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## GOVERNMENT NOTICE

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### DEPARTMENT OF ENVIRONMENTAL AFFAIRS

No. R. 574

15 July 2011

#### NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998: ADMISSION OF GUILT FINES REGULATIONS

I, Bomo Edith Edna Molewa, Minister of Water and Environmental Affairs has under section 34G of the National Environmental Management Act, 1998 (Act No. 107 of 1998), made the regulations in the Schedule.



**BOMO EDITH EDNA MOLEWA**  
**MINISTER OF WATER AND ENVIRONMENTAL AFFAIRS**

#### SCHEDULE

##### Definitions

1. In these Regulations any word or expression to which a meaning has been assigned in the Act, the Protected Areas Act or the Protected Areas Regulations, as the case may be, shall have the meaning so assigned and, unless the contents otherwise indicates—

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

“**Protected Areas Regulations**” means the Regulations for the Proper Administration of Special Nature Reserves, National Parks and World Heritage Sites promulgated under section 86 of the Protected Areas Act and published in *Government Gazette* No. R. 1061 of 28 October 2005;

“**the Act**” means the National Environmental Management Act, 1998 (Act No. 107 of 1998).

**Offences under the Protected Areas Regulations**

2. The offences in terms of regulation 61 of the Protected Areas Regulations are, to the extent specified in columns 1 and 2 of Table 1 to this Schedule hereby specified as offences in respect of which an admission of guilt fine, stipulated in column 3 of the said Table, may be paid.

**Short title and commencement**

3. These Regulations are called the Protected Areas Act: Admission of Guilt Fines Regulations, 2011 and take effect on the date of publication thereof in the *Gazette*.

TABLE 1

## OFFENCES IN TERMS OF PROTECTED AREAS REGULATIONS

1	2	3
Regulation	Description of offence	Fine
4(1)(a)	Introduction of any species or specimen, or part thereof, into a special nature reserve, national park or world heritage site without prior written consent of a management authority, license, permit or receipt.	R 1500,00
4(1)(c)	Intentionally disturbing any species or specimen in a special nature reserve, national park or world heritage site without prior written consent of a management authority, license, permit or receipt.	R 1000,00
4(1)(d)	Feeding any species or specimen in a special nature reserve, national park or world heritage site without prior written consent of a management authority, license, permit or receipt.	R 500,00
4(1)(f)	Removal of any wood, sand, gravel, stone, sea shell, guano or other material without prior written consent of a management authority, license, permit or receipt.	R 2500,00
4(1)(i)	Significantly altering or changing the sense of place, or any environmental, cultural or spiritual values in a special nature reserve, national park or world heritage site without prior written consent of a management authority, license, permit or receipt.	R 1500,00
8(3)	Entering or remaining in a special nature reserve, national park or world heritage site that has been closed without the permission of the management authority.	R 1000,00
9(1)	Entering or remaining in a special nature reserve, national park or world heritage site or part thereof without paying an entrance fee as determined by the management authority.	R 1000,00
9(2)	Entering or remaining within the boundaries of accommodation or recreational facilities in a special nature reserve, national park or world heritage site without paying the fees determined for such accommodation or facilities or without the permission of the management authority.	R 1000,00
10(1)	Entering or leaving a special nature reserve, national park or world heritage site at any place other than through an official point of entry or exit without the written permission	R 1500,00

	of the management authority.	
11(1)	Failing to display receipt for the entrance fee or the permit authorizing entry into the special nature reserve, national park or world heritage site.	R 500,00
11(2)	Failing to display, in their vehicle, a permit for camping in a special nature reserve, national park or world heritage site.	R 500,00
13(1)(a)	Staying overnight in a special nature reserve, national park or world heritage site without the permission of the management authority.	R 1500,00
13(1)(b)	Staying overnight in a special nature reserve, national park or world heritage site without payment of the applicable fees as determined by the management authority.	R 1500,00
13(1)(c)	Staying overnight in a special nature reserve, national park or world heritage site without first reporting to the designated reception office or to an authorized official assigned to perform escort duty.	R 1500,00
13(1)(d)	Staying overnight in a special nature reserve, national park or world heritage site if no accommodation has been reserved or is available for that person.	R 1500,00
13(1)(e)	Staying overnight in a special nature reserve, national park or world heritage site on a houseboat or any other vessel without the permission of the management authority.	R 1500,00
13(1)(f)	Staying overnight in a special nature reserve, national park or world heritage site at any place other than a place designated by the management authority.	R 1500,00
13(2)	Camping in a special nature reserve, national park or world heritage site at an area other than an area set aside for that purpose by the management authority.	R 1500,00
14	Entering, leaving or traveling in a special nature reserve, national park or world heritage site at any time other than the times determined by the management authority.	R500, 00
15	Entering or travelling in a special nature reserve, national park or world heritage site in a vehicle that does not conform to the dimensions and other requirements determined by the management authority from time to time.	R 1000,00
16(1)(a)	Driving, parking or stopping a vehicle in a special nature reserve, national park or world heritage site in a way that constitutes a nuisance, disturbance or danger to any other person.	R 2000,00
16(1)(b)	Driving in a special nature reserve, national park or world	R 1500,00

	heritage site in a way that causes an obstruction or blocks the pathway of a management operation or emergency vehicle.	
16(1)(c)	Parking a vehicle in a special nature reserve, national park or world heritage site in a place other than a place designated for that purpose.	R 500,00
16(1)(d)	Driving or parking in a special nature reserve, national park or world heritage site in an area other than a designated road or place.	R 1000,00
16(1)(e)	Driving a vehicle in a special nature reserve, national park or world heritage site causing damaging or acting in a manner that could cause damage of any nature whatsoever, including damage to any roads, plants or animals.	R 1000,00
16(2)	Entering or being in a special nature reserve, national park or world heritage site in a vessel that does not comply with requirements of management authority's internal rules, subject to the provisions of the Merchant Shipping Act.	R 2500,00
17	Using a vessel in a water area of a special nature reserve, national park or world heritage site without obtaining a permit from the management authority.	R2500.00
18(1)	Using a vehicle or vessel which is propelled by a propeller above the water in a water area.	R 2500,00
18(2)	Painting a vessel in a water area without the prior written approval of the management authority.	R 1000,00
18(3)	Disposing of any liquid or solid waste, including motor oil, into a water area other than in places specifically designated by the management authority therefore.	R 2500,00
18(4)	Intentionally obstructing, disturbing, interrupting or annoying any other person engaged in the proper use of the special nature reserve, national park or world heritage site.	R 1000,00
18(5)	Throwing, rolling or discharging a stone, substance or missile, in a special nature reserve, national park or world heritage site, to endanger any person, specimen or species in the a special nature reserve, national park or world heritage site.	R 1000,00
18(6)	Defacing, painting, writing on, cutting names or letters in, or otherwise making marks or affixing bills on trees, rocks, gates, fences, buildings, signs or other property, or in any other manner spoiling features, buildings or facilities in a special nature reserve, national park or world heritage site without written permission of the management authority.	R 2500,00

18(7)	Moving, defacing or otherwise interfering with a Protected Areas Notice, notice board or other sign board put onto, affixed to or placed in a special nature reserve, national park or world heritage site by a management authority or by a life-guard, without being duly authorized thereto by a management authority.	R 2000,00
20(1)(a)	Filming and simultaneously transmitting photographic images, in a special nature reserve, national park or world heritage site by the use of a webcam or other image recording or transmitting device without a license, permit or agreement with the management authority.	R 2500,00
20(1)(b)	Conducting a tour, in a special nature reserve, national park or world heritage site without a license, permit or agreement with the management authority.	R 2000,00
20(1)(c)	Conducting any kind of competition in a special nature reserve, national park or world heritage site without a license, permit or agreement with the management authority.	R 1500,00
20(1)(d)	Selling or hiring of goods or the offering of goods for sale or hire in a special nature reserve, national park or world heritage site without a license, permit or agreement with the management authority.	R 1000,00
20(1)(e)	Providing or offering to provide any service for a fee or reward in a special nature reserve, national park or world heritage site without a license, permit or agreement with the management authority.	R 1000,00
20(1)(g)	Conducting research in a special nature reserve, national park or world heritage site without a license, permit or agreement with the management authority.	R 1500,00
20(1)(h)	Conducting an activity of any kind for the purpose of fund raising, personal gain or making a profit in a special nature reserve, national park or world heritage site without a license, permit or agreement with the management authority.	R1500,00
20(1)(i)	Undertaking any organized or special event in a special nature reserve, national park or world heritage site, including sporting or cultural events without a license, permit or agreement with the management authority.	R 1500,00
20(1)(j)	Visual imaging of animals in a special nature reserve, national park or world heritage site for the purpose of virtual hunting or other similar activities without a license, permit or agreement with the management authority.	R 1500,00
22(a)	Using or causing to be used, any loud speaker or similar	R 2000,00

	device or other noisy equipment in a special nature reserve, national park or world heritage site without the written permission of the management authority.	
22(b)	Constructing or erecting any booth, marquee or other structure in a special nature reserve, national park or world heritage site without the written permission of the management authority.	R 1000,00
22(c)	Organizing or causing to be organized, attending or participating in any public meeting, demonstration or gathering in a special nature reserve, national park or world heritage site without the written permission of the management authority.	R 2500,00
25(2)	Launching, or using a vessel on a dam, reservoir, lake, river, or other body of water in a special nature reserve, national park or world heritage site without the permission of the management authority.	R 1500,00
26(a)	Bathing, swimming or diving in any area in a special nature reserve, national park or world heritage where such bathing, swimming or diving is not permitted.	R 1000,00
28	Handling, touching or using in any manner a life-saving rope, buoy or other life-saving apparatus installed in or maintained in or at a water area, or doing anything which will impede the proper working of such life-saving apparatus.	R 500,00
29(1)	Water skiing in a water area other than in a place and at times permitted by the management authority.	R 1500,00
30(a)	Engaging in sport of climbing rock faces in a national park or world heritage site without the written permission of the management authority.	R 2500,00
30(b)	Engaging in the sport of parachuting or abseiling in a national park or world heritage site without the written permission of the management authority.	R 2500,00
30(c)	Using a hang glider or any other kind of glider in a national park or world heritage site without the written permission of the management authority.	R 2500,00
30(d)	Launching or flying a hot air balloon in a national park or world heritage site without the written permission of the management authority.	R 2500,00
30(e)	Flying model planes or gliders in a national park or world heritage site without the written permission of the management authority.	R 2500,00
30(f)	Engaging in the sport of any kind of boarding in a national park or world heritage site without the written permission of the management authority.	R 2500,00
30(h)	Driving a vehicle off-road or off designated roads or tracks in a national park or world heritage site without the written permission of the management authority.	R 2500,00
34(1)	Conducting scientific research in a special nature reserve, national park or world heritage site without the written	R 1500,00

	permission of the management authority.	
36	Interfering with, putting into operation, damaging, climbing on or boarding any vehicle, vessel, dredging apparatus or any other implement which is the property of or in use by a management authority or its agent, without the permission of the management authority, or its agent.	R 2000,00
37(1)	Interfering with, misusing, damaging, using in conflict with any management authority directions any building, signage, convenience shelter, changing room, pier, landing stage, raft, buoy or other facility or structure provided or erected by the management authority.	R 1000,00
37(2)	Failing to comply with directions of any notice affixed to a building, structure or facility referred to in regulation 37(1).	R 500,00
37(3)	Blocking or restricting access to any road or other point of entry to or within any special nature reserve, national park or world heritage site.	R 2500,00
39(1)(a)(ii)	Removing wood, mulch or other dead vegetation from a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 2500,00
39(1)(a)(v)	Removing coral or shells from a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 2500,00
39(1)(b)	Digging or intentionally disturbing any soil or similar material in a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 500,00 (2500)
39(1)(c)(i)	Intentionally disturbing any wood, mulch, peat or other dead vegetation or animal in a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 500,00
39(1)(c)(ii)	Intentionally disturbing termite mounds in a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 1500,00
39(1)(c)(iii)	Intentionally disturbing fossil, shell midden, archaeological remains or paleontological specimens or meteorites in a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 1500,00 (2500)
39(1)(c)(iv)	Intentionally disturbing any of the marine components contemplated in regulation 39(1)(a).	R 1000,00
39(2)	Constructing an impoundment or weir on any river or river bed or abstracting any water from any impoundment or weir on any river or in any river bed within a special nature reserve, national park or world heritage site, or abstracting any water by means of pump, pipes, gravitation or any other means, located outside the boundary of a special nature reserve, national park or world heritage site, from any river or river bed forming a boundary with a special nature reserve, national park or world heritage site without the written permission of the management authority and without conducting an environmental impact assessment.	R 2500,00
40(a)	Depositing or leaving, in a special nature reserve, national park or world heritage site, any litter, bottle, broken glass, china, pottery, plastic articles, rubbish, refuse, seeds, fruit or	R 2000,00



	vegetable matter or other waste material in an area or receptacle other than an area or receptacle provided for that purpose.	
40(b)	Depositing, discharging or leaving any noxious, smelly, offensive or polluting substance, matter or thing in a special nature reserve, national park or world heritage site.	R2500,00
40(c)	Depositing or leaving any offal, dead species or specimen or dung in a special nature reserve, national park or world heritage site.	R 2000,00
40(d)	Depositing any domestic garbage, in a special nature reserve, national park or world heritage site, in a receptacle other than in any receptacle provided for litter.	R 2000,00
40(e)	Intentionally breaking any article of glass, china, pottery, plastic or other brittle material in a special nature reserve, national park or world heritage site.	R 2000,00
43(a)	Offering any show or entertainment, conducting any business or trade or collecting any money from the public, in a special nature reserve, national park or world heritage site without the prior written consent of the management authority.	R 2000,00
43(e)	Lighting or causing any open fire to be started or making use of an open fire in the special nature reserve, national park or world heritage site, other than in a fireplace or container made available for that purpose by the management authority or without the authority of the management authority.	R 2500,00
43(f)	Placing, throwing, dumping or letting out any refuse, rubbish or used containers in a special nature reserve, national park or world heritage site.	R2000,00
43(h)	Carrying on any agricultural or gardening activities in a special nature reserve, national park or world heritage site without prior written approval of management authority.	R 2500,00
43(i)	Allowing any species or specimen to graze in or enter upon a special nature reserve, national park or world heritage site without the prior written approval of the management authority.	R 1500,00 (2500)
43(j)	Placing, displaying or distributing any advertisement, promotional material or notice anywhere in a special nature reserve, national park or world heritage site without the prior written permission of the management authority.	R 1500,00
43(k)	Affixing to or, in any manner whatsoever, making on any tree or object not belonging to that person any name, letter, figure, symbol, mark, picture, sign or notice or otherwise damaging any tree or other object, in a special nature reserve, national park or world heritage site.	R 2500,00
43(m)	Playing any radio, compact disc player, music system, musical instrument or in any way causing any noise in a manner likely to disturb any species or specimen or other person in a special nature reserve, national park or world heritage site.	R 2000,00
43(n)	Behaving in an offensive, improper, indecent or disorderly manner in a special nature reserve, national park or world heritage site.	R 1500,00
45(2)(b)(ii)	Possessing or exercising control over a specimen of an alien or listed invasive species in a special nature reserve, national park or world heritage site without the written authorisation of the	R2500,00

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	management authority.	
45(2)(b)(iv)	Conveying, moving or otherwise translocating any specimen of an alien or listed invasive species in a special nature reserve, national park or world heritage site without the written permission of the management authority.	R2500, 00
49(1)	Bringing a dog, cat or other pet belong to such person or under such persons care into a special nature reserve, national park or world heritage site other than on the conditions determined by the management authority.	R 1000.00
61(b)	Failing to comply with a Protected Area Notice, an internal rule or any other document issued or displayed in terms of the Protected Areas Regulations.	R500, 00
62(b)	In failing to comply with any internal rule, violates, refuses or fails to obey or comply with any prohibition, request or instruction imposed by the Protected Areas Regulations or by the management authority or authorised official.	R 2500,00
63(2)	Failing to hand over a permit or proof of entry on demand for endorsement indicating withdrawal of permission to enter a special nature reserve, national park or world heritage site, when requested to leave.	R1500, 00

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