013 766 1478

Physical Address:
Building No 1,
Mpumalanga Legislature
Government Complex
Government Boulevard
Riverside
Nelspruit

Postal Address:
P/Bag X11289
NELSPRUIT - 1200

Web Address:
www.mputeg.gov.za

Share - call number
0860 774 455

Enquiries: Mr. DE Mashego
Tel. (013) 766 1399


FINAL MANDATE

NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT BILL [B40B-2007]

The Portfolio Committee on Agriculture and Land Administration; Economic Development and Planning (the Committee) considered the National Environmental Management: Integrated Coastal Management Bill [B40B-2007] (the Bill).

After deliberations, the Committee supported the Bill with the amendments as proposed by the Select Committee on Land and Environmental Affairs.

The delegation representing the Province of Mpumalanga in the National Council of Provinces (NCOP) is conferred with authority and a mandate to vote in favour of the Bill with amendments.


HON. YN PHOSA
SPEAKER: MPUMALANGA LEGISLATURE

29.08.2008
DATE

**"We are about : Law making, Oversight, Public Participation
and Public Involvement"**

Wes-Kaapse Provinsiale Parlement
Western Cape Provincial Parliament
IPalamente yePhondo leNtshona Koloni



**FINAL MANDATE OF THE WESTERN CAPE ON THE NATIONAL
ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL
MANAGEMENT BILL [B40B-2007] (NCOP)**

Final mandate of the Western Cape Provincial Parliament on the *National Environmental Management: Integrated Coastal Management Bill [B40B-2007]* (NCOP), as resolved by the Standing Committee on Community Development on 17 June 2008.

The Western Cape Provincial Parliament having considered the subject of the *National Environmental Management: Integrated Coastal Management Bill [B40B-2007]* (NCOP) referred to the Provincial Parliament in terms of the rules of the National Council of Provinces (NCOP), begs to report that it confers on the Western Cape's delegation in the NCOP the authority to support the Bill with the following amendments.

Arrangement of Sections

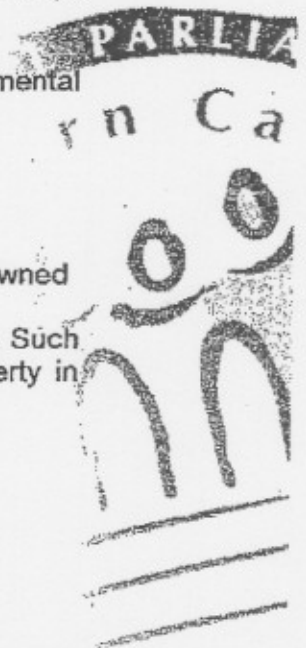
1. On page 5, in line 32, to omit "zoning" and to substitute "planning"
2. On page 5, in line 33, to omit "zoning" and to substitute "planning"
3. On page 5, in line 34, to omit "zoning" and to substitute "planning"

Clause 1

1. On page 9, in line 41, to omit "zoning" and to substitute "planning"
2. On page 10, after line 30, to insert the following definition "environmental authorisation" means an authorisation granted in respect of coastal activities by a competent authority in terms of Chapter 5 of the National Environmental Management Act.
3. On page 10, in line 33, to omit "and".
4. On page 11, from line 3, to omit the definition "environmental authorisation".

Clause 27

1. On page 21, after line 20, to add the following subsections:
 "(5) Land excluded from coastal public property forms part of State owned land.
 (6) The Minister may on application approve the reclamation of land. Such reclaimed land shall, unless excluded from coastal public property in terms of subsection (5), form part of coastal public property".



Clause 35

1. On page 23, in line 32, to omit "may" and to substitute "must".

Clause 56

1. On page 32, in lines 13, 14, 15, 31, 34, 35, 43, 45, 46, 49, 50, 53, 55, 56 and 58 to omit "zoning" and to substitute "planning".
2. On page 33, in lines 1, 4, 7 and 14 to omit "zoning" and to substitute "planning".

Clause 57

1. On page 33, in lines 16, 19, 21 and 22 to omit "zoning" and to substitute "planning".

Clause 83

1. On page 46, in lines 34 and 41, to omit "zoning" and to substitute "planning".

Clause 89

1. On page 49, in line 27, after "Delegations" to insert "and enforcement".

Add definition:

"Government purposes" means the exercise of functions by an organ of state that in the national interest or in the interest of national security but does not include donation, leases of more than 20 years or alienation by that organ of state.

Clause 9

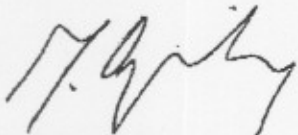
On page 14, line 34 delete "agriculture and"

Clause 26

On page 20, line 26 to omit "MEC" and to substitute "Minister"

Clause 95

On page 51, line to omit "land or premises that forms part of"



M OZINSKY
CHIEF WHIP
19 JUNE 2008



Northern Cape
Provincial Legislature

OFFICE OF THE SPEAKER

Private Bag X5066
Kimberley 8300

Nobengula Extension
Galeshewe
Kimberley 8300

Fax Admin (053) 839 8094
Tel: (053) 839 8005

Date: 2008-06-20

The Chairperson
National Council of Provinces
Hon MJ Mahlangu

FINAL MANDATE FOR THE NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL MANAGEMENT BILL [B40B - 2007]

INTRODUCTION

The Chairperson of the Portfolio Committee on Economic Affairs & Tourism, Hon JT Beukes, tables the Committee's negotiating mandate as adopted by the Portfolio Committee on **25 March 2008** on the *National Environmental Management: Integrated Coastal Management Bill [B40B - 2007]*.

PROCESS FOLLOWED

The Speaker of the Northern Cape Provincial Legislature, on receipt, referred the *National Environmental Management: Integrated Coastal Management Bill [B40B - 2007]* to the Portfolio Committee on Economic Affairs and Tourism on **25 March 2008**.

The Portfolio Committee at its meeting on **15 May 2008** received a briefing on the Bill from the Northern Cape's Permanent Delegate to the NCOP, Hon RJ Tau, and Dr Malan from the National Department of Economic Affairs & Tourism.

The Portfolio Committee resolved at the meeting of **15 May 2008** to hold public hearings on the referred Bill in the coastal regions of Hondeklip Bay and Alexander Bay to solicit the views of the affected beneficiary communities and stakeholders with regard to the *National Environmental Management: Integrated Coastal Management Bill [B40B-2007]*.

Two (2) public hearings were held on **22 May 2008** as per Committee resolution and both written and oral submissions were called for. The public engaged with the Members of the Provincial Legislature on their views.

On **27 May 2008** the Portfolio Committee on Economic Affairs & Tourism deliberated and considered the *National Environmental Management Bill: Integrated Coastal Management Bill* **[B40B - 2007]**.

PORTFOLIO COMMITTEE POSITION AT THE NEGOTIATING STAGE

The Portfolio Committee on Economic Affairs & Tourism **supported** the Bill.

The Negotiating Mandate was tabled on 27 May 2008 in the House. The Committee recommended to the House to mandate the Permanent Delegates to participate in deliberations at the negotiating stage and to support the Bill, taking note of the concerns raised by the Committee as well as those of the public.

COMMITTEE POSITION AFTER CONSIDERATION OF NEGOTIATING MANDATE BY THE NCOP SELECT COMMITTEE

The Portfolio Committee's Negotiating Mandate indicated that the Northern Cape will support the *National Environmental Management: Integrated Coastal Management Bill* **[B40B - 2007]** on condition that the concerns raised by the Committee will also be considered.

FINAL VOTING MANDATE

In terms of Section 65 of the Constitution, the Portfolio Committee on Economic Affairs & Tourism recommends that the House confer authority on the Head of its Delegation to the NCOP **to vote in support** of the *National Environmental Management: Integrated Coastal Management Bill* **[B40B - 2007]**



HON G C JIEKELLA
DEPUTY SPEAKER

**EASTERN CAPE PROVINCIAL LEGISLATURE**

Independence Avenue
Private Bag X0051
Bhisho
5605

Tel: (040) 608 0287

2008

Fax: (040) 636 4922

Date: 01 September

Enquiries: I Netshitumbu

Email: inetshitumbu @ecleg.gov.za

PORTFOLIO COMMITTEE ON ECONOMIC AFFAIRS, ENVIRONMENT AND TOURISM

Report on Final Mandate of the National Environmental Management : Integrated Coastal Management Bill (B40B-2008)

1. Terms of reference

The National Environmental Management: Integrated Coastal Management Bill [B40B-200B], herein referred to as the Bill, was referred to the Portfolio Committee on Economic Affairs by the NCOP for consideration in order to formulate a provincial mandate.

2. Consideration of the Bill

The Portfolio Committee was briefed on the content, effect and proposed amendments. The Committee noted that the major concerns that were raised by the Province were addressed.

3. Resolution

The Committee resolved that the following final mandate be conferred:

- To vote for the adoption of the Bill.
- That the Permanent Delegate for the Province of the Eastern Cape be mandated to represent the Province at the meeting considering the final mandates and vote for the adoption of the Bill.

HON. N KIVIET

SPEAKER: EASTERN CAPE PROVINCIAL LEGISLATURE