



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

DEFF Reference: 14/12/16/3/3/1/1941/AM1

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Mr Robert Wagener
Vryburg Solar 3 (Pty) Ltd
Unit B1 Mayfair Square
Century City
CAPE TOWN
7441

Telephone Number : 021 276 3620
Cellphone Number : 076 104 1372
Email Address : capetown@abo-wind.com

PER EMAIL / MAIL

Dear Mr Wagener

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 07 DECEMBER 2018 FOR THE PROPOSED DEVELOPMENT OF THE 115MW SOLAR PHOTOVOLTAIC FACILITY VRYBURG SOLAR 3 AND ASSOCIATED ELECTRICAL INFRASTRUCTURE IN VRYBURG, NORTH WEST PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 07 December 2018, and your application for amendment of the EA received by the Department on 30 October 2020, the acknowledgement letter dated 04 November 2020, the comments on the draft amendment motivation report dated 27 November 2020 and the final motivation report received on 08 December 2020, 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 07 December 2018, as follows:

Amendment 1: Amendment of EA holder contact details page 1 & 2:

a) The details of the holder of the EA:

"VRYBURG SOLAR 3 (PTY) LTD

Represented by : Mr Robert Wagener
Vryburg Solar 3 (Pty) Ltd
Unit B Mayfair Square
Century Way
CENTURY CITY
7441

Cellphone Number : 064 030 3633
E-mail Address : Robert.Wagener@abo-wind.com"

M.S

Are hereby amended to:

"VRYBURG SOLAR 3 (PTY) LTD

Represented by : Mr Robert Wagener
Vryburg Solar 3 (Pty) Ltd
Unit B Mayfair Square
Century Way
CENTURY CITY
7441
Telephone Number : 021 276 3620
Cellphone Number : 076 104 1372
E-mail Address : capetown@abo-wind.com"

Reason for amendment:

The contact details of the EA Holder have changed. Therefore, the applicant is requesting to amend the details to ensure that the EA lists the contact details of the EA Holder correctly.

Amendment 2: Amendment to the project description to include Battery Energy Storage into the EA:

- b) The following is added to the infrastructure associated with the facility on page 08 of the EA:
- *"A Battery Energy Storage System with a footprint of up to 5 hectares."*
 - *Electrochemical battery storage systems with a maximum height of 3.5m; and Multi-core 22kV or 33kV underground cables, to follow internal access roads of the PV facility, to connect the battery storage area to the on-site facility substation.*

Amendment 3: Amendment to project description of the EA pertaining the on-site substation:

- c) The following infrastructure associated with the facility on page 08 of the EA:

"On-Sites substation"

Is hereby amended to:

On-Sites substation and collector infrastructure.

Reason for amendment:

The addition of a collector infrastructure as part of the authorised on-site substation and within the authorised footprint of the substation, will allow for only one overhead power line to be developed within the area for multiple projects, and reduce the need to develop individual overhead power lines in the area for each successful project.

The amended Environmental Management Programme (EMPr) dated December 2020 is hereby approved. This EMPr must be implemented and strictly adhered to.

This proposed amendment letter must be read in conjunction with the EA dated 07 December 2018.

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 decision as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of the 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@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, 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@environment.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director- Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Date: 30/03/2024

cc:	Ms Jo-Anne Thomas	Savannah Environmental (Pty) Ltd	E-mail: joanne@savannahsa.com
	Eva Mahlangu	North West (READ)	E-mail: emahlangu@nwpg.gov.za
	Mr. Tshepo Bloom	Naledi Local Municipality	E-mail: strydomr@naledi.local.gov.za

