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GENERAL NOTICE

NOTICE 130 OF 2015

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008 (ACT NO. 59 OF 2008)

AMENDMENT TO THE LIST OF WASTE MANAGEMENT ACTIVITIES THAT HAVE, OR ARE LIKELY TO HAVE A DETRIMENTAL EFFECT ON THE ENVIRONMENT

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby give notice of my intention to amend the list of waste management activities that have, or are likely to have a detrimental effect on the environment, published under Government Notice No. 921 in Government Gazette No. 37083 of 29 November 2013 as amended by Government Notice No. 332 of 2 May 2014, under sections 19(2)(a), 19(3)(a) read with sections 19(10)(a), 72 and 73 of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) set out in the Schedule hereto.

Members of the public are invited to submit to the Minister, within 30 days of publication of this Notice in the *Gazette*, written representations or objections to the following addresses:

Members of the public are invited to submit to the Minister, within 30 days of publication of a Notice in the *Government Gazette*, written comments to the following addresses:

By post to: The Director General
 Department of Environmental Affairs
 Attention: Mr Anben Pillay
 Private Bag X447
 PRETORIA
 0001

By hand at: Environment House, 473 Steve Biko Street, Pretoria, Arcadia, 0082.

By email: apillay@environment.gov.za, or by fax: 086 608 0755 or Tel: 012 399-9830.

The Draft Regulations can also be accessed at <http://sawic.environment.gov.za> under “**Draft documents for comment**” or obtained at the Department’s offices.

Comments received after the closing date may not be considered.


BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS

SCHEDULE

Definition

1. In this Schedule unless the context requires otherwise—

“Waste Management Activities List” means the List of Waste Management Activities that have, or Are Likely to Have a Detrimental Effect on the Environment, published under Government Notice No. 921 of 29 November 2013 as amended by Government Notice No. 332 of 2 May 2014.

Amendment of Waste Management Activities List

2. Waste Management Activities List is hereby amended by the addition in Category B of the following activity:

“Prospecting, mining, exploration or production operation, resulting in the development of residue stockpiles and residue deposits”

- (11) Prospecting, mining, exploration or production operation, resulting in development of residue stockpiles and residue deposits. The management and control of these waste must take place in accordance with the regulations for management and control of residue deposits and residue stockpiles or an integrated environmental authorization as provided for in terms of NEMA.
3. In terms of the NEM: Waste Amendment Act, the residue deposits and residue stockpiles cease to be a waste through any of the following;
- (i) once an application for their reclamation, re-use, recycling or recovery has been approved or, after such approval, once they are, or have been, reclaimed, re-used, recycled or recovered;
 - (ii) where approval is not required, once a residue deposit or residue stockpile is, or has been, reclaimed, re-used, recycled or recovered;
 - (iii) where the Minister has, in terms of section 74, exempted a residue deposit and residue stockpile or a portion of residue deposit and residue stockpile from the definition of waste; or
 - (iv) where the Minister has, in a prescribed manner, excluded a residue deposit and residue stockpile or any portion of a residue deposit and residue stockpile from the definition of waste.
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