

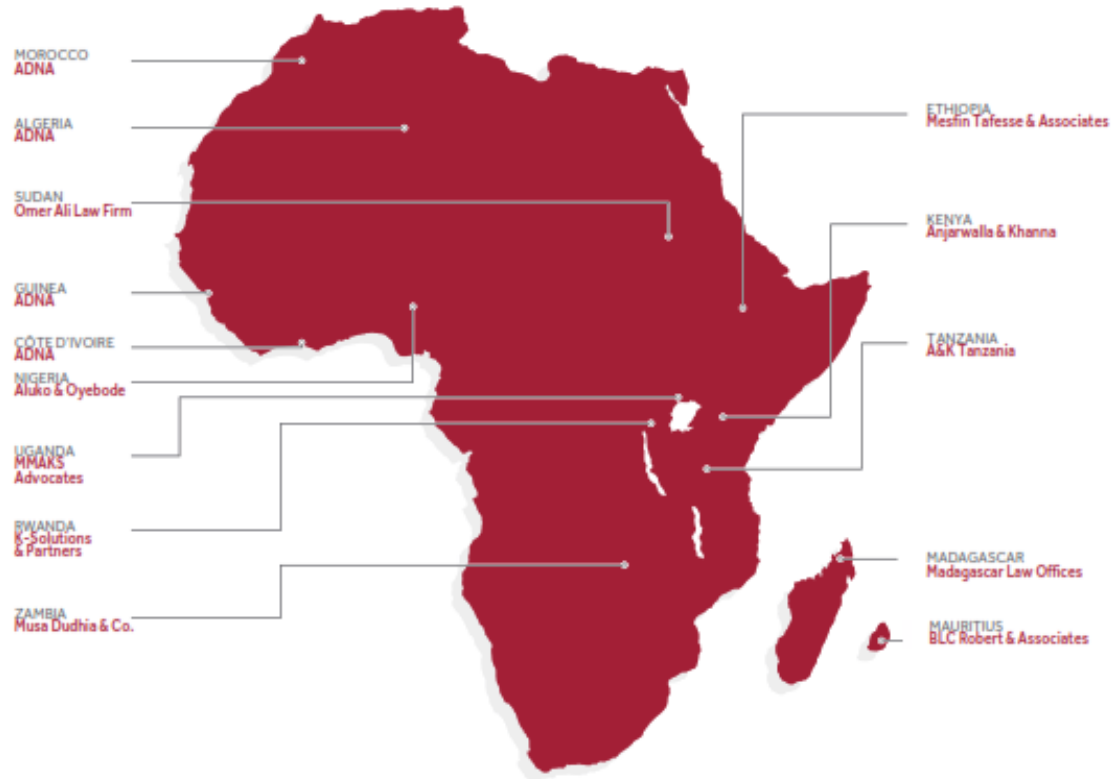


THE CIRCULAR ECONOMY: A LOOK AT AFRICAN LEGISLATION

Presentation by Rosa Nduati-Mutero
Managing Partner, ALN Kenya

6 November 2023

ALN AT A GLANCE



Leading African firm and the largest outside of South Africa.

Founding member and driving force of ALN, the leading pan-African legal alliance in fourteen countries

Winner: Five-time winner of African Law Firm of the Year Award since launch of the awards in 2013

Top Ranked Firm in all relevant directories

“Renowned Kenyan firm A&K has an impressive reputation in the region and an expansive reach across Africa supported by ALN, its alliance of allied law firms.” – Chambers Global 2022

Our Values: Integrity, Intellectual Rigour and Excellence.



ALN TEAM



Rosa Nduati-Mutero
Co-Managing Partner, ALN
Kenya



Carlotta Dal Lago
Head of Business
Development & Marketing



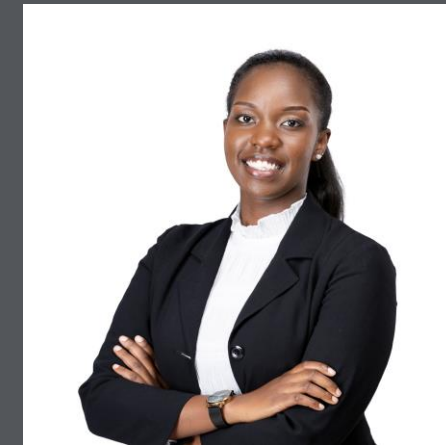
Huldah Ateka
Principal Associate
ALN Kenya



Sharon Muoki
Trainee Lawyer, ALN
Kenya



Fenan Estifanos
Trainee Lawyer, ALN
Kenya



Eden Gatuiku
Trainee Lawyer, ALN
Kenya

MEDIA REPORTING



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What is your assessment of how climate change/ environmental issues are reported by the media?

① Start presenting to display the poll results on this slide.

IN THE NEWS

Times's climate change coverage 'distorted' and 'poor quality'

Newspaper is losing people's trust on its global warming coverage, say group of UK's leading climate advisers and top scientists in letter to the editor

No link between CO2 emissions into the atmosphere and global warming? It's wrong

Emilie BERAUD, AFP France



Published on Saturday June 4, 2022 at 10:21

Updated on Friday August 12, 2022 at 8:34 p.m.

Global warming? A new ice age? The only certainty is that YOU'RE paying for the hysteria of our politicians

Nature produces ten times more CO2 than humans. Yet it is our emissions that are responsible for rapid climate change.

Climate crisis

Analysis

Why are the US news media so bad at covering climate change?

Kyle Pope and Mark Hertsgaard



In Africa: Examples of News Reporting

12 people killed in Kitui-Tana River border clashes

Uganda lowers Kenyan flag in row over Migingo Island

Africa

North Cameroon violence between farmers, herders kills 22; residents flee

AFRICA CAMEROON CHAD | REPORT

Climate-fueled Violence and Displacement in the Lake Chad Basin: Focus on Chad and Cameroon

In Africa: Examples of News Reporting

Uganda's president sorry for son
Muhoozi Kainerugaba's threat to
invade Kenya

**Ugandan president apologises for son's
tweets on annexing Kenya**

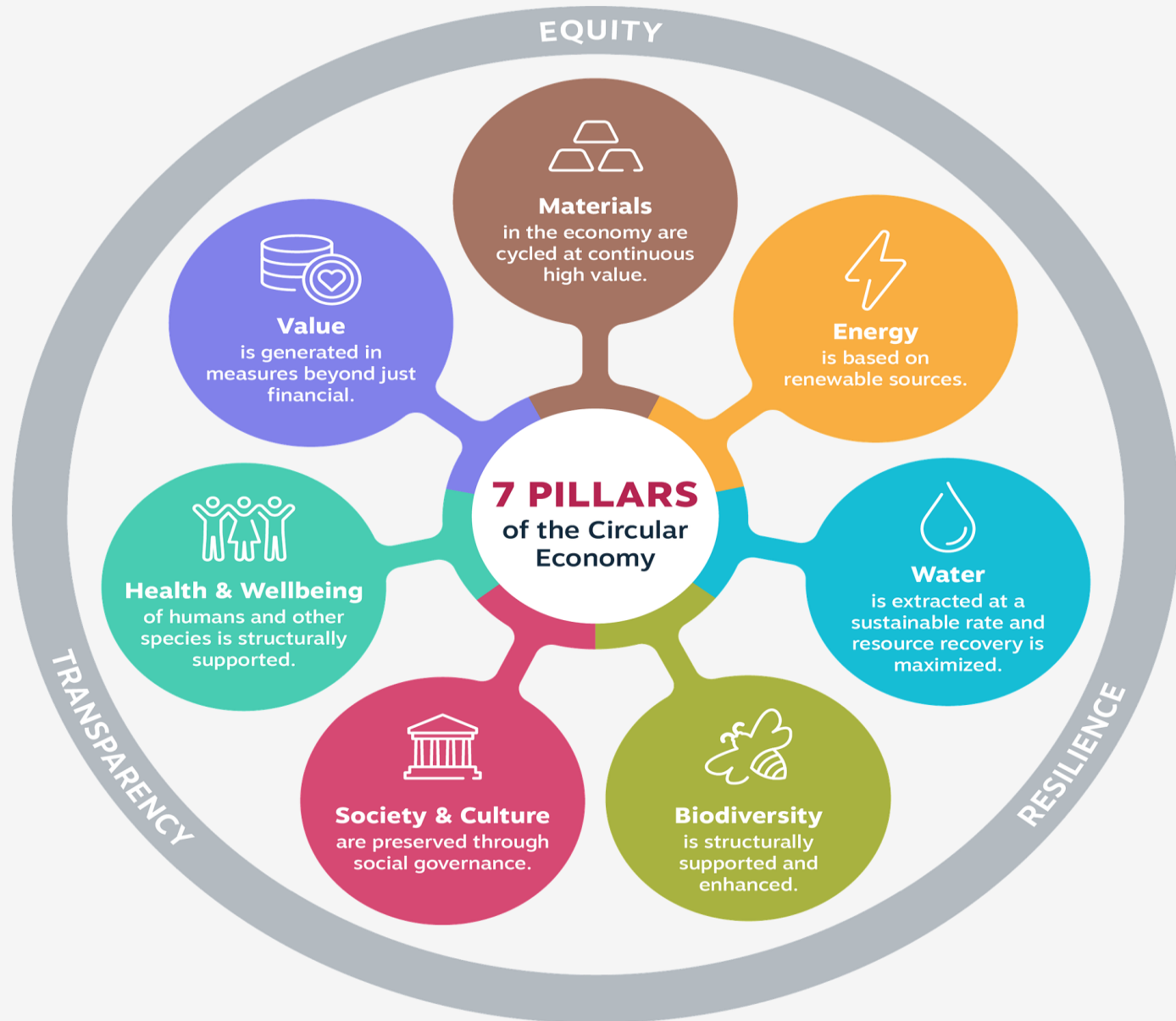
Muhoozi Kainerugaba, 48, is outspoken on social media, often trading barbs with opposition and talking foreign policy.



THE CIRCULAR ECONOMY



PILLARS OF A CIRCULAR ECONOMY



THE ROLE OF ESG IN THE CIRCULAR ECONOMY



LAWS IN AFRICA ON THE CIRCULAR ECONOMY



REGIONAL FRAMEWORKS ON THE CIRCULAR ECONOMY

African Union Agenda 2063

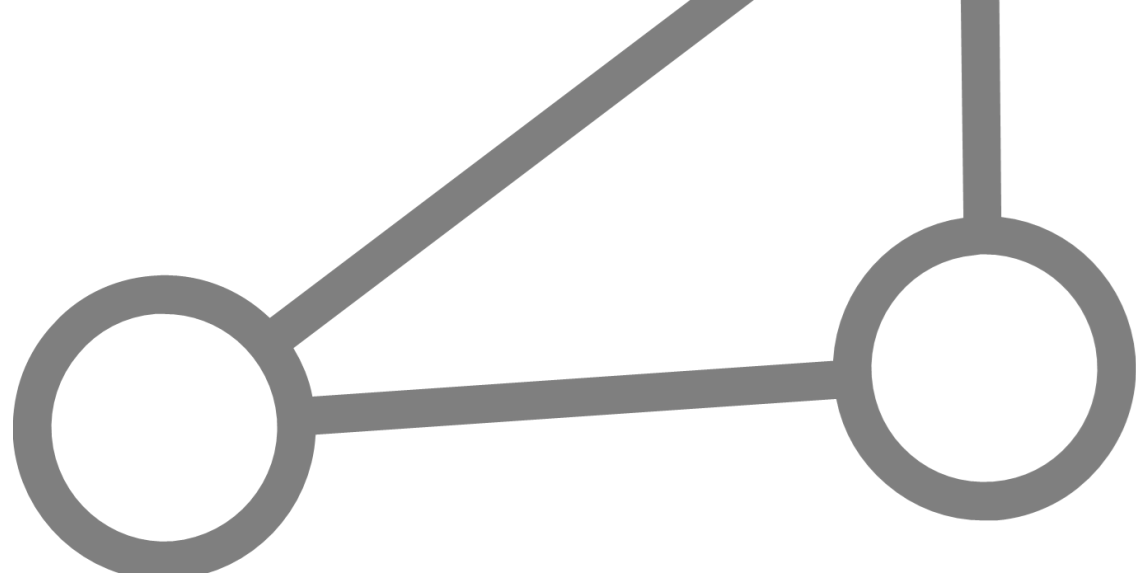
African Ministerial Conference on the Environment (AMCEN)

African Convention on the Conservation of Nature and Natural Resources (Algiers Convention)

African Model Law for the Protection of the Rights of Local Communities, Farmers, Breeders, and for the Regulation of Access to Biological Resources

Climate Agreements and Initiatives

Waste Management Initiatives



ETHIOPIA



ETHIOPIA

**Climate
Change Laws:**

National Climate Change Policy (2011)

Revised Forest Proclamation No. 542/2007

Renewable Energy Feed-in Tariff Program (REFIT)

**Sustainability
Laws:**

Environmental Impact Assessment (EIA) Proclamation No. 299/2002

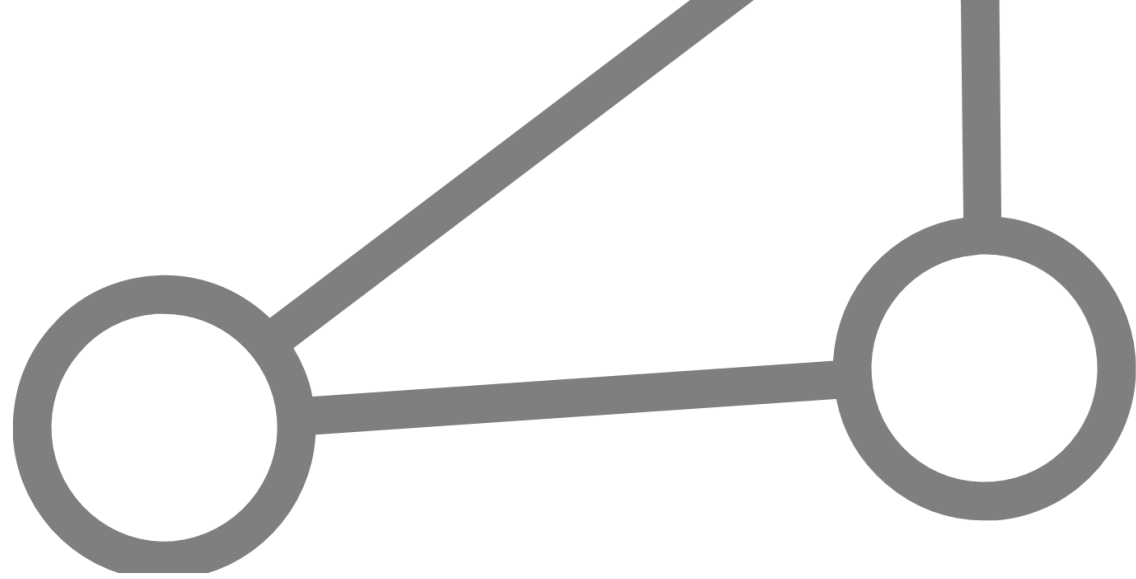
Water Resources Management Proclamation No. 534/2007:

**Waste
Management
Laws:**

Proclamation No. 513/2007 (Solid Waste Management Proclamation)

Proclamation No. 980/2016 (Hazardous Waste Management Proclamation)

Proclamation No. 984/2016 (Waste-to-Energy and Waste-to-Resource Recovery Proclamation)



GHANA



Sustainability:

Environmental Protection Agency Act, 1994 (Act 490)

Minerals and Mining Act, 2006 (Act 703)

Forest and Wildlife Policy, 2012.

Waste
Management:

Electronic Waste Control and Management Act, 2016 (Act 917)

Environmental Sanitation Policy, 2010

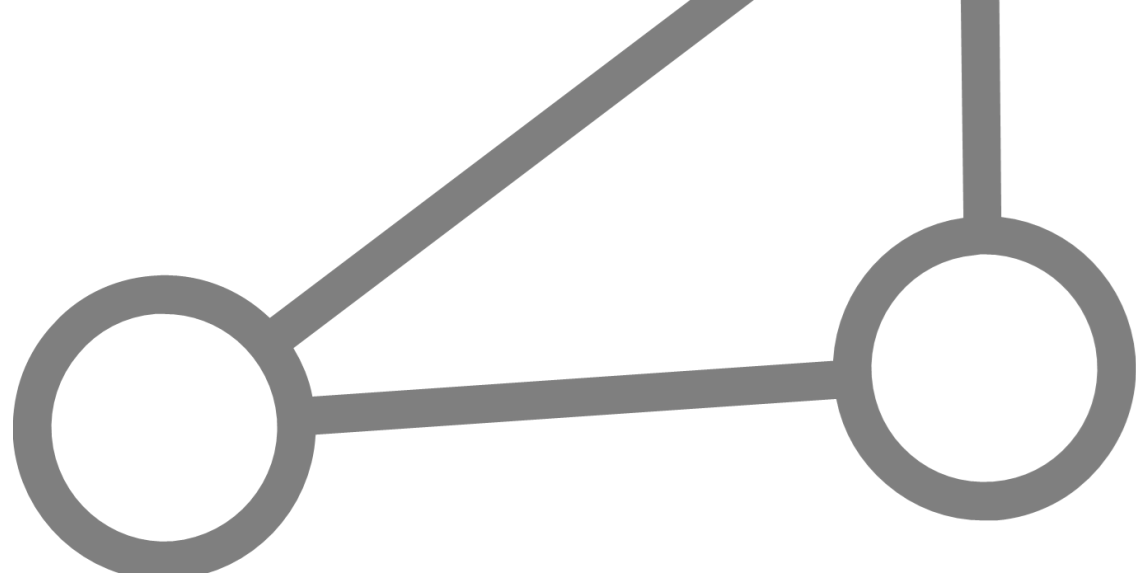
Plastic Waste Management Regulations, 2011 (LI 2097)

Electronic Waste Control and Management Act, 2016 (Act 917)

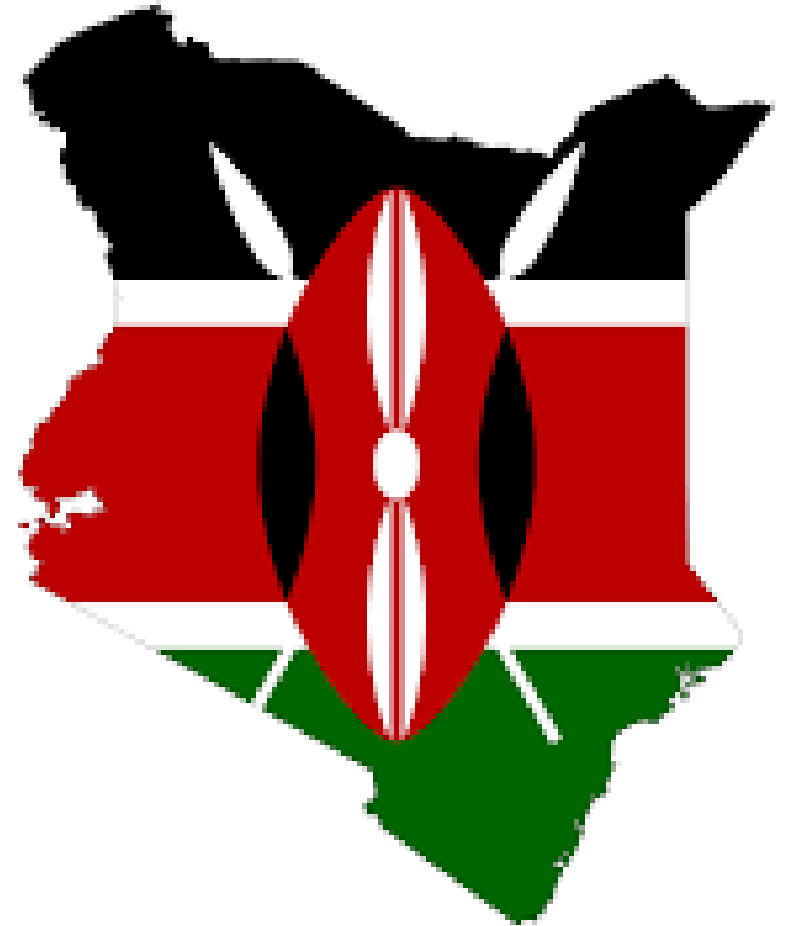
Environmental Assessment Regulations, 1999 (LI 1652)

Hazardous and Electronic Waste Control and Management Regulations, 2016 (LI 2250)

Litter Act, 1961 (Act 99)



KENYA



KENYA



The Environmental Management and Coordination Act, 1999



The Waste Management Regulations, 2006



The National Sustainable Waste Management Policy (2021)



The Sustainable Waste Management Act, 2022 (SWMA)



The Climate Change Amendment Act, 2023



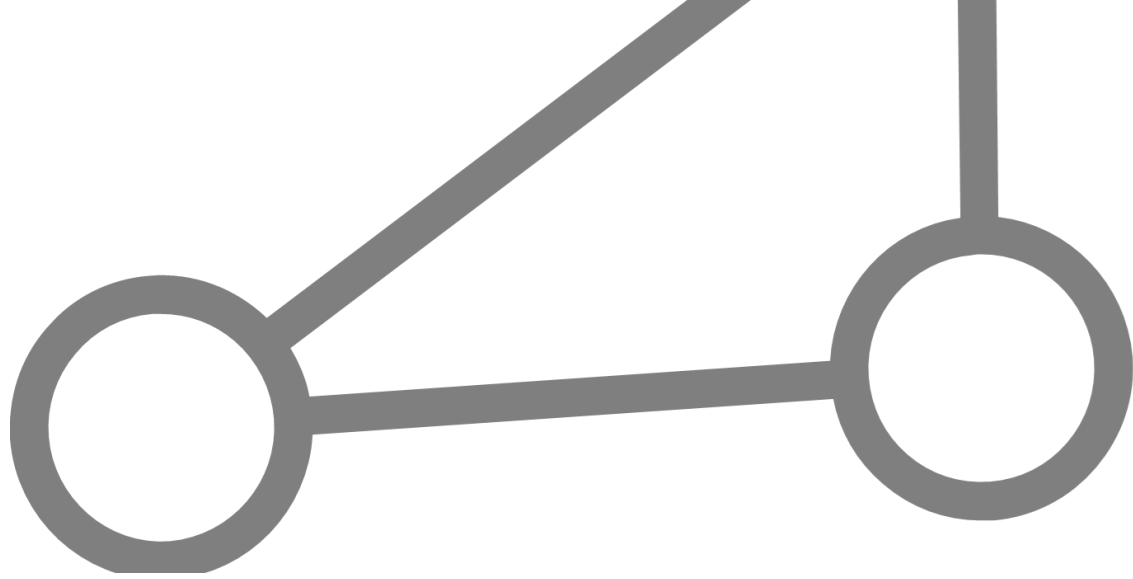
The Energy Act, 2019



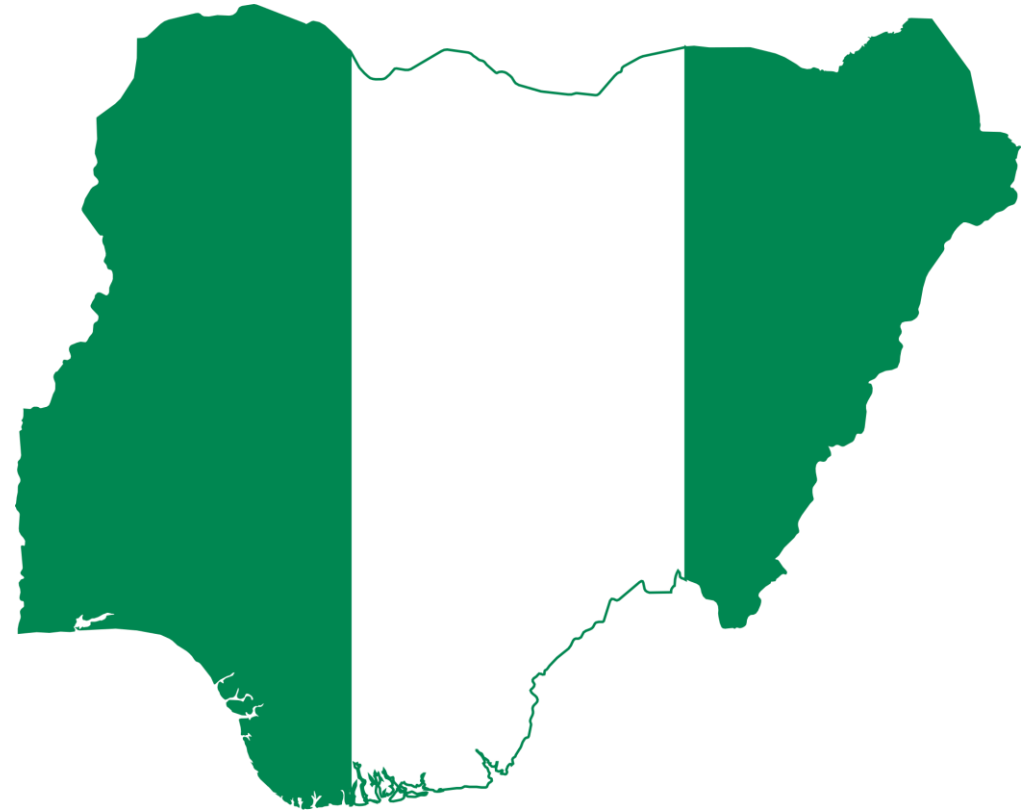
The Water Act, 2016



The Forest Conservation and Management Act, 2016



NIGERIA



NIGERIA

National Environmental Standards and Regulations Enforcement Agency (NESREA) Act, 2007

Hazardous Waste (Management, etc.) Regulations, 1991

National Environmental (Sanitation and Wastes Control) Regulations, 2009

Extended Producer Responsibility (EPR) Framework

National Environmental Standards and Regulations Enforcement Agency (NESREA) Act, 2007

Environmental Impact Assessment (EIA) Act, 1992:

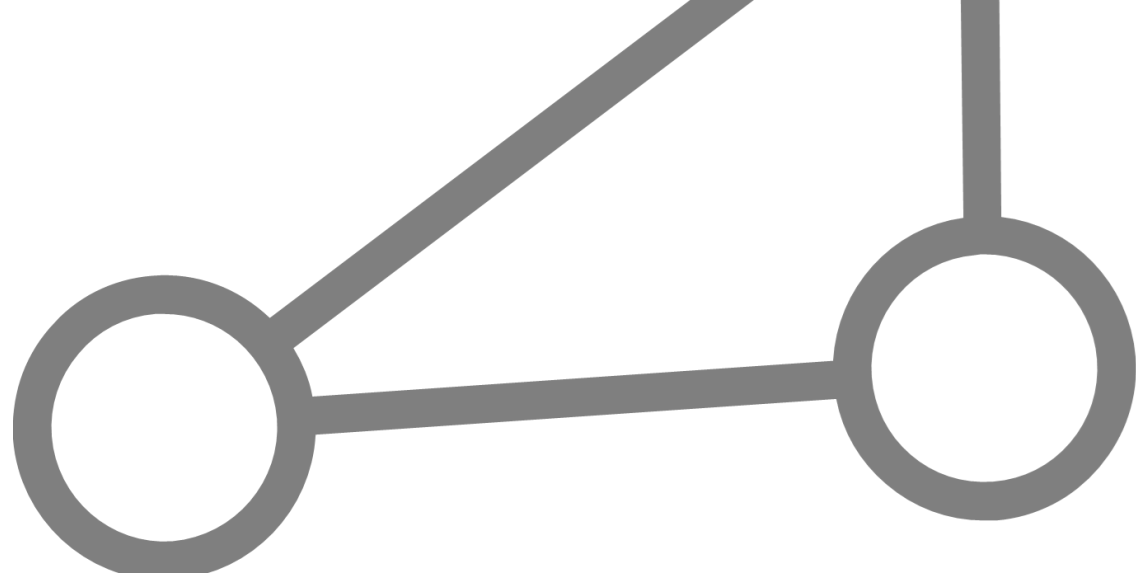
National Policy on Environment, 1989

Nigeria's Climate Change Policy and Response Strategy, 2012

Nigerian Extractive Industries Transparency Initiative (NEITI) Act, 2007

Renewable Energy Master Plan

National Adaptation Strategy and Plan of Action on Climate Change, 2014



RWANDA



National Climate Change and Environment Policy

Rwanda Green Growth and Climate Resilience Strategy

Law N° 31/2019 of 13/11/2019 Establishing Rwanda Environment Management Authority (REMA)

Law N° 04/2020 of 08/04/2020 Relating to Environment in Rwanda

Rwanda Green Fund (FONERWA)

Waste Management Regulations

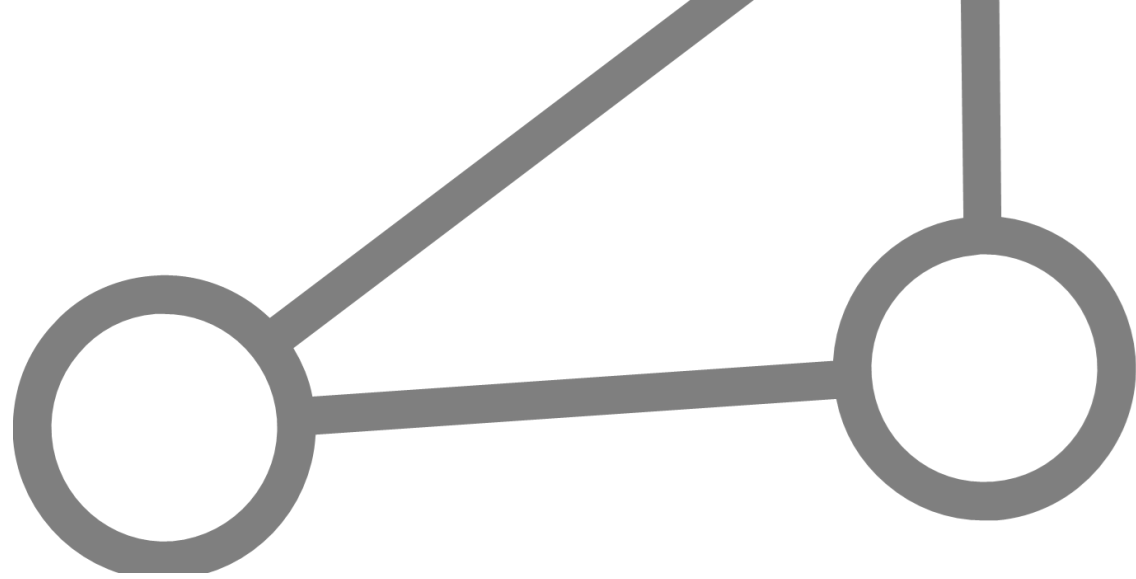
Ban on Single-Use Plastics

E-Waste Regulations

National Forest Policy and Laws

National Strategy for Climate and Low Carbon Development

Energy Sector Policies



SOUTH AFRICA



SOUTH AFRICA

National Environmental Management Act, 1998

The National Water Act, 36 of 1998

National Environmental Management: Waste Act, 59 of 2008 (the Waste Act)

National Environmental Management: Air Quality Act, 39 of 2004 (the Air Quality Act)

National Environmental Management: Biodiversity Act, 10 of 2004 (the Biodiversity Act)

National Environmental Management: Integrated Coastal Management Act, 24 of 2008 (the Coastal Management Act)

National Environmental Management: Protected Areas Act, 57 of 2003 (the Protected Areas Act)

National Waste Management Strategy

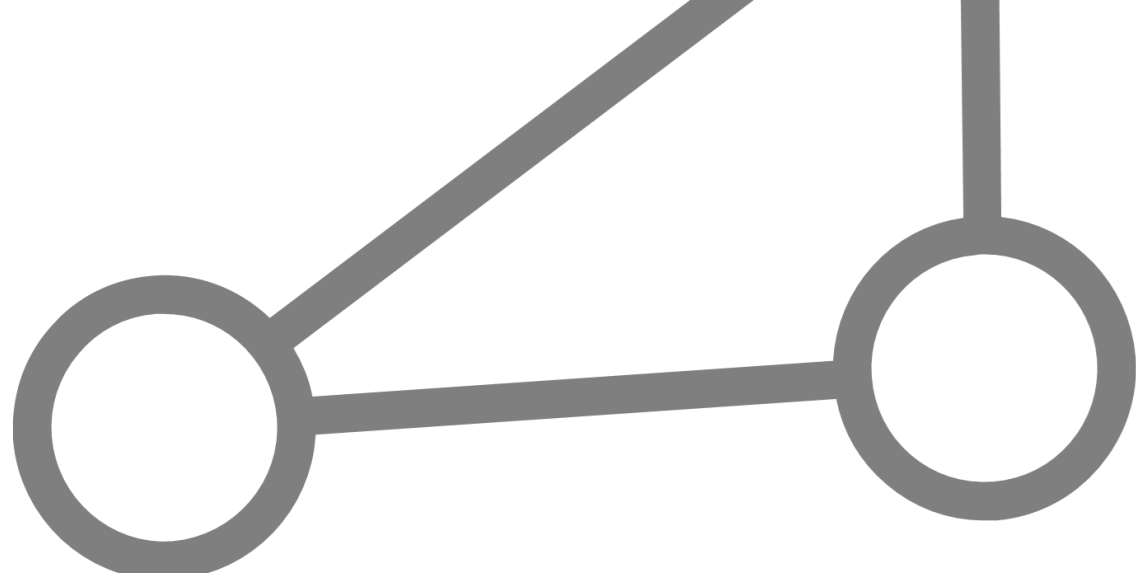
Extended Producer Responsibility (EPR) Regulations

Consumer Protection Act, 2008

Industrial Policy Action Plan (IPAP)

Plastic Carrier Bags and Plastic Flat Bags Regulations

National Energy Act, 2008



TANZANIA



TANZANIA



Environmental Management Act, 2004:



Environmental Management (Control and Management of Carbon Trading) Regulations, 2022



National Environmental Policy, 1997



The National Climate Change Strategy, 2012



The Environmental Impact Assessment and Audit Regulations, 2005



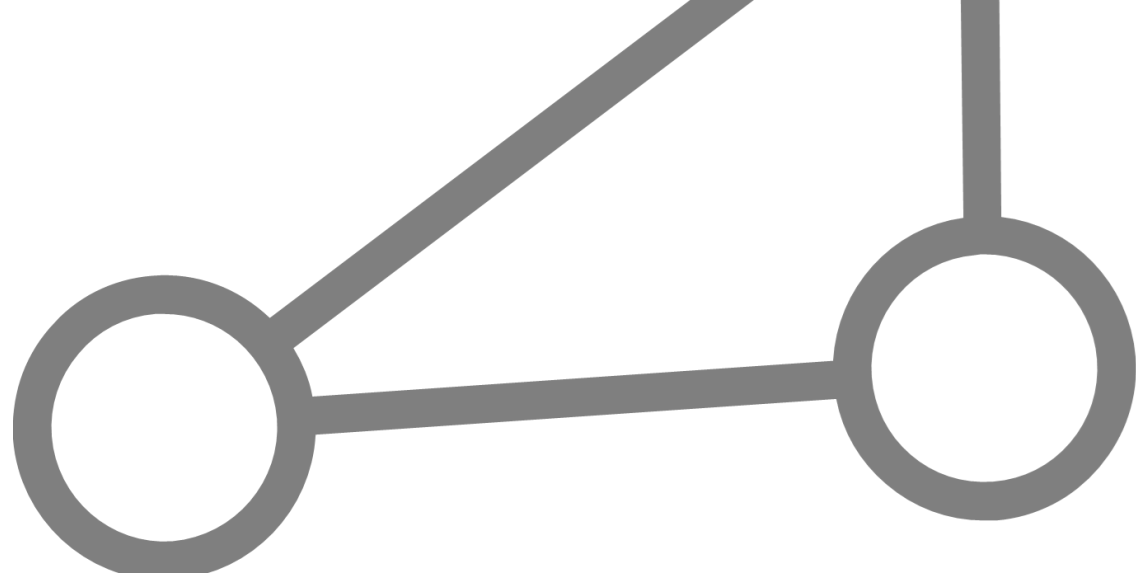
The Forest Act, 2002



The Water Resources Management Act, 2009:



The Occupational Health and Safety Act, 2003



UGANDA



UGANDA



National Environment Act, 2019



National Environment (Waste Management) Regulations, 2019



Environmental Impact Assessment Regulations, 1998



Climate Change Act, 2021



Electricity Act, 1999



Forests Act, 2003



Wildlife Act, 2019

WHAT MORE CAN BE DONE?



Legislation on Extended Producer Responsibility (EPR):



Product Design Standards



Circular Economy Roadmaps



Tax Incentives and Subsidies



Green Procurement Policies



Eco-labeling and Certification:

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Which is the most critical when it comes to the circular economy?

① Start presenting to display the poll results on this slide.

KEY TAKEAWAYS

-  Research and Familiarize
-  Consult Legal Experts
-  Stay Updated
-  Highlight Legal Gaps and Challenges
-  Examine Enforcement and Compliance
-  Public Engagement



THANK YOU

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