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DEPARTMENT OF CO-OPERATIVE GOVERNANCE

NO. 1199 **11 NOVEMBER 2020**

DISASTER MANAGEMENT ACT, 2002: AMENDMENT OF REGULATIONS ISSUED IN TERMS OF SECTION 27(2)

I, Dr Nkosazana Dlamini Zuma, Minister of Cooperative Governance and Traditional Affairs, designated under section 3 of the Disaster Management Act, 2002 (Act No. 57 of 2002), having declared a national state of disaster, published in Government *Gazette* No. 43096, Government Notice No. 313 of 15 March 2020, and extended by Government Notices Nos. 646 of 5 June 2020, 765 of 13 July 2020, 889 of 15 August 2020, 995 of 14 September 2020 and 1090 of 14 October 2020, hereby in terms of section 27(2) of the Disaster Management Act, 2002, after consultation with the relevant Cabinet members, make the Regulations in the Schedule.

NC Zuma

DR NKOSAZANA DLAMINI ZUMA, MP
MINISTER OF COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
DATE: 11. 11. 2020

SCHEDULE

Definitions

1. In these Regulations, "the Regulations" means the regulations published by Government Notice No. R. 480 of 29 April 2020 as amended by Government Notices Nos. R. 608 of 28 May 2020, R. 714 of 25 June 2020, R.763 of 12 July 2020, R. 846 of 31 July 2020 R. 891 of 17 August 2020, No. 999 of 18 September 2020, No. 1011 of 20 September 2020, No. 1053 of 1 October 2020 and No. 1104 of 21 October 2020.

Substitution of regulation 75 of the Regulations

2. Regulation 75 of the Regulations is hereby substituted by the following regulation:

"**Partial re-opening of borders**

75. (1) The 18 land borders which were partially operational, will be fully operational, and the 34 land borders which were closed, will remain closed.

(2) Traveling to and from the Republic is allowed, subject to subregulation (3).

(3) All international travel will resume subject to—

(a) the traveller providing a valid certificate of a negative test which was obtained not more than 72 hours before the date of travel; and

(b) in the event of the traveller's failure to submit a certificate as proof of a negative test, the traveller will be required to quarantine him or herself at his or her own costs.

(4) International air travel is restricted to the following airports—

(a) OR Tambo International Airport;

(b) King Shaka International Airport; and

(c) Cape Town International Airport.

(5) Daily commuters from neighbouring countries who attend or teach at a school in the Republic, and who are allowed entry into and exit from the Republic, subject to compliance with protocols relating to—

(a) screening for COVID-19 and quarantine or isolation, where necessary;

(b) the wearing of a face mask;

(c) transportation; and

(d) sanitisation and social distancing measures as per the relevant health protocols on safety and prevention of the spread of COVID-19.

(6) All commercial seaports will be opened.

(7) Small crafts will be allowed entry into seaports, in-line with health and border law enforcement protocols.

(8) The resumption of services for visa applications shall be determined in directions issued by the Cabinet member responsible for home affairs.

(9) The Cabinet member responsible for home affairs in consultation with the Cabinet members responsible for health and transport must develop International Travel Containment Protocols to be issued in directions, to ensure that entry into South African ports of entry will only be allowed subject to adherence to ensure COVID-19 positive travellers are not allowed into the Republic.".

Substitution of regulation 77 of the Regulations

3. Regulation 77 of the Regulations is hereby substituted by the following regulation:

"Sale and dispensing of liquor

77. (1) The sale of liquor—

(a) by a licensed premises for off-site consumption, is permitted during licensed trading hours, subject to the laws governing such licenses; and

(b) by a licensed premises for on-site consumption is permitted, subject to strict adherence to the curfew contemplated in regulation 66.

(2) The sale of liquor in contravention of subregulation (1)*(b)* is an offence.".

Amendment of regulation 80 of the Regulations

4. Regulation 80 of the Regulations is hereby amended by the substitution for subregulation (2) of the following subregulation:

"(2) For the purposes of this Chapter, any person who fails to comply with or contravenes a provision of regulations 66, 72(1), 73(1), 76(3)*(a)* and 77(1)*(b)* of these Regulations commits an offence and is, on conviction, liable to a fine or to imprisonment for a period not exceeding six months or to both such fine and imprisonment.".

Amendment of Table 4 of the Regulations

5. Table 4 of the regulations is hereby amended by the substitution for item 5 of the following item:

"5. Passenger ships for international leisure purposes, excluding small crafts, in-line with health and border law enforcement protocols.".

Commencement

6. This amendment to the Regulations comes into operation at 00H01 on 12 November 2020.

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