



Covid-19 Regulatory Update

 **Lexinfo**
Library & Legal Information Consultants

Covid-19 Regulatory Update: 10 June 2020

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Index to Covid-19 regulations and notices: <https://juta.co.za/covid-19-legislation-update/2020/05/21/index/>

Lexinfo Attorney Alert



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ALCOHOL

Media Release

Western Cape Community Safety. MEC Albert Fritz welcomes Western Cape Liquor investigations. 9 Jun 2020.

“The Minister of Community Safety, Albert Fritz, welcomes the 65 investigations conducted by the Western Cape Liquor Authority (WCLA). Between 23 March and 5 June 2020, the WCLA have conducted 65 investigations into liquor license holders who allegedly failed to adhere to the lockdown regulations.

Of the total 65 investigations conducted:

3 are under investigation by the WCLA;

8 have been referred to SAPS;

4 reports are being drafted for the Liquor Licensing Tribunal (LLT);

1 is being referred the LLT; and

32 licenses have been suspended.”

<https://www.gov.za/speeches/mec-albert-fritz-welcomes-western-cape-liquor-investigations-9-jun-2020-0000>

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CONFIRMED CASES

Reports

National Institute for Communicable Diseases. Latest confirmed cases of Covid-19 In South Africa (9 June 2020).

<https://www.nicd.ac.za/latest-confirmed-cases-of-covid-19-in-south-africa-9-june-2020/>

National Institute for Communicable Diseases. National COVID-19 daily report: 9 June 2020.

<https://www.nicd.ac.za/wp-content/uploads/2020/06/COVID19-Daily-Report-National-Public-9June2020.pdf>

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CONSUMER LAW

Media Comment

DA to petition Minister Patel to invoke ‘public interest’ credit agreements to assist cash-strapped South Africans.

2020 Jun 9 Polity

“The Democratic Alliance has written to Trade, Industry and Competition Minister, Ebrahim Patel with a detailed proposal, requesting him to invoke Section 11 of the National Credit Act to allow for ‘public interest’ credit agreements. Should the minister agree, this would be the first such time that this section of the legislation will be used to assist financially hard-hit consumers who may not be able to access traditional relief measures from their banks or government.”

<https://www.polity.org.za/article/da-to-petition-minister-patel-to-invoke-public-interest-credit-agreements-to-assist-cash-strapped-south-africans-2020-04-09>

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EDUCATION

Media Comment

Solidarity approaches court to allow nursery schools to reopen.

2020 Jun 9 June 2020 eNCA

“Trade union Solidarity wants private nursery schools to reopen.

The union has now approached the High Court in Pretoria to urgently force the Ministers of Social Development and Cooperative Governance to do allow the schools to open.

The application comes after both ministers failed to respond to an urgent letter sent to them last week.

Departmental nursery schools have been given the green light to open, but their private counterparts have not.”

<https://www.enca.com/news/solidarity-takes-govt-court>

Speech

Minister Blade Nzimande: Progress in implementation of Coronavirus Covid-19 measures by Post School Education and Training Sector. 9 Jun 2020.

<https://www.gov.za/speeches/minister-blade-nzimande-progress-implementation-coronavirus-covid-19-measures-post-school>

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EMPLOYMENT

Internet Article

Ramji, Bhavan and Poriazis, Komnas. The CCMA in a time of Covid-19: delaying and denying justice?

2020 Jun 9 Groundup

“The Commission for Conciliation, Mediation and Arbitration (CCMA), which was already under stress, is not working properly under lockdown.

Systems have not been set up for remote hearings. Emails are not being read.

Yet an efficient CCMA is even more important during lockdown, because labour disputes increase.”

<https://www.groundup.org.za/article/ccma-time-covid-19-delaying-and-denying-justice/>

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HEALTH AND SAFETY

Media Comment

SA Government News Agency. SABS warns against uncertified PPEs.

2020 Jun 9 SANews

“The South African Bureau of Standards (SABS) has urged the public against bogus and potentially harmful personal protective equipment (PPE).

The Bureau said it has uncovered that numerous PPEs were being sold as ‘SABS Approved’.

“Consumers are being duped into using potentially harmful PPE,” said SABS Lead Administrator Jodi Scholtz in a statement.”

<https://www.sanews.gov.za/south-africa/sabs-warns-against-uncertified-ppes>

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LOCKDOWN

Media Comments

Cruywagen, Vincent. Judge questions City of Cape Town’s motives in abandoned court application.

2020 Jun 9 Daily Maverick

“The City of Cape Town has abandoned an application in the Western Cape High Court challenging the appointment of monitors by the South African Human Rights Commission (SAHRC) to track the city’s Covid-19 policy and response with regard to the homeless and vulnerable groups.”

<https://www.dailymaverick.co.za/article/2020-06-09-judge-questions-city-of-cape-towns-motives-in-abandoned-court-application/#gsc.tab=0>

Maughan, Karyn. Dlamini-Zuma ‘denied right to fair hearing’ over lockdown legal challenge, say lawyers.

2020 Jun 9 TimesLive

“A Pretoria high court ruling that declared the Covid-19 lockdown regulations invalid was “not justified”, and co-operative governance & traditional affairs minister Nkosazana Dlamini-Zuma was denied “her right to a fair hearing”... Dlamini-Zuma’s lawyers said the appeal needs to be “urgently heard and determined by the Supreme Court of Appeal” because the “regulations drastically affect the lives of all South Africans on a daily basis”.”

<https://www.timeslive.co.za/news/south-africa/2020-06-09-dlamini-zuma-denied-right-to-fair-hearing-over-lockdown-legal-challenge-say-lawyers/>

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MINING LAW

Media Comment

Masutha, Mashudu. Covid-19 opens the door for government to rebuild public participation in mining.

2020 Jun 9 Daily Maverick

“The judiciary displayed its impact earlier last month by handing down judgment on the Association of Mineworkers and Construction Union v Minister of Mineral Resources and Energy. The labour court ordered that government is obliged to have “meaningful engagement” with affected communities before publishing a new notice setting out how mines must protect workers. This judgment came after civil society organisations challenged the Department of Mineral Resources and Energy regulations regarding health and safety guidelines for operating mines and mineworkers during Covid-19. CSOs stated that the reopening of mines during the pandemic has profound implications for not only the country, but especially for mineworkers and mining-affected communities – therefore all stakeholders must be consulted.”

<https://www.dailymaverick.co.za/article/2020-06-09-covid-19-opens-the-door-for-government-to-rebuild-public-participation-in-mining/>

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PERSONS AND FAMILY

Internet Article

Mbovane, Thamsanqa. Mothers say they are not receiving child maintenance payments during lockdown.

2020 Jun 8 Groundup

“Dozens of women protested outside the Uitenhage Magistrate’s Court on Tuesday morning. They said they had not received their child maintenance payments for the past four months, and Department of Justice officials had let them down.”

<https://www.groundup.org.za/article/mothers-protest-after-not-receiving-child-maintenance-payments-lockdown/>

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STATISTICS

Media Comment

McGeever, Jamie. Court orders Brazil’s government to publish full Covid-19 figures.

2020 June 9 Business Day

“Brazil’s top court waded into the controversy surrounding official reporting of coronavirus death and infection figures, as a supreme court justice ruled the health ministry must revert to releasing the full set of data it had previously made available. At the weekend, the health ministry abruptly removed troves of detailed coronavirus data and said it would no longer publish cumulative totals, causing outrage across the political spectrum. Last week it pushed back the release of the numbers late into the evening and past Brazil’s main news programme.

<https://www.businesslive.co.za/bd/world/americas/2020-06-09-court-orders-brazils-government-to-publish-full-covid-19-figures/>

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TOBACCO

Media Comment

Mahlati, Zintle. Lockdown: High Court to hear tobacco sale ban case.

2020 Jun 9 IOL

“The North Gauteng High Court in Pretoria will today hear the much-awaited court action by the Fair Trade Tobacco Association (Fita) challenging the legality of the continued ban of the sale of tobacco products during the national lockdown.

The case is expected to be heard by a full bench of the High Court. The case has been brought by Fita which seeks to have the ban on tobacco sales declared irrational and unlawful.”

<https://www.iol.co.za/news/politics/lockdown-high-court-to-hear-tobacco-sale-ban-case-49147289>

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WEBINAR

Invitation

WEBINAR INVITATION

COVID-19: LEARNINGS FROM THE UK

JOIN US FOR AN INFORMATIVE WEBINAR THAT WILL DISCUSS THE EXPERIENCE OF THE UK IN DEALING WITH THE OUTBREAK OF COVID-19, AND THE MANNER IN WHICH EMPLOYERS CAN USE THOSE LESSONS IN THE CONTEXT OF THE SOUTH AFRICAN WORKPLACE.

PRESENTERS:

- Anli Bezuidenhout | Senior Associate | Cliffe Dekker Hofmeyr
- Advocate Feroze Boda SC | Maisels Group of Advocates
- Makbool Javaid | Director | Axis HR Consultancy

DATE: Thursday, 11 June 2020

TIME: 13h00–14h00

Once you register you will receive a confirmation email with a link to join the webinar.

This is a complimentary offering by CDH.

We look forward to engaging with you.

FOR MORE INFORMATION CONTACT
cdhevents@cdhlegal.com



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