



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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DEA Reference: 12/12/20/1721/AM5

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CAPE TOWN
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PER MAIL / EMAIL

Dear Mr Cullum

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 27 JULY 2011 FOR THE 55.5MW SPRINGBOK WIND POWER GENERATION FACILITY NEAR SPRINGBOK, NORTHERN CAPE PROVINCE

The Environmental Authorisation (EA) for the above-mentioned project dated 27 July 2011, the first EA amendment dated 24 October 2011, the second EA amendment dated 27 June 2014, the third EA amendment dated 18 May 2016, the fourth EA amendment dated 25 June 2018, your application for amendment of the EA received by the Department on 05 July 2018 and the acknowledgement letter issued by the Department on 11 July 2018, refer.

Based on a review of the reason for requesting an amendment to the abovementioned EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014, as amended, has decided to grant an extension of the validity period of the EA issued on 27 July 2011 (which was previously extended by an additional two (02) years to expire on 27 July 2016; and the second extension granted for another additional two (02) years to expire on 27 July 2018), by an additional three (03) years to **27 July 2021**.

Condition 1.7 of the EA issued 27 July 2011 is thus amended as follows:

"1.7. This activity must commence within a period of seven (07) years from the date of issue of the authorisation (i.e. the EA lapses on 27 July 2021). 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."

The reason for the amendment is as follows:

The motivation for requesting an extension of the validity period is due to the fact that the Renewable Energy Independent Power Producer Procurement Program (REIPPPP) was put on hold two years ago when Eskom refused to sign further agreements citing financial woes. On 8 March 2018, the Head of the IPP Office announced that the 27 outstanding IPP agreements would be signed on 13 March 2018. However, on 13

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March 2018 it was announced that the signing of IPP agreements would be put on hold. The IPP agreements were signed on 4 April 2018. It is understood that BW5 will be launched in November 2018 and is estimated to be 1800MW of similar technologies as in the Expedited Bid Window. It is the Applicant's intention to bid this project in the future bidding window of the REIPPP. Without extending the validity of the EA, the Applicant will not be able to participate in the upcoming REIPPP bidding process, the country will not receive access to the crucial generation potential of the WEF and the substantial investments made to date in this project will be lost

This letter must be read in conjunction with the EA dated 27 July 2011, the first EA amendment dated 24 October 2011, the second EA amendment dated 27 June 2014, the third EA amendment dated 18 May 2016 and the fourth EA amendment dated 25 June 2018.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014 (the EIA Regulations, 2014), as amended, 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 decision in respect of your application as well as the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations, and the provisions regarding the submission of appeals as contained in the Regulations.

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:

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

By email: appealsdirector@environment.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, 1998, 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 appealsdirector@environment.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations

Department of Environmental Affairs

Date: 13/09/2010

CC:	Ms. N Holland	Holland & Associates Environmental Consultants	Tel: 083 464 5246	Email: Nicole@hollandandassociates.net
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