

South Africa

Disaster Management Act, 2002

Directions to Provide for the Continuous Supply of Energy and Petroleum Products and to Allow Maintenance and Construction Work for Energy Projects to Resume

Government Notice 697 of 2020

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Directions to Provide for the Continuous Supply of Energy and Petroleum Products and to Allow Maintenance and Construction Work for Energy Projects to Resume

Contents

1. Definitions 1

2. Purpose 1

3. Application 1

Annexure 2

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I, Mr Samson Gwede Mantashe, the Minister of Mineral Resources and Energy, hereby, in terms of regulation 4(10) of the Regulations published in Government Gazette No. 43258, Government Notice No. R480 of 29 April 2020, made under section 27(2) of the Disaster Management Act, 2002 ([Act No. 57 of 2002](#)), issue the directions set out in the Schedule attached hereto.

Mr Samson Gwede Mantashe, MP

Minister of Mineral Resources and Energy

1. Definitions

In this Directions, a word or expression to which a meaning has been assigned in the Regulations made under section 27(2) of the Disaster Management Act, 2002 ([Act No. 57 of 2002](#)), and published in Government Notice No. R480, Government Gazette No 43258 of 29 April 2020, bears that meaning and unless the context otherwise indicates—

"**Regulations**" means the Regulations published in Government Notice No. R480, Government Gazette No. 43258 of 29 April 2020.

2. Purpose

The purpose of these Directions is to—

- 2.1 provide for the continuous supply of energy and petroleum products to society; and
- 2.2 allow maintenance and construction work for energy projects to resume under strict safety, hygiene, sanitisation and social distancing protocols.

3. Application

3.1 These Directions apply to—

- (a) all functionaries listed in the Annexure to these Directions, which exercise powers or perform functions relating to the processes and services listed in Table 1, Part D of the Regulations; and
- (b) any other party involved in the processes listed in Table 1, Part D of the Regulations.

Permissions, rights and permits for activities contemplated in Table 1, Part D of the Regulations

- 3.2 The following activities are, for the purposes of Table 1, Part D, permitted—
- (a) "Civil engineering for public works projects" referred to in Table 1, Part D.1 of the Regulations, in so far as it relates to energy, including the following:
 - (i) Upstream petroleum operations to commence operations in line with the directions issued by the Cabinet member responsible for mineral resources and energy.
 - (ii) Import of drill rigs from abroad into South African shores;
 - (iii) Import into the country of rig operators and associated technical skills required for the drilling operations;
 - (iv) The following conditions apply before the commencement of upstream petroleum operations—
 - (aa) Development of a COVID-19-ready workplace plan as contained in Annexure E prior to reopening of operations;
 - (bb) Appropriate measures to protect the health and safety of workers must be implemented in accordance with the directions issued from time to time by the Cabinet member responsible for mineral resources and energy, in consultation with the Cabinet member responsible for health;
 - (cc) Screening and testing of personnel referred to in subparagraph (a) (iii) upon arrival in the country;
 - (dd) Quarantining drill operators and all associated personnel for at least 14 days upon arrival in South Africa;
 - (ee) Provision of quarantine facilities for personnel who have tested positive for COVID-19;
 - (ff) Data collected during screening and testing must be submitted to the Director-General: Health as stipulated in regulation 8.

These Directions come into effect on the date of publication in the Government Gazette.

Annexure

List of Functionaries:

- (a) Petroleum Agency of South Africa;
- (b) Council for geosciences;
- (c) Department of Transport;
- (d) Department of Mineral Resources and Energy;
- (e) Contracted Local and international—
 - (i) suppliers;
 - (ii) contractors; and
 - (iii) consultants.