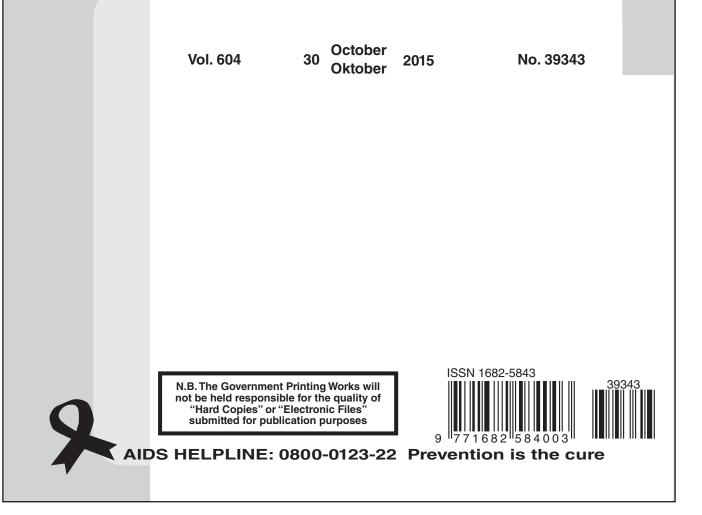


#### Gazette over nmen E R FPI B 0 E T Δ 9 0 U



# IMPORTANT Information from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.

#### **GPW Business Rules**

1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.



- Notices can only be submitted in Adobe electronic form format to the email submission address <u>submit.egazette@gpw.gov.za</u>. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be <u>rejected</u>. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
- 3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be <u>rejected</u>. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
- 4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
- 5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
- 6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines <u>www.gpwonline.co.za</u>)
- 7. Incorrectly completed forms and notices submitted in the wrong format 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 <u>info.egazette@gpw.gov.za</u>)
- 8. All re-submissions by customers will be subject to the above cut-off times.
- 9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
- 10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from **Monday**, **18 May 2015** should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012-748 6030** will also be <u>discontinued</u> from this date and customers will only be able to submit notice requests through the email address <u>submit.egazette@gpw.gov.za</u>.



government printing Department: Government Printing Works REPUBLIC OF SOUTH AFRICA





## DISCLAIMER:

Government Printing Works reserves the right to apply the 25% discount to all Legal and Liquor notices that comply with the business rules for notice submissions for publication in gazettes.

National, Provincial, Road Carrier Permits and Tender notices will pay the price as published in the Government Gazettes.

For any information, please contact the eGazette Contact Centre on 012-748 6200 or email *info.egazette@gpw.gov.za* 

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 NO. 1030

### GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

#### DEPARTMENT OF ENVIRONMENTAL AFFAIRS

30 OCTOBER 2015

#### NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998)

#### AMENDMENTS TO ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 AND LISTING NOTICES 1, 2 AND 3 OF 2014

I, Bomo Edith Edna Molewa, Minister of Environmental Affairs, hereby under Sections 24(2), 24(5) and 44, read with Section 47 of the National Environmental Management Act, 1998 (Act No. 107 of 1998), hereby give notice of my intention to make the amendments to the Environmental Impact Assessment Regulations, 2014 and Listing Notices 1, 2 and 3 of 2014, set out in the Schedule hereto.

Members of the public are invited to submit to the Minister, within 30 days after the publication of the notice in the *Gazette*, written comments or inputs to the following addresses:

By post to: The Director-General: Department of Environmental Affairs Attention: Mr Franz Scheepers Private Bag X447 **PRETORIA** 0001

By hand at: Reception, Environment House, 473 Steve Biko Street, Arcadia, Pretoria, 0083.

By email: fscheepers@environment.gov.za

Any inquiries in connection with the notice can be directed to Mr Franz Scheepers at 012 399 9285.

Comments received after the closing date will not be considered.

BOMO EDITH EDNA MOLEWA MINISTER OF ENVIRONMENTAL AFFAIRS

#### SCHEDULE

#### **GENERAL EXPLANATORY NOTE:**

[] Words in bold type in square brackets indicate omissions from existing enactments.

Words underlined with a solid line indicate insertions in existing enactments.

#### Definitions

1. In this Schedule unless the context indicates otherwise-

"the Regulations" means the Environmental Impact Assessment Regulations, 2014, published under Government Notice No. R. 982 of 4 December 2014;

"Listing Notice 1" means the notice published under Government Notice No. R. 983 of 4 December 2014;

"Listing Notice 2" means the notice published under Government Notice No. R. 984 of 4 December 2014;

"Listing Notice 3" means the notice published under Government Notice No. R. 985 of 4 December 2014.

#### Amendment of regulation 1 of the Regulations

**2.** Regulation 1 of the Regulations is hereby amended by the substitution for the definition of "Agreement" of the following definition:

"Agreement"[, for the purpose of regulation 1(3) and (4)] means the Agreement as contemplated in section 50A(2) of the Act;

#### Amendment of regulation 4 of the Regulations

- 3. Regulation 4 of the Regulations is hereby amended—
- (a) by the substitution in paragraph (c) of subregulation (1) for the words "National Appeals Regulations" of the words "National Appeal Regulations, 2014"; and
- (b) by the substitution in paragraph (b) of subregulation (2) for the words "National Appeals Regulations" of the words "National Appeal Regulations, 2014".

#### Amendment of regulation 14 of the Regulations

**4.** Regulation 14 of the Regulations is hereby amended by the insertion in paragraph (a) of subregulation (5), after the word "question", of the word "or".

#### Amendment of regulation 15 of the Regulations

**5.** Regulation 15 of the Regulations is hereby amended by the insertion, in subregulation 2(a), after the word "application" of the words ", or when identified by the Minister in a government notice."

#### Amendment of regulation 19 of the Regulations

**6.** Regulation 19 of the Regulations is hereby amended by the substitution in subregulations (3), (4) and (6) for the words "rehabilitation, closure and post closure of prospecting, mining or production operations" of the words "prospecting, exploration, mining or production operations".

#### Amendment of regulation 21 of the Regulations

- **7.** Regulation 21 of the Regulations is hereby amended by the substitution for paragraphs (a) and (c) of subregulation (2) of the following paragraphs:
  - "(a) in cases where a scoping report was accepted as part of a previous application for environmental authorisation and the application has lapsed or was refused because of insufficient information;
  - (c) if the application contemplated in paragraph (b) is submitted by the same applicant for the same development, as applied for and <u>lapsed or</u> refused as contemplated in paragraph (a); and".

#### Amendment of regulation 23 of the Regulations

- 8. Regulation 23 of the Regulations is hereby amended—
- by the substitution in subregulation (2) for the words "receipt of the application" of the words "the acceptance of the scoping report"; and
- (b) by the substitution in subregulations (3) and (4) for the words "rehabilitation, closure and post closure of prospecting, mining or production operations" of the words "prospecting, exploration, mining or production operations".

#### Amendment of regulation 30 of the Regulations

- **9.** Regulation 30 of the Regulations is hereby amended by the substitution for paragraph (a) in subregulation (1) of the following paragraph:
  - "(a) may request the holder to furnish additional information and such request must accompany the acknowledgement of receipt of the application; **[and]** <u>or</u>".

#### Amendment of regulation 32 of the Regulations

- **10.** Regulation 32 of the Regulations is hereby amended by the substitution of subregulation (1) of the following subregulation:
  - **"32.** (1) The holder must <u>within 90 days of receipt by the competent</u> <u>authority of the application made in terms of regulation 31 submit</u> <u>to the competent authority</u>—
    - (a) [within 90 days of receipt by the competent authority of the application made in terms of regulation 31, submit to the competent authority] a report[,] reflecting—
      - (i) an assessment of all impacts related to the proposed change;
      - (ii) advantage and disadvantages associated with the proposed change; and
      - (iii) measures to ensure avoidance, management and mitigation of impacts associated with such proposed change; and
      - (iv) any changes to the EMPR;

which report

- [(i)](aa) had been subjected to a public participation process, which had been agreed to by the competent authority, and which was appropriate to bring the proposed change to the attention of potential and registered interested and affected parties, including organs of state, which have jurisdiction in respect of any aspect of the relevant activity, and the competent authority, and
- [ii](bb) reflects the incorporation of comments received, including any comments of the competent authority; or
- (b) [submit to the competent authority] a notification in writing that the report will be submitted within 140 days of receipt of the application by the competent authority, as significant changes have been made or significant new information has been added to the report, which changes or information was not contained in the report consulted on during the initial public participation process contemplated

in subregulation (1)(a)(iv)(aa) and that the revised report will be subjected to another public participation process of at least 30 days.".

#### Amendment of regulation 37 of the Regulations

**11.** Regulation 37 of the Regulations is hereby amended by the insertion in subregulation (8), after the word "subregulation", of the words "(5) or".

#### Amendment of regulation 38 of the Regulations

 Regulation 38 of the Regulations is hereby amended by the insertion in paragraph (a) of subregulation (3), after the words "lift the suspension;" of the word "<u>or</u>".

#### Amendment of regulation 39 of the Regulations

**13.** Regulation 39 of the Regulations is hereby amended by the insertion in paragraph (b) of subregulation (2), after the word "activities", of the words "constituting, or activities".

#### Amendment of regulation 41 of the Regulations

- **14.** Regulation 41 of the Regulations is hereby amended by the substitution for subparagraphs (i), (ii) and (iii) of paragraph (b) of subregulation (2) of the following paragraphs:
  - "(i) the occupiers of the site and, if the proponent or applicant is not the owner or person in control of the site on which the activity is to be undertaken, the owner or person in control of the site where the activity is or is to be undertaken **[or]** and to any alternative site where the activity is to be undertaken;
  - (ii) owners, persons in control of, and occupiers of land adjacent to the site where the activity is or is to be undertaken [or] and to any alternative site where the activity is to be undertaken;
  - (iii) the municipal councillor of the ward in which the site [or] and alternative site is situated and any organisation of ratepayers that represent the community in the area;".

#### Amendment of regulation 49 of the Regulations

**15.** Regulation 49 of the Regulations is hereby amended by the substitution for the definition of "previous NEMA regulations" of the following definition:

"previous NEMA regulations" as contemplated in these transitional arrangements means [either] the previous Environmental Impact Assessment Regulations published in terms of NEMA (Government Notice No. R. 385 in the Government Gazette of 21 April 2006 or Government Notice No. R. 543 in the Government Gazette of 18 June 2010);".

#### Amendment of regulation 51 of the Regulations

**16.** Regulation 51 of the Regulations is hereby amended by the substitution for the heading of the following heading:

#### "Pending applications [and appeals] (ECA)"

#### Amendment of regulation 54 of the Regulations

- 17. Regulation 54 of the Regulations is hereby amended—
- (a) by the substitution in subregulation (2) for the words "Part 1 or Part 2" of the word "Part 4";
- (b) by the insertion in subregulation (2), after the words "Environmental Management Programme", of the words "Environmental Management Plan"; and
- (c) by the substitution for subregulation (3) of the following subregulation:
  - "(3) Application" for the purpose of subregulation (1) means an application for a permit, right, approval of an Environmental Management Programme <u>or Environmental Management Plan</u> or amendment to such permit, right or Environmental Management Programme <u>or</u> <u>Environmental Management Plan</u>."

#### Insertion of regulation 54A in the Regulations

- **18.** The following regulation is hereby inserted in the Regulations after regulation 54:
  - "54A. Transitional provisions related to prospecting or exploration of a mineral or petroleum resource or extraction and primary processing of a mineral or petroleum resource
  - (1) No environmental authorisation is required for the activities <u>contemplated in subregulation (1)(b)(iii)</u> where environmental <u>authorisation was obtained for activities directly related to-</u>
    - (a) prospecting or exploration of a mineral or petroleum resource; or
    - (b) extraction and primary processing of a mineral or petroleum resource.

#### and where

- (i) the environmental authorisation is still valid;
- (ii) one or more activities authorised in such environmental authorisation commence between 8 December 2014 and 7 December 2016, and

- (iii) the only additional activities requiring environmental authorisation after 8 December 2014 are activities 20 or 21 of Environmental Impact Assessment Regulations Listing Notice 1 of 2014, or activities 17, 18, 19, 20, 21 or 22 of Environmental Impact Assessment Regulations Listing Notice 2 of 2014.
- (2) No environmental authorisation is required for the activities contemplated in subregulation (2)(b)(iv) where a right or permit was obtained in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002) for—
  - (a) prospecting or exploration of a mineral or petroleum resource; or
  - (b) extraction and primary processing of a mineral or petroleum resource.

#### and where

- (i) the right or permit is still valid;
- (ii) no environmental authorisation was required prior to 8 December 2014;
- (iii) activities authorised in such right or permit commence between 8 December 2014 and 7 December 2016, and
- (iv) the only activities requiring environmental authorisation after 8 December 2014 are activities 20 or 21 of Environmental Impact Assessment Regulations Listing Notice 1 of 2014, or activities 17, 18, 19, 20, 21 or 22 of Environmental Impact Assessment Regulations Listing Notice 2 of 2014.
- (3) Where a right or permit issued in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002) for—
  - (a) prospecting or exploration of a mineral or petroleum resource; or
  - (b) extraction and primary processing of a mineral or petroleum resource,

is still in effect in accordance with an Environmental Management Programme or Environmental Manage Plan approved in terms of Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002) after 8 December 2014, the requirements contained in Part 3 of Chapter 5 of these Regulations apply to such Environmental Management Programmes or Environmental Manage Plans and the first environmental audit report must be submitted to the competent authority no later than 7 December 2019 and at least every 5 years thereafter for the period during which such right, permit, Environmental Management Programme or Environmental Manage Plan is still in effect. (4) Where an environmental authorisation issued in terms of the previous National Environmental Management Act regulations is still in effect by 8 December 2014, the EMPr associated with such environmental authorisation is subject to the requirements contained in Part 3 of Chapter 5 of these Regulations and the first environmental audit report must be submitted to the competent authority no later than 7 December 2019 and at least every 5 years thereafter for the period during which such environmental authorisation is still in effect.".

#### Amendment of Appendix 1 of the Regulations

- **19.** Appendix 1 of the Regulations is hereby amended by the addition to paragraph 3 of the following subparagraph:
  - "(2) Where a government notice published by the Minister provides for the basic assessment process to be followed, the report content requirements as indicated in such notice will apply."

#### Amendment of Appendix 3 of the Regulations

- 20. Appendix 3 of the Regulations is hereby amended by the insertion in—
- (a) paragraph 3(g), after the words "approved site", of the words "as contemplated in the accepted scoping report"; and
- (b) paragraph 3(h), after the words "approved site", of the words "as contemplated in the accepted scoping report,".

#### Amendment of Appendix 4 of the Regulations

- **21.** Appendix 4 of the Regulations is hereby amended by the addition to paragraph 1 of the following subparagraph:
  - "(2) Where a government notice published by the Minister provides for the basic assessment process to be followed, the report content requirements as indicated in such notice will apply."

#### Amendment of Listing Notice 1

- **22.** Listing Notice 1 is hereby amended—
- (a) by the deletion of subparagraph (3) of paragraph 3;
- (b) by the substitution for Activity 1 of the following Activity:

"The development of facilities or infrastructure for the generation of electricity from a renewable resource where—

(i) the electricity output is more than 10 megawatts but less than 20 megawatts; or

(ii) the output is 10 megawatts or less but the total extent of the facility covers an area in excess of 1 hectare;

excluding where such development of facilities or infrastructure is for photovoltaic installations and occurs—

- (a) within an urban area; or
- (b) on rooftops.";
- (c) by the substitution for Activity 19 of the following Activity:

"The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from—

(i) a watercourse;

(ii) the seashore;

(iii) the littoral active zone, an estuary or a distance of 100 metres inland of the high-water mark of the sea or an estuary, whichever distance is the greater; or

<u>(iv) the sea; —</u>

but excluding where such infilling, depositing , dredging, excavation, removal or moving-

(a) will occur behind a development setback;

(b) is for maintenance purposes undertaken in accordance with a maintenance management plan; or

(c) falls within the ambit of activity 21 in this Notice, in which case that activity applies.";

- (d) by the deletion in Activity 32 of the words "or Listing Notice 4 of 2014";
- (e) by the substitution for Activity 36 of the following Activity:

"The expansion of facilities or structures for the generation of electricity from a renewable resource where—

(i) the electricity output will be increased by 10 megawatts or more, excluding where such expansion takes place on the original development footprint; or

(ii) regardless the increased output of the facility, the development footprint will be expanded by 1 hectare or more;

excluding where such expansion of facilities or structures is for photovoltaic installations and occurs—

(a) within an urban area; or

(b) on rooftops.";

- (f) by the deletion in Activity 48 of the words "or expansion and related operation";
- (g) by the deletion in Activity 49 of the words "or expansion and related operation"; and
- (h) by the substitution for Activity 67 of the following Activity:

"Phased activities for all activities—

(i) listed in this Notice, which commenced on or after the effective date of this Notice or similarly listed in any of the previous NEMA notices, which commenced on or after the effective date of such previous NEMA Notices;

excluding the following activities listed in this Notice-

17(i) (a-d);

<u>17(ii) (a-d);</u>

<u>17(iii) (a-d);</u>

<u>17(iv) (a-d);</u>

<u>17(v) (a-d);</u>

<u>20;</u>

<u>21;</u>

<u>22;</u>

<u>24(i);</u>

<u>29;</u>

<u>30;</u>

31; and

<u>32; or</u>

(ii) listed as activities 5, 7, 8(ii), 11, 13, 16, 27(iii) or 27(iv) of Government Notice No. R.984 in Gazette No. 38282 on 4 December 2014 or similarly listed in any of the previous NEMA notices, which commenced on or after the effective date of such previous NEMA Notices, where any phase of the activity may be below a threshold but where a combination of the phases, including expansions or extensions, will exceed a specified threshold."

#### Amendment of Listing Notice 2

- 23. Listing Notice 2 is hereby amended—
- (a) by the deletion of subparagraph (3) of paragraph 3;
- (b) by the substitution for Activity 1 of the following Activity:

"The development of facilities or infrastructure for the generation of electricity from a renewable resource where the electricity output is 20 megawatts or more, excluding where such development of facilities or infrastructure is for photovoltaic installations and occurs—

- (a) within an urban area; or
- (b) on rooftops.";
- (c) by the substitution for Activity 21 of the following Activity:

"Any activity including the operation of that activity associated with the primary processing of a mineral resource including winning, reduction, extraction, classifying, concentrating, crushing, screening and washing but excluding—

- (i) the smelting, beneficiation, refining, calcining or gasification of the mineral resource in which case activity 6 in this Notice applies; or
- (ii) activities which are identified and included in Listing Notice 1 of 2014."; and
- (d) by the deletion in Activity 27 of the words "and related operation".

#### Amendment of Listing Notice 3 of 2014

**24.** Listing Notice 3 is hereby amended by the substitution for Listing Notice 3 of the following:

#### "SCHEDULE

#### PURPOSE

1. The purpose of this Notice is to list activities and identify competent authorities under sections 24(2), 24(5) and 24D of the Act, where environmental authorisation is required prior to commencement of that activity in specific identified geographical areas only.

#### DEFINITIONS

 In this Notice, any word or expression to which a meaning has been assigned in the Act shall have the meaning so assigned, and unless the context otherwise indicates—

"aquatic critical biodiversity areas" means linkages between catchment, important rivers and sensitive estuaries whose safeguarding is critically required in order to meet biodiversity pattern and process thresholds and are spatially defined as part of a bioregional plan or systematic biodiversity plan, available on the South African National Biodiversity Institute's BGIS website (http://bgis.sanbi.org/WCBF14/project.asp);

"**bioregional plan**" means the bioregional plan contemplated in Chapter 3 of the National Environment Management Biodiversity Act, 2004 (Act No. 10 of 2004);

**"buffer area"** means, unless specifically defined, an area extending 10 kilometres from the proclaimed boundary of a world heritage site or national park and 5 kilometres from the proclaimed boundary of a nature reserve, respectively, or that defined as such for a biosphere;

"dangerous goods" means goods containing any of the substances as contemplated in South African National Standard No. 10234, supplement 2008 1.00: designated "List of classification and labelling of chemicals in accordance with the Globally Harmonized Systems (GHS)" published by Standards South Africa, and where the presence of such goods, regardless of quantity, in a blend or mixture, causes such blend or mixture to have one or more of the characteristics listed in the Hazard Statements in section 4.2.3, namely physical hazards, health hazards or environmental hazards;

"development" means the building, erection, construction or establishment of a facility, structure or infrastructure, including associated earthworks or borrow pits, that is necessary for the undertaking of a listed or specified activity, including any associated post development monitoring but excludes any modification, alteration or expansion of such a facility, structure or infrastructure, including associated earthworks or borrow pits, and excluding the redevelopment of the same facility in the same location, with the same capacity and footprint; "development footprint" means any evidence of physical alteration as a result of the undertaking of any activity;

"development setback" means a setback line defined or adopted by the competent authority;

"estuarine functional zone" means the area in and around an estuary which includes the open water area, estuarine habitat (*such as sand and mudflats, rock and plant communities*) and the surrounding floodplain area, as defined by the area below the 5 m topographical contour (*referenced from the indicative mean sea level*)";

"**expansion**" means the modification, extension, alteration or upgrading of a facility, structure or infrastructure at which an activity takes place in such a manner that the capacity of the facility or the footprint of the activity is increased;

**"Gauteng Agricultural Potential Atlas**" means the Gauteng Agricultural Potential Atlas, which can be obtained from the Gauteng Provincial Department responsible for environmental affairs;

"Gauteng Conservation Plan" means a systematic conservation planning tool delineating biodiversity priority areas representative of biodiversity pattern, process and species of special concern, which areas have been identified in three broad categories; namely, Critical Biodiversity Areas (CBAs), Ecological Support Areas (ESAs) and Protected Areas;

"Gauteng Protected Area Expansion Strategy" means a framework for protected area expansion in Gauteng, setting out key strategies for protected area expansion and identifying spatial priorities and protected area targets and is aligned to the National Protected Area Expansion Strategy as it identifies finer scaled provincial priorities based on regional and local conservation imperatives;

"Important Bird and Biodiversity Areas (IBA)" means areas / sites that hold significant numbers of globally and/or regionally threatened species (Categories A1 and C1); sites that are known or thought to hold a significant component of a group of species whose breeding distributions define an Endemic Bird Area (EBA) (Category A2); sites that are known or thought to hold a significant component of a group of species whose distributions are largely or wholly confined to one biome (Category A3);

"indigenous vegetation" refers to vegetation consisting of indigenous plant species occurring naturally in an area, regardless of the level of alien infestation and where the topsoil has not been lawfully disturbed during the preceding ten years;

"industrial complex" means an area used or zoned for industrial purposes, including bulk storage, manufacturing, processing or packaging purposes;

"maintenance" means actions performed to keep a structure or system functioning or in service on the same location, capacity and footprint;

"maintenance management plan" means a management plan for maintenance purposes defined or adopted by the competent authority;

"National Protected Area Expansion Strategy (NPAES)" means South Africa's national strategy for expansion of the protected area network, led by the National Department responsible for environmental affairs and developed in collaboration with national and provincial conservation authorities. The NPAES sets targets for protected area expansion, provides maps of the most important areas for protected area expansion, and makes recommendations on mechanisms for protected area expansion. Focus areas for protected area expansion are identified in the NPAES. They are large, intact, unfragmented areas of high importance for land-based protected area expansion, suitable for the creation or expansion of large protected areas;

"**NEMBA**" means the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004);

"**NEMPAA**" means the National Environmental Management: Protected Areas Act, 2003 (Act No. 57 of 2003);

"phased activities" means an activity that is developed in phases over time on the same or adjacent properties to create a single or linked entity;

"**previous NEMA notices**" as contemplated in these transitional arrangements means the previous notices published in terms of section 24(2) of NEMA (Government Notices R. 386 and R. 387 in the Government Gazette of 21 April 2006, as amended, or Government Notice No. R. 544, 545 and 546 in the Government Gazette of 18 June 2010, as amended);

"protected area" means those protected areas contemplated in section 9 of the NEMPAA and the core area of a biosphere reserve and shall include their buffers;

"sites or areas listed in terms of an International Convention" means any area and its buffer, unless specifically defined, of 5 kilometres extending from its listed boundary, listed in terms of an international convention but does not include world heritage sites, and shall include but not be limited to the Ramsar Convention on Wetlands (Ramsar, Iran, 1971);

"systematic biodiversity plan" is a plan that identifies important areas for biodiversity conservation, taking into account biodiversity patterns (i.e. the principle of representation) and the ecological and evolutionary processes that sustain them (i.e. the principle of persistence). A systematic biodiversity plan must set quantitative targets/thresholds for aquatic and terrestrial biodiversity features in order to conserve a representative sample of biodiversity pattern and ecological processes; "**the Act**" means the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended;

"throughput capacity" means the design capacity or maximum capable capacity of a facility, structures or infrastructure, whichever is the greater;

"urban areas" means areas situated within the urban edge (as defined or adopted by the competent authority), or in instances where no urban edge or boundary has been defined or adopted, it refers to areas situated within the edge of built-up areas;

#### "watercourse" means -

- (a) a river or spring;
- (b) a natural channel in which water flows regularly or intermittently;
- (c) a wetland, pan, lake or dam into which, or from which, water flows; and

(d) any collection of water which the Minister may, by notice in the Gazette, declare to be a watercourse as defined in the National Water Act, 1998 (Act No. 36 of 1998); and

a reference to a watercourse includes, where relevant, its bed and banks; and

"wetland" means land which is transitional between terrestrial and aquatic systems where the water table is usually at or near the surface, or the land is periodically covered with shallow water, and which land in normal circumstances supports or would support vegetation typically adapted to life in saturated soil.

- (2) The following words relevant to coastal activities will have the meaning so assigned to it in the National Environmental Management: Integrated Coastal Management Act, 2008 (Act No. 24 of 2008):
  - a) "estuary";
  - b) "high-water mark";
  - c) "littoral active zone";
  - d) "sea"; and
  - e) "seashore".
- (3) The following words will have the meaning assigned to them in terms of section 1 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002):
  - a) "mineral";

- b) "petroleum"; and
- c) "prospecting".
- 3. (1) The activities listed in Appendix 1 are identified in terms of section 24(2)(a) of the Act as activities that may not commence without an environmental authorisation from the competent authority.
- (2) The investigation, assessment and communication of potential impact of activities must follow the procedure as prescribed in regulations 19 and 20 of the Environmental Impact Assessment Regulations published in terms of section 24(5) of the Act.

#### **REPEAL OF NOTICE 985 OF 4 December 2014**

4. Notice No. 985 published in Gazette 38282 on 4 December 2014 is hereby repealed.

## CONTINUATION OF THINGS DONE UNDER GOVERNMENT NOTICE R. 985 OF 4 DECEMBER 2014

- 5. Anything done in terms of Listing Notice 3 published under Government Notice No. R. 985 of 4 December 2014 and which can be done in terms of this Listing Notice must be regarded as having been done in terms of this Listing Notice.
- 6. Anything undertaken in terms of Listing Notice 3 published under Government Notice No. R. 985 of 4 December 2014 and which is pending when this Listing Notice take effect, must despite the repeal of Listing Notice 3 published under Government Notice No. R. 985 of 4 December 2014 be dispensed with in terms of that Listing Notice as if that Listing Notice is not repealed.

### SHORT TITLE

7. This Listing Notice is called Environmental Impact Assessment Regulations Listing Notice 3 of 2015, and takes effect on the date of publication in the *Gazette*.

#### **APPENDIX 1**

**Identification of competent authority:** The competent authority in respect of the activities listed in this part of the Notice is the competent authority in the province in which the activity is to be undertaken, unless—

- a) it is an application for an activity contemplated in section 24C(2) of the Act, in which case the competent authority is the Minister or an organ of state with delegated powers in terms of section 42(1) of the Act;
- b) the listed or specified activity is or is directly related to
  - i. prospecting or exploration of a mineral or petroleum resource; or
  - ii. extraction and primary processing of a mineral or petroleum resource;

in which case the competent authority is the Minister responsible for mineral resources.

The exception mentioned in (b) above does not apply to the following activities contained in this Notice: 5; 6; 9; 11; 13; 17; 21; 24; 25 and 26.

Activity number	Activity description	Geographical areas based on environmental attributes
1.	The development of billboards exceeding 18 square metres in size outside urban areas, mining areas or industrial complexes.	<ul> <li>a. Eastern Cape <ol> <li>A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>National Protected Area Expansion Strategy Focus areas;</li> <li>World Heritage Sites;</li> <li>Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> </ol></li></ul>
		<ul> <li>v. Sites or areas identified in terms of an International Convention;</li> <li>vi. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
		<ul> <li>vii. Core areas in biosphere reserves;</li> <li>viii. Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> </ul>
		<ul> <li>Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>
		<ul> <li>In an estuarine functional zone, excluding areas falling behind the development setback line.</li> </ul>
		b. Free State
		i. A protected area identified in terms of NEMPAA, excluding conservancies;
		ii. National Protected Area Expansion Strategy Focus areas;

iii.	World Heritage Sites;
iv.	Sensitive areas as identified in an environmental management
17.	framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
۷.	Sites or areas identified in terms of an International Convention;
vi.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
vii.	Core areas in biosphere reserves; or
viii.	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve.
c. Ga	auteng
i.	A protected area identified in terms of NEMPAA, excluding conservancies;
ii.	National Protected Area Expansion Strategy Focus Areas;
iii.	Gauteng Protected Area Expansion Priority Areas;
iv.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);
vi.	Important Bird and Biodiversity Areas (IBA);
vii.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
viii.	Sites or areas identified in terms of an International Convention;
ix.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
Х.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or
xi.	Sites zoned for conservation use or public open space or equivalent zoning.
d. Kv	vaZulu-Natal
	Trans-frontier protected areas managed under international conventions;
ii.	Community Conservation Areas;
	Biodiversity Stewardship Programme Biodiversity Agreement areas;
	A protected area identified in terms of NEMPAA, excluding
	conservancies;

vi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
vii.	Sites or areas identified in terms of an International Convention;
viii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
ix.	Core areas in biosphere reserves;
Х.	In an estuarine functional zone;
xi.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose;
xii.	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
xiii.	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
e. L	impopo
i.	A protected area identified in terms of NEMPAA, excluding conservancies;
ii.	National Protected Area Expansion Strategy Focus areas;
iii.	World Heritage Sites;
iv.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
V.	Sites or areas identified in terms of an International Convention;
vi.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
vii.	Core areas in biosphere reserves; or
viii.	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve.
f. M	/Ipumalanga
i	. A protected area identified in terms of NEMPAA, excluding conservancies;
ii	National Protected Area Expansion Strategy Focus areas;
iii	
iv	<b>0</b>
v	
vi	. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;

	viji Coro orogo in biognhoro rogorvog: or
	vii. Core areas in biosphere reserves; or
	viii. Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation.
	g. Northern Cape
	i. A protected area identified in terms of NEMPAA, excluding conservancies;
	ii. National Protected Area Expansion Strategy Focus areas;
	iii. World Heritage Sites;
	iv. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	v. Sites or areas identified in terms of an International Convention;
	<ul> <li>vi. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	vii. Core areas in biosphere reserves;
	<ul> <li>viii. Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> </ul>
	ix. Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	x. In an estuary.
	h. North West
	i. National Protected Area Expansion Strategy Focus areas;
	ii. World Heritage Sites;
	<li>Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li>
	iv. Sites or areas identified in terms of an International Convention;
	<ul> <li>Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	vi. Core areas in biosphere reserves;
	<ul> <li>vii. Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or a biosphere reserve, excluding areas where no indigenous vegetation will be cleared;</li> </ul>
	viii. Any protected area including municipal or provincial nature reserves as contemplated by NEMPAA or other relevant legislation; or
	ix. Areas designated for conservation use in adopted Spatial Development Frameworks, or zoned for a conservation purpose, within urban areas.
	i. Western Cape
	1. Western Cape

		i.		reas outside urban areas, mining areas or industrial lexes.
2.	The development	a. Ea	stern	Cape
	of reservoirs for bulk water supply	i.		protected area identified in terms of NEMPAA, excluding ervancies;
	with a capacity of	ii.		de urban areas, in:
	more than 250 cubic metres.		(aa)	National Protected Area Expansion Strategy Focus areas;
	cubic metres.		(bb)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(cc)	Sites or areas identified in terms of an International Convention;
			(dd)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ee)	Core areas in biosphere reserves;
			(ff)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
			(gg)	In an estuarine functional zone, excluding areas falling behind the development setback line;
			(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
		iii. In urban areas:		
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose; or
			(CC)	Areas seawards of the development setback line or within urban protected areas.
		b. Fre	e Stat	e
		<ul> <li>In a protected area identified in terms of NEMPAA, excludin conservancies;</li> </ul>		
		ii.	Outsi	de urban areas, in:
			(aa)	National Protected Area Expansion Strategy Focus areas;
			(bb)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(CC)	Sites or areas identified in terms of an International Convention;
			(dd)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;

	(ee) Core areas in biosphere reserves; or
	(ff) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
iii.	In urban areas:
	(aa) Areas zoned for use as public open space;
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose; or
	(cc) Areas within urban protected areas.
c. Ga	auteng
i.	A protected area identified in terms of NEMPAA, excluding conservancies;
ii.	National Protected Area Expansion Strategy Focus Areas;
iii.	Gauteng Protected Area Expansion Priority Areas;
iv.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);
vi.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
vii.	Sites or areas identified in terms of an International Convention;
viii.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
ix.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks;
Х.	Sites zoned for conservation use or public open space or equivalent zoning; or
xi.	Important Bird and Biodiversity Areas (IBA).
d. Kv	vaZulu-Natal
i.	Trans-frontier protected areas managed under international conventions;
ii.	Community Conservation Areas;
iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
iv.	World Heritage Sites;
٧.	In an estuarine functional zone;
vi.	In a protected area identified in terms of NEMPAA, excluding conservancies;

vii.	Sites or areas identified in terms of an International Convention;
viii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
ix.	Core areas in biosphere reserves;
Х.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose;
xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
xii.	Outside urban areas:
	(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
xiii.	In urban areas:
	(aa) Areas zoned for use as public open space;
	(bb) Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; or
	(cc) Within urban protected areas.
e. Li	троро
i.	In a protected area identified in terms of NEMPAA, excluding conservancies;
ii.	Outside urban areas, in:
	(aa) National Protected Area Expansion Strategy Focus areas;
	(bb) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(cc) Sites or areas identified in terms of an International Convention;
	<ul> <li>(dd) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	(ee) Core areas in biosphere reserves; or
	(ff) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
iii.	In urban areas:

	(bb)	Areas designated for conservation use in Spatial
	(00)	Development Frameworks adopted by the competent
	(	authority, or zoned for a conservation purpose; or
	(cc)	Areas within urban protected areas.
	oumala	-
i.		protected area identified in terms of NEMPAA, excluding ervancies;
ii.	Outsi	de urban areas, in:
	(aa)	National Protected Area Expansion Strategy Focus areas;
	(bb)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(cc)	Sites or areas identified in terms of an International Convention;
	(dd)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ee)	Core areas in biosphere reserves; or
	(ff)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation; or
iii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
g. No	orthern	Саре
i.	In an	estuary;
ii.		protected area identified in terms of NEMPAA, excluding ervancies;
iii.		de urban areas, in:
	(aa)	National Protected Area Expansion Strategy Focus areas;
	(bb)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(cc)	Sites or areas identified in terms of an International Convention;
	(dd)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ee)	Core areas in biosphere reserves;
	(ff)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area

3.	a. Fa	stern (	
		(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
		(aa)	Areas zoned for use as public open space; or
	iii.	In urb	an areas:
	ii.	In are	as containing indigenous vegetation; or
		•	ervancies;
	i.		otected area identified in terms of NEMPAA, excluding
	i. We	estern	
		(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
			Areas zoned for use as public open space; or
	iii.	In urb	an areas:
		(ff)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; excluding areas where no indigenous vegetation will be cleared; or
		(ee)	Core areas in biosphere reserves; or
		(dd)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
		(cc)	Sites or areas identified in terms of an International Convention;
		( )	management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(aa) (bb)	Sensitive areas as identified in an environmental
	ii.	(aa)	de urban areas, in: National Protected Area Expansion Strategy Focus areas;
	i.		tected area identified in terms of NEMPAA;
		rth We	
			urban protected areas.
		(cc)	Development Frameworks adopted by the competent authority, or zoned for a conservation purpose; or Areas seawards of the development setback line or within
		(aa) (bb)	Areas zoned for use as public open space; Areas designated for conservation use in Spatial
	iV.		an areas:
			kilometre from the high-water mark of the sea if no such development setback line is determined; or
		(gg)	biosphere reserve; or Areas seawards of the development setback line or within 1

	development		
	sts or towers i.	Outsi	de urban areas,
	material or	(aa)	A protected area identified in terms of NEMPAA, excluding
type	used for mmunication		conservancies;
broadd		(bb)	National Protected Area Expansion Strategy Focus areas;
	transmission	(cc)	Sensitive areas as identified in an environmental
purpos		( )	management framework as contemplated in chapter 5 of
the	mast or		the Act and as adopted by the competent authority;
tower-	-	(dd)	Sites or areas identified in terms of an International
(a) is	to be placed		Convention;
	a site not	(ee)	Critical biodiversity areas as identified in systematic
pre	eviously	( )	biodiversity plans adopted by the competent authority or in
	ed for this		bioregional plans;
-	rpose; and	(ff)	Core areas in biosphere reserves;
. ,	l exceed 15	(gg)	Areas within 10 kilometres from national parks or world
	etres in		heritage sites or 5 kilometres from any other protected area
ne	ight—		identified in terms of NEMPAA or from the core areas of a
			biosphere reserve;
but exc		(hh)	Areas seawards of the development setback line or within 1
	ments to		kilometre from the high-water mark of the sea if no such
and ma	g buildings		development setback line is determined; or
rooftop		(ii)	In an estuarine functional zone, excluding areas falling
			behind the development setback line; or
		ام د ما	
	ii.		e urban areas; in:
		(aa)	Areas zoned for use as public open space; or
		(bb)	Areas designated for conservation use in Spatial
			Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	h Ei	ree Stat	
	I.		de urban areas,
		(aa)	A protected area identified in terms of NEMPAA, excluding
		(l= l= )	conservancies;
		(bb)	National Protected Area Expansion Strategy Focus areas;
		(cc)	Sensitive areas as identified in an environmental
			management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(석석)	Sites or areas identified in terms of an International
		(dd)	Convention;
		$(\alpha \alpha)$	
		(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in
			bioregional plans;
		(ff)	Core areas in biosphere reserves; or
		(gg)	Areas within 10 kilometres from national parks or world
		(99)	heritage sites or 5 kilometres from any other protected area
			nonage once of e monotree normany other protected area

	identified in terms of NEMPAA or from the core areas of a
	biosphere reserve; or
ii.	Inside urban areas; in:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial
	Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
c. 0	Gauteng
i.	•
ii.	National Protected Area Expansion Strategy Focus Areas;
iii.	Gauteng Protected Area Expansion Priority Areas;
iv.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);
vi.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
vii.	Sites or areas identified in terms of an International Convention;
viii.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
ix.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks;
X.	Sites zoned for conservation use or public open space or equivalent zoning; or
xi.	Important Bird and Biodiversity Areas (IBA).
d. M	ƙwaZulu-Natal
i.	In an estuarine functional zone;
ii.	Trans-frontier protected areas managed under international conventions;
iii.	Community Conservation Areas;
iv.	World Heritage Sites;
v.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
vi.	A protected area identified in terms of NEMPAA, excluding conservancies;
vii.	Sites or areas identified in terms of an International Convention;
viii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
ix.	Core areas in biosphere reserves;

X.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
xii.	Outside urban areas:
	(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
	(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
xiii.	In urban areas:
	<ul> <li>(aa) Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined;</li> </ul>
	(bb) Within urban protected areas;
	(cc) Areas zoned for use as public open space; or
	(dd) Areas within 1 kilometre from terrestrial protected areas identified in terms of NEMPAA.
e. Li	троро
i.	Outside urban areas,
	<ul> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>
	(bb) National Protected Area Expansion Strategy Focus areas;
	(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd) Sites or areas identified in terms of an International Convention;
	<ul> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	(ff) Core areas in biosphere reserves; or
	(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
ii.	Inside urban areas; in:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial

f. Mp	umala	nga	
i.	Outside urban areas,		
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;	
	(bb)	National Protected Area Expansion Strategy Focus areas;	
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
	(dd)	Sites or areas identified in terms of an International Convention;	
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
	(ff)	Core areas in biosphere reserves; or	
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, where such areas comprise indigenous vegetation; or	
ii.	Inside	urban areas; in:	
	(aa)	Areas zoned for use as public open space; or	
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.	
g. Noi	rthern	Cape	
i.	In an o	estuary;	
ii.	Outsic	de urban areas,	
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;	
	(bb)	National Protected Area Expansion Strategy Focus areas;	
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
	(dd)	Sites or areas identified in terms of an International Convention;	
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
	(ff)	Core areas in biosphere reserves;	
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or	

			(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or	
		iii.	Inside	e urban areas; in:	
			(aa)	Areas zoned for use as public open space; or	
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.	
		h. No	rth We		
		i.	Outsi	de urban areas, in:	
			(aa)	A protected area identified in terms of NEMPAA,;	
			(bb)	National Protected Area Expansion Strategy Focus areas;	
			(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
			(dd)	Sites or areas identified in terms of an International Convention;	
			(ee)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
			(ff)	Core areas in biosphere reserves; or	
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or a biosphere reserve, excluding areas where no indigenous vegetation will be cleared; or	
		ii.	In urb	an areas, in:	
			(aa)	Areas designated for conservation use in adopted Spatial Development Frameworks, or zoned for a conservation purpose.	
		i. We	estern	Саре	
		i.		eas outside urban areas; or	
		ii.	Fram	s designated for conservation use in Spatial Development eworks adopted by the competent authority, or zoned for a ervation purpose, within urban areas.	
4.	The development	a. Ea	stern	Саре	
	of a road wider than 4 metres with a reserve less than	i.	i. Outside urban areas, in:		
			(aa)	A protected area identified in terms of NEMPAA, excluding disturbed areas;	
	13,5 metres.		(bb)	National Protected Area Expansion Strategy Focus areas;	
			(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
			(dd)	Sites or areas identified in terms of an International Convention;	

	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas;
	(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	(ii)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
ii.	In urb	an areas:
	(aa) (bb)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
	(cc)	Seawards of the development setback line or within urban protected areas.
b. Fre	e Stat	e
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding disturbed areas;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent

(cc) Areas within urban protected areas.			
c. Gauteng			
i. A protected area identified in terms of NEMPAA, excluding conservancies;			
ii. National Protected Area Expansion Strategy Focus Areas;			
iii. Gauteng Protected Area Expansion Priority Areas;			
<ul> <li>Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;</li> </ul>			
<ul> <li>v. Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);</li> </ul>			
vi. Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;			
vii. Sites identified as high potential agricultural land in terms of Gauteng Agricultural Potential Atlas;			
viii. Important Bird and Biodiversity Area (IBA);			
ix. Sites or areas identified in terms of an International Convention;			
<ul> <li>Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);</li> </ul>			
xi. Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or			
xii. Sites zoned for conservation use or public open space or equivalent zoning.			
d. KwaZulu-Natal			
i. In an estuarine functional zone;			
<ul> <li>Trans- frontier protected areas managed under international conventions;</li> </ul>			
iii. Community Conservation Areas;			
<li>iv. Biodiversity Stewardship Programme Biodiversity Agreement areas;</li>			
v. World Heritage Sites;			
vi. A protected area identified in terms of NEMPAA;			
vii. Sites or areas identified in terms of an International Convention;			
viii. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;			
ix. Core areas in biosphere reserves;			
<ul> <li>Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;</li> </ul>			

xi.	frame	tive areas as identified in an environmental management work as contemplated in chapter 5 of the Act and as ed by the competent authority;
xii.	Outsid	de urban areas:
	(aa)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
	(bb)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
xiii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; or
	(CC)	Within urban protected areas.
e. Lin	npopo	
i.	Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding disturbed areas;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
	(cc)	Areas within urban protected areas.
f. Mp	umala	inga
i.		de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding disturbed areas;

1 1		(66)	National Dratastad Area Expansion Stratagy Facus areas
		(bb)	National Protected Area Expansion Strategy Focus areas;
		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(dd)	Sites or areas identified in terms of an International Convention;
		(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
		(ff)	Core areas in biosphere reserves; or
		(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas, where such areas comprise indigenous vegetation; or
	ii.	In urb	an areas:
		(aa)	Areas zoned for use as public open space; or
		(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	g. No	orthern	Саре
	i.	In an	estuary;
	ii.	Outsi	de urban areas, in:
		(aa)	A protected area identified in terms of NEMPAA, excluding disturbed areas;
		(bb)	National Protected Area Expansion Strategy Focus areas;
		(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(dd)	Cites or group identified in terms of an International
		(dd)	Sites or areas identified in terms of an International Convention;
		(dd) (ee)	
			Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in
		(ee)	Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
		(ee) (ff)	Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a
	iii.	(ee) (ff) (gg) (hh)	Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas; or Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such

		1	4.1.5	
			(bb) (cc)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or Seawards of the development setback line or within urban
			(00)	protected areas.
		h. No	rth We	est
		i.	Outsi	de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves; or
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from a biosphere reserve; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
			(cc)	Natural heritage sites.
		i. We	stern	Саре
		i.	Areas	outside urban areas;
			(aa)	Areas containing indigenous vegetation;
			(bb)	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for conservation use; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority.
5.	The development	a. Eas	stern	Саре
	of resorts, lodges, hotels and tourism	i.	•	tected area identified in terms of the NEMPAA;
	or hospitality	ii.		de urban areas within 10 kilometres from national parks or heritage sites or 5 kilometres from any other protected area

facilities that sleep less than 15		identified in terms of NEMPAA or from the core area of a biosphere reserve;
people.	iii.	Outside urban areas, in:
		<ul> <li>(aa) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
		(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;
		(cc) Areas within 100 metres of a watercourse or wetland; or
		(dd) In an estuarine functional zone, excluding areas falling behind the development setback line; or
	iv.	In urban areas:
		(aa) Areas zoned for use as public open space; or
		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	b. Fr	ee State
	i.	A protected area identified in terms of the NEMPAA;
	ii.	Outside urban areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
	iii.	Outside urban areas, in:
		(aa) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; or
		(bb) Areas within 100 metres of a watercourse or wetland; or
	iv.	In urban areas:
		(aa) Areas zoned for use as public open space; or
		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	c. Ga	auteng
	i.	A protected area identified in terms of NEMPAA, excluding conservancies;
	ii.	Gauteng Protected Area Expansion Priority Areas;
	iii.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
	iv.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
		Sites or areas identified in terms of an International Convention

	vi.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);	
	vii.	Important Bird and Biodiversity Area (IBA);	
· · · · · · · · · · · · · · · · · · ·	viii.	Sites identified as high potential agricultural land in terms of Gauteng Agricultural Potential Atlas;	
	ix.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or	
	Х.	Sites zoned for conservation use or public open space or equivalent zoning.	
	d. Kw	aZulu-Natal	
	i.	A protected area identified in terms of the NEMPAA;	
	ii.	Outside urban areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;	
	iii.	Trans-frontier protected areas managed under international conventions;	
	iv.	Community Conservation Areas;	
	V.	Biodiversity Stewardship Programme Biodiversity Agreement areas;	
	vi.	Provincial Protected Area Expansion Strategy Focus areas;	
	vii.	In an estuarine functional zone;	
N N	viii.	World Heritage Sites;	
	ix.	A protected area identified in terms of NEMPAA;	
	Х.	Sites or areas identified in terms of an International Convention;	
	xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	
	xii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;	
	xiii.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;	
>	xiv.	Outside urban areas:	
		<ul> <li>(aa) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>	
		(bb) Areas within 100 metres of a watercourse or wetland; or	
	XV.	In urban areas:	
		(aa) Areas zoned for use as public open space; or	
		(bb) Areas seawards of the development setback line or within 100m from the high-water mark of the sea if no such development setback line is determined.	

e.	Limpopo		
	. A protected area identified in terms of the NEMPAA;		
i	. Outside urban areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;		
ii	. Outside urban areas, in:		
	<ul> <li>(aa) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; or</li> </ul>		
	(bb) Areas within 100 metres of a watercourse or wetland; or		
iv	. In urban areas:		
	(aa) Areas zoned for use as public open space; or		
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.		
f.	Mpumalanga		
	. A protected area identified in terms of the NEMPAA;		
i	. Outside urban areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation.		
iii	. Outside urban areas, in:		
	<ul> <li>(aa) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; or</li> </ul>		
	(bb) Areas within 100 metres of a watercourse or wetland; or		
iv	. In urban areas:		
	<ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul>		
g.	Northern Cape		
	. A protected area identified in terms of the NEMPAA;		
i	Outside urban areas within 10 kilometres from national parks of world heritage sites or 5 kilometres from any other protected are identified in terms of NEMPAA or from the core area of a biospher reserve;		
	. In an estuary;		
iv	. Outside urban areas, in:		
	<ul> <li>(aa) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>		

	(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	(cc) Areas within 100 metres of a watercourse or wetland; or
۷.	In urban areas:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
h. No	rth West
i.	A protected area identified in terms of the NEMPAA;
ii.	Outside urban areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
iii.	Any protected area including municipal or provincial nature reserves as contemplated by NEMPAA or other relevant legislation;
iv.	Natural Heritage sites;
۷.	Outside urban areas, in:
	(aa) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; or
	(bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
vi.	In urban areas:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
i. We	stern Cape
i.	A protected area identified in terms of the NEMPAA;
ii.	Outside urban areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
iii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
iv.	Outside urban areas, in:
	<ul> <li>(aa) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> </ul>

<ul> <li>(b) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(cc) Areas on the estuary side of the development setback line or within an estuarine functional zone where no such setback line has been determined.</li> <li>a. Eastern Cape         <ul> <li>(b) National Protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(d) Sites or areas inbiosphere reserves;</li> <li>(g) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from many other protected area identified in terms of the sea if no such development setback line or within 1 kilometre for the high-water mark of the sea if no such development setback line or within 1 kilometres from many other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> <li>(h) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line as when no such setback line has been determined; or</li> <li>(ii) A reas on the watercourse side of the development setback line or within 10 maters from the edge of a watercourse where no such setback line has been determined; or</li> <li>(ji) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>(ji) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>(jii) In an estuarine functional zone, excluding areas falling behind the development frameworks adopted by the competent authority or zoned for a conservation use in Spatial Development Frameworks adopted b</li></ul></li></ul>	-		r	(1.1.)	
<ul> <li>ether and set of the set</li></ul>				(bb)	where no such setback line has been determined; or
<ul> <li>of resorts, lodges, hotels and tourism or hospitality facilities that sleeps 15 people or more.</li> <li>(a) A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>(b) National Protected Area Expansion Strategy Focus areas;</li> <li>(c) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(d) Sites or areas identified in terms of an International Convention;</li> <li>(ee) Critical biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> <li>(h) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(ij) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas, in:         <ul> <li>(a) Areas coned for use as public open space; or</li> <li>(b) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li>b. Free State         <ul> <li>i. Outside urban areas, in:</li> <li>(a) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(cc)	or within an estuarine functional zone where no such
<ul> <li>hotels and tourism or hospitality facilities that sleeps 15 people or more.</li> <li>(a) A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>(b) National Protected Area Expansion Strategy Focus areas;</li> <li>(c) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(d) Sites or areas identified in terms of an International Convention;</li> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(g) Areas within 10 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> <li>(h) A reas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(j) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>(ii) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> <li><b>b. Free State</b> <ul> <li>i. Outside urban areas, in:</li> <li>(a) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>	6.		a. Ea	stern	Саре
or hospitality facilities that sleeps 15 people or more.       (a) A protected area identified in ferms of NEMPAA, excluding conservancies;         (b) National Protected Area Expansion Strategy Focus areas; or more.       (b) National Protected Area Expansion Strategy Focus areas;         (c) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;         (d) Sites or areas identified in terms of an International Convention;         (ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;         (ff) Core areas in biosphere reserves;         (g) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;         (h) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;         (ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or         (ij) In an estuarine functional zone, excluding areas falling behind the development setback line; or         ii. In urban areas, in:         (aa) Areas zoned for use as public open space; or         (b) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose. <b>b. Free State</b>			i.	Outsi	de urban areas, in:
sleeps 15 people or more.       (bb)       National Protected Area Expansion Strategy Focus areas; (cc)       Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;         (dd)       Sites or areas identified in terms of an International Convention;         (ee)       Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;         (ff)       Core areas in biosphere reserves;         (gg)       Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;         (hh)       Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;         (ii)       Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or         (jj)       In an estuarine functional zone, excluding areas falling behind the development setback line; or         ii.       In urban areas, in: (aa)         (aa)       Areas zoned for use as public open space; or (bb)         A protected area identified in terms of NEMPAA, excluding conservancies;		or hospitality		(aa)	
or more.       (cc)       Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;         (dd)       Sites or areas identified in terms of an International Convention;         (ee)       Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;         (ff)       Core areas in biosphere reserves;         (gg)       Areas within 10 kilometres from national parks or world heritage sites of 5 kilometres from the core area of a biosphere reserve;         (hh)       Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;         (ii)       Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line is determined; or         (jj)       In an estuarine functional zone, excluding areas falling behind the development setback line; or         ii.       In urban areas, in:         (aa)       Areas zoned for use as public open space; or         (bb)       Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.         b.       Free State         i.       Outside urban areas, in:         (aa)       A protected area identified in terms of NEMPAA, excluding conservancies;				(bb)	National Protected Area Expansion Strategy Focus areas;
<ul> <li>Convention;</li> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas, in: <ul> <li>(aa) Areas coned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(cc)	management framework as contemplated in chapter 5 of
<ul> <li>biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas, in: <ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(dd)	
<ul> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas, in: <ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li><b>b. Free State</b> <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(ee)	biodiversity plans adopted by the competent authority or in
<ul> <li>i. In urban areas, in:</li> <li>(a) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul>				(ff)	Core areas in biosphere reserves;
<ul> <li>kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas, in: <ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(gg)	heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a
<ul> <li>line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas, in: <ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(hh)	kilometre from the high-water mark of the sea if no such
<ul> <li>behind the development setback line; or</li> <li>ii. In urban areas, in:         <ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> </ul> </li> <li><b>b. Free State</b> <ul> <li>Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ul>				(ii)	line or within 100 metres from the edge of a watercourse
<ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> <li><b>b. Free State</b> <ol> <li>Outside urban areas, in:                 <ul> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ol></li></ul>				(jj)	
<ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> <li><b>b. Free State</b> <ol> <li>Outside urban areas, in:                 <ul> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul> </li> </ol></li></ul>			ii	In urb	an areas in:
<ul> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> <li><b>b. Free State</b> <ol> <li>Outside urban areas, in:</li></ol></li></ul>					
Development       Frameworks       adopted       by the competent authority or zoned for a conservation purpose.         b. Free State       i.       Outside urban areas, in:       (aa)       A protected area identified in terms of NEMPAA, excluding conservancies;				. ,	
<ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>				()	Development Frameworks adopted by the competent
<ul> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>			b. Fre	e Stat	ie in the second se
conservancies;			i.	Outsi	de urban areas, in:
(bb) National Protected Area Expansion Strategy Focus areas;				(aa)	
				(bb)	National Protected Area Expansion Strategy Focus areas;

(xi)		designated as nature reserves in terms of municipal Spatial opment Frameworks; or
(vi)	Ordin Mana	ance (Ordinance 12 of 1983) or the National Environmental gement: Protected Areas Act (Act No. 57 of 2003);
(x)		managed as protected areas by provincial authorities, or red as nature reserves in terms of the Nature Conservation
(ix)	Impor	tant Bird and Biodiversity Area (IBA);
		eng Agricultural Potential Atlas;
(vii) (viii)		or areas identified in terms of an International Convention; identified as high potential agricultural land in terms of
()		work adopted by relevant environmental authority;
(vi)		tive areas identified in an environmental management
(v)	Natio	identified within threatened ecosystems listed in terms of the nal Environmental Management Act: Biodiversity Act (Act No. 2004);
	Suppo bioreg	ort Areas (ESAs) in the Gauteng Conservation Plan or in gional plans;
(iii) (iv)		eng Protected Area Expansion Priority Areas; identified as Critical Biodiversity Areas (CBAs) or Ecological
(ii)		nal Protected Area Expansion Strategy Focus Areas;
(i)	•	otected area identified in terms of NEMPAA, excluding ervancies;
	uteng	
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	(aa)	
ii.	In urb	an areas:
	(hh)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(ff)	Core areas in biosphere reserves;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(dd)	Sites or areas identified in terms of an International Convention;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;

(xii)	Sites zoned for conservation use or public open space or equivalent zoning.
d. Kv	vaZulu-Natal
i.	In an estuarine functional zone;
ii.	Trans-frontier protected areas managed under international conventions;
iii.	Community Conservation Areas;
iv.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
V.	A protected area identified in terms of NEMPAA, excluding conservancies;
vi.	Sites or areas identified in terms of an International Convention;
vii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
viii.	Core areas in biosphere reserves;
ix.	World Heritage Sites;
х.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
xii.	Outside urban areas:
	<ul> <li>(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> </ul>
	<ul> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>
	<ul> <li>(cc) Areas within 100 metres from the edge of a watercourse; or</li> </ul>
xiii.	In urban areas:
	(aa) Areas zoned for use as public open space;
	(bb) Areas seawards of the development setback line or within 100m from the high-water mark of the sea if no such development setback line is determined; or
	(cc) Areas within 500 metres from terrestrial protected areas identified in terms of NEMPAA.
e. Li	троро
i.	Outside urban areas, in: (aa) A protected area identified in terms of NEMPAA, excluding
	conservancies; (bb) National Protected Area Expansion Strategy Focus areas;

(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(dd)	Sites or areas identified in terms of an International Convention;
(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(ff)	Core areas in biosphere reserves;
(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
(hh)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
ii. In urt	ban areas:
(aa)	Areas zoned for use as public open space; or
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
f. Mpumala	anga
i. Outsi	de urban areas, in:
(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
(bb)	National Protected Area Expansion Strategy Focus areas;
(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(dd)	Sites or areas identified in terms of an International Convention;
(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(ff)	Core areas in biosphere reserves;
(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation; or
(hh)	Areas within 100 metres of a watercourse or wetland; or
ii. In urt	ban areas:
(aa)	Areas zoned for use as public open space; or

	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. No	orthern Cape
i.	In an estuary;
ii.	Outside urban areas, in:
	<ul> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>
	(bb) National Protected Area Expansion Strategy Focus areas;
	(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd) Sites or areas identified in terms of an International Convention;
	<ul> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	(ff) Core areas in biosphere reserves;
	(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
	(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	<ul> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> </ul>
iii.	In urban areas:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
h. No	orth West
(i)	Any protected area including municipal or provincial nature reserves as contemplated by NEMPAA or other relevant legislation;
(ii)	Natural Heritage sites;
(iii)	Outside urban areas, in:
	(aa) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; or
	(bb) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or

	(iv)	In urb	an areas:
		(aa)	Areas zoned for use as public open space; or
		(bb)	Areas designated for conservation use in Spatial
		. ,	Development Frameworks adopted by the competent
			authority or zoned for a conservation purpose.
		. Western Cape	
	i.		eas outside urban areas; or
	ii.	<li>Critical biodiversity areas as identified in systematic biodive plans adopted by the competent authority or in bioregional pla</li>	
of aircr	aft landing	stern	Саре
	and runways i.	Outsi	de urban areas, in:
shorter		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
		(bb)	National Protected Area Expansion Strategy Focus areas;
		(cc)	World Heritage Sites;
		(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(ee)	Sites or areas identified in terms of an International Convention;
		(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
		(gg)	Core areas in biosphere reserves;
		(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve;
		(ii)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;
		(jj)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
		(kk)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
	ii.		an areas:
		(aa)	Areas zoned for use as public open space; or
		(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	b. Fre	ee Stat	te

i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves;
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
	(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
c. Ga	uteng	
i.	-	otected area identified in terms of NEMPAA, excluding ervancies;
ii.	Natio	nal Protected Area Expansion Strategy Focus Areas;
iii.		eng Protected Area Expansion Priority Areas;
iv.	Supp	identified as Critical Biodiversity Areas (CBAs) or Ecological ort Areas (ESAs) in the Gauteng Conservation Plan or in gional plans;
V.	Natio	identified within threatened ecosystems listed in terms of the nal Environmental Management Act: Biodiversity Act (Act No. 2004);
vi.		tive areas identified in an environmental management evork adopted by relevant environmental authority;
vii.		identified as high potential agricultural land in terms of eng Agricultural Potential Atlas;
viii.	Sites	or areas identified in terms of an International Convention;
ix.		managed as protected areas by provincial authorities, or red as nature reserves in terms of the Nature Conservation

		Ordinance (Ordinance 12 of 1983) or the National Environmenta Management: Protected Areas Act (Act No. 57 of 2003);
	Х.	Sites designated as nature reserves in terms of municipal Spatia Development Frameworks;
	xi.	Sites zoned for conservation use or public open space o equivalent zoning; or
	xii.	Important Bird and Biodiversity Areas (IBA).
-	d. Kw	aZulu-Natal
	i.	In an estuarine functional zone;
	ii.	Community Conservation Areas;
	iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
	iv.	A protected area identified in terms of NEMPAA, excluding conservancies;
	V.	World Heritage Sites;
	vi.	Sites or areas identified in terms of an International Convention;
	vii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	viii.	Core areas in biosphere reserves;
	ix.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	Х.	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core of a biosphere reserve;
	xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	xii.	Outside urban areas:
		<ul> <li>(aa) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>
		(bb) Areas within 100 metres from the edge of a watercourse; or
	xiii.	In urban areas:
		(aa) Areas zoned for use as public open space; or
		(bb) Areas seawards of the development setback line or within 100m high-water mark of the sea if no such development setback line is determined.
	e. Lin	проро
	i.	Outside urban areas, in:
		<ul> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>
		(bb) National Protected Area Expansion Strategy Focus areas;

	(CC)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental
	(uu)	management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves;
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
	(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
f. Mp	umala	nga
i.	Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves;
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve, where such areas comprise indigenous vegetation; or
	(ii)	100 metres of a watercourse or wetland; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space; or

(1-1-)	Assess devices to be for a second officer on the Orieffet
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. Norther	
•	estuary;
	ide urban areas, in:
(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
(bb)	National Protected Area Expansion Strategy Focus areas;
(CC)	
(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(ee)	Sites or areas identified in terms of an International Convention;
(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(gg)	Core areas in biosphere reserves;
(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve;
(ii)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
(jj)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
iii. In ur	ban areas:
(aa)	Areas zoned for use as public open space; or
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
h. North W	est
i. Outs	ide urban areas, in:
(aa)	A protected area identified in terms of NEMPAA, excluding areas where no indigenous vegetation will be cleared;
(bb)	National Protected Area Expansion Strategy Focus areas;
(CC)	World Heritage Sites;
(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(ee)	Sites or areas identified in terms of an International Convention;

			(ff) (gg) (hh)	Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a
			(ii)	biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		i. We	estern	Саре
		i.	All ar	eas outside urban areas.
8.	The development	a. Ea	stern	Саре
	and related	i.	All ar	eas outside urban areas; or
	operation of above	ii.	In urb	an areas:
	ground cableways and funiculars.		(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
			(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(dd)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
		b. Fre	ee Stat	te
		i.	All ar	eas outside urban areas; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
			(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		c. Ga	uteng	
		i.		otected area identified in terms of NEMPAA, excluding ervancies;
		ii.	Supp	identified as Critical Biodiversity Areas (CBAs) or Ecological ort Areas (ESAs) in the Gauteng Conservation Plan or in gional plans;

·		
ii	i. Sites	s identified within threatened ecosystems listed in terms of the
	Natio	onal Environmental Management Act: Biodiversity Act (Act No.
	10 o	f 2004);
iv	. Sites	s or areas identified in terms of an International Convention;
	decla Ordi	s managed as protected areas by provincial authorities, or ared as nature reserves in terms of the Nature Conservation nance (Ordinance 12 of 1983) or the National Environmental agement: Protected Areas Act (Act No. 57 of 2003);
V		designated as nature reserves in terms of municipal Spatial elopment Frameworks;
vi		s zoned for conservation use or public open space or valent zoning; or
vii	i. Impo	ortant Bird and Biodiversity Areas (IBA).
d.	KwaZul	u-Natal
	i. All a	reas outside urban areas; or
i	i. In ur	ban areas:
	(aa)	In an estuarine functional zone;
	(bb)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(cc)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	(ff)	Areas zoned for use as public open space;
	(gg)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;
	(hh)	Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; or
	(ii)	Areas within 500 metres from terrestrial protected areas identified in terms of NEMPAA.
е.	Limpop	0
	i. All a	reas outside urban areas; or
i	i. In ur	ban areas:
	(aa)	Areas zoned for use as public open space;

	(1.1.)	
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
	(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
f. I	/Ipumala	anga
i.	All an	eas outside urban areas; or
ii.		an areas:
	(aa)	
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent
		authority or zoned for a conservation purpose; or
	(CC)	Areas within 100 metres of a watercourse or wetland.
g. 1	lorthern	•
i.	All ar	eas outside urban areas; or
ii.	In urb	an areas:
	(aa)	
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
	(dd)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
h. 1	North We	est
i.	All are	as outside urban areas; or
ii.	In urba	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	(CC)	A protected area identified in terms of NEMPAA;
	(dd)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ee)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
	(ff)	Natural heritage sites.
i. V	Vestern	Саре
· · · · · · · · · · · · · · · · · · ·		-

		i.	All areas outside urban areas.
9.	The development	a. Ea	stern Cape
	and related	i.	All areas outside urban areas; or
	operation of zip-	ii.	In urban areas:
	lines or foefie- slides exceeding		(aa) Areas zoned for use as public open space;
	100 metres in length.		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
			(cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(dd) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
		b. Fre	ee State
		i.	All areas outside urban areas; or
		ii.	In urban areas:
			(aa) Areas zoned for use as public open space;
			(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
			(cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		c. Ga	auteng
			A protected area identified in terms of NEMPAA, excluding conservancies;
			Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
		iii.	Sites or areas identified in terms of an International Convention;
		iv.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
			Sites designated as nature reserves in terms of municipal Spatial Development Frameworks;
		vi.	Sites zoned for conservation use or public open space or equivalent zoning; or
		vii. Important Bird and Biodiversity Areas (IBA).	
		d. Kw	vaZulu-Natal
		i.	All areas outside urban areas; or
		ii.	In urban areas:

	rreas outside urban areas; or rban areas:
i Alle	reas outside urban areas: or
3	
g. Norther	
(cc)	Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or Areas within 100 metres of a watercourse or wetland.
(bb)	Areas designated for conservation use in Spatial
(aa)	
	rban areas:
-	irreas outside urban areas; or
f. Mpuma	
(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
(aa)	Areas zoned for use as public open space;
	rban areas:
	ireas outside urban areas; or
e. Limpop	identified in terms of NEMPAA.
(ii)	development setback line is determined; or Areas within 500 metres from terrestrial protected areas
(hh)	Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development acthack line is determined; ar
(gg)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;
(ff)	authority or zoned for a conservation purpose; Areas zoned for use as public open space;
(ee)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent
(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(cc)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(bb)	In an estuarine functional zone;
	A protected area identified in terms of NEMPAA, excluding conservancies;

			(bb)	Areas decignated for conservation use in Spatial
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
			(CC)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(dd)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
		h. N	orth We	est
		i.	All are	as outside urban areas; or
		ii.	In urba	an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
			(CC)	A protected area identified in terms of NEMPAA;
			(dd)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ee)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
			(ff)	Natural heritage sites.
10.	The development	a. Ea	astern	Cape
	of facilities or	i.	Outsi	de urban areas, in:
	infrastructure for the storage, or storage and		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	handling of a		(bb)	National Protected Area Expansion Strategy Focus areas;
	dangerous good, where such storage occurs in		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	containers with a combined capacity		(dd)	Sites or areas identified in terms of an International Convention;
	of 30 but not exceeding 80 cubic metres.		(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves;
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a
1				biosphere reserve;

<ul> <li>kilometre from the high-water mark of the sea if no suc development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setbaca line or within 100 metres from the edge of a watercourse where no such setback line has been determined;</li> <li>(ij) Within 500 metres of an estuarine functional zone excluding areas falling behind the development setbaca line; or</li> <li>(kk) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spati Development Frameworks adopted by the compete authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuarine functional zone excluding areas falling behind the development setbaca line.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas (cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from any other protected area</li> </ul></li></ul>		(bb)	Areas asswards of the development asthack line or within 1
<ul> <li>line or within 100 metres from the edge of a watercours where no such setback line has been determined;</li> <li>(ij) Within 500 metres of an estuarine functional zon excluding areas falling behind the development setback line; or</li> <li>(kk) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spati Development Frameworks adopted by the competer authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuarine functional zon excluding areas falling behind the development setback line.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas (cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(g) Areas within 10 kilometres from national parks or worn heritage sites or 5 kilometres from any other protected area</li> </ul> </li> </ul>		(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;
<ul> <li>excluding areas falling behind the development setback line; or</li> <li>(kk) In an estuarine functional zone, excluding areas falling behind the development setback line; or</li> <li>ii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spating Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuarine functional zone excluding areas falling behind the development setback line.</li> </ul> </li> <li>b. Free State <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas (cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 or the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or worn heritage sites or 5 kilometres from any other protected area</li> </ul> </li> </ul>		(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse
<ul> <li>behind the development setback line; or</li> <li>ii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spati Development Frameworks adopted by the competer authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuarine functional zon excluding areas falling behind the development setback line.</li> </ul> </li> <li><b>b. Free State</b> <ul> <li>i. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ul> </li> </ul>		(jj)	Within 500 metres of an estuarine functional zone, excluding areas falling behind the development setback line; or
<ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spati Development Frameworks adopted by the competer authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuarine functional zon- excluding areas falling behind the development setbac line.</li> <li><b>b. Free State</b> <ol> <li>Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 or the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ol></li></ul>		(kk)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
<ul> <li>(bb) Areas designated for conservation use in Spati Development Frameworks adopted by the competer authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuarine functional zon excluding areas falling behind the development setbac line.</li> <li><b>b. Free State</b> <ol> <li>Outside urban areas, in:</li> <li>(a) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ol></li></ul>	ii.	In urba	an areas:
Development       Frameworks adopted by the competer authority or zoned for a conservation purpose; or         (cc)       Within 500 metres of an estuarine functional zon excluding areas falling behind the development setbac line. <b>b. Free State</b> i.         (aa)       A protected area identified in terms of NEMPAA, excludir conservancies;         (bb)       National Protected Area Expansion Strategy Focus areas         (cc)       Sensitive areas as identified in an environment management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;         (dd)       Sites or areas identified in terms of an Internation Convention;         (ee)       Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;         (ff)       Core areas in biosphere reserves;         (gg)       Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area		(aa)	Areas zoned for use as public open space;
<ul> <li>excluding areas falling behind the development setbackline.</li> <li>b. Free State <ol> <li>Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excludin conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ol></li></ul>		(bb)	Development Frameworks adopted by the competent
<ul> <li>i. Outside urban areas, in:</li> <li>(a) A protected area identified in terms of NEMPAA, excludir conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ul>			
<ul> <li>(aa) A protected area identified in terms of NEMPAA, excludin conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ul>	b. Fı	ree Stat	te
<ul> <li>conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas</li> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ul>	i.	Outsi	de urban areas, in:
<ul> <li>(cc) Sensitive areas as identified in an environment management framework as contemplated in chapter 5 the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected areas</li> </ul>		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
<ul> <li>management framework as contemplated in chapter 5 the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an Internation Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ul>		(bb)	National Protected Area Expansion Strategy Focus areas;
<ul> <li>Convention;</li> <li>(ee) Critical biodiversity areas as identified in systemat biodiversity plans adopted by the competent authority or bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected area</li> </ul>		(cc)	management framework as contemplated in chapter 5 of
biodiversity plans adopted by the competent authority or bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected are		(dd)	Sites or areas identified in terms of an International Convention;
(gg) Areas within 10 kilometres from national parks or wor heritage sites or 5 kilometres from any other protected are		(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
heritage sites or 5 kilometres from any other protected are		(ff)	Core areas in biosphere reserves;
biosphere reserve; or		(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
(hh) Areas on the watercourse side of the development setbad		(hh)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse
ii. In urban areas:	ii.	In urba	an areas:
(aa) Areas zoned for use as public open space; or		(aa)	Areas zoned for use as public open space; or

(t	b) Areas designated for conservation use in Spatial
	Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
c. Gaute	eng
	protected area identified in terms of NEMPAA, excluding onservancies;
ii. N	ational Protected Area Expansion Strategy Focus Areas;
iii. G	auteng Protected Area Expansion Priority Areas;
S	ites identified as Critical Biodiversity Areas (CBAs) or Ecological upport Areas (ESAs) in the Gauteng Conservation Plan or in oregional plans;
Ν	ites identified within threatened ecosystems listed in terms of the ational Environmental Management Act: Biodiversity Act (Act No. ) of 2004);
	ensitive areas identified in an environmental management amework adopted by relevant environmental authority;
	ites identified as high potential agricultural land in terms of auteng Agricultural Potential Atlas;
viii. S	tes or areas identified in terms of an International Convention;
de O	ites managed as protected areas by provincial authorities, or eclared as nature reserves in terms of the Nature Conservation rdinance (Ordinance 12 of 1983) or the National Environmental
x. S	anagement: Protected Areas Act (Act No. 57 of 2003); ites designated as nature reserves in terms of municipal Spatial evelopment Frameworks;
	tes zoned for conservation use or public open space or quivalent zoning; or
xii. In	nportant Bird and Biodiversity Areas (IBA).
d. KwaZ	Zulu-Natal
i. In	an estuarine functional zone;
	rans-frontier protected areas managed under international priventions;
iii. C	ommunity Conservation Areas;
	odiversity Stewardship Programme Biodiversity Agreement reas;
v. W	/orld Heritage Sites;
vi. W	ithin 500 metres of an estuarine functional zone;
	protected area identified in terms of NEMPAA, excluding onservancies;
viii. S	ites or areas identified in terms of an International Convention;
	ritical biodiversity areas as identified in systematic biodiversity ans adopted by the competent authority or in bioregional plans;
x. C	ore areas in biosphere reserves;

xi.		
	Frame	s designated for conservation use in Spatial Development eworks adopted by the competent authority or zoned for a ervation purpose;
xii.	frame	itive areas as identified in an environmental management work as contemplated in chapter 5 of the Act and as ted by the competent authority;
xiii.	Outsi	de urban areas:
	(aa)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve;
	(bb)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	(cc)	Areas within 100 metres from the edge of a watercourse; or
xiv.	In urb	an areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined;
	троро	
i.	All are	
	pumala	
i.	-	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the
		Act and as adopted by the competent authority;
	(dd)	<b>o</b> 1 1
	(dd) (ee)	Act and as adopted by the competent authority; Sites or areas identified in terms of an International
		Act and as adopted by the competent authority; Sites or areas identified in terms of an International Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in
	(ee)	Act and as adopted by the competent authority; Sites or areas identified in terms of an International Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ee) (ff) (gg) (hh)	Act and as adopted by the competent authority; Sites or areas identified in terms of an International Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, where such areas comprise indigenous vegetation; or Areas within 100 metres of a watercourse or wetland; or
i.	(ee) (ff) (gg) (hh)	Act and as adopted by the competent authority; Sites or areas identified in terms of an International Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans; Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, where such areas comprise indigenous vegetation; or

<ul> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</li> <li>g. Northern Cape <ol> <li>In an estuary;</li> <li>Outside urban areas, in:</li> <li>(a) A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas;</li> <li>(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(d) Sites or areas identified in terms of an International Convention;</li> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites of S kilometres from may other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve;</li> <li>(h) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 500 metres of an estuary; or</li> <li>(ii) In urban areas:</li> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary; or</li> <li>ii. Inside urban areas.</li> </ol> </li> <li>1 Mestern Cape <ol> <li>All areas outside urban areas; or</li> <li>Inside urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 200 metres form the kigh-water mark of the sea if no such development setback line is determined;</li> </ol> </li> </ul>	I	
<ul> <li>i. In an estuary;</li> <li>ii. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas;</li> <li>(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an International Convention;</li> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve;</li> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 10 within 500 metres for a estuary; or</li> <li>(jj) Within 500 metres of an estuary;</li> <li>(b) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> <li>h. North West <ul> <li>i. Outside urban areas.</li> </ul> </li> <li>i. Inside urban areas:</li> <li>(aa) Areas soustide urban areas; or</li> <li>ii. Inside urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 10 authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul>		
<ul> <li>ii. Outside urban areas, in:</li> <li>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>(bb) National Protected Area Expansion Strategy Focus areas;</li> <li>(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>(dd) Sites or areas identified in terms of an International Convention;</li> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> <li>(ff) Core areas in biosphere reserves;</li> <li>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve;</li> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) Within 500 metres of an estuary; or</li> <li>ii. In urban areas:</li> <li>(aa) Areas accould for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul> h. North West <ul> <li>i. Outside urban areas;</li> <li>(a) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul>		g. Northern Cape
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<ul> <li>heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve;</li> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) Within 500 metres of an estuary; or</li> <li>iii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul> </li> <li>h. North West <ul> <li>Outside urban areas.</li> </ul> </li> <li>i. Outside urban areas: <ul> <li>(aa) Areas outside urban areas; or</li> <li>In side urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 500 metres or an estuary.</li> </ul> </li> </ul>		(ff) Core areas in biosphere reserves;
<ul> <li>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> <li>(ii) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> <li>(jj) Within 500 metres of an estuary; or</li> <li>iii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul> </li> <li>h. North West <ul> <li>Outside urban areas.</li> </ul> </li> <li>i. Mestern Cape <ul> <li>All areas outside urban areas; or</li> <li>Inside urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such authority or got the development setback line or within 200 metres from the high-water mark of the sea if no such areas for the development setback line or within areas for the development setback line or within areas for the development setback line or within areas for the high-water mark of the sea if no such areas for the development setback line or within areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for the high-water mark of the sea if no such areas for th</li></ul></li></ul>		heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a
<ul> <li>line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or         <ul> <li>(jj) Within 500 metres of an estuary; or</li> <li>lii. In urban areas:</li> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul> </li> <li>North West         <ul> <li>Outside urban areas.</li> <li>All areas outside urban areas; or</li> <li>Inside urban areas:                 <ul> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ul> </li> </ul> </li> </ul>		kilometre from the high-water mark of the sea if no such
<ul> <li>iii. In urban areas: <ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> </ul> </li> <li>h. North West <ul> <li>Outside urban areas.</li> </ul> </li> <li>i. Western Cape <ul> <li>All areas outside urban areas; or</li> <li>Inside urban areas: <ul> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ul> </li> </ul></li></ul>		line or within 100 metres from the edge of a watercourse
<ul> <li>(aa) Areas zoned for use as public open space;</li> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> <li>h. North West         <ol> <li>Outside urban areas.</li> </ol> </li> <li>Western Cape         <ol> <li>All areas outside urban areas; or</li> <li>Inside urban areas:                <ol> <li>Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ol> </li> </ol></li></ul>		(jj) Within 500 metres of an estuary; or
<ul> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> <li>h. North West         <ol> <li>Outside urban areas.</li> <li>Western Cape                 <ol> <li>All areas outside urban areas; or</li> <li>Inside urban areas:</li></ol></li></ol></li></ul>		iii. In urban areas:
<ul> <li>(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or</li> <li>(cc) Within 500 metres of an estuary.</li> <li>h. North West         <ol> <li>Outside urban areas.</li> <li>Western Cape                 <ol> <li>All areas outside urban areas; or</li> <li>Inside urban areas:</li></ol></li></ol></li></ul>		(aa) Areas zoned for use as public open space;
<ul> <li>h. North West <ul> <li>i. Outside urban areas.</li> </ul> </li> <li>i. Western Cape <ul> <li>i. All areas outside urban areas; or</li> <li>ii. Inside urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ul> </li> </ul>		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent
<ul> <li>i. Outside urban areas.</li> <li>i. Western Cape <ul> <li>i. All areas outside urban areas; or</li> <li>ii. Inside urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ul> </li> </ul>		(cc) Within 500 metres of an estuary.
<ul> <li>i. Western Cape</li> <li>i. All areas outside urban areas; or</li> <li>ii. Inside urban areas: <ul> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ul> </li> </ul>		h. North West
<ul> <li>i. All areas outside urban areas; or</li> <li>ii. Inside urban areas:</li> <li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li> </ul>		i. Outside urban areas.
<ul><li>ii. Inside urban areas:</li><li>(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such</li></ul>		i. Western Cape
(aa) Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such		i. All areas outside urban areas; or
200 metres from the high-water mark of the sea if no such		
		200 metres from the high-water mark of the sea if no such

	1	1		
			(bb)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(CC)	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined.
11.	The development	a. Ea	stern	Саре
	of tracks or routes for the testing,	i.		de urban areas, in an estuarine functional zone, excluding falling behind the development setback line;
	recreational use or outdoor racing of motor powered vehicles excluding	ii.	kilom	eas seawards of the development setback line or within 1 etre from the high-water mark of the sea if no such opment setback line is determined; or
	conversion of	iii.	Withi	n areas of indigenous vegetation outside urban areas.
	existing tracks or	b. Fr	ee Stat	te
	routes for the	i.	Outsi	de urban areas, in:
	testing, recreational use or outdoor racing of		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	motor powered		(bb)	National Protected Area Expansion Strategy Focus areas;
	vehicles.		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves;
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for use as public open space; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		c. Ga	auteng	
		i.	•	otected area identified in terms of NEMPAA, excluding ervancies;
		ii.	Gaute	eng Protected Area Expansion Priority Areas;
		iii.	Supp	identified as Critical Biodiversity Areas (CBAs) or Ecological ort Areas (ESAs) in the Gauteng Conservation Plan or in gional plans;
		iv.		tive areas identified in an environmental management work adopted by relevant environmental authority;

<ul> <li>v. Sites or areas identified in terms of an International Conven</li> <li>vi. Sites managed as protected areas by provincial authorit</li> </ul>	
vi. Sites managed as protected areas by provincial authorit	ioo or
declared as nature reserves in terms of the Nature Conse Ordinance (Ordinance 12 of 1983) or the National Environ Management: Protected Areas Act (Act No. 57 of 2003);	rvation
vii. Important Bird and Biodiversity Area (IBA);	
viii. Sites designated as nature reserves in terms of municipal Development Frameworks; or	Spatial
ix. Sites zoned for conservation use or public open spa equivalent zoning.	ace or
d. KwaZulu-Natal	
i. In an estuarine functional zone;	
ii. Critical biodiversity areas as identified in systematic biodiver plans adopted by the competent authority or in bioregional p	-
<ul> <li>iii. Areas designated for conservation use in Spatial Developm Frameworks adopted by the competent authority or zoned f conservation purpose;</li> </ul>	
iv. Sensitive areas as identified in an environmental managem framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;	ent
v. Outside urban areas:	
(aa) Within areas of indigenous vegetation; or	
(bb) In areas seawards of the development setback line or 1 kilometre from the high-water mark of the sea if no s development setback line is determined; or	
vi. In urban areas:	
<ul> <li>(aa) Areas seawards of the development setback line or wind 100 metres from the high-water mark of the sea if no setback line is determined;</li> </ul>	
(bb) Areas within 32 metres from the edge of a watercours	e; or
(cc) Areas zoned for use as public open space.	
e. Limpopo	
i. Outside urban areas, in:	
<ul> <li>(aa) A protected area identified in terms of NEMPAA, exc conservancies;</li> </ul>	cluding
(bb) National Protected Area Expansion Strategy Focus a	areas;
(cc) Sensitive areas as identified in an environ management framework as contemplated in chapte the Act and as adopted by the competent authority;	
(dd) Sites or areas identified in terms of an Intern Convention;	ational
(ee) Critical biodiversity areas as identified in syst biodiversity plans adopted by the competent authorit bioregional plans;	
(ff) Core areas in biosphere reserves;	

	(ag) Areas within 10 kilometros from national narks or world
	(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
ii.	In urban areas:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
f. M	pumalanga
i.	Outside urban areas, in:
	(aa) A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb) National Protected Area Expansion Strategy Focus areas;
	(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd) Sites or areas identified in terms of an International Convention;
	<ul> <li>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	(ff) Core areas in biosphere reserves;
	(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve, where such areas comprise indigenous vegetation ; or
ii.	In urban areas:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. N	orthern Cape
i.	In an estuary;
ii.	In areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
iii.	Within areas of indigenous vegetation outside urban areas.
h. N	orth West
i.	Outside urban areas, in:
	(aa) A protected area identified in terms of NEMPAA;
	(bb) National Protected Area Expansion Strategy Focus areas;

			()	
			(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves;
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
			(CC)	Natural heritage sites.
		i. We	stern	Саре
		i.	estua	on the estuary side of the development setback line or in an rine functional zone where no such setback line has been nined;
		ii.	the hig	ards of the development setback line or within 200 metres of gh water mark of the sea if no such development setback line ermined; or
		iii.	Areas	of indigenous vegetation outside urban areas.
12.	The clearance of	a. Ea	stern (	Саре
	an area of 300 square metres or more of indigenous vegetation except where such	i. ii.	in terr such endar	any critically endangered or endangered ecosystem listed ns of section 52 of the NEMBA or prior to the publication of a list, within an area that has been identified as critically gered in the National Spatial Biodiversity Assessment 2004; a critical biodiversity areas identified in bioregional plans;
	clearance of indigenous vegetation is required for maintenance	iii.	Withir water where	the littoral active zone or 100 metres inland from the high mark of the sea, whichever distance is the greater, excluding such removal will occur behind the development setback of erven in urban areas;
	purposes undertaken in	iv.		de urban areas, within 100 metres inland from an estuarine onal zone; or
	accordance with a maintenance management plan.	V.	or the	nd, where, at the time of the coming into effect of this Notice reafter such land was zoned open space, conservation or had uivalent zoning.
		b. Fre	e Stat	e
		i.		any critically endangered or endangered ecosystem listed ns of section 52 of the NEMBA or prior to the publication of

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	ii. iii.	such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004; Within critical biodiversity areas identified in bioregional plans; or On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.
	c. Ga	uteng
	i. ii.	Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004; Within critical biodiversity areas identified in the Gauteng
		Conservation Plan or bioregional plans; or
	iii.	On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.
	d. Kw	vaZulu-Natal
	i.	Trans-frontier protected areas managed under international conventions;
	ii.	Community Conservation Areas;
	iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
	iv.	Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004;
	V.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	vi.	Within the littoral active zone or 100 metres inland from high water mark of the sea or an estuarine functional zone, whichever distance is the greater, excluding where such removal will occur behind the development setback line on erven in urban areas;
	vii.	On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning;
	viii.	A protected area identified in terms of NEMPAA, excluding conservancies;
	ix.	World Heritage Sites;
	Х.	Sites or areas identified in terms of an International Convention;
	xi.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	xii.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; or

xiii.	In an estuarine functional zone.
e. Li	троро
i.	Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004;
ii.	Within critical biodiversity areas identified in bioregional plans; or
iii.	On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.
f. M	pumalanga
i.	in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004;
ii.	Within critical biodiversity areas identified in bioregional plans; or
iii.	On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning or proclamation in terms of NEMPAA.
g. No	orthern Cape
i.	Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004;
ii.	Within critical biodiversity areas identified in bioregional plans;
iii.	Within the littoral active zone or 100 metres inland from high water mark of the sea or an estuary, whichever distance is the greater, excluding where such removal will occur behind the development setback line on erven in urban areas; or
iv.	On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.
h. No	orth West
i.	Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004;
ii.	Within critical biodiversity areas identified in bioregional plans; or
iii.	On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.
i. W	estern Cape
i.	Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of

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		ii. iii. iv.	such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004; Within critical biodiversity areas identified in bioregional plans; Within the littoral active zone or 100 metres inland from high water mark of the sea or an estuarine functional zone, whichever distance is the greater, excluding where such removal will occur behind the development setback line on erven in urban areas; or On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning.
13. The	e development	a. Eas	stern Cape
ope	d related eration of cilities of any	i.	Outside urban areas, in an estuarine functional zone, excluding areas falling behind the development setback line;
	e for any form of	ii.	In a Protected Area identified in the NEMPAA; or
	uaculture.	iii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
	Γ	b. Fre	e State
		i.	In a Protected Area identified in the NEMPAA; or
		ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
	Γ	c. Ga	uteng
		i.	In a Protected Area identified in the NEMPAA; or
		ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
	L L	d. Kw	aZulu-Natal
		i.	Trans-frontier protected areas managed under international conventions;
		ii.	Community Conservation Areas;
		iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
		iv.	In an estuarine functional zone;
		۷.	In a Protected Area identified in the NEMPAA;
		vi.	World Heritage Sites;
		vii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;
		viii.	Sites or areas identified in terms of an International Convention;
		v III.	,
		ix.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;

		xi.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
		xii.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority.
		e. Lir	проро
		i.	In a Protected Area identified in the NEMPAA; or
		ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		f. Mp	oumalanga
		i.	In a Protected Area identified in the NEMPAA; or
		ii.	In an aquatic critical biodiversity area.
		g. No	rthern Cape
		i.	In an estuary;
		ii.	In a Protected Area identified in the NEMPAA; or
		iii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such
			setback line has been determined.
		-	rth West
		i.	In a Protected Area identified in the NEMPAA; or
		ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		i. We	estern Cape
		i.	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined;
		ii.	In a Protected area identified in terms of NEMPAA; and
		iii.	In an aquatic critical biodiversity area.
14.	The development	a. Ea	stern Cape
	of—	i.	Outside urban areas, in:
	(i) canals exceeding 10		(aa) A protected area identified in terms of NEMPAA, excluding conservancies;
	square metres		(bb) National Protected Area Expansion Strategy Focus areas;
	in size ;		(cc) World Heritage Sites;
	(ii) channels exceeding 10 square metres		(dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	in size;		(ee) Sites or areas identified in terms of an International Convention;

		(55)	
(iii)	exceeding 10 square metres	(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	in size;	(gg)	Core areas in biosphere reserves;
(iv)	) dams, where the dam, including infrastructure	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
	and water surface area exceeds 10 square metres	(ii)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	in size;	(jj)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
(v)	the weir,	" la cale	
	including		an areas:
	infrastructure and water	(aa)	Areas zoned for use as public open space;
	surface area exceeds 10	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, zoned for a conservation purpose; or
	square metres	(CC)	Areas seawards of the development setback line.
	in size;	b. Free Stat	1
(VI	) bulk storm		de urban areas, in:
	water outlet structures	(aa)	A protected area identified in terms of NEMPAA, excluding
	exceeding 10		conservancies;
	square metres in size;	(bb)	National Protected Area Expansion Strategy Focus areas;
(vii	) marinas	(CC)	World Heritage Sites;
(1	exceeding 10 square metres in size;	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(vi	i) jetties	(ee)	Sites or areas identified in terms of an International Convention;
	exceeding 10 square metres in size;	(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(IX	) slipways exceeding 10	(gg)	Core areas in biosphere reserves; or
	square metres	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area
(x)	in size; buildings		identified in terms of NEMPAA or from the core area of a
	exceeding 10		biosphere reserve; or
	square metres	ii. In urb	an areas:
	in size;	(aa)	Areas zoned for use as public open space; or
(xi	) boardwalks	(bb)	Areas designated for conservation use in Spatial
	exceeding 10		Development Frameworks adopted by the competent
	square metres		authority, zoned for a conservation purpose.
	in size; or	c. Gauteng	

(xii) infrastructure or structures	i.	A protected area identified in terms of NEMPAA, excluding conservancies;				
with a physical	ii.	National Protected Area Expansion Strategy Focus Areas;				
footprint of 10 square metres	iii.	Gauteng Protected Area Expansion Priority Areas;				
or more;	iv.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological				
where such		Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;				
development occurs— (a) within a	V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);				
watercourse;	vi.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;				
(b) in front of a development	vii.	Sites or areas identified in terms of an International Convention;				
setback; or	viii.	Sites managed as protected areas by provincial authorities, or				
(c) if no development setback has		declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);				
been adopted, within 32	ix.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or				
metres of a watercourse,	Х.	Sites zoned for conservation use or public open space or equivalent zoning.				
measured	d. Kw	d. KwaZulu-Natal				
from the edge	i.	In an estuarine functional zone;				
of a watercourse;	ii.	Community Conservation Areas;				
watercourse,	iii.	Biodiversity Stewardship Programme Biodiversity Agreement				
excluding the		areas;				
development of infrastructure or	iv.	A protected area identified in terms of NEMPAA, excluding conservancies;				
structures within	V.	World Heritage Sites;				
existing ports or	vi.	Sites or areas identified in terms of an International Convention;				
harbours that will not increase the development	vii.	Critical biodiversity areas or ecological support areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;				
footprint of the port or harbour.	viii.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;				
	ix.	Core areas in biosphere reserves;				
	Х.	Outside urban areas:				
		<ul> <li>(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> </ul>				
		<ul> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>				

	xi. In	urban areas:
	(aa	) Areas zoned for use as public open space;
	(bt	
	(DI	Development Frameworks adopted by the competent authority, zoned for a conservation purpose; or
	(cc	Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined.
	e. Limpo	po
	-	tside urban areas, in:
	(aa	<ul> <li>A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>
	(bl	) National Protected Area Expansion Strategy Focus areas;
	(co	
	(do	
	(ee	e) Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg	<ul> <li>Core areas in biosphere reserves; or</li> </ul>
	(hl	<ul> <li>Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> </ul>
	ii. In	urban areas:
	(aa	a) Areas zoned for use as public open space; or
	(bl	<ul> <li>Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, zoned for a conservation purpose.</li> </ul>
f	. Mpum	alanga
	i. Ou	tside urban areas, in:
	(aa	<ul> <li>A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>
	(bl	) National Protected Area Expansion Strategy Focus areas;
	(co	
	(do	
	(ee	e) Sites or areas identified in terms of an International Convention;

(55)	
(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(gg)	Core areas in biosphere reserves; or
(hh)	
ii. In url	ban areas:
(aa)	Areas zoned for use as public open space; or
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, zoned for a conservation purpose.
g. Northern	1 Саре
i. In an	estuary;
ii. Outs	ide urban areas, in:
(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
(bb)	National Protected Area Expansion Strategy Focus areas;
(cc)	World Heritage Sites;
(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(ee)	Sites or areas identified in terms of an International Convention;
(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(gg)	Core areas in biosphere reserves;
(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
(ii)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
iii. In url	ban areas:
(aa)	Areas zoned for use as public open space;
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, zoned for a conservation purpose; or
(cc)	Areas seawards of the development setback line.
h. North W	
i. Outs	ide urban areas, in:

			(aa)	A protected area identified in terms of NEMPAA;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(CC)	World Heritage Sites;
			(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(ee)	Sites or areas identified in terms of an International Convention;
			(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(gg)	Core areas in biosphere reserves; or
			(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
		ii.	Inside	urban areas:
			(aa)	Areas zoned for use as public open space; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		i. We	stern	• • •
		i.		de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
			(bb) (cc)	National Protected Area Expansion Strategy Focus areas; World Heritage Sites;
			(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(ee) (ff)	Sites or areas listed in terms of an International Convention; Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(gg)	Core areas in biosphere reserves; or
			(hh)	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined.
15.	The transformation	a. Ea	stern (	Саре
	of land bigger than	i.	Outsid	de urban areas, or
	1000 square	ii.	Inside	urban areas in:
	metres in size, to residential, retail,		(aa)	Areas zoned for conservation use or equivalent zoning, on or after 02 August 2010;

	commercial, industrial or institutional use, where, such land was zoned open space, conservation or had an equivalent	b. Gai	(bb) (cc)	A protected area identified in terms of NEMPAA, excluding conservancies; or Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the
	institutional use, where, such land was zoned open space, conservation or had an equivalent	b. Gau		Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the
	where, such land was zoned open space, conservation or had an equivalent	b. Gau		management framework as contemplated in chapter 5 of the
	was zoned open space, conservation or had an equivalent	b. Gau		
	space, conservation or had an equivalent	b. Gau		A at an adapted by the competent outbority
	conservation or had an equivalent	b. Gai		Act as adopted by the competent authority.
	•		•	
			All are	as.
	zoning, on or after	c. Lim	проро	
	02 August 2010.	i.	In urb	an areas.
		d. Mp	umala	nga
		i.	In urb	an areas; or
		ii.	A pro	tected area identified in terms of NEMPAA, excluding
				rvancies.
	-	e. Nor	rth We	st
		i.	All are	as.
	-	f. We		
				le urban areas, or
				urban areas in:
				Areas zoned for conservation use or equivalent zoning, on
			(aa)	or after 02 August 2010;
			(bb)	A protected area identified in terms of NEMPAA, excluding conservancies; or
			(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the
				Act as adopted by the competent authority.
1	The expansion of	a. Eas	stern C	Cape
	reservoirs for bulk	i.	Outsic	le urban areas, in:
, I.I.	water supply where the capacity		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies:
	will be increased		(bb)	National Protected Area Expansion Strategy Focus areas;
	by more than 250 cubic metres.		(CC)	World Heritage Sites;
			(dd)	Sensitive areas as identified in an environmental
			(44)	management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(ee)	Sites or areas identified in terms of an International Convention;
			(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(gg)	Core areas in biosphere reserves;
			(hh)	Areas within 10 kilometres from national parks or world
			\ <i>\</i>	heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or

	(ii)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	ii. Insid	e urban areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose; or
	(cc)	Areas seawards of development setback line or within 100 metres of the high water mark of the sea where the development setback line has not been determined.
h h	o. Free Sta	ite
	i. Outs	ide urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves; or
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	ii. Insid	e urban areas:
	(dd)	Areas zoned for use as public open space; or
	(ee)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
	. Gautenç	
	•	rotected area identified in terms of NEMPAA, excluding ervancies;
	ii. Natio	onal Protected Area Expansion Strategy Focus Areas;
	iii. Gau	teng Protected Area Expansion Priority Areas;
	Supp	e identified as Critical Biodiversity Areas (CBAs) or Ecological port Areas (ESAs) in the Gauteng Conservation Plan or in egional plans;

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	V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);
	vi.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
	vii.	Sites or areas identified in terms of an International Convention;
	viii.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
	ix.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or
	Х.	Sites zoned for conservation use or public open space or equivalent zoning.
	d. Kw	vaZulu-Natal
	i.	Trans-frontier protected areas managed under international conventions;
	ii.	Community Conservation Areas;
	iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
	iv.	World Heritage Sites;
	٧.	In an estuarine functional zone;
	vi.	In a protected area identified in terms of NEMPAA, excluding conservancies;
	vii.	Sites or areas identified in terms of an International Convention;
	viii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	ix.	Core areas in biosphere reserves;
	Х.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose;
	xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	xii.	Outside urban areas:
		(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
		<ul> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>
	xiii.	In urban areas:
		(aa) Areas zoned for use as public open space;

	(bb)	Areas seawards of the development setback line or within
	(00)	100 meters from the high-water mark of the sea if no such development setback line is determined; or
	(CC)	Within urban protected areas.
e. Lir	npopo	
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves; or
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
ii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
f. Mp	oumala	inga
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves; or
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area

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		identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation ; or
	ii. Inside	urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
g	. Northern	Саре
	i. Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;
	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(gg)	Core areas in biosphere reserves;
	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(ii)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
i	ii. Inside	urban areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose; or
	(cc)	Areas seawards of development setback line or within 100 metres of the high water mark of the sea where the development setback line has not been determined.
h.	. North We	est
	i. Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
· · ·		

	(dd	) Sites or areas identified in terms of an International Convention;
	(ee	
	(ff)	Core areas in biosphere reserves; or
	(gg	) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
	ii. Insi	de urban areas:
	(aa	) Areas zoned for use as public open space; or
	(bb	) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
	i. Wester	n Cape
		protected area identified in terms of NEMPAA, excluding servancies;
	ii. In a	reas containing indigenous vegetation; or
	iii. In u	rban areas:
	(aa	) Areas zoned for use as public open space; or
	(bb	) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose, including residential areas.
17. The expansion of a	a. Easteri	1 Саре
resort, lodge, hotel	i. Out	side urban areas, in:
and tourism or hospitality facilities where the	(aa	) A protected area identified in terms of NEMPAA, excluding conservancies;
development	(bb	) National Protected Area Expansion Strategy Focus areas;
footprint will be expanded.	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd	) Sites or areas identified in terms of an International Convention;
	(ee	) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(99	) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;

(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
(ii)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
ii. Insid	e urban areas:
	Areas zoned for use as public open space;
(bb)	
(cc)	Areas seawards of the development set back line or within 100 metres from the high-water mark of the sea if no such development setback line is determined.
b. Free Sta	te
i. Outsi	ide urban areas, in:
(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
(bb)	National Protected Area Expansion Strategy Focus areas;
(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(dd)	Sites or areas identified in terms of an International Convention;
(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(ff)	Core areas in biosphere reserves; or
(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
ii. Insid	e urban areas:
(aa)	Areas zoned for use as public open space; or
(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation.
c. Gauteng	
	otected area identified in terms of NEMPAA, excluding ervancies;
ii. Natio	nal Protected Area Expansion Strategy Focus Areas;
	eng Protected Area Expansion Priority Areas;
iv. Sites Supp	identified as Critical Biodiversity Areas (CBAs) or Ecological ort Areas (ESAs) in the Gauteng Conservation Plan or in gional plans;

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	V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);
	vi.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
	vii.	Sites or areas identified in terms of an International Convention
	viii.	Sites identified as high potential agricultural land in terms of Gauteng Agricultural Potential Atlas;
	ix.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
	Х.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or
	xi.	Sites zoned for conservation use or public open space or equivalent zoning.
	d. Kw	/aZulu-Natal
	i.	Trans-frontier protected areas managed under international conventions;
	ii.	Community Conservation Areas;
	iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
	iv.	In an estuarine functional zone;
	V.	A protected area identified in terms of NEMPAA, excluding conservancies;
	vi.	Sites or areas identified in terms of an International Convention;
	vii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	viii.	Core areas in biosphere reserves;
	ix.	World Heritage Sites;
	Х.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	xii.	Outside urban areas:
		<ul> <li>(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</li> </ul>
		<ul> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>

	(cc)	Areas within 100 metres from the edge of a watercourse;
	. ,	or
xiii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas seawards of the development setback line or within 100m from the high-water mark of the sea if no such development setback line is determined; or
	(CC)	Areas within 500 metres from terrestrial protected areas identified in terms of NEMPAA
e. Lin	npopo	
i.	Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
ii.	Inside	urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation.
f. Mp	umala	nga
i.	Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;

	(ff)	Core areas in biosphere reserves; or
	(ŋ) (gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation ; or
ii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation.
g. N	lortherr	ı Саре
i.	In an	estuary;
ii.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
iii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation; or
	(CC)	Areas seawards of the development set back line or within 100 metres from the high-water mark of the sea if no such development setback line is determined.
h. N	lorth W	est
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;

		(	(bb)	National Protected Area Expansion Strategy Focus areas;
		(	(cc)	World Heritage Sites;
		i i	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(	(ee)	Sites or areas identified in terms of an International Convention;
		(	(ff)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
		(	(gg)	Core areas in biosphere reserves;
		(	(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
		(	(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
		ii. I	nside	urban areas:
			(aa)	Areas zoned for use as public open space; or
		(	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		i. Wes	tern	Саре
		i. A	A prot	ected area identified in terms of the NEMPAA;
		p		I biodiversity areas as identified in systematic biodiversity adopted by the competent authority or in bioregional plans;
		iii. A	All are	as outside urban areas.
18.	The widening of a	a. East	tern C	Cape
	road by more than			le urban areas, in:
	4 metres, or the lengthening of a		Outsic (aa)	le urban areas, in: A protected area identified in terms of NEMPAA, excluding conservancies;
	4 metres, or the	(		A protected area identified in terms of NEMPAA, excluding
	4 metres, or the lengthening of a road by more than	(	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	4 metres, or the lengthening of a road by more than	((	(aa) (bb)	A protected area identified in terms of NEMPAA, excluding conservancies; National Protected Area Expansion Strategy Focus areas; Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of
	4 metres, or the lengthening of a road by more than		(aa) (bb) (cc)	A protected area identified in terms of NEMPAA, excluding conservancies; National Protected Area Expansion Strategy Focus areas; Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; Sites or areas identified in terms of an International
	4 metres, or the lengthening of a road by more than		(aa) (bb) (cc) (dd)	A protected area identified in terms of NEMPAA, excluding conservancies; National Protected Area Expansion Strategy Focus areas; Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; Sites or areas identified in terms of an International Convention; Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in

		identified in terms of NEMPAA or from the core area of a biosphere reserve;
	(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;
	(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
	(jj)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
	i. Inside	e urban areas:
		Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
b.	Free Sta	te
	i. Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(hh)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
i	i. Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
c.	Gauteng	• • •
	i. Apr	otected area identified in terms of NEMPAA, excluding ervancies;

ii.	National Protected Area Expansion Strategy Focus Areas;
iii.	Gauteng Protected Area Expansion Priority Areas;
iv.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
V.	Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act: Biodiversity Act (Act No. 10 of 2004);
vi.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
vii.	Sites identified as high potential agricultural land in terms of Gauteng Agricultural Potential Atlas;
viii.	Sites or areas identified in terms of an International Convention;
ix.	Important Bird and Biodiversity Area (IBA);
X.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
xi.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or
xii.	Sites zoned for conservation use or public open space or equivalent zoning.
d. Kw	aZulu-Natal
i.	Trans-frontier protected areas managed under international conventions;
ii.	Community Conservation Areas;
iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
iv.	World Heritage Sites;
۷.	In an estuarine functional zone;
vi.	A protected area identified in terms of NEMPAA;
vii.	Sites or areas identified in terms of an International Convention;
viii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
ix.	Core areas in biosphere reserves;
Х.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
xi.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
xii.	Outside urban areas:
	(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected

		area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
	(bb)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
xiii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; or
	(cc)	Within urban protected areas.
e. Lii	npopo	
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(hh)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
ii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
f. Mr	oumala	inga
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;

	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation; or
ii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. N	lorthern	Саре
i.	In an	estuary;
ii.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
	(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
	(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
iii.	Inside	e urban areas:

			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		h. No	orth We	est
		i.	Outsi	de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves; or
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
			(CC)	Natural heritage sites.
		i. We	estern	Саре
		i.	All are	eas outside urban areas:
			(aa)	Areas containing indigenous vegetation;
			(bb)	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined.; or
		ii.	In urb	an areas:
			(aa)	Areas zoned for conservation use; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority.
19.	The expansion of	a. Ea	stern	Cape
	runways or aircraft	i.		de urban areas, in:
	landing strips where the		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	expanded runways		(bb)	National Protected Area Expansion Strategy Focus areas;

			( )	
	or aircraft landing strips will be longer than 1,4 kilometres		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	in length.		(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves;
			(gg)	Areas within 10 kilometres from national parks and world heritage sites and 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
			(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;
			(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(jj)	In an estuarine functional zone, excluding areas falling behind the development setback line; or
		ii.	Inside	urban areas:
			(aa)	Areas zoned for use as public open space; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		b. Fre	ee Stat	e
		i.	Outsid	de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves;
			(gg)	Areas within 10 kilometres from national parks and world heritage sites and 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
L	1			

<ul> <li>(hh) Areas on the watercourse side of the development set line or within 100 metres from the edge of a watercowhere no such setback line has been determined; or</li> <li>ii. Inside urban areas:         <ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in Sindevelopment Frameworks adopted by the comp authority or zoned for a conservation purpose.</li> </ul> </li> <li>c. Gauteng         <ul> <li>i. A protected area identified in terms of NEMPAA, exclusionservancies;</li> <li>ii. National Protected Area Expansion Strategy Focus Areas;</li> <li>iii. Gauteng Protected Area Expansion Priority Areas;</li> <li>iv. Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>v. Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites or areas identified in terms of an International Conventii ix. Sites managed as protected areas by provincial authoritig declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environment (Conserve)</li> <li>viii. Sites managed as protected areas by provincial authoritig declared as nature reserves in terms of the Nature Conserve)</li> <li>viiii. Sites on areas identified in terms of the Nature Conserve)</li> <li>viiii. Sites on areas identified in terms of the Nature Conserve)</li> <li>viiii. Sites on areas identified in terms of the Nature Conserve)</li> <li>viiii. Sites managed as protected areas by provincial authoritig declared as nature reserves in terms of the Nature Conserve)<th>ourse patial etent uding ogical or in</th></li></ul></li></ul>	ourse patial etent uding ogical or in
<ul> <li>(aa) Areas zoned for use as public open space; or</li> <li>(bb) Areas designated for conservation use in S Development Frameworks adopted by the comp authority or zoned for a conservation purpose.</li> <li><b>c. Gauteng</b> <ol> <li>A protected area identified in terms of NEMPAA, exclusionservancies;</li> <li>National Protected Area Expansion Strategy Focus Areas;</li> <li>Gauteng Protected Area Expansion Priority Areas;</li> <li>Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Attas;</li> <li>Sites or areas identified in terms of an International Conventii ix. Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ol> </li> </ul>	etent uding ogical or in
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<ul> <li>Development Frameworks adopted by the compauthority or zoned for a conservation purpose.</li> <li>c. Gauteng         <ol> <li>A protected area identified in terms of NEMPAA, exclusions conservancies;</li> <li>National Protected Area Expansion Strategy Focus Areas;</li> <li>Gauteng Protected Area Expansion Priority Areas;</li> <li>Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv. Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ol></li></ul>	etent uding ogical or in
<ul> <li>authority or zoned for a conservation purpose.</li> <li>c. Gauteng <ol> <li>A protected area identified in terms of NEMPAA, exclusionservancies;</li> <li>National Protected Area Expansion Strategy Focus Areas;</li> <li>Gauteng Protected Area Expansion Priority Areas;</li> <li>Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>Sites or areas identified in terms of an International Convention is. Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv. Ordinance (Ordinance 12 of 1983) or the National Environmental Convention is an autor and a state areas identified and the provincial authorities and an anage of the Nature Conserv.</li> </ol> </li> </ul>	uding ogical or in
<ul> <li>c. Gauteng <ol> <li>A protected area identified in terms of NEMPAA, exclusionservancies;</li> <li>National Protected Area Expansion Strategy Focus Areas;</li> <li>Gauteng Protected Area Expansion Priority Areas;</li> <li>Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv. Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ol></li></ul>	ogical or in
<ul> <li>i. A protected area identified in terms of NEMPAA, exclusions conservancies;</li> <li>ii. National Protected Area Expansion Strategy Focus Areas;</li> <li>iii. Gauteng Protected Area Expansion Priority Areas;</li> <li>iv. Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>v. Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>vii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ul>	ogical or in
<ul> <li>conservancies;</li> <li>ii. National Protected Area Expansion Strategy Focus Areas;</li> <li>iii. Gauteng Protected Area Expansion Priority Areas;</li> <li>iv. Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>v. Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>viii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ul>	ogical or in
<ul> <li>iii. Gauteng Protected Area Expansion Priority Areas;</li> <li>iv. Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>v. Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>vii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites or areas identified in terms of an International Convention is in terms of the Nature Conserv. Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ul>	or in
<ul> <li>iv. Sites identified as Critical Biodiversity Areas (CBAs) or Ecold Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>v. Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>vii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites or areas identified in terms of an International Convention is in terms of an International Convention is in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environmental Convention is in terms of the Nature Conserve Content in the Nature Conserve Content is in the Sites or areas identified in terms of the Nature Conserve Content is in the Sites or an International Environmental Convention is in terms of the Nature Conserve Content in terms of the Nature Conserve Content is in the Sites or an International Environmental Convention is in the Sites or an International Environmental Convention is in terms of the Nature Conserve Content in the Sites or an International Environmental Convention is in terms of the Nature Conserve Content in the Sites or an International Environmental Convention is in the Sites or an International Environmental Convention is in terms of the Nature Conserve Content in the Sites or an International Environmental Convention is in terms of the Nature Conserve Content in the Sites or an International Environmental Convention is in terms of the Nature Conserve Content in the Sites or an International Environmental Convention is in the Sites or an International Environmental Convention is in the Sites or an International Environmental Convention is in the Sites or an International Environmental Convention is in the Sites or an International Environmental Convention is in the Sites or an International Environmental Co</li></ul>	or in
<ul> <li>Support Areas (ESAs) in the Gauteng Conservation Plan bioregional plans;</li> <li>v. Sites identified within threatened ecosystems listed in terms of National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>vii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites or areas identified in terms of an International Convention is in terms of the Nature Conserve Ordinance (Ordinance 12 of 1983) or the National Environment</li> </ul>	or in
<ul> <li>National Environmental Management Act: Biodiversity Act (Act 10 of 2004);</li> <li>vi. Sensitive areas identified in an environmental manage framework adopted by relevant environmental authority;</li> <li>vii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas;</li> <li>viii. Sites or areas identified in terms of an International Convention in terms of the Nature Conserve Ordinance (Ordinance 12 of 1983) or the National Environmental</li> </ul>	of the
framework adopted by relevant environmental authority; vii. Sites identified as high potential agricultural land in term Gauteng Agricultural Potential Atlas; viii. Sites or areas identified in terms of an International Convention ix. Sites managed as protected areas by provincial authorities declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environmeter	
Gauteng Agricultural Potential Atlas; viii. Sites or areas identified in terms of an International Convention ix. Sites managed as protected areas by provincial authoritien declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environm	ment
ix. Sites managed as protected areas by provincial authoritie declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environm	is of
declared as nature reserves in terms of the Nature Conserv Ordinance (Ordinance 12 of 1983) or the National Environm	on;
Management: Protected Areas Act (Act No. 57 of 2003);	ation
x. Sites designated as nature reserves in terms of municipal S Development Frameworks;	oatial
xi. Sites zoned for conservation use or public open space equivalent zoning; or	e or
xii. Important Bird and Biodiversity Areas (IBA).	
d. KwaZulu-Natal	
i. Community Conservation Areas;	
ii. Biodiversity Stewardship Programme Biodiversity Agreement areas;	
iii. In an estuarine functional zone;	
iv. A protected area identified in terms of NEMPAA, excluding conservancies;	
v. World Heritage Sites;	
vi. Sites or areas identified in terms of an International Convention	
vii. Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plane	זיג;

· · · · · · · · · · · · · · · · · · ·		Para araga in higanhara ragaryaa:
		Core areas in biosphere reserves;
	F	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	si	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified n terms of NEMPAA or from the core of a biosphere reserve;
	fr	Sensitive areas as identified in an environmental management ramework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	xii. O	Dutside urban areas:
	(8	<ul> <li>(aa) Areas seawards of the development setback line or within</li> <li>1 kilometre from the high-water mark of the sea if no such</li> <li>development setback line is determined; or</li> </ul>
	(t	(bb) Areas within 100 metres from the edge of a watercourse; or
	xiii. In	n urban areas:
	(8	(aa) Areas zoned for use as public open space; or
		(bb) Areas seawards of the development setback line or within 100m high-water mark of the sea if no such development setback line is determined.
	e. Limp	0000
		Dutside urban areas, in:
		(aa) A protected area identified in terms of NEMPAA, excluding conservancies;
	(1	(bb) National Protected Area Expansion Strategy Focus areas;
	(0	(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(0	(dd) Sites or areas identified in terms of an International Convention;
	(6	(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(f	(ff) Core areas in biosphere reserves;
	(9	(gg) Areas within 10 kilometres from national parks and world heritage sites and 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	·	(hh) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
	ii. In	nside urban areas:
	1.	(aa) Areas zoned for use as public open space; or

	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
f. Mp	umala	inga
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks and world heritage sites and 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation; or
ii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. No	rthern	Саре
i.	In an	estuary;
ii.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks and world heritage sites and 5 kilometres from any other protected

			(hh)	Areas seawards of the development setback line or within 1
				kilometre from the high-water mark of the sea if no such development setback line is determined; or
			(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
		iii.	Inside	e urban areas:
			(aa)	Areas zoned for use as public open space; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		h. No	orth We	est
		i.	Outsi	de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(cc)	World Heritage Sites;
			(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(ee)	Sites or areas identified in terms of an International Convention;
			(ff)	Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the
				competent authority or in bioregional plans;
			(gg)	Core areas in biosphere reserves;
			(gg) (hh)	
				Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a
		i. We	(hh)	Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		i.	(hh) (ii) estern All are	Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. <b>Cape</b> eas outside urban areas.
20.	The expansion and	i. <b>a. Ea</b>	(hh) (ii) estern All ard stern	Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. <b>Cape</b> eas outside urban areas. <b>Cape</b>
20.	related operation of above ground	i.	(hh) (ii) estern All ard stern ( Outsid areas	Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. <b>Cape</b> eas outside urban areas. <b>Cape</b> de urban areas, in an estuarine functional zone, excluding falling behind the development setback line;
20.	related operation of above ground cableways and	i. <b>a. Ea</b>	(hh) (ii) estern All ard Stern ( Outsid areas All ard	Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. <b>Cape</b> eas outside urban areas. <b>Cape</b> de urban areas, in an estuarine functional zone, excluding falling behind the development setback line; eas outside urban areas; or
20.	related operation of above ground	i. <b>a. Ea</b> i.	(hh) (ii) estern All ard Stern ( Outsid areas All ard	Core areas in biosphere reserves; Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined. <b>Cape</b> eas outside urban areas. <b>Cape</b> de urban areas, in an estuarine functional zone, excluding falling behind the development setback line; eas outside urban areas; or an areas:

footprint will be increased.		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;			
		(cc) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or			
		(dd) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.			
	b. Free State				
	i.	All areas outside urban areas; or			
	ii.	In urban areas:			
		(aa) Areas zoned for use as public open space;			
		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or			
		(cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.			
	c. Ga	auteng			
	i.	A protected area identified in terms of NEMPAA, excluding conservancies;			
	ii.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;			
	iii.	Sites or areas identified in terms of an International Convention;			
	iv.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);			
	V.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks;			
	vi.	Sites zoned for conservation use or public open space or equivalent zoning; or			
	vii.	Important Bird and Biodiversity Areas (IBA).			
		waZulu-Natal			
		All areas outside urban areas; or			
	ii.	In urban areas:			
		(aa) In an estuarine functional zone;			
		(bb) A protected area identified in terms of NEMPAA, excluding conservancies;			
		(cc) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;			

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(	. ,	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(	. ,	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
(	(ff)	Areas zoned for use as public open space;
(		Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;
(	. ,	Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; or
(		Areas within 500 metres from terrestrial protected areas identified in terms of NEMPAA.
e. Lim	роро	)
i. A	All ar	eas outside urban areas; or
ii. I	n urb	oan areas:
(	(aa)	Areas zoned for use as public open space;
(	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
(	(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
f. Mpu	mala	anga
i. A	All ar	eas outside urban areas; or
ii. I	n urb	oan areas:
(	(aa)	Areas zoned for use as public open space;
(	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
(	(cc)	Areas within 100 metres of a watercourse or wetland.
g. Nort	hern	і Саре
		estuary;
		eas outside urban areas; or
iii. I	n urb	oan areas:
	(aa)	
(	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
(	(cc)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or

			(al -l )	
			(dd)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
			rth We	
		i.	Outsi	de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(dd)	Sites or areas identified in terms of an International Convention;
			(ee)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ff)	Core areas in biosphere reserves; or
			(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve; or
		ii.	Inside	e urban areas:
			(aa)	Areas zoned for use as public open space; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose.
		i. We	estern	Саре
		i.	All ar	eas outside urban areas;
21.	The expansion of	a. Ea	stern	Саре
	tracks or routes for the testing,	i.		de urban areas, in an estuarine functional zone, excluding falling behind the development setback line; or
	recreational use or outdoor racing of	ii.	Withi	n areas seaward of the development setback line or within 1 etre of the high-water mark if no setback line is determined.
	motor powered vehicles excluding	b. Fre	e Sta	te
	conversion of	i.	Outsi	de urban areas, in:
	existing tracks or routes for the		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	testing,		(bb)	National Protected Area Expansion Strategy Focus areas;
	recreational use or outdoor racing of motor powered vehicles, where		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	the development		(dd)	Sites or areas identified in terms of an International Convention;

footprint will be expanded		(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in
expanded		bioregional plans;
		(ff) Core areas in biosphere reserves; or
		(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	ii.	In urban areas:
		(aa) Areas zoned for use as public open space; or
		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	c. Ga	uteng
	i.	A protected area identified in terms of NEMPAA, excluding conservancies;
	ii.	Gauteng Protected Area Expansion Priority Areas;
	iii.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
	iv.	Sensitive areas identified in an environmental management framework adopted by relevant environmental authority;
	۷.	Sites or areas identified in terms of an International Convention;
	vi.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
	vii.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or
	viii.	Sites zoned for conservation use or public open space or equivalent zoning.
	d. Kw	aZulu-Natal
	i.	In an estuarine functional zone;
	ii.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	iii.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	iv.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	٧.	Outside urban areas:
		(aa) Within areas of indigenous vegetation; or

·		In areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
vi. li	n urb	an areas:
(	bb)	In areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; Areas within 32 metres from the edge of a watercourse; or Areas zoned for use as public open space.
e. Limp		
-	-	de urban areas, in:
	aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
(	bb)	National Protected Area Expansion Strategy Focus areas;
	cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(	dd)	Sites or areas identified in terms of an International Convention;
(	ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
(	ff)	Core areas in biosphere reserves; or
(	gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
ii. li	n urb	an areas:
(	aa)	Areas zoned for use as public open space; or
-	bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
f. Mpu	mala	nga
i. C	Dutsio	de urban areas, in:
(	aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
(	bb)	National Protected Area Expansion Strategy Focus areas;
(	cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
(	dd)	Sites or areas identified in terms of an International Convention;
(	ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;

	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation ; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. I	Northern	Саре
i	. In an	estuary; or
ii	-	n areas seaward of the development setback line or within 1 hetre of the high-water mark if no setback line is determined;
h. I	North We	est
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
ii.	In urb	an areas:
	(aa)	Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
	(cc)	Natural heritage sites.
i. \	Western	Саре
i.		on the estuary side of the development setback line or in an ine functional zone where no such setback line has been hined;
ii.	the hig	rds of the development setback line or within 200 metres from h water mark of the sea if no such development setback line rmined; or

		iii.	Areas	of indigenous vegetation outside urban areas.
22.		a. Ea	stern	Саре
	The expansion of			
	facilities or	i.	Outsi	de urban areas, in:
	infrastructure for the storage, or		(aa)	A protected area identified in terms of NEMPAA, excluding
	storage and			conservancies;
	handling of a		(bb)	National Protected Area Expansion Strategy Focus areas;
	dangerous good, where such storage facilities or		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	infrastructure will be expanded by 30		(dd)	Sites or areas identified in terms of an International Convention;
	cubic metres or more but no more than 80 cubic metres.		(ee)	Critical biodiversity areas as identified in systemati biodiversity plans adopted by the competent authority or i bioregional plans;
	metres.		(ff)	Core areas in biosphere reserves;
			(gg)	Areas within 10 kilometres from national parks or worl heritage sites or 5 kilometres from any other protected are identified in terms of NEMPAA or from the core area of biosphere reserve;
			(hh)	Areas seawards of the development setback line or within kilometre from the high-water mark of the sea if no suc development setback line is determined;
			(ii)	Areas on the watercourse side of the development setbac line or within 100 metres from the edge of a watercours where no such setback line has been determined;
			(jj)	Within 500 metres of an estuarine functional zone excluding areas falling behind the development setbac line; or
			(kk)	In an estuarine functional zone, excluding areas fallin behind the development setback line; or
		ii.	In urb	oan areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatia Development Frameworks adopted by the competer authority or zoned for a conservation purpose;
			(cc)	Areas on the watercourse side of the development setbac line or within 100 metres from the edge of a watercours where no such setback line has been determined; or
			(dd)	Within 500 metres of an estuarine functional zone excluding areas falling behind the development setbac line.
		b. Fr	ee Stat	te
		i.	Outsi	de urban areas, in:

		(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
		(bb)	National Protected Area Expansion Strategy Focus areas;
		(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
		(dd)	Sites or areas identified in terms of an International Convention;
		(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
		(ff)	Core areas in biosphere reserves;
		(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
		(hh)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
	ii.	In urb	an areas:
		(aa)	Areas zoned for use as public open space;
		(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
		(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
	c. Ga	uteng	
	i.	•	otected area identified in terms of NEMPAA, excluding ervancies;
	ii.	Natio	nal Protected Area Expansion Strategy Focus Areas;
	iii.	Gaute	eng Protected Area Expansion Priority Areas;
	iv.	Supp	identified as Critical Biodiversity Areas (CBAs) or Ecological ort Areas (ESAs) in the Gauteng Conservation Plan or in gional plans;
	V.	Natio	identified within threatened ecosystems listed in terms of the nal Environmental Management Act: Biodiversity Act (Act No. 2004);
	vi.		itive areas identified in an environmental management ework adopted by relevant environmental authority;
	vii.		identified as high potential agricultural land in terms of eng Agricultural Potential Atlas;
	viii.	Impor	rtant Bird and Biodiversity Area (IBA);
	ix.	Sites	or areas identified in terms of an International Convention;
I	1		

Х.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation
	Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
xi.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks; or
Xii.	Sites zoned for conservation use or public open space or equivalent zoning.
d. K	waZulu-Natal
i.	Trans-frontier protected areas managed under international conventions;
ii.	Community Conservation Areas;
iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
iv.	World Heritage Sites;
V.	In an estuarine functional zone;
vi.	Within 500 metres of an estuarine functional zone;
vii.	A protected area identified in terms of NEMPAA, excluding conservancies;
viii.	Sites or areas identified in terms of an International Convention;
ix.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
Χ.	Core areas in biosphere reserves;
xi.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
xii.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
xiii.	Outside urban areas:
	<ul> <li>(aa) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve;</li> </ul>
	<ul> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</li> </ul>
	<ul> <li>(cc) Areas within 100 metres from the edge of a watercourse; or</li> </ul>
xiv.	In urban areas:
	(aa) Areas zoned for use as public open space; or
	(bb) Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined.
e. Li	троро

i.	All are	eas
f. Mp	umala	
i.		de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation; or
	(hh)	Areas within 100 metres of a watercourse or wetland; or
ii.	In urb	an areas:
		Areas zoned for use as public open space;
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
	(cc)	Areas within 100 metres of a watercourse or wetland.
g. No	rthern	Саре
i.	In an	estuary;
ii.	Outsid	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area

		-	
			identified in terms of NEMPAA or from the core area of a biosphere reserve;
		(hł	<ul> <li>Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined;</li> </ul>
		(ii)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
		(jj)	Within 500 metres of an estuary; or
		iii. In	urban areas:
		(aa	a) Areas zoned for use as public open space;
		(bł	<ul> <li>Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;</li> </ul>
		(co	c) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
		(do	,
		h. North	
			tside urban areas.
		i. Weste	-
			areas outside urban areas; or
			eas inside urban areas:
		(aa	<ul> <li>Areas seawards of the development setback line or within 200 metres from the high-water mark of the sea if no such development setback line is determined;</li> </ul>
		(bl	<ul> <li>Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or</li> </ul>
		(CC	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined.
23.	The expansion of—	a. Easter	n Cape
	(i) canals where	i. Ou	tside urban areas, in:
	the canal is expanded by	(aa	<ul> <li>A protected area identified in terms of NEMPAA, excluding conservancies;</li> </ul>
	10 square	(bl	b) National Protected Area Expansion Strategy Focus areas;
	metres or more in size;	(co	
	(ii) channels		management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	where the channel is	(do	<ul> <li>Sites or areas identified in terms of an International Convention;</li> </ul>
	expanded by 10 square	(ee	<ul> <li>Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>

<ul> <li>more in size;</li> <li>(iii) bridges</li> <li>where the bridge is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the bridge urbs and the development setback line; or development setback line; or development frameworks adopted by 10 square metres or more in size;</li> <li>(vi) bulk storm where the structures where the structures where the structures (viii) marinas where the marina is expanded by 10 square metres or more in size;</li> <li>(vii) marinas where the structures (viii) jetties where the marina is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structures (viii) parties the serve the structures where the structures (viii) jetties where the structures (viii) jetties where the marina is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structures (viii) jetties where the structures (viii) jetties where the structures (viii) jetties where the structures (viii) square metres or more in size;</li> <li>(viii) marinas where the structures (viii) square metres or more in size;</li> <li>(viii) square (viii) square metres or more in size;</li> <li>(viii) square metres or more in size;</li> <li>(viii) jetties where the structures (viii) jetties where the silpway is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the slipway is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the slipway is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the slipway is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the slipway is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the slipway is expanded by the square metres or more in size;</li> <li>(viii) jetties where the slipway is expanded by the square metres or more in size;</li> <li>(viii</li></ul>	· · · · · ·				(	
<ul> <li>(iii) bridges where the bridge is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the weir is expanded by 10 square metres or more in size;</li> <li>(iv) weis where the weir is expanded by 10 square metres or more in size;</li> <li>(iv) bulk storm water outlet structures where the structure is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the signared by 10 square metres or more in size;</li> <li>(viii) gitties where the signared by 10 square metres or more in size;</li> <li>(viii) jetties where the signared by 10 square metres or more in size;</li> <li>(viii) jetties where the signared by 10 square metres or more in size;</li> <li>(viii) jetties where the signared by 10 square metres or more in size;</li> <li>(viii) jetties where the signared by 10 square metres or more in size;</li> <li>(viii) jetties where the signared by 10 square metres or more in size;</li> <li>(viii) jetties where the signared by 10 square metres or more in size;</li> <li>(viii) slipway is expanded by 10 square metres or more in size;</li> <li>(viii) slipway is</li></ul>					(ff)	Core areas in biosphere reserves;
<ul> <li>where the bridge is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(v) weirs where the dam is expanded by 10 square metres or more in size;</li> <li>(v) weirs where the the dam is expanded by 10 square metres or more in size;</li> <li>(vi) bulk storm water outlet structures where the structures is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the marina is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the marina is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties w</li></ul>					(gg)	Areas within 10 kilometres from national parks or world
<ul> <li>bridge is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(v) weirs where the weir is expanded by 10 square metres or more in size;</li> <li>(vi) bulk storm water outlet structure is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures structures structures is expanded by 10 square metres or more in size;</li> <li>(viii) marina is expanded by 10 square metres or more in size;</li> <li>(viii) marina is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures structures is expanded by 10 square metres or more in size;</li> <li>(viii) marina is expanded by 10 square metres or more in size;</li> <li>(viii) marina is expanded by 10 square metres or more in size;</li> <li>(viii) marina si expanded by 10 square metres or more in size;</li> <li>(viii) marina si expanded by 10 square metres or more in size;</li> <li>(viii) marina si expanded by 10 square metres or more in size;</li> <li>(viii) marina si expanded by 10 square metres or more in size;</li> <li>(viii) marina is expanded by 10 square metres or more in size;</li> <li>(viii) marina is expanded by 10 square metres or more in size;</li> <li>(viii) slipway is expanded by hex portex is poly is spanded by hexpande is span</li></ul>		(iii)	•			heritage sites or 5 kilometres from any other protected area
<ul> <li>expanded by 10 square metres or more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(vi) weis where the weir is expanded by 10 square metres or more in size;</li> <li>(vi) bulk storn water outlet structures where the structure is expanded by 10 square metres or more in size;</li> <li>(vii) marinas where the metres or more in size;</li> <li>(viii) marinas where the expanded by 10 square metres or more in size;</li> <li>(vii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(vii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the signaria is expanded by 10 square metres or more in size;</li> <li>(viii) marinas where the signaria is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(x) slipways where the slipway is expanded by</li> <li>A protected area identified in terms of NEMPAA, exclu conservancies;</li> <li>A protected area identified in terms of NEMPAA, exclu conservancies;</li> </ul>						
10square metreskilometre from the high-water mark of the sea if no development setback line is determined; or in an estuarine functional zone, excluding areas fa behind the development setback line; or(iv)dams where the dam is expanded by 10 square metres or more in size;(ii)In an estuarine functional zone, excluding areas fa behind the development setback line; or(v)weirs where the weir is expanded by 10 square metres or more in size;(iii)In an estuarine functional zone, excluding areas fa behind the development setback line; or(v)weirs where the weir is expanded by 10 square metres or more in size;(iii)In size (a)Areas zoned for use as public open space; or Development Frameworks adopted by the comprese.(vi)but structure is expanded by 10 square metres or more in size;b. Free State i.Outside urban areas, in: (conservancies;(vii)but but structure is expanded by 10 square metres or more in size;(bb)National Protected Area Expansion Strategy Focus are (cc)(viii)anaina is expanded by 10 square metres or more in size;(c)Sensitive areas as identified in terms of an Internat Convention;(viii)gauare marina is expanded by 10 square metres or more in size;(ff)Core areas in biosphere reserves; or (ii)(viii)gauare metres or more in size;(ff)Core areas in biosphere reserves; or iii.(viii)square metres or more in size;(ff)Core areas in biosphere reserve; or iii.<			-			
<ul> <li>Inside urban areas:</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(v) weirs where the weir is expanded by 10 square metres or more in size;</li> <li>(vi) bulk storm water outlet structures where the structures is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures where the structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) bulk storm water outlet structures is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(viii) jetties where the jetty is expanded by 10 square metres or more in size;</li> <li>(x) slipways where the slipway is expanded by the jetty is expanded by the jetty is expanded by the square metres or more in size;</li> <li>(x) slipways where the slipway is expanded by where the slipway is expand</li></ul>					(hh)	•
<ul> <li>more in size;</li> <li>(iv) dams where the dam is expanded by 10 square metres or more in size;</li> <li>(v) weirs where the weir is expanded by 10 square metres or more in size;</li> <li>(vi) bulk storm water outlet structures where the structure is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) julk storm water outlet structures where the marina is expanded by 10 square metres or more in size;</li> <li>(vii) bulk storm water outlet structures where the structure is expanded by 10 square metres or more in size;</li> <li>(viii) julk storm water outlet structures where the marina is expanded by 10 square metres or more in size;</li> <li>(viii) aquare metres or more in size;</li> <li>(viii) julk storm metres or more in size;</li> <li>(viii) square metres or more in size;</li></ul>						
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iii. Gauteng Protected Area Expansion Priority Areas;				iii.	Gaute	ng Protected Area Expansion Priority Areas;
National Protected Area Expansion Stratedy Focus Areas		(ix)	slipways where the slipway is expanded by	i.	A pro	otected area identified in terms of NEMPAA, excluding rvancies;

<ul> <li>more in size;</li> <li>(x) buildings</li> <li>where the building is expanded by 10 square metres or more in size;</li> <li>(xi) boardwalks where the boardwalk is expanded by 10 sadards</li> <li>(xii) boardwalks where the boardwalk is expanded by 10 sadards</li> <li>(xii) boardwalks where the boardwalk is expanded by 10 sadards</li> <li>(xii) boardwalks where the boardwalk is expanded by 10 sadards</li> <li>(xiii) boardwalks where the boardwalk is expanded by 10 sadards</li> <li>(xiii) boardwalks where the boardwalk is expanded by 10 sadards</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where such development</li> <li>(xiii) in a setuarine functional zone;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or (c) if mon of (c) if mon development setback adopted in the setback has been</li> <li>(c) if mon development setback has been</li> <li>(c) if mon development s</li></ul>	r			
<ul> <li>v. Sites identified within threatened ecosystems listed in terms of the National Environmental Management Act. Biodiversity Act (Act No 10 of 2004);</li> <li>10 square metres or more in size;</li> <li>(xi) boardwalk is expanded by hoardwalk is expanded by 10 square metres or more in size; or</li> <li>(xii) boardwalk is expanded by 10 square metres or more in size; or</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where such footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures development</li> <li>(xiii) infrastructure or structures where such footprint is expanded by 10 square metres or more;</li> <li>(xiii) in front of a watercourse;</li> <li>(b) in front of a watercourse;</li> <li>(b) in front of a watercourse;</li> <li>(b) in front of a watercourse;</li> <li>(c) if non development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or<!--</td--><td></td><td>more in size;</td><td>iv.</td><td>Sites identified as Critical Biodiversity Areas (CBAs) or Ecologica Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans:</td></li></ul>		more in size;	iv.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecologica Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans:
<ul> <li>building is expanded by 10 square metres or more in size;</li> <li>(xi) boardwalks where the boardwalk is expanded by 10 square metres or more in size; or structures where the physical constructures where the physical footprint is expanded by 10 square metres or more; nvii.</li> <li>(xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more; nvii.</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more; nvii.</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more; (xiii) infrastructure or structures where such development footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where such development footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure footprint is expanded by 10 square metres or more;</li> <li>(x) Sites can areas identified in terms of NEMPAA, excluding conservancies;</li> <li>(x) World Heritage Sites;</li> <li>(x) Sites or areas identified in terms of an International Convention;</li> <li>(x) Critical biodiversity pareas or ecological support areas as identified in systematic biodiversity plans adopted by the competent authority;</li> <li>(x) Coure areas in biosphere reserve;</li> <li>(x) Outside urban areas;</li> <li>(a) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of the by-water mark of the sea if no such heritage sites or 5 kilometres from any terrestrial protected area identified in terms of the by-water mark of the sea if no such heritage sites or 5 kilometres from the high-water mark of the sea if no such footprint is the sea if no</li></ul>	(X)	-		
<ul> <li>10 square metres or more in size;</li> <li>(xi) boardwalks where the boardwalk is expanded by 10 square metres or more in size; or</li> <li>(xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure development for structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure development for square metres or more;</li> <li>(b) in front of a development setback adopted in the setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted by the competent atthority or in bioregional plans; in systematic biodiversity plans adopted by</li></ul>		building is	V.	National Environmental Management Act: Biodiversity Act (Act No
<ul> <li>(xi) boardwalks where the boardwalk is expanded by 10 square metres or or structures (xii) infrastructure or structures where the physical footprint is expanded by 10 square</li> <li>(xii) infrastructure or structures where the physical footprint is expanded by 10 square</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square</li> <li>(xiii) infrastructure or structures where such development occurs—</li> <li>(b) in front of a development setback has been adopted.</li> <li>(c) if no development setback has been</li> <li>(c) if no development</li> <li>(c) if</li></ul>		10 square	vi.	Sensitive areas identified in an environmental managemen
<ul> <li>(xi) boardwalks where the boardwalk is expanded by 10 square metres or more in size; or</li> <li>(xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where such development setback adopted in the prescribed manner; or</li> <li>(b) in front of a development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(xiii) boardwalk is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where such development setback has been adopted.</li> <li>(xiii) infront of a development setback has been</li> <li>(xiii) in a watercourse;</li> <li>(b) in front of a development setback has been</li> <li>(c) if no development setback has been</li> <li>(c) if no development setback has</li> <li>(c) if no d</li></ul>		more in size;	vii	
<ul> <li>where the boardwalk is expanded by 10 square metres or more in size; or more in size; or (xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more; where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>(xiii) infrastructure or structures where such development</li> <li>(xiii) infrastructure or structures where stack adopted in the prescribed manner; or (c) if no development setback has been adopted.</li> <li>(b) in front of a divelopment setback has been adopted.</li> </ul>	(xi)	boardwalks		
<ul> <li>iv. Sites designated as nature reserves in terms of municipal Spatia Development Frameworks; or</li> <li>iv. Sites zoned for conservation use or public open space or equivalent zoning.</li> <li>(xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>iv. A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>iv. A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>v. World Heritage Sites;</li> <li>vi. Sites or areas identified in terms of an International Convention; occurs—</li> <li>(b) in front of a development setback adopted in the setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> </ul>		boardwalk is	viii.	declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmenta
InductsDevelopment Frameworks; orworeinsize; or(xii)infrastructure or structures whereXSites zoned for conservation use or public open space o equivalent zoning.or(xiii)infrastructure or structures whereImage: Conservation Areas; ii.biologenet biologenet more;i.conservationCommunity Conservation Areas; ii.biologenet more;ii.conservancies;iii.where more;square more;where more;v.where coccurs— (a)such within a a watercourse;(b)in front of a development setback adopted in the prescribed manner; or (c)(c)if no development setback been adopted.(c)if no development setback been adopted.(c)if no development setback has been adopted.(b)if no development setback has been adopted.(c)if no development setback has been(c)if no development setback has been(c)if no development setback has been adopted.(c)if no development setback has been(c)if no development setback has been(c)if no development setback has been(c)if no development setback has been(c)if no development setback has been(c)if no develo			iv	
<ul> <li>(xii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>where such development occurs—         <ul> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> </ul> </li> <li>(b) in front of a development setback has been adopted.</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> </ul>			IX.	Development Frameworks; or
<ul> <li>(xii) Introductor or structures where the physical footprint is expanded by 10 square metres or more;</li> <li>where such development occurs—         <ul> <li>(a) Wazi ulu-Natal</li> <li>(b) Community Conservation Areas;</li> <li>(c) Biodiversity Stewardship Programme Biodiversity Agreement areas;</li> <li>(c) Biodiversity Stewardship Programme Biodiversity Agreement areas;</li> <li>(c) Market areas areas;</li> <li>(c) Market areas areas;</li> <li>(c) Market areas;</li></ul></li></ul>		or	Х.	
<ul> <li>i. Community Conservation Areas;</li> <li>ii. Biodiversity Stewardship Programme Biodiversity Agreement areas;</li> <li>ii. Biodiversity Stewardship Programme Biodiversity Agreement areas;</li> <li>iii. In an estuarine functional zone;</li> <li>iv. A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>where such development occurs—</li> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the setback adopted in the setback adopted in the setback adopted in the setback has been adopted</li> <li>(c) if no development setback has been adopted</li> <li>(c) if no development setback has been adopted</li> </ul>	(xii)		al Ku	
<ul> <li>physical footprint is expanded by 10 square metres or more;</li> <li>where such development occurs—</li> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been</li> <li>(c) if no development setback has</li> <li>(c) if no develop</li></ul>				
<ul> <li>footprint is expanded by 10 square metres or more;</li> <li>where such development occurs—</li> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> </ul>				
<ul> <li>expanded by 10 square metres or more;</li> <li>where such development OCCUrs—         <ul> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if odvelopment setback adopted.</li> <li>(c) if no development setback adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback has been adopted.</li> <li>(b) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul> </li> </ul> <ul> <li>(b) Areas</li> <li>(c) Areas</li> </ul> <ul> <li>(c) Areas<!--</td--><td></td><td></td><td>ii.</td><td></td></li></ul>			ii.	
10square metres more;III.In an estuarine functional zone;wheresuch more;V.A protected area identified in terms of NEMPAA, excluding conservancies;wheresuch developmentV.World Heritage Sites;(a)within a watercourse;V.World Heritage Sites;(a)within a watercourse;V.World Heritage Sites;(b)in front of a development setback adopted in the prescribed manner; orV.World Heritage Sites;(c)ifna adopted in the prescribed manner; orV.Sensitive areas as identified in terms of an International Convention; Ortical biodiversity areas or ecological support areas as identified in systematic biodiversity plans adopted by the competent adopted by the competent authority;(c)ifno development setback has been adopted.Viii.(c)ifno development setback has been adopted.Core areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or(b)Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such				
<ul> <li>iv. A protected area identified in terms of NEMPAA, excluding conservancies;</li> <li>where such development occurs—         <ul> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> <li>(b) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such adopted by the sea</li></ul></li></ul>			iii.	In an estuarine functional zone;
wheresuch developmentv.World Heritage Sites;occurs—vi.Sites or areas identified in terms of an International Convention;(a)withina watercourse;Critical biodiversity areas or ecological support areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;(b)in front of a development setback adopted in the prescribed manner; orviii.Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;(c)if no development setback has been adopted.viii.Core areas in biosphere reserves; x.(c)if no development setback has been adopted.Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or(b)Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such		metres or	iv.	
occursvii.Critical biodiversity areas or ecological support areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;(b) in front of a development setback adopted in the prescribed manner; orviii.Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;(c) if een adopted.viii.Core areas in biosphere reserves; x.(c) if been adopted.no cereation development setback has been adopted.Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or (b)(b) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such	whe	ere such	۷.	World Heritage Sites;
<ul> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> </ul>	dev	elopment	vi.	Sites or areas identified in terms of an International Convention;
<ul> <li>(a) within a watercourse;</li> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> <li>(c) if no development setback line or within 1 kilometre from the high-water mark of the sea if no such in 1 kilometre from the high-water mark of the sea if no such in 1 kilometre from the high-water mark of the sea if no such in 1 kilometre from the high-water mark of the sea if no such is the s</li></ul>	000	urs—	vii.	Critical biodiversity areas or ecological support areas as identified
<ul> <li>(b) in front of a development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> <li>viii. Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</li> <li>ix. Core areas in biosphere reserves;</li> <li>Willian Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> <li>(b) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul>	(a)			in systematic biodiversity plans adopted by the competent
<ul> <li>development setback adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> </ul>	(b)		viii.	
<ul> <li>adopted in the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> <li>ix. Core areas in biosphere reserves;</li> <li>X. Outside urban areas:</li> <li>(a) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul>		development		framework as contemplated in chapter 5 of the Act and as
<ul> <li>the prescribed manner; or</li> <li>(c) if no development setback has been adopted.</li> <li>x. Outside urban areas:</li> <li>(a) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul>			ix	
<ul> <li>(c) if no development setback has been adopted.</li> <li>(a) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> <li>(bb) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul>		the		-
<ul> <li>(c) if no development setback has been adopted.</li> <li>(b) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul>		•	Λ.	
<ul> <li>(C) If no development setback has been adopted.</li> <li>(C) If no development setback has been adopted.</li> <li>(C) If no development setback has been adopted.</li> <li>(C) If no development setback line or within area identified in terms of NEMPAA or from the core area of a biosphere reserve; or</li> <li>(D) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such</li> </ul>		manner; or		
development setback has been adopted. development setback has been adopted. development setback has been adopted. development setback has been setback has setback has been setback has setback has set	(C)	-		
(bb) Areas seawards of the development setback line or within adopted.				
adopted. 1 kilometre from the high-water mark of the sea if no such				•
				•
within 32 development setback line is determined; or				development setback line is determined; or
metres of a xi. In urban areas:			xi.	In urban areas:
watercourse, (aa) Areas zoned for use as public open space;				(aa) Areas zoned for use as public open space:

maggurad	(bb)	Areas designated for some rightion use in Cristial
measured from the	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent
edge of a		authority, zoned for a conservation purpose; or
watercourse;	(CC)	Areas seawards of the development setback line or within
	(00)	100 metres from the high-water mark of the sea if no such
excluding the		development setback line is determined.
expansion of	e. Limpopo	
infrastructure or		de urban areas, in:
structures within	(aa)	A protected area identified in terms of NEMPAA, excluding
existing ports or	(uu)	conservancies;
harbours that will not increase the	(bb)	National Protected Area Expansion Strategy Focus areas;
development	(CC)	Sensitive areas as identified in an environmental
footprint of the port or harbour.	(00)	management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves; or
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	ii. Inside	eurban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial
	(66)	Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
	f. Mpumala	nga
	i. Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(cc)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area

r ,		
		identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation; or
ii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
g. No	orthern	Саре
i.	In an	estuary;
ii.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(dd)	Sites or areas identified in terms of an International Convention;
	(ee)	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
	(ff)	Core areas in biosphere reserves;
	(gg)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
	(hh)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or
iii.	Inside	e urban areas:
	(aa)	Areas zoned for use as public open space; or
	(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
h. No	orth We	est
i.	Outsi	de urban areas, in:
	(aa)	A protected area identified in terms of NEMPAA;
	(bb)	National Protected Area Expansion Strategy Focus areas;
	(CC)	World Heritage Sites;
	(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	(ee)	Sites or areas identified in terms of an International Convention;

	[			
			(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(gg)	Core areas in biosphere reserves; or
			(hh)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or
		ii.	Inside	e urban areas:
			(aa)	Areas zoned for use as public open space; or
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.
		i. We	estern	Саре
		i.	Outsi	de urban areas, in:
			(aa)	A protected area identified in terms of NEMPAA, excluding conservancies;
			(bb)	National Protected Area Expansion Strategy Focus areas;
			(CC)	World Heritage Sites;
			(dd)	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
			(ee)	Sites or areas listed in terms of an International Convention;
			(ff)	Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(gg)	Core areas in biosphere reserves; or
			(hh)	Areas on the estuary side of the development setback line or in an estuarine functional zone where no such setback line has been determined.
24.	The expansion and	a. Ea	stern	Саре
	related operation of facilities of any	i.		de urban areas, in an estuarine functional zone, excluding falling behind the development setback line;
	size for any form of aquaculture.	ii.	In a F	Protected Area identified in the NEMPAA; or
		iii.	within	s on the watercourse side of the development setback line or 100 metres from the edge of a watercourse where no such ck line has been determined.
		b. Fre	e Sta	te
		i.	In a F	Protected Area identified in the NEMPAA; or
		ii.	within	on the watercourse side of the development setback line or 100 metres from the edge of a watercourse where no such ck line has been determined.
		c. Ga	uteng	
		i.	•	rotected Area identified in the NEMPAA; or
	l			

ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
d. Kv	waZulu-Natal
i.	Trans-frontier protected areas managed under international conventions;
ii.	Community Conservation Areas;
iii.	Biodiversity Stewardship Programme Biodiversity Agreement areas;
iv.	In an estuarine functional zone;
V.	In a Protected Area identified in the NEMPAA;
vi.	World Heritage Sites;
vii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;
viii.	Sites or areas identified in terms of an International Convention;
ix.	Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
Х.	Core areas in biosphere reserves;
xi.	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
xii.	Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority.
e. Li	троро
i.	In a Protected Area identified in the NEMPAA; or
ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
f. M	pumalanga
i.	In a Protected Area identified in the NEMPAA; or
ii.	In an aquatic critical biodiversity area.
g. No	orthern Cape
i.	In an estuary;
ii.	In a Protected Area identified in the NEMPAA; or
iii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
h. No	orth West
i.	In a Protected Area identified in the NEMPAA; or
ii.	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.

		i. We	estern Cape
		<ul> <li>Areas on the estuary side of the development setback line or in a estuarine functional zone where no such setback line has bee determined;</li> </ul>	
		ii.	In a Protected area identified in terms of NEMPAA; and
		iii.	In an aquatic critical biodiversity area.
25.	The expansion and	a. Ea	stern Cape
	related operation	i.	All areas outside urban areas; or
	of zip- lines or foefie-slides,	ii.	In urban areas:
	where the zip- line		(aa) Areas zoned for use as public open space;
	or foefie-slide is expanded by 100 metres in length or		(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	more.		(cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(dd) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
		b. Fre	ee State
		i.	All areas outside urban areas; or
		ii.	In urban areas:
			(aa) Areas zoned for use as public open space;
			(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
			(cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
		c. Ga	auteng
		i.	A protected area identified in terms of NEMPAA, excluding conservancies;
		ii.	Sites identified as Critical Biodiversity Areas (CBAs) or Ecological Support Areas (ESAs) in the Gauteng Conservation Plan or in bioregional plans;
		iii.	Sites or areas identified in terms of an International Convention;
		iv.	Sites managed as protected areas by provincial authorities, or declared as nature reserves in terms of the Nature Conservation Ordinance (Ordinance 12 of 1983) or the National Environmental Management: Protected Areas Act (Act No. 57 of 2003);
		V.	Sites designated as nature reserves in terms of municipal Spatial Development Frameworks;
		vi.	Sites zoned for conservation use or public open space or equivalent zoning; or

Vii.	Important Bird and Biodiversity Areas (IBA)
	vaZulu-Natal
i.	All areas outside urban areas; or
	In urban areas:
	(aa) A protected area identified in terms of NEMPAA, excluding
	conservancies;
	(bb) In an estuarine functional zone;
	<ul> <li>(cc) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</li> </ul>
	(dd) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;
	<ul> <li>(ee) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;</li> </ul>
	(ff) Areas zoned for use as public open space;
	(gg) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined;
	(hh) Areas seawards of the development setback line or within 100 metres from the high-water mark of the sea if no such development setback line is determined; or
	(ii) Areas within 500 metres from terrestrial protected areas identified in terms of NEMPAA.
e. Lir	троро
i.	All areas outside urban areas; or
ii.	In urban areas:
	(aa) Areas zoned for use as public open space;
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or
	(cc) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined.
f. Mr	pumalanga
i.	All areas outside urban areas; or
ii.	In urban areas:
	(aa) Areas zoned for use as public open space;
	(bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
	(cc) Areas within 100 metres of a watercourse or wetland; or
g. No	orthern Cape

		i.	Allar	eas outside urban areas; or
		ii.		an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
			(cc)	Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined; or
			(dd)	Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
		h. N	orth We	est
		i.	All are	eas outside urban areas; or
		ii.	In urba	an areas:
			(aa)	Areas zoned for use as public open space;
			(bb)	Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
			(CC)	A protected area identified in terms of NEMPAA;
			(dd)	Critical biodiversity areas (Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;
			(ee)	Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core of a biosphere reserve; or
			(ff)	Natural heritage sites.
26.	Phased activities for all activities—	All th	e areas	as identified for the specific activities listed in this Notice.
	<ul> <li>i. listed in this Notice and as it applies to a specific geographical area, which commenced on or after the effective date of this Notice; or</li> <li>ii. similarly listed in any of the previous NEMA notices, and as it applies to a specific</li> </ul>			

geographical area, which commenced on or after the effective date of such previous	
NEMA Notices— where any phase of the activity may be below a threshold but where a combination of the phases, including expansions or extensions, will	
exceed a specified threshold; — excluding the following activities listed in this Notice—7; 8;	
11; 13; 17; 20; 21; and 24.".	

This gazette is also available free online at www.gpwonline.co.za

## IMPORTANT Information

from Government Printing Works

Dear Valued Customers,

Government Printing Works has implemented rules for completing and submitting the electronic Adobe Forms when you, the customer, submits your notice request.

Please take note of these guidelines when completing your form.

## **GPW Business Rules**

1. No hand written notices will be accepted for processing, this includes Adobe forms which have been completed by hand.



- Notices can only be submitted in Adobe electronic form format to the email submission address <u>submit.egazette@gpw.gov.za</u>. This means that any notice submissions not on an Adobe electronic form that are submitted to this mailbox will be <u>rejected</u>. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
- 3. Notices brought into GPW by "walk-in" customers on electronic media can only be submitted in Adobe electronic form format. This means that any notice submissions not on an Adobe electronic form that are submitted by the customer on electronic media will be <u>rejected</u>. National or Provincial gazette notices, where the Z95 or Z95Prov must be an Adobe form but the notice content (body) will be an attachment.
- 4. All customers who walk in to GPW that wish to submit a notice that is not on an electronic Adobe form will be routed to the Contact Centre where the customer will be taken through the completion of the form by a GPW representative. Where a customer walks into GPW with a stack of hard copy notices delivered by a messenger on behalf of a newspaper the messenger must be referred back to the sender as the submission does not adhere to the submission rules.
- 5. All notice submissions that do not comply with point 2 will be charged full price for the notice submission.
- 6. The current cut-off of all Gazette's remains unchanged for all channels. (Refer to the GPW website for submission deadlines <u>www.gpwonline.co.za</u>)
- 7. Incorrectly completed forms and notices submitted in the wrong format 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 <u>info.egazette@gpw.gov.za</u>)
- 8. All re-submissions by customers will be subject to the above cut-off times.
- 9. All submissions and re-submissions that miss the cut-off will be rejected to the customer to be submitted with a new publication date.
- 10. Information on forms will be taken as the primary source of the notice to be published. Any instructions that are on the email body or covering letter that contradicts the notice form content will be ignored.

You are therefore advised that effective from Monday, 18 May 2015 should you not comply with our new rules of engagement, all notice requests will be rejected by our new system.

Furthermore, the fax number **012-748 6030** will also be <u>discontinued</u> from this date and customers will only be able to submit notice requests through the email address <u>submit.egazette@gpw.gov.za</u>.







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