

APPENDIX 3.14: 2023 PPP

S47C CONDONATION NOTIFICATION

Section 47C Condonation Request in terms of the National Environmental Management Act, 1988 (Act No. 107 of 1998): Environmental Authorisation Application for the Proposed Gas to Power via Powership Project and associated Infrastructure at the Port of Richards Bay in KwaZulu Natal (14/12/16/3/3/2/2007)

Notification to Interested and Affected Parties

Please be advised that the Department of Forestry, Fisheries and the Environment (“DFFE”) has granted the applicant’s application in terms of section 47C of NEMA for the condonation of the late submission of the Environment Impact Assessment Report (“EIAR”).

We draw your attention to the following salient contents of the aforementioned DFFE decision:

1. Condonation has been granted for a period of sixty (60) days from the date of the decision letter, being 3rd May 2023;
2. A further public participation process (“PPP”) is to be held for a minimum of thirty (30) days during the abovementioned period;
3. All comments received during the above further PPP are to be addressed in the revised EIAR;
4. A comments and responses report containing detailed responses to all comments and issues raised, is to be submitted to DFFE together with the consolidated EIAR.
5. The date of commencement of the new thirty (30) day PPP period will be communicated separately to all I&APs.

PPP NOTIFICATIONS

**PROPOSED GAS TO POWER POWERSHIP PROJECT AT THE PORT OF RICHARDS BAY
UMHLATHUZE LOCAL MUNICIPALITY, KING CETSHWAYO DISTRICT, KWAZULU-NATAL**

ENVIRONMENTAL IMPACT REPORTING (EIR) PHASE IN TERMS OF THE EIA REGULATIONS, 2014 (AS AMENDED)

REFERENCE NUMBER: 14/12/16/3/3/2/2007

Triplo4 Sustainable Solutions (Pty) Ltd is undertaking an integrated Environmental Impact Assessment (EIA) process required for *Karpowership (Pty) Ltd's* application for Environmental Authorisation (in terms of the National Environmental Management Act, 1998) and an Atmospheric Emissions Licence (AEL) (in terms of the National Environmental Management: Air Quality Act, 2004) for its **Proposed Gas to Power via Powership Project at the Port of Richards Bay**, uMhlathuze Municipality within King Cetshwayo District Municipality, KwaZulu Natal.

Background: A Scoping and Environmental Impact Reporting (S&EIR) process was conducted during 2020-2021 and the Environmental Authorisation was refused. The refusal was appealed by Karpowership (Pty) Ltd. The Minister dismissed the appeal and exercised her powers in terms of Section 43(6) of NEMA. The application was remitted back to the Competent Authority (CA) to allow the applicant to address various gaps and defects through a new EIA and associated Public Participation Process (PPP), in order for the application to be considered by the CA.

The draft EIA was subjected to PPP during November-December 2022, and the final EIA was submitted to the CA in January 2023 for consideration.

On the 3rd of May 2023, a condonation has been granted for a period of sixty (60) days from the date of the decision letter, and a further public participation process ("PPP") is being conducted, to provide registered I&APs with additional opportunity to comment on the revised EIA.

PUBLIC PARTICIPATION PROCESS – EIR PHASE (DURING CONDONATION IN TERMS OF SECTION 47 OF NEMA)

Comment on the draft EIA report:

The revised EIA Report (inclusive of the Environmental Management Programme (EMPr) and specialist reports) will be available to Interested and Affected Parties (I&APs), as well as to the DFFE from **17 May – 15 June 2023** at the **Richards Bay public library** (Physical Address: Kruger Road CBD, Richards Bay), the **Empangeni public library** (physical address: Corner of Union and Commercial Streets, Empangeni), the Triplo4's Ballito office and on Triplo4's website: www.triplo4.com / online platform.

Please submit all comments to:

Mrs. Hantie Plomp and associated colleagues of Triplo4

Triplo4 Sustainable Solutions

Douglas Crowe Drive, The Circle, Suite 5, Ballito

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E-mail | richardsbayksa@triplo4.com



Please note that the provisions of Protection of Personal Information Act (POPIA) will apply- as a registered I&AP, your personal details will be required, and together with your comments, will be utilized and dealt with as public information. If your contact details had changed or you're aware of any other contact details that had changed, please inform us to allow us to update our database.

**VOORGESTELDE GAS NA KRAG PROJEC IN DIE HAWE VAN RICHARDSBAAI, UMHLATUZE PLAASLIKE
MUNISIPALITEIT, KING CETSHWAYO DISTRIK, KZN**

**OMGEWINGS IMPAK VERSLAG (OIV) FASE IN TERME VAN DIE OMGEWINGS IMPAK ASSESSERINGS
REGULASIES, 2014 (SOOS GEWYSIG)
VERWYSINGS NO 14/12/16/3/3/2/2007**

Triplo4 Sustainable Solutions (Edms) Bpk onderneem 'n geïntegreerde Omgewings Impak Asseserings (OIA) proses wat benodig word vir **Karpowership (Edms) Bpk** se aansoek vir Omgewingsmagtiging (in terme van die Nasionale Omgewingsbestuur Wet, 1998), en 'n Atmosferiese Emissie-Lisensie (AEL) (in terme van die Nasionale Omgewingsbestuur: Luggehalte Wet, 2004) vir die **Voorgestelde Gas na Krag via Kragskip Projek by die Richards Baai Hawe**, uMhlathuze Munisipaliteit, binne die King Cetshwayo Distriks Munisipaliteit, KZN.

Agtergrond: 'n Omvangs-, tesame met die Omgewings Impak Verslag-proses was gedurende 2020 - 2021 onderneem en die Omgewingsmagtiging was geweier. Karpowership (Pty) Ltd het appêl aangeteken. Die Minister het die appêl afgewys en haar magte in terme van Artikel 43(6) van NEMA uitgeoefen. Die aansoek is terug verwys na die Bevoegde Gesag om die aansoeker die geleentheid te bied om tekortkominge en gebreke aan te spreek deur 'n nuwe Omgewings Impak Verslag en verwante Openbare Deelname Proses sodat die aansoek deur die Bevoegde Gesag oorweeg kan word.

Die konsep Omgewings Impak Verslag was aan 'n Openbare Deelname Proses onderwerp gedurende November-Desember 2022 en die finale Omgewings Impak Verslag was in Januarie 2023 aan die Bevoegde Gesag gelewer vir oorweging.

Op 3 Mei 2023 is daar kondonasië vir 'n periode van sestig (60) dae vanaf die datum van die besluitbrief gegun en 'n verdere Openbare Deelname Proses word gedoen om geregistreerde Belangstellende en Geaffekteerde Partye 'n addisionele geleentheid te bied om op die hersiene Omgewings Impak Verslag kommentaar te lewer

**OPENBARE DEELNAME PROSES: OMGEWINGS IMPAK VERSLAG FASE (GEDURENDE KONDONASIE IN
TERME VAN ARTIKEL 47 VAN NEMA)**

Kommentaar op die konsep verslag

Die hersiene Omgewings Impak Asseserings Verslag (ingeslote die Omgewings Bestuurs Program (EMPr) en die spesialisverslae) sal beskikbaar wees aan Belangstellende en Geaffekteerde Partye asook die DEFF van 17 Mei – 15 Junie 2023 by die Richards Baai openbare biblioteek (Fisiese adres: Kruger St SBG, Richards Baai), die Empangeni openbare biblioteek (Fisiese adres: H/V Union en Commercial Strate, Empangeni), die Triplo4 Ballito kantoor en webwerf www.triplo4.com / [aanlyn platform](#)

Openbare Vergaderings

As deel van die openbare deelnameproses sal twee vergaderings (soos in die table hieronder) gehou word en onafhanklik aanlyn gefasiliteer word. Dieselfde inligting sal by beide geleenthede verskaf word en geregistreerde Belangstellende en Geaffekteerde Partye (B & GPs) sal die notules van beide vergaderings ontvang. Navrae en kommentaar mag gelewer word voor die vergaderings plaasvind.

Rig asseblief alle kommentaar aan:

Mev Hantie Plomp en verwante kollegas van Triplo4

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Let asb daarop dat die bepalings van die Wet op Beskerming van Persoonlike Inligting (POPIA) sal geld – as 'n geregistreerde Belangstellende en Geaffekteerde word U persoonlike inligting benodig en sal tesame met U kommentaar gebruik word en as openbare inligting hanteer word. Indien U kontakbesonderhede verander het of indien U bewus is van ander kontakbesonderhede wat verander het, stel ons asb. in kennis sodat ons databasis opgedateer kan word.

IPHROJEKTHI EHLONGOZWAYO YOKUPHEHLA UGESI KUSETSHENZISWA IGESI ECHWEBENI LASERICHARDS BAY KUMASIPALA WASEMHLATHUZE, NGAPHANSI KWEKING CETSHWAYO DISTRICT, KWAZULU-NATAL

ISIGABA SOKUHLOLA UMTHELELA KWEZEMVELO NEZINDAWO ZOKUHLALA (EIR) NGOKWEMITHETHO EYAZIWA NGE-EIA REGULATIONS, 2014 (ECHIBIYELWE)

INOMBOLO EYIREFERENSI: 14/12/16/3/3/2/2007

Inkampani eyaziwa nge**Triplo4 Sustainable Solutions (Pty) Ltd** izoqala ukuhlola ukuthi kunamthelela muni ukuphehla ugesi kusetshenziswa igesi. Lokhu kubizwa ngokuthi yi-integrated Environmental Impact Assessment (EIA) edingwa yinkampani **iKarpowership SA (Pty) Ltd** ukuze kuphumelele isicelo sayo sokugunyazwa esaziwa ngokuthi yi-Environmental Authorisation (njengokulawula komthetho obizwa nge-National Environmental Management Act, 1998) kanye ne-Atmospheric Emissions Licence (AEL) (njengokulawula komthetho wezingabunjalo lomoya owaziwa ngeNational Environmental Management: Air Quality Act, 2004). Lokhu kuzolekelela ukuphaziswa kwePhrojekthi iKarpowership ehlongozwayo yokuphehla ugesi ngamandla egesi okuzokwenziwa eChwebeni laseRichards Bay eMhlathuze Local Municipality eseKing Cetshwayo District Municipality, KwaZulu-Natal.

Umlando wokwendlelela: Sekuke kwenziwa ukuhlola ngenqubo eyaziwa ngokuthi yi-Scoping and Environmental Impact Reporting (S&EIR) ngowezi-2020 kuya kowezi-2021 kodwa inkampani ayiyitholanga i-Environmental Authorisation enika igunya. Ukunqatshelwa kwadluliselwa phambili yiKarpowership SA (Pty) Ltd. Ungqongqoshe wasichitha isicelo sokwedlulisa icala esebenzisa uSection 43(6) weNEMA. Isicelo sabuyiselwa enhlanganweni iCompetent Authority (CA) ukuze inkampani ilungise konke okwakuyizikhalo ngokuqala i-EIAR kabusha kanye nohlelo lwePublic Participation Process (PPP), ukuze isicelo sibuyele kobhekisiswa yiCA. I-EIAR esalungiswa yafakwa ngaphansi kwe-PPP phakathi Lwezi-nozibandlela ku2022, futhi i-EIAR yokucina yathunyelwa ku-CA ngo Masingana 2023 ukuze icutshungulwe.

Ngomhla ka3 kuNhlaba 2023, kunikezwe imvume yokuthethelela isikhathi esiyizinsuku ezingamashumi ayisithupha (60) kusukela osukwini lwencwadi yesinqumo, futhi kuqhutshwa olunye uhlelo lokubamba iqhaza komphakathi ("PPP") ukuze kuhlinzekwe ama-I&APs abhalisiwe. Ithuba lokuphawula nge-EIAR ebuyekeziwe.

INQUBO YOKUZIBANDAKANYA KOMPHAKATHI: – ISIGABA SE-EIR (NGESIKHATHI SOKUKHONDISWA NGENIBANDELA YESIGABA 47 SE-NEMA)

Ukuphawula ngombiko osalungiswa we-EIA:

Umbiko obuyekeziwe we-EIA (okuhlenganisa noHlelo Lokuphathwa Kwemvelo (EMPr) kanye nemibiko yochwepheshe) uzotholakala Kwabathintekayo Nabathintekayo (I&APs), kanye naku-DFFE kusukela mhla ziyi-17 kuNhlaba-15 ku-Nhlangulana 2023 emtatsheni wezinwadi womphakathi wase-Richards Bay (Ikheli lendawo: Kruger Road CBD, Richards Bay), umtapo wolwazi waseMpangeni (ikheli lendawo: Corner of Union and Commercial Streets, Empangeni), ihhovisi lika-Triplo4 eBallito nakusizindalwazi se-Triplo4: www.triplo4.com / platform online

Uyacelwa ukuba ulethe konke ukuphawula kanye nezicelo zokubhalisa kwalabo abanentshisekelo (uma bengakabhalisi) kanye nezicelo zolwazi olwengeziwe ku:

Triplo4 Nkk. Hantie Plomp kanye nozakwabo kwaTriplo4

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Sicela uqaphele ukuthi izinhlinzeko zoMthetho Wokuvikelwa Kolwazi Lomuntu (POPIA) zizosebenza- njenge-I&AP ebhalisiwe, imininingwane yakho yomuntu siqu izodingeka, kanye nokuphawula kwakho, kuzosetshenziswa futhi kusingathwe njengolwazi lomphakathi. Uma imininingwane yakho yokuxhumana ishintshile noma wazi eminye imininingwane yokuxhumana eshintshile, sicela usazise ukuze usivumele ukuthi sibuyekeze imininingwane yethu.