



THE SCIENCE OF ENVIRONMENTAL COMPLIANCE : EVIDENCE-BASED ACTIONS FOR EMIS

10TH ENVIRONMENTAL COMPLIANCE AND ENFORCEMENT LEKGOTLA | 18 - 21 NOVEMBER 2024 | KZN

NATIONAL ENVIRONMENTAL CRIME FORUM



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WASTE & POLLUTION INVESTIGATORS FORUM



INTRODUCTION



1

❑ Concurrent national and provincial Constitutional competence

2

❑ Recognized as priority environmental crimes

3

❑ Outcome of the 2022 Lekgotla

4

❑ Recommendations to MINTECH and MINMEC



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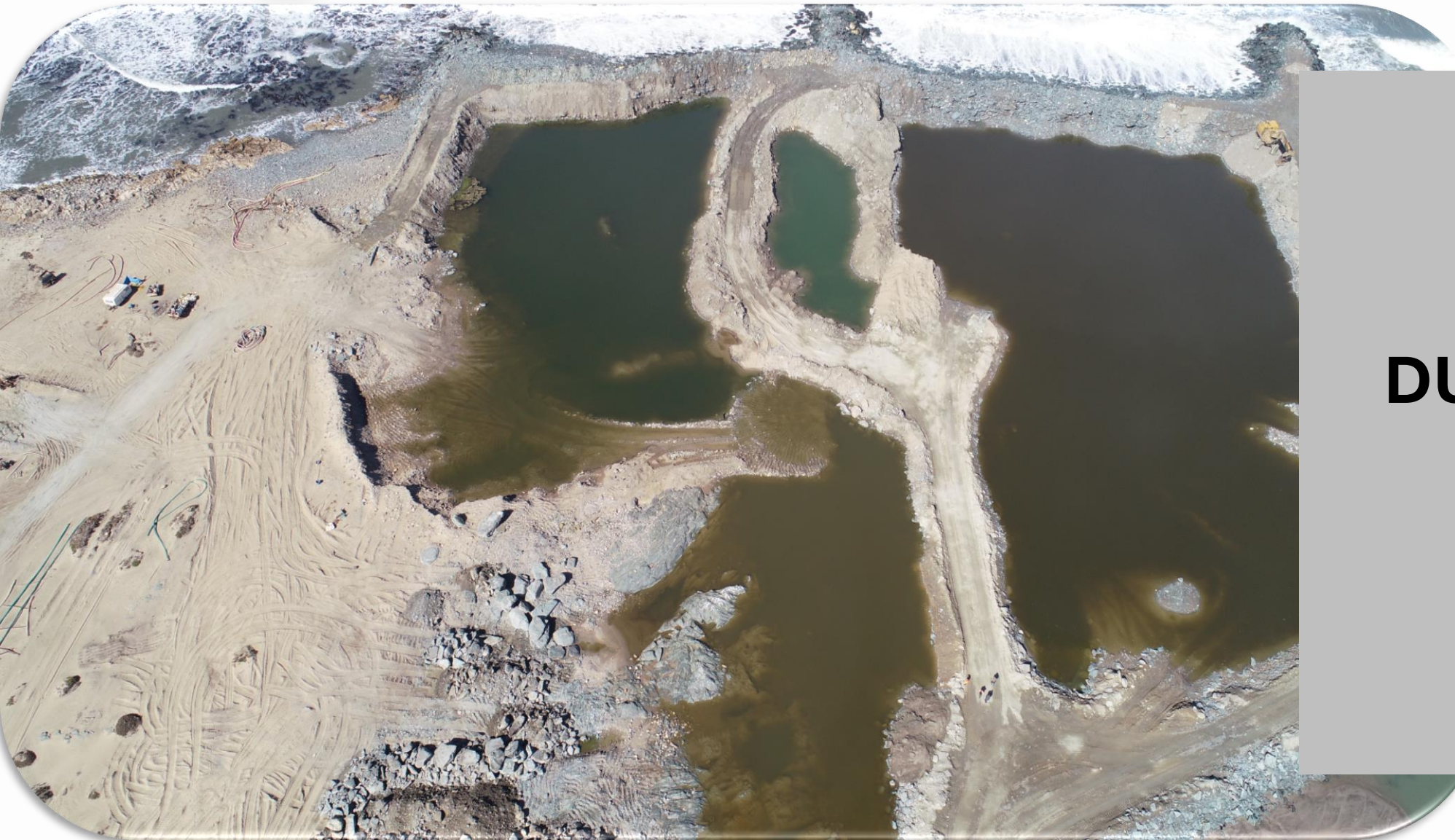
DESTRUCTION OF WETLAND





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**DUMPING AT
SEA**



**LANDFILL
SITES
=
ILLEGAL /
NON-
COMPLIANT**





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**AIR QUALITY
NON-
COMPLIANCES**



SEWAGE DISCHARGE INTO RIVERS





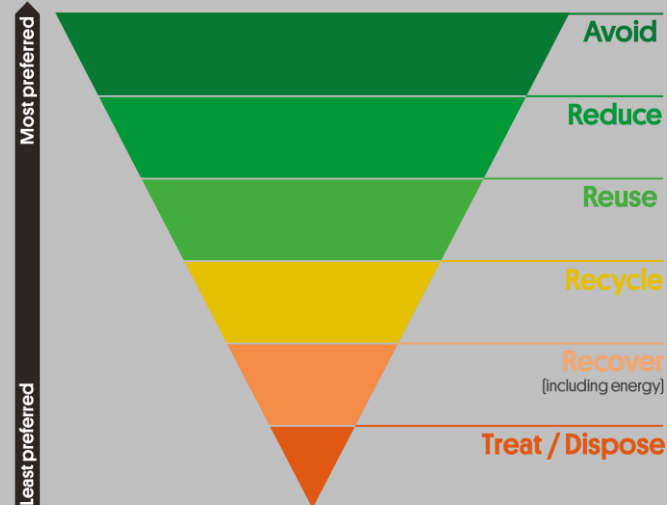
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WASTE MANAGEMENT ACTIVITIES

The Waste Management Hierarchy





1

Need for effective investigation of Waste & Pollution crimes

2

Implementation of national and international initiatives, aligned with the purpose of the WPIF

3

Sharing of knowledge and expertise

4

Increase awareness of the seriousness of Waste & Pollution crimes

5

Communication of group goals and activities

6

Liaison between members



REASONS FOR ESTABLISHMENT



HISTORY



1

**MINTECH WG
IV Project
Plan
2023/2024 –
Establishing
a waste and
pollution
investigators
forum**

2

**First meeting:
1 June 2023**

3

**2nd meeting:
14 July 2023
(Drafting of
TOR)**

4

**TOR
accepted and
approved by
WGIV Chair**

5

**3rd meeting: 16
January 2024:
Election of
Executive
Committee**



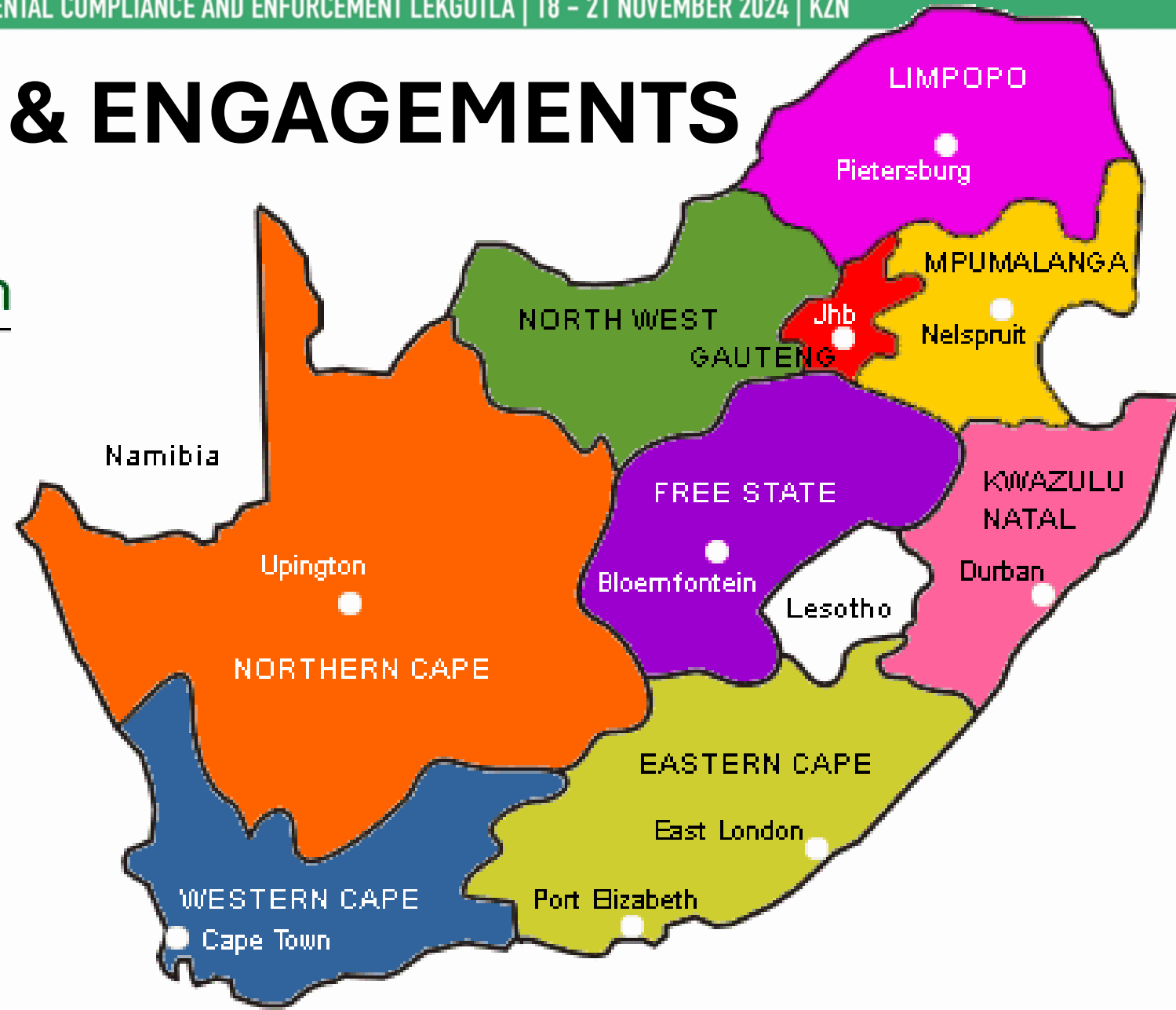
MEMBERS & ENGAGEMENTS



water & sanitation

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Water and Sanitation
REPUBLIC OF SOUTH AFRICA

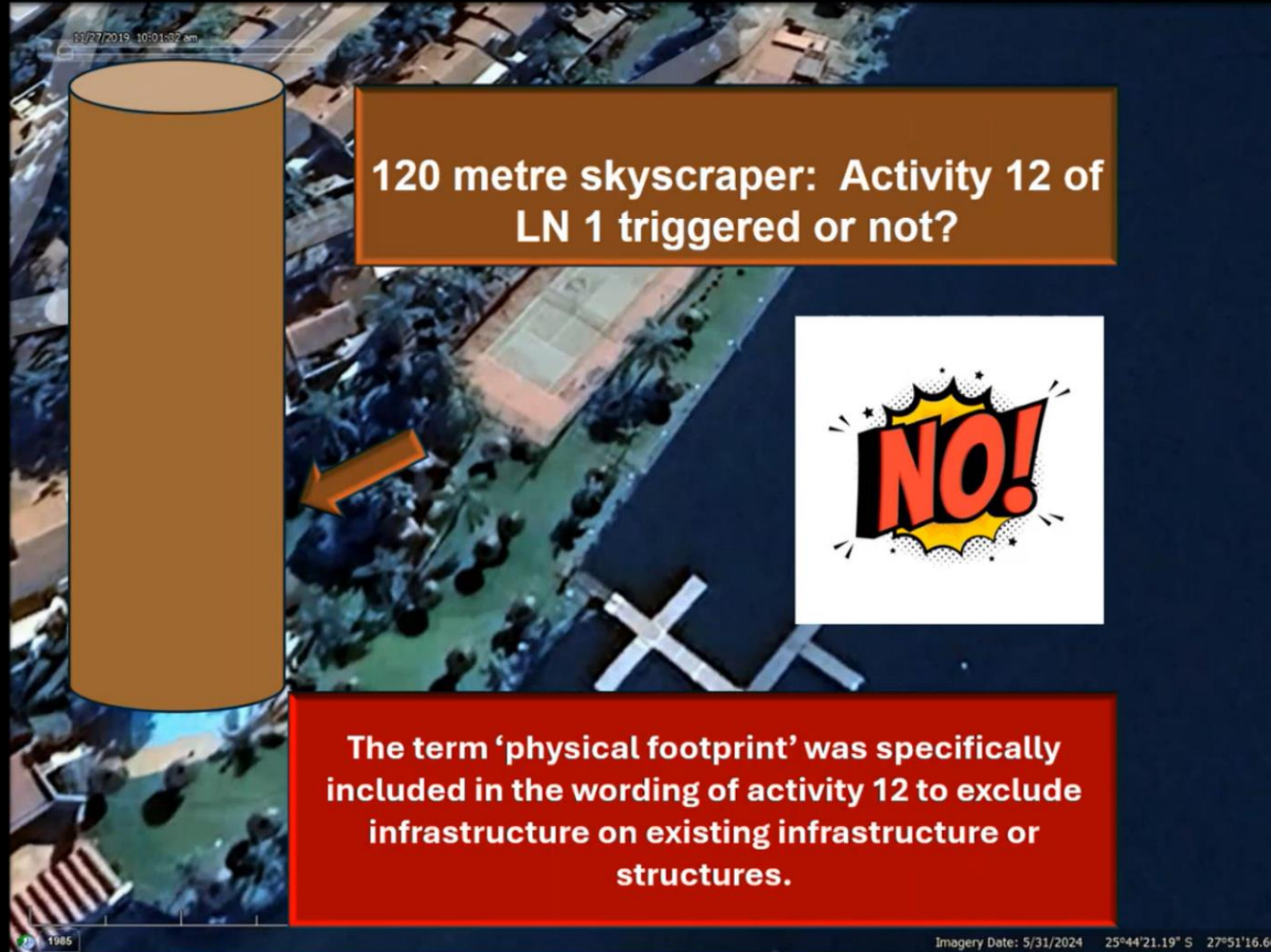
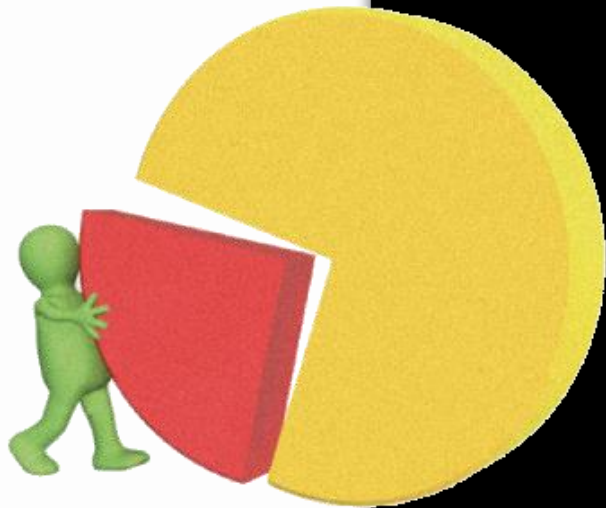
CATCHMENT MANAGEMENT AGENCIES





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Franz Scheepers

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HELP
SUPPORT
ADVICE
GUIDANCE
ASSISTANCE

**HELP ME
PLEASE!**





DISCUSSIONS



1

❑ Interesting case studies

2

❑ Discussions and interpretations of EIA listed activities

3

❑ DPP question and answer session

4

❑ Recommendations to MINTECH and MINMEC



1

☐ Consequent handling of S24G applications combined with criminal investigations

2

☐ Consequent interpretation of listed activities

3

☐ Attendance of crime scene photography course

4

☐ Guidance from NPA



ACHIEVEMENTS



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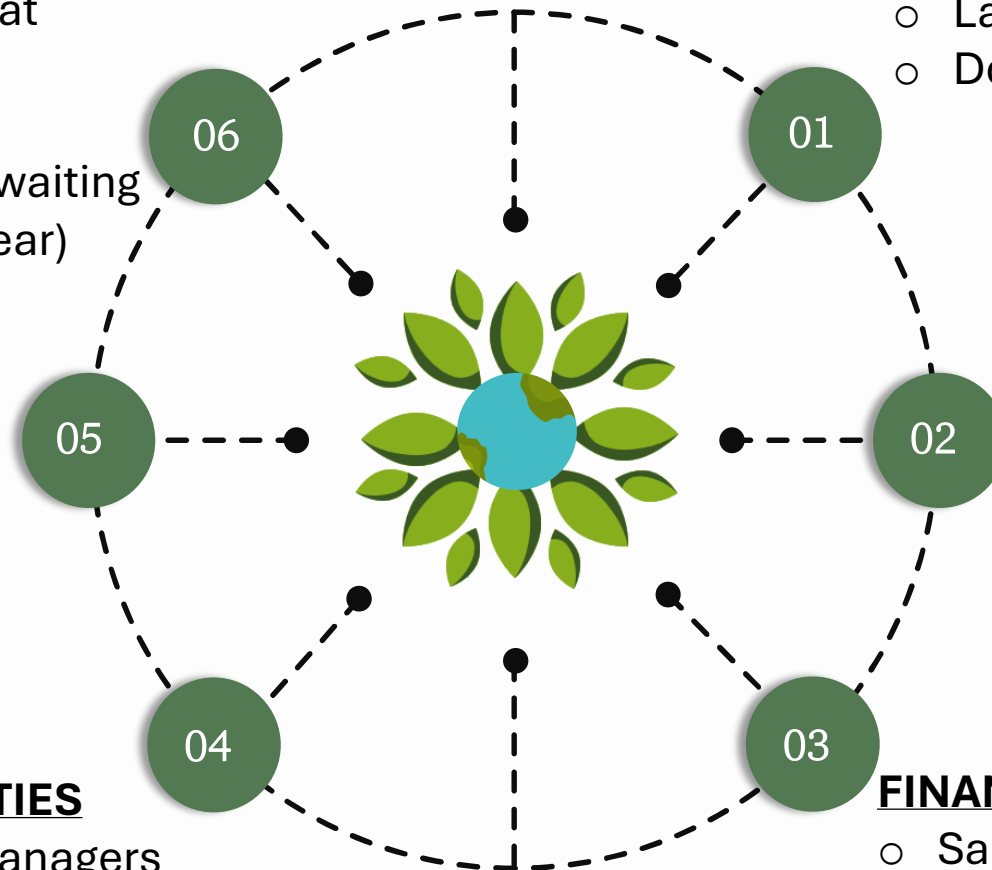
PROSECUTORS

- Inexperienced prosecutors at regional/district court level
- Delay in decisions from prosecutors (some cases awaiting decisions for more than a year)

POLITICAL INTERFERENCE

INVESTIGATING MUNICIPALITIES

- Uncooperative Municipal Managers
- Turnaround time period of Municipal Managers



SAPS

- Lack of support
- Don't recognize green case dockets

EMI MANDATE

- Lack of mandate when investigating environmental cases ie serving of court documents / Cyber Crimes Act

FINANCIAL CONSTRAINTS

- Sampling, expert witnesses,
- Lack of investigators – some provinces only have 2 investigators for blue, green and brown



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