



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447- PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia- PRETORIA

DFFE Reference: 14/12/16/3/3/1/1626/AM1

Enquiries: Ms Juliet Mahlangu

Telephone: (012) 399 9320 E-mail: jmmahlangu@dfre.gov.za

Mr JC Maluleke
Department of Water and Sanitation
Private Bag X313
PRETORIA
0001

Telephone Number: 012 336 7768
Email Address: MalulekeJ2@dws.gov.za

PER EMAIL / MAIL

Dear Mr Maluleke

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 02 MAY 2017 FOR THE PROPOSED CONSTRUCTION OF THE OLIFANTS RIVER WATER RESOURCES DEVELOPMENT PROJECT PHASE 2 (ORWRDP-2) SUB-PHASE 2E AND 2F, SEKHUKHUNE AND CAPRICORN DISTRICT MUNICIPALITIES, LIMPOPO PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 02 May 2017, your application for amendment of the EA received by the Department on 26 April 2022 and the acknowledgement email dated 06 May 2022, refer.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 02 May 2017, as follows:

Amendment 1: Extension of the validity of the EA by additional five (05) years from 02 May 2022 to 02 May 2027.

Condition 7 of the EA dated 02 May 2017, is thus amended as follows:

This activity must commence within a period of ten (10) years from the date of issue of this environmental authorisation (i.e., the authorisation lapses on 02 May 2027). If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken."

Reason for amendment:

The extension of validity of the EA is required due to financial constraints. The applicant is still sourcing the required financial resources before the 10 years' period lapses. At this stage the applicant does not have enough financial resources to commence with the planned activities.

15.

Amendment 2: Change of contact person of the holder of the EA

From:

Mr Steven Arumugam
Department of Water and Sanitation
Private Bag X313
PRETORIA
0001

Telephone Number: 060 550 3998
Email Address: arumugams@dws.gov.za

Is hereby amended to:

Mr JC Maluleke
Department of Water and Sanitation
Private Bag X313
PRETORIA
0001

Telephone Number: 012 336 7768
Email Address: MalulekeJ2@dws.gov.za

Reasons for amendment:

The previous contact person, Mr Steven Arumugam was responsible for the feasibility study phase of the project, which includes the EA application, whereas Mr Maluleke, the new contact person, will form part of the implementation team and hence for the implementation phase of the project/EA.

This proposed amendment letter must be read in conjunction with the EA dated 02 May 2017.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulate that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of the EA, of the Department's as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribes the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

Should any person wish to lodge an appeal against this decision, he/she must submit the appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party, and any organ of state with interest in the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant; or the date that the notification of the decision was sent to the applicant by the Department, whichever is applicable.

Appeals must be submitted in writing in the prescribed form to:

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: appeals@dffe.gov.za

By hand: Environment House
473 Steve Biko,
Arcadia,
Pretoria,
0083

or

By post: Private Bag X447,
Pretoria,
0001

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, the lodging of an appeal will suspend the environmental authorisation or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at https://www.environment.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appeals@dffe.gov.za.

Yours faithfully



Ms Milicent Solomons
Acting Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment
Date: 16/05/2022.



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Department
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X447 PRETORIA 0001 Environment House • 473 Steve Biko Road, Arcadia • PRETORIA
Tel: (+27 12) 399 8000

Enquiries: Devinagle Bendeman Telephone: 012 399 9337 E-mail: vbendeman@dlfe.gov.za

Ms. Milcent Solomons
Director: Prioritized Infrastructure Projects

Dear Mrs Solomons

APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORIZATIONS FOR THE PERIOD OF 25 APRIL 2022 UNTIL 31 OCTOBER 2022

I hereby inform you that I have decided to appoint you as the Acting Chief Director: Integrated Environmental Authorizations for the period of 25 April to 31 October 2022 whilst Mr Sabelo Malaza is fulfilling his temporary reassignment function at the Forestry Branch.

All the correspondence and other documents that are usually signed by the Chief Director: Integrated Environmental Authorizations must be signed under Acting Chief Director: Integrated Environmental Authorizations during the above-mentioned period.

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1996), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the Promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standard, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of these legislations and policies and the amendments thereof. (Copies of Departmental policies can be obtained from the Human Resource Office).

Please accept my heartfelt gratitude for all your assistance on behalf of the department.

Yours sincerely

Ms. Devinagle Bendeman
Deputy Director-General: RSCM (Regulatory Compliance and
Sector Monitoring)

Date 20 April 2022

ACKNOWLEDGEMENT

I ACCEPT / ~~DO NOT ACCEPT~~
appointment as Acting Chief
Director: Integrated Environmental
Authorizations

Signed:

Date:

20/04/2022