

Curriculum Vitae

Jennifer Hall

Personal

Date of birth: 4 April 1967
Nationality: British (South African citizen)
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Education and qualifications

LLM in environmental, property, labour and human rights law	University of South Africa, 1999
LLB (Bachelor of Law)	University of Cape Town, 1990
BA in Private Law and African political studies	University of Cape Town, 1987
PhD	University of Cape Town, 2011. Thesis title is <i>The Impact of Judicial Control on the Public Administration of the Environment</i> .
Admitted attorney of the Supreme Court of South Africa	1993

Languages

English	native speaker
Afrikaans	competent
Xhosa	rudimentary

Employment record

2000 to date	<i>Environmental Counsel CC</i> (sole member) – in addition to consulting activities, responsibilities include procuring contracts and financial management
1996 - 2001	<i>Environmental Risk Services (Pty) Ltd, a division of Alexander Forbes</i> . Managing director, retained as director and part time consultant from 2000 – 2001. Also appointed as director of holding company – Risk Engineering Services (Pty) Ltd. Lead legal consultant and managing director with responsibilities including mentorship and development, project management, strategic direction of the business, marketing and financial management
1995	<i>Pule, Thulare and Nzimande Attorneys</i> . Partner. In addition to providing professional services, responsibilities included financial management of the practice.
1992 - 1995	<i>Webber, Wentzel Bowens</i> . Candidate attorney, promoted to professional assistant. Practice area focused on commercial law and litigation.

Selected Project Experience – national government

- **Magistrate’s Benchbook on Environmental Law (DEA and Justice College):** appointed to draft benchbook for magistrates on the adjudication of environmental crimes.
- **EIA efficiency and efficacy project (DEA):** legal assistance and analytical research provided to team to assess the implications of the EIA Regulations.
- **National Norms and Standards Project (DEA and Western Cape):** provided legal advice on drafting requirements for norms, standards and guidelines.
- **Environmental Management Inspectors Training: (DEA, PUK and Western Cape Technikon):** trained environmental management inspectors on environmental law, drafted and marked exam papers.
- **National Environmental Management: Waste Act, 2008 (DEA):** drafter.
- **APPA Review Project (DEA):** provide input to technical team on the development of templates.
- **Environmental Law Reform Process (DEA):** developed first drafts of the Asbestos Regulations, 2001 and Tyre Regulations, 2009.
- **National Waste Management Strategy Implementation Project (DEA):** Local legal expert for NWMSI project. Responsibilities included drafting healthcare waste and waste information system regulations as well as research on extended producer responsibility.
- **National Environmental Management Amendment Act, 2004 (DEA):** Team member providing input on the drafting of NEMA chapter 5 amendments.
- **Environmental Impact Assessment Regulations, 2006 (DEA):** drafter.
- **EIA Implementation project (DEA):** Team member. Co-drafted guidelines to support the implementation of the EIA regulations and developed decision-making templates.

- **Forestry tariffs (DWA):** Team member in a project evaluating and revising forestry tariffs.
- **Management of plastic waste (DEA):** Drafted Memorandum of Agreement between DEA, organised business and labour.
- **National Environmental Management: Air Quality Act, 2004 (DEA):** lead drafter.
- **Climate Change Mitigation Study (DTI/ FRIDGE):** Team member responsible for compiling overview of international legislative responses to climate change, analysis of South African position and input into sections on policies and measures and strategic recommendations.
- **Study on the feasibility of eco-labelling in South Africa (DTI/FRIDGE):**
- **National Environmental Management Act, 1998 (DEA):** Member of drafting team. Also prepared pilot study on pollution and waste legislation.
- **Globally Harmonised System for Chemicals (DTI/ FRIDGE):** responsible for assessing the legal and institutional implications and options for implementing the GHS system in South Africa.
- **Air Quality Management Strategy:** Part of a team commissioned by DANCED to develop project documents for both national and provincial government.
- **Sustainable Production Strategy (DTI/ FRIDGE):** Project Manager and legal expert. The output of the project included the development of a manual on environmental law, a Discussion Document on sustainable production in the manufacturing sector and recommendations for the implementation of sustainable production for the Department of Trade and Industry.
- **Climate Change Policy Process (DEA):** Co-drafted Discussion Document.
- **Consultative National Environmental Policy Process (DEA):** Drafting team member of the Green Paper (1995). Facilitator at both CONNEPP I and II meetings. Member of the reference group for both the Discussion Document and White Paper (1995 - 1997).

Selected Project Experience – provincial government

- **Cradle of Humankind World Heritage Site Environmental Management Framework (Cradle of Humankind Management Authority):** legal specialist responsible for providing advise on a range of issues related to the EMF.
- **Limpopo Environmental Management Act, 2003 (Limpopo Province):** reviewed the Act and made recommendations for its amendment.
- **Protected Areas Implementation Project (Cradle of Humankind Management Authority):** provided assistance to the management authority on the administrative and implementation requirements of the National Environmental Management: Protected Areas Act, 2003 and drafted notices for submission to the Department of Environmental Affairs.
- **EIA Implementation Project (Gauteng Province):** team member. Assisted the province with the implementation of the EIA Regulations, 2006 and the finalisation of wetlands and ridges policies.
- **EIA Implementation Project (Western Cape Province):** team member. Assisted the province with the implementation of the EIA Regulations, 2006.

- **Eastern Cape Law Reform:** drafted Environmental Management Bill.
- **Compliance and enforcement strategies (Gauteng Province):** developed a compliance and enforcement strategy for the two Blue IQ projects ie the Cradle of Humankind World Heritage Site and Dinokeng.
- **Compliance and enforcement strategies (Gauteng Province):** developed a compliance and enforcement strategy for the environment, conservation, agricultural and veterinary services directorates.
- **Director: Legal Services in the Department of Agriculture, Conservation, Environment and Land Affairs (Gauteng Province):** Contracted against the post of director. Duties included establishing a compliance and enforcement system, advice on enforcement, policy, administrative decision-making and preparation for the World Summit on Sustainable Development.
- **Legal and Institutional Review – background study for the development of an air quality management strategy (Gauteng Province/ NERI):** Compilation on a background study to inform the design of an air quality management strategy for Gauteng Province.
- **Opinions:** regularly appointed to furnish environmental departments with advice on a range of administrative law matters.
- **Domestic waste collection standards (Gauteng Province):** provided legal assistance regarding the status quo of collection standards and recommendations regarding legislative reform.
- **Training (Gauteng Province):** Preparation of training manuals and undertaking training on the implications of the National Environmental Management, 1998 and the Gauteng Noise Control Regulations, 1999.
- **Noise regulations process, 1999 (Gauteng Province):** Prepared a Discussion Document on the regulation of noise and drafted noise regulations.
- **Fleurhof Appeal (Gauteng Province):** Advice and drafting of legal papers for the Department's appeal to the Department of Minerals and Energy.
- **Legislation (North West Province):** Assisted in the drafting of an Environmental Consolidation Act.

Selected Project Experience – local government

- **Alternative waste technology (City of Johannesburg):** Part of team assessing the feasibility of alternative waste technology.
- **Drafting of by-laws (Ekurhuleni):** appointed to draft waste management by-laws for the Municipality.
- **Legal Review of by-laws (Ekurhuleni):** Part of team developing integrated waste management policy – responsible for legal review of existing by-laws.
- **Drafting of by-laws (Rustenburg):** appointed to draft waste management by-laws for the Rustenburg Municipality.

- **Legal Review of by-laws and development of new model by-laws (Southern District Municipality):** Part of team developing integrated waste management strategies – responsible for legal review of existing by-laws and developing new model by-laws.
- **Legal Review of by-laws(Rustenburg):** Part of team developing integrated waste management strategies – responsible for legal review of existing by-laws.
- **Legal Review on Service Delivery Agreements(GJMC):** The GJMC, now the City of Johannesburg, established several utilities for managing service delivery. This project included a review of the contracts and strategic advice in respect of the water and waste utilities.
- **Drafting of waste management by-laws (GJMC):** appointed as part of the Technical Team responsible for undertaking work in respect of the establishment of a waste utility. Responsible for drafting waste management by-laws and recommendations to meet legislative requirements.
- **Policy Development (Midrand Council):** Co-ordinated and drafted environmental policy as part of the Midrand Eco-city Project.
- **Institutional structuring and capacity building (SMSS):** recommendations for the structuring of the uni-city local government environmental department and the updating of environmental legal manuals.
- **Legal review (SMSS):** Drafted legal manuals on environmental legislation applicable to the metropolitan substructures in Johannesburg.
- **Litigation:** Represented the Midrand Town Council at the Chloorkop waste disposal site Township Appeal Board hearings.

Selected Project Experience – private sector

- **Total:** instructed on a number of matters involving compliance requirements of environmental legislation.
- **BP:** instructed on a number of matters involving compliance requirements of environmental legislation.
- **PPC:** furnishing of advice on the requirements and application of environmental legislation and case law.
- **Heartland Properties (Pty) Ltd:** advice on the application and requirements of the EIA Regulations.
- **CAIA:** Review of United Nations resolution on chemical weapons and analysis of implications for South Africa.
- **University of Pretoria, University of South Africa, University of the Witwatersrand and North West University:** lectured at the four institutions on environmental law and compliance.
- **Sappi:** Advisor on climate change (2001 - 2003).

- **Legal compliance audits and environmental reviews:** Assessed several companies' compliance with environmental legislation and corresponding exposure to liability, including Samancor, Ingwe, Consol, Cadbury's, Century Bottling (Uganda) and Murray Roberts Foundries.
- **Water law compliance reviews:** assessment of companies' compliance with water legislation for clients including Highveld Steel and Vanadium
- **ISO 14 000:** Advice and drafting of registers regarding legal requirements for the implementation of ISO 14 000 for clients such as Sasol SMX, MMC, De Beers Marine, Nissan and Metpro.
- **Due Diligence Investigations:** involvement in several due diligence exercises – client identity is confidential.

Selected Project Experience – international

- **Promotion of administrative justice project (GIZ in partnership with the Department of Justice):** legal consultant responsible for piloting methodology on the mainstreaming of the Promotion of Administrative Justice Act, 2000 into government decision-making.
- **Lesotho healthcare waste project (Millennium Challenge):** legal specialist responsible for drafting legislation.
- **GHS implementation (United Nations Institute of Training and Research):** appointed as international consultant to develop a guideline on the implementation of the Globally Harmonised System of Chemicals.
- **Country Study on Forestry (ILO):** project manager and drafter of a report on the forestry sector in South Africa.

Representations and committee membership

In addition to the projects set out above, I have also represented sectoral interests on a non-remunerative basis in several fora. These include -

- Representative on the Integrated Pollution Control (IPC) Project Committee (1997).
- Representative on the National Waste Management Strategy Project Committee (1997-1998).
- Part of the South African government delegation to several international meetings on the Basel Convention (1995 – 1998).
- Represented Gauteng Provincial Government on the Basel Committee (1996).

- Representative on the Convention and Persistent Organic Pollutants and Prior Informed Consent (PIC) Convention Committee (1998-1989).
- Representative on the Prior Informed Consent (PIC) Convention Committee (1998-1989).
- Chairperson of the environmental law sub-committee of the Lawyers for Human Rights Committee (Johannesburg)(1994-1997).
- Director of the Greenhouse Project (2000 – 2004).
- Chairperson of the Project Governance Committee - Earthlife Africa Sustainable Energy and Climate Change Partnership (2001).
- Member of the Project Steering Committee - Earthlife Africa Sustainable Energy and Climate Change Partnership (2005 – 2006).

Publications

- Hall, J 'Building the ethical dimension of the environmental right' (forthcoming) *SAJELP*.
- Hall, J 'Administration of Environmental Law' (1996) *Earthyear*.
- Hall, J 'Why won't South Africa sign the Lomè Convention?' (1996) 2 *Rights*.
- Hall, J 'Environmental Policy Debate Emerging' (1996) 3 *Rights*.
- Hall, J 'Environmental Liability – Are you exposed?' (1998) *Chemical World*.
- Hall, J and Skivington, P 'Major Hazard Installation Regulations – Are They Working?' (2000) *Chemical Perspective*.
- Publication of several issues of *Due Process*, the Environmental Risk Services' update on environmental legislation and management.