



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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Tel (+ 27 12) 310 3911 · Fax (+ 2712) 322 2682

NEAS Ref: DEA/EIA/0002222/2013

DEA Reference: 14/12/16/3/3/1/1099

Enquiries: Mr Jay-Jay Mpelane

Telephone: (012) 310 3004 Fax: (012) 320 7539 E-mail: jmpelane@environment.gov.za

Mr Richard Gordon
Friedshelf 1481 (Pty) Ltd
The Oval 2nd Floor, Fernwood House
No.1 Oakdale Road
Newlands
CAPE TOWN
7735

Telephone number: (021) 670 1402

Fax number: (021) 670 1470

PER FACSIMILE / MAIL

Dear Mr Gordon

APPLICATION FOR ENVIRONMENTAL AUTHORISATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998: GN R. 543/544/546 FOR THE 5MW HOPEFIELD COMMUNITY WIND FARM, NEAR HOPEFIELD WITHIN THE SALDANHA BAY LOCAL MUNICIPALITY IN THE WESTERN CAPE PROVINCE

With reference to the above application, please be advised that the Department has decided to grant authorisation. The environmental authorisation (EA) and reasons for the decision are attached herewith.

In terms of regulation 10(2) of the Environmental Impact Assessment Regulations, 2010 (the Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 12 (twelve) days of the date of the EA, of the Department's decision in respect of your application as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 7 of the Regulations, which prescribes the appeal procedure to be followed. This procedure is summarised in the attached document. Kindly include a copy of this document with the letter of notification to interested and affected parties.

Should the applicant or any other party wish to appeal any aspect of the decision a notice of intention to appeal must be lodged by all prospective appellants with the Minister, within 20 days of the date of the EA, by means of one of the following methods:

By facsimile: 012 3207561;
By post: Private Bag X447,
Pretoria, 0001; or

By hand: 2nd Floor, Fedsure Building, North Tower,
Cnr. Lillian Ngoyi and Pretorius Streets,
Pretoria.

If the applicant wishes to lodge an appeal, it must also serve a copy of the notice of intention to appeal on all registered interested and affected parties as well as a notice indicating where, and for what period, the appeal submission will be available for inspection, should you intend to submit an appeal.

Please include the Department (*Attention: Director: Integrated Environmental Authorisations*) in the list of interested and affected parties, notified through your notification letter to interested and affected parties, for record purposes.

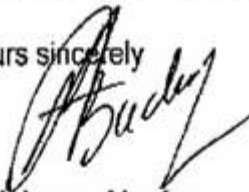
Appeals must be submitted in writing to:

Mr Z Hassam, Director: Appeals and Legal Review, of this Department at the above mentioned addresses or fax number. Mr Hassam can also be contacted at:

Tel: 012-310-3271
Email: AppealsDirectorate@environment.gov.za

The authorised activities shall not commence within twenty (20) days of the date of signature of the authorisation. Further, please note that the Minister may, on receipt of appeals against the authorisation or conditions thereof suspend the authorisation pending the outcome of the appeals procedure.

Yours sincerely



Mr Ishaam Abader

Deputy Director-General: Legal, Authorisations, Compliance and Enforcement

Department of Environmental Affairs

Date: 11/06/2014

CC:	Ms Lusani Rathanya	Savannah Environmental (Pty) Ltd	Tel: (011) 656 3237	Fax: (086) 684 057
	Mr Zaahir Toefy	Western Cape: DEADP	Tel: (021) 483 2700	Fax: (021) 483 432
	Mr L.A. Scheepers	Saldanha Local Municipality	Tel: (022) 701 7000	Fax: (022) 715 151
	Mr Z Hassam	Appeals Authority (DEA)	Tel: (012) 310 3271	Fax: (012) 320 751

APPEALS PROCEDURE IN TERMS OF CHAPTER 7 OF THE NEMA EIA REGULATIONS, 2010 (THE REGULATIONS) AS PER GN R. 543 OF 2010 TO BE FOLLOWED BY THE APPLICANT AND INTERESTED AND AFFECTED PARTIES UPON RECEIPT OF NOTIFICATION OF AN ENVIRONMENTAL AUTHORISATION (EA)

APPLICANT	INTERESTED AND AFFECTED PARTIES (IAPs)
1. Receive EA from the relevant Competent Authority (the Department of Environmental Affairs [DEA]).	1. Receive EA from Applicant/Consultant.
2. Within 12 days of date of the EA notify all IAPs of the EA and draw their attention to their right to appeal against the EA in terms of Chapter 7 of the Regulations.	2. N/A.
3. If you want to appeal against the EA, submit a notice of intention to appeal within 20 days of the date of the EA with the Minister of Water and Environmental Affairs (the Minister).	3. If you want to appeal against the EA, submit a notice of intention to appeal within 20 days of the date of the EA with the Minister of Water and Environmental Affairs (the Minister).
4. After having submitted your notice of intention to appeal to the Minister, provide each registered IAP with a copy of the notice of intention to appeal within 10 days of lodging the notice.	4. After having submitted your notice of intention to appeal to the Minister, provide the applicant with a copy of the notice of intention to appeal within 10 days of lodging the notice.
5. The Applicant must also serve on each IAP: <ul style="list-style-type: none"> • a notice indicating where and for what period the appeal submission will be available for inspection. 	5. Appellant must also serve on the Applicant within 10 days of lodging the notice, <ul style="list-style-type: none"> • a notice indicating where and for what period the appeal submission will be available for inspection by the applicant.
6. The appeal must be submitted in writing to the Minister within 30 days after the lapsing of the period of 20 days provided for the lodging of the notice of intention to appeal.	6. The appeal must be submitted to the Minister within 30 days after the lapsing of the period of 20 days provided for the lodging of the notice of intention to appeal.
7. Any IAP who received a notice of intention to appeal may submit a responding statement to that appeal to the Minister within 30 days from the date that the appeal submission was lodged with the Minister.	7. An Applicant who received notice of intention to appeal may submit a responding statement to the appeal to the Minister within 30 days from the date that the appeal submission was lodged with the Minister.

NOTES:

1. **An appeal against a decision must be lodged with:-**
 - a) the Minister of Water and Environmental Affairs if the decision was issued by the Director- General of the Department of Environmental Affairs (or another official) acting in his/ her capacity as the delegated Competent Authority;
 - b) the Minister of Justice and Constitutional Development if the applicant is the Department of Water Affairs and the decision was issued by the Director- General of the Department of Environmental Affairs (or another official) acting in his/ her capacity as the delegated Competent Authority;
2. **An appeal lodged with:-**
 - a) the Minister of Water and Environmental Affairs must be submitted to the Department of Environmental Affairs;
 - b) the Minister of Justice and Constitutional Development must be submitted to the Department of Environmental Affairs;
3. **An appeal must be:-**
 - a) submitted in writing;
 - b) accompanied by:
 - a statement setting out the grounds of appeal;
 - supporting documentation which is referred to in the appeal; and
 - a statement that the appellant has complied with regulation 62 (2) or (3) together with copies of the notices referred to in regulation 62.





environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

Environmental Authorisation

In terms of Regulation 36 of the Environmental Impact Assessment Regulations, 2010

5MW HOPEFIELD COMMUNITY WIND FARM, NEAR HOPEFIELD ON PORTION 1 OF THE FARM LELIEFONTEIN 317 AND REMAINING EXTENT OF PORTION 25 OF THE FARM KOPERFONTEIN 346 WITHIN THE SALDANHA BAY LOCAL MUNICIPALITY IN THE WESTERN CAPE PROVINCE

WEST COAST DISTRICT MUNICIPALITY

Authorisation register number:	14/12/16/3/3/1/1099
NEAS reference number:	DEA/EIA/0002222/2013
Last amended:	First issue
Holder of authorisation:	Friedshelf 1481 (Pty) Ltd
Location of activity:	Portion 1 of the Farm Leliefontein 317 and Remaining Extent of Portion 25 of the Farm Koperfontein 346 within the Saldanha Bay Local Municipality

This authorisation does not negate the holder of the authorisation's responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity

Decision

The Department is satisfied, on the basis of information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activities specified below.

Non-compliance with a condition of this authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the EIA regulations.

Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

Activities authorised

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act 107 of 1998) and the Environmental Impact Assessment Regulations, 2010 the Department hereby authorises –

Friedshelf 1481 (Pty) Ltd

with the following contact details –

Mr Richard Gordon
The Oval 2nd Floor, Fernwood House
No.1 Oakdale Road
Newlands
CAPE TOWN
7735

Telephone number: (021) 670 1402
Fax number: (021) 670 1470
E-mail: richard.gordon@aiimafrika.com



to undertake the following activities (hereafter referred to as "the activity") indicated in Listing Notices 1 and 3 (GN R. 544 & 546):

Listed activities	Activity/Project description
<p><u>GN R. 544 Item 1:</u> <i>The construction of facilities or infrastructure for the generation of electricity where:</i> (ii) <i>the output is 10 megawatts or less but the total extent of the facility covers an area in excess of 1 hectare.</i></p>	<p>The wind energy facility will have an electricity export capacity of up to 5MW and will occupy an area of approximately 9ha.</p>
<p><u>GN R. 544 Item 11:</u> <i>The construction of:</i> (x) <i>buildings exceeding 50 square metres in size; or</i> (xi) <i>infrastructure or structures covering 50 square metres or more,</i> <i>where such construction occurs within a watercourse or within 32 metres of a watercourse, measured from the edge of a watercourse, excluding where such construction will occur behind the development setback line.</i></p>	<p>The Hopefield Community Wind Farm will have a power line of approximately 2500m in length. The power line route runs across drainage lines, and the power line towers and access roads may be placed within 32m of these drainage lines.</p>
<p><u>GN R 544 Item 18:</u> <i>The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from-</i> (i) <i>a watercourse.</i></p>	<p>Drainage lines may be present on the development area and may require infilling or the removal of material. The service road associated with the power line may result in the infilling or depositing of material.</p>
<p><u>GN R 544 Item 23:</u> <i>The transformation of undeveloped, vacant or derelict land to-</i> (ii) <i>residential, retail, commercial, recreational, industrial</i></p>	<p>The establishment of the facility will transform the land from agricultural land into a wind farm with a footprint of approximately 9Ha.</p>



Listed activities	Activity/Project description
<i>or institutional use, outside an urban area and where the total area to be transformed is bigger than 1 hectare but less than 20 hectares.</i>	
<u>GN R 546 Item 4:</u> <i>The construction of a road wider than 4 metres with a reserve less than 13, 5 metres.</i> (d) <i>In Western Cape Province,</i> (ii) <i>All areas outside urban areas;</i>	The wind farm will require the construction of 5-6m wide roads for the transportation of turbine components and other equipment.
<u>GN R. 546 Item 14:</u> <i>The clearance of an area of 5Ha or more of vegetation where 75% or more of the vegetative cover constitutes indigenous vegetation.</i> (a) <i>In Western Cape Province,</i> (i) <i>All areas outside urban areas.</i>	The wind farm will be located outside urban areas and will require the clearance of natural vegetation for the placement of pylons and access roads.

as described in the Basic Assessment Report (BAR) dated February 2014 at:

Alternative S1 (preferred site)	Latitude	Longitude
Centre point of activity	33° 4'56.55"S	18° 25' 19.03" E
Power line route	Latitude	Longitude
Starting point of the activity	33° 5'1.25"S	18° 25'15.92"E
Middle point of the activity	33° 5'20.10"S	18° 24'35.37"E
End point of the activity	33° 5'35.69"S	18° 23'58.30"E

- for the 5MW Hopefield Community Wind Farm, near Hopefield on Portion 1 of the Farm Leliefontein 317 and Remaining Extent of Portion 25 of the Farm Koperfontein 346 within the Saldanha Bay Local Municipality in the Western Cape Province, hereafter referred to as "the property".

The infrastructure associated with this facility includes:

- Wind turbine units, each with a generating capacity of between to 1.5 MW to 3 MW, and blades in combination to a maximum output of 5MW. The turbines will have a hub height of up to 42m

and a rotor diameter of up to 125m. Steel tubular or concrete towers may be used, comprising multiple sections;

- Concrete foundations to support the turbines;
- Cabling between the turbines;
- An on-site substation with new circa 5MVA step-up transformer to increase the voltage level from medium voltage (typically less than 33kV) to high voltage (132kV at the Kerschbach Substation);
- A 132kV overhead power line to connect the facility to the electricity grid at the Kerschbach Substation, situated within the existing adjacent Hopefield Wind Farm; and
- Internal access roads to each turbine.

Three wind turbines will be erected on the site, which together with the associated infrastructure will occupy a small area of the site (approximately 9ha). The site is readily accessible via an existing gravel public access road off the R45.

Conditions of this Environmental Authorisation

Scope of authorisation

1. The preferred site and the power line route alternative on Portion 1 of the Farm Leliefontein 37 and on the remaining extent of Portion 25 of the Farm Koperfontein 346 are approved.
2. Authorisation of the activity is subject to the conditions contained in this authorisation, which form part of the environmental authorisation and are binding on the holder of the authorisation.
3. The holder of the authorisation is responsible for ensuring compliance with the conditions contained in this environmental authorisation. This includes any person acting on the holder's behalf, including but not limited to, an agent, servant, contractor, sub-contractor, employee, consultant or person rendering a service to the holder of the authorisation.
4. The activities authorised may only be carried out at the property as described above.
5. Any changes to, or deviations from, the project description set out in this authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it

- may be necessary for the holder of the authorisation to apply for further authorisation in terms of the regulations.
6. This activity must commence within a period of three (03) years from the date of issue of the authorisation. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.
 7. Commencement with one activity listed in terms of this authorisation constitutes commencement of all authorised activities.
 8. The holder of an environmental authorisation must notify the competent authority of any alienation, transfer and change of ownership rights in the property on which the activity is to take place.

Notification of authorisation and right to appeal

9. The holder of the authorisation must notify every registered interested and affected party, in writing and within 12 (twelve) calendar days of the date of this environmental authorisation, of the decision to authorise the activity.
10. The notification referred to must –
 - 10.1. specify the date on which the authorisation was issued;
 - 10.2. inform the interested and affected party of the appeal procedure provided for in Chapter 7 of the Environmental Impact Assessment Regulations, 2010;
 - 10.3. advise the interested and affected party that a copy of the authorisation will be furnished on request; and
 - 10.4. give the reasons of the competent authority for the decision.
11. The holder of the authorisation must publish a notice –
 - 11.1. informing interested and affected parties of the decision;
 - 11.2. informing interested and affected parties where the decision can be accessed; and
 - 11.3. drawing the attention of interested and affected parties to the fact that an appeal may be lodged against this decision in the newspaper(s) contemplated and used in terms of regulation 54(2)(c) and (d) and which newspaper was used for the placing of advertisements as part of the public participation process.



Management of the activity

12. A copy of the final site layout map must be submitted to the Department for written approval prior to commencement of the activity. All available biodiversity information must be used in the finalisation of the layout map. Existing infrastructure must be used as far as possible e.g. roads. The layout map must indicate the following:
- 12.1 Position of the wind facility and its associated infrastructure;
 - 12.2 Labelled / numbered turbine positions;
 - 12.3 Foundation footprint;
 - 12.4 Internal roads indicating width;
 - 12.5 Wetlands, drainage lines, rivers, stream and water crossing of roads and cables;
 - 12.6 All sensitive features e.g. heritage sites, wetlands, pans and drainage channels that will be affected by the facility and associated infrastructure;
 - 12.7 Substation(s) inverters and/or transformer(s) sites including their entire footprint;
 - 12.8 Connection routes (including pylon positions) to the distribution/transmission network;
 - 12.9 All existing infrastructure on the site, especially roads;
 - 12.10 Buildings, including accommodation;
 - 12.11 All "no-go" and buffer areas; and
 - 12.12 A map combining the final layout plan superimposed (overlain) on the environmental sensitivity map. This map must reflect the proposed location of turbines as stated in the BAR dated February 2014.
13. Furthermore, a shapefile of the approved development layout/footprint must be submitted to the Department within two months from the date of this decision. The shapefile must be created using the Hartebeesthoek 94 Datum and the data should be in Decimal Degree Format using the WGS 84 Spheroid. The shapefile must include at a minimum the following extensions i.e. .shp; .shx; .dbf; .prj; and, .xml (Metadata file). If specific symbology was assigned to the file, then the .avl and/or the .lyr file must also be included. Data must be mapped at a scale of 1:10 000 (please specify if an alternative scale was used). The metadata must include a description of the base data used for digitizing. The shapefile must be submitted in a zip file using the EA application reference number as the title. The shape file must be submitted to:

Postal Address:

Department of Environmental Affairs
Private Bag X447



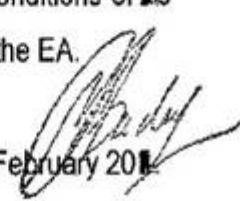
Pretoria
0001

Physical address:

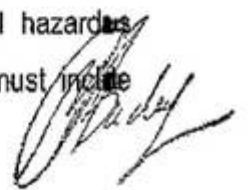
Department of Environmental Affairs
Fedsure Forum Building (corner of Pretorius and Lillian Ngoyi Streets)
4th Floor South Tower
315 Pretorius Street
Pretoria, 0002

For Attention: Mr Muhammad Essop
Integrated Environmental Authorisations
Strategic Infrastructure Developments
Telephone Number: (012) 395 1734
Fax Number: (012) 395 7539
Email Address: MEssop@environment.gov.za

14. The Environmental Management Programme (EMPr) submitted as part of the BAR dated February 2014 is not approved and must be amended to include measures as dictated by the final site lay-out map and micro-siting, and the provisions of this environmental authorisation. The EMPr must be submitted to the Department for written approval prior to commencement of the activity. Once approved the EMPr must be implemented and adhered to.
15. The EMPr is amendable and must be implemented and strictly enforced during all phases of the project. It shall be seen as a dynamic document and shall be included in all contract documentation for all phases of the development when approved.
16. Changes to the EMPr, which are environmentally defensible, shall be submitted to the Department for acceptance before such changes could be effected.
17. The Department reserves the right to amend the EMPr should any impacts that were not anticipated or covered in the BAR dated February 2014 be discovered.
18. The provisions of the approved EMPr including recommendations and mitigation measures in the BAR dated February 2014 and specialist' studies shall be an extension of the conditions of this EA and therefore noncompliance with them would constitute noncompliance with the EA.
19. The EMPr amendment must include the following:
 - 19.1 All recommendations and mitigation measures recorded in the BAR dated February 2014



- 19.2 All mitigation measures in the specialist reports, as included in the BAR dated February 2014, must be included in the EMP and implemented.
- 19.3 The requirements and conditions of this authorisation.
- 19.4 The final site layout map.
- 19.5 An alien invasive management plan to be implemented during construction and operation of the facility. The plan must include mitigation measures to reduce the invasion of alien species and ensure that the continuous monitoring and removal of alien species is undertaken.
- 19.6 A plant rescue and protection plan which allows for the maximum transplant of conservation important species from areas to be transformed. This plan must be completed by a vegetation specialist familiar with the site in consultation with the ECO and be implemented prior to commencement of the construction phase.
- 19.7 A re-vegetation and habitat rehabilitation plan to be implemented during the construction and operation of the facility. Restoration must be undertaken as soon as possible after completion of construction activities to reduce the amount of habitat converted at any one time and to speed up the recovery to natural habitats.
- 19.8 A traffic management plan for the site access roads to ensure that no hazards would result from the increased truck traffic and that traffic flow would not be adversely impacted. This plan must include measures to minimize impacts on local commuters e.g. limiting construction vehicles travelling on public roadways during the morning and the afternoon commute time and avoid using roads through densely populated built-up areas so as not to disturb existing retail and commercial operations.
- 19.9 A storm water management plan to be implemented during the construction and operation of the facility. The plan must ensure compliance with applicable regulations and prevent off-site migration of contaminated storm water or increased soil erosion. The plan must include the construction of appropriate design measures that allow surface and subsurface movement of water along drainage lines so as not to impede natural surface and subsurface flows. Drainage measures must promote the dissipation of storm water runoff.
- 19.10 An erosion management plan for monitoring and rehabilitating erosion events associated with the facility. Appropriate erosion mitigation must form part of this plan to prevent and reduce the risk of any potential erosion.
- 19.11 An effective monitoring system to detect any leakage or spillage of all hazardous substances during their transportation, handling, use and storage. This must include



- precautionary measures to limit the possibility of oil and other toxic liquids from entering the soil or storm water systems.
- 19.12 Measures to protect hydrological features such as streams, rivers, pans, wetlands, dams and their catchments, and other environmental sensitive areas from construction impacts including the direct or indirect spillage of pollutants.
- 19.13 An avifauna and bat monitoring programme to document the effect of the operation of the energy facility on avifauna and bats. This must be compiled by a qualified specialist.
- 19.14 An environmental sensitivity map indicating environmental sensitive areas and features identified during the EIA process.
- 19.15 A map combining the final layout map superimposed (overlain) on the environmental sensitivity map. This map must reflect the proposed location of the turbines as stated in the BAR in the amended layout dated February 2014 and this authorisation.

Monitoring

20. The holder of this authorisation must appoint an independent qualified Environmental Control Officer (ECO) with experience or expertise in the field for the construction phase of the development. The ECO will have the responsibility to ensure that the conditions referred to in this authorisation are implemented and to ensure compliance with the provisions of the EMPr.
21. The ECO must be appointed before commencement of any authorised activity.
22. The ECO must meet with the contractors to discuss the conditions of the EA and the contents of the EMPr prior to any site clearing occurring.
23. The ECO must, together with the contractor, peg out the power line route and demarcate the construction areas and final turbine sites, prior to any site clearing occurring.
24. Once appointed, the name and contact details of the ECO must be submitted to the Director: Compliance Monitoring of the Department.
25. The ECO must remain employed until all rehabilitation measures, as required for implementation due to construction damage, are completed and the site is ready for operation.
26. The ECO must:
- 25.1 Keep record of all activities on site, problems identified, transgressions noted and a schedule of tasks undertaken by the ECO.
- 25.2 Keep and maintain a detailed incident (including spillage of bitumen, fuels, chemicals, or any other material) and complaint register on site indicating how these issues were



addressed, what rehabilitation measures were taken and what preventative measures were implemented to avoid re-occurrence of incidents/complaints.

- 25.3 Keep and maintain a daily site diary.
- 25.4 Keep copies of all reports submitted to the Department.
- 25.5 Keep and maintain a schedule of current site activities including the monitoring of such activities.
- 25.6 Obtain and keep record of all documentation, permits, licences and authorisations such as waste disposal certificates, hazardous waste landfill site licences etc. required by the facility.
- 25.7 Compile a monthly monitoring report.

Recording and reporting to the Department

14. All documentation e.g. audit/monitoring/compliance reports and notifications, required to be submitted to the Department in terms of this authorisation, must be submitted to the Director: Compliance Monitoring at the Department.
15. Records relating to monitoring and auditing must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.

Environmental audit report

27. The holder of the authorisation must submit an environmental audit report to the Department within 30 days of completion of the construction phase (i.e. within 30 days of site handover) and within 30 days of completion of rehabilitation activities.
28. The environmental audit report must:
 - 29.1 Be compiled by an independent environmental auditor;
 - 29.2 Indicate the date of the audit, the name of the auditor and the outcome of the audit;
 - 29.3 Evaluate compliance with the requirements of the approved EMP and this environmental authorisation;
 - 29.4 Include measures to be implemented to attend to any non-compliances or degradation noted;
 - 29.5 Include copies of any approvals granted by other authorities relevant to the development for the reporting period;



- 29.6 Highlight any outstanding environmental issues that must be addressed, along with recommendations for ensuring these issues are appropriately addressed;
- 29.7 Include a copy of this authorisation and the approved EMPr;
- 29.8 Include all documentation such as waste disposal certificates, hazardous waste landfill licences etc. pertaining to this authorisation; and
- 29.9 Include evidence of adherence to the conditions of this authorisation and the EMPr where relevant such as training records and attendance records.

Commencement of the activity

16. The authorised activity shall not commence within twenty (20) days of the date of signature of the authorisation.
17. An appeal under section 43 of the National Environmental Management Act (NEMA), Act 101 of 1998 (as amended), does not suspend an environmental authorisation or exemption, or any provisions or conditions attached thereto, or any directive, unless the Minister, MEC or delegated organ of state directs otherwise.
18. Should you be notified by the Minister of a suspension of the authorisation pending appeal procedures, you may not commence with the activity until such time that the Minister allows you to commence with such an activity in writing.

Notification to authorities

19. Fourteen (14) days written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which it is anticipated that the activity will commence, as well as a reference number. This notification period may coincide with the Notice of Intent to Appeal period, within which construction may not commence.

Operation of the activity

20. Fourteen (14) days written notice must be given to the Department that the activity operational phase will commence.



Site closure and decommissioning

21. Should the activity ever cease or become redundant, the applicant shall undertake the required actions as prescribed by legislation at the time and comply with all relevant legal requirements administered by any relevant and competent authority at that time.

Specific conditions

Avifauna and bats

29. Post-construction avifauna and bat monitoring by an independent monitor should take place for at least two years after operation has commenced. It is recommended that this is done in accordance with BirdLife South Africa/Endangered Wildlife Trust: Best practice guidelines for avian monitoring and impact mitigation at proposed wind energy development sites in Southern Africa.
30. Reports regarding bird monitoring must be submitted to the relevant provincial environmental department, BirdLife South Africa, the Endangered Wildlife Trust (EWT) and this Department on a quarterly basis. The report will assist all stakeholders in identifying potential and additional mitigation measures and to establish protocols for a bird monitoring programme for wind energy development in the country.
31. The facility must be designed to discourage the use of infrastructure components as perching or roosting substrates by birds and bats.
32. During construction the applicant must restrict the construction activities to the footprint area. No access to the remainder of the property is allowed.
33. Anti-collision devices such as bird flappers must be installed where power lines cross avifaunal corridors (e.g. grasslands, rivers, wetlands, and dams). The input of an avifaunal specialist must be obtained for the fitting of the anti-collision devices onto specific sections of the line once the exact positions of the towers have been surveyed and pegged. Additional areas of high sensitivity along the preferred alignment must also be identified by the avifaunal specialist for the fitting of anti-collision devices. These devices must be according to Eskom's Transmission and EWT's Guidelines.
34. All powerlines linking wind turbines to each other and to the internal substation must be buried. Only powerlines linking the wind energy facility to the grid may be above the ground.
35. A pre-construction walk through on the selected powerline alignment by a bat specialist, avifaunal specialist and ecologist, must be conducted to ensure that the siting of the

infrastructure has the least possible impact, there are no nests sites of priority species or close to the construction corridor, and all protected plant species impacted are identified.

Vegetation, wetlands and water resources

36. Vegetation clearing must be limited to the authorised footprint.
37. Before the clearing of the site, the appropriate permits must be obtained from the Department of Agriculture, Forestry and Fisheries (DAFF) for the removal of plants listed in the National Forest Act and from the relevant provincial department for the destruction of species protected in terms of the specific provincial legislation. Copies of the permits must be kept by the ECO.
38. Construction activities must be restricted to demarcated areas to restrict the impact on sensitive environmental features.
39. All areas of disturbed soil must be reclaimed using only indigenous grass and shrubs. Reclamation activities shall be undertaken according to the rehabilitation plan to be included in the final EMP.
40. Topsoil from all excavations and construction activities must be salvaged and reapplied during reclamation.
41. No exotic plants may be used for rehabilitation purposes; only indigenous plants of the area may be utilised.
42. Any development within 1:100 year flood line or within the riparian habitat constitutes a Water Use Licence in terms of section 21 (c) and (i) of the National Water Act (Act 36 of 1998). The holder of this authorisation must obtain a Water Use Licence from the Department of Water Affairs (DWA) prior to the commencement of the project should the holder impact on any wetland or water resource. A copy of the license must be kept by the ECO.
43. Cleared alien vegetation must not be dumped on adjacent intact vegetation during clearing but must be temporarily stored in a demarcated area.
44. Removal of alien invasive species or other vegetation and follow-up procedures must be in accordance with the Conservation of Agricultural Resources Act, 1983 (Act 43 of 1983).
45. The holder of this authorisation must ensure that all the "No-go" and buffer areas are clearly demarcated (using fencing and appropriate signage) before construction commences.
46. Contractors and construction workers must be clearly informed of the no-go areas.
47. Where roads pass right next to major water bodies, provision shall be made for fauna such as toads to pass under the roads by using culverts or similar structures.
48. Bridge/culvert design must be such that it minimise impact to riparian areas with minimal alterations to water flow and must allow the movement of fauna and flora.

49. The final development area should be surveyed for species suitable for search and rescue, which should be translocated prior to the commencement of construction.
50. Electric fencing should not have any strands within 30cm of the ground, which should be sufficient to allow smaller mammals, reptiles and leopard tortoises to pass through, but will remain effective as a security barrier.
51. Disturbed areas must be rehabilitated as soon as possible after construction with locally indigenous plants to enhance the conservation of existing natural vegetation on site.
52. Wetlands, rivers and river riparian areas must be treated as "no-go" areas and appropriately demarcated as such. No vehicles, machinery, personnel, construction material, fuel, oil, bitumen or waste must be allowed into these areas without the express permission of and supervision by the ECO, except for rehabilitation work in these areas.
53. Workers must be made aware of the importance of not destroying or damaging the vegetation along rivers and in wetland areas and this awareness must be promoted throughout the construction phase.
54. Freshwater ecosystems located in close proximity to the construction areas must be inspected on a regular basis by the ECO for signs of disturbance from construction activities and for signs of sedimentation and pollution (especially after rainfall). If signs of disturbance are noted, immediate action must be taken to remedy the situation and, if necessary, a freshwater ecologist must be consulted for advice on the most suitable remediation measures.
55. No discharge of effluents or polluted water must be allowed into any rivers or wetland areas.
56. If construction areas are to be pumped of water (e.g. after rains), this water must be pumped to an appropriate settlement area, and not allowed to flow into any rivers or wetland areas.
57. Workers must be made aware of the importance of not polluting rivers or wetlands and of not undertaking activities that could result in such pollution, and this awareness must be promoted throughout the construction phase.

Roads and transportation

58. Existing road infrastructure must be used as far as possible for providing access to the proposed turbine positions. Where no road infrastructure exists, new roads should be placed within existing disturbed areas or environmental conditions must be taken into account to ensure the minimum amount of damage is caused to natural habitats.
59. Signs must be placed along construction roads to identify speed limits, travel restrictions, and other standard traffic control information. To minimize impacts on local commuter, consideration

- should be given to limiting construction vehicles travelling on public roadways during the morning and late afternoon commute time.
60. Internal access roads must be located to minimize stream crossings. All structures crossing streams must be located and constructed so that they do not decrease channel stability or increase water velocity.
 61. A designated access to the site must be created and clearly marked to ensure safe entry and exit.
 62. Signage must be erected at appropriate points warning of turning traffic and the construction site.
 63. Construction vehicles carrying materials to the site should avoid using roads through densely populated built-up areas so as not to disturb existing retail and commercial operations.
 64. Road borders should be regularly maintained to ensure that vegetation remains short and that they therefore serve as an effective firebreak.
 65. Roads must be designed so that changes to surface water runoff are avoided and erosion is not initiated.
 66. All construction vehicles should adhere to a low speed limit to avoid collisions with susceptible species such as snakes and tortoises.

Noise

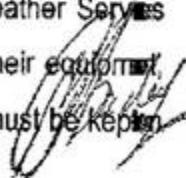
67. The holder of this authorisation must ensure that the National Noise Control Regulations and SANS10103:2008 are adhered to and measures to limit noise from the work site are implemented.
68. The holder of this authorisation must ensure that the construction staff working in areas where the 8-hour ambient noise levels exceed 75dBA must wear ear protection equipment.
69. The holder of this authorisation must ensure that all equipment and machinery are well maintained and equipped with silencers.
70. The holder of this authorisation must provide a prior warning to the community when a noisy activity e.g. blasting is to take place.
71. All wind turbines should be located at a setback distance of 500m from any homestead and a day/night noise criteria level at the nearest residents of 45dB(A) should be used to locate the turbines. The 500m setback distance can be relaxed if local factors; such as high ground between the noise source and the receiver, indicates that a noise disturbance will not occur.
72. Positions of turbines jeopardizing compliance with accepted noise levels should be revised during the micro-siting of the units in question and predicted noise levels re-modelled by the noise specialist, in order to ensure that the predicted noise levels are less than 45dB(A).

73. Construction staff must be trained in actions to minimise noise impacts.

Visual resources

74. The holder of this authorisation must reduce visual impacts during construction by minimising areas of surface disturbance, controlling erosion, using dust suppression techniques and restoring exposed soil as closely as possible to their original contour and vegetation.
75. A lighting engineer must be consulted to assist in the planning and placement of light fixtures in order to reduce visual impacts associated with glare and light trespass.
76. Lighting of main structures (turbines) and ancillary buildings should be designed to minimise light pollution without compromising safety, and turbines must be lit according to Civil Aviation Regulations.
77. Signage on or near wind turbines must be avoided unless they serve to inform the public about wind turbines and their function.
78. Commercial messages and graffiti on turbines must be avoided.

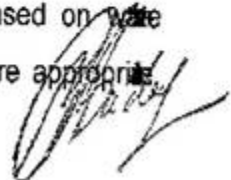
Human health and safety

79. A health and safety programme must be developed to protect both workers and the general public during construction, operation and decommissioning of the energy facility. The programme must establish a safety zone for wind turbines from residences and occupied buildings, roads, right-of-ways and other public access areas that is sufficient to prevent accidents resulting from the operation of the wind turbines.
80. Potentials interference with public safety communication systems (e.g. radio traffic related to emergency activities) must be avoided.
81. The holder of this authorisation must ensure that the operation of the wind facility shall comply with the relevant communication regulations or guidelines relating to electromagnetic interference, e.g. microwave, radio and television transmissions.
82. The holder of this authorisation must obtain approval from the South Africa Civil Aviation Authority that the wind facility will not interfere with the performance of aerodrome radio Communication, Navigation and Surveillance (CNS) equipment, especially the radar, prior to commencement of the activity. A copy of the approval must be kept on site by the ECO.
83. The holder of this authorisation must obtain approval from the South Africa Weather Services (WeatherSA) that the energy facility will not interfere with the performance of their equipment, especially radar, prior to commencement of the activity. A copy of the approval must be kept on site by the ECO.
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84. Should any water pipeline be crossed or affected during the construction phase, detailed design drawings must be presented to the West Coast District Municipality for approval prior to construction.
85. Should water be required from the West Coast District Municipality during construction, operational and decommissioning phases of the development, application for such water usage shall be lodged in advance.
86. The holder of this authorisation must train safety representatives, managers and workers in workplace safety. The construction process must be compliant with all safety and health measures as prescribed by the relevant act.
87. Liaison with land owners/farm managers must be done prior to construction in order to provide sufficient time for them to plan agricultural activities.
88. No unsupervised open fires for cooking or heating must be allowed on site.

Hazardous materials and waste management

89. Areas around fuel tanks must be bunded or contained in an appropriate manner as per the requirements of SABS 089:1999 Part 1.
90. Leakage of fuel must be avoided at all times and if spillage occurs, it must be remedied immediately.
91. Hazardous waste such as bitumen, oils, oily rags, paint tins etc. must be disposed of at an approved waste landfill site licensed to accept such waste.
92. No dumping or temporary storage of any materials may take place outside designated and demarcated laydown areas, and these must all be located within areas of low environmental sensitivity.
93. Hazardous substances must not be stored where there could be accidental leakage into surface or subterranean water.
94. Hazardous and flammable substances must be stored and used in compliance to the applicable regulations and safety instructions. Furthermore, no chemicals must be stored nor may any vehicle maintenance occur within 350m of the temporal zone of wetlands, a drainage line without an extensive floodplain or hillside wetlands.
95. Temporary bunds must be constructed around chemical storage to contain possible spills.
96. Spill kits must be made available on-site for the clean-up of spills.
97. An integrated waste management approach must be implemented that is based on waste minimisation and must incorporate reduction, recycling and re-use options where appropriate.



Where solid waste is disposed of, such disposal shall only occur at a landfill licensed in terms of section 20(b) of the National Environment Management Waste Act, 2008 (Act 59 of 2008).

98. The holder of this authorisation must provide sanitation facilities within the construction camps and along the road so that workers do not pollute the surrounding environment. These facilities must be removed from the site when the construction phase is completed as well as associated waste to be disposed of at a registered waste disposal site.
99. The holder of this authorisation must take note that no temporary site camps will be allowed outside the footprint of the development area as the establishment of such structures might trigger a listed activity as defined in the Environmental Impact Assessment Regulations, 2010.

Excavation and blasting activities

100. Underground cables and internal access roads must be aligned as much as possible along existing infrastructure to limit damage to vegetation and watercourses.
101. Foundations and trenches must be backfilled with originally excavated materials as much as possible. Excess excavation materials must be disposed of only in approved areas or, if suitable, stockpiled for use in reclamation activities.
102. Borrow materials must be obtained only from authorized and permitted sites. Permits must be kept on site by the ECO.
103. Anti-erosion measures such as silt fences must be installed in disturbed areas.

Air emissions

104. Dust abatement techniques must be used before and during surface clearing, excavation, or blasting activities.
105. Appropriate dust suppression techniques must be implemented on all exposed surfaces during periods of high wind. Such measures may include wet suppression, chemical stabilisation, the use of a wind fence, covering surfaces with straw chippings and re-vegetation of open areas.

Historical / cultural / paleontological resources

22. Should any archaeological sites, artefacts, paleontological fossils or graves be exposed during construction work, work in the immediate vicinity of the find must be stopped, the South African Heritage Resources Agency (SAHRA) must be informed and the services of an accredited heritage professional obtained for an assessment of the heritage resources must be made.



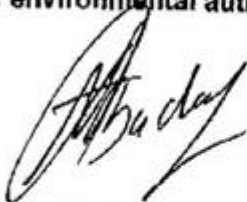
Turbines position

106. Turbines must be positioned in such a way that shadow flicker does not affect any farm buildings.
107. The final placement of turbines must follow a micro-siting procedure involving a walk-through and identification of any sensitive areas by botanical and avifaunal specialists.

General

23. A copy of this authorisation and the approved EMPr must be kept at the property where the activity will be undertaken. The authorisation and approved EMPr must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property.
24. The holder of the authorisation must notify both the *Director: Integrated Environmental Authorisations* and the *Director: Compliance Monitoring* at the Department, in writing and within 48 (forty eight) hours, if any condition of this authorisation cannot be or is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
25. National government, provincial government, local authorities or committees appointed in terms of the conditions of this authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

Date of environmental authorisation: 11 JUNE 2014



Mr Ishaam Abader

Deputy Director-General: Legal, Authorisations, Compliance and Enforcement
Department of Environmental Affairs

Annexure 1: Reasons for Decision

1. Information considered in making the decision

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

- a) The listed activities as applied for in the application form dated 05 December 2013.
- b) The information contained in the BAR dated February 2014.
- c) The comments received from the Department of Water Affairs (DWA), the Department of Agriculture Forestry and Fisheries, CapeNature, the West Coast District Municipality, the Saldanha Bay Local Municipality, the West Coast Bird Club (WCBC), BirdLife South Africa, Eskom, organs of state and interested and affected parties as included in the BAR dated February 2014.
- d) Mitigation measures as proposed in the BAR dated February 2014 and the EMP;
- e) The information contained in the specialist studies contained within Appendix D1 of the BAR dated February 2014.
- f) The objectives and requirements of relevant legislation, policies and guidelines, including section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998).

2. Key factors considered in making the decision

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

- a) Details provided of the qualifications of the Environmental Assessment Practitioner (EAP).
- b) The findings of all the specialist studies conducted and their recommended mitigation measures.
- c) The need for the project stems from the provision of electricity to the national grid in terms of the Renewable Energy Independent Power Producers Procurement Programme (RRIPPPP) as required by the Department of Energy.
- d) The BAR dated February 2014 identified all legislation and guidelines that have been considered in the preparation of the BAR.



- e) A description of the environment that may be affected by the activity and the manner in which the physical, biological, social, economic and cultural aspects of the environment may be affected by the activity were provided.
- f) The methodology used in assessing the potential impacts identified in the BAR dated February 2014 and the specialist studies have been adequately indicated.
- g) A sufficient public participation process was undertaken and the applicant has satisfied the minimum requirements as prescribed in the EIA Regulations, 2010 for public involvement.

3. Findings

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

- a) The identification and assessment of impacts are detailed in the BAR dated February 2014 and sufficient assessment of the key identified issues and impacts have been completed.
- b) The procedure followed for impact assessment is adequate for the decision-making process.
- c) The proposed mitigation of impacts identified and assessed adequately curtails the identified impacts.
- d) According to the independent EAP, the information contained in the BAR dated February 2014 is accurate and credible.
- e) EMP measures for the pre-construction, construction and rehabilitation phases of the development were proposed and included in the BAR dated February 2014 and will be implemented to manage the identified environmental impacts during the construction process.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the activity will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998 and that any potentially detrimental environmental impacts resulting from the activity can be mitigated to acceptable levels. The environmental authorisation is accordingly granted

