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GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF CO-OPERATIVE GOVERNANCE

NO. R. 2028

18 April 2022

DISASTER MANAGEMENT ACT, 2002 (ACT NO. 57 OF 2002)**RECLASSIFICATION OF PROVINCIAL DISASTER AS A NATIONAL DISASTER: IMPACT OF SEVERE WEATHER EVENTS**

I, Dr Mmaphaka Tau, in my capacity as the Head of the National Disaster Management Centre, after consultation with the relevant Provincial Disaster Management Centres, and after reassessing the impact of the severe weather events occurring in various municipal areas in the KwaZulu-Natal, Eastern Cape and other provinces that resulted in the loss of life and damage to property, infrastructure and the environment caused by heavy rain, flooding, strong winds, landslides etc., and after having considered the information and recommendations received from the Provincial Disaster Management Centres, concluded that the magnitude and severity of the disaster that was classified on 13 April 2022 as a provincial disaster is greater than the initial assessment and hereby give notice that on 17 April 2022, in terms of Section 23(3) of the Disaster Management Act, 2002 (Act No. 57 of 2002), I reclassified these occurrences as a national disaster.

Emanating from the reclassification of these occurrences as a national disaster, in terms of section 26, read with section 23 of the Act, the primary responsibility to coordinate and manage the disaster, in terms of existing legislation and contingency arrangements, is designated to the national executive.

I hereby, in terms of Section 15(2)(aA) of the Act, read with section 23(8), call upon organs of state to further strengthen and support existing structures to implement contingency arrangements and to ensure that immediate relief, recovery and reconstruction measures are put in place to enable the national executive to effectively deal with the effects of this disaster.

Also emanating from this reclassification, and the assistance already being provided by organs of state in terms of section 23(8) and sections 15(2)(aA) of the Act, organs of state are required to prepare and submit reports, as required by the National Disaster Management Centre and in the case of a declaration of a state of disaster, report to the respective intergovernmental forums as outlined in section 24(4) - (8) of the Act.

The revocation of the classification is set out in the schedule hereto.



Dr Mmaphaka Tau

Head: National Disaster Management Centre

Date: 18 April 2022

Schedule

| Legal Provision | Revocation of classification |
|---|--|
| The national executive dealt with the national disaster in terms of existing legislation and contingency arrangements without declaring a national state of disaster in terms of section 27(1) of the Act. | The classification is revoked by the Head: National Disaster Management Centre when the occurrence can no longer be regarded as a disaster in terms of the Act upon reassessment by the NDMC |
| The national executive dealt with the national disaster in terms of existing legislation and contingency arrangements as augmented by regulations and / or directions following the declaration of a national state of disaster in terms of section 27(2) of the Act. | The classification of a national disaster is automatically revoked when the national state of disaster is terminated or lapses in terms of section 27(5) of the Act. |

DEPARTMENT OF CO-OPERATIVE GOVERNANCE

NO. R. 2029

18 April 2022

DISASTER MANAGEMENT ACT, 2002 (ACT NO. 57 OF 2002)

DECLARATION OF A NATIONAL STATE OF DISASTER: IMPACT OF SEVERE WEATHER EVENTS

Considering the magnitude and severity of the damage caused by the severe weather events occurring in various municipal areas of the KwaZulu-Natal, Eastern Cape and other provinces that resulted in the loss of life and damage to property, infrastructure and the environment caused by heavy rain, flooding, strong winds, landslides etc., and following the reclassification of these occurrences as a national disaster by the Head of the National Disaster Management Centre, and taking into account the need to augment existing measures undertaken by organs of state to deal with the national disaster, I, Dr Nkosazana Dlamini Zuma, the Minister of Cooperative Governance and Traditional Affairs, designated under Section 3 of the Disaster Management Act, 57 of 2002 ("the Act"), in terms of,

- 1) Section 27(1) of the Act, hereby declare a national state of disaster having recognised that special circumstances exist to warrant the declaration of a national state of disaster; and
- 2) Section 27(2) of the Act may, when required, make regulations and issue directions or authorise the issue of directions concerning the matters listed therein, only to the extent that it is necessary for the purpose of –
 - (a) assisting and protecting the public;
 - (b) providing relief to the public;
 - (c) protecting property;
 - (d) preventing or combatting disruption; or
 - (e) dealing with the destructive nature and other effects of the disaster.

Nk Zuma
DR NKOSAZANA DLAMINI ZUMA, MP
MINISTER OF COOPERATIVE GOVERNANCE AND TRADITIONAL AFFAIRS
DATE: 18.04.2022

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