

29 December 2020

Dear Valued Member,

DISASTER MANAGEMENT ACT: ADJUSTED ALERT LEVEL 3 FROM LEVEL 1

On 28 December 2020, President Ramaphosa declared that Cabinet had decided to place the country on an Adjusted Alert Level 3 from Alert Level 1 with immediate effect. The amended regulations in terms of the Disaster Management Act, pertaining to the Adjusted Alert Level 3 was published on 29 December 2020. These regulations will remain in place until 15 January 2021.

The amendments that have the most significant effect on our industry are highlighted in this monitor.

1. Movement of persons

All persons are confined to their places of residence from 21h00 until 06h00 daily, unless such a person has been granted permission either by a member of Cabinet or through a permit in terms of Form 7 of Annexure A, to perform a service other than a service related to an activity listed under Table 2, during the curfew times;

2. Mandatory protocols when in a public space

The wearing of a face mask is mandatory (compulsory) for every person when in a public place. Furthermore, an employer may not allow any employee to perform any duties or enter the employment premises if the employee is not wearing a face mask while performing his or her duties.

Every business premises must -

- (a) determine their area of floor space in square metres:
- (b) based on the information contemplated in paragraph (a), determine the number of customers and employees that may be inside the premises at any time with adequate

space available on the basis of providing for a social distance of one and a half metres between persons;

- (c) take steps to ensure that persons queuing inside or outside the premises are able to maintain a distance of one and a half metres from each other;
- (d) provide hand sanitisers for use by the public and employees at the entrance to the premises; and
- (e) assign in writing, an employee or any other suitable person, as the compliance employee, who must ensure -
 - (i) compliance with the measures provided for in paragraphs (a) to (d); and
 - (ii) that all directions in respect of hygienic conditions and limitation of exposure to persons with COVID -19 are adhered to.

Furthermore, all employers must, adopt measures to promote physical distancing of employees.

4. Gatherings at a Workplace

Gatherings at a workplace for work purposes are allowed, subject to strict adherence to all health protocols and social distancing measures.

5. Partial re-opening of borders

The 18 land borders which were partially operational, will be fully operational and the 34 land borders which were closed, will remain closed except for the Kosibay Port of Entry which will reopen on 1 January 2021. Furthermore, international air travel is restricted to OR Tambo International Airport, King Shaka International Airport and Cape Town International Airport. All commercial seaports will remain open.

6. Public transport

Bus and taxi services may carry 100 percent of the licensed capacity for any trip not regarded as long distance travel (200km or more).

7. Operation of economic sector and compliance officers

Businesses may operate except for those set out in Table 2. Relevant health protocols and social distancing measures set out in directions must be adhered to, in addition to the occupational health and safety directions.

Every business must designate a COVID -19 compliance officer who must oversee –

- (i) the implementation of a plan containing measures to ensure that the workplace meets the standards of health protocols, adequate space for employees and social distancing measures for the public and service providers as required; and
- (ii) strict adherence to the standards of hygiene and health protocols relating to COVID -19 at the workplace;

A person in control of a retail store or institution must-

- (a) take steps to ensure that customers keep a distance of at least one and a half metres from each other and that all directions in respect of health protocols and social distancing measures are strictly adhered to; and
- (b) designate a compliance officer to ensure that safety controls are strictly adhered to and display the name of the compliance officer prominently in the store or institution in a visible area.

8. Hotspots

Specific hotspots have been indentified (see below) which could be subject to stricter restrictions should the current measure not have the desired effect of reducing the transmission of the coronavirus. As and when these as made known, we will communicate them to you.

9. Offenses and penalties

Penalties for contravention of any of the regulations may be a fine or imprisonment for a period not exceeding six months or both.

In Conclusion

Most of these rules are not new to us, but their effective implementation are extremely important to curb the further spread of the coronavirus, reduce the burden on our healthcare system and ultimately to save lives.

It is up to each of us a good corporate citizens to strictly follow the President’s instructions and work together to ensure that the current situation does not spiral out of control. We cannot afford to face another hard lockdown as that would be devastating to our industry, the broader economy and all citizens of our beloved country.

 GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF CO-OPERATIVE GOVERNANCE

NO. R. 1424

29 DECEMBER 2020

**DISASTER MANAGEMENT ACT, 2002: (ACT NO. 57 OF 2002):
DETERMINATION OF ALERT LEVELS AND HOTSPOTS**

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, by Government Notice No. 313, of 15 March 2020, and extended by Government Notices Nos. 646 of 5 June 2020, 765 of 13 July 2020, 889 of 15 August 2020, 995 of 14 September 2020, 1090 of 14 October 2020, 1225 of 14 November 2020 and 1341 of 11 December 2020, hereby in terms of regulation 3(1) of the Regulations issued by me under section 27(2) of the Disaster Management Act, 2002, upon recommendation of the Cabinet member responsible for health and in consultation with Cabinet, determine as follows:

- (a) Government Notice No. 1345 of 14 December 2020, is hereby withdrawn.
- (b) Alert Level 3, as adjusted, will apply nationally.
- (c) Alert Level 3, as adjusted with additional measures provided for in Chapter 7 of the Regulations issued in terms of section 27(2) of the Disaster Management Act, 2002, will apply in the undermentioned area determined as hotspots:

**GEOGRAPHICAL AREA OR CLUSTER OF GEOGRAPHICAL AREAS
DETERMINED AS HOTSPOTS FOR COVID-19**

WESTERN CAPE PROVINCE	
District	Metro
	City of Cape Town
Garden Route	
West Coast	
Cape Winelands	
Central Karoo	
Overberg	
EASTERN CAPE PROVINCE	
	Nelson Mandela Bay
	Buffalo City
Sarah Baartman	
Amathole	
Chris Hani	
O R Tambo	
Alfred Nzo	
GAUTENG	
	City of Tshwane
	City of Johannesburg
West Rand	

Ekhuruleni	
KWAZULU-NATAL	
	EThekwini
Umgungundlovu	
Ugu	
Harry Gwala	
Ilembe	
King Cetshwayo	
LIMPOPO	
Waterberg	
Capricorn	
NORTH WEST	
Bojanala	

Nkuma

DR NKOSAZANA DLAMINI ZUMA, MP
MINISTER OF COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
DATE: 28.12.2020