

Umsinde Emoyeni

From: Karoo News Group <karoonewsgroup@gmail.com>
Sent: 14 April 2016 02:58 PM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Eims and Ashlin

You are frustrating the process by not responding to very valid questions that our members would like answers to. If we do not get a timeous response you leave us no option but to take the matter to the DEA

Ashlin your response is requested on the land values as it contradicts the reports of your predecessor that you have endorsed

There is alarm and many questions now being asked as to why the Victoria West WEF which was approved in 2011 by DEA NEAS Ref EIA/12225/2011 DEA 12/12/20/1788 was not included in the Umsinde EIA study. The Victoria West WEF site is less than 30km away from Umsinde

Why was this development not considered and why was no cumulative impact assessment done which takes in this development approved in 2011 already

Sincerely
KNG

From: Karoo News Group [mailto:karoonewsgroup@gmail.com]
Sent: 01 April 2016 04:36 PM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Eims, Ashlin

We have not had any further responses to the comments below and also none from the Avian Specialist to provide clarity on some points so we can finalise our comments on the Avian report.

Please provide

Sincerely
KNG

From: Karoo News Group [mailto:karoonewsgroup@gmail.com]
Sent: 24 March 2016 04:02 PM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Eims, Ashlin,
Thank you for the response

This question for the EAP Ashlin Bodasing. Re Land Values –

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 15 April 2016 10:11 AM
To: 'Karoo News Group'
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Karoo News Group,

Thank you for your submissions below, the formal commenting period ended on the 7th March 2016. Responses to all correspondence received by that date were distributed to Interested and Affected Parties. Unfortunately, comments received after the end of the commenting period will not be responded to further. We will however submit these comments to the DEA for their consideration.

Kind Regards,
Nobuhle Hughes

From: Karoo News Group [mailto:karoonegroup@gmail.com]
Sent: 14 April 2016 02:58 PM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

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Sent: 01 April 2016 04:36 PM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Eims, Ashlin

Umsinde Emoyeni

From: Karoo News Group <karoonewsgroup@gmail.com>
Sent: 15 April 2016 10:44 AM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za; ian.macdonald@windlab.com; Ben Brimble
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Eims/(Ashlin/Windlab)

You continued to respond to comments on the 15th March in the email below which is one week after the closing commenting period. Clearly you are struggling to answer the outstanding issues and now the moment the Victoria West WEF application was mentioned you now decide to stop all communication?

The closing of the commenting period 2 weeks before the release of the Mainstream Victoria West announcement shows possible collusion. The moment we brought in the Victoria West issue the project team (incl developer) are refusing to comment further. It is becoming apparent that the Victoria West WEF was intentionally excluded in any of the Umsinde studies and reports

You or anyone is welcome to rectify this if anything said is incorrect as failing to do so will probably serve to confirm the obvious

Sincerely
KNG

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 15 April 2016 10:11 AM
To: 'Karoo News Group'
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Karoo News Group,

Thank you for your submissions below, the formal commenting period ended on the 7th March 2016. Responses to all correspondence received by that date were distributed to Interested and Affected Parties. Unfortunately, comments received after the end of the commenting period will not be responded to further. We will however submit these comments to the DEA for their consideration.

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Sent: 14 April 2016 02:58 PM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Subject: RE: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Dear Eims and Ashlin

Umsinde Emoyeni

From: Solomon Maruma <Solomon.Maruma@drdlr.gov.za>
Sent: 20 April 2016 03:23 PM
To: emoyeni@eims.co.za
Cc: nobuhle@eims.co.za; Fatima Williams; Andrew Lawrence; Edith Mokgoko
Subject: FW: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA
Attachments: 0999_FEIAR Notification_(Eng&Afr)_16-04-19_Zizo.pdf

Good day

It looks like the affected properties are located in Western Cape and Northern Cape provinces. I have copied this e-mail to my colleagues in Western Cape and Northern Cape for them to confirm if there is a restitution claims of the properties because RLCC Gauteng can only confirm properties located in Gauteng province
You are further requested to provide colleagues in those provinces with the full property descriptions for the affected properties as per deeds records

Regards

Maruma MS



Together we move South Africa forward

From: Cindy Benyane
Sent: 20 April 2016 11:26 AM
To: ILZE HAYWARD; Solomon Maruma; Edith Mokgoko
Subject: FW: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Please indicate if claim on the property.



Together we move South Africa forward

Umsinde Emoyeni

From: Samantha Ralston-Paton <energy@birdlife.org.za>
Sent: 21 April 2016 11:16 AM
To: Andrew Pearson; emoyeni@eims.co.za
Cc: Simon Gear
Subject: Fwd: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA
Attachments: BLSA_logo.jpg; Untitled attachment 00107.htm; PastedGraphic-2.pdf; Untitled attachment 00110.htm; PastedGraphic-1.tiff; Untitled attachment 00113.htm; PastedGraphic-2.tiff; Untitled attachment 00116.htm; image001.jpg; Untitled attachment 00119.htm; 0999_FEIAR Notification_(Eng&Afr)_16-04-19_Zizo.pdf; Untitled attachment 00122.htm

Dear Andrew and Nobuhle

Andrew and I spoke about setting up a meeting to discuss our comments on this project, but we did not get around to doing so. Is it still worth us meeting since the final report has been submitted? It seems like you are pushing ahead regardless.

Kind regards
Sam

Samantha Ralston
Birds and Renewable Energy Manager

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 25 April 2016 10:00 AM
To: 'Samantha Ralston-Paton'
Cc: 'Simon Gear'; 'Andrew Pearson'; 'Ashlin Bodasing'
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Tracking:	Recipient	Read
	'Samantha Ralston-Paton'	
	'Simon Gear'	Read: 2016-05-10 05:13 PM
	'Andrew Pearson'	Read: 2016-04-25 10:56 AM
	'Ashlin Bodasing'	

Good Morning Sam,

Thank you for your recent correspondence. The project team is still very keen on meeting with Birdlife to discuss the comments received. The EAP (Ms Ashlin Bodasing) will be in contact with you to make arrangements for the meeting to take place possibly on the first or second week of May 2016.

Kind Regards,
Nobuhle Hughes

From: Samantha Ralston-Paton [mailto:energy@birdlife.org.za]
Sent: 21 April 2016 11:16 AM
To: Andrew Pearson; emoyeni@eims.co.za
Cc: Simon Gear
Subject: Fwd: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Dear Andrew and Nobuhle

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Kind regards
Sam

Samantha Ralston
Birds and Renewable Energy Manager

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 21 April 2016 11:58 AM
To: 'Andre van der Spuy'
Subject: Final EIA Report Copy - Umsinde Emoyeni WEFS EIA Project

Good Morning Mr van der Spuy,

I hope you are well. The Final EIA Reports are available for review and the EAP would like to deliver copies thereof to you. They were not able to deliver yesterday to the previously used address (for the delivery of the Draft EIA Reports CD copy) as the courier couldn't get hold of you on the phone.

I have also unfortunately also not been able to reach you telephonically to make arrangements for the delivery. Please may you advise when you would be available for the courier to deliver the said reports and confirm that delivery to the previously used address is correct.

Thanking you in anticipation of your response.

Kind Regards,
Nobuhle Hughes



Block 5 Fernridge Office Park, 5 Hunter Avenue, Ferndale, Randburg.

P O Box 2083, Pinegowrie 2123, South Africa.

Tel: (011) 789-7170 Fax: (011) 787- 3059 www.eims.co.za

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Umsinde Emoyeni

From: wessanc@yahoo.com
Sent: 21 April 2016 12:15 PM
To: emoyeni@eims.co.za
Cc: nobuhle@eims.co.za
Subject: Re: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

The Northern Cape Regional Office of WESSA is not dealing with EIA and development matters.

Please address letters, registered letters, faxes or hard copies of documents to Morgan Griffiths, Environmental Governance Programme Manager.

His contact details are:

WESSA PE Office

Tel: +27 (0)41 585 9606

Fax: +27 (0)86 6149701

Cell: +27 (0)72 4175793

Email: morgan.griffiths@wessa.co.za

URL: www.wessa.org.za

Street: 2 Lawrence Street, Central Hill, Port Elizabeth, 6001

Post: PO Box 12444, Centrahil, Port Elizabeth, 6006, South Africa

From: Umsinde Emoyeni EIA- PPP <emoyeni@eims.co.za>

To:

Cc: nobuhle@eims.co.za

Sent: Wednesday, 20 April 2016, 10:47

Subject: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Dear Interested and Affected Party,

Please find attached notification (provided in English and Afrikaans) regarding the availability of the Final Environmental Impact Assessment Reports for the Umsinde Emoyeni Wind Energy Facilities EIA.

Kind regards,

Nobuhle Hughes

Public Participation Consultant: Umsinde Emoyeni WEF EIA

Environmental Impact Management Services (Pty) Ltd.

Block 5, Fernridge Office Park, 5 Hunter Road, Ferndale, Randburg, 2194

PO Box 2083, Pinetown, 2123

Tel: +27 11 789 7170

Fax: +27 11 787 3059

Email: emoyeni@eims.co.za

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 21 April 2016 12:41 PM
To: 'wessanc@yahoo.com'
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Good afternoon,

Thank you very much for the correspondence below and the contact information provided. We have made note and will contact Mr Griffiths accordingly.

Kind Regards,
Nobuhle Hughes

From: wessanc@yahoo.com [mailto:wessanc@yahoo.com]
Sent: 21 April 2016 12:15 PM
To: emoyeni@eims.co.za
Cc: nobuhle@eims.co.za
Subject: Re: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

The Northern Cape Regional Office of WESSA is not dealing with EIA and development matters.

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His contact details are:

WESSA PE Office

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Email: morgan.griffiths@wessa.co.za

URL: www.wessa.org.za

Street: 2 Lawrence Street, Central Hill, Port Elizabeth, 6001

Post: PO Box 12444, Centrahil, Port Elizabeth, 6006, South Africa

From: Umsinde Emoyeni EIA- PPP <emoyeni@eims.co.za>

To:

Cc: nobuhle@eims.co.za

Sent: Wednesday, 20 April 2016, 10:47

Subject: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Dear Interested and Affected Party,

Please find attached notification (provided in English and Afrikaans) regarding the availability of the Final Environmental Impact Assessment Reports for the Umsinde Emoyeni Wind Energy Facilities EIA.

Province	Western Cape	Northern Cape
District Municipality	Central Karoo	Pixley ka Seme
Local Municipality	Beaufort West	Ubuntu
Ward number(s)	1	3
Nearest town(s)	Murraysburg	Richmond
Farm name(s) and number(s)	<p>Murraysburg RD</p> <p>Portion 0 (Remaining Extent) Of Farm No. 28 (Swavel Kranse)</p> <p>Portion 1 Of Farm No. 29 (Hout Kloof)</p> <p>Portion 2 (Kapoksfontein) Of the Farm De Hoop No. 30</p> <p>Portion 3 (a portion of Portion1) Of the Farm De Hoop No. 30</p> <p>Portion 1 of the Farm Matjeskloof No 27</p> <p>The Farm Voetpad No 51</p> <p>Remaining Extent of Farm 30 (De Hoop)</p> <p>Portion 7 (De Tafel)(Portion of Portion 2) of the Farm Driefontein No. 26</p> <p>Portion 1 of the Farm MiddelValy No 52</p> <p>Remainder of the Farm Klein Driefontien No. 152</p> <p>Portion 3 (portion of portion 1) of the Farm Driefontein No 26</p> <p>Remainder of portion 2 of the Farm Driefontein No 26</p> <p>Portion 10 (a portion of Portion 1) of the Farm Driefontein No 26</p> <p>The Farm Rhenosterfontein No. 50</p> <p>Portion 7 (a portion of Portion 6) of the Farm Witteklip No 32</p> <p>Portion 1 of Farm Klein Driefontein No.152</p> <p>Portion 2 (portion of portion 9) of the Farm Witteklip No. 32</p> <p>Remainder of Portion 1 (Springfontein) of the Farm De Hoop No 30</p> <p>Portion 4 of the Farm De Hoop No 30</p> <p>Portion 4 (a portion of portion 1) of the Farm Driefontein No 26</p> <p>Portion 2 (Hartebeesfontein) of the Farm Swavel Kranse No 28</p> <p>Remainder of the Farm Leeuwenfontein No. 6</p> <p>Portion 2 of the Farm Leeuwenfontein No. 6</p> <p>Remainder of Portion 1 (Zwaggershoek-Success) of the Farm Leeuwenfontein No. 6</p> <p>Portion 2 (portion of portion 1) of the Farm Allemansfontein No. 7</p> <p>Portion 3 (Voorspoed) (Portion of portion 1) of the Farm Leeuwenfontein No. 6</p> <p>Portion 4 (Spes Bona) (a portion of portion 1) of the Farm Allemansfontein No. 7</p> <p>The Farm Klein Los Kop No. 5</p> <p>Portion 3 (Rooi Koppies) of the Farm Driefontein No. 8</p> <p>Remainder of the Farm Driefontein No. 8</p> <p>Portion 1 (Krieger's Fontein) of the Farm Driefontein No. 8</p> <p>The Farm Riet Poort No. 9</p> <p>Portion 3 of the Farm Badfontein No. 10</p> <p>Remainder of the Farm Schietkuil No. 3</p> <p>Portion 2 of the Farm Schietkuil No. 3</p> <p>Richmond RD</p> <p>Portion 1 of the farm Klipplaat No 109 *</p>	

	<p>Portion 3 (portion of Portion 2) of the farm Klipplaat No 109 *</p> <p>[*Please note that these properties are recorded on the title deed as being in the Richmond RD, Northern Cape Province, however they are in the Murraysburg RD Western Cape Province. The project applicant is assisting the landowner to have the title deed amended so as to reflect the correct Registration Division and Province.]</p> <p>Portion 4 (Annex Klipplaat) (a portion of portion 2) of the Farm Klipplaat No 109</p> <p>Portion 7 (Middelste Rivier) of the Farm Klipplaat No 109</p> <p>Portion 6 Of Farm 109 (Klipplaat)</p> <p>The Remainder of Portion 2 of the Farm Klipplaat No. 109</p> <p>The Remainder of the Farm Klipplaat No.109</p>
Portion number(s)	Please note the portion numbers are included in the property descriptions as per the respective title deeds in the above cell.

Umsinde Emoyeni

From: Lucia Rodrigues <signet@webafrica.org.za>
Sent: 22 April 2016 09:35 AM
To: emoyeni@eims.co.za
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Thanks Nobuhle.

What is the time frame within which we need to submit comments to the DEA?

From: Umsinde Emoyeni EIA- PPP [mailto:emoyeni@eims.co.za]
Sent: 20 April 2016 10:46 AM
Cc: nobuhle@eims.co.za
Subject: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Dear Interested and Affected Party,

Please find attached notification (provided in English and Afrikaans) regarding the availability of the Final Environmental Impact Assessment Reports for the Umsinde Emoyeni Wind Energy Facilities EIA.

Kind regards,

Nobuhle Hughes
Public Participation Consultant: Umsinde Emoyeni WEF EIA

Environmental Impact Management Services (Pty) Ltd.
Block 5, Fernridge Office Park, 5 Hunter Road, Ferndale, Randburg, 2194
PO Box 2083, Pinegowrie, 2123
Tel: +27 11 789 7170
Fax: +27 11 787 3059
Email: emoyeni@eims.co.za



Leaders in Environmental Management
www.eims.co.za

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 Before printing this email please think about the environment

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 04 May 2016 09:11 AM
To: 'Lucia Rodrigues'
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Dear Lucia,

Thank you for the correspondence below. There is no specific timeframe for the commenting period for the final reports under the 2010 EIA Regulations. However, based on past experience the DEA will adhere to at least 21 days in accordance with the Western Cape EIA Guidelines.

Kind Regards,
Nobuhle Hughes

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PO Box 2083, Pinegowrie, 2123
Tel: +27 11 789 7170
Fax: +27 11 787 3059
Email: emoyeni@eims.co.za

Umsinde Emoyeni

From: Samantha Ralston-Paton <energy@birdlife.org.za>
Sent: 26 April 2016 09:38 AM
To: Ashlin Bodasing
Cc: Umsinde Emoyeni; Simon Gear; Andrew Pearson
Subject: Re: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Hi Ashlin
Great. I'll see you on the 5th then.
Take care
Sam

On 26 Apr 2016, at 8:14 AM, Ashlin Bodasing <AshlinB@arcusconsulting.co.za> wrote:

Good morning Sam,
Further to this email please can you confirm you availability to meet with us. We propose the following dates:

Date: 5 May 2016 or 6 May 2016
Time: 11 am
Venue: Arcus Office

if the above does not suit you, please advise accordingly and we will make other arrangements.

thank you,
regards,
Ashlin Bodasing
Team Leader South Africa

<image007.png>

Tel: +27 (0) 21 412 1529
Cell: +27 (0) 76 340 8914
Email: AshlinB@arcusconsulting.co.za

<image007.png>

Arcus
Office 220 Cube Workspace
Cnr Long Street and Hans Strijdom Ave
Cape Town
8001

<image007.png>

www.arcusconsulting.co.za

<image007.png>

<image008.png>

Umsinde Emoyeni

From: Edward Daniels <daniels.erj@gmail.com>
Sent: 26 April 2016 10:17 AM
To: emoyeni@eims.co.za
Subject: Re: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Goodmorning, Thank you very much for keeping me posted, wishing you all the best for the way forward.
Greetings Edward Daniels.

On Wed, Apr 20, 2016 at 10:37 AM, Umsinde Emoyeni EIA- PPP <emoyeni@eims.co.za> wrote:

Dear Interested and Affected Party.

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Public Participation Consultant: Umsinde Emoyeni WEF EIA

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PO Box 2083, Pinegowrie, 2123

Tel: [+27 11 789 7170](tel:+27117897170)

Fax: [+27 11 787 3059](tel:+27117873059)

Email: emoyeni@eims.co.za



Leaders in Environmental Management

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 26 April 2016 03:06 PM
To: 'Edward Daniels'
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF EIA

Good Afternoon Edward.

You are welcome, and we will inform all registered Interested and Affected Parties (I&APs) such as yourself of the outcome of this application.

Kind Regards,
Nobuhle Hughes

From: Edward Daniels [mailto:daniels.erj@gmail.com]
Sent: 26 April 2016 10:17 AM
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PO Box 2083, Pinegowrie, 2123

Umsinde Emoyeni

From: Lucia Rodrigues <signet@webafrica.org.za>
Sent: 04 May 2016 09:29 AM
To: 'Umsinde Emoyeni'
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Thanks Nobuhle, I assumed that would be it, but thought to check in the absence of instructions.
All the best, Lucia.

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
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You are welcome Lucia, have a good and hopefully warm day!

Kind Regards,
Nobuhle Hughes

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Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Dear Lucia,

Thank you for the correspondence below. There is no specific timeframe for the commenting period for the final reports under the 2010 EIA Regulations. However, based on past experience the DEA will adhere to at least 21 days in accordance with the Western Cape EIA Guidelines.

Kind Regards,
Nobuhle Hughes

From: Lucia Rodrigues [mailto:signet@webafrica.org.za]
Sent: 22 April 2016 09:35 AM
To: emoyeni@eims.co.za
Subject: RE: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Thanks Nobuhle.
What is the time frame within which we need to submit comments to the DEA?

From: Umsinde Emoyeni EIA- PPP [mailto:emoyeni@eims.co.za]
Sent: 20 April 2016 10:46 AM
Cc: nobuhle@eims.co.za
Subject: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni EIA

Dear Interested and Affected Party,

Please find attached notification (provided in English and Afrikaans) regarding the availability of the Final Environmental Impact Assessment Reports for the Umsinde Emoyeni Wind Energy Facilities EIA.

Umsinde Emoyeni

From: Neville Van Rooy <blessedkhoi@gmail.com>
Sent: 04 May 2016 10:58 AM
To: emoyeni
Subject: Re: Availability of the Final Environmental Impact Assessment Reports for Umsinde Emoyeni WEF

Good day by when will hear the good news about Construction faze starting?

Nature work ,the way I know it can start even before the construction begins,where can people interested apply?

On Wed, Apr 20, 2016 at 10:30 AM, Umsinde Emoyeni EIA- PPP <emoyeni@eims.co.za> wrote:

Dear Interested and Affected Party

Please find attached notification (provided in English and Afrikaans) regarding the availability of the Final Environmental Impact Assessment Reports for the Umsinde Emoyeni Wind Energy Facilities EIA.

Kind regards,

Nobuhle Hughes

Public Participation Consultant: Umsinde Emoyeni WEF EIA

Environmental Impact Management Services (Pty) Ltd.

Block 5, Fernridge Office Park, 5 Hunter Road, Ferndale, Randburg, 2194

PO Box 2083, Pinegowrie, 2123

Tel: [+27 11 789 7170](tel:+27117897170)

Fax: [+27 11 787 3059](tel:+27117873059)

Email: emoyeni@eims.co.za

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 05 May 2016 04:10 PM
To: 'Andre van der Spuy'
Subject: Delivery of Hard Copies of Final EIA Reports - Umsinde Emoyeni WEFs EIA Project

Good Afternoon Mr Van der Spuy,

This serves to confirm that the EAP has informed me that the courier will deliver the Final EIA Reports to you by 10h30 tomorrow 6th May 2016. I will follow-up to ensure that these were delivered successfully.

Kind Regards,
Nobuhle Hughes



Block 5 Fernridge Office Park, 5 Hunter Avenue, Ferndale, Randburg.

P O Box 2083, Pinegowrie 2123, South Africa.

Tel: (011) 789-7170 Fax: (011) 787- 3059 www.eims.co.za

This e-mail and any attachment(s) thereto is intended solely for the confidential use of the intended recipient(s) and for the specific purpose(s) that it was intended. Unauthorised review, dissemination, distribution or copying of that e-mail is strictly prohibited. If you suspect that you may have received the mail in error, please desist from reading it, notify the sender immediately of the error, and return and/or destroy the original message.

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 05 May 2016 04:31 PM
To: 'Umsinde Emoyeni'
Cc: Izak v d Merwe
Subject: Umsinde RE: Delivery of Hard Copies of Final EIA Reports - Umsinde Emoyeni WEFs EIA Project

Dear Ms. Hughes

Thank you noted.

I also confirm that you have agreed to arrange delivery of a hard copy of the reports to the Coop in Murraysburg and which will be clearly marked for Mr. Izak Van der Merwe's (of Badsfontein) attention. You have agreed to let me know when they arrive at the Coop and I will thereafter inform Mr. Van der Merwe.

Kind rgds

Andre vd Spuy

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 05 May 2016 04:10 PM
To: 'Andre van der Spuy'
Subject: Delivery of Hard Copies of Final EIA Reports - Umsinde Emoyeni WEFs EIA Project

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Kind Regards,
Nobuhle Hughes



Block 5 Fernridge Office Park, 5 Hunter Avenue, Ferndale, Randburg.

P O Box 2083, Pinegowrie 2123, South Africa.

Tel: (011) 789-7170 Fax: (011) 787- 3059 www.eims.co.za

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Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 06 May 2016 05:01 PM
To: 'Andre van der Spuy'
Subject: RE: Umsinde RE: Delivery of Hard Copies of Final EIA Reports - Umsinde Emoyeni WEFs EIA Project

Good Afternoon Mr van der Spuy,

I have communicated your request to the EAP for a hard copy of the Final EIA Reports for your client Mr Izak van der Merwe. They EAP stated that they provided you the hard copy delivered today so that you may share it with your clients which includes Mr Van der Merwe. Please advise if Mr Van der Merwe has requested a separate copy from the one delivered to you.

Kind Regards,
Nobuhle Hughes

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 05 May 2016 04:31 PM
To: 'Umsinde Emoyeni'
Cc: Izak v d Merwe
Subject: Umsinde RE: Delivery of Hard Copies of Final EIA Reports - Umsinde Emoyeni WEFs EIA Project

Dear Ms. Hughes

Thank you noted.

I also confirm that you have agreed to arrange delivery of a hard copy of the reports to the Coop in Murraysburg and which will be clearly marked for Mr. Izak Van der Merwe's (of Badsfontein) attention. You have agreed to let me know when they arrive at the Coop and I will thereafter in form Mr. Van der Merwe.

Kind rgds

Andre vd Spuy

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 05 May 2016 04:10 PM
To: 'Andre van der Spuy'
Subject: Delivery of Hard Copies of Final EIA Reports - Umsinde Emoyeni WEFs EIA Project

Good Afternoon Mr Van der Spuy,

This serves to confirm that the EAP has informed me that the courier will deliver the Final EIA Reports to you by 10h30 tomorrow 6th May 2016. I will follow-up to ensure that these were delivered successfully.

Kind Regards,
Nobuhle Hughes



Umsinde Emoyeni

From: Lucia Rodrigues <signet@webafrica.org.za>
Sent: 09 May 2016 09:39 PM
To: HAlberts@environment.gov.za; emoyeni@eims.co.za
Subject: Umsinde Emoyeni: comments on FEIAR
Attachments: Comments on Umsinde FEIAR.docx

Attention Mr Herman Alberts,
National Department of Environmental Affairs
DEA References: 14/12/16/3/3/2/684; 14/12/16/3/3/2/685; 14/12/16/3/3/2/686; 14/12/16/3/3/2/687

Nobuhle Hughes
Environmental Impact Management Services
EMS Reference: 0999

Dear Mr Alberts and Ms Hughes,
Please find attached my comments on the Final Environmental Impact Assessment Report for Umsinde Emoyeni WEF.

Kind regards,
Lucia Rodrigues
Western Cape Black Eagle Project.

9th May 2016

To:

Mr Herman Alberts,
National Department of Environmental Affairs

HALberts@environment.gov.za

DEA References: 14/12/16/3/3/2/684; 14/12/16/3/3/2/685; 14/12/16/3/3/2/686;
14/12/16/3/3/2/687

Copy:

Nobuhle Hughes

Environmental Impact Management Services

emoyeni@eims.co.za

EIMS Reference: 0999

I am writing in my personal capacity as a volunteer researcher of Verreaux's Eagles.

My project; Western Cape Black Eagle Project is registered and supported by the Birds of Prey Programme, Endangered Wild Life Trust (EWT). I have been studying populations of Verreaux's Eagles throughout the Western Cape since 2004. I am registered as an interested and affected party for Umsinde Emoyeni , because I hope my input, based on years of monitoring these birds, will assist in providing a better understanding of their spatial requirements and as such contribute towards minimising displacement through disturbance and fatalities through collisions with turbines and related infrastructure.

The Avifaunal Specialist Report states that Verreaux's Eagles are the most commonly recorded target species, with over 53% of recorded flights being those of Verreaux's Eagles. The report also reminds us that due to a significant decline in population numbers, the 2015 Eskom Red Data Book of Birds has upgraded the Verreaux's Eagle status to vulnerable. A direct quote from this publication: "*The species is somewhat susceptible to collisions with and resultant electrocutions from power lines and related infrastructure. Development of wind farms, especially in mountainous areas poses a future threat to this species which may prove significant.*"

The three Verreaux's Eagle fatalities mentioned has now risen to no fewer than six Verreaux's Eagle fatalities through wind turbine collisions at operational wind farms, four of which are at a single wind energy facility in the Eastern Cape.

We now know that Verreaux's Eagles are significantly impacted by wind turbines and this should be acknowledged from the outset. Parallels drawn between Verreaux's Eagles and Golden Eagles in Europe and the Americas are meaningless; the data are just not comparable.

Of the 472 flights recorded during the preconstruction monitoring, 252 were by Verreaux's Eagles. This volume of flight activity is not surprising when one takes into account that the Umsinde Emoyeni site is surrounded by 21 active Verreaux's Eagle nest sites, 5 of which fall within the boundary of the WEF.

I acknowledge the additional efforts made in locating the nest sites and allowing for a 3 kilometre buffer around each , however with so many highly territorial eagle pairs within and around the wind energy facility site, the flight activity over uncontested space (ie. well beyond the 3km nest buffers) is enormous, as is evidenced by the substantial flight activity recorded at vantage points 14-4-5-6-8-9, all of which are positioned right in the middle of the turbines.

The Avifaunal report page 34 refers; "*It would be important to afford this species protection by not*

placing turbines in areas of high recorded flight activity". Yet, no measures have been proposed to prevent collisions around these aforementioned vantage points.

Furthermore it is unfortunate that the report does not isolate the flight paths of dispersing juvenile Verreaux's Eagles. It is important to separate these data from adult flights paths in order to mitigate as best as possible for juvenile collisions. The time of year these flights are recorded is a critical component of the data. Collectively juvenile Verreaux's Eagles would be at a higher risk of collision. Contrasting their flight patterns with those of the adults will contribute towards our understanding of juvenile movement, as well as providing productivity data before construction and operation.

I have taken note of the undertaking to conduct various surveys and monitoring programmes during and after construction, however it does not make sense to collect additional data, required to inform the placement of turbines, once construction has commenced.

I would like to see another year of construction monitoring, paying particular attention to the flight paths of juveniles and the high flight activity areas (as recorded from vantage points 4-5-6-8-9-14). It is also important to provide descriptions of observed behaviour of the birds.

In order to secure commitment to implement required mitigation measures, it is important to delay granting Environmental Authorisation until the additional fieldwork has been completed.

Furthermore I would also like to see that the Environmental Management Programme clearly and unambiguously commits to thresholds for fatalities and the legally binding measures, they are prepared to take in order to prevent further fatalities, be it employing more technology, shutting down turbines at certain times of the year or decommissioning problem turbines altogether.

I admit that data emerging from operational wind farms in South Africa have resulted in a more cautious approach when assessing negative impacts. The willingness to search for nests and increase nest buffers to 3 kilometres is evidence of this; however in general post construction monitoring is not transparent and if it were not for the efforts of regulatory organisations these reports would never see the light of day. My concern is that while the results of post construction monitoring are deemed confidential and therefore not available to all interested and affected parties, I remain sceptical that adaptive management will play the role envisaged in refining mitigation measures.

Lucia Rodrigues

Western Cape Black Eagle Project

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 10 May 2016 04:59 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; richard@richardspoorinc.co.za; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'; Rudessa Harris; Ziyaad Hassam; Heloise Van Schalkwyk
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records
Importance: High

Dear Ms. Hughes

We have received no response to the below critical enquiries and requests for information.

Please provide same in order to inform our further comments on this application. Alternatively, please advise in which specific location (page number) of the current documentation your/ the EAP's complete responses can be found.

Secondly, please could you advise where in the current documentation (including page number) we can view the slide presentation that was presented at the Public Meeting of 4/2/2016.

We look forward to receiving your earliest response.

Thank you

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 05 April 2016 03:01 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'; Rudessa Harris; Ziyaad Hassam; Heloise Van Schalkwyk
Subject: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms Hughes

Your below email refers. The information has been received.

It is noted in the "Response" column of the one attached document that the following is recorded:

We request that you please provide proof of your authority to act on behalf of each of the "occupiers" that you reference above, in the form of a duly executed Power of Attorney. This proof will be forwarded to the DEA.

In order for us to respond please advise re the following important points:

1. Which party is requesting such Power of Attorney?
2. In order for the request to be considered legitimate, and to respond correctly to it if necessary, please request the relevant party to provide the legislative directive(s) upon which this request is based.

Also,

- EIA Regulation 16(1) reads as follows,

"Before conducting ... S&EIR, an applicant must appoint an EAP at own cost to manage the application."

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 12 May 2016 02:14 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; richard@richardspoorinc.co.za; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes

We await the EAP's answers to the below queries and the requested information as a matter of urgency.

Please advise as to when we could expect same.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 10 May 2016 04:59 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'; Rudessa Harris; Ziyaad Hassam; Heloise Van Schalkwyk
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Secondly, please could you advise where in the current documentation (including page number) we can view the slide presentation that was presented at the Public Meeting of 4/2/2016.

We look forward to receiving your earliest response.

Thank you

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 05 April 2016 03:01 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'; Rudessa Harris; Ziyaad Hassam; Heloise Van Schalkwyk
Subject: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms Hughes

Your below email refers. The information has been received.

It is noted in the "Response" column of the one attached document that the following is recorded:

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 18 May 2016 04:11 PM
To: 'Andre van der Spuy'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Mr Van der Spuy,

Your correspondence received on the 05/04/2016, 10/05/2016, and 12/05/2016 refers.

As per our telephonic conversation on the (16/05/2016), the request for proof of your authority to represent some of the occupiers (Power of Attorney) was from the Environmental Assessment Practitioner (EAP), as per a similar request during Scoping with regards to the landowners you represent.

With regards to the requested EAP appointment documents, these have been submitted to the Department of Environmental Affairs (DEA). Furthermore, the presentation from the public meeting held on the 04/02/2016 was available upon request to I&APs, and a copy of the presentation from such a request can be obtained in the Correspondence Appendix 1.1U (page 351) in Volume II of the Final Environmental Impact Assessment (EIA) Reports.

Please be reminded that the stipulated comment period for the Draft EIA Reports ended on 07/03/2016 and as per Regulation 56(6) you are requested to send any further comments directly to the DEA, at the following contact details:

- Private Bag X447, Pretoria, 0001
- Phone: 012 399 9406
- Contact: Mr. Herman Alberts
- Email: HAlberts@environment.gov.za
- DEA References: 14/12/16/3/3/2/684; 14/12/16/3/3/2/685; 14/12/16/3/3/2/686; 14/12/16/3/3/2/687

Thank you very much for all your participation during the EIA Process.

Kind Regards,
Nobuhle Hughes

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 12 May 2016 02:14 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; richard@richardspoorinc.co.za; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes

We await the EAP's answers to the below queries and the requested information as a matter of urgency.

Please advise as to when we could expect same.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 10 May 2016 04:59 PM

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 18 May 2016 11:26 AM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; richard@richardspoorinc.co.za; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes

Our telephone conversation of 16 May 2016 re the below matters, refers.

You agreed to contact the EAP and to thereafter advise me as to when we could expect delivery of the requested advice and information. To date we have received no further correspondence from either you or the EAP.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 12 May 2016 02:14 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes

We await the EAP's answers to the below queries and the requested information as a matter of urgency.

Please advise as to when we could expect same.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 10 May 2016 04:59 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'; Rudessa Harris; Ziyaad Hassam; Heloise Van Schalkwyk
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records
Importance: High

Dear Ms. Hughes

We have received no response to the below critical enquiries and requests for information.

Please provide same in order to inform our further comments on this application. Alternatively, please advise in which specific location (page number) of the current documentation your/ the EAP's complete responses can be found.

Secondly, please could you advise where in the current documentation (including page number) we can view the slide presentation that was presented at the Public Meeting of 4/2/2016.

We look forward to receiving your earliest response.

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 18 May 2016 12:53 PM
To: 'Andre van der Spuy'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Good Day Mr Van der Spuy,

I have updated the EAP with regards to our telephonic conversation on the 16th May 2016 and your email correspondence, and am awaiting feedback and a response which will be forwarded to you as soon as I receive it before the end of today.

Kind Regards,
Nobuhle Hughes

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 18 May 2016 11:26 AM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; richard@richardspoorinc.co.za; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

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Our telephone conversation of 16 May 2016 re the below matters, refers.

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Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 12 May 2016 02:14 PM
To: 'Umsinde Emoyeni'
Cc: 'Jan Pickard'; 'Izak v d Merwe'; 'richard@richardspoorinc.co.za'; 'Ishaam Abader'; 'Nosipho Ngcaba'; 'Francois Naude'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes

We await the EAP's answers to the below queries and the requested information as a matter of urgency.

Please advise as to when we could expect same.

Sincerely

Andre van der Spuy

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 19 May 2016 09:40 AM
To: 'Umsinde Emoyeni'; AshlinB@arcusconsulting.co.za
Cc: Izak v d Merwe; Jan Pickard; Ishaam Abader; Nosipho Ngcaba; HALberts@environment.gov.za
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes and Ms. Bodasing

Below refers.

You and the EAP have failed to provide us with the requested answers and information. We suspect that the below response originates from the offices of the Applicant, Windlab, rather than that of the EAP.

You/ EAP have again failed to provide the legislative justification for the imposed requirement for Power of attorney in order for us to act for our stated clients. The failure is noted as a case of prejudice against us and our clients. We accordingly reject the unlawful requirement which the EAP has attempted to impose upon us and our clients.

You/ EAP have failed to provide us with the requested proof of appointments by Emoyeni Wind Farms Propriety Limited (as the declared Applicant) of respectively Jennifer Slack and Ashlin Bodasing (the declared individuals acting in capacity as EAPs on this project). Said proofs are also not present in any of the EIA documentation to the best of our knowledge and it therefore appears that EIA Regulation 16(1) has been violated. In your below email you claim that these documents have been provided to the DEA yet you have failed to provide us with a copy of them. You are reminded that I&APs have a legal right under the EIA Regulation 56(1) to review and comment on all submissions made to the DEA. Your / the EAP's failure to provide us (or any other party apparently) with this critical proof is recorded here and stands as a case of incompetence on the part of Ashlin Bodasing as the EAP and is indicative of her Applicant-bias given her illegal attempt to impose the (invented) power of attorney requirement upon us and our clients. Such is regarded by us in a very serious light given the importance of the EAP's required impartiality in the EIA process management and we will expect the DEA to act against this irregularity.

Your statement regarding our request for a copy of the public meeting presentation is not understood and appears to make no grammatical sense. Nonetheless, we note the following:

- you have failed to provide us with a copy of the requested public meeting (full) presentation.
- There exists no Appendix 1.1U in Volume II therefore the reference provided by the EAP is fictitious.
- There are no page numbers to Volume II therefore the page number reference supplied is fictitious.
- The part of the public meeting presentation which was presented by Windlab (Ben Brimble) appears to be purposefully excluded from Volume II (which is not surprising given its various preposterous statements such as claiming that there are **no environmental "fatal flaws" even though the EIA process was still underway!**).

Furthermore, the role and responsibilities of the EAP remain in place until conclusion of, and a decision on, the application(s) is made, accordingly we are entitled to engage at any time with the EAP and are likewise entitled to meaningful responses from the EAP (but which have not been provided in this instance). Be further advised that EIA Regulation 56(6) does not apply to these requests but Regulation 56(1) does and which you have failed to abide by.

Sincerely

Andre van der Spuy

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 18 May 2016 04:11 PM
To: 'Andre van der Spuy'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Mr Van der Spuy,

Your correspondence received on the 05/04/2016, 10/05/2016, and 12/05/2016 refers.

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 19 May 2016 10:22 AM
To: HAlberts@environment.gov.za; Ishaam Abader
Cc: Izak v d Merwe; AshlinB@arcusconsulting.co.za; Jan Pickard; 'Umsinde Emoyeni'; Nosipho Ngcaba
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Mr. Alberts/ Abader

DEA References: 14/12/16/3/3/2/684; 14/12/16/3/3/2/685; 14/12/16/3/3/2/686; 14/12/16/3/3/2/687

The below correspondence is brought to your attention.

As is evident from the below record we have made concerted efforts to extract material advice and information from the EAP but which has effectively been denied and refused. You are requested to seriously consider the contents of our requests and especially in light of the fact that the subject applications appear to have been managed by parties who do not legally constitute an Environmental Assessment Practitioner. We are advised (see below email from Ms Hughes dated 18/5/2016) that "the requested EAP appointment documents, ... have been submitted to the Department of Environmental Affairs (DEA)" but do not find any such correctly constituted documents in any of the EIA documentation and copies of same have not been provide to us by the (so-called) EAP. Accordingly, we are forced to defer our request to you as the Competent Authority in this matter and therefore **here request that you please provide us with these document copies** in order to satisfy our clients (and no doubt yourselves as the Competent Authority) that the legal appointments of Jennifer Slack and Ashlin Bodasing by Emoyeni Wind Farms Propriety Limited in terms of inter alia EIA Regulation 16(1) are properly constituted. Should no such correctly constituted contractual appointment documents exist then the EIA process for the subject applications will be fundamentally and fatally flawed.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 19 May 2016 09:40 AM
To: 'Umsinde Emoyeni'; 'AshlinB@arcusconsulting.co.za'
Cc: Izak v d Merwe; Jan Pickard; Ishaam Abader; Nosipho Ngcaba; 'HAlberts@environment.gov.za'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Ms. Hughes and Ms. Bodasing

Below refers.

You and the EAP have failed to provide us with the requested answers and information. We suspect that the below response originates from the offices of the Applicant, Windlab, rather than that of the EAP.

You/ EAP have again failed to provide the legislative justification for the imposed requirement for Power of attorney in order for us to act for our stated clients. The failure is noted as a case of prejudice against us and our clients. We accordingly reject the unlawful requirement which the EAP has attempted to impose upon us and our clients.

You/ EAP have failed to provide us with the requested proof of appointments by Emoyeni Wind Farms Propriety Limited (as the declared Applicant) of respectively Jennifer Slack and Ashlin Bodasing (the declared individuals acting in capacity as EAPs on this project). Said proofs are also not present in any of the EIA documentation to the best of our knowledge and it therefore appears that EIA Regulation 16(1) has been violated. In your below email you claim that these documents have been provided to the DEA yet you have failed to provide us with a copy of them. You are reminded that I&APs have a legal right under the EIA Regulation 56(1) to review and comment on all submissions made to the DEA. Your / the EAP's failure to provide us (or any other party apparently) with this critical proof is recorded here and stands as a case of incompetence on the part of Ashlin Bodasing as the EAP and is indicative of her Applicant-bias given her illegal attempt to impose the (invented) power of attorney requirement upon us and our

Umsinde Emoyeni

From: Neville Van Rooy <blessedkhai@gmail.com>
Sent: 25 May 2016 12:55 PM
To: emoyeni
Subject: Training opportunities for local youth

There are quite a few specialists involved in your Project?

1. Why are these specialists not challenged by projects to create a platform for local young people to be exposed/trained, not necessarily as experts but to assist them? As especially if the specialist will be working/active for the entire operation of the project, I understand not all specialists will be involved for 20 years
2. Mr Andrew Jenkins/ Adviser for Birds (Advises Consulting) and Kate Mrs Kate McEwan (Inkululeko Wildlife Service) does not involve locally trained Field guides, to orientate field nature/wildlife workers to be involved. This is not foreign work for some of them growing up in farms as well as having FGASA training base.
3. Other Forms of Training that can be made available for the youth-CODE 14 Drivers Licence-Operating Digger Loaders etc.

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 26 May 2016 10:20 AM
To: 'Andre van der Spuy'
Cc: 'Izak v d Merwe'
Subject: Final EIA Reports Hard Copy - Umsinde Emoyeni Wind Energy Facilities EIA Project

Good Morning Mr Van der Spuy,

I have been informed by the EAP that the requested Final EIA Reports hard copy for Mr Izak van der Merwe, has been delivered at the Murraysburg Karoo Vleisboere Co-op on Leeb Street.

Kind Regards,

Nobuhle Hughes (Pri. Sci. Nat.)

MSc (Botany) University of Cape Town



Block 5 Fernridge Office Park, 5 Hunter Avenue, Ferndale, Randburg.

P O Box 2083, Pinegowrie 2123, South Africa.

Tel: (011) 789-7170 Fax: (011) 787- 3059 www.eims.co.za

This e-mail and any attachment(s) thereto is intended solely for the confidential use of the intended recipient(s) and for the specific purpose(s) that it was intended. Unauthorised review, dissemination, distribution or copying of that e-mail is strictly prohibited. If you suspect that you may have received the mail in error, please desist from reading it, notify the sender immediately of the error, and return and/or destroy the original message.

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 26 May 2016 06:30 PM
To: 'Umsinde Emoyeni'
Cc: HAlberts@environment.gov.za; Ishaam Abader; 'Badsfontein'; Jan Pickard
Subject: Umsinde Emoyeni Wind Energy Facilities EIA Project

Dear Ms. Hughes

Below is noted. Thank you for late delivery of these draft reports (contrary to their proclaimed status as "Final" reports).

It is recorded that the hard copy report has been provided more than 1 month after commencement of the comment period on 21 April (we have however noted that the comment period is of an indefinite period). This despite the recorded problems around the very late delivery to Mr. Izak van der Merwe of the previous version of hard copy reports.

Kind regards

Andre van der Spuy

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 26 May 2016 10:20 AM
To: 'Andre van der Spuy'
Cc: 'Izak v d Merwe'
Subject: Final EIA Reports Hard Copy - Umsinde Emoyeni Wind Energy Facilities EIA Project

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Kind Regards,

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Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 26 May 2016 06:51 PM
To: 'Umsinde Emoyeni'
Cc: HALberts@environment.gov.za; Ishaam Abader; 'Badsfontein'; Jan Pickard
Subject: RE: Umsinde Emoyeni Wind Energy Facilities EIA Project
Attachments: Message from Umsinde Emoyeni end og comment 260516.txt

Importance: High

Dear Ms. Hughes

Further to our below email and its contents we submit the following record to you and the Competent Authority (by way of copy to this email).

Our below correspondence initiated the attached automated response from your office. The response advises that the comment period has closed. Therefore you have provided Mr. van der Merwe with the reports after alleged closure of the comment period and therefore **your provision of the reports to Mr. Van der Merwe is accordingly meaningless in its effect (and thus illegal)**. We however again record here that you did not advise I&APs at any previous stage that the comment period would close at any particular date (thereby providing I&APs with any indefinite comment period) and therefore the termination of the comment period appears to be an entirely arbitrary and irrational decision.

DEA are advised to take note of our objection in this matter.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 26 May 2016 06:30 PM
To: 'Umsinde Emoyeni'
Cc: 'HALberts@environment.gov.za'; Ishaam Abader; 'Badsfontein'; Jan Pickard
Subject: Umsinde Emoyeni Wind Energy Facilities EIA Project

Dear Ms. Hughes

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Kind regards

Andre van der Spuy

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 26 May 2016 10:20 AM
To: 'Andre van der Spuy'
Cc: 'Izak v d Merwe'
Subject: Final EIA Reports Hard Copy - Umsinde Emoyeni Wind Energy Facilities EIA Project

Good Morning Mr Van der Spuy,

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 20 June 2016 10:53 AM
To: HALberts@environment.gov.za; Ishaam Abader; Nosipho Ngcaba
Cc: Izak v d Merwe; AshlinB@arcusconsulting.co.za; Jan Pickard; 'Umsinde Emoyeni'
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Importance: High

Dear Ms. Nqcaba

Our below request to the DEA refers.

We have to date received no response from either Mr. Abader or Mr. Alberts and therefore now refer the matter to yourself for your attention. We furthermore bring it to your attention that failure of the DEA to respond to such important issues serves only to ultimately increase the administrative burden on the Department (through its own inactions) since we will insist that its obligations under PAJA and NEMA are complied with.

At this point in time we have still not received the requested documentation and the critical matter remains unresolved. We consequently await your response and provision of the requested evidence.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 19 May 2016 10:22 AM
To: 'HALberts@environment.gov.za'; Ishaam Abader
Cc: Izak v d Merwe; 'AshlinB@arcusconsulting.co.za'; Jan Pickard; 'Umsinde Emoyeni'; Nosipho Ngcaba
Subject: RE: Umsinde Emoyeni Wind Energy Facility: request for advice and critical records

Dear Mr. Alberts/ Abader

[DEA References: 14/12/16/3/3/2/684; 14/12/16/3/3/2/685; 14/12/16/3/3/2/686; 14/12/16/3/3/2/687](#)

The below correspondence is brought to your attention.

As is evident from the below record we have made concerted efforts to extract material advice and information from the EAP but which has effectively been denied and refused. You are requested to seriously consider the contents of our requests and especially in light of the fact that the subject applications appear to have been managed by parties who do not legally constitute an Environmental Assessment Practitioner. We are advised (see below email from Ms Hughes dated 18/5/2016) that "the requested EAP appointment documents, ... have been submitted to the Department of Environmental Affairs (DEA)" but do not find any such correctly constituted documents in any of the EIA documentation and copies of same have not been provide to us by the (so-called) EAP. Accordingly, we are forced to defer our request to you as the Competent Authority in this matter and therefore **here request that you please provide us with these document copies** in order to satisfy our clients (and no doubt yourselves as the Competent Authority) that the legal appointments of Jennifer Slack and Ashlin Bodasing by Emoyeni Wind Farms Propriety Limited in terms of inter alia EIA Regulation 16(1) are properly constituted. Should no such correctly constituted contractual appointment documents exist then the EIA process for the subject applications will be fundamentally and fatally flawed.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 19 May 2016 09:40 AM
To: 'Umsinde Emoyeni'; 'AshlinB@arcusconsulting.co.za'

nobuhle hughes

From: Irene Bezuidenhout <iBezuidenhout@biothermenergy.com>
Sent: 11 August 2016 10:35 AM
To: nobuhle@eims.co.za
Cc: Ashlin Bodasing
Subject: Umsinde Emoyeni WEF

Good day Nobuhle,

I received your contact details from Ashlin Bodasing from Arcus Consulting. Please will you register me as an I&AP on the Umsinde Emoyeni WEF project.

Please confirm if this is in order.

Kind Regards

Irene Bezuidenhout | Environmental Manager
BioTherm Energy (Pty) Ltd
Building 1, Leslie Ave East Design Quarter District, Fourways
P: +27 (0) 11 367 4600 | F: +27 (0) 86 428 4746 | M:+27 (0) 76 822 3484
E: lbezuidenhout@biothermenergy.com



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nobuhle hughes

From: Irene Bezuidenhout <iBezuidenhout@biothermenergy.com>
To: nobuhle hughes
Sent: 11 August 2016 02:50 PM
Subject: Read: Umsinde Emoyeni WEF

Your message

To: Irene Bezuidenhout
Subject: RE: Umsinde Emoyeni WEF
Sent: Thursday, August 11, 2016 2:42:48 PM (UTC+02:00) Harare, Pretoria

was read on Thursday, August 11, 2016 2:49:14 PM (UTC+02:00) Harare, Pretoria.

Umsinde Emoyeni

From: Edward Daniels <daniels.erj@gmail.com>
Sent: 14 September 2016 01:12 PM
To: Umsinde Emoyeni
Subject: Re: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Good day, Edward Daniels here from Murraysburg. Hope things are going well. I'm completing my Electrical N2 exams in November, awaiting for my Trade Test early next year.

Greetings
Edward.

On Tue, Mar 1, 2016 at 9:38 AM, Umsinde Emoyeni <emoyeni@eims.co.za> wrote:

Good Morning Edward

Thank you very much for responding to our notification and for your comment, it has been noted by the project team.

Kind Regards,

Nobuhle Hughes

From: Edward Daniels [<mailto:daniels.erj@gmail.com>]
Sent: 01 March 2016 09:19 AM
To: emoyeni@eims.co.za
Subject: Re: Upcoming Draft Environmental Impact Assessment Report - Umsinde Emoyeni Wind Energy Facility EIA

Goodmorning, Edward Daniels. I would like to wish you good luck with your way forward.

On Fri, Dec 4, 2015 at 12:23 PM, Umsinde Emoyeni EIA- PPP <emoyeni@eims.co.za> wrote:

Dear Interested and Affected Party;

Please find herewith attached notification regarding the upcoming Draft Environmental Impact Assessment Report for the above-mentioned project as well as details of the planned associated public meeting.

If you have any issues and/or concerns in this regard, please do not hesitate to contact the undersigned.

Umsinde Emoyeni

From: Nama Karoo Foundation <info@namakaroo.org>
Sent: 22 September 2016 12:17 PM
To: 'emoyeni@eims.co.za'
Subject: Name Change of I&AP

Hi Nobhule

We notify you of a name and email change as a registered I&AP

The Nama Karoo Foundation name changes to Nama Karoo **Trust**.

The email address changes from info@namakaroo.org to beal@vodamail.co.za

Please confirm you have updated your system

Kind Regards
Marina Beal

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 22 September 2016 01:24 PM
To: 'Nama Karoo Foundation'
Subject: RE: Name Change of I&AP

Hi Marina,

This serves to confirm receipt of the notification regarding the name and email changes to the previously recorded details for the Nama Karoo Foundation/ Nama Karoo Trust. We have updated the project database accordingly and thank you very much for furnishing us with the new details.

Kind Regards,
Nobuhle Hughes

From: Nama Karoo Foundation [mailto:info@namakaroo.org]
Sent: 22 September 2016 12:17 PM
To: 'emoyeni@eims.co.za'
Subject: Name Change of I&AP

Hi Nobhule

We notify you of a name and email change as a registered I&AP

The Nama Karoo Foundation name changes to Nama Karoo **Trust**.

The email address changes from info@namakaroo.org to beal@vodamail.co.za

Please confirm you have updated your system

Kind Regards
Marina Beal

Umsinde Emoyeni

From: Nama Karoo Foundation <info@namakaroo.org>
Sent: 22 September 2016 02:13 PM
To: 'Umsinde Emoyeni'
Cc: beal@vodamail.co.za
Subject: RE: Name Change of I&AP

Thank you, Nobuhle.
Kind Regards
Marina

From: Umsinde Emoyeni [mailto:emoyeni@eims.co.za]
Sent: 22 September 2016 01:24 PM
To: 'Nama Karoo Foundation'
Subject: RE: Name Change of I&AP

Hi Marina,

This serves to confirm receipt of the notification regarding the name and email changes to the previously recorded details for the Nama Karoo Foundation/ Nama Karoo Trust. We have updated the project database accordingly and thank you very much for furnishing us with the new details.

Kind Regards,
Nobuhle Hughes

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Please confirm you have updated your system

Kind Regards
Marina Beal

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 26 April 2017 12:12 PM
To: Nosipho Ngcaba
Cc: Jan Pickard; Emoyeni@eims.co.za; Izak v d Merwe; Ishaam Abader; Msolomons@environment.gov.za; Muhammad Essop; 'Ross Purdon'; Marina Beal; Karoo News Group; 'Ziyaad Hassam'
Subject: Request tabled in terms Promotion of Administrative Justice Act - RE: Umsinde Emoyeni WEF Proposal - comment and objection on Final Scoping Report and associated documents and matters
Importance: High

Dear Ms. N Ngcaba

Our below enquiry refers and is repeated for your convenience (in RED), per:

On a separate but related important matter, we also refer to the letter signed by Mr. Sabelo Maleza of your Department and dated 8/2/2015 (as attached). Under point n) of this letter is stated the following:

"Andre van der Spuy Environmental Consultants must provide a copy of power of attorneys should he wish to continue to represent his clients. This must be included in the reports."

Accordingly, please could you provide us with the following information:

- 1) Under which legislation is this requirement being placed upon us, and therefore, by implication, our clients too?
- 2) Please advise us which other I&APs or parties have also been required by DEA to provide such power of attorneys as we fail to see any such evidence in these applications and the associated documentation. Given that many of the registered Interested & Affected **Parties** are no doubt also "**party**" representatives, like us, we would expect the same requirements to be equally imposed in order to avoid any suggestion of victimization by the DEA of us or our clients.

You have still not answered this critical question and which the DEA and various "EAP"s have sought to impose upon AVDS Environmental Consultants and its various clients on various wind farm environmental applications (including environmental applications for Umsinde Emoyeni WEF, Spitskop WEF, Plan 8 Grahamstown WEF).

You are therefore now requested to provide your reasons without further delay. This request is made according to the empowering provisions under the Promotion of Administrative Justice Act (PAJA). The status of the Umsinde Emoyeni wind farm application is irrelevant to the request (since the substance of the request now relates equally to various other environmental applications).

We look forward to receiving your reply soonest.

Sincerely

Andre van der Spuy

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 09 April 2015 02:18 PM
To: Nosipho Ngcaba
Cc: Jan Pickard; 'Emoyeni@eims.co.za'; Izak v d Merwe; Ishaam Abader; 'Msolomons@environment.gov.za'; Muhammad Essop; tmadubela@parliament.gov.za
Subject: RE: Umsinde Emoyeni WEF Proposal - comment and objection on Final Scoping Report and associated documents and matters
Importance: High

The Director-General

Umsinde Emoyeni

From: Andre van der Spuy <avdspuy@iafrica.com>
Sent: 10 May 2017 01:05 PM
To: Nosipho Ngcaba; 'Ziyaad Hassam'
Cc: Jan Pickard; Emoyeni@eims.co.za; Izak v d Merwe; Ishaam Abader; Msolomons@environment.gov.za; Muhammad Essop; 'Ross Purdon'; Marina Beal; Karoo News Group
Subject: RE: Request tabled in terms Promotion of Administrative Justice Act - RE: Umsinde Emoyeni WEF Proposal - comment and objection on Final Scoping Report and associated documents and matters

Dear Mr. Hassam

Below refers.

We have received no response from Ms. Ngcaba to this (and various other correspondences) sent to her. It would appear that she does not take our correspondences, and those on behalves of whom they are sent, seriously. Accordingly, please would you remind her of her administrative duties as a public official in terms of *inter alia* PAJA and NEMA in order that we, and our respective clients, are availed of her response(s).

Thank you

Andre van der Spuy
AVDS Environmental Consultants

From: Andre van der Spuy [mailto:avdspuy@iafrica.com]
Sent: 26 April 2017 12:12 PM
To: Nosipho Ngcaba
Cc: Jan Pickard; 'Emoyeni@eims.co.za'; Izak v d Merwe; Ishaam Abader; 'Msolomons@environment.gov.za'; Muhammad Essop; 'Ross Purdon'; Marina Beal; Karoo News Group; 'Ziyaad Hassam'
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Umsinde Emoyeni

From: Euegene Curth <e0798501119@gmail.com>
Sent: 14 November 2017 01:42 PM
To: Umsinde Emoyeni
Subject: Re: Nobuhle Hughes EIMS

GOOD DAY HOW ARE YOU WHATS GOING ON .

On Wed, Mar 2, 2016 at 4:10 PM, Umsinde Emoyeni <emoyeni@eims.co.za> wrote:

Good Afternoon Euegene,

Your names are on the Environmental Impact Assessment (EIA) project database for notification and involvement regarding the Environmental Assessment and not work related purposes. This means we will notify you about the Final EIA Reports being available for review and comment as well as when we get a decision from the Department of Environmental Affairs about the application for Environmental Authorisation which the Applicant/Developer needs in order to proceed with their bid to develop the wind farm.

Kind Regards

Nobuhle Hughes

From: Euegene Curth [mailto:e0798501119@gmail.com]
Sent: 02 March 2016 11:28 AM
To: Umsinde Emoyeni
Subject: Re: Nobuhle Hughes EIMS

Good day I just want to know are our names on the database for work related or just for admin purpose .
Have a nice day .

On Tue, Feb 23, 2016 at 3:23 PM, Umsinde Emoyeni <emoyeni@eims.co.za> wrote:

Good Afternoon Eugene,

This serves to acknowledge receipt of your submitted comment sheet. You have been added to the project's Interested and Affected Parties database for future notifications regarding the Environmental Impact Assessment. Your comments have also been noted by the project team.

Umsinde Emoyeni

From: Umsinde Emoyeni <emoyeni@eims.co.za>
Sent: 16 November 2017 01:03 PM
To: 'Euegene Curth'
Subject: RE: Nobuhle Hughes EIMS

Good Afternoon Euegene,

Thank you for your correspondence, please be advised that we are still in the Environmental Impact Assessment (EIA) phase of the project, the EIA Report was submitted to the authorities however a decision has not yet been made on the project. We will notify all registered Interested and Affected Parties (I&APs) of the way forward in due course.

Kind Regards,
Nobuhle Hughes

From: Euegene Curth [mailto:e0798501119@gmail.com]
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