



THE ENERGY BILLS/ACTS IN PARLIAMENT AND ENERGY-RELATED PRIORITIES

07 November 2024

NATIONAL OFFICE

61 Katherine Street,
Sandton, 2196

P.O. Box 652807, Benmore, 2010

CONTENTS

1. Bills and Acts currently in Parliament
2. Bills expected to be introduced in Parliament
3. Portfolio Committee on Electricity and Energy 2024/2025 priorities

BILLS CURRENTLY IN PARLIAMENT

Electricity Regulation Amendment Act

- The Act has been promulgated but awaiting the proclamation by the President. The proclamation is anticipated to be concluded by **December 2024**. The promulgation may be a result of ongoing engagement with relevant stakeholders including **SALGA**.
- SALGA is contemplating the inclusion of the introduced definition of ‘**reticulation**’. BUSA has had engagements and **written a letter** regarding the probable outcome of the litigation and the proclamation.

BILLS CURRENTLY IN PARLIAMENT

Upstream Petroleum Resources Development (UPRD) Bill

- The Bill seeks to ensure that the upstream petroleum sector is regulated not under the Mineral and Petroleum Resources Development Act, 2002 (**MPRDA**), but under standalone legislation.
- This Bill was introduced to the National Assembly on **01 July 2021**. The Bill went through the (**NCOP**), and all the policy processing stages.
- The Bill has been signed by the president.

National Nuclear Regulation Bill

- This Bill seeks to amend the National Nuclear Regulator Act, 1999, to substitute certain definitions and insert **new definitions**; amongst other objectives.
- This Bill was introduced to the **National Assembly on 01 July 2021**. The Bill went through the NCOP, and all the policy processing stages in 2024, currently waiting for the **President's signature**.

BILLS TO BE INTRODUCED IN PARLIAMENT

South African National Petroleum Company (SANPC) Bill

- The Bill provides for the establishment of a **state-owned company**, giving effect to the **Cabinet decision of 10 June 2020 to merge** PetroSA, South African Gas Development Company (iGas), and the Strategic Fuel Fund Association (SFF).
- The proposed Bill positions the SANPC as the national champion that will hold **oil and gas exploration rights** on its own and hold shares through the State carry method in privately held rights.
- The cabinet approved the DMRE submission of the SANPC Bill to **Parliament in October 2024**.

BILLS TO BE INTRODUCED IN PARLIAMENT

Petroleum Products Bill of 2024

- The purpose of the Bill is to ensure the security of **petroleum products** and orderly development of the petroleum products sector, including the **introduction of modern, cleaner products** and **renewable components** which will improve the **energy mix**.
- The Bill was published for **public comments on 21 October 2024**, the comments are to be submitted to the **Department of Minerals and Petroleum Resources**.

BILLS TO BE INTRODUCED IN PARLIAMENT

Gas Amendment Bill

- The Bill seeks to align the gas industry to, amongst others, **new transportation technologies of natural and unconventional gases** that are not catered for in the current Gas Act, of 2001.
- This Bill was initially introduced to Parliament in **2021** but was withdrawn in **2022** to address inputs received from stakeholders.
- The Bill is currently going through the **NEDLAC** process which will focus on the objectives of the Bill, the condition of the license, the administration of the Bill, and the regulation. The Bill is anticipated to be introduced in parliament in early 2025.

Energy Security Bill

- Once gazette, the Bill seeks to introduce provisions relating to **restructuring Eskom, accelerating the implementation of new-generation capacity**, and implementing demand-side management measures and associated concepts. BUSA is anticipating the **Bill introduction in 2025**.



ELECTRICITY AND ENERGY PORTFOLIO COMMITTEE PRIORITIES FOR 2024/25

- Optimizing the finalization of the **outstanding legislations and policies**, particularly the **Integrated Energy Plan, Integrated Resource Plan, and Gas Amendment Bill**.
- Ensuring the NERSA exercises its powers as espoused in the **ERA**, to deal decisively with **non-compliant municipalities** who are not implementing the Regulator's approved tariffs.
- There is a capability to ensure that **grid capacity** is strengthened and extended to allow new electricity capacity to come online.
- Explore and expand the **South African Nuclear Energy Corporation's** role in participating and contributing more to the front end of the nuclear fuel cycle development.



ELECTRICITY AND ENERGY PORTFOLIO COMMITTEE PRIORITIES FOR 2024/25

- Ensure that the South African National Energy Development Institute (**SANEDI**) is supported in the **implementation of clean coal technologies**, a positive contribution to the **Just Energy Transition** objectives.
- The urgency of reviewing the **electricity pricing methodology** to address the affordability of the tariff.
- Expedites the review of the **Free Basic Electricity Policy**
- The comprehensive consultations on the rollout and modalities of the **2,500MW nuclear generation capacity**, which led to legal challenges.



ELECTRICITY AND ENERGY PORTFOLIO COMMITTEE PRIORITIES FOR 2024/25

- Finalize the collaboration between the National Energy Regulator of South Africa (**NERSA**) and Transnet National Ports Authority (**TNPA**) through a Memorandum of Understanding (**MoU**) to resolve **challenges of licensing** and **alignment of activities** due to **overlapping mandates**.
- Enhance **NERSA's administrative**, technical, and regulatory capacity so that it can set and/or approve electricity tariffs and prices in a manner that ensures **a fair balance between the needs of customers** (particularly poor and working-class households) and **the regulated entities**.

