

Application for Environmental Authorization



edtea

Department :

Economic Development, Tourism and
Environmental Affairs

PROVINCE OF KWAZULU-NATAL

	(For official use only)
File Reference Number:	DC/
NEAS Reference Number:	KZN/EIA/
Date Received:	

APPLICATION FOR ENVIRONMENTAL AUTHORIZATION

Submitted in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998)(NEMA) and regulation 6 (1) and 16 (1) of the Environmental Impact Assessment (EIA) Regulations, 2014 (Government Notice No. R 982, 04 December 2014).

PROJECT TITLE

Proposed Upgrade of Track 83887 In Bhekulwandle, Ward 109, Ethekewini Metropolitan Municipality, Kwazulu- Natal.

DISTRICT MUNICIPALITY

eThekwini Metropolitan Municipality

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IMPORTANT INFORMATION

PLEASE NOTE:

1. It is the responsibility of the applicant to confirm that the Department is the competent authority to which this application must be submitted (refer to NEMA section 24C).
2. **It is the responsibility of the Applicant to ascertain whether this is the current version of this application form.**
3. The application must be typed within the spaces provided in the form. The size of the space provided is not necessarily indicative of the amount of information required.
4. Where required, place a cross in the box you select.
5. Incomplete applications will be returned to the applicant for revision.
6. The use of the phrase "not applicable" in the form must be done with circumspection. Should it be done in respect of material information required by the competent authority for assessing the application, it may result in the rejection of the application as provided for in the Regulations.

PRE-APPLICATION MEETING

7. This Department requires that a pre-application meeting be held with the relevant district office for this application before it is submitted. The Head Office Registry may be contacted on **033 - 264 2572** for details of the relevant district office for this application.
 - Applications for which no pre-application meeting was held, **WILL NOT BE ACCEPTED** by the Department.
 - Provide details of the Pre-Application Meeting below:

Date of Pre-Application Meeting	Time and Venue of Pre-Application Meeting
4 July 2018	EDTEA Offices, 10:00

- The minutes of the Pre-Application Meeting **MUST BE ATTACHED** to this application (refer to the List of Appendices).

SUBMISSION OF COMBINED APPLICATIONS FOR ENVIRONMENTAL AUTHORIZATION

8. If applicable, written confirmation that the Department has granted permission for the combination of applications for an environmental authorization in terms of the provisions of sub-regulation 11(1) of the EIA Regulations, 2014, must be attached to this application form.

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HEAD OFFICE REGISTRY DETAILS

9. The original application must be hand delivered or posted to the Head Office Registry of this Department at the address provided below (**no faxed or e-mailed applications will be accepted**):

**KwaZulu-Natal Department of Economic Development, Tourism & Environmental Affairs
Private Bag X9152, PIETERMARITZBURG, 3200**

**270 Jabu Ndlovu Street
PIETERMARITZBURG
3201**

Contact Person: Ms Mavis Padayachee

Telephone No: 033 - 264 2572

10. Unless protected by law, all information filled in on this application will become public information on receipt by this Department. Any interested and affected party must be provided with the information contained in this application on request, during any stage of the application process.
11. Please note an exemption application must be finalized before lodging an application for environmental authorization with the Department.
12. If an Environmental Assessment Practitioner (EAP) has not been appointed at the time of the submission of this application form, the declaration from the EAP must be included in the Basic Assessment Report.
13. Pages 2 and 3 may be deleted from the application form submitted to the Department.

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LIST OF APPENDICES

		SUBMITTED	
Appendix 1	Minutes of the Pre-Application Meeting held with the Department.	YES	
Appendix 2	Written consent from the land owner or the person in control of the land (Regulation 39(1) (If the applicant is not the land owner and Regulation 39(2) does not apply).	YES	
Appendix 3	Correspondence from the Department confirming the Listing Notice 3 activities triggered (if applicable)		N/A
Appendix 4	Approval by the Department that a combined application in terms of Regulation 11 of the EIA Regulations, 2014 may be submitted (if applicable)		N/A
Appendix 5	A description of the location of the development footprint and a plan which locates the proposed activity/ies (Regulation 16 (1) (vi) (vii)	YES	
Appendix 6	Proof of payment of environmental authorization fees (if applicable). Proof of payment includes a stamped deposit slip or an electronic fund transfer payment advice.		N/A
Appendix 7	A written motivation explaining why the payment of environmental authorization fees are not applicable (an application for a community based project funded by a government grant or an application by an organ of state).	YES	

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1. PROJECT DESCRIPTION

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

JG Afrika (Pty) Ltd have been appointed by the eThekweni Municipality Roads Provision Department to conduct an Environmental Impact Assessment (Basic Assessment) for the upgrading an existing municipal road and associated crossing. The proposed upgrade will occur on Track 83887, off Reeves Road in Bhekulwandle, Ward 109, eThekweni Municipality.

Track 83887 is a 330m long dirt road which links Road 510137 and Reeves Road. Track 83887 is fairly steep and requires regular maintenance due to constant erosion. It is proposed that the road be upgraded to a concrete surface with associated side drains and an upgrade of the present 900m pipe crossing to a 1.5m x 1.5m culvert crossing.

(a) Strategic Infrastructure Projects

Does the project form part of any of the Strategic Infrastructure Projects (SIPs) as described in the National Development Plan, 2011?		NO
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2. BACKGROUND INFORMATION

Project applicant:

Trading name (if any):	eThekweni Metropolitan Municipality		
Contact person:	Selvan Reddy (Roads Provision Department – City Engineers)		
Physical address:	30 Archie Gumede Place		
Postal address:	30 Archie Gumede Place		
Postal code:	4001	Cell:	/
Telephone:	031 3117941	Fax:	086 5598 763
E-mail:	selvan.reddy@durban.gov.za		

Owner or person in control of the land:(if the applicant is not the owner or the person in control of the land or Regulation 39(2) in the EIA Regulations 2014 does not apply)

Contact person:	Ingonyama Trust: Suewellan Ellis*		
Postal address:	65 Trelawney Road, Southgate, Pietermaritzburg		
Postal code:	3201	Cell:	N/A
Telephone:	0338469933	Fax:	033 386 2528
E-mail:	EllisS@ingonyamatrust.org.za		

Landowner consent has been attached to this document.

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District Municipality:	eThekwini Metropolitan Municipality
Local Municipality:	eThekwini Metropolitan Municipality

In instances where the project includes more than one local or district municipality, please provide a list.

Contact person at Local Municipality: **Shoni Makhwedzha (EPCPD)**

Postal address:	P.O Box 680, Durban,4000		
Postal code:	4001	Cell:	/
Telephone:	031 311 7875	Fax:	031 311 7134
E-mail:	<u>Shoni.Makhwedzha@durban.gov.za</u>		

In instances where there is more than one local authority involved, please include details of local authorities with their contact details in an Appendix.

Property description/physical address:

Farm Umlazi Native Location No. 4676

(Farm name, portion etc.) Where a large number of properties are involved (e.g. linear activities), please attach a full list in an Appendix to the application.

Nearest town/s:
Directions to the physical address:

Amanzimtoti

On the N3, take exit 137 for Kingsborough / Seadoone Road. Turn right onto Seadoone Road. Continue onto School Road which becomes Seldoome Road which becomes Wanda Cele Road. Turn left onto Reeves Road and continue onto Reeves road for 2.7km before turning right onto Track 83887.

Current land-use zoning:

Not zoned – traditional land

In instances where there is more than one current land-use zoning, please attach a list of current land use zonings in the Appendix and also indicate which portions are relevant to this application.

Is a change of land-use or a consent use application required?
Must a building plan be submitted to the local authority?

	NO
YES	

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Locality map:

An A3 locality map must be attached to the back of this document, as Appendix 9. The scale of the locality map must be relevant to the size of the development (at least 1:50 000. For linear activities of more than 25 kilometres, a smaller scale e.g. 1:250 000 can be used. The scale must be indicated on the map.) The map must indicate the following:

- an accurate indication of the development footprint for the project in relation to known landmarks such as towns/villages, as well as the positions of the alternative sites, if any;
- road access from all major roads in the area;
- road names or numbers of all major roads as well as the roads that provide access to the site(s);
- all roads within a 1km radius of the site or alternative sites; and
- a north arrow;
- a legend; and
- GPS co-ordinates for each activity (indicate the position of the activity/ies). The co-ordinates should be in degrees, minutes and seconds.

Site identification and linkage

Please indicate all the Surveyor-General 21 digit site (erf/farm/portion) reference numbers for all sites (including portions of sites) that are part of the application.

N	0	E	T	0	0	0	0	0	0	0	0	4	6	7	6	0	0	0	0	0
---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---

(if there are more than 6, please expand the list with the rest of the numbers)

(These numbers will be used to link various different applications, authorizations, permits etc. that may be connected to a specific site)

Please provide the **geographical coordinates** for the site

Latitude /Longitude	Degrees	Minutes	Seconds
Start South	30	2	58.85
Start East	30	50	5.37
End South	30	3	9.23
End East	30	50	5.80

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3. ACTIVITIES APPLIED FOR

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

Indicate the number and date of the relevant notice:	Activity No(s) (in terms of the relevant notice) :	Describe each listed activity as per the project description (and not as per wording of the relevant Government Notice) ¹ :
GN R 327	19	<p><i>"The infilling or depositing of any material of more than 10m³ into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 10m³ from a watercourse."</i></p> <p>The proposed upgrade of the current pipe crossing to culvert crossing and a portion of the road upgrade will result in more than 10 cubic metres of excavation and deposition. This activity is therefore triggered.</p>

Please note that any authorization that may result from this application will only cover activities specifically applied for.

4. STATE DEPARTMENTS CONSULTED

Please indicate to which State departments reports related to your application will be forwarded to provide comments in terms of section 24 0 (2) of NEMA:

Please note: details of the relevant contact person and the address of the State department must be provided. Add the names and other details for State departments not listed.

YES	NO	Name of Department	Contact person	Address
x		Ezemvelo KZN Wildlife	Andy Blackmore	PO Box 13053, Cascades, 3202
x		Amafa aKwaZulu-Natali	Bernadet Pawandiwa	P.O. Box 2685, PMB, 3201
x		Department of Water & Sanitation	Strinivasen Govender/ Nonkululeko Mokoena	PO Box 1018, Durban, 4000
x		Department of Cooperative Governance and Traditional Affairs	Bhekisisa Mkhize	3 rd Flooe, 36 Kings Road, Pientown
x		Department of Transport	Judy Reddy	Private Bag X9043, Pietermaritzburg, 3200
x		Department of Rural Development and Land Reform	Lynn Boucher	Lynn.boucher@drdlr.gov.za

¹Please note that this description should not be a repetition of the listed activity as contained in the relevant Government Notice, but should be a brief description of activities to be undertaken as per the project description, i.e. describe the components of the desired development

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Please note that: The EAP must request comments from all relevant State departments and remind such departments that failure to submit comments with 30 days will, in terms of sub-regulation 3(4) of the EIA Regulations, 2014 be regarded as no comments..

5. ECONOMIC AND SOCIAL INFORMATION

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

Anticipated CAPEX value of the project on completion	R500 000.00
What is the expected annual turnover to be generated by or as a result of the project?	Nil
New skilled employment opportunities created in the construction phase of the project	1
New skilled employment opportunities created in the operational phase of the project	Nil
New un-skilled employment opportunities created in the construction phase of the project	5
New un-skilled employment opportunities created in the operational phase of the project	Nil
What is the expected value of the employment opportunities during the operational and construction phase?	Constr. Phase R70 000.00

6. TYPE OF APPLICATION

(a) Application for Basic Assessment (BA)

This is an application that is subject to a basic assessment (EIA Regulations 2014: Chapter 4, Part 2)) and Regulation 19 in the EIA Regulations 2014 will be complied with.

YES	
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(b) Application for Scoping and Environmental Impact Assessment (S/EIA)

This is an application that is subject to Scoping and EIA (EIA Regulations 2014: Chapter 4: Part 3) and Regulation 21 in the EIA Regulations 2014 will be complied with.

	NO
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7. DECLARATIONS

(a) Declaration by the applicant

I, Andrew de Souza, declare that I-

- am, or represent², the applicant in this application;
- have appointed an environmental assessment practitioner to act as the independent environmental assessment practitioner for this application;
- will provide the environmental assessment practitioner and the KZN Department of Economic Development, Tourism & Environmental Affairs with access to all information at my disposal that is relevant to this application;
- will be responsible for the costs incurred in complying with the Environmental Impact Assessment Regulations, 2014, including but not limited to –
 - costs incurred in connection with the appointment of the environmental assessment practitioner;
 - costs incurred in respect of the undertaking of any process required in terms of the Regulations;
 - costs in respect of any fee prescribed by the Minister or MEC in respect of the Regulations;
 - costs in respect of specialist reviews, if the competent authority decides to recover costs; and
 - the provision of security to ensure compliance with conditions attached to an environmental authorization, should it be required by the KZN Department of Economic Development, Tourism & Environmental Affairs;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of the EIA Regulations, 2014 and will take reasonable steps to verify whether the EAP complies with the Regulations;
- will inform all registered interested and affected parties of any suspension of the application, as well as of any decisions taken by the KZN Department of Economic Development, Tourism & Environmental Affairs in this regard;
- am responsible for complying with the conditions of any environmental authorization issued by the KZN Department of Economic Development, Tourism & Environmental Affairs;
- hereby indemnify the Government of the Republic of South Africa, the KZN Department of Economic Development, Tourism & Environmental Affairs and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action which the applicant or environmental assessment practitioner is responsible for in terms of the EIA Regulations, 2014;
- will not hold the KZN Department of Economic Development, Tourism & Environmental Affairs responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to obtaining an environmental authorization or prior to an appeal being decided in terms of the EIA Regulations, 2014;
- I will perform all other obligations as expected from an applicant in terms of the EIA Regulations, 2014;
- all the particulars furnished by me in this form are true and correct; and

I am aware that a person is guilty of an offence in terms of Regulation 48 (1) of the EIA Regulations, 2014, if that person provides incorrect or misleading information. A person who is convicted of an offence in terms of sub-regulation 48(1) (a)-(e) is liable to the penalties as contemplated in section 49B-(1) of the National Environmental Management Act, 1998 (Act 107 of 1998)

Signature of the applicant³/ Signature on behalf of the applicant

Trading name (if applicable)

Date

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

³If the applicant is a juristic person, a signature on behalf of the applicant is required as well as proof of such authority.

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(b) Declaration by the environmental assessment practitioner.

Environmental assessment practitioner (EAP):⁴

Trading name (if any):	JG Afrika (Pty) Ltd		
Contact person:	Riona Patak		
Postal address:	PO Box 794, Hilton		
Postal code:	3245	Cell:	083 459 2009
Telephone:	033 343 6700	Fax:	033 343 6701
E-mail:	patakr@jgafrika.com		
Education Qualifications ⁵ :	BSc Hons Environmental Science		
Professional affiliation(s) (if any) ⁶	IAIAsa, GISSA		

I, Riona Patak declare that I

- am the independent environmental practitioner in this application;
- will comply with the requirements for an EAP as stipulated in Regulation 13 of the EIA Regulations, 2014;
- do not have and will not have any vested interest (either business, financial, personal or other) in the undertaking of the proposed activity, other than remuneration for work performed in terms of the Environmental Impact Assessment Regulations, 2014;
- will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the applicant;
- declare that there are no circumstances that may compromise my objectivity in performing such work;
- have expertise in conducting environmental impact assessments, including knowledge of the National Environmental Management Act, 1998 (Act 107 of 1998), regulations and any guidelines that have relevance to the proposed activity;
- will comply with the National Environmental Management Act, 1998 (Act 107 of 1998), regulations and all other applicable legislation;
- will undertake to disclose to the applicant and the KZN Department of Economic Development, Tourism & Environmental Affairs all material information in my possession that reasonably has or may have the potential of influencing its decision with respect to this application;
- will ensure that information containing all reports in respect of this application is distributed or made available to interested and affected parties and that their participation is facilitated in such a manner that they will be provided with a reasonable opportunity to participate and provide comments on the reports;
- will provide the competent authority with access to all information at my disposal regarding this application, whether such information is favourable to the applicant or not;
- declare that all the particulars furnished by me in this form are true and correct;
- I am aware that a person is guilty of an offence in terms of Regulation 48 (1) of the EIA Regulations, 2014, if that person provides incorrect or misleading information. A person who is convicted of an offence in terms of sub-regulation 48(1) (a)-(e) is liable to the penalties as contemplated in section 49B(1) of the National Environmental Management Act, 1998 (Act 107 of 1998); and
- I will comply with all the requirements as indicated in the National Environmental Management Act, 1998 (Act 107 of 1998) and Environmental Impact Assessment Regulations, 2014.


 Signature of the environmental assessment practitioner

JG Afrika (Pty) Ltd
 Trading name

29 - 03 - 19
 Date


⁵⁸Please include details of names, education qualifications and professional affiliations of the EAP and each representative of the EAP appointed to manage this application.

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Pre-application Meeting Minutes

**ENVIRONMENTAL SERVICES FOR THE PROPOSED UPGRADE OF TRACK 83887,
BHEKULWANDLE, WARD 109, ETHEKWINI MUNICIPALITY, KWAZULU-NATAL**

TITLE	Pre-Application Meeting: Proposed Upgrade of Track 83887			
VENUE	EDTEA Durban Offices: 40 Dr AB XUMA Street, 17 th Floor Commercial City Building			
DATE	04 July 2018			
TIME	10h00			
ATTENDEES	Name	Abv.	Company	Email
	Riona Patak	RP	JG Afrika	patakr@jgafrika.com
	Yugeshni Govender	YG	EDTEA	Yugeshni.Govender@kznedtea.gov.za
ACRONYMS	EDTEA	Department of Economic Development, Tourism and Environmental Affairs		
	DBAR	Draft Basic Assessment Report		
	EKZNW	Ezemvelo KZN Wildlife		

ITEM	DESCRIPTION OF DISCUSSION	ACTION
1.	PROPOSED ACTIVITY AND ASSOCIATED LISED ACTIVITY	
1.1	Project title: The proposed upgrade of Track 83887, Bhukulwandle, Ward 109, eThekwini Municipality, KwaZulu-Natal	General
1.2	The following information was discussed at the Pre-Application Meeting <ul style="list-style-type: none"> • The proposed activity; • Listed Activities triggered; • Landowner designation; • Public participation; and • Specialist Studies. 	General
1.3	Project details include: <ul style="list-style-type: none"> • Upgrading of a 310m dirt road to a concrete top with crushed gravel base; • Widening of the road by ±3m for the inclusion of v-drains and curbs; • Upgrading of the existing 900mm pipe culvert to a 1.5 x 1.5 portal culvert • The project is within a EKZNW Community Conservation Area; and • The project is within the EDTEA Urban Edge. 	General
1.4	As the project is a linear development within the Urban Edge, the exclusions included in many Listed Activities apply. <p> Activity 19 of Listing Notice 1 is triggered for the proposed project due to the proposed upgrade falling within the watercourse.</p> <p>Activity 12 of Listing Notice 3: RP indicated the following:</p> <ul style="list-style-type: none"> • A portion of the wetland in proximity of the watercourse crossing has been excavated by Umgeni Water (associated with another application); • A Vegetation Specialist has indicated that while indigenous vegetation is present in the general area, the area into which the road will be widened is transformed due to alien vegetation encroachment and disturbance by the community creating driveways and informal footpaths; and • RP provided photographic evidence of the disturbance within the road corridor and wetland area. <p>YG indicated the following:</p> <ul style="list-style-type: none"> • The Department will confirm, in writing, the applicability of Activity 12. <p>It was agreed that no other Listed Activities are triggered.</p>	EDTEA

ITEM	DESCRIPTION OF DISCUSSION	ACTION
2.	SPECIALIST STUDIES	
2.1	The specialist studies undertaken to date are the Wetland Delineation and Vegetation Assessment. YG is satisfied with these studies and confirmed that no additional specialist studies will be required.	General
2.2	<p>As per the National Heritage Act (1999) Section 38 (1) (a): A Heritage Impact Assessment must be undertaken for linear developments of 300m or more. RP has liaised with the Ward Councillor, Mr Manqele who confirmed no graves are present within the immediate vicinity of the upgrade. RP has liaised with a Heritage Specialist who has confirmed that an exemption process may be applied for.</p> <p>YG has indicated the following:</p> <ul style="list-style-type: none"> • The Ward Councillor must confirm the absence of graves in the immediate area in writing; • An exemption must be applied for; • RP may submit the dBAR for review and comment without exemption confirmation, however must include information about the application and Ward Councillors confirmation of the absence of graves. The fBAR will include the exemption. • The EMPr must include information on who to contact should any significant heritage features be found on site. 	JG Afrika
2.3	<p>No Specialist Studies other than the following are required:</p> <ul style="list-style-type: none"> • Wetland Delineation and Vegetation Assessment • Exemption letter from Amafa aKwaZulu-Natali (Amafa); • Engineering Report. <p>RP indicated that the WULA is being run as a separate process independent of the Basic Assessment.</p>	General
3.	PUBLIC PARTICIPATION PROCESS	
3.1	<p>The Public Participation undertaken to-date includes:</p> <ul style="list-style-type: none"> • The placing of posters on site; and • The dissemination of a Notification Sheet (English and isiZulu) to the Interested and Affected Parties on site. <p>RP indicated that the following will also be undertaken:</p> <ul style="list-style-type: none"> • One newspaper advert will be placed in a local paper in isiZulu as per legislated requirements; and • A community meeting will be held in the month of July 2018 by the Ward Councillor, independent of the EAP, to notify community members of the proposed project and obtain comments. <p>YG indicated that this process may be biased as the Ward Councillor is obtaining comments and not the EAP. RP then clarified that although the EAP's details were provided on the Notification Sheet and notice boards, the community had chosen to contact the Ward Councillor directly to provide feedback. YG found this acceptable.</p> <p>YG requested a register of households in proximity to the alignment and confirmation regarding which units were notified. RP indicated the following:</p> <ul style="list-style-type: none"> - The landowner is the Ingonyama Trust. JG Afrika has notified the landowner of the linear activity. As per legal requirements, landowner consent is not required on linear developments (Regulation 39(2) in the EIA Regulations 2014). - Information Sheets were handed to community members, during the site audit, in the presence of the Ward Councillor. <p>The following was concluded: A register of the community meeting will be provided. Residents along the alignment will be highlighted within the register.</p>	JG Afrika

ITEM	DESCRIPTION OF DISCUSSION	ACTION
3.2	<p>The following Departments/Organisations must be contacted as part of the Public Participation Process:</p> <ul style="list-style-type: none"> - Ezemvelo KZN Wildlife - Amafa - Department of Water and Sanitation - Department of Cooperative Governance and Traditional Affairs - Department of Transport - eThekweni Environmental Planning and Climate Protection Department (EPCPD) - Ingonyama Trust - Ward Councillor - Umgeni Water <p>YG confirmed that no internal EDTEA Department needs to be consulted with. The executive summary of the dBAR and fBAR must be provided in isiZulu.</p>	JG Afrika

4. GENERAL		
The following post-meeting actions are to be undertaken:		
4.1	<ul style="list-style-type: none"> • Location of the site camp was queried. Specialist recommendations must be followed. • EMPr to include rehabilitation requirements post-construction • Needs and desirability must include: <ul style="list-style-type: none"> - Why the community cannot use alternate routes - The be benefits of gravel vs asphalt - Alternative culvert options - A summary of impacts should a new road have to be built - No-go alternative 	JG Afrika
The pre-applcated meeting closed at 11:10.		

Minutes captured by R.P.

Appendix 1: Attendance Register



**Economic Development, Tourism and
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PROVINCE OF KWAZULU-NATAL

Attendance Register – DEDTEA

Date: 04/07/2018.

Venue: 17th Floor Con City

Meeting Track 83884. Bnetu/wandle.

[illegible]

Riona Patak

From: Yugeszni Govender <Yugeszni.Govender@kznedtea.gov.za>
Sent: 03 August 2018 11:04
To: Riona Patak
Subject: FW: Need some help Please

Hi Riona

Please find below the response from our LN3 help desk (internal). LN3 is not triggered.

Regards
Yugeszni

From: Lungile Langa
Sent: 01 August 2018 02:33 PM
To: Yugeszni Govender
Subject: RE: Need some help Please

Hi Yugeszni

Sorry to reply late I got your email late I had a problem with my outlook. I have checked your query and it does not trigger LN3.

Thanks

Regards

Lungile Langa
Environmental Officer – Impact Management
Department of Economic Development, Tourism and Environmental Affairs
Umzinyathi District
Tel: 034 299 7909
Cell: 081 771 0502
Fax to E-mail: 086 778 6194

E-mail: Lungile.Langa@kznedtea.gov.za



From: Yugeszni Govender
Sent: 01 August 2018 11:31 AM
To: Lungile Langa
Subject: Need some help Please

Dear Lungile
Thank you for all the LN3 responses.

Can I please ask a favour? Can you check if activity 12 of LN 3 is triggered

Latitude/longitude	Degrees	Minutes	seconds
south	30	2	9.128
east	30	50	5.872

Regards
Yugeshni

Disclaimer

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Landowner Consent

Landowner Consent



edtea

Department :

Economic Development, Tourism and
Environmental Affairs

PROVINCE OF KWAZULU-NATAL

CONSENT FROM THE LANDOWNER OR PERSON IN CONTROL OF THE LAND ON WHICH THE ACTIVITY IS TO BE UNDERTAKEN

In terms of the requirements of sub-regulation 39(1) of the Environmental Impact
Assessment Regulations, 2014 (if the applicant is not the owner or person in control of the
land on which the activity is to be undertaken)

Kindly note that:

1. This document should be attached as an appendix to:
 - The application form for **Environmental Authorization** in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998).

1. DETAILS OF APPLICANT

Project applicant:	eThekweni Metropolitan Municipality
Trading name (if any):	N/A
Contact person:	Selvan Reddy
Physical address:	30 Archie Gumede Place, ETA Building, 3 rd Floor, Durban, 4000
Postal address:	PO Box 147 Durban
Postal code:	4000
Telephone:	(031) 3117941
E-mail:	Selvan.Reddy@durban.gov.za
	Cell: /
	Fax: /

"Leading the attainment of inclusive growth for job creation and economic sustenance"

Landowner Consent

2. DETAILS OF LANDOWNER OR PERSON IN CONTROL OF THE LAND

(where the applicant is not the landowner or person in control of the land)

Landowner or person in control of the land:

Contact person:

Postal address:

Postal code:

Telephone:

E-mail:

Ingonyama Trust

Suewellan Ellis

0338469933

EllisS@ingonyamatrust.org.za

Cell: /

Fax: /

3. PROJECT DETAILS AND ACTIVITIES APPLIED FOR

Project title:

Upgrading of Track 83887, Ward 109, Bhukulwandle, eThekwini Municipality

Activities applied for:

Describe each listed activity in Listing Notices 1, 2 or 3 (GNR 983 -985, 04 December 2014) which is being applied for as per the project description:

Indicate the number and date of the relevant notice:	Activity No (s) (in terms of the relevant notice) :	Describe each listed activity:
GN R 327	19	<i>The infilling or depositing of any material of more than 10 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 10 cubic metres from a watercourse.</i>

4. PROPERTY DESCRIPTION

Property description:

Umlazi Native Location 4676

(Farm name, portion etc.) Where a large number of properties are involved (e.g. linear activities), please attach a full list to this application.

Town(s) or district(s):

eThekwini Metropolitan Municipality

Physical (street) address of project:

Track 83887 links Road 510137 and Reeves Road in Bhukulwandle, Ward 109, eThekwini Municipality.

Landowner Consent

5. CONSENT FROM LANDOWNER OR PERSON IN CONTROL OF THE LAND TO UNDERTAKE THE ACTIVITY/IES

I, PJ Warner, declare under oath that, I:-

- Am the landowner or person in control of the property described in Section 4 of this document; and
- That I hereby give consent to the applicant eThekweni Municipality as described in section 1 of this document to undertake the activity/ies as described in section 3 of this document on the property described in section 4.

PJ Warner
Signature of the landowner or person in control of the land

19.02.2019
Date

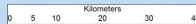
Appendix 2: Locality Map

Proposed Upgrade of Track 83887, eThekweni Municipality Locality Map



Scale (A3): 1:50 000

Designed and detailed under the controls established by our quality management system. All work the responsibility of JG AFRIKA (Pty) Ltd which has been independently certified by DEKRA Certification under certificate number 8005502.



Appendix 3: Non-applicability of fees

Your Ref.:

Our Ref.: 4819

29 March 2019

Department of Economic Development, Tourism and Environmental Affairs
Private Bag X9152
Pietermaritzburg
3201

ATTENTION: MS Z MBANJWA

Dear Sir/Madam

NON-APPLICABILITY OF ENVIRONMENTAL AUTHORISATION FEES: PROPOSED UPGRADE OF TRACK 83887 IN BHEKULWANDLE, WARD 109, ETHEKWINI METROPOLITAN MUNICIPALITY, KWAZULU- NATAL.

The attached Application for Environmental Authorisation has reference:

The Applicant and funding body for the above mentioned development is a metropolitan municipality, namely the eThekweni Metropolitan Municipality. Regulation 2b of Government Notice 141 (28 February 2014) states that "These regulations apply to an Application but will exclude an Application b) made by an Organ of State". As the Applicant of this project is a municipality, the Applicant is exempt from paying the application fees associated with this development.

Yours faithfully



R. PATAK
for: **JG AFRIKA (PTY) LTD**

Appendix 4: EAP Declaration

Declaration of interest by EAP



edtea

Department :
Economic Development, Tourism and
Environmental Affairs

PROVINCE OF KWAZULU-NATAL

DETAILS OF EAP AND DECLARATION OF INTEREST

	(For official use only)
EIA File Reference Number:	
NEAS Reference Number:	
Waste Management Licence Number: (if applicable)	
Date Received:	

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

PROJECT TITLE

Proposed Upgrade of Track 83887 In Bhekulwandle, Ward 109, Ethekewini Metropolitan Municipality, Kwazulu- Natal.

Environmental
Assessment Practitioner
(EAP):¹

Contact person:

Postal address:

Postal code:

Telephone:

E-mail:

JG Afrika (Pty) Ltd

Riona Patak

6 Pin Oak Avenue, Hilton

3245

Cell:

0834592009

Fax:

033 343 6788

033 343 6789

patakr@jgafrika.com

Professional affiliation(s)
(if any)

IAIAsa, GISSA

Project Consultant:

Contact person:

Postal address:

Postal code:

Telephone:

E-mail:

As above

Cell:

Fax:

Department of Economic Development, Tourism
& Environmental Affairs, KwaZulu-Natal

Details of the EAP and Declaration of
Interest

01 July 2016

Declaration of interest by EAP

4.2 The Environmental Assessment Practitioner

I, Riona Patak, declare that –

General declaration:

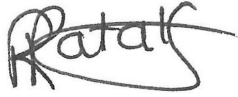
- I will comply with the requirements for EAPs as stipulated in Regulation 13(1) of the EIA Regulations, 2014;
- I act as the independent environmental practitioner in this application
- I will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the applicant
- I declare that there are no circumstances that may compromise my objectivity in performing such work;
- I have expertise in conducting environmental impact assessments, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- I will comply with the Act, regulations and all other applicable legislation;
- I have no, and will not engage in, conflicting interests in the undertaking of the activity;
- I undertake to disclose to the applicant and the competent authority all material information in my possession that reasonably has or may have the potential of influencing - any decision to be taken with respect to the application by the competent authority; and - the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority;
- I will ensure that information containing all relevant facts in respect of the application is distributed or made available to interested and affected parties and the public and that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced to support the application;
- I will ensure that the comments of all interested and affected parties are considered and recorded in reports that are submitted to the competent authority in respect of the application, provided that comments that are made by interested and affected parties in respect of a final report that will be submitted to the competent authority may be attached to the report without further amendment to the report;
- I will keep a register of all interested and affected parties that participated in a public participation process; and
- I will provide the competent authority with access to all information at my disposal regarding the application, whether such information is favourable to the applicant or not
- all the particulars furnished by me in this form are true and correct;
- will perform all other obligations as expected from an environmental assessment practitioner in terms of the Regulations; and
- I am aware that a person is guilty of an offence in terms of Regulation 48 (1) of the EIA Regulations, 2014, if that person provides incorrect or misleading information. A person who is convicted of an offence in terms of sub-regulation 48(1) (a)-(e) is liable to the penalties as contemplated in section 49B(1) of the National Environmental Management Act, 1998 (Act 107 of 1998)

Department of Economic Development, Tourism & Environmental Affairs, KwaZulu-Natal	Details of the EAP and Declaration of Interest	01 July 2016
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Declaration of interest by EAP

Disclosure of Vested Interest (delete whichever is not applicable)

- I do not have and will not have any vested interest (either business, financial, personal or other) in the proposed activity proceeding other than remuneration for work performed in terms of the Environmental Impact Assessment Regulations, 2014;



Signature of the environmental assessment practitioner:

JG Afrika (Pty) Ltd

Name of company:

29-03-2019

Date:
