



# Government Gazette Staatskoerant

REPUBLIC OF SOUTH AFRICA  
REPUBLIEK VAN SUID AFRIKA

Vol. 657

26 March  
Maart 2020

No. 43163

N.B. The Government Printing Works will  
not be held responsible for the quality of  
“Hard Copies” or “Electronic Files”  
submitted for publication purposes

ISSN 1682-5843



9 771682 584003

43163



**AIDS HELPLINE: 0800-0123-22 Prevention is the cure**

**IMPORTANT NOTICE:**

THE GOVERNMENT PRINTING WORKS WILL NOT BE HELD RESPONSIBLE FOR ANY ERRORS THAT MIGHT OCCUR DUE TO THE SUBMISSION OF INCOMPLETE / INCORRECT / ILLEGIBLE COPY.

**No** FUTURE QUERIES WILL BE HANDLED IN CONNECTION WITH THE ABOVE.

**Contents**

No.	Gazette No. Page No.
GENERAL NOTICES • ALGEMENE KENNISGEWINGS	
Transport, Department of/ Vervoer, Departement van	
216	Disaster Management Act (57/2002): Regulations 10 (7) of the Directions made under sections 27 (2) of the Disaster Management Act..... 43163 3

---

**GENERAL NOTICES • ALGEMENE KENNISGEWINGS**

---

**DEPARTMENT OF TRANSPORT****NOTICE 216 OF 2020****DISASTER MANAGEMENT ACT, 2002****DIRECTIONS ISSUED IN TERMS OF REGULATION 10(7) OF THE DIRECTIONS  
MADE IN UNDER SECTION 27(2) OF THE DISASTER MANAGEMENT ACT, 2002  
(ACT NO. 57 OF 2002): MEASURES TO ADDRESS, PREVENT AND COMBAT THE  
SPREAD OF COVID-19 IN THE SEA PORTS**

I, Fikile Mbalula, MP, Minister of Transport, in terms of regulation 10(7) of the Directions issued in terms of the Disaster Management Act, 2002 (Act No. 57 of 2002) hereby issue the directions set out in the Schedule hereto to address, prevent and combat the spread of the COVID-19.

**MR F.A MBALULA****MINISTER OF TRANSPORT****DATE:** 26/03/2020

## SCHEDULE

### 1. Definitions

In these directions, any other word or expression to which a meaning has been assigned in the Act shall have that meaning assigned to it in the Act, and unless the context requires otherwise –

**“Commercial Ports”**. means all nine (9) South African Sea Ports provided in the Act;

**“COVID-19”**, means the Novel Coronavirus (2019-nCov) which is an infectious disease caused by a virus, which emerged during 2019 and was declared a global pandemic by the WHO during the year 2020 that has previously not been scientifically identified in humans;

**“isolation”** means separating a sick individual with a contagious disease from healthy individuals without that contagious disease in such a manner as to prevent the spread of infection or contamination;

**“Minister”** means the Minister as defined in the Act;

**“National Institute of Communicable Diseases”** means a specialised national public health institute established under the National Health Laboratory Services to provide reference microbiology, virology, epidemiology, surveillance and public health research to support the government’s response to communicable disease threats; and

**“the Act”** means the National Ports Act (Act No. 12 of 2005);

### 2. Authority

- (1) COVID-19 was declared a global pandemic by the World Health Organisation and following related developments within the Republic, the government of the Republic declared a national state of disaster relating to the virus in terms of the Disaster Management Act, 2002.
- (2) On 15 February 2020 the President of the Republic of South Africa made a pronouncement detailing urgent and immediate measures to be undertaken in order to manage COVID-19, and the measures included, amongst others, the

imposition of travel ban in respect of nationals from High Risk countries and Medium Risk countries. On 23 March 2020 the President of the Republic of South Africa further made a pronouncement on the 21-day lockdown which will begin at midnight Thursday 26 March 2020 calling on the country to urgently and dramatically escalate its response.

- (3) Section 26(2)(b) of the Disaster Management Act, 2002 provides that a national disaster, once declared, must be managed in accordance with existing legislation, as well as contingency arrangements as amplified by disaster management directions or directions issued in terms of section 27(2) of the Disaster Management Act, 2002.
- (4) These directions are issued pursuant to the provisions of section 27(2) of the Disaster Management Act, 2002 and specifically in terms of Regulation 10(7) of the Disaster Management Directions 2020 to provide for measures necessary to manage COVID-19. These directions are valid for the duration of the declared national state of disaster.

### **3. Purpose of Directions**

- (1) The purpose of the directions is to provide for the: -
  - (a) prohibition on cruise ships calling at any of the sea ports;
  - (b) improved hygiene control and sterilization facilities on ships, sea ports, port facilities operated by licensed operator; off-shore cargo handling facility; port repair facilities; provider of port services, port terminals, terminal operations and in licensed port operations; and
  - (c) implementation of a tracking, tracing and monitoring system at sea ports and reporting.

### **4. Application of the Directions**

This directions is applicable to all nine (9) commercial ports in terms of the Act.

### **5. Prohibition on cruise ships calling at any of the sea ports**

- (1) No crew changes are permitted in all commercial ports until further notice.
- (2) Cruise ships are prohibited from calling at any of the sea ports except the disembarkation of a returning South African crew and a permanent resident.

(3) South African citizens and permanent residents are advised to refrain from use of this form of travel until further notice.

(4) The loading and off-loading of cargo in and out of commercial ports is permitted.

#### **6. Provision of improved access and hygiene, sterilization control on ships, sea ports and in licensed port operations**

(1) The Authority and licensed port operators, must provide adequate facilities for washing of hands and sanitization equipment centres for visitors, port workers and management at all entrances and exits at port.

(2) All port users entering port shall be screened for COVID-19.

(3) The authority may after consultation with companies providing a service to ships, provide on a user pay principle, sterilization infrastructure and procedures to be followed by personnel who board a vessel for the purpose of providing a service to that vessel.

(4) Security and screening staff must be provided with appropriate safety gear and equipment.

#### **7. Implementation of a reporting, tracking, tracing and monitoring system at sea ports**

(1) The Authority shall immediately on being made aware of any case of COVID-19 maintain a register and further report such cases to the National Institute for Communicable Diseases.

(2) The Authority shall support the national tracing and monitoring system.

(3) The Authority must keep a register of all personnel boarding a vessel for purpose of providing a service to that vessel.

#### **8. Offences**

(1) A person who contravenes a provision of these directions shall be guilty of an offence and on conviction be liable to a fine, or imprisonment not exceeding 6 months or both fine and imprisonment.

#### **9. Short title and commencement**

(1) These Directions are called the National Ports Act (COVID-19 Restrictions on the Movement of Persons and Crew) Directions, 2020, and take effect on the date of publication in the Gazette by the Minister.



Printed by and obtainable from the Government Printer, Bosman Street, Private Bag X85, Pretoria, 0001  
Contact Centre Tel: 012-748 6200. eMail: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)  
Publications: Tel: (012) 748 6053, 748 6061, 748 6065



---

**GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS**

---

**DEPARTMENT OF TRANSPORT**

NO. 453

07 APRIL 2020

**DISASTER MANAGEMENT ACT, 2002****AMENDMENT OF THE DIRECTIONS ISSUED IN TERMS OF REGULATION 10(7) OF THE REGULATIONS MADE IN UNDER SECTION 27(2) OF THE DISASTER MANAGEMENT ACT, 2002 (ACT NO. 57 OF 2002): MEASURES TO PREVENT AND COMBAT THE SPREAD OF COVID-19 IN THE SEA PORTS**

I, **Fikile Mbalula**, MP, Minister of Transport, hereby in terms of regulation 10(7) (b) of the Regulations issued in terms of the Disaster Management Act, 2002 (Act No. 57 of 2002) amends Government Notice No. 216 published in Government Gazette No. 43163 of 26 March 2020 by the addition of Directions 5A as follows:

**5A Prohibition of Passenger Vessels visiting South African Sea Ports**

- (1) All passenger vessels are prohibited from disembarking any passengers or crew at any of South African sea ports.
- (2) Passenger vessels will be allowed to call at any of South African sea ports only for the following purposes:
  - (a) Disembarking South African crew;
  - (b) Disembarking returning South African citizens and holders of permanent resident permit;
  - (c) Replenishing fuel, stores and provisions.
- (3) The crew shall be allowed to disembark subject to mandatory quarantine laws as may be applicable.
- (4) All other cargo vessels will be allowed into all the sea ports for purposes of cargo works, replenishing fuel and provisions.

**Repatriation of South African Seafarers**

- (5) (a) Repatriation of South African seafarers:

- (i) South African seafarers returning to South Africa via any of the sea ports will be allowed to disembark;
- (ii) South African seafarers returning to South Africa via any means other than a ship calling at a sea ports will be subjected to the provisions of the applicable laws that govern the respective mode of transportation they use; and
- (iii) All returning seafarers will be subjected to a quarantine period of up to 21 days as well as any measures put in place to prevent the spread of the virus.

### **Evacuation**

(6) (a) Evacuation of seafarers and passengers on board all ships along the South African coastline will be allowed in terms of Search and Rescue as well as the Merchant Shipping Act, 1957 (Act No. 57 of 1957) and subject to the following:

- (i) The evacuation must comply with the provisions of Medical Evacuations as contained in the South African Maritime and Aeronautical Search and Rescue Act, 2002 (Act No. 44 of 2002) ;
- (ii) The evacuation to be carried out in terms of the approved Standard Operating Procedures for evacuation as contained in the Maritime Rescue Coordination Center Manual obtainable from the South African Maritime Safety Authority website; and
- (iii) All evacuated patients will be subjected to mandatory quarantine for a period of up to 21 days.

(7) (a) The following ships are allowed:

- (i) Cargo working ships;
- (ii) Passenger vessels allowed only for purposes of disembarking SA crew and returning SA citizens;
- (iii) Ships calling for refuelling and supplies.

(8) The following sea ports are open for purposes of handling cargo, refuelling and ship supplies:

- (i) Richards Bay;
- (ii) Durban;
- (iii) East London;
- (iv) Coega;
- (v) Port Elizabeth;
- (vi) Mosselbay;
- (vii) Cape Town;
- (viii) Saldanha Bay.

This amendment Notice shall come into effect on the date of publication in the *Government Gazette*.



MR F.A. MBALULA, MP

MINISTER OF TRANSPORT

DATE: 02/04/2020


**DEPARTMENT OF TRANSPORT**  
**DISASTER MANAGEMENT ACT, 2002**

**DIRECTIONS ISSUED IN TERMS OF REGULATION 11B (6) (A) AND (C) OF THE  
AMENDMENT REGULATIONS ISSUED IN TERMS OF SECTION 27(2) OF THE  
DISASTER MANAGEMENT ACT, 2002 (ACT NO. 57 OF 2002): SEA CARGO  
OPERATIONS AND AIR FREIGHT OPERATIONS**

I, **Fikile Mbalula**, MP, Minister of Transport, hereby in terms of regulation 11B (6) (a) and (c) of the Amendment Regulations issued in terms of section 27(2) of the Disaster Management Act, 2002 (Act No. 57 of 2002) hereby issue directions as set out hereunder:

1. During the lockdown period, the transportation of the wines and any other fresh produce products at the sea ports and International Airports Designated as Port of Entry for export is allowed.
2. Agricultural Cargo is allowed to be transported to sea ports and International Airports Designated as Ports of Entry and exported to the relevant destination.

This Notice shall become effective from the date of publication in the *Government Gazette*.

  
**MR F.A. MBALULA, MP**  
**MINISTER OF TRANSPORT**  
DATE: 06/04/2020