

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



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NEGOTIATING MANDATE OF THE  
ENVIRONMENTAL MANAGEMENT AMENDMENT BILL  
[B36B-2007] (NCOP)

Negotiating mandate of the Western Cape Provincial Parliament on the *Environmental Management Amendment Bill [B36B-2007] (NCOP)*, as resolved by the Standing on Community Development on 27 August 2008.

The Western Cape Provincial Parliament, having considered the subject of the *Environmental Management Amendment Bill [B36B-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:

CLAUSE 1

1. On page 4, from line 10, to omit the second "environmental matters" and to substitute:

with regard to the implementation of environmental legislation, regulations, policies, strategies and guidelines

CLAUSE 2

1. On page 7, after line 6, to insert the following subsection:

(4A) Where environmental impact assessment has been identified as the environmental instrument to be utilised in informing an application for environmental authorisation, section 24(4)(b) is applicable.

2. On page 7, in line 29, to omit "the procedures for".

3. On page 8, in line 33, after "potential" to insert "impacts or".

4. On page 8, in line 37, after "24(4)" to insert:

provided that such investigation, assessment and communication comply with the requirements of section 24(4) (a) and, where applicable, comply with section 24(4)(b)

#### CLAUSE 6

1. On page 10, in line 40, to omit "one or more of the following, namely".

2. On page 11, in line 14, after "(2)" to insert "(a) or (b)".

#### CLAUSE 8

1. On page 12, in line 4, after "not" to insert:

and provided that section 24(4)(a) and, where applicable, section 24(4)(b) are given effect to in such process

2. On page 12, from line 28, to omit subsection 4 and to substitute:

(4) A competent authority empowered under Chapter 5 to issue an environmental authorisation may regard an authorisation in terms of any other legislation that meets all the requirements stipulated in section 24(4)(a) and, where applicable, section 24(4)(b) to be an environmental authorisation in terms of that Chapter.



**S E BYNEVELDT**  
**SPEAKER**  
**4 SEPTEMBER 2008**