



**LEGAL WORKSHOP ON THE KEY IMPLICATIONS  
OF  
THE NATIONAL ENVIRONMENTAL MANAGEMENT:  
INTEGRATED COASTAL MANAGEMENT ACT 24 OF 2008**

**Friday 30 April 2010, Kenton-on-Sea, Eastern Cape**



## **OVERVIEW OF THE WORKSHOP**

Most of the provisions of the National Environmental Management: Integrated Coastal Management Act 24 of 2008 (NEM:ICMA) came into operation on 1 December 2009.

This Act creates a coastal zone for the Republic of South Africa and it establishes new and innovative regulatory instruments to provide for the co-ordinated and integrated management of the coastal zone by all spheres of government in accordance with the principles of co-operative governance.

The Act has significant legal implications for land-based coastal activities (e.g. coastal development, access to the coastal zone and the release of effluent) and marine-based coastal activities (e.g. dumping at sea). The Act also has direct inter-relationships with the Environmental Impact Assessment regime, the environmental duty of care in terms of section 28 of the National Environmental Management Act

107 of 1998, and development planning legislation. In addition, the Act has far-reaching legal implications for various stakeholders.

NEM:ICMA is currently in force and it has now become essential for “potentially affected” stakeholders to understand the main legal implications of the provisions of this Act for their respective activities and businesses.

## WHO SHOULD ATTEND

The workshop is designed for public and private sector representatives who want to acquire a clear and in-depth understanding of the potential legal implications of NEM:ICMA for their respective activities and responsibilities.

Considering the wide range of potential legal implications of the NEM:ICMA, it is suggested that this legal training course will be very useful for the following categories of persons:

1. Environmental Assessment Practitioners (EAPs);	7. Property developers operating at the coast;
2. Representatives from coastal municipalities and provinces;	8. Industries operating at the coast;
3. Other organs of state with a specific interest in the coast;	9. Port and harbour authorities;
4. Property developers operating at the coast;	10. NGO's;
5. Town planners operating at the coast;	11. Coastal committees; and
6. Mining companies with coastal operations;	12. Conservation organisations.

## EXPECTED OUTCOMES

Participants will gain clear understanding of the main provisions of the NEM:ICMA and its key legal implications. The workshop will address the following matters:

- **Introduction and overview of the Act:** purpose, objectives, jurisdictional issues, key definitions and inter-relationships with other environmental statutes.
- **Statutory establishment of a Coastal Zone in South Africa:** definition, composition and related implications.
- **New governance structures for coastal zone management in South Africa:** responsibilities of national, provincial and municipal government,

inter-relationships with other government departments and organs of state and associated challenges.

- **Overview of new management and regulatory instruments for the coastal zone and environment:** coastal management programme, estuarine management protocol, "Duty of care" and the coastal environment, coastal notice, repair and removal of notice, coastal planning scheme, coastal lease and concession.
- **EIA for coastal activities:** legal analysis of the relevant provisions and discussion of case studies.
- **Marine and coastal pollution:** regulation of discharge of effluent into coastal waters, prohibition of incineration or dumping at sea and control of activities in coastal waters.

Finally, the workshop will provide the opportunity to network and engage in interactive discussions with the facilitator and the other participants.

Registered participants will have the opportunity to submit questions prior to the workshop which, if applicable and possible, will be addressed during the course of the workshop.

## WORKSHOP HOST AND FACILITATOR

**IMBEWU Sustainability Legal Specialists (Pty) Ltd** is a Johannesburg (South Africa) based legal specialist consultancy providing services to the South African and international markets. IMBEWU employs six lawyers all specialising in an aspect of environmental, climate change or health & safety law.

**Marie Parramon** (Sustainability Legal Consultant) obtained the equivalent of a LLB in Judicial Law in France and the equivalent of a LLB in Business Law in Scotland. She also successfully completed a Masters in Environmental Law at the University of the Western Cape, during which she developed an expertise in marine law, especially oil pollution control and dumping at sea. In addition, Marie has earned a certificate in marine pollution management from the international ocean institute (SeaTrain Coast Program), a certificate in organisational sustainability (from Imprint Sustainability Academy) and a certificate in project management and public relations. Through her academic and practical experience, Marie has developed specific knowledge and expertise in national as well as international environmental law and management, including in the areas of climate change, EIA, waste management, marine and coastal law, EMS, environmental risk assessment and environmental liability.

Between 2005 and 2007, Marie worked for Transnet National Ports Authority in South Africa, where she provided assistance with environmental risks and liabilities assessment of the ports operations and development, environmental management system (ISO 14001) implementation and performance, environmental compliance, the implementation of the National Ports Act 2006, co-operative governance, and the management of environmental legal compliance. She also developed customised training programmes for port employees in terms of environmental management and compliance. Previously Marie collaborated with the Department of Environment in terms of marine and coastal management and more specifically the Seal Entanglement Campaign. Marie also assisted Professor Glazewski from the University of Cape Town on specific marine pollution related matters, including the development of a "Regional Contingency Plan for the Prevention and Combating of Pollution at Sea by Oil and other Noxious and Hazardous substances", between South Africa, Namibia

and Angola and the re-drafting of a course on Marine Control Law. Marie was the project coordinator for the "Hout Bay Harbour Pollution Abatement Project" initiated by the Catchment, Stormwaters and River Management Department of the Metropolitan Council of Cape Town.

Marie is currently busy with her LLD on the regulation of land-based marine pollution in South Africa and France. IMBEWU has also conducted work for the National Ports Authority which required detailed knowledge of the national, regional and international legislation applicable in this context. Marie is also a Para-Legal at Warburton Attorneys.



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## WORKSHOP PROGRAMME

<b>9:00 to 9:30</b>	<b>Registration</b>
<b>9:30 to 11:00</b>	<b>First session</b>
<b>11:00 to 11:15</b>	<b>Tea break</b>
<b>11:15 to 13:00</b>	<b>Second session</b>
<b>13:00 to 13:30</b>	<b>Networking Lunch</b>
<b>13:30 to 14:00</b>	<b>Interactive Session</b>

## COSTS

The Workshop fee is **R 1 200 per attendee (Excluding VAT)**

The course fees include attendance to the workshop, refreshments, lunch and workshop documentation for one person. Three or more persons from the same organisation/company: R900.00 per person

There is also the possibility of having the workshop delivered only to your organisation. This customised package may be more cost effective for your organisation. For more information on the "customised package option", please contact Marie Parramon directly on 011 214 0660, 082 421 6617 or [marie@imbewu.co.za](mailto:marie@imbewu.co.za)

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## BOOKING ARRANGEMENTS

There are unfortunately a **limited amount of places for each workshop**, and therefore we request that you book as soon as possible to secure your place. To book, please fill in the booking form (attached to this email) and send/fax it back to us:

Email: [admin@imbewu.co.za](mailto:admin@imbewu.co.za) / fax: 011 880 6577

On receipt of your booking form, we will issue an invoice which will have to be paid within 8 days. Please note that your booking will only be confirmed on receipt of your payment.

For more information, please contact Lulu Dutton: 011 214 0660 / [admin@imbewu.co.za](mailto:admin@imbewu.co.za)

**Applications must be submitted by 20 April 2010. Your attendance will only be confirmed once full payment is received.**

**IMBEWU specialises in the development of customised and focused legal training courses pertaining to sustainability related topics. IMBEWU provides in-house training courses, aimed at addressing specific topics or issues, as selected by the client. Each course is developed in accordance with the client's needs and expectations and in consideration of the audience capabilities and expected outcomes. Courses vary in scope, depth and duration in accordance with the client's brief**