



Warburton Attorneys Inc
Environmental Law Specialists



INFORMATION ALERT: AMENDMENTS TO THE NEMA ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014

On 11 June 2021, the Minister of Forestry, Fisheries and the Environment published amendments to the NEMA Environmental Impact Assessment Regulations, 2014 ("**the EIA Regulations**"), as well as Listing Notice 1, Listing Notice 2, and Listing Notice 3 of the EIA Regulations.

The amendments to the EIA Regulations may have significant implications for many operations. From a mining perspective, the amendments will have significant implications for *inter alia* closure processes.

All applications submitted in terms of the EIA Regulations, 2014, that were pending when these amendments came into effect, must be finalised in terms of the EIA Regulations that were in place at the time of submission of the application. Therefore, the recent amendments will apply to applications submitted on or after the date of publication, i.e. **11 June 2021**.

Activity 21E of Listing Notice 1, on activities authorised by exemptions to s106(1) of the MPRDA, will come into effect 6 months after the date of publication, i.e. on **11 December 2021**, and Activity 21F of Listing Notice 1, on the reclamation of residue stockpiles or deposits, will come into effect on a date to be published by notice in the Government Gazette.

For a full copy of the gazette go to: https://www.gov.za/sites/default/files/gcis_document/202106/44701gon517.pdf

Address: 53 Dudley Road, Corner Bolton Avenue, Parkwood, Johannesburg, 2193 | **Telephone:** 011 447 6848 | **Email:** admin@warburtons.co.za | **Website:** www.warburtons.co.za

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