



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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

DEA Reference: 14/12/16/3/3/1/551/AM4

Enquiries: Mr Jay-Jay Mpelane

Telephone: (012) 399 9404 E-mail: jmpelane@environment.gov.za

Mr Werner Engelbrecht
BioTherm Energy (Pty) Ltd
Building 1, Leslie Ave East
DESIGN QUARTER DISTRICT
Fourways
2021

Tell number: (011) 367 4630
Email address: eiadmin@biothermenergy.com

PER EMAIL / MAIL

Dear Mr Engelbrecht

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 29 OCTOBER 2012 FOR THE CONSTRUCTION OF ALLDAYS SOLAR FACILITY PHOTO-VOLTAIC (PV) CONCENTRATED PHOTOVOLTAIC (CPV) SOLAR ENERGY FACILITY- PHASE 2, LIMPOPO PROVINCE

The Environmental Authorisation (EA) issued for the above application by this Department on 29 October 2012 and your application for amendment to the EA received by this Department on 9 October 2019, refers.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the 2014 Environmental Impact Assessment Regulations, as amended, has decided to extend the validity period of the EA and change contact details, as follows:

Amendment 1: Extension of the EA validity period

The activity must commence within a period of three (3) years from the expiry date of the EA issued on 29 October 2012 which would have lapsed on 29 October 2015. The first extension of the EA was granted on 17 August 2015 by an additional two (2) years which would have lapsed on 29 October 2017. Subsequently, a second extension was granted on 1 August 2017 by an additional two (2) years which would have lapsed on 29 October 2019. The EA is hereby extended by an additional **three (3) years** which lapses on 29 October 2022 as applied for. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.

Reasons for the amendment:

The project has not yet been awarded the preferred bidder status by Department of Energy, hence the applicant intends to extend the EA to remain valid in order to be able to bid in the next Renewable Energy Power Producer Procurement (REIPPP) Programme.

MS

Amendment 2: change of the contact details

From:

Ms Jasandra Nyker
BioTherm Energy (Pty) Ltd
P.O Box 69408
Bryanston
2021

Tell number: (011) 367 4630
Email address: eiadmin@biothermenergy.com

To:

Mr Werner Engelbrecht
BioTherm Energy (Pty) Ltd
Building 1,
Leslie Ave East
Design Quarter District
Fourways
2021

Tell number: (011) 367 4630
Email address: eiadmin@biothermenergy.com

Reasons for the amendment:

The contact person and address for the EA holder have changed hence the request to amend the above-mentioned details.

This letter must be read in conjunction with the EA dated 29 October 2012.

In terms of Regulation 4(2) of the 2014 Environmental Impact Assessment Regulations, as amended (the Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of the EA, of the Department's decision in respect of your application as well as the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations, and the provisions regarding the submission of appeals as contained in the Regulations.

Should any person wish to lodge an appeal against this decision, he/she must submit the appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party, and any organ of state with interest in the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant; or the date that the notification of the decision was sent to the applicant by the Department, whichever is applicable.

Appeals must be submitted in writing in the prescribed form to:

Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: appealsdirector@environment.gov.za;

By hand: Environment House
473 Steve Biko Road,
ARCADIA,
Pretoria,
0083; or

By post: Private Bag X447,
Pretoria,
0001

Please note that in terms of Section 43(7) of the National Environmental Management Act, 1998, the lodging of an appeal will suspend the decision or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at https://www.environment.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appealsdirector@environment.gov.za.

Yours faithfully



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

Date: 05/11/2019