

South Africa

Disaster Management Act, 2002

Explanatory Note on Regulations Issued 3 December 2020

Government Notice 1292 of 2020

Legislation as at 3 December 2020

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1. The purpose of this explanatory memorandum

The purpose of this explanatory memorandum is to provide a general explanation of the Regulations published on 3 December 2020.

2. Alert Level 1: Regulations applicable in the whole country

- (a) Alert Level 1 applies throughout the country (except Nelson Mandela Bay, which is determined as a hotspot), with new amendments to regulation 73 regarding initiation practices.
- (b) The full set of regulations will continue to apply from 4 December 2020 as published on 3 December 2020.
- (c) Initiation practices
 - (i) The regulations on initiation practices are amended for Alert Level 1.
 - (ii) Initiation practices remain prohibited in the country, except as indicated below.
 - (iii) The Eastern Cape Province, being the only province to have developed a Risk Adjusted Plan for conducting initiation ceremonies, will be permitted to conduct initiation practices from 17 December 2020, in line with the Risk Adjusted Plan.

3. Additional restrictions applicable in Nelson Mandela Bay, determined as a hotspot

The additional restrictions applicable in Nelson Mandela Bay, which is declared a hotspot, are contained in Chapter 7 of the Regulations. This will come into operation on 4 December 2020. The additional restrictions relate to:

- (a) Movement of persons

Tighter restrictions with regards to the curfew are implemented, with the curfew being from 22H00 until 04H00.
- (b) Funerals

The restrictions as per Alert Level 1 remains the same except for the additional restriction for hotspots that no after-funeral functions will be allowed.
- (c) Gatherings

Tighter restrictions with regards to the total of people who may gather are implemented.
- (d) Initiation practices

Initiation practices will remain prohibited in Nelson Mandela Bay, which is determined as a hotspot.