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LRA2/6/6/1

CIRCULAR



CIRCULAR NO: 08/2017

DATE: 14 MARCH 2017

TO ALL EMPLOYERS AND EMPLOYEES IN THE MOTOR INDUSTRY

MIBCO: NEW PERIOD OF OPERATION OF THE COLLECTIVE ADMINISTRATIVE AGREEMENT

As previously reported the Collective Administrative Agreement for the Council expired on 31 August 2016.

The Council has subsequently decided to apply to the Department of Labour for the renewal of the period of operation for this Collective Administrative Agreement until 31 August 2019.

NO amendments were affected to the previous Collective Administrative Agreement as published in Government Notice No. R.783 dated 1 July 2016.

The only change to the Collective Administrative Agreement is the extension of the period of operation until 31 August 2019.

This extension had been published in the Government Gazette, that is, Government Notice No. R.215 dated 10 March 2017 and will come into operation from the same date being 10 March 2017.

As a result, MIBCO is in a position to enforce compliance with the Collective Administrative Agreement.

Employers and Employees falling within the registered scope of the Council may approach the respective Regional Office for further clarification and assistance.

The MIBCO Team



Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA
REPUBLIEK VAN SUID AFRIKA

Regulation Gazette

No. 10697

Regulasiekoerant

Vol. 621

**10 March
Maart 2017**

No. 40674

N.B. The Government Printing Works will not be held responsible for the quality of "Hard Copies" or "Electronic Files" submitted for publication purposes

ISSN 1682-5843



AIDS HELPLINE: 0800-0123-22 Prevention is the cure

IMPORTANT NOTICE:

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

No FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.

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Closing times for **ORDINARY WEEKLY** **REGULATION GAZETTE** **2017**

*The closing time is **15:00** sharp on the following days:*

- **29 December**, Thursday, for the issue of Friday **06 January 2017**
- **06 January**, Friday, for the issue of Friday **13 January 2017**
- **13 January**, Friday, for the issue of Friday **20 January 2017**
- **20 January**, Friday, for the issue of Friday **27 January 2017**
- **27 January**, Friday, for the issue of Friday **03 February 2017**
- **03 February**, Friday, for the issue of Friday **10 February 2017**
- **10 February**, Friday, for the issue of Friday **17 February 2017**
- **17 February**, Friday, for the issue of Friday **24 February 2017**
- **24 February**, Friday, for the issue of Friday **03 March 2017**
- **03 March**, Friday, for the issue of Friday **10 March 2017**
- **10 March**, Friday, for the issue of Friday **17 March 2017**
- **16 March**, Thursday, for the issue of Friday **24 March 2017**
- **24 March**, Friday, for the issue of Friday **31 March 2017**
- **31 March**, Friday, for the issue of Friday **07 April 2017**
- **06 April**, Thursday, for the issue of Thursday **13 April 2017**
- **12 April**, Wednesday, for the issue of Friday **21 April 2017**
- **20 April**, Thursday, for the issue of Friday **28 April 2017**
- **26 April**, Wednesday, for the issue of Friday **05 May 2017**
- **05 May**, Friday, for the issue of Friday **12 May 2017**
- **12 May**, Friday, for the issue of Friday **19 May 2017**
- **19 May**, Friday, for the issue of Friday **26 May 2017**
- **26 May**, Friday, for the issue of Friday **02 June 2017**
- **02 June**, Friday, for the issue of Friday **09 June 2017**
- **08 June**, Thursday, for the issue of Thursday **15 June 2017**
- **15 June**, Thursday, for the issue of Friday **23 June 2017**
- **23 June**, Friday, for the issue of Friday **30 June 2017**
- **30 June**, Friday, for the issue of Friday **07 July 2017**
- **07 July**, Friday, for the issue of Friday **14 July 2017**
- **14 July**, Friday, for the issue of Friday **21 July 2017**
- **21 July**, Friday, for the issue of Friday **28 July 2017**
- **28 July**, Friday, for the issue of Friday **04 August 2017**
- **03 August**, Thursday, for the issue of Friday **11 August 2017**
- **11 August**, Friday, for the issue of Friday **18 August 2017**
- **18 August**, Friday, for the issue of Friday **25 August 2017**
- **25 August**, Friday, for the issue of Friday **01 September 2017**
- **01 September**, Friday, for the issue of Friday **08 September 2017**
- **08 September**, Friday, for the issue of Friday **15 September 2017**
- **15 September**, Friday, for the issue of Friday **22 September 2017**
- **21 September**, Thursday, for the issue of Friday **29 September 2017**
- **29 September**, Friday, for the issue of Friday **06 October 2017**
- **06 October**, Friday, for the issue of Friday **13 October 2017**
- **13 October**, Friday, for the issue of Friday **20 October 2017**
- **20 October**, Friday, for the issue of Friday **27 October 2017**
- **27 October**, Friday, for the issue of Friday **03 November 2017**
- **03 November**, Friday, for the issue of Friday **10 November 2017**
- **10 November**, Friday, for the issue of Friday **17 November 2017**
- **17 November**, Friday, for the issue of Friday **24 November 2017**
- **24 November**, Friday, for the issue of Friday **01 December 2017**
- **01 December**, Friday, for the issue of Friday **08 December 2017**
- **08 December**, Friday, for the issue of Friday **15 December 2017**
- **15 December**, Friday, for the issue of Friday **22 December 2017**
- **20 December**, Wednesday, for the issue of Friday **29 December 2017**

LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

COMMENCEMENT: 1 APRIL 2016

NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1000 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	250.00
Ordinary National, Provincial	2/4 - Half Page	500.00
Ordinary National, Provincial	3/4 - Three Quarter Page	750.00
Ordinary National, Provincial	4/4 - Full Page	1000.00

EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3000** per page.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website www.gpwonline.co.za

All re-submissions will be subject to the standard cut-off times.

All notices received after the closing time will be rejected.

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00, to be published the following Friday	Tuesday, 12h00 - 3 days prior to publication
Petrol Price Gazette	As required	First Wednesday of the month	One week before publication	3 days prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00, to be published the following Friday	3 days prior to publication
Unclaimed Monies (justice, labour or lawyers)	January / As required 2 per year	Any	15 January / As required	3 days prior to publication
Parliament (acts, white paper, green paper)	As required	Any		3 days prior to publication
Manuals	As required	Any	None	None
State of Budget (National Treasury)	Monthly	Any	7 days prior to publication	3 days prior to publication
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 12h00 - 3 days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 days prior to publication
North West	Weekly	Tuesday	One week before publication	3 days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 days prior to publication
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
Mpumalanga Liquor License Gazette	2 per month	Second & Fourth Friday	One week before	3 days prior to publication

GOVERNMENT PRINTING WORKS - BUSINESS RULES**EXTRAORDINARY GAZETTES**

3. *Extraordinary Gazettes* can have only one publication date. If multiple publications of an *Extraordinary Gazette* are required, a separate Z95/Z95Prov *Adobe* Forms for each publication date must be submitted.

NOTICE SUBMISSION PROCESS

4. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website www.gpwonline.co.za.
5. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
6. The completed electronic *Adobe* form has to be submitted via email to submit.egazette@gpw.gov.za. The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
7. Every notice submitted **must** be accompanied by an official **GPW** quotation. This must be obtained from the *eGazette* Contact Centre.
8. Each notice submission should be sent as a single email. The email **must** contain **all documentation relating to a particular notice submission**.
 - 8.1. Each of the following documents must be attached to the email as a separate attachment:
 - 8.1.1. An electronically completed *Adobe* form, specific to the type of notice that is to be placed.
 - 8.1.1.1. For *National Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
 - 8.1.1.2. The notice content (body copy) **MUST** be a separate attachment.
 - 8.1.2. A copy of the official **Government Printing Works** quotation you received for your notice .
(Please see *Quotation* section below for further details)
 - 8.1.3. A valid and legible Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
 - 8.1.4. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should **also** be attached as a separate attachment. (Please see the *Copy Section* below, for the specifications).
 - 8.1.5. Any additional notice information if applicable.
9. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
10. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
11. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
12. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**QUOTATIONS**

13. Quotations are valid until the next tariff change.
 - 13.1. **Take note:** GPW's annual tariff increase takes place on **1 April** therefore any quotations issued, accepted and submitted for publication up to **31 March** will keep the old tariff. For notices to be published from 1 April, a quotation must be obtained from **GPW** with the new tariffs. Where a tariff increase is implemented during the year, **GPW** endeavours to provide customers with 30 days' notice of such changes.
14. Each quotation has a unique number.
15. Form Content notices must be emailed to the eGazette Contact Centre for a quotation.
 - 15.1. The *Adobe* form supplied is uploaded by the Contact Centre Agent and the system automatically calculates the cost of your notice based on the layout/format of the content supplied.
 - 15.2. It is critical that these *Adobe* Forms are completed correctly and adhere to the guidelines as stipulated by **GPW**.
16. **APPLICABLE ONLY TO GPW ACCOUNT HOLDERS:**
 - 16.1. **GPW** Account Customers must provide a valid **GPW** account number to obtain a quotation.
 - 16.2. Accounts for **GPW** account customers **must** be active with sufficient credit to transact with **GPW** to submit notices.
 - 16.2.1. If you are unsure about or need to resolve the status of your account, please contact the **GPW** Finance Department prior to submitting your notices. (If the account status is not resolved prior to submission of your notice, the notice will be failed during the process).
17. **APPLICABLE ONLY TO CASH CUSTOMERS:**
 - 17.1. Cash customers doing **bulk payments** must use a **single email address** in order to use the **same proof of payment** for submitting multiple notices.
18. The responsibility lies with you, the customer, to ensure that the payment made for your notice(s) to be published is sufficient to cover the cost of the notice(s).
19. Each quotation will be associated with one proof of payment / purchase order / cash receipt.
 - 19.1. This means that **the quotation number can only be used once to make a payment.**

GOVERNMENT PRINTING WORKS - BUSINESS RULES**COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

20. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03

20.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).

- 20.2. The notice should be set on an A4 page, with margins and fonts set as follows:

Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

CANCELLATIONS

21. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
22. Requests for cancellation must be sent by the original sender of the notice and must be accompanied by the relevant notice reference number (N-) in the email body.

AMENDMENTS TO NOTICES

23. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

REJECTIONS

24. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email info.egazette@gpw.gov.za). Reasons for rejections include the following:
- 24.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 24.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 24.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 24.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

GOVERNMENT PRINTING WORKS - BUSINESS RULES**APPROVAL OF NOTICES**

25. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
26. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY

27. The Government Printer will assume no liability in respect of—
 - 27.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
 - 27.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
 - 27.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

LIABILITY OF ADVERTISER

28. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

CUSTOMER INQUIRIES

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

GPW has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

29. Requests for information, quotations and inquiries must be sent to the Contact Centre ONLY.
30. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

GOVERNMENT PRINTING WORKS - BUSINESS RULES

PAYMENT OF COST

31. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
32. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
33. Every proof of payment must have a valid **GPW** quotation number as a reference on the proof of payment document.
34. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: info.egazette@gpw.gov.za before publication.
35. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
36. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
37. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

PROOF OF PUBLICATION

38. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website www.gpwonline.co.za free of charge, should a proof of publication be required.
39. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*.

GOVERNMENT PRINTING WORKS CONTACT INFORMATION

Physical Address:

Government Printing Works

149 Bosman Street

Pretoria

Postal Address:

Private Bag X85

Pretoria

0001

GPW Banking Details:

Bank: ABSA Bosman Street

Account No.: 405 7114 016

Branch Code: 632-005

For Gazette and Notice submissions: Gazette Submissions:

For queries and quotations, contact: Gazette Contact Centre:

E-mail: submit.egazette@gpw.gov.za

E-mail: info.egazette@gpw.gov.za

Tel: 012-748 6200

Contact person for subscribers: Mrs M. Toka:

E-mail: subscriptions@gpw.gov.za

Tel: 012-748-6066 / 6060 / 6058

Fax: 012-323-9574

GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS

NO. R. 214

10 MARCH 2017

**NATIONAL ENVIRONMENTAL MANAGEMENT: INTEGRATED COASTAL
MANAGEMENT ACT, 2008 (ACT NO. 24 OF 2008)****DRAFT COASTAL WATERS DISCHARGE PERMIT REGULATIONS**

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby publish, for public comment, the draft Coastal Waters Discharge Permit Regulations in terms of sections 83(1)(g), (h), (k) and (r) of the National Environmental Management: Integrated Coastal Management Act, 2008 (Act No. 24 of 2008) as set out in the Schedule hereto.

Any person who wishes to submit representations or comments in connection with the draft regulations are invited to do so within 30 days after the publication of these regulations in the *Government Gazette*. Comments received after this time may not be considered. All representations and comments must be submitted in writing to the Deputy Director-General of the Department of Environmental Affairs, Branch Oceans and Coasts:

Hand-deliver: **The Deputy Director-General
Environmental Affairs
Oceans and Coasts
Attention: Ms. Baijnath-Pillay
East Pier Building 2, East Pier Road
V and A Waterfront, Cape Town**

By post to: **The Deputy Director-General
Environmental Affairs
Oceans and Coasts
Attention: Ms. Baijnath-Pillay
P.O. Box 52126
V and A Waterfront, Cape Town
8002**

Enquiries to: Ms. Baijnath-Pillay by email to nbpillay@environment.gov.za



**BOMO EDITH EDNA MOLEWA
MINISTER OF ENVIRONMENTAL AFFAIRS**

SCHEDULE

ARRANGEMENT OF REGULATIONS

Regulation

- 1 Definitions
- 2 Application for a coastal waters discharge permit
- 3 Minimum information for assessment of applications
- 4 Assessment of applications
- 5 Discharges into estuaries
- 6 Site inspection
- 7 Decision on applications
- 8 Permit renewal
- 9 Contingency plans
- 10 Fees
- 11 Short title and commencement

SCHEDULE

1. Definitions

In these regulations, unless the context indicates otherwise, a word or expression that is defined in the Act has the same meaning in these regulations, and in addition—

“Act” means the National Environmental Management: Integrated Coastal Management Act, 2008 (Act No. 24 of 2008);

“coastal waters discharge permit” means a permit contemplated in section 69(1) of the Act;

“effluent discharge standards” means the constituent and volume specification limits which effluent must meet prior to its discharge into coastal waters and which are set as conditions in a coastal waters discharge permit;

“existing discharge” means any discharge of effluent into coastal waters which was already taking place at the time of the commencement of these regulations;

“mixing zone” means an area of coastal waters which may be specified in a coastal waters discharge permit—

- (a) in which the discharged effluent undergoes its initial dilution within coastal waters; and
- (b) where the effluent’s constituent concentrations may exceed the limits specified in the natural receiving environment standards for the area in question;

“natural receiving environment” means—

- (a) the area of coastal waters immediately beyond the mixing zone, starting at the end of the mixing zone; or
- (b) where a mixing zone has not been specified in a coastal waters discharge permit, the coastal waters into which effluent is discharged;

“natural receiving environment standards” means the effluent’s constituent and volume specification limits set for the natural receiving environment, as contained in the ‘South African Water Quality Guidelines for Coastal Marine Waters, Volume 1 “Natural Environment”, 1996’ or any guideline for coastal waters discharges published by the Minister, whichever is the more recent document, and includes any other standards which may be set as conditions in a coastal waters discharge permit;

“resource quality objectives” means the determination that the Minister responsible for water affairs may make in terms of Chapter 3 of the National Water Act; and

“system performance monitoring” means monitoring dedicated to determining the effectiveness and efficiency of an entire discharge system and the management of the

system, including monitoring of the physical infrastructure of the discharge system.

2. Application for a coastal waters discharge permit

- (1) An application for a coastal waters discharge permit contemplated in section 69(3) of the Act must—
 - (a) be made to the Minister on the application form obtained from the Department;
 - (b) be completed in full and signed by the relevant person or persons as indicated in the application form;
 - (c) be accompanied by proof of payment of the application fee, if prescribed;
 - (d) be accompanied by all supporting documents required to assess the application including those required by the application form and these regulations; and
 - (e) be lodged—
 - (i) in duplicate;
 - (ii) electronically, if required; and
 - (iii) with the original, or certified copies of the documentation in support of the application, if required.
- (2) If an applicant fails to—
 - (a) fully complete all required parts of, or provide all information required by, the application form or these regulations; or
 - (b) comply with the requirements listed in subregulation (1),the application will be rendered incomplete and it will not be considered.
- (3) The Minister must, within 10 working days after receipt of an application for a coastal waters discharge permit, acknowledge receipt of the application in writing.

3. Minimum information for assessment of applications

- (1) An applicant for a coastal waters discharge permit must, as part of the application, provide information relating to the factors contemplated in sections 69(7) and 69(8) of the Act.
- (2) The application must—

- (a) contain a motivation explaining the reasons for the decision to discharge effluent into coastal waters as opposed to other alternative waste management measures;
- (b) include detailed maps of the location of the infrastructure generating the effluent as well as the location of the infrastructure responsible for discharging the effluent and its Global Positioning Satellite (GPS) coordinates;
- (c) provide a sufficiently detailed description of the receiving environment into which the effluent is, or will be discharged;
- (d) provide details of any areas close to the point of discharge which may be adversely affected as a result of the discharge, including marine protected areas, residential areas, recreational use areas, tourism areas, aquaculture use areas, seawater abstraction and industrial use areas;
- (e) provide details of any existing discharges near to the point of discharge being applied for;
- (f) where applicable, provide the environmental authorisation and its reference number issued in respect of the discharge and its associated infrastructure or where one has not been issued, provide details of the status of the relevant environmental impact assessment process;
- (g) identify the activity, process or operation from which the discharge emanates;
- (h) provide details of the measures that are, or where applicable, will be undertaken, for the avoidance and prevention, minimisation and recycling of the effluent;
- (i) demonstrate that discharging the effluent into coastal waters is the best practicable environmental, social and economic option;
- (j) provide all information about the characteristics of the effluent, its constituents and chemical composition, including—
 - (i) its buoyancy;
 - (ii) the average discharge concentration per month;
 - (iii) the maximum anticipated discharge concentration for all the effluent's constituents; and
 - (iv) the quality variables applicable to the discharge and its unit of measurement;
- (k) provide information about the maximum output volume, in cubic meters, anticipated for dry weather and wet weather, calculated for total volumes per day, per month and per year;

- (l) provide a proposed monitoring plan which illustrates how the applicant will, if the permit is granted, address the following:
 - (i) system performance monitoring; and
 - (ii) the frequency and manner of sampling the effluent;
 - (m) where applicable, provide historic monitoring data for the discharge;
 - (n) provide details of any applicable estuarine management plan, in the case of a discharge into an estuary; and
 - (o) the extent of a mixing zone, if required by the applicant.
- (3) In addition to the information referred to in subregulations (1) and (2), an applicant must provide details of, and where applicable, provide specialist technical and engineering information pertaining to the following:
- (a) the chemical, physical, geological, hydrological and biological processes and reactions that—
 - (i) govern the composition of the receiving environment; and
 - (ii) which influences the dispersion of the effluent;
 - (b) a description of the process responsible for the generation of the effluent;
 - (c) the scope and extent of the proposed mixing zone;
 - (d) a report on the marine ecology of the proposed mixing zone and the natural receiving environment, including information on the marine habitats and its populations which may be affected by the discharge;
 - (e) where applicable, the environmental factors that may assist in the die-off of any micro-organisms in the effluent;
 - (f) the optimum dispersion of the effluent for the discharge;
 - (g) the level of dilution of the effluent which can be achieved in the proposed mixing zone;
 - (h) the sedimentation or the re-suspension of solid-phase particles in the effluent;
 - (i) where applicable, details of the hydraulic design of the pipeline and the alternative proposals for the placement of the pipeline;
 - (j) where applicable, the structural integrity of the pipeline and its diffusers, as well as its structural design including details regarding the future decommissioning of the pipeline; and

- (l) a detailed description of maintenance plans for the pipeline, associated infrastructure, recording and sampling devices.
- (4) In addition to subregulation (1), an applicant must demonstrate that the granting of the permit for the proposed discharge will not, or where applicable, does not, contravene section 69(8) of the Act.

4. Assessment of applications

- (1) The Minister may, after receiving an application submitted in terms of these regulations—
 - (a) request the applicant to provide specific information by a specified date;
 - (b) request the applicant to carry out further investigations and to provide that information within a specified time; or
 - (c) request the applicant to consult with specific organisations, authorities, persons or interested parties and submit the reports of the required consultations within a specified time.
- (2) In assessing an application for a coastal waters discharge permit, the Minister may, in addition to those factors detailed in sections 69(6), (7) and (8) of the Act, also have regard to the following:
 - (a) whether the applicant has been convicted of contravening the Act, the National Environmental Management Act or any other specific environmental management Act; or
 - (b) whether the applicant has contravened conditions of prior or existing permits or authorisations granted to the applicant in terms of the Act, the National Environmental Management Act or any other specific environmental management Act, including these regulations.
- (3) A failure to comply with any request made in terms of subregulation (1) renders the application incomplete and it will not be considered.

5. Discharges into estuaries

- (1) An application for a coastal waters discharge permit to discharge effluent into an estuary may only be granted in exceptional circumstances, and only where it is demonstrated that—
 - (a) such inflows are required to improve or will maintain any applicable resource quality objectives;
 - (b) such inflows will improve the general ecological state of the estuarine system;
 - (c) such inflows will not deteriorate the ecological state of the estuarine system; or

(d) the ecological functioning of the estuary has been irreversibly modified to support commercial harbours or ports, and the discharge will not lead to a further deterioration of the water quality in the estuary.

- (2) Subsection (1) is not applicable to an application for a coastal waters discharge permit for an existing discharge into an estuary.

6. Site inspection

- (1) The Minister may request a site inspection, together with the applicant, at the location of the discharge at any time prior to making a decision on an application for a coastal waters discharge permit.
- (2) Where the applicant refuses, or fails to attend the site inspection in subregulation (1), the application will be regarded as incomplete and will not be considered further.

7. Decision on applications

- (1) The Minister may, in relation to an application for a permit in terms of these regulations—
- (a) issue a coastal waters discharge permit subject to conditions; or
 - (b) refuse the application.
- (2) A coastal waters discharge permit must be issued in writing and must include the following details:
- (a) the identity and contact details of the permit-holder;
 - (b) the geographic location of the infrastructure used for the discharge;
 - (c) the validity period of the permit; and
 - (d) the conditions included in the permit.
- (3) A decision to refuse a permit must include—
- (a) the reasons for the decision; and
 - (b) the date of the decision.
- (4) The Minister may refuse an application for a coastal waters discharge permit where the applicant has failed to demonstrate that the discharge will comply with the natural receiving environment standards.
- (5) The Minister's decision on an application for a coastal waters discharge permit must be made within 180 calendar days from the date that all documentation and

information required by, or requested in terms of, these regulations was received by the Minister.

- (6) A coastal waters discharge permit may be issued for a period of up to 5 years.
- (7) A coastal waters discharge permit may be issued subject to conditions, which may include setting effluent discharge standards on a case-by-case basis as part of the conditions of the permit.
- (8) Any permit issued in terms of these regulations is not transferable.

8. Permit renewal

- (1) A permit-holder may apply to the Minister for a renewal of a coastal waters discharge permit for a maximum period of five years, whereafter a new application for a permit must be made in terms of regulation 2(1).
- (2) An application in terms of subregulation (1) must—
 - (a) be made on the application form obtained from the Department;
 - (b) be completed in full and signed by the relevant person or persons as indicated in the application form;
 - (c) be accompanied by proof of payment of the application fee, if prescribed;
 - (d) be accompanied by all supporting documents required to assess the renewal application including those required by the application form and these regulations; and
 - (e) be lodged—
 - (i) in duplicate;
 - (ii) electronically, if required; and
 - (iii) with the original, or certified copies of the documentation in support of the application, if required.
- (3) Regulation 2(2) applies, with the necessary changes, to applications for the renewal of coastal waters discharge permits.
- (4) The Minister must, within 10 working days after receipt of the renewal application in terms of subregulation (1), acknowledge receipt of the application in writing.
- (5) In an application in terms of subregulation (1), the Minister may consider—
 - (a) whether the applicant has been convicted of contravening the Act, the National Environmental Management Act or any other specific environmental management Act;

- (b) whether the applicant has contravened conditions of prior or existing permits or authorisations granted to the applicant in terms of the Act, the National Environmental Management Act or any other specific environmental management Act, including these regulations;
 - (c) whether the effluent has varied significantly, in relation to the parameters set in the original permit's conditions, both in relation to quantity and quality; and
 - (d) any other relevant consideration.
- (6) The Minister may, in an application for a renewal, request the applicant to provide or perform the following within a specified time:
 - (a) any further information to what is contained in the applicant's original application for a permit submitted in terms of regulation 2(1);
 - (b) specific studies and to provide the results of those studies to the Department; or
 - (c) consult with specific organisations, authorities, persons or interested parties and submit the reports of those consultations to the Department.
- (7) A failure to comply with the request in terms of subregulation (3) renders the application incomplete and it will not be considered.
- (8) The Minister may amend effluent discharge standards in a decision for the renewal of a coastal waters discharge permit.

9. Contingency plans

- (1) A permit-holder of a coastal waters discharge permit must, within 6 months of being issued with the permit, submit to the Minister for approval, a contingency plan which addresses potential response measures to the malfunctioning or breakdown of the discharge system and the prevention of pollution of the receiving environment by providing details of—
 - (a) mechanisms for the detection of problems in the system;
 - (b) stipulated procedures and determined responsibilities in the event of a malfunction of the system;
 - (c) an action plan on the implementation of mitigating measures;
 - (d) procedures and protocols for reporting malfunctioning events; and
 - (e) any other information required by the Minister.
- (2) The Minister may suspend a coastal waters discharge permit if a contingency plan in terms of subregulation (1) has not been approved, or submitted in time.

10. Fees

- (1) An application for a coastal waters discharge permit and an application for a renewal in terms of these regulations is subject to the payment of a non-refundable application fee, if prescribed by the Minister in the *Gazette*.
- (2) A permit may not be renewed if the permit-holder has failed to pay any fees, if prescribed.

11. Short title and commencement

These regulations are called the Coastal Waters Discharge Permit Regulations, 2017, and commences on the date of publication in the *Gazette*.

DEPARTMENT OF LABOUR

NO. R. 215

10 MARCH 2017

LABOUR RELATIONS ACT, 1995

MOTOR INDUSTRY BARGAINING COUNCIL-MIBCO: RENEWAL OF PERIOD OF OPERATION OF THE ADMINISTRATIVE COLLECTIVE AGREEMENT

I, IAN ANTHONY MACUN, Director: Collective Bargaining, duly authorised by the Minister of Labour, hereby, in terms of section 32(6) (a) (ii), read with section 32(5) of the Labour Relations Act, 1995, declare the provisions of Government Notice No. R.783 of 1 July 2016 to be effective from the date of publication of this notice and for the period ending 31 August 2019.


DIRECTOR: COLLECTIVE BARGAINING

DATE:24/2/2017.....

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Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001
Contact Centre Tel: 012-748 6200. eMail: info.egazette@gpw.gov.za
Publications: Tel: (012) 748 6053, 748 6061, 748 6065