



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

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**Ref:** WSCD EPH2017909

**Enquiries:** Mr. Gcobani Popose

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Charmaine Elizabeth Beukes  
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Kleinbaai  
**GANSBAAI**  
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Email: [charmaine@whitesharkprojects.co.za](mailto:charmaine@whitesharkprojects.co.za)

Dear Ms Beukes

### **PERMIT TO OPERATE A WHITE SHARK CAGE DIVING (WSCD) OPERATION- DESIGNATED AREA: DYER ISLAND, GANSBAAI**

#### **1. INTRODUCTION**

1.1. On 4 June 2017, the Department published in terms of regulation 75 (1) the National Environmental Management: Biodiversity Act, 2004: Threatened or Protected Marine Species Regulations (*Government Gazette* No. 40876 of 30 May 2017) notice of invitation inviting applications for new permits in the Boat-Based Whale and Dolphin Watching and White Shark Cage Diving sector. The allocation process is very competitive with significant interest. To ensure the integrity of the process, all applicants were given an equal opportunity and strict time period (with a closing date of 20 July 2017) within which to prepare and submit their documents.

1.2. The Chief Director: Specialist Monitoring Services, acting upon authority conferred upon him in terms of section 42(1) of the National Environmental Management Act, 1998 (Act No. 107 of 1998) considered applications submitted by the closing date in respect of the permit allocations in the Boat-Based Whale and Dolphin Watching (BBWW) sector and decided to allocate permit(s) for areas contemplated in terms of the National Environmental Management:

Biodiversity Act, 2004: Threatened or Protected Marine Species Regulations (*Government Gazette* No. 40876 of 30 May 2017) to the successful applicant(s) as set out herein.

## 2. DECISION

2.1. I, the Delegated Authority, have granted you a Standing Permit to operate a White Shark Cage Diving as a successful applicant, herein referred to as the "Permit Holder" as follows:

Name: WHITE SHARK PROJECTS

Application No: WSCD EPH2017909

Designated Area: DYER ISLAND, GANSBAAI

2.2. The permit allocated in this sector is for a period of 10 years. It is expected that the successful applicant will immediately start with the process of submitting their **Standing Permit** documentation (which should include valid SARS tax clearance certificate, valid SAMSA certificate for the nominated vessel(s) and proof of payment of permit fees contemplated in annexure 3 of *Government Gazette* No. 40876 of 30 May 2017, to the Department at [bbww@environment.gov.za](mailto:bbww@environment.gov.za) and/or [wscd@environment.gov.za](mailto:wscd@environment.gov.za). No successful applicant may operate without a valid Standing Permit issued.

## 3. REASONS

3.1. In reaching my decision on the allocation of permits in the White Shark Cage Diving sector, I have taken due consideration of the following:

3.1.1. Satisfying the objectives as set out in Section 5 of the Policy for the Management of White Shark Cage Diving (*Government Gazette* 40878 of 31 May 2017), namely:

*"...improve the regulatory and compliance framework through a more effective monitoring of the impact of shark cage diving on White Sharks and the ecosystem;*

- *manage (ensure financial sustainability and minimal ecological impact on the species) the growth of the South African WSCD industry through a rational process of allocating permits;*
- *support transformation of the WSCD industry in accordance with the B-BBEE Tourism Sector Codes as published by the Department of Trade and Industry; and*
- *set out procedures and assessment criteria which will guide the evaluation and allocation of permits."*

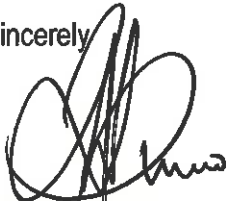
3.1.2. You successfully met the criteria for the allocation of WSCD permits as set out in Annexure A of the Policy for the Management of White Shark Cage Diving (*Government Gazette* 40878 of 31 May 2017).

#### 4. APPEAL

4.1. If you are not satisfied with the permit issued to you, the Permit Holder may, in terms of section 43 (1) of the National Environmental Management Act, 1998 (Act No. 107 of 1998), appeal against the decision of the Delegated Authority to the Minister within 20 calendar days after receiving notification of this decision. Late appeals may not be considered.

4.2. The appeal must be addressed to the Minister of Environmental Affairs, clearly marked "APPEAL: WHITE SHARK CAGE DIVING" for the attention of Mr Heinrich Muller, and hand delivered or couriered to Shed 1, East Pier Rd, V & A Waterfront, 8002 or emailed to [hmuller@environment.gov.za](mailto:hmuller@environment.gov.za) before the closing date. The appeal shall set out all the relevant facts as well as the grounds of appeal and shall be accompanied by any relevant document(s).

Yours sincerely



**MR LISOLOMZI FIKIZOLO**  
**CHIEF DIRECTOR: SPECIALIST MONITORING SERVICES**

DATE: 09/11/2017