A CRITICAL ANALYSIS OF THE RIGHT TO CLEAN ENVIRONMENT IN TERMS OF THE SOUTH AFRICAN CONSTITUTION

BY

MR. PN MDHLULI
LLM (UNIVERSITY OF LIMPOPO)

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SUPERVISOR: ADV. LT NEVONDWE

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ABSTRACT

This study focuses on the right of “everyone to have access to an environment that is not harmful to their health or well-being; and to have the environment protected, for the benefit of present and future generations, through reasonable legislative and other measures that prevent pollution and ecological degradation, promote conservation and secure ecologically sustainable development and use of natural resources while promoting justifiable economic and social development”. This study discusses the government policies, domestic legislations and international law.
DECLARATION BY SUPERVISOR

I, Adv. Lufuno Tokyo Nevondwe, hereby declare that this mini-dissertation by Mr. PN Mdhluli for the degree of Master of Laws (LLM) in Management and Development law be accepted for examination.

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Adv. Lufuno Tokyo Nevondwe

May 2012
DECLARATION BY STUDENT

I, Mr. PN Mdhlulideclare that this mini-dissertation submitted to the University of Limpopo (Turfloop Campus) for the degree of Masters of Laws (LLM) in Management and Development law has not been previously submitted by me for a degree at this university or any other university, that it is my own work and in design and execution all material contain herein has been dully acknowledged.

........................................

Mr. PN Mdhluli

May 2012
DEDICATION

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LIST OF ABBREVIATIONS

DME                         Department of Minerals and Energy
EIA                           Environmental Impact Assessment
EMP                          Environmental Management Programme
CSD                          Commission on Sustainable Development.
NEMA                       National Environmental Management Act
NWA                         National water Act
DWAF                       Department of Water Affairs
DEAT                      Department of Environmental Affairs and Tourism
SADC                       South African Development Community.
DRC                      Democratic Republic of Congo.
RSA                        Republic South Africa.
SAHRC                    South African Human Rights Commission.
UNEP                       United Nations Environment Programme.
OECD                         Organization for Economic Co-operation and Development.
WCED                     World Commission on Environment and Development.
UN                          United Nations
UNCED                  United Nations of the Conference on Environment and Development
NGOS                    Non – Governmental Organisations.
RDP                      Reconstruction Development Programme.
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