



Our Ref: BA 2020/02
DARDLEA Ref: 1/3/1/16/1N-218

7 August 2020

Attention: Ms. D. Tswai
Department of Agriculture, Rural Development, Land and Environmental Affairs
Private Bag X7255
Witbank
1035

Dear Ms. Tswai

RE: THE DEVELOPMENT OF A NEIGHBOURHOOD SHOPPING CENTRE ON ERF 1051 (ZONED PUBLIC OPEN SPACE), ROCKDALE, MIDDELBURG (DARDLEA REF: 1/3/1/16/1N-218)

The applicant, *Chester Supplies (Pty) Ltd*, intends to develop a neighbourhood shopping centre on Erf 1051, Rockdale, Middelburg. The property is ±2 ha in extent and located in the residential area of Rockdale, adjacent to the N11 national road (Hendrina Road). The proposed shopping centre will comprise of an anchor shop, various line shops, delivery bays and parking areas. The said property will be rezoned from 'Public Open Space' to 'Business 2' to allow for the development of the shopping centre.

The proposed project would involve listed activities in terms of Section 24(2), 24(5), 24D and 44, read with Section 47A(1)(b) of the National Environmental Management Act, 1998. In order to obtain environmental authorisation, a Basic Assessment must be conducted as described in Regulations 19 and 20 of the Environmental Impact Assessment Regulations, 2014 (as amended).

The applicant appointed AdiEnvironmental cc to conduct the necessary Basic Assessment. Please find attached the application form w.r.t. the above-mentioned project:

- Application for authorisation in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Environmental Impact Assessment Regulations, 2014.

Please also find attached the payment confirmation with regards to the application fee of R2000. The beneficiary reference number used by AdiEnvironmental cc is EIM 1/3/1/16/1N-218 ERF1051.

It would be appreciated if you could forward a letter **acknowledging receipt** of the above-mentioned documentation as soon as possible. It would also be appreciated if you could indicate a date for a meeting and site visit.

Thanking you

Adie Erasmus Pr. Sci. Nat.
AdiEnvironmental cc

Copy to: *Chester Supplies (Pty) Ltd.*

**ACKNOWLEDGEMENT OF RECEIPT OF DOCUMENTATION:
(BA Report - Ref: BA2020/02)**

Name of official:

Signature of official:

Date:



Application for authorisation in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Environmental Impact Assessment Regulations, 2014 (as amended)

File Reference Number:

NEAS Reference Number:

Date Received:

Responsible Official:

(For official use only)

PROJECT TITLE

The Development of a Neighbourhood Shopping Centre on Erf 1051 (zoned Public Open Space), Rockdale, Middelburg

IMPORTANT INFORMATION

1. This application form is current as of 4 October 2019. It is the responsibility of the proponent to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
2. It is the responsibility of the proponent to confirm that DARDLEA is the competent authority to which this application must be submitted (refer to NEMA section 24C).
3. The required information must be typed within the spaces provided in the form. The sizes of the spaces provided are not necessarily indicative of the amount of information to be provided.
4. Where applicable **black out** the boxes that are not applicable in the form.
5. The use of the phrase "not applicable" in the form must be done with circumspection.
6. This application form **must** be accompanied by a screening report generated through the national web-based environmental screening tool at <https://screening.environment.gov.za/screeningtool>. Should the application form not be submitted at the relevant district office, it will not be considered.
7. No faxed or e-mailed applications will be accepted.
8. **Proof of payment of the applicable fee for consideration and processing of applications must accompany the submission of this form, unless an exclusion applies.** If an exclusion applies, a **written motivation** must be attached to this application form.
9. If the proponent is not the owner or person in control of the land on which the activity is to be undertaken, written consent from the landowner or person in control of the land must be obtained and must be attached to this application form, unless Regulation 39(2) applies.
10. The original signed declarations by the applicant and by the EAP and any specialist, which EAP and specialist meet all the requirements contemplated in Regulation 13, must accompany this application form. Where specialists and review EAPs/specialists are appointed after the submission of this form, the relevant declaration forms in Section 10 must be completed, and the original signed forms must accompany the draft basic assessment or the draft environmental impact assessment reports, as well as final reports to be submitted to this Department.
11. Unless protected by law, all information contained in this application will become public information on receipt by the Department. Upon request, the applicant/EAP must provide any interested and affected party with the information contained in or submitted with this application form.
12. Where exemption is intended to be applied for, such application must be made in terms of the National Exemption Regulations, 2014, and must be finalised before lodging an application for environmental authorisation.
13. If, in addition to this application, you must also apply for a Waste Management Licence in terms of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) and/or an Atmospheric Emission Licence in terms of the National Environmental: Air Quality Act, 2004 (Act No. 39 of 2004, then separate application forms in terms of the applicable legislation must be completed and submitted to the relevant licensing authorities.

14. An application for environmental authorisation lapses if the applicant fails to meet any of the timeframes prescribed in terms of the 2014 EIA Regulations (as amended).
15. DARDLEA has not prescribed a format for Basic Assessment, Scoping or Environmental Impact Assessment Reports, or Environmental Management Programmes. Said reports must however contain all the information set out in Appendices 1, 2, 3 and 4 respectively.
16. This form, and all subsequent reports, **MUST BE SUBMITTED TO THE DEPARTMENT AT THE RELEVANT DISTRICT OFFICE** given below. Should the application form not be submitted at the relevant district office, it will not be considered.

EHLANZENI DISTRICT	NKANGALA DISTRICT	GERT SIBANDE DISTRICT
Environmental Impact Management Riverside Office Park Aqua Street (opposite Audi) Building 4, East Tower Nelspruit 1200 Tel: 013 759 4000	Environmental Impact Management Corner Rosemead and Ryan Road Witbank 1035 Tel: 013 692 5843	Environmental Impact Management 13 De Jager Street Ermelo 2351 Tel: 017 811 4830
Please note that the addresses provide above are subject to change. It is the responsibility of the applicant / EAP to verify the abovementioned details with the relevant District Offices prior to submission of all application forms and reports.		

PROOF OF PAYMENT

Tick the appropriate box below to indicate that either proof of payment is attached or that, in the applicant's view, an exclusion applies. Proof and motivations for exclusions must be attached to this application form.

Proof of payment attached:

Exclusion applies:

An applicant is excluded from paying fees if:

- The activity is a community based project funded by a government grant; or
- The applicant is an organ of state

TYPE OF EXCLUSION	Tick which is applicable and attach proof / motivation
The activity is a community based project funded by a government grant	
The applicant is an organ of state	

FEE AMOUNT		
APPLICATION TYPE	FEE	Tick which is applicable
Application for an environmental authorisation for which basic assessment is required	R2000	<input checked="" type="checkbox"/>
Application for an environmental authorisation for which S&EIR is required	R10 000	<input type="checkbox"/>

Details for the payment of application fees

Banking Details:

Account name: Dept of Agric, Rural Dev & Land

Bank: Standard Bank

Account number: 0303 02285

Branch Code: 052852 (Nelspruit)

Type of account: Current

Status: Tax exempt

Beneficiary reference number: **EIM + ABBREVIATED PROJECT DESCRIPTION**

Proof of payment must be attached to this application form.

"Proof of payment" includes a receipt, a stamped deposit slip, electronic fund transfer copy or a payment advice.

NB: PAYMENT MUST BE MADE IN THE SAME MONTH THAT AN APPLICATION FORM IS TO BE SUBMITTED.



1. PROJECT TITLE

The Development of a Neighbourhood Shopping Centre on Erf 1051 (zoned Public Open Space), Rockdale, Middelburg

Provide a clear, accurate and detailed description of the development project and its associated infrastructure.

The applicant, Chestar Supplies (Pty) Ltd. intends to develop a neighbourhood shopping centre on Erf 1051, Rockdale, Middelburg (Figure 1). The said site is located adjacent to the N11 national road (Hendrina Road) and ±800m north of the N4 national road, within the Rockdale residential area. The site is ±2 ha in extent. An old borrow pit and a construction camp (for the upgrading of the N11 national road) are present on site. The proposed shopping centre will comprise of an anchor shop, various line shops, delivery bays and parking area. See Figure 2 for the proposed site development plan. The said property will be rezoned from 'Public Open Space' to 'Business 2' to allow for the development of the shopping centre. Services will be provided by the Steve Tshwete Local Municipality. Access to the site will be obtained from Ekukhanyeni Street connecting to the N11 national road (Figure 2).

2. GENERAL INFORMATION

Applicant:	Chestar Supplies (Pty) Ltd		
Trading name (if any):			
Contact person:	Mr. DV Mdebele		
Physical address:	13 Springbok Avenue, Kanonkop, Middelburg		
Postal address:	P.O. Box 5662, Middelburg		
Postal code:	1050	Cell:	082 789 5365
Telephone:	-	Fax:	-
E-mail:	donvuvu@gmail.com and sollylatif@me.com		

In instances where there is more than one applicant, this section must be duplicated

Company name of EAP:	AdiEnvironmental cc		
EAP name and surname:	Adrienne (Adie) Erasmus; Riana Janse van Rensburg		
Postal address:	PO Box 647, Witbank		
Postal code:	1035	Cell:	083 271 8260
Telephone:	013 – 69 75021	Fax:	013 – 697 5021
E-mail:	adie@adienvironmental.co.za ; riana@adienvironmental.co.za		
Qualifications & relevant experience	Adie: M.Sc; Pr. Sci. Nat with more than 25 years environmental management experience. Riana: M. Env. Mgt with more than 18 years environmental management experience.		
Professional affiliation(s) (if any)	Adie: Professional Natural Scientist registered with South African Council for Natural Scientific Professions (Registration number: 400078/96). EAP Registration No: 2019/604 Riana: EAP Registration No: 2019/1341		

Landowner:	Chestar Supplies (Pty) Ltd (<i>property was purchased from the Steve Tshwete Local Municipality on 2 October 2019 – see Appendix 2</i>)		
Contact person:	Mr. DV Mdebele		
Postal address:	P.O. Box 5662, Middelburg		
Postal code:	1050	Cell:	082 789 5365
Telephone:	-	Fax:	-
E-mail:	donvuvu@gmail.com and sollylatif@me.com		

In instances where there is more than one landowner, this section must be duplicated.

District Municipality in whose jurisdiction the proposed activity will fall (Delete which is not applicable):

Ehlanzeni	Nkangala	Gert Sibande
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Local authority in whose jurisdiction the proposed activity will fall:

Nearest town:	Steve Tshwete Local Municipality		
Contact person:	Middelburg		
Postal address:	Mr. M. Mahamba (Chief Townplanner)		
Postal code:	P.O. Box 14, Middelburg	Cell:	082 669 7048
Telephone:	1050	Fax:	013-249 7167
E-mail:	013-249 7167	mmahamba@stevetshwetelm.gov.za	

In instances where there is more than one local authority involved, this section must be duplicated.



3. SITE DESCRIPTION

Property description:	Erf 1051, Rockdale, Middelburg <small>(Farm name, portion, number and registration division or Erf number etc.) Where a large number of properties are involved (e.g. linear activities), please attach a full list to this application.</small>																				
Current land-use zoning:	Public Open Space <small>In instances where there is more than one current land-use zoning, please attach a list of current land use zonings that also indicate which portions each use pertains to, to this application.</small>																				
Property size (m²) of all proposed sites:	1.99 ha																				
Development footprint size (m²):	1.99 ha																				
Project map:	A project map must be attached to this document. The map must accurately provide an indication of the project site position as well as the positions of the alternative sites, if any, and <ul style="list-style-type: none"> road names or numbers of all major roads as well as the roads that provide access to the site(s); a north arrow; any sensitive geographic features (eg. watercourses) SEE FIGURE 1: LOCATION OF SITE																				
Site co-ordinates:	<p>Indicate the position of the activity using the latitude and longitude of the centre point of the preferred site alternative. The co-ordinates must be in degrees, minutes and seconds using the Hartebeesthoek94 WGS84 co-ordinate system.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="text-align: center;">Latitude (S):</td> <td style="text-align: center;">Longitude (E):</td> </tr> <tr> <td style="text-align: center;">25° 49' 22.38"S</td> <td style="text-align: center;">29° 31' 25.87"E</td> </tr> </table> <p>In the case of linear activities:</p> <ul style="list-style-type: none"> Starting point of the activity Middle point of the activity End point of the activity <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="text-align: center;">Latitude (S):</td> <td style="text-align: center;">Longitude (E):</td> </tr> <tr> <td style="text-align: center;">° ' "</td> <td style="text-align: center;">° ' "</td> </tr> <tr> <td style="text-align: center;">° ' "</td> <td style="text-align: center;">° ' "</td> </tr> <tr> <td style="text-align: center;">° ' "</td> <td style="text-align: center;">° ' "</td> </tr> </table>	Latitude (S):	Longitude (E):	25° 49' 22.38"S	29° 31' 25.87"E	Latitude (S):	Longitude (E):	° ' "	° ' "	° ' "	° ' "	° ' "	° ' "								
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SG 21 Digit Code(s):	<p>Indicate all the Surveyor-General 21 digit codes for all sites (including portions of sites) that are part of the application. If there are more than 4, attach a list with the rest of the codes.</p> <table style="margin-left: auto; margin-right: auto;"> <tr> <td>T</td><td>O</td><td>J</td><td>S</td><td>0</td><td>1</td><td>0</td><td>3</td><td>0</td><td>0</td><td>0</td><td>0</td><td>1</td><td>0</td><td>5</td><td>1</td><td>0</td><td>0</td><td>0</td><td>0</td> </tr> </table>	T	O	J	S	0	1	0	3	0	0	0	0	1	0	5	1	0	0	0	0
T	O	J	S	0	1	0	3	0	0	0	0	1	0	5	1	0	0	0	0		



4. TYPE OF APPLICATION

4.1 Application for Basic Assessment

Is this an application for conducting a basic assessment (as defined in the Regulations)?

YES	NO
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Please indicate when the final basic assessment report will be submitted:

AUGUST 2020

4.2 Application for Scoping and Environmental Impact Assessment (S&EIR)

Is this an application for Scoping and EIR (as defined in the Regulations)?

YES	NO
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Please indicate when the final Scoping Report (including the Plan of Study for EIA) will be submitted:

NOT APPLICABLE

5. ACTIVITIES APPLIED FOR TO BE AUTHORISED

For an application for authorisation that involves more than one listed or specified activity that, together, make up one development proposal, all the listed activities pertaining to this application must be indicated.

Government Notice R983 (as amended) Activity No.	Describe the relevant Basic Assessment Activity in writing as per Listing Notice 1 (GN No. R983, as amended)	Describe the portion of the development as per the project description that relates to the applicable listed activity
Listing Notice 1 Listed Activity 27	<i>The clearance of an area of 1 hectares or more, but less than 20 hectares of indigenous vegetation, except where such clearance of indigenous vegetation is required for— (i) the undertaking of a linear activity; or (ii) maintenance purposes undertaken in accordance with a maintenance management plan.</i>	Approximately 1.4ha of highly disturbed indigenous vegetation will be cleared for the construction of the buildings.
Government Notice R985 (as amended) Activity No:	Describe the relevant Basic Assessment Activity in writing as per Listing Notice 3 (GN No. R985, as amended)	Describe the portion of the development as per the project description that relates to the applicable listed activity
Listing Notice 3 Listed Activity 12	<i>The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.</i>	Approximately 1.4ha of highly disturbed indigenous vegetation will be cleared for the construction of the buildings.
Listing Notice 3 Listed Activity 15	<i>The transformation of land bigger than 1000 square metres in size, to residential, retail, commercial, industrial or institutional use, where, such land was zoned open space, conservation or had an equivalent zoning, on or after 02 August 2010.</i>	Erf 1051 is 1.99ha in extent and zoned Public Open Space. The development of the neighbourhood shopping centre will result in the transformation of the Public Open space (currently old borrow pit) to commercial development.
Government Notice R984 (as amended) Activity No:	Describe the relevant Scoping and EIA Activity in writing as per Listing Notice 2 (GN No. R984)	Describe the portion of the development as per the project description that relates to the applicable listed activity
	N/A	
<p>Please note: Only those activities listed above shall be considered for authorisation. The onus is on the applicant to ensure that all applicable listed activities are included in the application. Environmental Authorisation must be obtained prior to commencement with each applicable listed activity. If a specific listed activity is not included in an Environmental Authorisation, a new/separate application for Environmental Authorisation for such activity will have to be submitted.</p>		

6. PUBLIC PARTICIPATION

6.1 Public Participation undertaken to date

Where public participation in terms of Regulations 40, 41 and 42 was undertaken prior to submission of this application, please provide a summary of the steps followed to date. Please remember that in terms of Regulation 40(3), all potential or registered I&AP's **must** be provided with an opportunity to comment on draft reports once an application has been submitted to the CA.

- **Project Advertising (newspaper):** A notice was placed in the local newspaper, Middelburg Observer, on Friday 31 January 2020.
- **Project Advertising (onsite notices):** English and Zulu notices were placed on the fence at the temporary construction camp, adjacent to Ekukhanyeni and Kangaroo Streets and on the north eastern corner of the site.
- **Project Advertising (offsite notices):** A notice was displayed at the Gerard Sekoto Public Library.
- **Flyers** were distributed by hand to the houses adjacent to the proposed site, to people passing through the area and to other interested parties within Rockdale.
- A **Background Information Document (BID)** was compiled and forwarded to identified interested and affected parties, stakeholders and government departments.
- A 30-day registration period was provided (i.e. 31 January 2020 to 2 March 2020).
- Copies of the above-mentioned documentation will be provided as part of the Basic Assessment compiled.

See Appendix 5 for a copy of the Public Participation Plan.

6.2 State Departments identified in terms of S240

Provide a list of all State Departments / Organs of State that will be / have been consulted, and to whom draft reports will be submitted for comment. **Proof of submission / delivery of the draft report to all State Departments / Organs of State must be attached to the final BAR / S&EIR.**

Name of Department	Contact person	Address	Email Address	Phone number
Department of Water and Sanitation (DWS)	NS Maliaga	P/Bag X10580 Bronkhorstspuit, 1020	MaliagaN@dwa.gov.za	013-932 2061
Mpumalanga Tourism and Parks Agency (MTPA)	Komilla Narasoo (Land Use Advisory Unit)	Private Bag X11338 Nelspruit, 1200	knarasoo@mtpa.co.za	013 – 254 0279; 084 232 2902
Steve Tshwete Local Municipality	M Mahamba	P.O. Box 14 Middelburg, 1050	mmahamba@stevetswetelm.gov.za	013-249 7178

Please note: In terms of Regulation (7)2, the EAP is responsible for consulting with all relevant State Departments / Organs of State in respect of the application (unless agreement to the contrary has been reached with the Department), and such State Departments must be provided with a 30 day comment period.

7. OTHER AUTHORISATIONS

7.1 Do you need any authorisations in terms of the following legislation ?

National Environmental Management: Waste Act (NEMWA)
National Environmental Management: Air Quality Act (NEMAQA)

YES	NO
YES	NO
YES	NO

Have such applications been lodged already?

If Yes, please attach proof of submission and provide a status update below. If no, then indicate when such applications will be submitted.

8. NATIONAL SECTOR CLASSIFICATION

Please indicate, by marking the appropriate box below, the **ONE** sector most applicable to the main development which forms the subject of this application

Infrastructure /Transport Services/Roads - Public		Services/Waste Management Services/Disposal facilities - Hazardous	
Infrastructure /Transport Services/Roads - Private		Services/Waste Management Services/Disposal facilities - Nuclear	
Infrastructure /Transport Services/Rail - Public		Services/Waste Management Services/Disposal facilities - General	



Infrastructure /Transport Services/Rail - Private		Services/Waste Management Services/Treatment facilities - Hazardous	
Infrastructure /Transport Services/Airport/Runways/Landing Strip/Helipad - Commercial		Services/Waste Management Services/Treatment facilities - General	
Infrastructure /Transport Services/Airport/Runways/Landing Strip/Helipad - Private		Services/Waste Management Services/Storage Facilities - General	
Infrastructure /Transport Services/Airport/Runways/Landing Strip/Helipad - Public Services		Services/Waste Management Services/Storage Facilities - Hazardous	
Infrastructure /Transport Services - Ports		Services/Waste Management Services/Storage Facilities - Nuclear	
Infrastructure /Transport Services - Inland Waterways		Services/Burial and cemeteries - Cemeteries	
Infrastructure /Transport Services - Marina		Services/Burial and cemeteries - Cremators	
Infrastructure /Transport Services - Canal		Services/Water services/Storage - Dams	
Infrastructure /Localised infrastructure - Infrastructure in the Sea/Estuary/Littoral Active Zone/Development Setback/100M Inland/or coastal public property.		Services/Water services/Storage - Reservoirs	
Infrastructure /Localised infrastructure - Zip Lines & Foefie Slides		Services/Water services - Desalination	
Infrastructure /Localised infrastructure - Cableway or Funiculars		Services/Water services - Treatment & Waste Water	
Infrastructure /Localised infrastructure - Billboards		Services - Hospitality	
Infrastructure /Localised infrastructure - Depot for dangerous goods		Mining - Prospecting rights	
Infrastructure /Localised infrastructure - Filling station or Tanks for dangerous goods		Mining - Mining Permit	
Utilities Infrastructure/Pipelines - Fresh/Storm Water Urban		Mining - Mining Right	
Utilities Infrastructure/Pipelines - Fresh/ Storm Water Rural		Mining/Exploration Right - Gas or Oil Marine	
Utilities Infrastructure/Pipelines - Waste Water		Mining/Exploration Right - Gas or Oil Terrestrial	
Utilities Infrastructure/Pipelines - Dangerous Goods Urban		Mining/Production Right - Gas or Oil Marine	
Utilities Infrastructure/Pipelines - Dangerous Goods Rural		Mining/Production Right - Gas or Oil Terrestrial	
Utilities Infrastructure/Telecommunications/ Radio Broadcasting - Tower		Mining/Underground gasification of coal - Oil	
Utilities Infrastructure/Telecommunications/ Radio Broadcasting - Mast		Mining/Beneficiation - Hydrocarbon	
Utilities Infrastructure/Telecommunications/ Radio Broadcasting - Receivers		Mining/Beneficiation - Mineral	
Utilities Infrastructure - Marine Cables		Agriculture/Forestry/ Fisheries - Crop Production	
Utilities Infrastructure/Electricity /Generation/Non Renewable/Hydrocarbon - Petroleum		Agriculture/Forestry/ Fisheries - Animal Production	
Utilities Infrastructure/Electricity /Generation/Non Renewable/Hydrocarbon - Coal		Agriculture/Forestry/ Fisheries - Afforestation	
Utilities Infrastructure/Electricity /Generation/Non Renewable - Nuclear		Agriculture/Forestry/ Fisheries - Aquaculture	
Utilities Infrastructure/Electricity /Generation/Renewable - Hydro		Agriculture/Forestry/ Fisheries - Agro-Processing	
Utilities Infrastructure/Electricity /Generation/Renewable/Solar - PV		Transformation of land - Indigenous vegetation	
Utilities Infrastructure/Electricity /Generation/Renewable/Solar - CSP		Transformation of land - From open space or Conservation	X
Utilities Infrastructure/Electricity /Generation/Renewable - Wind		Transformation of land - From agriculture or afforestation	
Utilities Infrastructure/Electricity /Generation/Renewable - Biomass/ biofuels		Transformation of land - From mining or heavy industrial areas	
Utilities Infrastructure/Electricity /Generation/Renewable - Wave		Any activities within or close to a watercourse	
Utilities Infrastructure/Electricity /Distribution and Transmission - Power line		Any activity in an estuary, on the seashore, in the littoral active zone, or in the sea.	
Utilities Infrastructure/Electricity /Distribution and Transmission/Substation -		Activity requiring permit or licence in terms of National or Provincial legislation governing the release or generation of emissions - Emissions	
Release of Genetically Modified Organisms		Activity requiring permit or licence - Marine Effluent	
		Activity requiring permit or licence - Fresh Water Effluent	

8. CAPITAL VALUE AND JOB CREATION ESTIMATES (if applicable)

Capital value	Job estimates
R52 million	Construction phase: 100 – 150 persons Operational phase: 50 – 80 persons depending on the Anchor Tenant.

9. LIST OF APPENDICES

		Submitted	
Appendix 1	Proof of payment, or	YES	N/A
	Written motivation where exclusion of payment applies	YES	N/A
Appendix 2	Land owner consent	YES	N/A
Appendix 3	Project map / plan	YES	N/A
Appendix 4	Screening Report	YES	NO



10. DECLARATIONS

10.1 The Applicant

Note: Duplicate this section where there is more than one applicant.

I, D.V. Mndebele, in my personal capacity or duly authorised thereto hereby declare/affirm all the information submitted or to be submitted as part of the application is true and correct, and that I:

- am fully aware of my responsibilities in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA"), the Environmental Impact Assessment Regulations ("EIA Regulations") in terms of NEMA (Government Notice No. R. 982 refers) and any relevant specific environmental management act and that failure to comply with these requirements may constitute an offence in terms of relevant environmental legislation;
- appointed the environmental assessment practitioner and/or specialists, where applicable, which EAP and/or specialists meet all the requirements in terms of regulation 13 of GN No. R 982 to act as independent environmental assessment practitioner for this application;
- will provide the EAP, specialists and the competent authority with access to all information at my disposal that is relevant to the application;
- will be responsible for the costs incurred in complying with the NEMA EIA Regulations, 2014 and other environmental legislation including but not limited to –
 - costs incurred in connection with the appointment of the environmental assessment practitioner or any person contracted by the environmental assessment practitioner;
 - costs incurred in respect of independent reviews in terms of regulation 13(2) of GN No. R982;
 - costs incurred in respect of the undertaking of any process required in terms of the regulations;
 - costs in respect of any fee prescribed by the Minister or MEC in respect of the regulations;
 - costs in respect of specialist reviews, if the competent authority decides to recover costs; and
 - the provision of security to ensure compliance with applicable management and mitigation measures;
- am responsible for complying with conditions that may be attached to any decision(s) issued by the competent authority;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of the EIA Regulations, 2014;
- hereby indemnify the government of the Republic, the competent authority and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action for which the applicant or environmental assessment practitioner is responsible in terms of the NEMA EIA Regulations, 2014 and any specific environmental management act; and
- will not hold the competent authority responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to an appeal being decided in terms of the NEMA Regulations, 2014.

Note: If acting in a representative capacity, a certified copy of the resolution or power of attorney must be attached.



Signature of the applicant

Chester Supplies (Pty) Ltd

Name of company

3 July 2020

Date



EXTRACT OF THE MINUTES OF THE MEETING OF THE BOARD OF
DIRECTORS OF CHESTAR SUPPLIES (PTY) LTD

(REGISTRATION NUMBER 2018/324274/07)

HELD ON THE

12 (DAY)TH OF November (MONTH) 2019 (YEAR)

RESOLVED THAT:

1. The company entered into a Sales Agreement with the Steve Tshwete Local Municipality to purchase **Erf 1051, Rockdale** (property situated in the jurisdiction of Steve Tshwete Local Municipality (the **subject property**), and agreed to lodge an application for land use change and park closure and authorisation in terms of the Steve Tshwete Local Municipality Spatial Planning and Land Use Management By-law (15 January 2016) read with the provisions of the Spatial Planning and Land Use Management Act (Act 16 of 2013) and or in terms of any other applicable legislation to any authorised and competent Planning Authority with jurisdiction, for the park closure and Rezoning of **Erf 1051, Rockdale** from its current zoning of "Public Open Space" to an appropriate "Business" zoning in terms of the Steve Tshwete Local Municipality Town Planning Scheme, 2004 to procure the effective vesting of such land use rights for the aforementioned property and authority to lawfully conduct such intended development on or from the subject property and/or if required to lodge or oppose any appeal to the relevant Appeal Authority or any such statutory body in terms of the prevailing legislation, in respect of the outcome of any application envisaged in this paragraph in the pursuance of such application to finality.
2. That **Donald Vusi Mndebele, ID 570107 5904 084** in his capacity as Director of the company be authorised, with power of delegation, substitution and ratification, to appoint consultants and/or attorneys for purposes of the finalisation of the aforementioned application or actions, to sign all documents and statements and depose to any required affidavits on behalf of the Company in that regard, and if necessary, to lodge or oppose an appeal in

DVM



respect of the outcome of such Application in terms of any applicable legislation to any competent Appeal Authority, and if required to file or oppose a High Court Application in respect of the outcome of the application envisaged in paragraph 1 hereto and to pursue to finality in order to give effect to paragraph 1 above.

CERTIFIED AS A TRUE EXTRACT FROM THE MINUTES OF THE ABOVE MENTIONED MEETING

Signed at Middelburg on this 12th day of November (year 2019) and certified as a true extract of the minutes of the above mentioned meeting.



COMPANY DIRECTOR

COR39

**Certificate issued by the Companies and Intellectual Property Commission on Tuesday, October 15, 2019 10:04
Certificate of Confirmation**



Companies and Intellectual
Property Commission
a member of the SAG group

Registration number **2018/234274/07**
Enterprise Name **CHESTAR SUPPLIES (PTY) LTD**

Name
Postal Address

Active Directors / Officers

Surname and first names	ID number or date of birth	Director type	Appoint-ment date	Addresses
MNDEBELE, DONALD VUSI	5701075904084	Director	06/04/2018	Postal: 13 SPRINGBOK AVENUE, KANONKOP, MIDDELBURG, MPUMALANGA, 1050 Residential: 13 SPRINGBOK AVENUE, KANONKOP, MIDDELBURG, MPUMALANGA, 1050



10.2 The Environmental Assessment Practitioner (EAP)

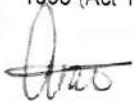
I, ADRIENNE ERASMUS as the appointed environmental assessment practitioner ("EAP") hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent (tick which is applicable):

<input checked="" type="checkbox"/>	other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or
-------------------------------------	---

<input type="checkbox"/>	am not independent, but another EAP that is independent and meets the general requirements set out in Regulation 13 has been appointed to review my work (Note: a declaration by the review EAP must be submitted);
--------------------------	---

- have expertise in conducting environmental impact assessments, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- will ensure compliance with the EIA Regulations 2014;
- will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the application;
- will take into account, to the extent possible, the matters listed in regulation 18 of the regulations when preparing the application and any report, plan or document relating to the application;
- will disclose to the proponent or applicant, registered interested and affected parties and the competent authority all material information in my possession that reasonably has or may have the potential of influencing any decision to be taken with respect to the application by the competent authority or the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority (unless access to that information is protected by law, in which case I will indicate that such protected information exists and is only provided to the competent authority);
- will ensure that information containing all relevant facts in respect of the application is distributed or made available to interested and affected parties and the public and that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced to support the application;
- declare that all the particulars furnished by me in this form are true and correct;
- am aware that it is an offence in terms of Regulation 48 to provide incorrect or misleading information and that a person convicted of such an offence is liable to the penalties as contemplated in section 49B(2) of the National Environmental Management Act, 1998 (Act 107 of 1998).



Signature of the environmental assessment practitioner

ADI ENVIRONMENTAL CC

Name of company

16 JULY 2020

Date



10.2 The Environmental Assessment Practitioner (EAP)

Riana van Rensburg, as the appointed environmental assessment practitioner ("EAP") hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent (tick which is applicable):

<input checked="" type="checkbox"/>	other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or
-------------------------------------	---

<input type="checkbox"/>	am not independent, but another EAP that is independent and meets the general requirements set out in Regulation 13 has been appointed to review my work (Note: a declaration by the review EAP must be submitted);
--------------------------	---

- have expertise in conducting environmental impact assessments, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- will ensure compliance with the EIA Regulations 2014;
- will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the application;
- will take into account, to the extent possible, the matters listed in regulation 18 of the regulations when preparing the application and any report, plan or document relating to the application;
- will disclose to the proponent or applicant, registered interested and affected parties and the competent authority all material information in my possession that reasonably has or may have the potential of influencing any decision to be taken with respect to the application by the competent authority or the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority (unless access to that information is protected by law, in which case I will indicate that such protected information exists and is only provided to the competent authority);
- will ensure that information containing all relevant facts in respect of the application is distributed or made available to interested and affected parties and the public and that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced to support the application;
- declare that all the particulars furnished by me in this form are true and correct; .
- am aware that it is an offence in terms of Regulation 48 to provide incorrect or misleading information and that a person convicted of such an offence is liable to the penalties as contemplated in section 49B(2) of the National Environmental Management Act, 1998 (Act 107 of 1998).

RvR

Signature of the environmental assessment practitioner

Adi Environmental cc

Name of company

16 July 2020

Date



10.3 The Review Environmental Assessment Practitioner (REAP)

I, as the appointed review environmental assessment practitioner ("REAP") hereby declare/affirm the correctness of the information provided as part of the application, and that I:

- am independent, and other than fair remuneration for work performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity;
- am fully aware of and meet all of the requirements of Regulation 13, and that failure to comply with any the requirements may result in disqualification;
- have reviewed/will review all the work undertaken by the EAP;
- have disclosed/will disclose, to the applicant, the EAP, the specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

Signature of the review environmental assessment practitioner

Name of company

Date



10.4 The Specialist

Note: Duplicate this section where there is more than one specialist.

I AC VAN VOLLENHOVEN, as the appointed specialist hereby declare/affirm the correctness of the information provided as part of the application, and that I:

- in terms of the general requirement to be independent (tick which is applicable):

<input checked="" type="checkbox"/>	other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or
-------------------------------------	---

<input type="checkbox"/>	am not independent, but another EAP that is independent and meets the general requirements set out in Regulation 13 has been appointed to review my work (Note: a declaration by the review specialist must be submitted);
--------------------------	--

- have expertise in conducting specialist work as required, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- will ensure compliance with the EIA Regulations 2014;
- will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the application;
- will take into account, to the extent possible, the matters listed in regulation 18 of the regulations when preparing the application and any report, plan or document relating to the application;
- will disclose to the proponent or applicant, registered interested and affected parties and the competent authority all material information in my possession that reasonably has or may have the potential of influencing any decision to be taken with respect to the application by the competent authority or the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority (unless access to that information is protected by law, in which case I will indicate that such protected information exists and is only provided to the competent authority);
- declare that all the particulars furnished by me in this form are true and correct;
- am aware that it is an offence in terms of Regulation 48 to provide incorrect or misleading information and that a person convicted of such an offence is liable to the penalties as contemplated in section 49B(2) of the National Environmental Management Act, 1998 (Act 107 of 1998).



Signature of the specialist

Archaetnos CC
Name of company

1 April 2020

Date



10.4 The Specialist

Note: Duplicate this section where there is more than one specialist.

I ...Heidi Fourie....., as the appointed specialist hereby declare/affirm the correctness of the information provided as part of the application, and that I:

- in terms of the general requirement to be independent (tick which is applicable):

<input checked="" type="checkbox"/>	other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or
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<input type="checkbox"/>	am not independent, but another EAP that is independent and meets the general requirements set out in Regulation 13 has been appointed to review my work (Note: a declaration by the review specialist must be submitted);
--------------------------	--

- have expertise in conducting specialist work as required, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- will ensure compliance with the EIA Regulations 2014;
- will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the application;
- will take into account, to the extent possible, the matters listed in regulation 18 of the regulations when preparing the application and any report, plan or document relating to the application;
- will disclose to the proponent or applicant, registered interested and affected parties and the competent authority all material information in my possession that reasonably has or may have the potential of influencing any decision to be taken with respect to the application by the competent authority or the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority (unless access to that information is protected by law, in which case I will indicate that such protected information exists and is only provided to the competent authority);
- declare that all the particulars furnished by me in this form are true and correct;
- am aware that it is an offence in terms of Regulation 48 to provide incorrect or misleading information and that a person convicted of such an offence is liable to the penalties as contemplated in section 49B(2) of the National Environmental Management Act, 1998 (Act 107 of 1998).



Signature of the specialist

Heidi Fourie

Name of company

2020/04/02

Date



10.5 The Review Specialist

I, as the appointed review specialist hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- am independent, and other than fair remuneration for work performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity;
- am fully aware of and meet all of the requirements of Regulation 13, and that failure to comply with any the requirements may result in disqualification;
- have reviewed/will review all the work undertaken by the specialist;
- have disclosed/will disclose, to the applicant, the EAP, other specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

Signature of the review specialist

Name of company

Date



APPENDIX 1: PROOF OF PAYMENT



7/17/2020

Nedbank Internet Banking



Once-off payment notification

Date: 17/07/2020 Time: 12:54 PM

From account details:	CURRENT
My statement description:	ERF 1051 RONDEBOSCH
Beneficiary statement description:	EIM 1/3/1/16/1N-218 ERF1051 RB
To account number:	030302285
Branch:	051001
Amount:	R 2,000.00
Payment capture date:	17/07/2020
Reference number:	20200717/NEDBANK/002631179422

Please note: Payments to other banks, including Nedbank branches outside South Africa, may take up to three business days.



APPENDIX 2: LANDOWNER CONSENT

- WinDeed Property Report
- Steve Tshwete Local Municipality Council Resolution – letter dated: 23 August 2019
- Deed of Sale between Steve Tshwete Local Municipality and Chestar Supplies (Pty) Ltd. – document signed on 2 October 2019



WinDeed Database Deeds Office Property

ROCKDALE, 1051, 0 (MPUMALANGA)

GENERAL INFORMATION

Date Requested 2020/01/22 12:41
Deeds Office MPUMALANGA
Information Source WINDEED DATABASE
Reference -

**PROPERTY INFORMATION**

Property Type ERF
Erf Number 1051
Portion Number 0
Township ROCKDALE
Local Authority STEVE TSHWETE LOCAL MUNICIPALITY
Registration Division JS
Province MPUMALANGA
Diagram Deed DU1000/800
Extent 1.9999H
Previous Description -
LPI Code T0JS01030000105100000

OWNER INFORMATION**Owner 1 of 1**

Type LOCAL AUTHORITY
Name STEVE TSHWETE LOCAL MUNICIPALITY
ID / Reg. Number -
Title Deed T11618/2010
Registration Date 2010/09/22
Purchase Price (R) 1,845,043
Purchase Date 2005/03/09
Share 0.00
Microfilm -
Multiple Properties NO
Multiple Owners NO

ENDORSEMENTS (1)

#	Document	Institution	Amount (R)	Microfilm
1	I-493/2011C	-	UNKNOWN	-

HISTORIC DOCUMENTS

No documents to display

DISCLAIMER

This report contains information gathered from the WinDeed database and we do not make any representations about the accuracy of the data displayed nor do we accept responsibility for inaccurate data. LexisNexis will not be liable for any damage caused by reliance on this report and for legal purposes encourage validation on ownership details with the Deeds Office. This report is subject to the terms and conditions of the [WinDeed End User Licence Agreement \(EULA\)](#).



**Steve Tshwete
Local Municipality**

PO Box 14 | Middelburg | 1050
Cnr Walter Sisulu Str & Wanderers Ave
Middelburg | Mpumalanga
T: +27 (0)13 249 7000 | F: +27 (0)13 243 2550
council@stlm.gov.za

Your Reference:

Our Reference: 8/1/1-45726(P.Ngubeni/iec)

CHESTER SUPPLIES
STAND 35 ARAFAT STREET
EASTDENE
MIDDELBURG
1050

Dear Sir/Madam,

**TENDERS: TENDER BA19/07/2019: LAND : APPLICATION TO PURCHASE ERF 1051
ROCKDALE FOR COMMERCIAL CENTRE**

The above matter refers.

The Bid Adjudication Committee on 16 August 2019 has resolved as follows as per Resolution BA19/07/2019:

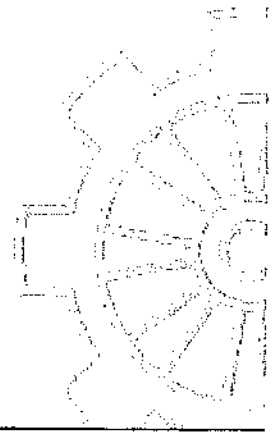
1. *THAT approval be granted to Chester Supplies (Pty) Ltd for the application to purchase Erf 1051 Rockdale for commercial centre purposes subject to the conditions stipulated in Resolution C39/03/2019 at an amount of R 850 000 (Eight Hundred and Fifty Thousand Rand) including VAT (i.e. R 1000 000,00 - less 15%)*
2. *THAT the subject property be re-valued should a transaction not be concluded within 12 months from the date of valuation (15/03/2019).*

In view of the above, you are kindly requested to forward the following information/documents to the Municipality.

- Resolution of the company as to who will sign on behalf of the company.
- ID copy of the authorized person/s.
- Postal and Physical Address of the authorized person/s
- Proof of payment

On receipt of the above information/documents, the Municipality will proceed with the conclusion of drafting the Deed of Sale with your company.

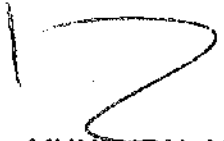
Should you have queries, kindly contact Ms P Ngubeni at 013 249 7240.



Kindly contact Ms P Ngubeni at 013 249 7240/7063 in order to finalize the matter.

Trusting that you will find the above in order.

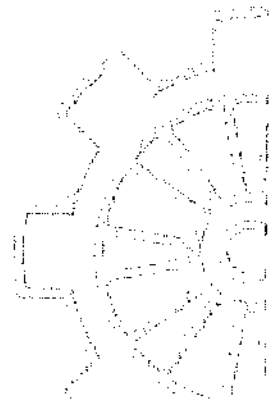
Yours faithfully

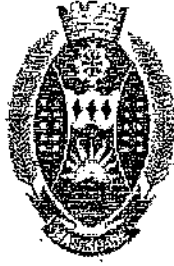


MUNICIPAL MANAGER

B Khenisa

23 August 2019





DEED OF SALE
BUSINESS ERVEN

ERF 1051 ROCKDALE

CHESTAR SUPPLIES (Pty) Ltd
P.O. BOX 5662
KANONKOP
MIDELBURG
1050
CONTACT NO: 0827895365

Cape

DEED OF SALE
RESIDENTIAL ERVEN

MEMORANDUM OF AGREEMENT FOR THE PURCHASE AND SALE OF IMMOVABLE PROPERTY
MADE AND ENTERED INTO BY AND BETWEEN

STEVE TSHWETE LOCAL MUNICIPALITY

herein represented by MATTHEWS BHEKUYISE KHENISA in his capacity as MUNICIPAL MANAGER or ANDRIES MDUDUZI MASILELA in his capacity as DIRECTOR: LEGAL AND ADMINISTRATION or THABO DESMOND MOKOENA in his capacity as ASSISTANT DIRECTOR: LEGAL SERVICES duly authorised by a resolution C47/01/2014 of the STEVE TSHWETE LOCAL MUNICIPALITY dated 30 JANUARY 2014,

herein called the SELLER, and

CHESTAR SUPPLIES (Pty) Ltd

[REG NO: 2018/234274/07]

herein represented by DONALD VUSI MNDEBELE with IDENTITY NUMBER 570107 5904 084, duly authorised by a resolution dated 23 August 2019.

hereinafter called the PURCHASER.

1

PROPERTY

The SELLER hereby, in terms of Resolution C39/03/2019 & BA19/07/2019 sells to the PURCHASER who hereby buys:

CERTAIN ERF	:	ERF 1051
IN THE TOWNSHIP	:	MIDDELBURG ROCKDALE
MEASURING	:	APPROXIMATELY 19 999m ²

hereinafter called the PROPERTY.

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2

PURCHASE PRICE

The purchase price is the sum of R850 000.00 [EIGHTY HUNDRED AND FIFTY THOUSAND RAND] VAT inclusive payable in cash and/or guarantee or guaranteed cheque on the date of signing this agreement.

3

NON SET-OFF

All payments in terms of this agreement shall be payable free of exchange and free of any other deductions at the offices of the SELLER, except for transfer costs and any costs incidental thereto which are payable to the transferring attorneys.

4

INTEREST

Interest calculated at prime rate shall be payable from date of sale on other monies which may be due by the PURCHASER to the SELLER from time to time. The SELLER however reserves the right to increase the rate of interest at any time with a maximum of 2 per centum (2%) per annum after thirty (30) days written notice has been given to the PURCHASER. Notwithstanding anything to the contrary herein contained the SELLER shall have the right to appropriate any monies received from the PURCHASER, firstly for the payment of any rates, fees, charges and interest and any amount payable.

5

OCCUPATION

Notwithstanding the date of signing of this agreement and notwithstanding the fact that transfer of the PROPERTY has not been given to the PURCHASER, the PURCHASER shall be entitled to take possession and occupation of the PROPERTY on the date of sale. The date of sale shall be the date of signature by the last party to the agreement. —



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PAYMENT OF RATES AND TAXES

6.1 From the date of sale the risk, loss, profit and advantage of the **PROPERTY** shall rest upon the **PURCHASER**, who shall be responsible for the payment of all municipal and government taxes and all other monies or levies payable in respect of the **PROPERTY** as well as interest on the selling price or any balance thereof (when applicable), and the **PURCHASER** shall be bound to comply with any requirements which may lawfully be imposed by the **SELLER** for the supply of water, electricity and sanitary services as well as assessment rates and other municipal levies, and all assessments and costs of any nature are for the debit of the **PURCHASER** and payable from that date.

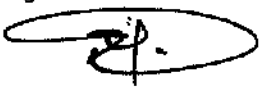
CONDITIONS

7.1. The **PROPERTY** is sold as indicated on the general plan of the township which is available for inspection at the office of the **SELLER**, but on condition that the **PURCHASER** shall subdivide or register at his own cost a portion as indicated in clause 1 of the agreement. The **SELLER** shall be under no obligation to point out the beacons of the original extent of the **PROPERTY** and shall also not be liable for payment or any costs incurred in this regard.

7.2 The **PROPERTY** hereby sold shall be subject to all the Conditions of Establishment and Conditions of Title of the Township Middelburg as well as all applicable provisions of the Municipal By-laws and the Steve Tshwete Town Planning Scheme 2004 and in particular the following conditions as included in the Steve Tshwete Town Planning Scheme, 2004:

The **PURCHASER** hereby acknowledges that he accepts the **PROPERTY** hereby sold subject to such conditions, that he shall comply with and execute such conditions and that he has acquainted himself with any encumbering conditions, limitations or servitudes which may exist in respect of the **PROPERTY**.

7.3 It is an express condition of this sale that the **PURCHASER** shall be obliged to erect and complete a building which will comply with and be permissible in terms of the Conditions of Establishment and Conditions of Title of the township, as well as the Town Planning Scheme and



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any applicable municipal by-laws within 24 [twenty four] months, from the date of sale, with a business building of at least twice the purchase price of the erf or PROPERTY, failing which the PROPERTY is to be retransferred to the SELLER for the original price at the cost of the PURCHASER.

- 7.4 That it be made a condition that the PURCHASER of the PROPERTY may not dispose of it within a period of 3[three] years from the date of registration of the PROPERTY unless it is developed. —
- 7.5 That the development and building plans are subject to the approval of the SELLER'S Department of Infrastructure Services.
- 7.6 The SELLER may, upon written application by the PURCHASER received within 3 [three] months before the expiry of the 24 [twenty four] months period, grant an extension of a period by a maximum of a further one year period.
- 7.7 The contents of paragraph 7.3 and 7.4 shall be included in the Title Deed of this PROPERTY and shall thus bind all successive owners of the PROPERTY.
- 7.7 No PURCHASER shall fail to keep the premises owned or occupied by him neat and clean and free of refuse, scrap, glass, paper, rags, rubble, weeds, shrubs, vehicle wrecks, scrap or any type of vehicle which is unsightly or may cause a nuisance or may be detrimental to public health or may offend residents of the area or may be derogatory to the aesthetically appearance of the area.
- 7.8 In the event of the PURCHASER failing to remove the cause of the nuisance and or to abate the nuisance within fourteen [14] days after having been served with the notice by the SELLER, the SELLER will remove the nuisance and recover the cost thereof from the PURCHASER.

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- 7.9 That all costs including, but not limited to, transfer costs, advertisement costs, all related town planning, subdivisional, rezoning, consolidation and registration costs involved with the transfer and/or the alienation of the property be for the account of the purchasers.
- 7.10 That the portion to be alienated be used for business purposes. —
- 7.11 That all Engineering Service Contribution and Services Connection Costs be for the account of the applicant.

8

VOETSTOOTS

No guarantee or representation whatsoever which has not been described and included herein is made or given by the **SELLER** and the sale is 'voetstoots'.

9

BREACH

- 9.1 In the event of the building as stipulated in Clause 7 under 'Conditions' not being fully erected within the specified time or such extended period as may be permitted, the **PROPERTY** having been registered in the name of the **PURCHASER**, the **SELLER** shall be entitled to immediate transfer to its name at the cost of the **PURCHASER**.
- 9.2 The **SELLER** shall further be entitled to —
- (a) waive the reversion at its discretion and in such instance the **PROPERTY** shall be exempted from the restrictions imposed in terms of Clause 7 thereof;

OR

- (b) retain the purchase price of such portion thereof as has been paid by the **PURCHASER** pending the re-sale of the **PROPERTY** to another purchaser. Upon such re-sale, the **SELLER** shall refund to the **PURCHASER** such amount as it has received in terms of the re-sale or such amount as it has retained, which ever is the lesser sum. Should such re-sale not have taken place within a period of one year from the date of the aforesaid reversion or retransfer, whichever is the later date, the entire amount which has been retained, shall be refunded;

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OR

[c] should the SELLER wish to retain the PROPERTY, refund to the PURCHASER an amount equal to the original selling price thereof, which refund shall be made on the date of the aforesaid reversion or retransfer whichever is the most recent.

9.2 Should the PURCHASER fail to comply with the provisions of Clause 7 or fail to comply promptly with any obligations as set out in this agreement like the non-payment of the purchase price, government taxes, assessment rates and levies or in the event of the PURCHASER violating any such conditions the SELLER shall, without any notice to the PURCHASER, be entitled to cancel this Agreement summarily and the SELLER will further be entitled to:

9.2.1 Claim full compliance of all the terms and conditions of this agreement including the payment of the full purchase price forthwith and/or;

9.2.2 Cancel the agreement in which event the SELLER shall be entitled to recover damages from the PURCHASER and pending the establishment of damages to retain on account of damages to be awarded any amounts which may have been paid hereunder and the PURCHASER shall immediately be dispossessed of and he hereby agrees, and binds himself/herself forthwith to give up possession of and to vacate the PROPERTY and any improvements effected thereon; and;

9.2.3 In any event be entitled to claim from the guilty party all costs at an attorney and client scale including costs incurred prior to issuing summons as well as collection of commission calculated at 10% (ten percent) on all amounts recovered or paid and interest on all amounts payable at prime rate from the date of sale and any such dates as the amounts are payable in terms hereof but in any event not later than from the date upon which the notice to the party in default was posted.

9.2.4 On non payment of the deposit and balance of the purchase price as in clause 2 of the Deed of Sale, by the PURCHASER, to automatically cancel the contract without any notice to the PURCHASER.

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- 9.2.5 Retain the purchase price pending the re-sale of the **PROPERTY** to another purchaser. Upon re-sale, the **SELLER** shall refund to the **PURCHASER** such amount as it has received in terms of the re-sale or such amount that it has retained, whichever is the lesser sum less 10% deposit. Should such re-sale not have taken place within a period of one year from the date of the aforesaid reversion or retransfer, whichever is the most recent, the entire amount which has been retained, shall be refunded and shall retain the 10% deposit already paid;
- 9.2.6 Should the **SELLER** wish to retain the **PROPERTY**, refund to the **PURCHASER** an amount equal to the original selling price thereof or the portion of the selling price which has already been paid to the **SELLER**, whichever shall be the lesser sum, which refund shall be made on the date of the aforesaid reversion or re-transfer whichever is the most recent, provided that the 10% deposit already paid by the **PURCHASER** shall be forfeited;
- 9.2.7 The 10% deposit shall in case of cancellation of this agreement for whatever reason/s (except for adverse soil conditions) be forfeited to the **SELLER**.
- 9.2.8 The 10% deposit shall be refunded to the **PURCHASER** in the case of cancellation of this agreement due to adverse soil conditions.

Provided that the **SELLER** shall be entitled, in any of the above instances, to deduct from any refund payable to the **PURCHASER** the costs resulting from such cancellation including the costs of retransferring the **PROPERTY** to the **SELLER**, as well as assessment rates, government taxes, commission payable to the auctioneer, and all charges payable in terms of any act or by-law applicable within the municipal area of Middelburg. In the event of the amount refundable to the **PURCHASER** being insufficient to cover the costs, assessment rates and levies as set out above, the **SELLER** shall have the right to recover any outstanding balances plus interest to date of payment from the **PURCHASER**.

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9.3. In the event of the cancellation of this agreement or the reverting back of the **PROPERTY** to the **SELLER**, the **SELLER** can according to his exclusive discretion and notwithstanding any preceding stipulation -

- (i) allow the **PURCHASER** to remove all improvements with the reservation that it be done in such a manner that the value of the **PROPERTY** will by no means be effected; or alternatively
- (ii) pay an amount to the **PURCHASER** for the value of the improvements as determined by an official / registered valuator of the **SELLER**, which valuation will be final, or an amount equal to the real cost thereof, whichever amount is the lowest.

The provisions of this sub-clause do not, in the event of the cancellation of this agreement, place an obligation on the **SELLER** to pay any compensation to the **PURCHASER** for improvements affected by the **PURCHASER** to the **PROPERTY**.

10

TRANSFER

10.1 The **PURCHASER** shall be responsible for the payment of all costs in connection with the transfer including transfer duty, value added tax (if payable) and other charges payable to the Government, stamp duty and the cost of this Deed of Sale. The **PURCHASER** acknowledges that he is aware that in terms of the Transfer Duty Act No. 40 of 1949, as amended, transfer duty is payable within six (6) months from the date of this sale and that thereafter there is a penalty duty payable on the unpaid duty. The **PURCHASER** shall be required to sign the transfer documents at the **SELLER's** attorneys within 2 [two] months from the date of sale failing which the **SELLER** shall take legal steps to cancel the deed of sale.

10.2 The **PURCHASER** shall be entitled to take transfer of the **PROPERTY** after all other payments due in terms of this agreement has been paid, or payment of such monies has been guaranteed. —

DVM





10.3 Transfer shall be passed by the **SELLER's** Attorneys within 180 days after signing the Deed of Sale. All costs of and incidental to transfer, including VAT and/or any costs shall be borne by the **PURCHASER** and shall be payable on demand to the transferring attorneys.

11

DOMICILIUM

The **PURCHASER** and **SELLER** hereby choose as their addresses for any purpose and as **domicilium citandi et executandi** for the purpose of this agreement, the following:

THE SELLER : Steve Tshwete Local Municipality
Municipal Buildings
Wanderers Avenue
MIDDELBURG 1050

THE PURCHASER : CHESTAR SUPPLIES (Pty) Ltd
35 ARAFAT STREET
EASTDENE
MIDDELBURG ... 1050
CONTACT: 0827895365

Any notice which is required to be given to the **PURCHASER** under this agreement or in regard to any rights or conditions as set out herein shall be sent to the **PURCHASER** to the above address, and all documents in regard to legal action which may be instituted by the **SELLER**, arising herefrom shall be served at that address. The parties also hereby agree to the jurisdiction of the Magistrate's Court in respect of the settlement of any dispute which may arise between them in regard to this agreement or the cancellation thereof notwithstanding that such dispute may fall outside the jurisdiction of the said Court. This Clause shall be deemed to be the required written consent to the jurisdiction of the Magistrate's Court in terms of the provisions of the Magistrate's Court Act, 1944, as amended, provided that the **SELLER** shall have the right to institute action in any other competent higher Court which may have jurisdiction.

In the event of the **SELLER** regarding it as essential or advisable to take legal action, to protect his interest, as a result of the default of the **PURCHASER**, the **SELLER** shall be entitled to recover the costs at the scale calculated as between attorney and client, and the **SELLER** shall particularly be entitled to recover the normal collection commission from the **PURCHASER** on any amounts recovered by his legal representative.

DVM

/



12

SOIL CONDITIONS

The PURCHASER acknowledges that he has ascertained himself of the soil conditions of the PROPERTY, that he, himself inspected the PROPERTY in a proper manner to determine any possible detrimental soil conditions. The PURCHASER hereby waive any of his rights to hold the SELLER responsible for any possible detrimental soil conditions.

13

FENCE

The PURCHASER shall, at his own expense, erect and maintain a fence or barrier to the satisfaction of the SELLER where and when required by the SELLER.

14

PROHIBITION

An explicit condition of sale of the PROPERTY is that the PURCHASER undertakes to ensure that no person will be allowed to be domiciled on the PROPERTY.

15

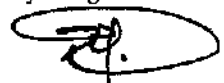
LIABILITY

This agreement of sale is subject to the conditions that any person who enters into a Deed of Sale on behalf of the Company to be formed and such company should not be registered, the person who entered into the agreement as aforesaid shall be held personally liable to comply with all the conditions contained in this agreement.

16

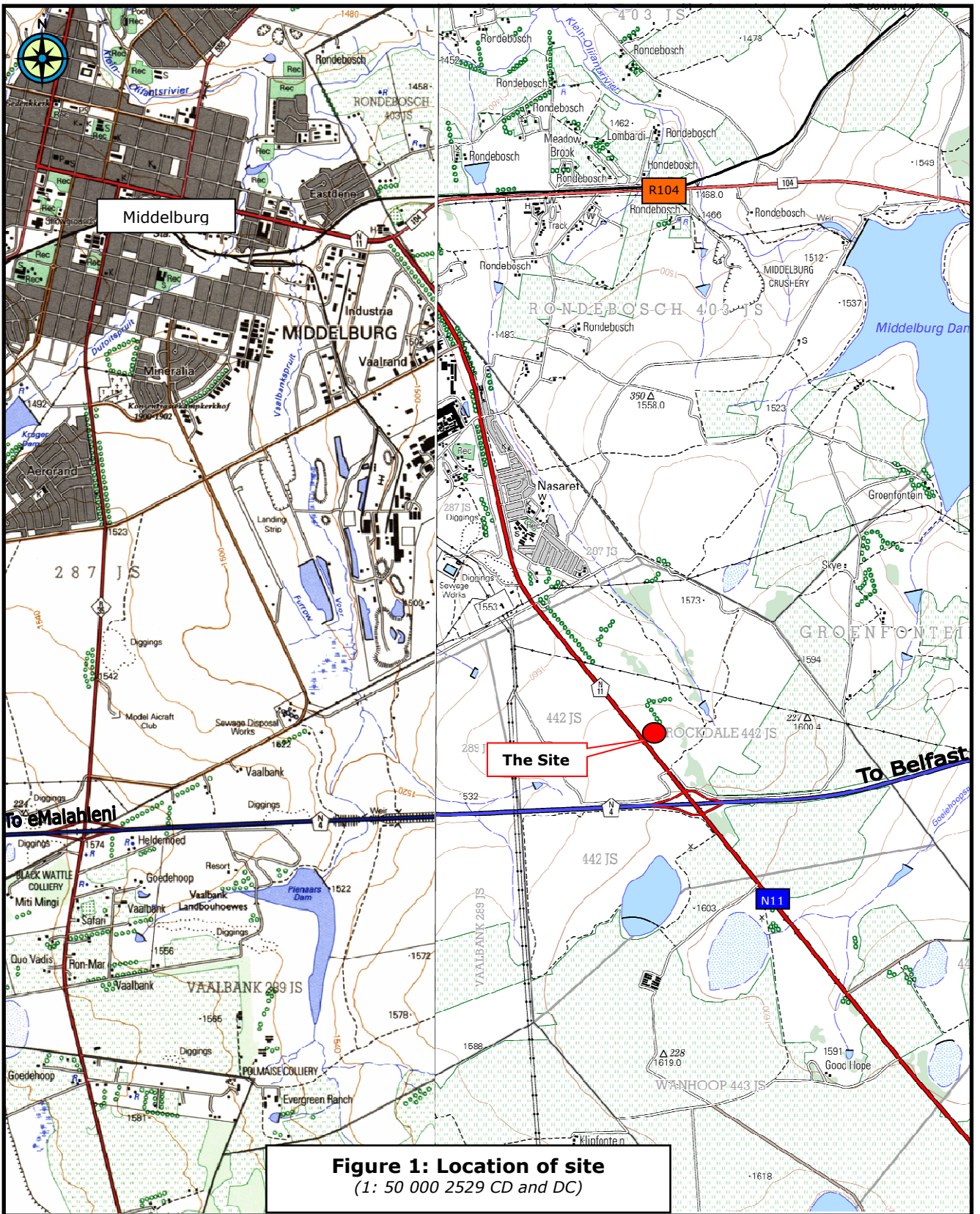
ENTIRE AGREEMENT

The parties agree that the above agreement represents the whole contract between them and that no other conditions, stipulations, guarantees or representations whatsoever by either of the parties or their agents have been entered into and any of the conditions, stipulations etc. by the parties, shall not be binding until reduced in writing and signed by both parties. No concession or extension which the SELLER may grant or permit to the PURCHASER in respect of any provision hereof or any obligation



APPENDIX 3: PROJECT MAP/PLAN





APPENDIX 4: SCREENING REPORT



**SCREENING REPORT FOR AN ENVIRONMENTAL AUTHORIZATION OR
FOR A PART TWO AMENDMENT OF AN ENVIRONMENTAL AUTHORISATION
AS REQUIRED BY THE 2014 EIA REGULATIONS – PROPOSED DEVELOPMENT
FOOTPRINT ENVIRONMENTAL SENSITIVITY**

EIA Reference number: 1/3/1/16/1N-218

Project name: Rockdale Neighbourhood Shopping Centre

Project title: The Development of a Neighbourhood Shopping Centre on Erf 1051 (Zoned Public Open Space), Rockdale, Middelburg

Date screening report generated: 25/03/2020 12:00:34

Applicant: Chestar Supplies (Pty) Ltd

Compiler: AdiEnvironmental cc

Compiler signature:

.....



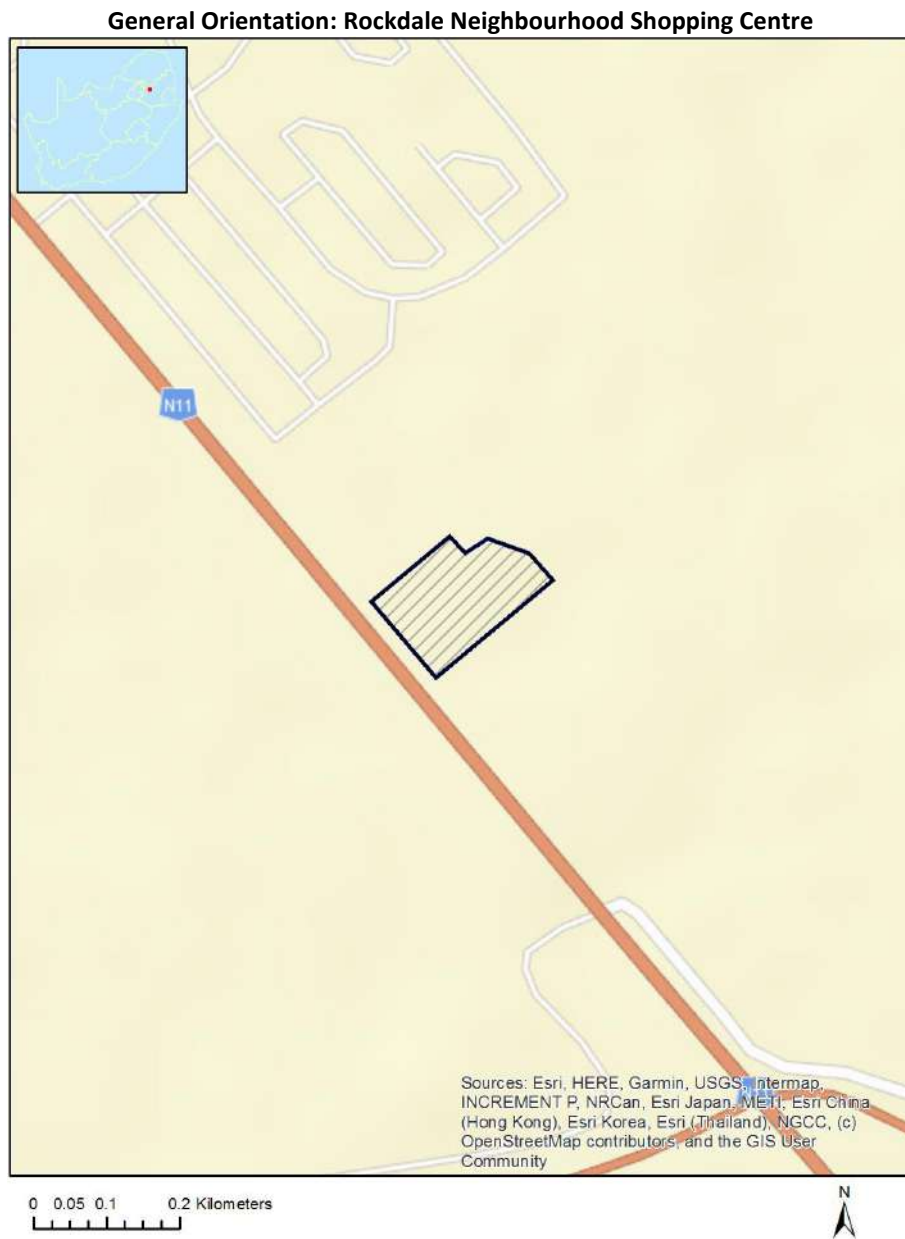
Ad 
Environmental

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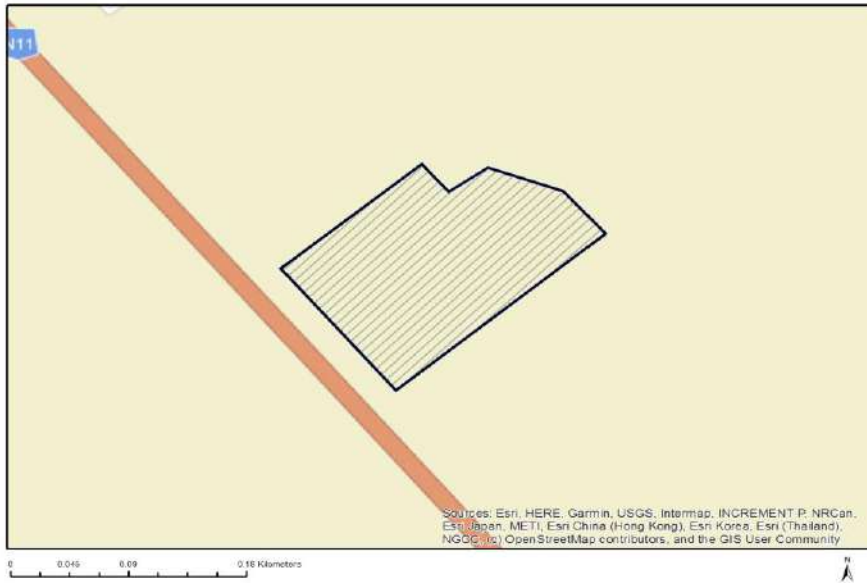
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Cadastral details of the proposed site	4
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Proposed Project Location

Orientation map 1: General location



Map of proposed site and relevant area(s)



Cadastral details of the proposed site

Property details:

No	Farm Name	Farm/ Erf No	Portion	Latitude	Longitude	Property Type
1	THE ROCKDALE NO	442	0	25°49'21.07S	29°31'45.66E	Farm

Development footprint¹ vertices:

Footprint	Latitude	Longitude
1	25°49'22.27S	29°31'22.2E
1	25°49'19.66S	29°31'25.67E
1	25°49'20.36S	29°31'26.35E
1	25°49'19.75S	29°31'27.31E
1	25°49'20.34S	29°31'29.17E
1	25°49'21.41S	29°31'30.21E
1	25°49'25.31S	29°31'25.03E
1	25°49'22.27S	29°31'22.2E

Wind and Solar developments with an approved Environmental Authorisation or applications under consideration within 30 km of the proposed area

¹ “development footprint”, means the area within the site on which the development will take place and includes all ancillary developments for example roads, power lines, boundary walls, paving etc. which require vegetation clearance or which will be disturbed and for which the application has been submitted.

No	EIA Reference No	Classification	Status of application	Distance from proposed area (km)
1	14/12/16/3/3/2/759	Solar PV	Approved	22.8

Environmental Management Frameworks relevant to the application



Environmental Management Framework	LINK
Olifants EMF	https://screening.environment.gov.za/ScreeningDownloads/EMF/Zone_46, 67, 78, 80, 92, 103, 122, 129.pdf

Environmental screening results and assessment outcomes

The following sections contain a summary of any development incentives, restrictions, exclusions or prohibitions that apply to the proposed development footprint as well as the most environmental sensitive features on the footprint based on the footprint sensitivity screening results for the application classification that was selected. The application classification selected for this report is:

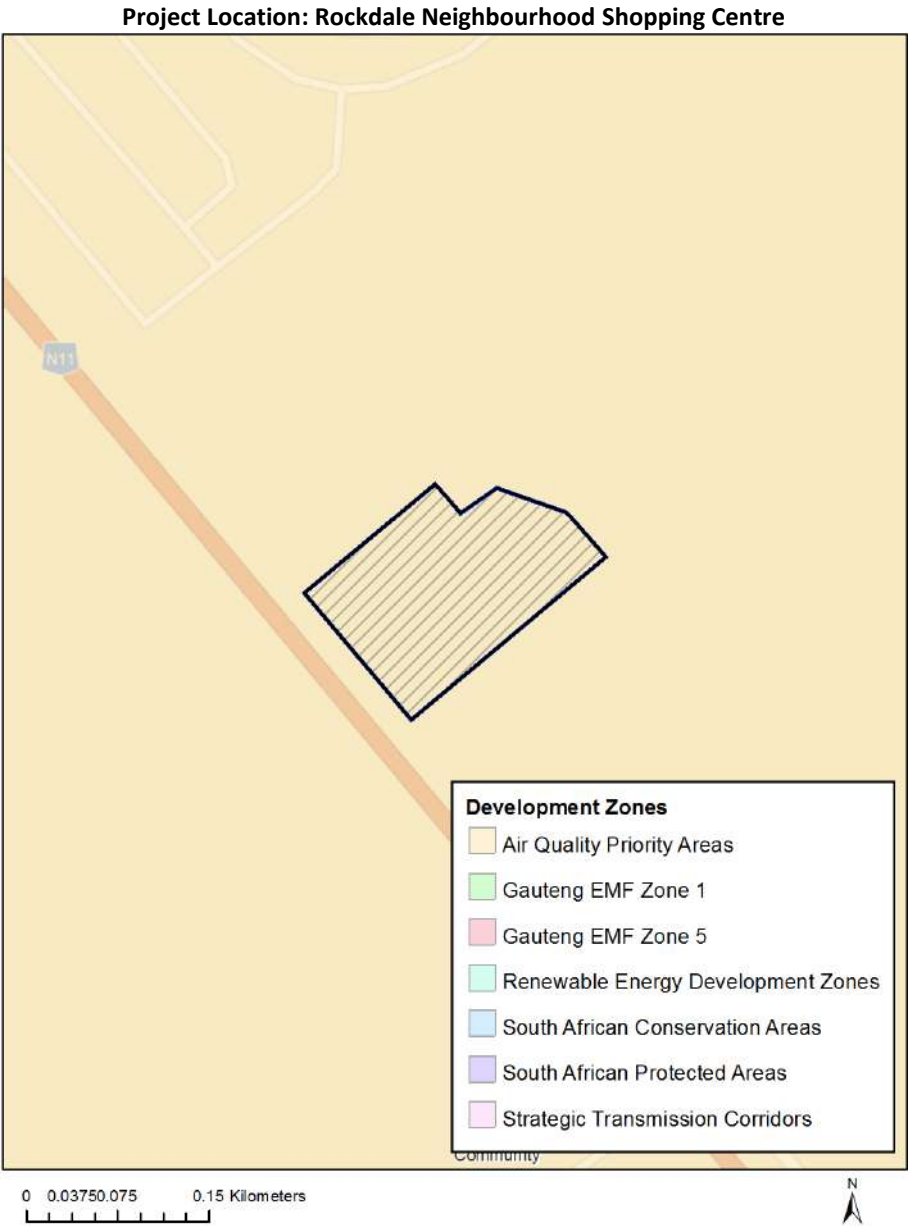
Transformation of land|From open space or Conservation|Transformation of land - From open space or Conservation.

Relevant development incentives, restrictions, exclusions or prohibitions

The following development incentives, restrictions, exclusions or prohibitions and their implications that apply to this footprint are indicated below.

Incentive, restriction or prohibition	Implication
Strategic Transmission Corridor-International corridor	https://screening.environment.gov.za/ScreeningDownloads/DevelopmentZones/GNR_350_of_13_April_2017.pdf
Air Quality-Highveld Priority Area	https://screening.environment.gov.za/ScreeningDownloads/DevelopmentZones/HIGHVELD_PRIORITY_AREA_AQMP.pdf

Map indicating proposed development footprint within applicable development incentive, restriction, exclusion or prohibition zones



Proposed Development Area Environmental Sensitivity

The following summary of the development footprint environmental sensitivities is identified. Only the highest environmental sensitivity is indicated. The footprint environmental sensitivities for the proposed development footprint as identified, are indicative only and must be verified on site by a suitably qualified person before the specialist assessments identified below can be confirmed.

Theme	Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
Agriculture Theme		X		
Animal Species Theme			X	

Aquatic Biodiversity Theme				X
Archaeological and Cultural Heritage Theme			X	
Civil Aviation Theme		X		
Plant Species Theme			X	
Defence Theme				X
Terrestrial Biodiversity Theme	X			

Specialist assessments identified

Based on the selected classification, and the environmental sensitivities of the proposed development footprint, the following list of specialist assessments have been identified for inclusion in the assessment report. It is the responsibility of the EAP to confirm this list and to motivate in the assessment report, the reason for not including any of the identified specialist study including the provision of photographic evidence of the footprint situation.

N o	Specialist assessment	Assessment Protocol
1	Landscape/Visual Impact Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf
2	Archaeological and Cultural Heritage Impact Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf
3	Palaeontology Impact Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf
4	Terrestrial Biodiversity Impact Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_Terrestrial_Biodiversity_Assessment_Protocols.pdf
5	Aquatic Biodiversity Impact Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_Aquatic_Biodiversity_Assessment.pdf
6	Hydrology Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf
7	Socio-Economic	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf

	Assessment	
8	Plant Species Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf
9	Animal Species Assessment	https://screening.environment.gov.za/ScreeningDownloads/AssessmentProtocols/DraftGazetted_General_Requirement_Assessment_Protocols.pdf

Results of the environmental sensitivity of the proposed area.

The following section represents the results of the screening for environmental sensitivity of the proposed footprint for relevant environmental themes associated with the project classification. It is the duty of the EAP to ensure that the environmental themes provided by the screening tool are comprehensive and complete for the project. Refer to the disclaimer.

MAP OF RELATIVE AGRICULTURE THEME SENSITIVITY

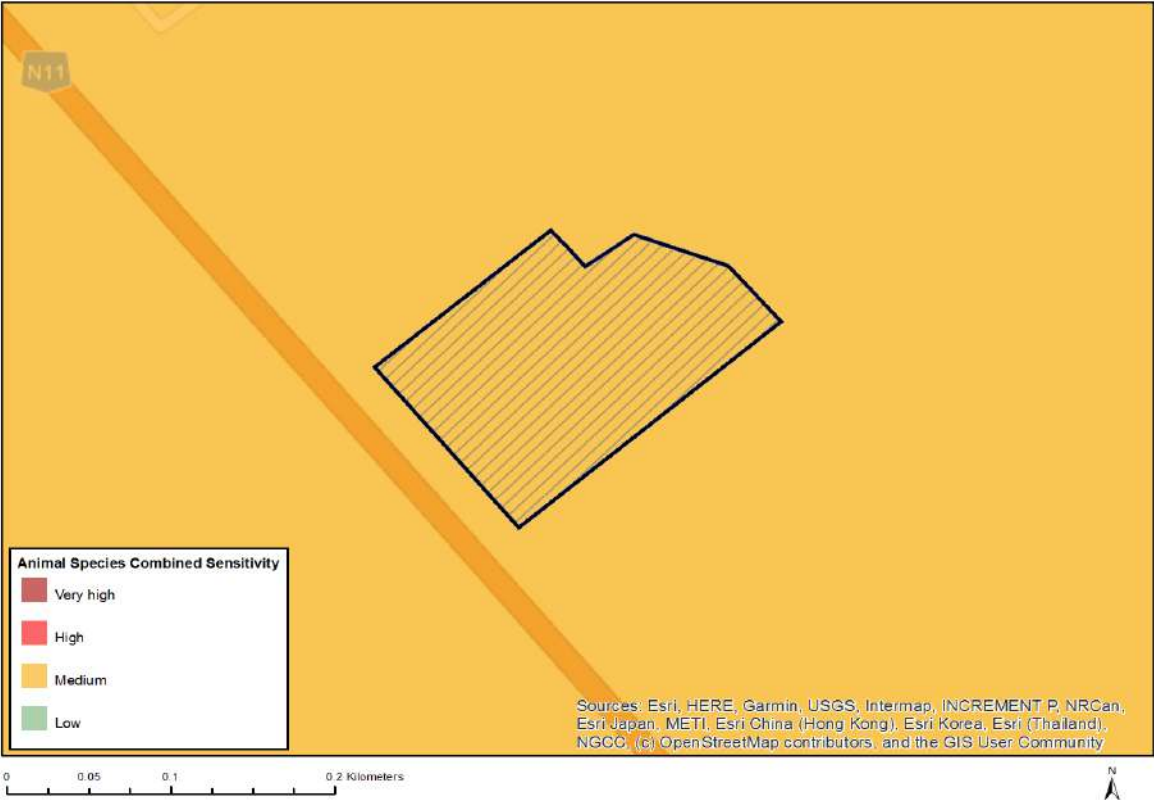


Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
	X		

Sensitivity Features:

Sensitivity	Feature(s)
High	Land capability;09. Moderate-High/10. Moderate-High

MAP OF RELATIVE ANIMAL SPECIES THEME SENSITIVITY



Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
		X	

Sensitivity Features:

Sensitivity	Feature(s)
Medium	Insecta-Aloeides rossouwi
Medium	Mammalia-Ourebia ourebi ourebi

MAP OF RELATIVE AQUATIC BIODIVERSITY THEME SENSITIVITY



Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
			X

Sensitivity Features:

Sensitivity	Feature(s)
Low	Low Sensitivity Areas

MAP OF RELATIVE ARCHAEOLOGICAL AND CULTURAL HERITAGE THEME SENSITIVITY

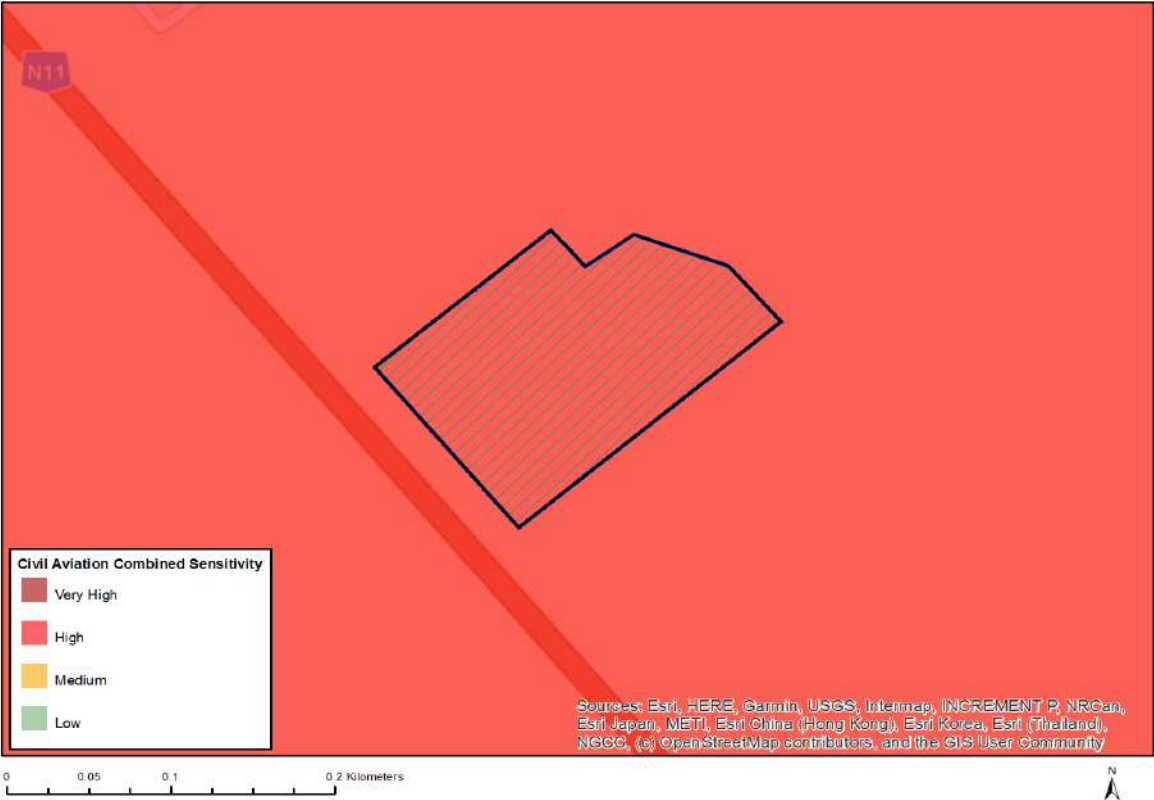


Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
		X	

Sensitivity Features:

Sensitivity	Feature(s)
Medium	Mountain or ridge

MAP OF RELATIVE CIVIL AVIATION THEME SENSITIVITY



Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
	X		

Sensitivity Features:

Sensitivity	Feature(s)
High	Within 8 km of other civil aviation aerodrome

MAP OF RELATIVE PLANT SPECIES THEME SENSITIVITY



Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
		X	

Sensitivity Features:

Sensitivity	Feature(s)
Medium	Sensitive species 411
Medium	Sensitive species 275
Medium	Sensitive species 647
Medium	Brachycorythis conica subsp. transvaalensis
Medium	Sensitive species 54

MAP OF RELATIVE DEFENCE THEME SENSITIVITY



Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
			X

Sensitivity Features:

Sensitivity	Feature(s)
Low	Low sensitivity

MAP OF RELATIVE TERRESTRIAL BIODIVERSITY THEME SENSITIVITY



Very High sensitivity	High sensitivity	Medium sensitivity	Low sensitivity
X			

Sensitivity Features:

Sensitivity	Feature(s)
Very High	Vulnerable ecosystem
Very High	Focus Areas for land-based protected areas expansion

APPENDIX 5: PUBLIC PARTICIPATION PLAN



PUBLIC PARTICIPATION PLAN
for
THE DEVELOPMENT OF A
NEIGHBOURHOOD SHOPPING CENTRE
ON ERF 1051 (ZONED PUBLIC OPEN SPACE),
ROCKDALE, MIDDELBURG

Report prepared for: Chestar Supplies (Pty) Ltd

Report dated: July 2020

AdiEnv Ref: BA 2020/02

DARDLEA Ref: 1/3/1/16 1N-218

Prepared by:
AdiEnvironmental cc
P.O. Box 647
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1035
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Author: R. van Rensburg and A. Erasmus

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SECTION 1: INTRODUCTION

The applicant, *Chester Supplies (Pty) Ltd*, intends to develop a neighbourhood shopping centre on Erf 1051, Rockdale, Middelburg. The property is ±2 ha in extent and located in the residential area of Rockdale, adjacent to the N11 national road (Hendrina Road). The proposed shopping centre will comprise of an anchor shop, various line shops, delivery bays and parking areas.

The said property will be rezoned from 'Public Open Space' to 'Business 2' to allow for the development of the shopping centre.

In order to obtain approval (authorization) for this project, a Basic Assessment process must be followed as per the Environmental Impact Assessment Regulations, 2014 (as amended). AdiEnvironmental cc. was appointed as independent environmental consultant to compile the necessary Basic Assessment Report.

Part of the above-mentioned process is to inform interested and affected parties (I&APs) of the proposed project and to obtain any issues of concern.

The National Department of Environment, Forestry and Fisheries published the "Directions Regarding Measures to Address, Prevent and Combat the Spread of COVID-19 Relating to National Environmental Management Permits and Licences" on 5 June 2020 (hereafter referred to as the Directions). These Directions inform the process to be followed with regards to existing and new applications during the lockdown period.

According to these Directions, a Public Participation Plan must be submitted and agreed to by the Department before continuing with the Public Participation Process as indicated in Annexure 2 (P45):

New applications and pending applications are limited to the following:
- where a public participation process (PPP) as contemplated in Chapter 6 of the Environmental Impact Assessment Regulations, is required, subject to an agreed public participation plan (as required in Annexure 3); and/or
- where no PPP is required.

The Public Participation Plan must outline the process to be followed to ensure that all reasonable measures will be taken to identify and consult with potential I&APs during the Lockdown period.

AdiEnvironmental cc commenced with the Public Participation Process for the proposed development before the Lockdown period was implemented. The Draft Basic Assessment Report must now be made available for comment. In view thereof, this Public Participation Plan is submitted for approval by the Department.

The following information is provided in this plan:

- Objectives of the public participation process;
- Notifying Interested and Affected Parties (I&APs) of the proposed development;
- Identification of I&APs;
- Process to be followed and proposed time schedule.



SECTION 2: OBJECTIVES OF PUBLIC PARTICIPATION

The public participation process is defined in the Public Participation (PP) Guideline (2017) as *"a process by which potential interested and affected parties are given opportunity to comment on, or raise issues relevant to, the application."*

The aim/objective of public participation is thus to ensure that stakeholders and I&APs are provided with an opportunity to contribute inputs and engage in the process.

According to the PP Guideline (2017), some characteristics of a comprehensive PP process include providing role-players with clear, accurate and understandable information about the activity, allowing them to voice their support, concerns and questions regarding the project and encouraging transparency and accountability in decision-making.

Annexure 2 (Point 3) and Annexure 3 of the Directions stipulate the following in terms of the public participation process:

Annexure 2

At all times it must be ensured that reasonable opportunity is provided for public participation and that all administrative actions are reasonable. While the COVID-19 pandemic is a unique circumstance, the specific circumstances in each case must be considered in order to determine what will be reasonable. If in the circumstances of a particular case reasonable alternative methods to give notice to potential interested and affected parties are available, then the relevant competent authority can be approached for an agreement in this regard as provided for in regulation 41(2)(e) of the Environmental Impact Assessment Regulations, as per the table below.

Annexure 3

Proponents/ applicants, EAPs, specialists and professionals, where relevant, must:

- ensure that all reasonable measures are taken to identify potential I&APs for purposes of conducting public participation on the application; and*
- ensure that, as far as is reasonably possible, taking into account the specific aspects of the application-*

(a) information containing all relevant facts in respect of the application or proposed application is made available to potential I&APs; and

(b) participation by potential or registered I&APs has been facilitated in such a manner that all potential or registered I&APs are provided with a reasonable opportunity to comment on the application or proposed application.

In ensuring the above, applicants and EAPs, in addition to the methods contained in Chapter 6 of the EIA Regulations, or as part of reasonable alternative methods proposed in terms of regulation 41(2)(e) of the EIA Regulations, may make use of the following non-exhaustive list of methods: emails, websites, Zero Data Portals, Cloud Based Services, or similar platforms, direct telephone calls, virtual meetings, newspaper notices, radio advertisements, community representatives, distribution of notices at places that are accessible to potential I&APs.



Reports may not be made available at any public places or premises closed to the public, as contemplated in the Regulations. Hard copies or electronic versions of reports may be made accessible through any of the following non-exhaustive list of methods: websites, Zero Data Portals, community or traditional authorities, Cloud Based Services, provided that all registered I&APs have access to the reports.

The Public Participation Process was designed to satisfy the requirements of Chapter 6 and Appendix 1 of the EIA Regulations, 2014 (as amended), the PP Guideline, 2017 as well as the Directions.

SECTION 3: NOTIFYING INTERESTED AND AFFECTED PARTIES OF THE PROPOSED DEVELOPMENT

3.1 Press advertising

A block advert (150mm x 95mm), according to the Environmental Impact Assessment Regulations, 2014 (as amended), was placed in the local newspaper, Middelburg Observer, on Friday, 31 January 2020.

The Middelburg Observer is distributed in Middelburg, Belfast, Hendrina, eMalahleni, Groblersdal and surrounding areas to more than 285 distribution points with approximately 21 500 copies sold every Friday.

3.2 On-site advertising

Notices according to the Environmental Impact Assessment Regulations, 2014 (as amended), were displayed at the following locations:

- English and Zulu: South western corner of the site on the construction camp fence (A1 size; Figure 1 - Photo 1);
- English: South eastern corner of the site adjacent to Ekukhanyeni Street (A3 size; Figure 1 - Photo 2);
- Zulu: North eastern corner of the site (A3 size; Figure 1 - Photo 3);
- Zulu: Northern boundary of the site adjacent to Kangaroo Street (A3 size; Figure 1 - Photo 4);
- English: On the notice board at the Gerard Sekoto Public Library.

A copy of the notice was also loaded onto the company website: <http://adienvironmental.co.za>.





Figure 1: Aerial view of locations identified for on-site notices

3.3 Informing I&APs via the internet

A copy of the following documentation was loaded onto the AdiEnvironmental cc. website (<http://adienvironmental.co.za>):

- ◆ Copy of the notice;
- ◆ Background Information Document (BID; see Section 3.4).

This information was available on the website for the duration of the basic assessment phase.

3.4 Distribution of Background Information Document

A Background Information Document (BID) was compiled for the proposed development and contained the following information:

- Project name and reference number;
- Applicant name;
- Legal requirements and list of activities to be authorised;
- Details of the EAP;
- Description of the public participation process;
- Responsibilities of I&APs;
- Date by which I&APs must register and forward comment;
- A link to the EAP website for an electronic copy of the Background Information Document and Basic Assessment Report;
- Project and property description;
- Locality map;
- Proposed layout plan.
- Short description of the process to be followed and proposed timeline;
- Comment sheet.



The BID was forwarded via email to I&APs, government departments and other organisations listed in the table in Section 4.

3.5 Public meeting

Only two people registered as interested and affected parties in terms of the advertising of the project. There was thus no need for a public meeting.

SECTION 4: IDENTIFICATION OF INTERESTED AND AFFECTED PARTIES

The proposed development site is located on Erf 1051, which is owned by Chester Supplies (Pty) Ltd. (the applicant for the proposed development). Chester Supplies (Pty) Ltd purchased the property from the Steve Tshwete Local Municipality on 2 October 2019.

Batsumi Engineering (contractors responsible for the upgrading of the N11 national road) are temporarily using the western portion of the site as their construction camp.

No outside party will thus be directly impacted by the proposed project.

The table below provides a list of Interested and Affected Parties (I&APs), government departments, municipalities and other organisations identified and to whom Background Information Documents (BID; see Section 3.4) were sent (via email).

INTERESTED AND AFFECTED PARTY LIST	
Organisation	Name
Government Departments	
Department of Agriculture, Forestry and Fisheries (DAFF)	F. Mashabela
Department of Agriculture, Rural Development, Land and Environmental Affairs (DARDLEA) - Directorate: Land Use and Soil Management – Ermelo	J. Venter
Department of Co-operative Governance and Traditional Affairs (COGTA)	M. Loock
Department of Mineral Resources	S. Mathavela
Department of Rural Development and Land Reform (Commission on Restitution of Land Rights)	T. Mkhonto
Department of Water and Sanitation (DWS)	T. Ndlhovu
Other Organisations/Stakeholders	
Distriks Landbou Unie Middelburg	J.P.J. Schmahl
Eskom Distribution (Land & Rights)	T. Ludere
Eskom Transmission	L. Motsisi
Middelburg Chamber of Business and Commerce	M. Hanekom
Mpumalanga Tourism and Parks Agency (MTPA) – Land Advisory Unit	K. Narasoo

INTERESTED AND AFFECTED PARTY LIST	
PlanAct	R. Mosaval
South African Civil Aviation Authority	K. Mthapo
South African Heritage Resources Agency (SAHRA)	J. Lavin (SAHRA website)
Telkom	J. Smit
Local Municipality and Municipal Councillor	
Nkangala District Municipality	S. Links, A. Thwala
Steve Tshwete Local Municipality	M. Mahamba
Steve Tshwete Local Municipality	Councillor J. Michelle (Ward 8)
Steve Tshwete Local Municipality	Councillor T. Motloung (Ward 6)
Surrounding Landowners	
Property (Figure 6.2)	Landowner/Contact person
N11 national road	South African National Roads Agency (SANRAL) V. Bota, K. Schmid, I. van der Linde
N11 national road	Trans African Concessions (TRAC) C. Davis, W. Janse van Rensburg, R. Nkosi
RE/442	Rockdale Industrial (Pty) Ltd. M. Stead/D. Hyman
Erf 406	Haiyana Mongezi Panuel
Erf 405	Manala Ramathabathe Emily
Erf 106	Mahlangu Fudukha Martha
Erf 135	Qwabe Victor Bheki
Erf 136	Rakgalakane Fransinah Sehubudi
Erf 137	Skosana John Elias
Erf 434	Phafudi Hlalaphi Jane
Erf 435	Nakchungue Daizy Maria
Erf 433	Phafudi Martha Bettie
Erf 138	Lubisi Leeneje Linah
Erf 267	Mokoena Vincent Xolane
Erf 105, 652, 573, 674, 1059	Steve Tshwete Local Municipality (M Mahamba)
Other	
Debbie Wessels	Leads to Business
J Brink; M Dazel	Contractor (Batsumi Engineering)

In addition, the surrounding landowners/users were informed of the proposed development through the newspaper and on-site advertising process (see Section 3 for further details) as well as the distribution of flyers.



SECTION 5: NOTIFYING INTERESTED AND AFFECTED PARTIES OF REPORTS AND THE ENVIRONMENTAL AUTHORISATION

5.1 Availability of Draft Basic Assessment Report

Comment received from I&APs, government departments and other stakeholders in terms of the advertising of the project (Section 3) and the distribution of the Background Information Document (Section 4) were included and addressed in the Draft Basic Assessment Report.

The Draft Basic Assessment Report will be submitted to the Department of Agriculture, Rural Development, Land and Environmental Affairs for evaluation purposes. A hard/soft copy of the document will also be forwarded to the following authorities for evaluation (30-day period):

- Department of Water and Sanitation;
- Steve Tshwete Local Municipality;
- Mpumalanga Tourism and Parks Agency.

A hard copy and electronic copy of the Draft Basic Assessment Report (BAR) will be made available during the above-mentioned period to interested and affected parties and stakeholders consulted and/or registered as part of the Basic Assessment Process.

It was originally anticipated that a hard copy of the document could be made available at the Nasaret Public Library (the nearest library). However, due to the COVID-19 lockdown, the Steve Tshwete Local Municipality (STLM) libraries are closed and will only re-open on Level 1. The STLM was contacted to obtain permission to leave a hard copy of the Draft BAR at the municipal offices. Mr. M. Mahamba (Director: Town Planning and Human Settlement) indicated that a copy of the document may not be made available at the municipality due to the possible risk to STLM employees.

AdiEnvironmental subsequently contacted the Ward Councillor (Mr. Motloung) and discussed the issue with him. It was agreed that two hard copies of the Draft BAR will be provided to the Ward Councillor, who will then inform the residents of Rockdale (by using existing community channels e.g. WhatsApp Groups and small community meetings) of the availability of the Draft BAR for evaluation purposes. The Ward Councillor agreed to forward proof of consultation to AdiEnvironmental for inclusion in the Final BAR.

An electronic version of the Draft BAR will be made available on the company website (www.adienvironmental.co.za). An advertisement in this regard will be placed in the Middelburg Observer on 14 August 2020 and on site in order to inform surrounding landowners/users.

A copy of the document will also be loaded onto the South African Heritage Resources Agency website (SAHRIS) for their input.

The various departments, stakeholders and I&APs will be requested to forward any comments on the report to the consultant within the 30-day period provided. These comments will be included and addressed in Section 11 (Evaluation of Draft Basic Assessment Report) of the Final Basic Assessment Report.

5.2 Submission of Final Basic Assessment Report

An e-mail will be forwarded to the various departments, stakeholders and interested and affected parties informing them of the comments received and the submission of the Final BAR for decision making.

The Final BAR (incorporating comments from I&APs) will be submitted to the Department of Agriculture, Rural Development, Land and Environmental Affairs for final decision making.

5.3 Notifying interested and affected parties of the decision

On receipt of the Environmental Authorisation and Record of Decision, all identified I&APs will be informed by means of facsimile, e-mail or telephonically that the Environmental Authorisation with regards to the project was issued. Information w.r.t. the appeal procedure will also be provided.

An advertisement in this regard will be placed in the Middelburg Observer on the first Friday after receipt of the decision. The Environmental Authorisation and notice will also be loaded onto the company website.

SECTION 6: PROPOSED PROCESS TO BE FOLLOWED AND TIME SCHEDULE

PROPOSED TIME SCHEDULE FOR PUBLIC PARTICIPATION	
Advertise availability of Draft Basic Assessment Report in Middelburg Observer	14 August 2020
Emails to be sent to identified I&APs informing them of the availability of the Draft BAR for evaluation	14 August 2020
Two hard copies of the Draft BAR to be provided to the Ward Councillor, who will inform the residents of Rockdale (by using existing community channels e.g. WhatsApp Groups and small community meetings) of the availability of the Draft BAR for evaluation purposes.	14 August 2020
Evaluation of Draft BAR by I&APs (30 days)	14 August – 14 September 2020

SECTION 7: CONCLUSION

Based on this Public Participation Plan, AdiEnvironmental cc is of the opinion that:

- *All reasonable measures will be taken to inform identified I&APs of the availability of the Draft BAR for evaluation purposes;*
- *Information containing all relevant facts in respect of the application or proposed application will be made available to potential I&APs; and*
- *Participation by potential or registered I&APs will be facilitated in such a manner that all potential or registered I&APs are provided with a reasonable opportunity to comment on the application or proposed application.*

