
GOVERNMENT NOTICE

DEPARTMENT OF ENVIRONMENT, FORESTRY AND FISHERIES

NOTICE NO. OF 2020

**NATIONAL ENVIRONMENTAL MANAGEMENT ACT: AIR QUALITY ACT, 2004
(ACT NO. 39 OF 2004)**

NOTICE OF INTENTION TO AMEND THE TEMPORARY ASPHALT PLANTS AS A CONTROLLED EMITTER THAT RESULT IN ATMOSPHERIC EMISSIONS WHICH THROUGH AMBIENT CONCENTRATIONS, BIOACCUMULATION, DEPOSITION OR IN ANY OTHER WAY PRESENT A THREAT TO HEALTH OR THE ENVIRONMENT.

I, Barbara Dallas Creecy, Minister of Environment, Forestry and Fisheries hereby under section 23(2)(a) read with section 57(1) of the National Environmental Management: Air Quality Act, 2004 (Act No.39 of 2004), give notice of my intention to amend the temporary asphalt plants as a controlled emitter that result in atmospheric emissions which through ambient concentrations, bioaccumulation, deposition or in any other way present a threat to health or the environment, set out in the Schedule hereto.

Members of the public are invited to submit to the Minister, within 30 days from the date of the publication of this notice in the Gazette, written representations or objections on the proposed amendments to the following addresses:

By post to: The Director-General: Department of Environment, Forestry and Fisheries
Attention: Mr Mapitso Nkoko
Private Bag X447
Pretoria
0001

By hand at: 473 Steve Biko Road, Environment House, Arcadia, Pretoria

By e-mail: MNkoko@environment.gov.za

Any inquiries in connection with the notice can be directed to Dr Vincent Gololo at 012 399 9203 or Mr Mapitso Nkoko at 012 399 9214

Comments received after the closing date may not be considered.

**BARBARA DALLAS CREECY
MINISTER OF ENVIRONMENT, FORESTRY AND FISHERIES**

SCHEDULE

Part 1: Definitions

Insertion of Definitions

1. The following definitions are hereby inserted in the Notice:

In this Notice —

'Act' means the National Environmental Management: Air Quality Act, 2004 (Act No.39 of 2004);

'air quality officer' means an officer appointed in terms of Section 14 of the Act as an air quality officer;

Amendment of “temporary asphalt plant” Definition

2. The definition is hereby amended by removing the following wording:

'temporary asphalt plant' means an asphalt plant that is used for the sole purpose of supplying asphalt *for a specific road paving contract not exceeding a period of 24 months.*

Part 2: General

Amendment of provision 2 of the Notice

3. Provision 2 is hereby amended by the addition of the following wording:

2(a) An air quality officer shall be responsible for co-ordinating and implementation matters pertaining to this Notice.

Insertion of provision 2(b) and 2(c) in the Notice

4. The following provisions are inserted in the notice after provision 2:

2(b) where a specific road surfacing will fall within the boundaries of more than one District, the Provincial Air Quality Officer shall be responsible for co-ordinating matters pertaining to this Notice.

2(c) where a specific road surfacing will fall within the boundaries of more than one Province, the National Air Quality Officer shall be responsible for co-ordinating matters pertaining to this Notice.

Insertion of new heading and paragraph (1) and (2) in the Notice

5. The following heading and paragraphs are hereby inserted in the Notice after paragraph (10):

Registration as a data provider under the National Atmospheric Emission Inventory System

“(1) A person conducting an existing temporary asphalt plant must—

(a) within 60 days of the promulgation of this Notice, register as a data provider in the National Atmospheric Emission Inventory System; and

(b) comply with all the requirements stipulated under the National Atmospheric Emission Reporting Regulations, 2015.

(2) A person conducting a new temporary asphalt plant must—

(a) register on the National Atmospheric Emission Inventory System within 30 days after commencing with such an activity; and

(b) comply with all the requirements stipulated under the National Atmospheric Emission Reporting Regulations, 2015.”