



## KWAZULU-NATAL PROVINCE

ECONOMIC DEVELOPMENT, TOURISM  
AND ENVIRONMENTAL AFFAIRS  
REPUBLIC OF SOUTH AFRICA

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Programme/Sub-Programme: Environmental Management

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Reference: DM/0006/2023

KZN/EIA/

Date: 17 / 04 / 2023

Zutari (Pty) Ptd  
PO Box 74381  
Lynnwood Ridge  
0040

**Attention:** Mr. Patrick Killick  
**Tel:** 012 427 2000  
**E-mail:** [Patrick.Killick@zutari.com](mailto:Patrick.Killick@zutari.com)

cc: Cato Ridge Development Company (CRDC); Mr. Carlos Magalhaes, Tel: 011 770 6803,  
Cell: 063 524 3284, E-mail: [carlosmagalhaes@assore.com](mailto:carlosmagalhaes@assore.com)

Dear Sir

**DM/0006/2023: ACCEPTANCE OF THE SCOPING REPORT FOR THE CATO RIDGE LAND DEVELOPMENT AND RELEASE, CATO RIDGE, WHICH IS LOCATED WITHIN THE ETHEKWINI MUNICIPALITY.**

1. The Final Scoping Report (FSR) and the Plan of Study submitted for the application for environmental authorization for the abovementioned activity, submitted in terms of the requirements of regulation 21 of the Environmental Impact Assessment (EIA) Regulations, 2014 as amended, was received by this Department on 13 March 2023.
2. The Department has evaluated the submitted FSR and Plan of Study for Environmental Impact Assessment dated March 2023 and is satisfied that the documents comply with the minimum requirements of the EIA Regulations 2014 as amended. The FSR is hereby accepted by the Department in terms of Regulation 22 (1)(a) of the EIA Regulations 2014 as amended.
3. You may proceed with the environmental impact assessment process in accordance with the task contemplated in the Plan of Study for Environmental Impact Assessment as required in terms of the EIA Regulations 2014 as amended.

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4. In addition, the following is required for the Environmental Impact Assessment Report (EIAR):

**a. Listed Activities:**

- i. The EIAR must provide an assessment of the impacts and mitigation measures for each of the listed activities applied for.
- ii. The listed activities represented in the EIAR and application form must be the same and correct.
- iii. The EIAR must assess the correct sub-listed activity for each listed activity applied for.

**b. Public Participation:**

- i. Please ensure that comments from all relevant stakeholders are submitted to the Department with the EIAR.
- ii. Please ensure that all issues raised and comments received during circulation of the DSR and the draft EIAR from registered I&APs and organs of state which have jurisdiction in respect of the proposed activity are adequately addressed in the final EIAR. Proof of correspondence with the various stakeholders must be included in the final EIAR. Should you be unable to attain comments, proof must be submitted to the Department of the attempts that were made to attain comments.
- iii. The Comments and Response (C&R) report must be submitted with the final EIAR. The C&R report must be a separate document from the main report and the format must be in table format. Please ensure that all comments made by I&APs are comprehensively captured and responded to clearly and fully. Please note that a response such as "noted" is not regarded as an adequate response to I&APs comments.
- iv. A copy of the actual comments received from I&APs must be included as a separate appendix in the C&R report.

**c. Alternatives**

- i. Please provide a description of each of the preferred alternative types and provide a detailed motivation on why it is preferred.
- ii. The same applied to other alternatives considered and a motivation as to why it is not ideal/preferred.

**d. Specialist Assessments**

- i. The EAP must ensure that the terms of reference for all the identified specialist studies include the following:
  - A detailed description of the study's methodology; indication of locations and description of the development footprint and phases, and all other associated infrastructures that they have assessed and are recommending for authorisation.
  - Please provide a detailed description of all limitations to the study. Specialist studies such as biological/biodiversity studies must be conducted in the right season and providing that as a limitation is not acceptable.
  - All specialist studies must be final and provide a detailed/practical mitigation measures for the preferred alternative and recommendations, and must not recommend further studies to be completed post EIA.
  - Should a specialist recommend specific mitigation measures, these must be clearly indicated.

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- **Cumulative impacts:**
  - Clearly defined cumulative impacts and where possible the size of the identified impact must be quantified and indicated.
  - A detailed process flow to indicate how the specialist's recommendations, mitigation measures and conclusions from the various phases of the project were taken into consideration in the assessment of cumulative impacts and the conclusions and mitigation measures for the project.
  - Identified cumulative impacts associated with the proposed development must be rated with the significant rating methodology used in the process.
  - The significance rating must also inform the need and desirability of the proposed development.
  - A cumulative impact environmental statement must be provided on whether the proposed development must proceed.
- ii. Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons, and where necessary, include further expert advice.
  - iii. The Biodiversity Offset plan and the services for the development must be finalized in the EIAR.

**e. Environmental Management Programme (EMPr)**

- i. Please ensure that the mitigation measures specified in the EIAR and specialists' reports are also incorporated into the EMPr.
- ii. In addition, the contents of the EMPr must comply with Appendix 4 of the EIA Regulations 2014 as amended.
- iii. The EMPr must include the frequency for auditing of compliance with the conditions of the EA and EMPr, and for the submission of such compliance reports to the competent authority.

5. In terms of Regulation 45 of the EIA Regulations 2014 as amended, this application will lapse if the applicant fails to meet any of the timeframes prescribed in terms of these Regulations, unless an extension has been granted in terms of Regulation 3(7) of the EIA Regulations 2014 as amended.
6. You are hereby reminded of S24F of the National Environmental Management Act, Act 107 of 1998 as amended, that no activity may commence prior to a environmental authorisation being granted by the Department.

Yours faithfully



for: **Acting Head of Department:**

**KwaZulu-Natal Department of Economic Development, Tourism and Environmental Affairs**

**Signed by: Ms. Shireen Mahabeer**

**(EAPASA Registration Number: 2022/5776)**

**Designation: Control Environmental Officer: Pollution and Waste**

**(on behalf of Ms. Natasha Brijlal, Control Environmental Officer: EIA)**

**Date:** 17 / 04 / **2023**

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