

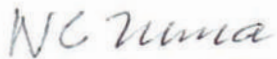
GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**DEPARTMENT OF CO-OPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS**

NO. R. 480

29 APRIL 2020

**DISASTER MANAGEMENT ACT, 2002
REGULATIONS ISSUED IN TERMS OF SECTION 27(2) OF THE DISASTER
MANAGEMENT ACT, 2002**

I, Dr Nkosazana Dlamini Zuma, Minister of Cooperative Governance and Traditional Affairs, designated under section 3 of the Disaster Management Act, 2002 (Act No. 57 of 2002), having declared a national state of disaster, published in *Government Gazette* No. 43096 on 15 March 2020, hereby in terms of section 27(2) of the Disaster Management Act, 2002, after consultation with the relevant Cabinet members, make the Regulations in the Schedule.



DR NKOSAZANA DLAMINI ZUMA, MP
MINISTER OF COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
DATE: 29.04.2020.

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TABLE 1

Alert Level 4

ANNEXURE A

Form No.

1. Order for a person to go to a site of isolation, quarantine facility, or for a person to go for medical examination
2. Permit to perform an essential or permitted service
3. Permit for the movement of children to travel to another province, metropolitan area or district
4. Permit to travel to another province, metropolitan area or district for a funeral
5. Sworn affidavit by person who wishes to attend a funeral in another province metropolitan area or district

ANNEXURE B

Essential goods for import

ANNEXURE C

Permitted goods for export

ANNEXURE D

CHAPTER I

DEFINITIONS AND APPLICATION

Definitions

1. In these Regulations, unless the context otherwise indicates—
- 'adequate space'** means not more than one person per one and a half metres of floor space;
- 'Alert Level'** means the determination made under subregulation 3(2);
- 'clinical case'** means a patient that presents with clinical signs and symptoms of COVID-19;
- 'Constitution'** means the Constitution of the Republic of South Africa, 1996;
- 'COVID-19'** means the Novel Coronavirus (2019-nCov2) which is an infectious disease caused by a virus that has previously not been scientifically identified in humans, which emerged during 2019 and was declared a global pandemic by the **WHO** in 2020;
- 'Criminal Procedure Act'** means the Criminal Procedure Act, 1977 (Act No. 51 of 1977);
- 'directions'** means the directions contemplated in section 27(2) of the Act, issued by a Cabinet member relating to his or her line functions, after consultation with the Cabinet members responsible for cooperative governance and traditional affairs and justice and correctional services;
- 'donor'** means an individual, corporation or organisation that is a contributor of cash, kind and/or other assets;
- 'enforcement officer'** includes a member of the South African Police Service, the South African National Defence Force, metro police, traffic officers, immigration inspectors; and a peace officer as defined in section 1 of the Criminal Procedure Act;
- 'essential goods for import'** means the goods listed in Annexure B;
- 'essential services'** means the services listed in Annexure D;
- 'gathering'** means any assembly, concourse or procession in or on—
- <

that are not infected with such disease in a manner that aims to prevent the spreading of infection or contamination;

'laboratory confirmed case' means a patient who has been diagnosed with COVID-19 by means of a laboratory diagnostic method approved by the Department of Health;

'liquor' means—

- (a) any liquor product, as defined in section 1 of the Liquor Products Act, 1989 (Act No. 60 of 1989);
- (b) beer or traditional African beer; or
- (c) any other substance or drink declared to be liquor under the Liquor Act, 2003 (Act No. 59 of 2003), but does not include methylated spirits;

'lockdown' means the period between 23H59 on 26 March 2020, until 23H59 on 30 April 2020,

'movement' means entering or leaving a place of residence or, in the case of people not ordinarily resident in the Republic, their place of temporary residence while in the Republic.

'national state of disaster' means the national state of disaster declared by Government Notice No. R. 313 of 15 March 2020;

'permitted goods' means Part E in the Table 1;

'permitted goods for export

(2) The Cabinet member responsible for cooperative governance and traditional affairs shall, upon the recommendation of the Cabinet member responsible for health and in consultation with Cabinet, declare which of the following alert levels apply, and the extent to which they apply at a national, provincial, metropolitan or district level:

- (a) 'Alert Level 1' as determined by Cabinet;
- (b) 'Alert Level 2' as determined by Cabinet;
- (c) 'Alert Level 3' as determined by Cabinet;
- (d) 'Alert Level 4' as determined by Cabinet; and
- (e) 'Alert Level 5' as determined by Cabinet.

(3) The Cabinet member responsible for health shall issue directions on the criteria that will guide the determination of alert levels;

(4) The detail of permissions and prohibitions for each Alert Level will be set out in the different Alert levels.

CHAPTER 2

GENERAL PROVISIONS APPLICABLE DURING NATIONAL STATE OF DISASTER

Authority to issue directions

4. (1) The Cabinet member responsible for health may—
- (a) issue directions to address, prevent and combat the spread of COVID-19 in any area of the Republic of South Africa, which directions may include the—

FORM 2
PERMIT TO PERFORM AN ESSENTIAL OR PERMITTED SERVICE
 Regulations 16(2)(b) and 28(4)

- Please note that the person to whom the permit is issued must at all times present a form of identification together with this permit. If no identification is presented, the person to whom the permit is issued will have to return to his or her place of residence during Alert Level 4.

I, being the head of institution, with the below mentioned details,

| | | | | |
|--|-----------------|------------------|------------------|-----------------------|
| Surname | | | | |
| Full names | | | | |
| Identity number | | | | |
| Contact details | Cell nr. | Tel Nr(W) | Tel Nr(H) | e-mail address |
| | | | | |
| Physical Address of Institution | | | | |

Hereby certify that the below mentioned official/employee is performing services in my institution

| | |
|----------------|--|
| Surname | |
| Full | |

FORM 4
PERMIT TO TRAVEL TO ANOTHER PROVINCE/METROPOLITAN AREA/DISTRICT FOR A
FUNERAL
 Regulations 18(5)

(To be completed by the head of court or a station commander or a person designated by him or her respectively.)

I, _____ (full names of *head of court, or a person designated by him or her / station commander of a police station or a person designated by him or her) for—

(a) the Magistrate's court for the district of _____;

(b) the police station at _____,

hereby issue this permit for travel to another district/province, to the following person:

| | | | | | |
|--------------------------------|---------|--|------------|--|----------------|
| Full names: | | | | | |
| Surname: | | | | | |
| Identity number | | | | | |
| Address of place of residence: | | | | | |
| Province of residence: | | | | | |
| Contact details: | Cell nr | | Tel No (h) | | e-mail address |
| | | | | | |

***OATH/AFFIRMATION**

I, _____ (full names), identity number _____, hereby declare under *oath/affirmation that the above-mentioned information is true and correct.

Signed at _____ on this _____ day of _____ 2020.

Signature of person making affidavit

CERTIFICATION

I hereby certify that before administering the *oath/taking the affirmation, I asked the deponent the following questions and noted *his/her answers in *his/her presence as indicated below:

(a) Do you know and understand the contents of the above declaration?

Answer: _____

(b) Do you have any objection to taking the *oath/affirmation?

Answer: _____

I Do you consider the *oath/affirmation to be binding on your conscience?

Answer: _____

I hereby certify that the deponent has acknowledged that *he/she knows and understands the content of this declaration which

32. Critical maintenance services which cannot be delayed for more than 21 days and are essential to resume operations;
33. Trades necessary for the rendering of emergency repair work, including plumbers, electricians, locksmiths, glaziers, roof repair work;
34. Trades necessary for emergency automobile repairs for persons rendering essential services;
35. Information and Communication Technology services rendered to entities and institutions engaged in delivering essential services in terms of these Regulations.

ANNEXURE E
WORKPLACE PLANS
Regulation 16(6)(b)

A COVID-ready Workplace Plan must be developed prior to the reopening of an enterprise employing persons or serving the public.

For small businesses, the plan can be basic reflecting the size of the business, while for medium and larger businesses, a more detailed written plan should be developed given the larger numbers of persons at the workplace.

The Plan for medium and large businesses must include the following:

1. The date the business will open and the hours of opening;
2. The timetable setting out the phased return-to-work of employees, to enable appropriate measures to be taken to avoid and reduce the spread of the virus in the workplace;
3. The steps taken to get the workplace COVID-19 ready;
4. A list of staff who can work from home; staff who are 60 years or older; and staff with comorbidities who will be required to stay at home or work from home;
5. Arrangements for staff in the establishment:
 - (a) sanitary and social distancing measures and facilities at the entrance and exit to the workplace;
 - (b) screening facilities and systems;
 - (c) the attendance-record system and infrastructure;
 - (d) the work-area of employees;
 - (e) any designated area where the public is served;
 - (f) canteen and bathroom facilities;
 - (g) testing facilities (for establishments with more than 500 employees);
 - (h) staff rotational arrangements (for establishments where fewer than 100% of employees will be permitted to work).
6. Arrangements for customers or members of the public, including sanitation and social distancing measures.