



APPLICATION FORM FOR ENVIRONMENTAL AUTHORISATION¹

File Reference Number:
NEAS Reference Number:
Date Received:

(For official use only)

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

PROJECT TITLE

Proposed development of Erf 4603, Despatch, Nelson Mandela Bay Municipality

Kindly note that:

1. This application form is current as of **08 December 2014**. It is the responsibility of the applicant to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
2. The application 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. Spaces are provided in tabular format and will extend automatically when each space is filled with typing.
3. Where applicable **black out** the boxes that are not applicable in the form.
4. Incomplete applications **may** be rejected and returned to the applicant for revision and resubmission.
5. The use of the phrase "not applicable" in the form must be done **with** circumspection. Should it be done in respect of material information required by the competent authority for assessing the application, it may result in the rejection of the application as provided for in the Regulations.
6. This application must be handed in at the offices of the relevant competent authority as determined by the Act and Regulations.
7. No faxed or e-mailed applications will be accepted. Only original signed copies will be accepted.
8. **The Applicant must ensure that comments from all affected State Departments are provided within the prescribed Public Participation timeframe**

9. Unless protected by law, all information filled in on this application form will become public information on receipt by the competent authority. Any interested and affected party should and shall be provided with the information contained in this application on request, during any stage of the application process.
10. Should a specialist report or report on a specialised process be submitted at any stage for any part of this application, the terms of reference for such report and declaration of interest of the specialist must also be submitted.
11. Please note that tables 1.1. and 1.2 are mandatory
12. In terms of the NEMA Fee Regulations No 37383 which was gazetted on 28 February 2014, a completed application form must be accompanied by proof of payment of the relevant prescribed application fee. Payment may be made by electronic transfer or deposit into the bank account of the competent authority which is confirmed in 12 below.
13. This serves to confirm the banking details of Eastern Cape Provincial Government as follows:-
 - Account Name: ECPG Department of Economic Development, Environmental Affairs and Tourism
 - Account Number:273021621
 - Type of account: Current Account
 - Branch: King Williams Town
 - Branch Code: 050419
 - STANDARD BANK

13. Please reference payment as follows:

Name of the region where the application will be submitted as abbreviated below, followed by an indication of the type of application i.e. whether Basic Assessment (BA) or Scoping and EIA (S&EIR) and the name of the Environmental Assessment Consultancy.

- Alfred NZO-AN
- Amathole –A
- Cacadu-C
- Chris Hani-CH
- Joe Gqabi-JQ
- OR Tambo-ORT

Example if an application is to be submitted to Alfred Nzo Region and it is a Basic Assessment, the reference should reflect as AN/BA/Environmental Consultancy.

NB!! THE PROOF OF PAYMENT MUST BE ATTACHED TO THE APPLICATION FORM ON SUBMISSION.

ALL QUERIES REGARDING THE FEE PAYMENT MUST BE DIRECTED TO THE HEAD OFFICE. A COPY OF THE FEE STRUCTURE IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

1. Queries must be addressed to the contact hereunder:

Departmental Details

Alfred Nzo Region	Amathole Region	Cacadu Region
Regional Manager: Environmental Affairs Dept of Economic Development, Environmental Affairs & Tourism Private Bag X3513 Kokstad, 4700	Regional Manager: Environmental Affairs Dept of Economic Development, Environmental Affairs & Tourism Private Bag X9060 East London, 5200	Regional Manager: Environmental Affairs Dept of Economic Development, Environmental Affairs & Tourism Private Bag X 5001 Greenacres, 6057
PHYSICAL ADDRESS ERF 206 Magistrate Street	PHYSICAL ADDRESS Palm Square Business	PHYSICAL ADDRESS Collegiate House,

<p>Maluti 4740</p> <p>Tel: 039 256/ 0229/0259/0230 Fax: 039 256 /0249/0665</p>	<p>Park Kentia House Beacon Bay, East London</p> <p>Tel:[043]707 4000 Fax:[043] 748 2069/97</p>	<p>Cnr Belmont Terrace & Castle Hill Central, Port Elizabeth</p> <p>Tel:[041] 508 5800 Fax:[041] 585 1958</p>
<p>Chris Hani Region Regional Manager: Environmental Affairs Dept of Economic Development, Environmental Affairs & Tourism P O Box 9636 Queenstown, 5320</p> <p>PHYSICAL ADDRESS Komani Office Park Block E Queenstown, 5320</p> <p>Tel: [045]808 4000 Fax:[045]858 8132/5</p>	<p>Joe Gqabi Region Regional Manager: Environmental Affairs Dept of Economic Development, Environmental Affairs & Tourism Private Bag X016 Aliwal North, 9750</p> <p>PHYSICAL ADDRESS 27 Queens Terrace Road Aliwal North, 9750</p> <p>Tel:[051]6332901 Fax:[051]633 3117</p>	<p>OR Tambo Region Regional Manager: Environmental Affairs Dept of Economic Development, Environmental Affairs & Tourism Private Bag X5029 Mthatha, 5100</p> <p>PHYSICAL ADDRESS 5th Floor, Botha Sigcawu Building, Cnr Leeds Road & Owen Street, Mthatha</p> <p>Tel:[047]531 1191 Fax:[047] 531 2887</p>
<p>Head Office- Bhisho (General Enquiries) Director: Environmental Impact Management Department of Economic Development Environmental Affairs & Tourism Private Bag X0054 Bhisho 5605</p> <p>PHYSICAL ADDRESS Beacon Hill Hockley Close King William's Town 5601 Tel: [043] 605 7094/7000/7151 Fax:[043] 605 7300</p>		

View the Department's website at <http://www.dedea.gov.za/> for the latest version of the documents.

2. PROJECT DESCRIPTION

Please provide a **detailed** description of the project.

G5 Properties (Pty) Ltd. proposes to develop Erf 4603 as an Industrial Park. The Erf is situated within the area known as the Jachtlakte Precinct, an undeveloped Greenfields area located in close proximity to Despatch in the Eastern Cape. The site is situated directly south of the existing Nelson Mandela Bay (Industrial) Logistics Park and extends over an area of approximately 11.26 ha of privately owned land.

The proposed development is in line with the Metropolitan Spatial Development Plan (SDF) for NMBM as the site falls within the Uitenhage – Despatch Industrial Node which is classified as a major industrial zone and regarded as a well-established industrial area which still contains pockets of underutilised land and buildings. It is also situated adjacent to Emerging and Activity corridors. Capacity exists for the expansion of the Uitenhage industrial complex at Jagtlakte and is integrated into the Jachtlakte Sustainable Human Settlement Planning Process.

Erf 4603, Despatch is current zone as Undetermined. An application for rezoning has been submitted to the NMBM for rezoning to Industrial landuse. The primary uses specified under this industrial zoning include industrial buildings, warehouses and public garages. Secondary uses involve business premises, shops, scrap yards, noxious industrial buildings and special buildings. A maximum development coverage of 75% of the site is allowed under this zoning.

A Market Analysis study² was conducted for Erf 4603, Despatch, and concluded that a need exist for industrial/ warehousing and distribution facilities with the development prospects being Moderate to High for the site. Based on the outcome of the study, the site will either be developed as an Exclusive Industrial Park or Single Use Industrial Park depending on the interest of prospective tenants. These types of developments do not compete with commercial developments in the area and offer the greatest possible basis for industrial development. A Single Use Industrial Park accommodates only one type of manufacturing or distributive operation and offers the potential of greater possible returns as a result of specialisation. Considering the active South African real estate market, including funds, exploring opportunities in industrial real estate, it is likely that the park will focus on shorter-term industrial leases.

The Industrial Park propose to house facilities for light storage and warehousing (logistic operations) and light assembly/ production facilities to provide a facility conforming with the global trend of locating major automotive suppliers in close proximity to their customers. The park will serve multiple vehicle manufacturers on the basis of 'just-in-time' and 'just-in-sequence'. Additional facilities involve container depots, parking areas, truck parking and public transport facilities to accommodate employees.

The total coverage of the development footprint is 85 290 m² which amounts to 75% of the total site. Site Development Plan is included in Appendix A.

Proposed Services:

1. Water Supply

According to the Engineering Report water supply to this site will be from the proposed Jachtlakte water master plan bulk supply lines. The Jachtlakte water master plan proposes a 315 mm bulk water line from the Despatch End Street reservoir. The Top Water Level (TWL) of the End Street Reservoir is 145 m (MSL) which will yield a static head of more than 75 m. This pressure can be reduced by means of a pressure relieve valve (PRV). The connection for Erf 4603 will be from the proposed 3.62 km long 315 mm diameter bulk line. The Jachtlakte bulk water concept planning is complete; however, development will most likely only take place beyond 2020.

² Note that the Market Analysis study is proprietary information and will be made available to the Department for decision making, but cannot be made available for public scrutiny.

With 59 000 m² of coverage, rain water harvesting will be considered to augment water supply. Rain water harvested will not be used as potable water but for irrigation and industrial use only.

2. Sewer

With regards to sewer design, two options can be considered depending on the time of development of erf 4603.

Sewer Option 1:

This option will link into the existing 315 mm diameter gravity main on the north western boundary of the Nelson Mandela Bay Logistics Park. This option was agreed upon by NMBM Infrastructure and officials (Mr C Bruintjies).

Sewer Option 2:

This option will link into the proposed 300 mm diameter Jachtvlakte bulk sewer. The proposed sewer master plan and the subsequent preliminary design of the Jachtvlakte bulk sewers make provision for the drainage of erf 4603. As previously mentioned, the implementation date of the bulk lines is uncertain at this stage and to construct a portion of the bulk line would not be feasible due to high capital cost of lines and a major pump station.

3. Electricity

There is currently no existing reticulation that can be rerouted for erf application purposes.

Bulk electricity supply from Nelson Mandela Bay Municipality of 1.718 MVA can be supplied and require no bulk line augmentation. All cables will be installed underground from the nearest electrical supply point to the site, which is the NMB Logistic Park. The municipality is in the process of upgrading the existing electrical supply to NMB Logistic Park which is due to be completed by September 2016. An application for a new electrical supply will be done as soon as possible for the new sites demand, in order to be included in the upgrade. This would include a new mini-substation installation, a supply cable to the proposed connection point, metering equipment and load balancing. This new installation estimate was requested from the municipality for a 1.718 MVA demand to the indicated proposed position.

4. Access Road

The property does not currently have direct access to a constructed public road, but currently obtains access to the R368 via an existing gravel road. Although it was intended to retain the current alignment and surface of this road until such time as the surrounding area is developed and the erf can connect into the future road network, the District Roads Engineer has indicated that direct access to the R368 will not be permitted and that access must be onto the existing access to the Logistics Park. Therefore, a new road link can be created to the current dual lane access road to the Logistics Park and should have a maximum servitude width of 10 m. Two alignment options are available:

Access road option 1:

The road will follow the eastern site boundary of the NMB Logistics Park towards the proposed site.

Access road option 2:

This alignment will be an extension of an existing road that runs through the centre of the NMB Logistics Park and will connect to northern boundary of the proposed site.

Does the project form part of any of the Strategic Infrastructure Projects (SIPs) as described in the National Development Plan, 2011?	<input checked="" type="checkbox"/>	<input type="checkbox"/> NO
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If YES, please indicate which SIPs are applicable in **Appendix 1**.

Please indicate which sector the project falls under by crossing out the relevant block in the table below:

Table 1.1 (Mandatory)

Green economy + "Green" and energy-saving industries	Greenfield transformation to urban or industrial form (including mining)	
Infrastructure – electricity (generation, transmission & distribution)	Biodiversity or sensitive area related activities	
Oil and gas	Mining value chain	
Biofuels	Potential of metal fabrication capital & transport equipment – arising from large public investments	
Nuclear	Boat building	
Basic services (local government) – electricity and electrification	Manufacturing – automotive products and components, and medium and heavy commercial vehicles	
Basic services (local government) – area lighting	Manufacturing – plastics, pharmaceuticals and chemicals	
Infrastructure – transport (ports, rail and road)	Manufacturing – clothing textiles, footwear and leather	
Basic services (local government access roads)	Forestry, paper, pulp and furniture	
Basic services (local government) – public transport	Business process servicing	
Infrastructure – water (bulk and reticulation)	Advanced materials	
Basic services (local government) – sanitation	Aerospace	
Basic services (local government) – waste management	Basic services (local government) - education	
Basic services (local government) water	Basic services (local government) - health	
Agricultural value chain + agro-processing (linked to food security and food pricing imperatives)	Basic services (local government) - housing	
Infrastructure – information and communication technology	Basic services (local government) security of tenure	
Tourism + strengthening linkages between cultural industries and tourism	Other	
Basic services (local government) – public open spaces and recreational facilities		

Provide details on the anticipated socio-economic values associated with the proposed project

Table 1.2 (Mandatory)

Anticipated CAPEX value of the project on completion	Capital Investment Value R 2.5 million
What is the expected annual income to be generated by or as a result of the project?	R 8 to 10 million per annum estimate
New skilled employment opportunities created in the construction phase of the project	About 150
New skilled employment opportunities created in the operational phase of the project	About 1500

New un-skilled employment opportunities created in the construction phase of the project	About 350
New un-skilled employment opportunities created in the operational phase of the project	About 1500
What is the expected value of the employment opportunities during the operational and construction phase?	Salaries average R7,000 per person per month, estimated
What percentage of this value that will accrue to previously disadvantaged individuals?	About 60%
What percentage of this value that will accrue to previously disadvantaged individuals?	About 25%
The expected current value of the employment opportunities during the first 10 years	Excess of R 1 billion, estimated
What percentage of this value that will accrue to previously disadvantaged individuals?	About 60%

Table 2

Does the listed activity/ies applied for form part of a larger project which is not a listed activity itself e.g. a road that is a listed activity that is needed to access a drilling site where the drilling does not constitute a listed activity.	NO
If indicated yes above, please provide a brief description on how the activity/ies relate to the larger project that forms part there of: N/A	

5. GENERAL INFORMATION

Project applicant:	G5 Properties (Pty) Ltd.		
Registration no (if any):	1969/000032/06		
Trading name (if any):	G5 Properties (Pty) Ltd.		
Responsible position, e.g. Director, CEO, etc.:	Development Manager		
Contact person:	Mr Charles Nsibande		
Physical address:	9 Country Estate Drive Waterfall Business Estate Jukskei View South Africa		
Postal address:	Postnet Suite 500 Private Bag X26 Sunninghill		
Postal code:	2157	Cell:	072 575 4787
Telephone:	010 060 2090	Fax:	086 299 7137
E-mail:	cnsibande@g5properties.co.za	BBBEE status	Level 2

Provincial Authority:	Department of Economic Development, Environmental Affairs and Tourism		
Contact person:	Mr Andries Struwig		
Postal address:	Private Bag X5001		
Postal code:	6057	Cell:	073 503 1762
Telephone:	041 508 5840	Fax:	041 508 5865

E-mail:	andries.struwig@deaet.ecape.gov.za		
Local municipality	Nelson Mandela Bay Municipality		
Contact person:	Siviwe Tutu		
Postal address:	P.O. Box 116, Port Elizabeth		
Postal code:	6000	Cell:	-
Telephone:	041 506 1332	Fax:	041 585 7261
E-mail:	stutu@mandelametro.gov.za		

In instances where there is more than one local authority involved, please attach a list of those local authorities with their contact details as **Appendix 2**.

Landowner:	United Cement Ind (Pty) Ltd.		
Contact person:	Mr Charles Nsibande		
Postal address:	Postnet Suite 500 Private Bag X26 Sunninghill		
Postal code:	2157	Cell:	072 575 4787
Telephone:	010 060 2090	Fax:	086 299 7137
E-mail:	cnsibande@g5properties.co.za		

See Company Resolution attached in **Appendix 3**.

In instances where there is more than one landowner, please attach a list of those landowners with their contact details as **Appendix 3**. If the applicant is not the owner or person in control of the land, proof of notice to the landowner or person in control of the land on which the activity is to be undertaken must be submitted in **Appendix 3**.

Identified Competent Authority to consider the application:	Department of Economic Development, Environmental Affairs and Tourism
Reason(s) in terms of Sec 24C of NEMA 1998 as amended	The relevant property is located in the Eastern Cape Province in the Cacadu District. The property is currently zoned for 'Undermined' use. The applicant is a company [(Pty) Ltd].

6. ENVIRONMENTAL ASSESSMENT PRACTITIONER (EAP) INFORMATION

EAP:	Karissa Nel		
Professional affiliation/registration:	EAPSA		
Contact person (if different from EAP):	N/A		
Company:	SRK Consulting (Port Elizabeth)		
Physical address:	Groundfloor, Bay Suites, 1a Humewood Rd, Humerail, Port Elizabeth, 6001		
Postal address:	P.O.Box 21842, Port Elizabeth		
Postal code:	6000	Cell:	084 583 3770
Telephone:	041 508 4900	Fax:	041 509 4850
E-mail:	knel@srk.co.za		

If an EAP has not been appointed please ensure that an independent EAP is appointed as stipulated by Regulation 13 of GN R 982, dated 04 December 2014, prior to the commencement of the process.

The declaration of independence and the Curriculum Vitae (indicating the experience with environmental impact assessment and the relevant application processes) of the EAP must also be submitted to the Department.

Alternatively, exemption may be applied for from the provisions of this regulation.

7. SITE DESCRIPTION

Provide a detailed description of the site involved in the application.

Province	Eastern Cape	
District Municipality	N/A	
Local Municipality	Nelson Mandela Bay Municipality	
Ward number(s)	44	
Nearest town(s)	Despatch	
Farm name(s) and number(s)	Erf 4603, Despatch	
Portion number(s)	N/A	
Coordinates of corner points of study area (if there are more than 7 co-ordinates, please attach a list as Appendix 4) For linear developments a list of turning points must be attached	Latitude (S) (DDMMSS)	Longitude (E) (DDMMSS)
	See Appendix 4	

SG 21 Digit Code(s)

(If there are more than 4, please attach a list with the rest of the codes as **Appendix 4**)

C	0	7	6	0	0	0	5	0	0	0	0	4	6	0	3	0	0	0	0
1	2	3	4	5															

Please attach a copy of the SG diagram(s) to the application as **Appendix 5**.

Are there any other applications for Environmental Authorisation on the same property?	YES
If YES, please indicate the following:	
Competent Authority	Department of Economic Development, Environmental Affairs and Tourism
Reference Number	ECm1/C/LN2/M/12-05
Project Name	Jachtlakte Precinct Sustainable Human Settlement – Phase 2
Please provide details of the steps taken to ascertain this information:	
The proposed development falls within the footprint of Phase 2 of the above-mentioned project. Only Phase 1 have been authorised to date. The relevant property is also proposed for industrial	

development in the Jachtlakte Precinct application.

Please provide copies of Environmental Authorisations obtained for the same property as **Appendix 6**.

8. ACTIVITIES TO BE AUTHORISED

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

Detailed description of listed activities associated with the project	
Listed activity as described in GN R.983, 984 and 985	Description of project activity that triggers listed activity – if activities in GN R. 985 are triggered, indicate the triggering criteria as described in the second column of GN R. 985
GN R.983 Item 27: The clearance of an area of 1 hectare or more, but less than 20 hectares of indigenous vegetation.	Approximately 8 hectares of vegetation will be cleared on site for future development.

Please note that any authorisation that may result from this application will only cover activities specifically applied for. Co-ordinate points indicating the location of each listed activity must be provided with the relevant report (ie. either BAR or EIR).

Should any activities in GN R.985 be applied for, please provide a map indicating the triggering area (e.g. critical biodiversity area, World Heritage Site, etc) overlaid by the study area in **Appendix 7**.

A project schedule, indicating the different phases and timelines of the project, must be attached as **Appendix 8**.

6 PUBLIC PARTICIPATION

Provide details of the public participation process proposed for the application as required by Regulation 41) of GN R.982, dated 04 December 2014.

The following steps were conducted for public participation thus far:

- Advertisement of the proposed development in the newspaper "The Herald" on 12 May 2017;
- Provision of a 30 day comment period in response to the newspaper notice; and
- Collation of public and IAP comments to the newspaper notice, (including responses thereto) and inclusion thereof in the Draft Basic Assessment Report (DBAR).

The following activities are proposed after the submission of the Application Form:

- Distribution of a hard copy of the DBAR to all the relevant authorities and Uitenhage Public Subscription Library for review by IAPs;
- Distribution of the Executive Summary of the DBAR to all Stakeholders and IAPs registered for this process;
- Provision of a 30 day comment period on the DBAR;
- Integrate the comments received on the DBAR into the Final Basic Assessment Report (FBAR);

- Distribution of the Executive Summary of the FBAR together with the Comments & Response Report to all Stakeholders and IAPs registered for this process; and
- Notify all Stakeholders and IAPs registered for this process of the Environmental Authorisation (if/ when received).

Should any of the aspect(s) of the Public Participation process be considered unfeasible or unreasonable for this application, please complete Section 9 below.

9. DEVIATIONS FROM PUBLIC PARTICIPATION (IF APPLICABLE)

Should the applicant wish to apply for deviations from the public participation process applied for in terms of Regulation 41 of GN R. 982, details of the request for deviation must be provided as **Appendix 10** in the form of a table as shown below.

Regulation number	Regulation	Reason for deviation	Proposed deviation
e.g. GN R. 982:	<i>The person conducting a public participation process must take into account any guidelines applicable to public participation as contemplated in section 24J of the Act and must give notice to all potential interested and affected parties of the application which is subjected to public participation by giving written notice to— (iii) owners and occupiers of land adjacent to the site where the activity is or is to be undertaken or to any alternative site where the activity is to be undertaken;</i>	<i>The proposed power line stretches over 250 km and it is unfeasible to provide written notification to all land owners and occupiers.</i>	<i>Notices will be placed in all local community newspapers.</i>

Note:

- Any deviations from the public participation process must first be agreed upon in writing by the competent authority **before** such deviations may be put into place.
- Should you not request to deviate from any requirements of regulation 41 or if the Department has not agreed to any deviation applied for in writing then the applicant or EAP must comply with the full requirements of regulation 41
- Deviation from public participation is only applicable to regulation 41 and does not for example apply to the requirement of regulation 41(2) (c) that requires the applicant to publish a notice of the decision taken by the Department in newspapers.

10. OTHER AUTHORISATIONS REQUIRED

LEGISLATION	AUTHORISATION	APPLICATION
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	REQUIRED	SUBMITTED
SEMA's		
National Environmental Management: Air Quality Act	NO	
National Environmental Management: Biodiversity Act	NO	
National Environmental Management: Integrated Coastal Management Act	NO	
National Environmental Management: Protected Areas Act	NO	
National Environmental Management: Waste Act	NO	
National legislation		
Mineral Petroleum Development Resources Act	NO	
National Water Act	YES	YES
National Heritage Resources Act	NO	
National Forest Act	NO	
Sea Shore Act	NO	
Others: Please specify	NO	

Please provide proof of submission of applications in **Appendix 12**.

If authorisation is necessary in terms of the National Environmental Management: Waste Act, please contact the Department for guidance on the **Integrated Permitting System**.

11. LIST OF APPENDICES

		SUBMITTED
Appendix 1	Strategic Infrastructure Projects	N/A
Appendix 2	List of Local Municipalities (with contact details)	N/A
Appendix 3	List of land owners (with contact details) and proof of consent of land owners. (see <i>Company Resolution</i> included)	YES
Appendix 4	List of co-ordinates and/or SGIDs	N/A
Appendix 5	Title deed(s) and SG diagram(s)	YES
Appendix 6	Copies of Environmental Authorisations obtained for the same property	NO
Appendix 7	Map indicating triggered areas for GN R.985 (<i>including the Locality Plan</i>)	YES
Appendix 8	Project schedule	YES
Appendix 9	Details of application for exemption	N/A
Appendix 10	Supporting documentation and proof of notification of I&APs for exemption application	NO
Appendix 11	Details of request for deviation	NO
Appendix 12	Proof of submission of additional applications	YES
Appendix 13	Declaration of Applicant	YES
Appendix 14	Declaration of EAP	YES

APPENDIX 1 STRATEGIC INFRASTRUCTURE PROJECTS

<p>SIP 1: Unlocking the northern mineral belt with Waterberg as the catalyst</p> <ul style="list-style-type: none"> • Unlock mineral resources • Rail, water pipelines, energy generation and transmission infrastructure • Thousands of direct jobs across the areas unlocked • Urban development in Waterberg - first major post-apartheid new urban centre will be a "green" development project • Rail capacity to Mpumalanga and Richards Bay 	N/A
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<ul style="list-style-type: none"> • Shift from road to rail in Mpumalanga • Logistics corridor to connect Mpumalanga and Gauteng. 	
<p>SIP 2: Durban-Free State-Gauteng logistics and industrial corridor</p> <ul style="list-style-type: none"> • Strengthen the logistics and transport corridor between SA's main industrial hubs • Improve access to Durban's export and import facilities • Integrate Free State Industrial Strategy activities into the corridor • New port in Durban • Aerotropolis around OR Tambo International Airport. 	N/A
<p>SIP 3: South-Eastern node & corridor development</p> <ul style="list-style-type: none"> • New dam at Mzimvubu with irrigation systems • N2-Wild Coast Highway which improves access into KwaZulu-Natal and national supply chains • Strengthen economic development in Port Elizabeth through a manganese rail capacity from Northern Cape • A manganese sinter (Northern Cape) and smelter (Eastern Cape) • Possible Mthombo refinery (Coega) and transshipment hub at Ngqura and port and rail upgrades to improve industrial capacity and performance of the automotive sector. 	N/A
<p>SIP 4: Unlocking the economic opportunities in North West Province</p> <ul style="list-style-type: none"> • Acceleration of investments in road, rail, bulk water, water treatment and transmission infrastructure • Enabling reliable supply and basic service delivery • Facilitate development of mining, agricultural activities and tourism opportunities • Open up beneficiation opportunities in North West Province. 	N/A
<p>SIP 5: Saldanha-Northern Cape development corridor</p> <ul style="list-style-type: none"> • Integrated rail and port expansion • Back-of-port industrial capacity (including an IDZ) • Strengthening maritime support capacity for oil and gas along African West Coast • Expansion of iron ore mining production and beneficiation. 	N/A
<p>SIP 6: Integrated municipal infrastructure project</p> <p>Develop national capacity to assist the 23 least resourced districts (19 million people) to address all the maintenance backlogs and upgrades required in water, electricity and sanitation bulk infrastructure. The road maintenance programme will enhance service delivery capacity thereby impacting positively on the population.</p>	N/A
<p>SIP 7: Integrated urban space and public transport programme</p> <p>Coordinate planning and implementation of public transport, human settlement, economic and social infrastructure and location decisions into sustainable urban settlements connected by densified transport corridors. This will focus on the 12 largest urban centres of the country, including all the metros in South Africa. Significant work is underway on urban transport integration.</p>	N/A
<p>SIP 8: Green energy in support of the South African economy</p> <p>Support sustainable green energy initiatives on a national scale through a diverse range of clean energy options as envisaged in the Integrated Resource Plan (IRP2010) and support bio-fuel production facilities.</p> <p><i>Indicate capacity in MW:</i></p>	N/A
<p>SIP 9: Electricity generation to support socioeconomic development</p> <p>Accelerate the construction of new electricity generation capacity in accordance with the IRP2010 to meet the needs of the economy and address historical imbalances. Monitor implementation of major projects such as new power stations: Medupi, Kusile and Ingula.</p> <p><i>Indicate capacity in MW:</i></p>	N/A
<p>SIP 10: Electricity transmission and distribution for all</p> <p>Expand the transmission and distribution network to address historical imbalances, provide</p>	N/A

<p>access to electricity for all and support economic development.</p> <p>Align the 10-year transmission plan, the services backlog, the national broadband roll-out and the freight rail line development to leverage off regulatory approvals, supply chain and project development capacity.</p>	
<p>SIP 11: Agri-logistics and rural infrastructure</p> <p>Improve investment in agricultural and rural infrastructure that supports expansion of production and employment, small-scale farming and rural development, including facilities for storage (silos, fresh-produce facilities, packing houses); transport links to main networks (rural roads, branch train-line, ports), fencing of farms, irrigation schemes to poor areas, improved R&D on rural issues (including expansion of agricultural colleges), processing facilities (abattoirs, dairy infrastructure), aquaculture incubation schemes and rural tourism infrastructure.</p>	N/A
<p>SIP 12: Revitalisation of public hospitals and other health facilities</p> <p>Build and refurbish hospitals, other public health facilities and revamp 122 nursing colleges. Extensive capital expenditure to prepare the public healthcare system to meet the requirements of the National Health Insurance (NHI) system. The SIP contains major builds for 6 hospitals</p>	N/A
<p>SIP 13: National school build programme</p> <p>A national school build programme driven by uniformity in planning, procurement, contract management and provision of basic services. Replace inappropriate school structures and address basic service backlog and provision of basic services under the Accelerated School Infrastructure Delivery Initiative (ASIDI). In addition, address national backlogs in classrooms, libraries, computer labs and admin buildings. Improving the learning environment will strengthen outcomes especially in rural schools, as well as reduce overcrowding</p>	N/A
<p>SIP 14: Higher education infrastructure</p> <p>Infrastructure development for higher education, focusing on lecture rooms, student accommodation, libraries and laboratories, as well as ICT connectivity. Development of university towns with a combination of facilities from residence, retail to recreation and transport. Potential to ensure shared infrastructure such as libraries by universities, FETs and other educational institutions. Two new universities will be built - in Northern Cape and Mpumalanga.</p>	N/A
<p>SIP 15: Expanding access to communication technology</p> <p>Provide for broadband coverage to all households by 2020 by establishing core Points of Presence (POPs) in district municipalities, extend new Infracore fibre networks across provinces linking districts, establish POPs and fibre connectivity at local level, and further penetrate the network into deep rural areas.</p> <p>While the private sector will invest in ICT infrastructure for urban and corporate networks, government will co-invest for township and rural access, as well as for e-government, school and health connectivity.</p> <p>The school roll-out focus is initially on the 125 Dinaledi (science and maths-focussed) schools and 1525 district schools. Part of digital access to all South Africans includes TV migration nationally from analogue to digital broadcasting.</p>	N/A
<p>SIP 16: SKA & Meerkat</p> <p>SKA is a global mega-science project, building an advanced radio-telescope facility linked to research infrastructure and high-speed ICT capacity and provides an opportunity for Africa and South Africa to contribute towards global advanced science projects.</p>	N/A
<p>SIP 17: Regional integration for African cooperation and development</p> <p>Participate in mutually beneficial infrastructure projects to unlock long-term socio-economic benefits by partnering with fast growing African economies with projected growth ranging between 3% and 10%.</p> <p>The projects involving transport, water and energy also provide competitively-priced, diversified, short and medium to long-term options for the South African economy where, for example, electricity transmission in Mozambique (Cesul) could assist in providing cheap, clean power in the short-term whilst Grand Inga in the DRC is long-term.</p> <p>All these projects complement the Free Trade Area (FTA) discussions to create a market of 600 million people in South, Central and East Africa.</p>	N/A

<p>SIP 18: Water and sanitation infrastructure</p> <p>A 10-year plan to address the estimated backlog of adequate water to supply 1.4m households and 2.1m households to basic sanitation.</p> <p>The project will involve provision of sustainable supply of water to meet social needs and support economic growth. Projects will provide for new infrastructure, rehabilitation and upgrading of existing infrastructure, as well as improve management of water infrastructure.</p>	N/A
--	-----

**APPENDIX 2 (IF APPLICABLE)
LIST OF LOCAL MUNICIPALITIES**

Cross border projects
N/A

**APPENDIX 3
LIST OF LAND OWNERS
PROOF OF CONSENT OF LAND OWNERS**

As mentioned above, the landowner of Erf 4603 is United Cement Ind (Pty) Ltd. This company owned by Everite Limited which is owned by G5 Properties (Pty) Ltd. (the applicant). See evidence of the above-mentioned ownership attached hereto.

Also see Company Resolution attached.

No. OF CERTIFICATE

10

No. OF SHARES

1

Share Certificate

UNITED CEMENT INDUSTRIES (PTY) LIMITED

The Company

change of name endorsement 25.2.97

EVERITE LIMITED

EVERITE LIMITED

JOHANNESBURG

Share of *Share*

is the Registered Proprietor of ONE

Fully Paid Shares of R2 (TWO RAND)

each, numbered as per margin inclusive in the above-named Company subject to the Memorandum and Articles of Association and the Rules and Regulations of the Company.

DISTINCTIVE NUMBERS	NUMBERS	NUMBER OF SHARES
FROM INCLUSIVE	TO	1
35000		

Given at

JOHANNESBURG

25TH

JUNE 19 86

day of

1986

Neil T. Carr

Director

Directors



BEE VERIFICATION AGENCY CC

8 Park Street, Durbanville, 75501 P O Box 46, Parow 7499

Tel: 021 975 3689 | Fax: 021 979 4096 | Call Centre: 0860 722 222
E-mail: info@bee-verification.com | Website: www.beever.co.za

BEEVER NATIONWIDE

Black Economic Empowerment Verification Certificate

A12-03

Measured Entity

Registered Name	Group Five Limited Including Attached List Of Subsidiaries
Reg. Number	1969/000032/06
Trade Name	Group Five Limited Including Attached List Of Subsidiaries
Location	9 Country Estate Drive, Waterfall Business Estate, Jukskei View
VAT Number	4920124783

BEE Status

Certificate Number	BET 8260
Verification Date	2015/10/30
Expiry Date	2016/10/29
Applicable Scorecard	Contractor Generic, Government Gazette No. 32305, 05 June 2009
Applicable BEE Codes	Generic 2100 - 2700
B-BBEE Status	Level 2
Procurement Recognition Level	125.00%
Black Ownership	40.75%
Black Female Ownership	12.74%
Value Added Company	Yes

BEE Score Per Element

Ownership	25/25
Management Control	5.1/10
Employment Equity	4.35/10
Skills Development	14.64/15
Preferential Procurement	19.03/20
Enterprise Development	15/15
Socio-Economic Development	5/5
Total:	88.12/100

BEE Verification Agency CC (BVA014) has assessed the BEE credentials of the above entity and certifies hereby that the BEE status, as certified above, is a true and impartial reflection of the BEE status of the enterprise.


BEE Compliance Manager
BEE Verification Agency CC
www.beever.co.za



BVA-014



BEE VERIFICATION AGENCY CC

8 Park Street, Durbanville, 7550 | P O Box 46, Parow 7499

Tel: 021 975 3689 | Fax: 021 979 4096 | Call Centre: 0860 722 222

E-mail: info@bee-verification.com | Website: www.beever.co.za

BEEVER NATIONWIDE

30 October 2015

This letter serves to confirm that the BEE rating (BET 8260) received by the Group Five Limited (reg: 1969/000032/06), Group Five Construction (Pty) Ltd (reg: 1974/003166/07) Everite (Pty) Ltd (reg: 1941/014582/07), and Intertoll (Africa) (Pty) Ltd (reg: 1963/002848/07) is equally applicable to its subsidiary companies listed below:

Company Name	Company Registration Number
Group Five Limited	1969/000032/06
Group Five Construction (Pty) Ltd	1974/003166/07
Agents / Divisions	
Group Five Building (Pty) Ltd	1965/001123/07
Group Five Civil Engineering (Pty) Ltd	1952/002053/07
Group Five Construction International SA (Pty) Ltd	1975/003158/07
Group Five Corporate & Business Services (Pty) Ltd	1959/003674/07
Group Five Housing (Pty) Ltd	1966/001668/07
Group Five Infrastructure Developments (Pty) Ltd	1997/001697/07
Group Five Coastal (Pty) Ltd	2002/011542/07
Group Five Developments (Pty) Ltd	1974/003880/07
Group Five Western Cape (Pty) Ltd	1960/001852/07
Group Five Plant & Equipment (Pty) Ltd	1966/007293/07
Group Five Projects (Pty) Ltd	1975/003697/07
Group Five Property Developments (Pty) Ltd	2003/010765/07
Group Five Power (Pty) Ltd	1966/001794/07
Group Five Roads & Earthworks (Pty) Ltd	2002/011929/07
Group Five Engineering and Construction (Pty) Ltd	2006/018949/07
Group Five Oil and Gas (Pty) Ltd	1996/012333/07
Group Five Nuclear Construction Services (Pty) Ltd	2008/009071/07
Group Five Construction Materials (Pty) Ltd	2009/016285/07
Group Five Strategic Project Developments (Pty) Ltd	2003/006363/07
Group Five Construction (Pty) Ltd	Subsidiaries
SSL Structural Systems Africa (Pty) Ltd	2008/024986/07
Group Five Motlekar (Pty) Ltd	2008/016183/07
Group Five Power International (Pty) Ltd	2008/007984/07
G5 Properties (Pty) Ltd	2007/004009/07
Barnes Reinforcing Industries (Pty) Ltd	2007/017002/07
Group Five Construction (Pty) Ltd	Unincorporated Joint Venture
	Group Five Pipe
Everite (Pty) Ltd	1941/014582/07
Everite Building Products (Pty) Ltd	1948/029648/07
Everite Pipes (Pty) Ltd	1993/003433/07
Cosmos Readymix and Concrete Products (Pty) Ltd	2006/013514/07
Cosmos Building Supplies (Pty) Ltd	2006/030886/07
Intertoll Africa (Pty) Ltd	1963/002848/07

Yours sincerely

BEE Compliance Manager
BEE Verification Agency CC

UNITED CEMENT INDUSTRIES (PROPRIETARY) LIMITED
Registration Number 1955/001605/07
("the Company")

EXTRACT OF A RESOLUTION OF THE DIRECTORS PASSED ON 7 DECEMBER 2014

WHEREAS

1. **The Company** is the owner of Erf 4603, situated at Peter Searle Drive, Jachtvlakte, Despatch Township, Port Elizabeth, held by deed of transfer T21960/1975 ("the Property").
2. **The Company** desires to submit a Land Use Planning Application ("the Application") to the authorities to rezone the Property.
3. **The Company** desires to appoint and authorise Brendan Mark Hides (ID number: 6804085132081) ("Hides") or Carel Christiaan Olivier (ID number: 7311295003085) ("Olivier") to represent **the Company** in all matters pertaining to the rezoning of the Property.
4. **The Company** desires to give Power of Attorney to Hides and/or Olivier of Setplan (Pty) Ltd (Reg. No. 2004/004700/07) ("Setplan"), 40 Bird Street, Port Elizabeth, in terms of which Hides and/or Olivier will act for and on behalf of **the Company** and submit the Application to the authorities and make any other necessary applications and further represent **the Company** at any inquiry in relation to the Application and generally do whatever may be necessary and desirable to procure the approval of the Application, for and on behalf of **the Company**.
5. We the undersigned, confirm receipt of notice on the matters to be decided in this resolution and being a majority of the directors of **the Company**, with the right to attend a meeting of the directors, deem it fit and in the best interest of **the Company** to exercise the authority given by Article 26.4.1 of the memorandum of incorporation (the "MOI") and section 74(1) of the Companies Act (as amended); duly notified of this matter, agree that such meeting not be held and that the resolutions be passed by written consent either in person or by electronic communication.

NOW THEREFORE be it **RESOLVED** that:

1. **The Company** submits a Land Use Planning Application to the authorities to rezone the Property.
2. **The Company** appoints and authorises Hides and/or Olivier to represent **the Company** in all matters pertaining to the rezoning of the Property.
3. Hides and Olivier of Setplan be and are hereby given Power of Attorney to submit the Land Use Application to the authorities, sign any other documents for and on behalf of **the Company** which may be deemed necessary to give effect to this resolution, make any other necessary applications, represent **the Company** at any inquiry in relation to the Land Use Application and generally do whatever may be necessary and desirable to procure the approval of the Land Use Application, for and on behalf of **the Company**.
4. **KUSHIL RABINDRANATH MAHARAJ** and/or **CHARLES MUZI NSIBANDE** (ID number 7001235935088) in their capacities as representatives of **the Company** be and are hereby authorised, for and on behalf of **the Company**, to sign a Special Power of Attorney in favour of Hides and Olivier, in terms of which Hides and Olivier will act for and on behalf of **the Company**, and submit a Land Use Planning Application to the authorities, sign all documents, do all such aspects as may be necessary to give effect to the application and sign any documents to give effect to this resolution.
5. Any actions and/or things done by **HINDES** and/or **OLIVIER** for and on behalf of **the Company**, prior to the date of this resolution be and are hereby ratified and confirmed.
6. Any actions and/or things done by **KUSHIL RABINDRANATH MAHARAJ** and/or **CHARLES MUZI NSIBANDE** in pursuit hereof be and are hereby ratified and confirmed.

CERTIFIED A TRUE COPY



DIRECTOR

**APPENDIX 4 (IF APPLICABLE)
LIST OF CO-ORDINATES AND/OR SGIDS**

Coordinates of corner points of study area	Latitude (S) (DDMMSS)			Longitude (E) (DDMMSS)		
	33°	48'	27.461"	25°	25'	34.091"
	33°	48'	29.240"	25°	25'	32.207"
	33°	48'	35.412"	25°	25'	16.107"
	33°	48'	39.277"	25°	25'	18.234"
	33°	48'	41.152"	25°	25'	21.666"
	33°	48'	39.042"	25°	25'	24.602"
	33°	48'	35.013"	25°	25'	35.271"
	33°	48'	32.029"	25°	25'	39.061"
	33°	48'	30.061"	25°	25'	39.803"

**APPENDIX 5
SG DIAGRAM(S)**

Deeds Office Property

windeed
information is our business

DESPATCH, 4603, 0 (CAPE TOWN)

GENERAL INFORMATION

Deeds Office	CAPE TOWN
Date Requested	2016/07/15 15:49
Information Source	DEEDS OFFICE
Reference	501841



PROPERTY INFORMATION

Property Type	ERF
Erf Number	4603
Portion Number	0
Township	DESPATCH
Local Authority	NELSON MANDELA BAY METROPOLITAN MUNICIPALITY
Registration Division	NOT AVAILABLE
Province	EASTERN CAPE
Diagram Deed	T21960/975
Extent	11,3058HA
Previous Description	-
LPI Code	C07600050000460300000

OWNER INFORMATION

Owner 1 of 1

Company Type	COMPANY
Name	UNITED CEMENT IND PTY LTD
Registration Number	55/1605
Title Deed	T21960/1975
Registration Date	1975/07/29
Purchase Price (R)	UNKNOWN
Purchase Date	-
Share	
Microfilm Reference	
Multiple Properties	NO
Multiple Owners	NO

ENDORSEMENTS

No documents to display

HISTORIC DOCUMENTS

No documents to display

DISCLAIMER

This report contains information gathered from our suppliers and we do not make any representations about the accuracy of the data displayed nor do we accept responsibility for inaccurate data. WinDeed will not be liable for any damage caused by reliance on this report. This report is subject to the terms and conditions of the [WinDeed End User Licence Agreement \(EULA\)](#).

SIDES Metre	ANGLES OF DIRECTION	CO-ORDINATES System Io 25°	
		Y	X
		- 0,00	+ 3 700 000
AB 168,01	297.40.40	A - 39 499,39	+ 42 112,17
BC 64,91	15.58.50	B - 39 648,17	+ 42 190,21
CD 133,50	47.45.00	C - 39 630,30	+ 42 252,61
DE 301,75	65.34.20	D - 39 531,48	+ 42 342,37
EF 98,34	49.06.40	E - 39 256,74	+ 42 467,16
FG 108,51	121.40.10	F - 39 182,40	+ 42 531,53
GH 131,07	155.34.10	G - 39 090,05	+ 42 474,56
HJ 455,67	245.34.20	H - 39 035,84	+ 42 355,23
JA 73,16	221.42.10	J - 39 450,72	+ 42 166,79

S.G. No.

7 8 1 2 / 7 4

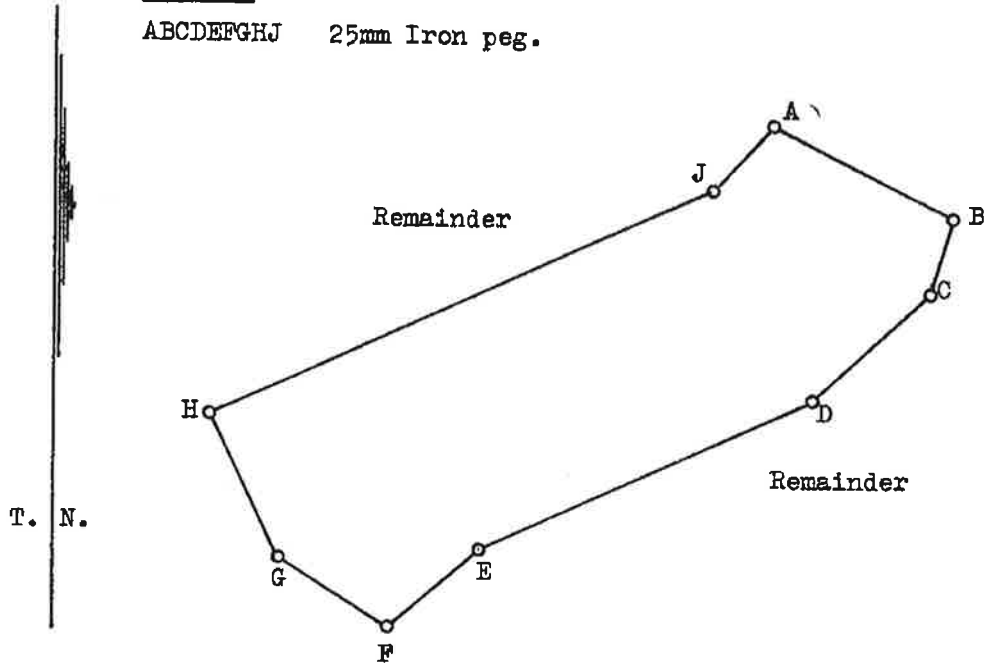
Approved

E. Smit
Surveyor-General
22.1.75

Uit.65 - 37 045,25 + 40 693,64
Uit.69 - 34 612,47 + 45 028,05

BEACONS.

ABCDEFGHIJ 25mm Iron peg.



Scale 1:6000.

The figure ABCDEFGHIJ
represents 11,3058 hectares of land, being
ERF 4603 A PTN. OF ERF 2051 DESPATCH
situate in the Municipality and Administrative District of UITENHAGE
PROVINCE OF CAPE OF GOOD HOPE
Surveyed in September 1974

by me

M. J. ...

Land Surveyor.

This diagram is annexed to

No. dated
i.f.o.

21960/75

The original diagram is
No. 1863/1914 annexed to
Transfer/Grant
No. 1914 - 112 - 7190

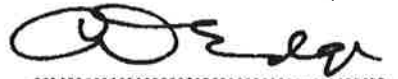
File No. S/10841/19
S.R. No. E. 2174/74
Comp. BO-~~BB~~C(4354).

Registrar of Deeds

C

UITENHAGE MUNICIPALITY

I certify that the lawful requirements of my Council arising out of this sub-division have been complied with.




.....
Town Clerk

Date... 2/10/74

APPROVED IN TERMS OF SECT. 9 ORD. 33/1934 SECT. 196 ORD. 15/1952	CONDITIONS	
	WITH	WITHOUT
		✓

REF..... AA 118/83/47

DATED..... 25.2.1974

.....

.....
SURVEYOR-GENERAL.

48/74
dd 2/10/74

APPENDIX 6 (IF APPLICABLE)
COPIES OF ENVIRONMENTAL AUTHORISATIONS OBTAINED ON THE SAME PROPERTY



Province of the
EASTERN CAPE
ECONOMIC DEVELOPMENT,
ENVIRONMENTAL AFFAIRS & TOURISM

Corner Belmont Terrace and Castle Hill
Central, Port Elizabeth 6001

Private Bag X5001 | Greenacres | 6057
Republic Of South Africa

Tel: 041 5085800

Fax: 041 5085865

Email:

Web: www.dadea.gov.za

Fax Cover Sheet



To : G5 PROPERTIES (PTY) LTD
Attention : MR CHARLES NSIBANDE
Fax No. : 086 299 7137
E-mail : cnsibande@g5properties.co.za

CC : SRK CONSULTING
Attention : MR ROB GARDINER / MS KARISSA NEL
Fax No. : 041 509 4850
E-mail : rgardiner@srk.co.za / knel@srk.co.za

From : Charmaine Struwig **ON BEHALF OF MS LUDIDI**
Tel No : 041-5085800

Date : 2 FEBRUARY 2017

Total of pages : 1 + 8 (including cover)

RE: APPLICATION FOR AUTHORISATION: PROPOSED DEVELOPMENT FOR INDUSTRIAL USE/WAREHOUSING ON ERF 4603, DESPATCH, WITHIN THE NELSON MANDELA BAY MUNICIPALITY

FILE REF > ECM1/C/LN1/27/29-2016
ENQUIRIES: MS N. LUDIDI

Dear Mr Nsibande

Herewith attached please find a copy of the **Refusal Notice** for the above, for your attention.

An e-copy will also be e-mailed to yourself and SRK Consulting.

I trust you will find this in order.



07 February 2017

"Innovation for Sustainable Development"





Corner Belmont Terrace and Castle Hill, Central, Port Elizabeth 6001
Private Bag X5001, Greenacres, Port Elizabeth 6057 | Republic of South Africa

Tel: 041 508 5800 | Fax: 041 508 5865 | E-mail: Nokulunga.Ludidi@dedea.gov.za | www.dedea.gov.za

Reference: ECm1/C/LN1/27/29-2016
Enquiries: N. Ludidi

G5 Properties (Pty) Ltd
Postnet Suite 500
Private Bag X26
Sunninghill
2157

Fax: 086 299 7137
E-mail: cnsibande@g5properties.co.za

Attention: Mr. Charles Nsibande

APPLICATION FOR AUTHORISATION IN TERMS OF SECTION 24 OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, ACT 107 OF 1998 TO UNDERTAKE A LISTED ACTIVITY AS SCHEDULED IN THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014: PROPOSED DEVELOPMENT FOR INDUSTRIAL USE/WAREHOUSING ON ERF 4603, DESPATCH WITHIN THE NELSON MANDELA BAY MUNICIPALITY.

The above application with Reference number ECm1/C/LN1/27/29-2016 refers.

Authorisation is hereby refused in terms of Section 24 of the National Environmental Management Act, Act 107 of 1998, as amended, and in terms of Regulation 20 (1) (b) of the 2014 EIA Regulations. The reasons for the decision are detailed in the Refusal Notice attached hereto.

In terms of Regulation 4(2) of GN R. 982 of the Environmental Impact Assessment Regulations, 2014, you are instructed to notify all registered interested and affected parties, in writing and within fourteen (14) days of the date of the Department's decision in respect of your application.

1. The written notification referred to above must -
 - 1.1 Specify the date on which the Refusal Notice was issued;
 - 1.2 Inform interested and affected parties of the appeal procedure provided for in terms of the National Appeal Regulations, 2014, as contained in GN R. 993 of 08 December 2014; and
 - 1.3 Advise interested and affected parties that a copy of the Refusal Notice and reasons for the decision will be furnished on request.

ECONOMIC DEVELOPMENT, ENVIRONMENTAL AFFAIRS AND TOURISM
 CHIEF DIRECTORATE: ENVIRONMENTAL AFFAIRS

- Should you decide to appeal, you must submit your appeal to the appeal administrator, as indicated in the table contained in point 3 below, and serve a copy of the appeal to the applicant, if not the appellant, any registered interested and affected party and any organ of state with interest in the matter within twenty (20) days as described in Regulation 4 of the National Appeal Regulations, 2014.

Only appeals on environmental grounds can be considered. All appeals should be accompanied by relevant supporting documentation.

- The address to which the **originals** of any such an appeal and any other documents pertaining to the appeal must be mailed is outlined below. Please note that originals may also be delivered per hand or courier.

Department	Economic Development, Environmental Affairs & Tourism
Attention	General Manager: Environmental Affairs
Postal Address	Private Bag X0054, BHISHO, 5605
Hand deliveries at:	Beacon Hill Hockley Close King William's Town 5601
In order to facilitate efficient administration of appeals copies of the appeal and any subsequent appeal documentation must also be submitted as follows:	
General Manager: Environmental Affairs per fax:	[043] 605 7300
Manager: Mr S. Gqalangile - Environmental Impact Management per fax:	[043] 605 7300
It is strongly recommended that electronic copies of all appeal documentation also be e-mailed	E-mail addresses will be supplied on request


 DAYALAN GOVENDER
 DEPUTY DIRECTOR: ENVIRONMENTAL AFFAIRS
 CACADU REGION

Department of Economic Development
 and Environmental Affairs
 Private Bag X5001
 2017 -02- 07
 Greenacres, Port Elizabeth 6057

DATE: 07/02/2017.



Province of the
EASTERN CAPE
ECONOMIC DEVELOPMENT,
ENVIRONMENTAL AFFAIRS & TOURISM



Corner Belmont Terrace and Castle Hill, Central, Port Elizabeth 6001
Private Bag X5001, Greenacres, Port Elizabeth 6057 | Republic of South Africa

Tel: 041 508 5800 | Fax: 041 508 5865 | E-mail: Nokulunga.Ludidi@dedea.gov.za

| www.dedea.gov.za

Refusal Notice

AUTHORISATION NOTICE REGISTER NUMBER	ECm1/C/LN1/27/29-2016
LAST AMENDED	Not applicable
HOLDER OF AUTHORISATION	G5 Properties (Pty) Ltd
LOCATION OF ACTIVITY	Erf 4603, Despatch

DEFINITIONS:

The following definitions are applicable to this Refusal Notice:

"EIA regulations" – These are the Environmental Impact Assessment Regulations in terms of Chapter 5 of the National Environmental Management Act, Act 107 of 1998:

- As published in Government Notice R. 982 of 04 December 2014.

"The Department" – The Department of Economic Development, Environmental Affairs and Tourism, Eastern Cape Province.

"SDF" – Sundays Doringveld Thicket.

"MKT"- Motherwell Karroid Thicket

"NMBM" – Nelson Mandela Bay Metropolitan Municipality.

"DBAR" - Draft Basic Assessment Report.

"FBAR" - Final Basic Assessment Report.

1. Decision

Authorisation is hereby refused in terms of Section 24 of the National Environmental Management Act, Act 107 of 1998, as amended, and in terms of Regulation 20 (1) (b) of the 2014 EIA Regulations. The reasons for the decision are detailed in Sections 3 and 4 of the Refusal Notice.

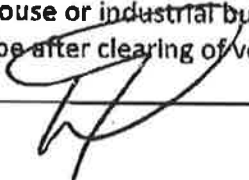
2. Activities and regulations for which authorisation has been refused

By virtue of the powers conferred on it by the National Environmental Management Act, Act 107 of 1998 and the NEMA Environmental Impact Assessment Regulations, 2014, the Department hereby refuses to grant G5 Properties (Pty) Ltd an Environmental Authorisation, being the legal or natural person who has applied for authorisation, with the following contact details:

Name	G5 Properties (Pty) Ltd			Landowner – United Cement Ind (Pty) Ltd
Address	Postnet Suite 500 Private Bag X26 Sunninghill 2157			Erf 4603 Despatch
Telephone	010 060 2090	Fax	086 299 7137	
Cell	072 575 4787			072 575 4787
Contact	Mr Charles Nsibande	E-mail	<u>cnsibande@g5propertise.co.za</u>	<u>cnsibande@g5propertise.co.za</u>

Detailed description of proposed activity

The proposed activity is the clearing of vegetation of approximately 8.4 hectares anticipating to develop the land into a warehouse or industrial buildings or public garages. There is no description of what the development will be after clearing of vegetation.



ECONOMIC DEVELOPMENT, ENVIRONMENTAL AFFAIRS AND TOURISM
CHIEF DIRECTORATE: ENVIRONMENTAL AFFAIRS

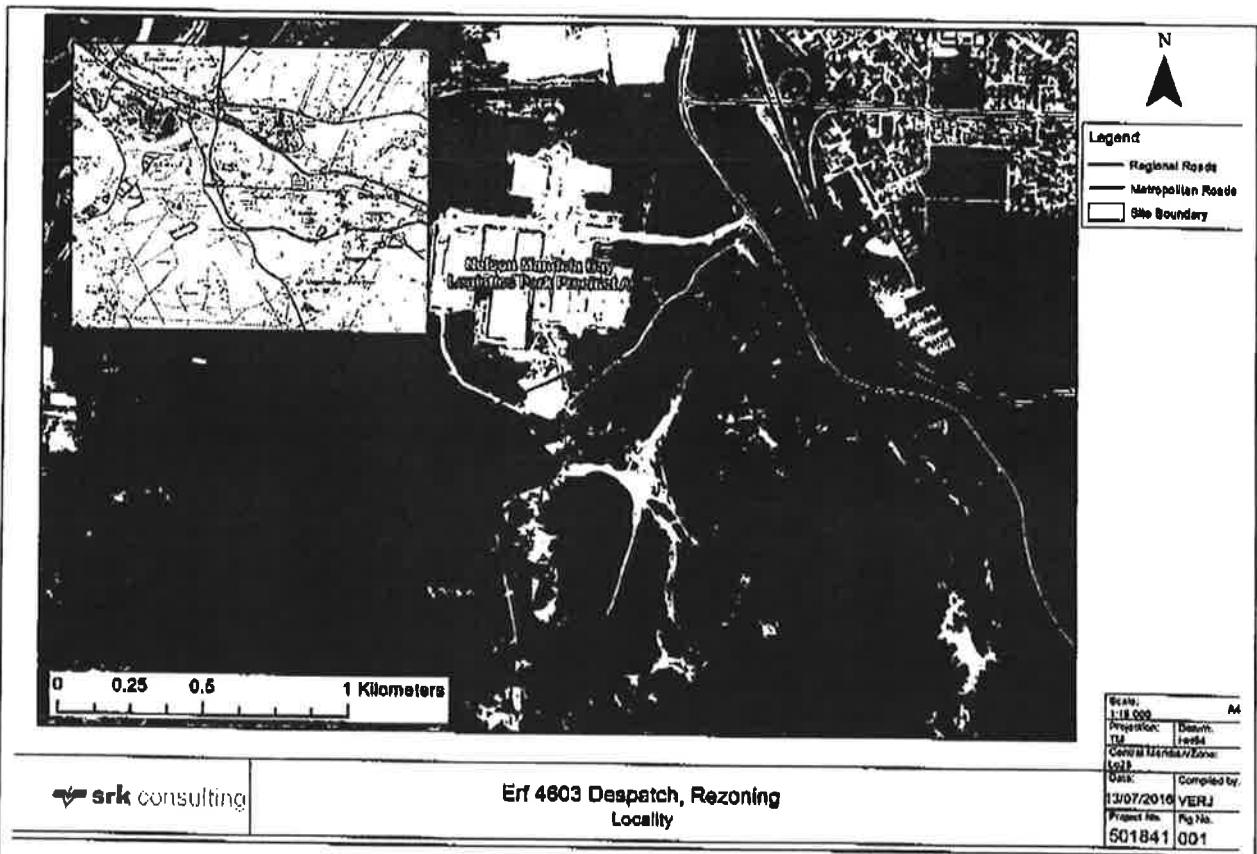


Figure 1: Farm portions

Listed Activities in terms of the NEMA EIA Regulations 2014 (GN R. 983 of 04 December 2014) as contained in the application form:

R. 983 - 27	The clearance of an area of 1 hectares or more, but less than 20 hectares of indigenous vegetation.
-------------	---

At the locality defined in the Table below, and hereafter referred to as "the property":

District	Sarah Baartman
Municipal Area	Nelson Mandela Metropolitan Municipality
Farm Name	
Farm Number and Portion	
Erf Number and Township Extension or Suburb	Erf 4603, Despatch
Co-ordinates of corner points as listed in the application form	1) 33°48'27.461" S; 25°25'34.091" E; 2) 33°48'29.240" S; 25°25'32.207" E; 3) 33°48'35.412" S; 25°25'16.107" E; 4) 33°48'39.277" S; 25°25'18.234" E; 5) 33°48'41.152" S; 25°25'21.666" E; 6) 33°48'39.042" S; 25°25'24.062" E; 7) 33°48'35.013" S; 25°25'35.271" E;

	<p>8) 33°48'32.029" S; 25°25'39.061" E; 9) 33°48'30.061" S; 25°25'39.803" E;</p>
Physical address	Erf 4603, just off the R368 onto a man-made gravel road in Despatch within NMBM.

3. Reasons for Decision

3.1. Information considered in making the decision

In reaching its decision, the Department took, *inter alia*, the following into consideration:

3.1.1. The information contained in the following documentation:

- Application form dated 26 July 2016 and received on 12 August 2016;
- The FBAR dated 06 October 2016 and received on 07 October 2016 and the EAP's e-mail response dated 16 September 2016 indicating the Department's comment during the official site visit which was on the 15 September 2016;
- Observations made during a site visit conducted by Ms Nokulunga Ludidi and Mr Andries Struwig of the Department, accompanied by the consultant Ms Karien Killian of SRK Consulting; and
- The e-mail and attached letter from the EAP dated 18 January 2017 with the site visit notes.

3.1.2. The EIA regulations of 2014 and the objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, Act 107 of 1998.

3.2. Key factors considered in making the decision

3.2.1. The principles of NEMA require that the Department must make decisions on applications in such a manner that development is socially, environmentally and economically sustainable, as contained in Chapter 1, Section 2 (4) of NEMA. This includes applying a risk-averse and cautious approach to decisions. These principles have guided this decision to refuse the application for the development as proposed. The following points underscore the description of the site and activity, as well as the reasons for the refusal.

3.2.2. The project has no layout plan and no illustrative evidence of infrastructure. The end-use is not evident thus making it difficult for the Department to make a positive decision according to NEMA. The fact that this proposed activity has no information and no detailed description and layout it makes it difficult to show evidence of sustainability as there is also uncertainty surrounding the end-use.

The minimal information thus compels the Department to refuse Authorisation as the impacts of the unavailable end-use were not determined.

- 3.2.3. The Department has also considered the need and desirability of the proposed project and it is completely unsubstantiated by any supply and demand market related studies, nor a socio-economic study. The Department has been given no evidence that the project as proposed would prove sustainable both economically and socially as it is not clear what the proposed activity as described in Section 2 will be.
- 3.2.4. The Basic Assessment process undertaken has not satisfied the procedural requirements of the EIA Regulations (assessment of alternatives) and does not provide adequate information on which to make an informed decision on the environmental implications of the proposed project, especially in consideration of the principles of NEMA.

4. Appeal of authorisation

In terms of Regulation 4(2) of GN R. 982 of the Environmental Impact Assessment Regulations, 2014, you are instructed to notify all registered interested and affected parties, in writing and within fourteen (14) days of the date of the Department's decision in respect of your application.

- 4.1. The written notification referred to above must -
- 4.1.1. Specify the date on which the Refusal Notice was issued;
 - 4.1.2. Inform interested and affected parties of the appeal procedure provided for in terms of the National Appeal Regulations, 2014, as contained in GN R. 993 of 08 December 2014; and
 - 4.1.3. Advise interested and affected parties that a copy of the Refusal Notice and reasons for the decision will be furnished on request.
- 4.2. Should you decide to appeal, you must submit your appeal to the appeal administrator, as indicated in the table contained in point 4.3 below, and serve a copy of the appeal to the applicant, any registered interested and affected party and any organ of state with interest in the matter within twenty (20) days as described in Regulation 4 of the National Appeal Regulations, 2014.

Only appeals on environmental grounds can be considered. All appeals should be accompanied by relevant supporting documentation.

- 4.3. The address to which the originals of any such an appeal and any other documents pertaining to the appeal must be mailed is outlined below. Please note that originals may also be delivered per hand or courier.

Department	Economic Development, Environmental Affairs & Tourism
Attention	General Manager: Environmental Affairs
Postal Address	Private Bag X0054, BHISHO, 5605

ECONOMIC DEVELOPMENT, ENVIRONMENTAL AFFAIRS AND TOURISM

CHIEF DIRECTORATE: ENVIRONMENTAL AFFAIRS

Hand deliveries at:	Beacon Hill Hockley Close King William's Town 5601
In order to facilitate efficient administration of appeals <u>copies</u> of the appeal and any subsequent appeal documentation must also be submitted as follows:	
General Manager: Environmental Affairs per fax:	[043] 605 7300
Manager: Mr S. Gqalangile - Environmental Impact Management per fax:	[043] 605 7300
It is strongly recommended that electronic copies of all appeal documentation also be e-mailed	E-mail addresses will be supplied on request

In the event that an appeal is lodged with regard to this Refusal Notice, no listed activities as described in this Refusal Notice may commence prior to the resolution of the appeal and the decision issued on the appeal, including any Amendment Notice that may result from the decision on the appeal.

**NOKULUNGA LUDIDI
ENVIRONMENTAL OFFICER: EIM
CACADU REGION**

DATE: 07/02/2017




Department of Economic Development and Environmental Affairs
Private Bag X5001
2017 -02- 07
Greenacres, Port Elizabeth 6057

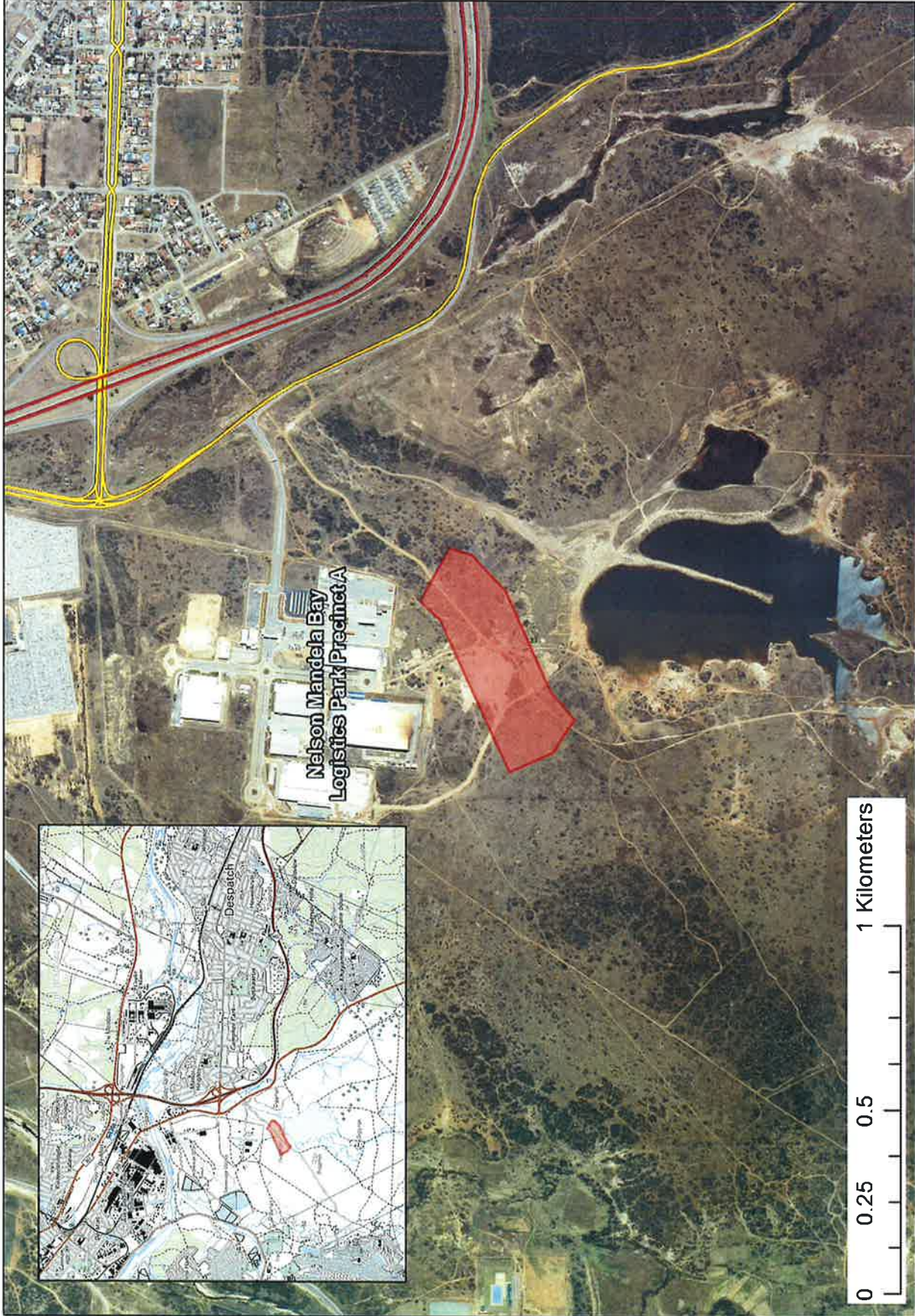
**DAYALAN GOVENDER
DEPUTY DIRECTOR: ENVIRONMENTAL AFFAIRS
CACADU REGION**

DATE: 07/02/2017

**APPENDIX 7 (IF APPLICABLE)
MAP INDICATING TRIGGERING AREAS FOR GN R.985**



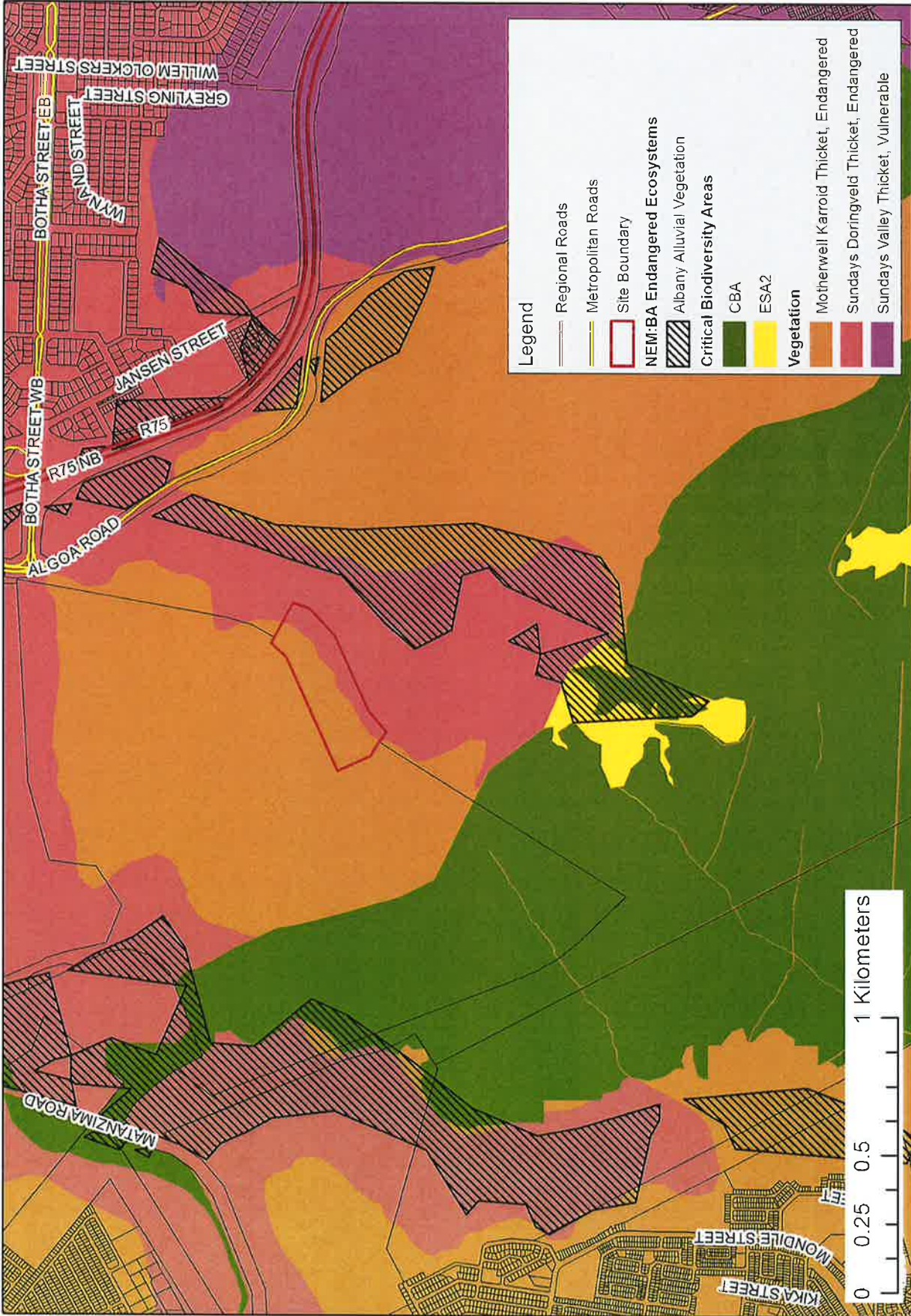
Legend	
	Regional Roads
	Metropolitan Roads
	Site Boundary



Scale:	1:15 000	A4	
Projection:	TM	Datum:	HH94
Central Meridian/Zone:	Lo25	Compiled by:	
Date:	13/07/2016	VERJ	
Project No.	501841	Fig No.	001

Erf 4603 Despatch, Rezoning Locality

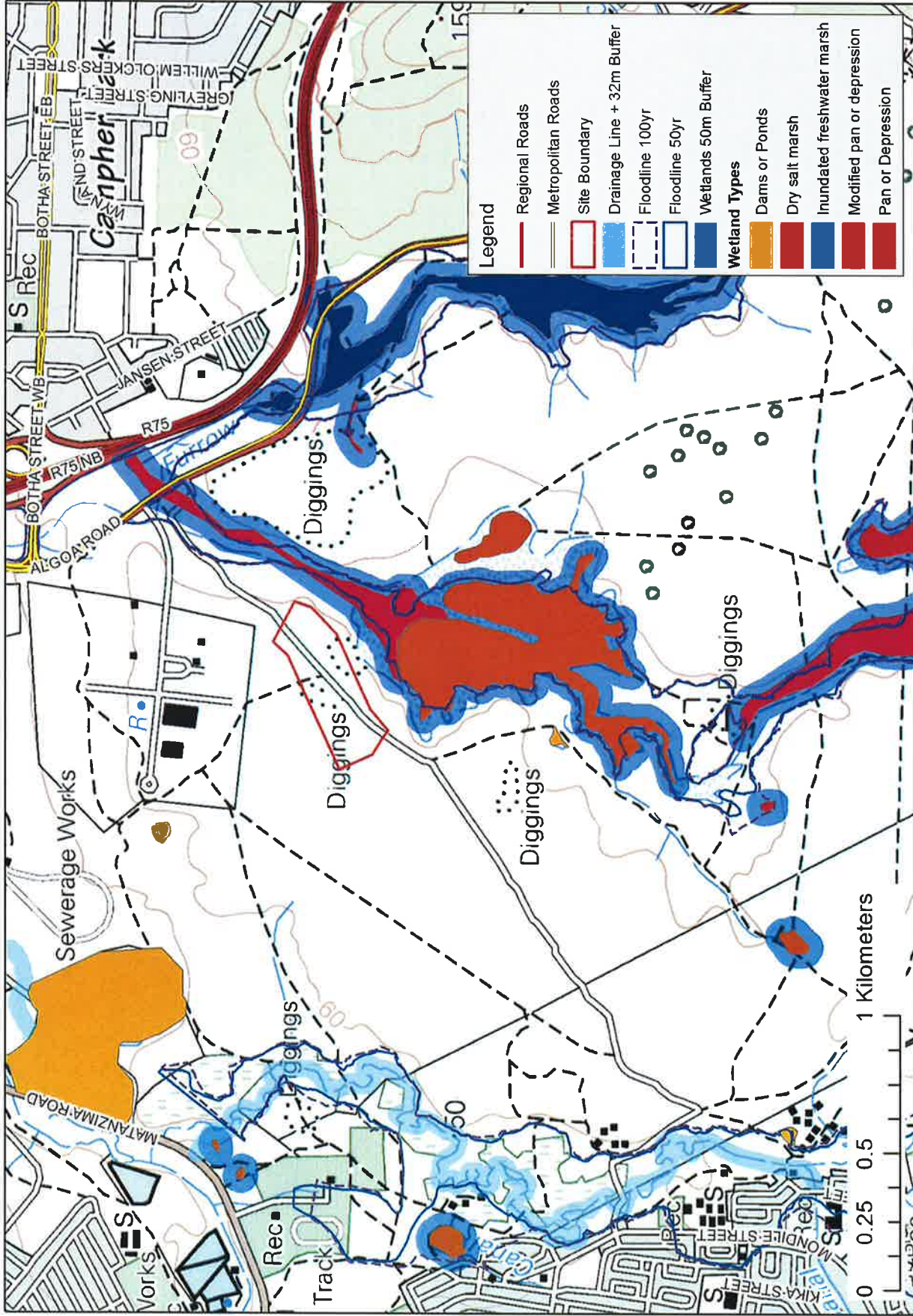




Scale:	1:20 000	A4
Projection:	TM	Datum:
Central Meridian:	Zone: Lo25	HH94
Date:	14/07/2016	Compiled by:
Project No.	501841	VERJ
Fig No.	007	

Erf 4603 Despatch, Rezoning Vegetation



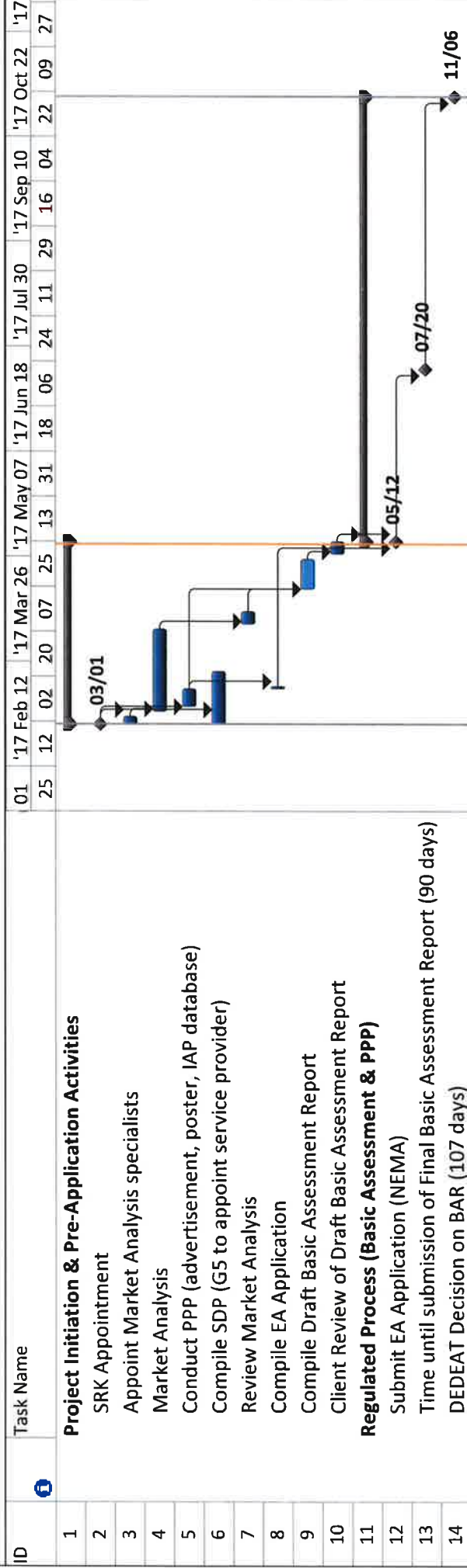


Erf 4603 Despatch, Rezoning Aquatic Systems



**APPENDIX 8
PROJECT SCHEDULE**

Erf 4603, Despatch BA Project Schedule



Task	External Milestone	Manual Summary Rollup
Task	External Milestone	Manual Summary Rollup
Split	Inactive Task	Manual Summary
Milestone	Inactive Milestone	Start-only
Summary	Inactive Summary	Finish-only
Project Summary	Manual Task	Deadline
External Tasks	Duration-only	Progress

Project: Indicative Schedule (REV 1)
Date: Fri 17/05/12

**APPENDIX 9 (IF APPLICABLE)
DETAILS OF REQUEST FOR DEVIATION FROM PUBLIC PARTICIPATION
N/A**

**APPENDIX 10 (IF APPLICABLE)
SUPPORTING DOCUMENTATION AND PROOF OF NOTIFICATION OF I&APS FOR EXEMPTION
APPLICATION**

**APPENDIX 11
DETAILS OF REQUEST FOR DEVIATION**

**APPENDIX 12
PROOF OF SUBMISSION OF ADDITIONAL APPLICATIONS**



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

PO BOX 6041 Port Elizabeth 6000

☎ 041 501 0717

Enquiries: Ms. M. Bloem

E-mail: bloemm@dws.gov.za

FAX : 086 537 4689

Ref: 27/2/2/M410/16/4

G5 Properties (PTY) Ltd
Postnet Suit 500
Private Bag X26
SUNNINGHILL
2157

Attention: Mr. C. Nsibande

Dear Sir

CONFIRMATION OF WATER USE AUTHORISED IN TERMS OF THE GENERAL AUTHORISATION PUBLISHED IN TERMS OF SECTION 39 OF THE NATIONAL WATER ACT, NO 36 OF 1998: PROPOSED REZONING OF ERF 4603, DESPATCH, NELSON MANDELA BAY MUNICIPALITY

According to the information received your proposed activity has the following water uses associated with it:

Section 21 (c) Impeding or diverting the flow of water in a watercourse
Section 21 (i) Altering the bed, banks, course or characteristics of a watercourse

Your proposed water use **Erf 4603** falls within the limits and conditions of the General Authorisation published in Government Gazette No.40229 of 26 August 2016. The General Authorisation allows limited but conditional use of water.

Attached, please find a copy of the Government Gazette as well as Appendix A, indicating the watercourse affected by the proposed activities. The General Authorisation as gazetted is valid from the 26 August 2016 for a period of 20 years unless:

- a. The period is extended by a Government Notice in the Gazette;
- b. It is replaced by another General Authorisation;
- c. The water user is required to apply for a water use licence in terms of the National Water Act.

Please take note that failure to comply with the conditions of the General Authorisation constitutes an offence and is subject to the penalty set out in section 151(2) of the National Water Act.

Yours faithfully

SCIENTIFIC MANAGER: MZIMVUBU TO TSITSIKAMMA PROTO CMA

DATE: 27/2/17

APPENDIX A

Water Use Activities authorised in terms of the General Authorisation published in Government Gazette No. 40229 of 26 August 2016 for the Proposed Rezoning of Erf 4603, Despatch, Nelson Mandela Bay Municipality

- Section 21(c) of the National Water Act: Impeding or diverting the flow of water in a watercourse.
- Section 21(i) of the National Water Act: Altering the bed, banks, course or characteristics of a watercourse.

Watercourse(s) affected by the proposed activities:


No	Water Course	Latitude	Longitude
1	Access Road	33° 48' 15.3" S & 33° 48' 28.0" S	25° 25' 39.4" E & 25° 25' 35.1" E
2	Site clearing	33° 48' 41.2" S & 33° 48' 30.1" S	25° 25' 21.7" E & 25° 25' 39.8" E

APPENDIX 12
DECLARATION OF THE APPLICANT

Brendan Mark Hughes

I declare that I -

- am, or represent², the applicant in this application;
- have appointed / ~~will appoint (delete that which is not applicable)~~ an environmental assessment practitioner to act as the independent environmental assessment practitioner for this application / will obtain exemption from the requirement to obtain an environmental assessment practitioner³;
- will provide the environmental assessment practitioner 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 Regulations, 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 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 conditions attached to an environmental authorisation, should it be required by the competent authority;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of the Regulations and will take reasonable steps to verify that the EAP
 - know the Act and the regulations, and how they apply to the proposed development
 - know any applicable guidelines
 - perform the work objectively, even if the findings do not favour the applicant
 - disclose all information which is important to the application and the proposed development
 - have expertise in conducting environmental impact assessments
 - complies with the Regulations
- will inform all registered interested and affected parties of any suspension of the application as well as of any decisions taken by the competent authority in this regard;
- am responsible for complying with the conditions of any environmental authorisation issued by the competent authority;
- 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 which the applicant or environmental assessment practitioner is responsible for in terms of these Regulations;
- will not hold the competent authority responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to obtaining an environmental authorisation or prior to an appeal being decided in terms of these Regulations;
- will perform all other obligations as expected from an applicant in terms of the Regulations;
- all the particulars furnished by me in this form are true and correct; and
- I realise that a false declaration is an offence and punishable in terms of the section 24F of the Act.


² If this is signed on behalf of the applicant, proof of such authority from the applicant must be attached.

³ If exemption is obtained from appointing an EAP, the responsibilities of an EAP will automatically apply to the person conducting the environmental impact assessment in terms of the Regulations.

[Handwritten signature]

Signature⁴ of the applicant/⁵ Signature on behalf of the applicant:

SETPLAN (PTY) LTD.

Name of company (if applicable):

12 MAY 2017 .

Date:

[Signature] 7102123-4
CS1

Signature of the Commissioner of Oaths:

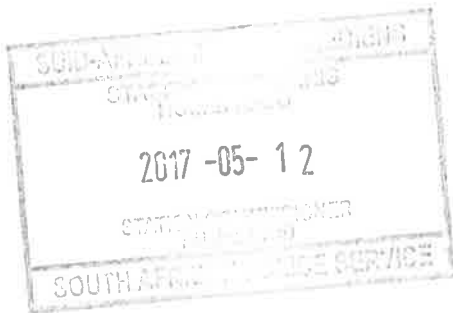
2017-05-12

Date:

Constable

Designation:

Official stamp (below)



⁴ Only original signatures will be accepted. No scanned, copied or faxed signatures will be accepted.

⁵ If the applicant is a juristic person, a signature on behalf of the applicant is required as well as proof of such authority. An EAP may not sign on behalf of an applicant.

**APPENDIX 14
DECLARATION OF THE EAP**

I, Karissa Nel, declare that –

General declaration:

- I act as the independent environmental practitioner in this application
- I 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 applicant
- I declare that there are no circumstances that may compromise my objectivity in performing such work;
- I have expertise in conducting environmental impact assessments, including knowledge of the Act, Regulations and any guidelines that have relevance to the proposed activity;
- I will comply with the Act, Regulations and all other applicable legislation;
- I will take into account, to the extent possible, the matters listed in regulation 13 of the Regulations when preparing the application and any report relating to the application;
- I have no, and will not engage in, conflicting interests in the undertaking of the activity;
- I undertake to disclose to the applicant 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; and - the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority;
- I 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;
- I will ensure that the comments of all interested and affected parties are considered and recorded in reports that are submitted to the competent authority in respect of the application, provided that comments that are made by interested and affected parties in respect of a final report that will be submitted to the competent authority may be attached to the report without further amendment to the report;
- I will keep a register of all interested and affected parties that participated in a public participation process; and
- I will provide the competent authority with access to all information at my disposal regarding the application, whether such information is favourable to the applicant or not
- all the particulars furnished by me in this form are true and correct;
- will perform all other obligations as expected from an environmental assessment practitioner in terms of the Regulations; and
- I realise that a false declaration is an offence and punishable in terms of section 24F of the Act.

Disclosure of Vested Interest (delete whichever is not applicable)

- I do not have and will not have any vested interest (either business, financial, personal or other) in the proposed activity proceeding other than remuneration for work performed in terms of the Regulations;

- I have a vested interest in the proposed activity proceeding, such vested interest being:

Signature of the environmental assessment practitioner:

[Handwritten Signature]
SRK Consulting

Name of company:

11 / 5 / 2017

Date:

Signature of the Commissioner of Oaths:

[Handwritten Signature]
Sgt. G. [unclear]

Date:

11 / 05 / 2017

Designation:

Sgt

Official stamp (below)

