



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

WASTE LICENCING PROCESS

WASTE KHORO

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ANNOUNCEMENT

- Important to note that from 01 April 2014, the FEE STRUCTURE is coming into effect
- Applications requiring BAR will cost R2000
- Applications requiring scoping EIA will cost R10 000.
- However, EIM will conduct workshops as the matter is being comprehensively discussed in the implementation workshops

Introduction

- The National Environmental Management: Waste Act, 2008 (Act No 59 of 2008) came into effect on 1st July 2009.
- The Minister published (GN 718 dated, 03rd July 2009) a list of waste management activities that require a waste management licence.
- The list have activities under Category A (BA) and B(Scoping EIA).
- Transitional arrangements for persons who lawfully conducted waste management activities listed prior to GN 718.

What is a Waste Management Licence

- Legally binding environmental authorisation issued in terms of section 49(1)(a).
- The requirements are contained under section 51
 - -name of the holder,
 - -activity being undertaken,
 - -locality,
 - -details of the holder,
 - -operating requirements,
 - -monitoring,
 - -auditing and reporting requirements amongst others)

The Licencing Process

- The applicant must have a clear understanding of the activity he/she intends to conduct.
- The application process is as per Environmental Impact Assessment Regulation (GN 543) of 18 June 2010.
- The decisive factor on whether a BA or Full EIA depends on the Category under which the activity is listed.
- Integrated permitting where EA and Waste Licence are required in case where the Minister is the competent Authority for EA and Waste Licence.
- Section 49(2) of the Waste Act – requirements of DWA RoD in case of a Waste Disposal Facility.

The Licencing Process Cont...

- Section 56(8) of the EIA Regulations - 60 days for the Department of Water Affairs to issue a Record of Decision on waste disposal facilities.
- Any person can apply for exemption and the Department has developed the criterion that is used in evaluating exemption applications.
- No processing fee has been prescribed.
- Section 43 of the Waste Act clarifies to the applicant the competent authority.
- The application form for activities where the Minister is the CA is available on <http://sawic.environment.gov.za>.

The Licencing Process Cont...

- One of the prudent considerations in processing the application is section 59 of the Waste Act (fit & proper person to hold a licence).
- Review of WML (s.53)
- Variation of WML (s.54)
- Licence renewal (s.55)
- Revocation & suspension of WML (s.56)
- Surrender of WML (s.57)

Thank You

