



environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

LEKGOTLA AIMS AND OBJECTIVES

Lekgotla Session 1.3, 10:50 – 11:00, Monday
29 September 2008

Presentation to the 3rd Annual Air Quality
Governance Lekgotla, Nelspruit, Emnotweni
Arena, Monday 29 to Tuesday 30 September
2008

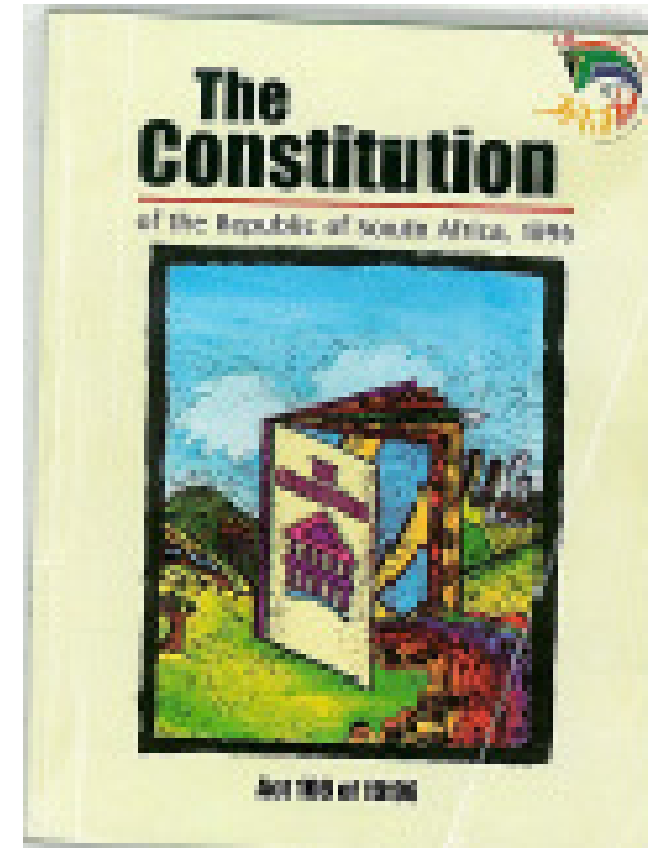
Presented by: Peter Lukey, Chief Director: Air
Quality Management & Climate Change,
Department of Environmental Affairs and
Tourism

COOPERATIVE GOVERNANCE

The Constitution of the Republic of South Africa (Act No. 108 of 1996) Chapter 3 Co-Operative Government

Government of the Republic

- 40(1) In the Republic, government is constituted as national, provincial and local spheres of government which are distinctive interdependent and interrelated.
- 40(2) All spheres of government must observe and adhere to the principles in this Chapter and must conduct their activities within the parameters that the Chapter provides.



environment
& tourism

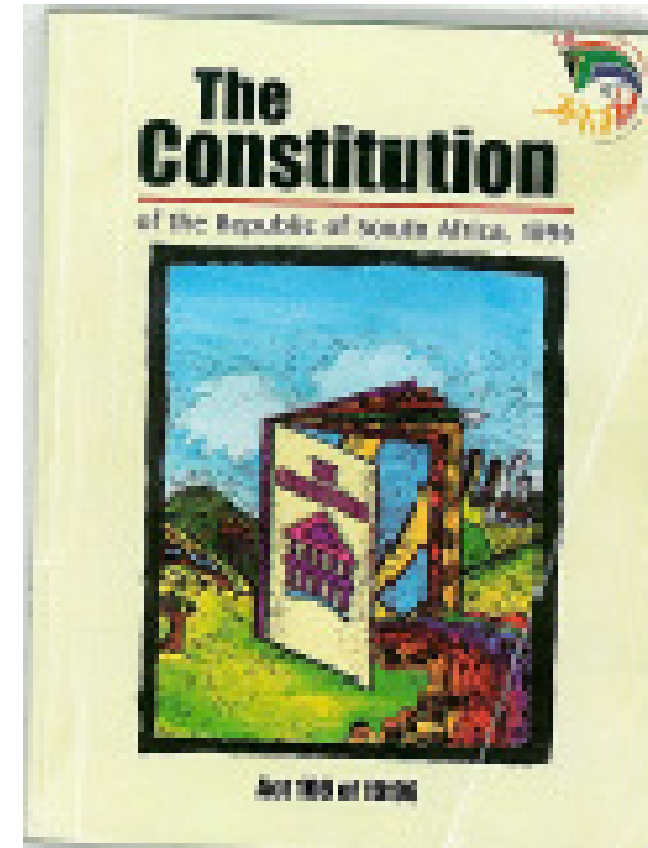
Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

COOPERATIVE GOVERNANCE (Cont.)

Principles of co-operative government and intergovernmental relations

- 41(1) All spheres of government and all organs of state within each sphere must—
 - (a) Preserve the peace, national unity and the indivisibility of the Republic;
 - (b) Secure the well-being of the people of the Republic;
 - (c) Provide effective, transparent, accountable and coherent government for the Republic as a whole;
 - (d) Be loyal to the Constitution, the Republic and its people;



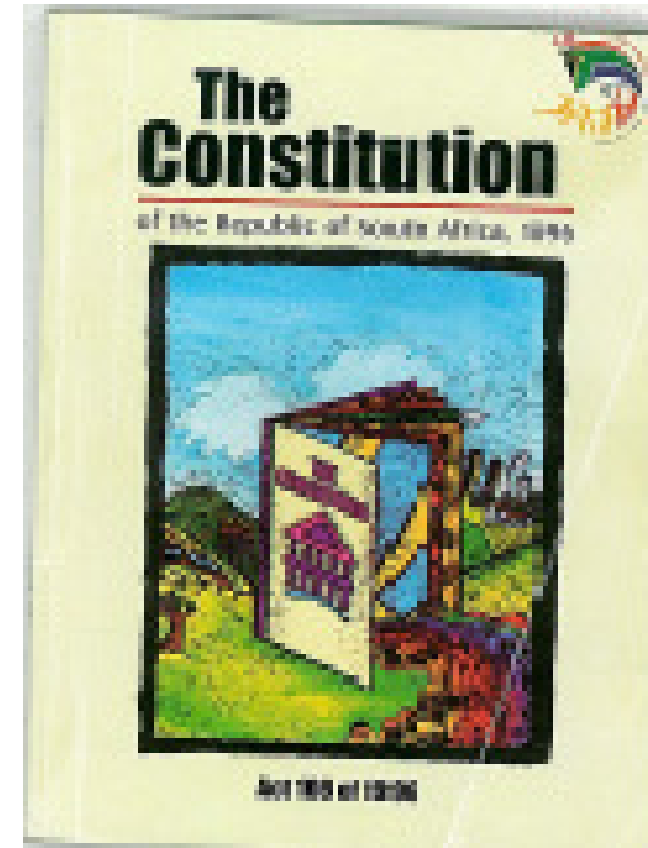
environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

COOPERATIVE GOVERNANCE (Cont.)

- (e) Respect the constitutional status, institutions, powers and functions of government in the other spheres;
- (f) Not assume any power or function except those conferred on them in terms of the Constitution;
- (g) Exercise their powers and perform their functions in a manner that does not encroach on the geographic, functional or institutional integrity of government in another sphere; and



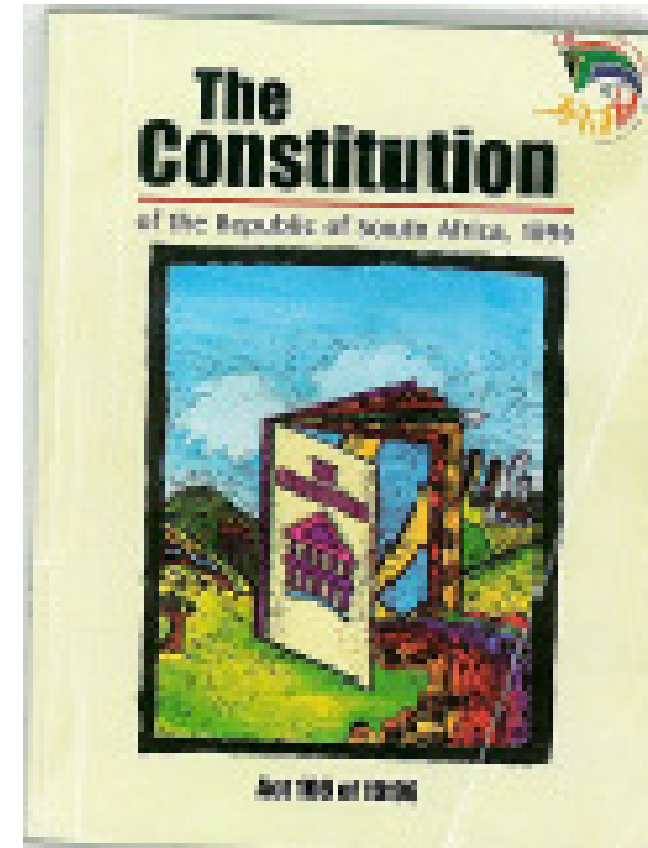
environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

COOPERATIVE GOVERNANCE (Cont.)

- (h) Co-operate with one another in mutual trust and good faith by-
 - Fostering friendly relations;
 - Assisting and supporting one another;
 - Informing one another of; and consulting one another on, matters of common interest;
 - Co-operating their actions and legislation with one another;
 - Adhering to agreed procedures; and
 - Avoiding legal proceedings against one another.



environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

THE PURPOSE OF LEKGOTLA

- The purpose of the Annual Air Quality Governance Lekgotla is to provide a platform for all Air Quality Officers and officials involved in air quality management to:
 - *(i) network and foster friendly relations between each other;*
 - *(ii) assist and support one another;*
 - *(iii) inform one another of, and consult one another on, matters of common interest;*
 - *(iv) co-ordinate their actions and legislation with one another;*
 - *(v) discuss and agree standard methods, practices and procedures; and*
 - *(vi) discuss and agree common or emerging challenges and the possible solutions to these challenges.*



THE OVERALL AIM OF LEKGOTLA

To equip all all Air Quality Officers and officials involved in air quality management with the networks and access to knowledge, skills and expertise to efficiently and effectively provide and protect everyone's Section 24 Constitutional Right to air quality that is not harmful to their health or well-being



environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

THE CONTEXT FOR THE 2008 LEKGOTLA

- With the full entry into effect of the National Environmental Management: Air Quality Act (Act No. 39 of 2004) (“the AQA”) and the repeal of the Atmospheric Pollution Prevention Act, 1965 (Act No. 45 of 1995) (“the APPA”) on 11 September 2009, the industrial emission authorisation baton is passed from the national department to metropolitan and district municipalities and provinces.
- In the short-term (2009-2010), the Nation will expect that the new Licensing Authorities must at least provide the same service, or a better service, than what the National Department has provided since 1965.



THE CONTEXT FOR THE 2008 LEKGOTLA (Cont.)

- In the medium- to long-term, the Nation will expect that the new Licensing Authorities must provide a far better service than what the National Department has provided since 1965.



environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

THE AIM OF THE 2008 LEKGOTLA

To initiate the scaling-up of capacity development activities aimed at ensuring a seamless APPA-AQA transition and the delivery and maintenance of exceptional Atmospheric Emission Licensing services to the people of South Africa



environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

THE 2008 LEKGOTLA OBJECTIVE

All government air quality managers, through the knowledge of what can and should be done gained during the Lekgotla, are inspired to build, strengthen and/or fine-tune emission licensing capacity that is commensurate with the air quality problems in their jurisdiction with a view to a seamless APPA-AQA authorisation transition



environment
& tourism

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

THE 2008 LEKGOTLA PROGRAMME

- **SESSION 1 – Lekgotla opening and introduction**
- **SESSION 2 – Command and control emission regulation - background and introduction**
- **SESSION 3 – Identifying the challenges ahead**
- **SESSION 4 – The Licensing User Manual**
- **SESSION 5 – Licensing capacity development**
- **SESSION 6 – Project showcase: best practice in air quality governance and climate change response**
- **SESSION 7– Report back and closure**



**environment
& tourism**

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008

THANK YOU FOR YOUR KIND ATTENTION



**environment
& tourism**

Department:
Environmental Affairs and Tourism
REPUBLIC OF SOUTH AFRICA

Presentation to the 3rd Annual Air Quality Governance
Lekgotla, Nelspruit, Emnotweni Arena, Monday 29 to
Tuesday 30 September 2008