



GAUTENG PROVINCE

AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

Reference: GAUT 006/18-19/E0068
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Cosmopolitan Projects Johannesburg (Pty) Ltd
P. O. Box 754
Auckland Park
2006

Email: IanJ@cosmopro.co.za

By Registered Mail

Dear Mr. Adriaan Willem Janse van Rensburg,

AMENDMENT GRANTED: THE PROPOSED MIXED USE AND MIXED INCOME RESIDENTIAL DEVELOPMENT ON PORTIONS 2 AND 21 (NOW PORTION 1 TO BE EXCLUDED) OF THE FARM NIETGEDACHT 535-JQ TO BE KNOWN AS COSMO CITY EXTENSION 20-25 (TO BE AMENDED TO X33-49); CITY OF JOHANNESBURG METROPOLITAN MUNICIPALITY

The above matter and more specifically your application for an amendment received on 14 February 2019 has reference.

Please be advised that the Department has, under the powers vested in it as prescribed in Chapter 5 of the Environmental Impact Assessment Regulations, 2014 (as amended), ("the Regulations") decided to amend the Environmental Authorisation (Gaut 002/09-10/N0586) and amended Environmental Authorisation (Gaut 006/15-16/E0172) issued on 02 June 2011 and 25 May 2016 respectively, in respect of the above-mentioned activity.

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

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

Postal Address:

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

GDARD
Office of the HOD
25 MAR 2019
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Physical Address
The Appeals Administrator
Department of Agriculture and Rural Development
56 Eloff Street, Umnotho House, 23rd Floor
Johannesburg
2000

Fax No: 011 240 3158/2700

Email Address: appeals@gauteng.gov.za

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

Kind regards,



PP
MS. MATILDA GASELA
HEAD OF DEPARTMENT: AGRICULTURE AND RURAL DEVELOPMENT
DATE: 22/03/19

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ADDENDUM TO ENVIRONMENTAL AUTHORISATION

Authorisation Register Number:	Gaut 002/09-10/N0586
Last Amended:	Gaut 006/15-16/E0172
Holder of Authorisation:	Cosmopolitan Projects Johannesburg (Pty) Ltd

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1. Decision

The Department has decided to amend the Environmental Authorisation (Gaut 002/09-10/N0586) and amended Environmental Authorisation (Gaut 006/15-16/E0172) issued on 02 June 2011 and 25 May 2016 respectively.

2. Amendments to the Environmental Authorisation

2.1 The Environmental Authorisation (EA) and Amended EA are hereby amended as follows:

2.1.1 The contact details of the holder of the authorisation is to be changed from:

Cosmopolitan Projects Johannesburg (Pty) Ltd
P. O. Box 754
Auckland Park
2006

Contact Person: Mr. Norman Cleaver
Email: NormanC@cosmpro.co.za

To

Cosmopolitan Projects Johannesburg (Pty) Ltd
P. O. Box 754
Auckland Park
2006

Contact Person: Mr. Adriaan Willem Janse van Rensburg
Email: lanJ@cosmopro.co.za
Tel No.: 011 541 3800

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2.1.2 The township Extension numbers have been changed **from**:

- a) Cosmo City Extension 20 **to** Cosmo City Extensions 36, 37, 38, 39 and 41;
- b) Cosmo City Extension 22 **to** Cosmo City Extensions 33, 34 and 35;
- c) Cosmo City Extension 23 **to** Cosmo City Extensions 40, 42 and 44;
- d) Cosmo City Extension 25 **to** Cosmo City Extension 25;
- e) Cosmo City Extension 27 **to** Cosmo City Extensions 43, 45 and 46; and
- f) Cosmo City Extension 28 **to** Cosmo City Extensions 48 and 49.

2.1.3 Portion 21 of the Farm Nietgedacht 535-JQ has been removed from the property description for it has been expropriated by Eskom for the purpose of a regional electrical substation.

2.1.4 The Layout Plan (Cosmo20_25Lay D17/2018.11.20) included as Annexure 10 of the amendment application is approved/supported by the Department.

3. General Conditions

- 3.1 All conditions stipulated in the Environmental Authorisation (Gaut 002/09-10/N0586) and amended Environmental Authorisation (Gaut 006/15-16/E0172) issued on 02 June 2011 and 25 May 2016 respectively, that have not been amended by this amendment must be strictly adhered to.
- 3.2 A copy of this Addendum together with a copy of the initial Environmental Authorisation and all related Amended Environmental Authorisations must be kept at the property where the activities will be undertaken. The authorisations must be produced to any authorised official of the Department who requests to see them and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property. If it is not possible to keep a copy of this authorisation on site, then it must be kept at the offices of the site manager.
- 3.3 Where any of the applicant's contact details change, including the name of the responsible holder of the authorisation, the physical or postal address and/ or telephonic details, the applicant must follow an amendment process as prescribed in Chapter 5 of the NEMA Environmental Impact Assessment Regulations, 2014, by submitting an amendment application to the Department for consideration and decision making as soon as the new details become known to the applicant.
- 3.4 The holder of the authorisation must notify the Department, in writing within 7 days if a condition of this Addendum is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
- 3.5 Non-compliance with a condition of this Addendum may result in criminal prosecution or other actions provided for in NEMA and the Regulations.
- 3.6 The surface storm water management plan must be based on Sustainable Urban Drainage Systems (SUDS) Principles and consider source, local and regional controls.

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ANNEXURE 1: REASON FOR DECISION

1. Background

The Department issued Environmental Authorisation (Gaut 002/09-10/N0586) and amended Environmental Authorisation (Gaut 006/15-16/E0172) on 02 June 2011 and 25 May 2016 respectively, for the proposed mixed use and mixed income residential development on Portions 2 and 21 (now Portion 21 to be excluded) of the Farm Nietgedacht 535-JQ to be known as Cosmo City Extensions 20-25 (to be amended to X 33-49); City of Johannesburg Metropolitan Municipality.

The applicant appointed LEAP to undertake the amendment application process.

2. Information Considered in Making the Decision

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

- 2.1 The information contained in the amendment application received by this Department on 14 February 2019.
- 2.2 The objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended).
- 2.3 The Initial EA (Gaut 002/09-10/N0586) and amended EA (Gaut 006/15-16/E0172) issued on 02 June 2011 and 25 May 2016 respectively.

3. Key Factors Considered in Making the Decision

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

- 3.1 The amendment does not deviate substantially from the initial and Amended Environmental Authorisations; and
- 3.2 The scope of the application and rights of Interested and Affected parties.

4. Findings

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

- 4.1 All other conditions set out in the Environmental Authorisation (Gaut 002/09-10/N0586) and amended Environmental Authorisation (Gaut 006/15-16/E0172) issued on 02 June 2011 and 25 May 2016 respectively, that have not been amended by this amendment still stand and are to be adhered to.
- 4.2 The proposed amendments are of administrative in nature without any change in scope of the activity and have no significant impact on the rights of Interested and Affected Parties (I&APs) and the environment.

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

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