



## **environmental affairs**

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

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

**DEA Reference:** 14/12/16/3/3/2/470/AM2

**Enquiries:** Mr Thando Booï

**Telephone:** (012) 399 9387 **E-mail:** TBooi@environment.gov.za

Mr. Jan Fourie  
Scatec Solar Africa  
2<sup>nd</sup> Floor North Wing  
3 Dock Road, Waterway House  
V&A Waterfront  
**CAPE TOWN**  
8001

Telephone Number: (021) 202 1230  
Email Address: jan.fourie@scatecsolar.com

### **PER EMAIL / MAIL**

Dear Mr. Fourie

### **AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 10 JULY 2014 FOR THE PROPOSED CONSTRUCTION OF THE 75MW PHOTOVOLTAIC PLANT ON PORTION 3 OF THE FARM ZUURWATER NO.62 NEAR AGGENEYS WITHIN THE KHAI MA LOCAL MUNICIPALITY, NORTHERN CAPE PROVINCE-PHASE 1**

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 10 July 2014, the amendment to the EA dated 23 May 2017, the Environmental Authorisation (EA) re-issued on 31 May 2017, your application for amendment of the EA received by this Department on 17 October 2019 and acknowledged on 25 October 2019 refer.

Based on a review of the reasons for requesting amendments 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 10 July 2014, as amended as follows:

#### **Amendment 1: To amend the holder of the EA and contact details**

##### **From:**

Mr Mathew Gabriel Merfert  
PV Africa Development (Pty) Ltd  
Private Bag x11  
**NORTHLANDS**  
2116

Telephone Number: +49 (0) 6131 144 3456  
Cell phone Number: +31 (0) 621 688 309  
E-mail Address: mmerfert@firstsolar.com

**To:**

Mr. Jan Fourie  
Scatec Solar Africa  
2<sup>nd</sup> Floor North Wing  
3 Dock Road, Waterway House  
V&A Waterfront  
**CAPE TOWN**  
8001

Telephone Number: (021) 202 1230  
Email Address: jan.fourie@scatecsolar.com

The applicant applied to amend the holder of the EA and the contact details as the holder is no longer the authorised representative for the proposed development.

This letter must be read in conjunction with the EA dated 10 July 2014, as amended.

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 stipulates 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 abuses or compromises 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 prescribe 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: [appealsdirector@environment.gov.za](mailto: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, 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](https://www.environment.gov.za/documents/forms#legal_authorisations) or request a copy of the documents at [appealsdirector@environment.gov.za](mailto:appealsdirector@environment.gov.za).

Yours faithfully



**Mr Sabelo Malaza**  
**Chief Director: Integrated Environmental Authorisations**  
**Department of Environmental Affairs**

Date: 11/11/2019

cc	Ms Jo-anne Thomas	Savannah Environmental (Pty) Ltd	Tel: (011) 656 3237	Email: <a href="mailto:joanne@savannahsa.com">joanne@savannahsa.com</a>
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