



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: 14/12/16/3/3/2/835/AM1

Enquiries: Zamalanga Langa

Telephone: (012) 399 9389 E-mail: zlanga@environment.gov.za

Mr Obakeng Moloabi
Pele Green Energy (Pty) Ltd
3 Centex Close, Brooklyn Place
Kramerville
SANDTON
2196

Tel Number: (076) 120 9812

Email: obakengm@pelegreenenergy.com

PER EMAIL / MAIL

Dear Mr Moloabi

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 27 SEPTEMBER 2016 FOR THE PROPOSED CONSTRUCTION OF 100 MEGAWATT GROOTPOORT PHOTOVOLTAIC (PV) SOLAR ENERGY FACILITY AND ASSOCIATED INFRASTRUCTURE ON THE FARM GROOTPOORT 168 WITHIN THE LETSEMENG LOCAL MUNICIPALITY IN THE FREE STATE PROVINCE

The Environmental Authorisation (EA) issued for the above application by this Department on 27 September 2016, your application for amendment to the EA received by this Department on 15 September 2021 and the acknowledgment letter dated 27 September 2021, 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 27 September 2021 as amended, as follows:

Amendment 1: Extension of the validity of the Environmental Authorisation:

Condition 7 of the EA dated 27 September 2016, as amended, is thus amended as follows:

"This activity must commence within a period of ten (10) years from the date of issue (i.e. authorisation expires on 27 September 2026 of this authorisation. 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."

Reasons for amendment

An extension of the EA validity is required by the Applicant in order to ensure that the EA is valid and that the project can be developed should it be awarded Preferred Bidder status in any of the upcoming rounds of the Renewable Energy Independent Power Producer Procurement (REIPPP) Programme.

The Department is aware that the environment changes constantly, as a result it might be significantly different from the one that existed at the time of the issuing of this EA, hence the validity of the EA cannot exceed a maximum period of 10 years. Failure to commence with construction activities within the maximum 10-year period, your EA will be deemed to have lapsed and a new application for Environmental Authorisation will have to be lodged.

This proposed amendment letter must be read in conjunction with the EA dated 27 September 2016 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 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@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 Vusi Skosana
Acting Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Date: 20 October 2021

cc:	Ms Lisa Opperman	Environamics CC	E-mail: lisa@environamics.co.za
-----	------------------	-----------------	--



**forestry, fisheries
& the environment**

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

Private Bag X 447 · PRETORIA · 0001 · Environment House · Cnr Soutpansberg & Steve Biko Roads · Pretoria Tel (+ 27 12) 399 9000

Enquiries: Devnagle Bendeman Tel: 012 399 9337

Email: Vbendeman@environment.gov.za

Mr. Vusi Skosana
Director: Strategic co-ordination planning and support

Dear Mr. Vusi Skosana

APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 20 OCTOBER 2021 UNTIL 22 OCTOBER 2021.

This serves to confirm your appointment as Acting Chief Director: integrated environmental authorisations, from 20 October 2021 until 22 October 2021, whilst Mr Sabelo Malaza is on Sick Leave.

You will act in this capacity with the full responsibilities and duties attached to the post, including the activities entrusted to the Acting Chief Director: integrated environmental authorisations by or in terms of the Acts administered by the Department.

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 Standards, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of the legislations and policies and the amendments thereof. (Copies of departmental policies can be obtained from the Human Resource Office).


Yours Sincerely

Devnagle Bendeman
Deputy Director-General: RCSM (Regulatory Compliance and Sector Monitoring)

Date: 19/10/2021



ACKNOWLEDGEMENT
I ACCEPT / DO NOT ACCEPT
appointment as Acting Chief
Director: integrated environmental
authorizations

Signed: 

Date: 20 October 2021