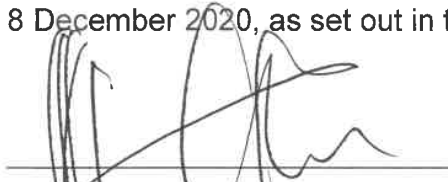


DEPARTMENT OF MINERAL RESOURCES AND ENERGY**NOTICE 1461 OF 2022****NATIONAL ENERGY ACT, 2008 (ACT NO. 34 OF 2008)****AMENDMENT REGULATIONS FOR THE MANDATORY DISPLAY AND SUBMISSION
OF ENERGY PERFORMANCE CERTIFICATES FOR BUILDINGS**

I, Mr. Samson Gwede Mantashe, the Minister of Mineral Resources and Energy, in terms of section 19(1)(b) of the National Energy Act, 2008 (Act No. 34 of 2008), hereby amend the Regulations for the Mandatory Display and Submission of Energy Performance Certificates for Buildings published under Government Notice No. 700 in Government Gazette 43972 of 8 December 2020, as set out in the Schedule.

**MR S. G. MANTASHE, MP****MINISTER OF MINERAL RESOURCES AND ENERGY****DATE:** 17/11/2022

SCHEDULE

GENERAL EXPLANATORY NOTE

Words in bold type in square brackets indicate omissions from existing enactments.

Words underlined with a solid line indicate insertions in existing enactments.

Definitions

1. In these regulations, "the Regulations" means the Regulations for the Mandatory Display and Submission of Energy Performance Certificates for Buildings, 2019, published by Government Gazette No. 43972 Notice No. 700 of 8 December 2020.

Amendment of Regulation 3 of the Regulations

2. Regulation 3 of the Regulations is hereby amended by the substitution for sub-regulations 1 and 2 of the following sub-regulations:

“(1) The accounting officer of an organ of state must, **[within two years of these Regulations coming into effect]** by 7 December 2025, publicly display an energy performance certificate at the entrance of a building that is owned, operated or occupied by that organ of state, provided that the building–

- (a) has a dominant occupancy classification in terms of regulation A20 of the National Building Regulations as A1 (Entertainment and public assembly), A2 (Theatrical and indoor sport), A3 (Places of instruction), or G1 (Offices);
- (b) is in operation to meet a particular need associated with the use of the building for a period of two years or longer, and has not been subject to a major renovation within the past two years of operation; and
- (c) has a total net floor area of over 1000m².

(2) The owner of a building, other than that owned, operated or occupied by an organ of state as contemplated in sub-regulation (1), must **[within two years of these Regulations coming into effect]** by 7 December 2025, publicly display an energy performance certificate at the entrance of that building[;], provided that the building–

- (a) has a dominant occupancy classification in terms of regulation A20 of the National Building Regulations as A1 (Entertainment and public assembly), A2 (Theatrical and indoor sport), A3 (Places of instruction), or G1 (Offices);
- (b) is in operation to meet a particular need associated with the use of the building for a period of two years or longer, and which has not been subject to a major renovation within the past two years of operation; and
- (c) has a total net floor area of over 2000m².”.

Short title

3. These Regulations are called the Amendment Regulations for the Mandatory Display and Submission of Energy Performance Certificates for Buildings, 2022.