



GAUTENG PROVINCE
AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

Reference: GAUT 006/21-22/E0087
Enquiries: Erick Moletsane
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Sibanye Gold (Pty) Ltd
Private Bag X5
Westonaria
1780

E-mail: nico.gewers@sibanyegold.co.za

Dear Mr. Nico Gewers,

AMENDMENT GRANTED: APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (DEA REFERENCE: 14/12/16/3/3/2/919) FOR THE PROPOSED 200 MEGAWATTS (MW) SIBANYE GOLD LIMITED PHOTOVOLTAIC ENERGY FACILITY ON PORTIONS 1, 2, 4, 5 AND 6 OF THE FARM UITVAL 280 WITHIN THE WESTONARIA LOCAL MUNICIPALITY IN THE GAUTENG PROVINCE.

The above matter and more specifically your application for an amendment received on 14 December 2021 and additional information dated 10 March 2022 has reference.

Please be advised that the Department has, under the powers vested in it as prescribed in Chapter 5 of the Environmental Impact Assessment Regulations, 2014 (as amended), ("the Regulations") decided to amend the Environmental Authorisation (DEA Reference: 14/12/16/3/3/2/919) issued on 16 January 2014 in respect of the above-mentioned activity.

In terms of Regulation 4 (2) of the Environmental Impact Assessment Regulations, 2014, (as amended), you must notify all registered interested and affected parties, in writing and within 14 days of the date of the Departments decision to amend the Environmental Authorisation (EA) as well as the provisions regarding the making of appeals that are provided in the Regulations.

Your attention is drawn to Chapter 2 of the National Appeals Regulations, 2014 which regulates the appeal process. Should you wish to appeal any aspect of the decision, you must within 20 days of the date of the notification of the decision submit your appeal, including supporting documents, to the appeal administrator by any of the following means:

Postal Address:

The Appeals Administrator
Department of Agriculture and Rural Development
P.O. Box 8769
Johannesburg
2000

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Physical Address:

The Appeals Administrator
Department of Agriculture and Rural Development
56 Eloff Street, Umnotho House, 23rd Floor
Johannesburg
2000

Fax No: 011 240 3158/2700

Email Address: appeals@gauteng.gov.za

Your appeal must be submitted in the prescribed appeal form obtainable from the appeal administrator, Ms. Tsholofelo Mere, at telephone number 011 240 3204 or email address tsholofelo.mere@gauteng.gov.za. The appeal form is also available from our website: www.gauteng.gov.za. Should you have any queries or require additional information regarding the appeal process, you can contact the appeal administrator on any of the mentioned contact details.

Kind regards,


MS. MATILDA GASELA
HEAD OF DEPARTMENT: AGRICULTURE AND RURAL DEVELOPMENT

DATE: 29 MARCH 2022

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ADDENDUM TO ENVIRONMENTAL AUTHORISATION

Authorisation Register Number:	DEA Reference: 14/12/16/3/3/2/919	
Amendment Application Number:	Gaut 006/21-22/E0087	
Holder of Authorisation:	Sibanye Gold (Pty) Ltd	
Coordinates:	Latitude (S)	Longitude (E)
	26° 20' 48.54"	27° 36' 51.00"
	26° 21' 56.04"	27° 32' 37.35"
	26° 22' 51.28"	27° 30' 47.83"
	26° 23' 47.08"	27° 29' 46.75"
	26° 24' 24.40"	27° 30' 13.19"
	26° 23' 14.85"	27° 35' 18.43"
	26° 24' 36.32"	27° 36' 38.84"

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1. Decision

The Department has decided to amend the Environmental Authorisation DEA Reference: 14/12/16/3/3/2/919 issued on 16 January 2014.

2. Amendments to the Environmental Authorisation is requested as follows:

2.1 The Validity of the Environmental Authorisation which reads:

"this activity must commence within a period of five (05) years from the date of issue of this environmental authorisation. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.

is hereby amended to read:

"this activity must commence within a period of five (5) years from the date of signature of this amended environmental authorisation. If commencement of the activity does not occur within the period of five (5) years, the authorisation lapses and a new application for environmental authorisation must be lodged with the Department in order for the activity to be undertaken". Please note that after this validity extension, there will be no further amendment extension for time frame.

2.2 Your submission to amend splitting of the EA for the Solar Energy Facility (SEF) plant into four phases, transfer of authorisation SEF to Sibanye Solar PV Proprietary Limited, stormwater channel for the SEF to be split according to land parcels, inclusion of the authorised on-site substation in phase 1 of the SEF only, number of inverters and change in specification regarding lighting are granted.

2.3 Increase in building footprint is acknowledged; however, the applicant must first comply with conditions 15. and 16. of the Environmental Authorisation with DEA Reference: 14/12/16/3/3/2/919 issued on 16 January 2014.

2.4 The change in height of the panels is not granted.

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3. General Conditions

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1.1 All conditions stipulated in the Environmental Authorisation DEA Reference: 14/12/16/3/3/2/919 issued on 16 January 2014 must be strictly adhered to.

1.2 A copy of this Addendum together with a copy of the initial Environmental Authorisation must be kept at the property where the activities will be undertaken. The authorisations must be produced to any authorised official of the Department who requests to see them and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property. If it is not possible to keep a copy of this authorisation on site, then it must be kept at the offices of the site manager.

1.3 Where any of the applicant's contact details change, including the name of the responsible holder of the authorisation, the physical or postal address and/ or telephonic details, the applicant must follow an amendment process as prescribed in Chapter 5 of the NEMA Environmental Impact Assessment Regulations, 2014, by submitting an amendment application to the Department for consideration and decision making as soon as the new details become known to the applicant.

1.4 The holder of the authorisation must notify the Department, in writing **within 7 (seven) days** if a condition of this Addendum is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.

1.5 Non-compliance with a condition of this Addendum may result in criminal prosecution or other actions provided for in NEMA and the Regulations.

Date of the Amendment of Environmental Authorisation:

29 MARCH 2022

ANNEXURE 1: REASON FOR DECISION

1. Background

The Department issued Environmental Authorisation with DEA Reference: 14/12/16/3/3/2/919 dated on 16 January 2014 for the proposed 200 Megawatts Sibanye Gold Photovoltaic Energy Facility.

The applicant appointed Zutari (Pty) Ltd to undertake the Amendment application process.

2. Information Considered in Making the Decision

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

- 2.1 The information contained in the Part 1 Amendment application received by this Department on 14 December 2021 and additional information dated 10 March 2022.
- 2.2 The relevant information contained in the Departmental information base including the Geographical Information System (GIS), Gauteng Conservation Plan Version 3.3 and the Gauteng Provincial Environmental Management Framework (GPEMF), 2015.
- 2.3 The objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended).

3. Key Factors Considered in Making the Decision

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance is set out below.

- 3.1 Environmental Authorisation conditions, the layout plan was not approved and need to be submitted for approval.
- 3.2 The request of the amendments and reasons provided.
- 3.3 The increase of the height of the solar panels.

4. Findings

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After consideration of the information and factors listed above, the Department made the following findings:

- 4.1 The change will not affect the scope of the Environmental Authorisation and no additional impacts are foreseen as the change is related to administrative changes, however, the increase of the height of the solar panels need to be assessed and requires part 2 amendment application process.
- 4.2 All conditions contained in the initial EA dated 16 January 2014 still applicable and must be adhered to.
- 4.3 The environment as well as the rights of Interested and Affected Parties (I&APs) will not be affected by this amendment.

In view of the above, this Department is of the opinion that the amendment would not result in a negative environmental impact that would conflict with the general objectives and principles of integrated environmental management laid down in Chapter 5 of the NEMA. The environmental authorisation is amended **subject to compliance with certain conditions.**