

agriculture
& environmental affairs

Department:

Agriculture
& Environmental Affairs

PROVINCE OF KWAZULU-NATAL



File Reference Number:
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DC/
KZN/EIA/

APPLICATION FOR ENVIRONMENTAL AUTHORISATION

Submitted in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and the Environmental Impact Assessment Regulations, 2010.

PROJECT TITLE

REALIGNMENT OF MAIN ROAD 49/2 BETWEEN NONGOMA AND NGOME, KWAZULU-NATAL
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DISTRICT MUNICIPALITY

ZULULAND DISTRICT MUNICIPALITY

Kindly note that:

1. It is the responsibility of the applicant to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
2. 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.
3. Where required, place a cross in the box you select.
4. Incomplete applications will be returned to the applicant for revision.
5. 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.

6. This application must be handed in or posted to the appropriate Regional Offices of this Department as provided below and determined by the Act and regulations:

➤ **FOR APPLICATIONS IN NORTHERN KWAZULU-NATAL** (Amajuba, Umkhanyakude, Uthungulu, Umzinyathi and Zululand District Municipalities)

Environment: North Region
 Kwazulu Natal Department of Agriculture & Environmental Affairs
 Private Bag X1048
 RICHARDS BAY
 3900

4th Floor ABSA Building
 Lakeview Terrace
 RICHARDS BAY

Contact Person: Ms Zama Mbanjwa
 Telephone No.: (035) 780 6765

➤ **FOR APPLICATIONS IN SOUTHERN KWAZULU-NATAL** (Ethekwini Metro, Ilembe, Sisonke, Ugu, Umgunqundlovu and Uthukela District Municipalities):

Environment: South Region
 Kwazulu-Natal Department of Agriculture & Environmental Affairs
 Private Bag X6005
 HILTON
 3245

A Block
 4 Pin Oak Avenue
 HILTON

Contact Person: Ms Mavis Padayachee
 Telephone No.: (033) 343 8428

View this Department's website at <http://www.agriculture.kzntl.gov.za> for further information.

7. No faxed or e-mailed applications will be accepted.
8. 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.

PROJECT DESCRIPTION

The Department of Transport proposes the realignment of 2 kilometres of the existing asphalted Main Road (49/2) between Nongoma and Ngome. The original section of the road has been deemed as unsafe due to its narrow width and sharp driving curve.

The realignment will involve extending the curve to a safer alignment, as well as widening of the road and asphaltting of the new curve. This will ensure a safe road alignment for this stretch of the main road which links two major centres. The realignment will be added on as the next phase of the current upgrade to Main Road 49/2 between Nongoma and Ngome.

1. BACKGROUND INFORMATION

Project applicant:

Trading name (if any):	Department of Transport
Contact person:	Mr. S. Hlengwa
Physical address:	172 Burger Street, Pietermaritzburg
Postal address:	Private Bag X9043, Pietermaritzburg
Postal code:	3200
Telephone:	033-3558600
E-mail:	Sipho.hlengwa@kznttransport.gov.za
	Cell: 0828875053
	Fax: 033-3423962

Owner or person in control of the land:
(if the applicant is not the owner or the person in control of the land)

Contact person:	Thabo Maloi:Ngome Plantation (Komatiand Forest)
Postal address:	Private Bag X9306, Vryheid
Postal code:	3100
Telephone:	013-7543234
E-mail:	thabo@kif.co.za
	Cell: 0823178510
	Fax: 0866046083

In instances where there is more than one landowner, please include details of landowners with their contact details to this application.

PLEASE NOTE: Written notice of the proposed activity must be given to the owner or person in control of the land on which the activity is to be undertaken. Proof of serving such a notice must be attached to this application form.

District Municipality:	Zululand District Municipality
Local Municipality:	Nongoma Local Municipality

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

Contact person at Local Municipality:	Municipal Manger
Postal address:	PO Box 84, Nongoma
Postal code:	3880
Telephone:	035 831 7500
E-mail:	-
	Cell: 082 574 0221
	Fax: 035 831 3152

In instances where there is more than one local authority involved, please include details of local authorities with their contact details to this application.

GIBELA UMKHUMBI OLWA NOUBHA

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

Site identification and linkage

A A3 locality map must be attached to the back of this document, as Appendix A. 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 project site position 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
- locality GPS co-ordinates (indicate the position of the activity using the latitude and longitude of the centre point of the site for each alternative site. The co-ordinates should be in degrees, minutes and seconds...

Locality map:

YES	NO X
YES	NO X

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

In instances where there is more than one current land-use zoning, please attach a list of current land use zonings that also indicate which portions each use pertains to , to this application.

Ngome	Ngome
Welverdiend No 630 Ngomi No 729 Morgenzon No 390	
Nongoma	
The site is accessed by travelling North on the N2 from Durban. Take exit 375 to the R618. At the T-junction turn left, way from Mtubatuba. The portion of road to be realigned is on the Main Road 49/2 between Nongoma and Ngome. An alternative route is via Emapngeni and Ulundi on the R66.	
Agriculture	

Current land-use zoning:
Directions to the physical address:
Nearest town/s:

Vacant land / forestry	
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Property description/physical address:

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(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, authorisations, permits etc. that may be connected to a specific site)

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

Latitude /Longitude	Degrees	Minutes	Seconds
South	27	48	6.40
East	31	27	49.62

2. ACTIVITIES APPLIED FOR TO BE AUTHORISED AND PROJECT SCHEDULE

2.1. For an application for authorisation 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 Activity No (s) (in terms of the relevant or notice) :
 Describe each listed activity as per the project description (and not as per wording of the relevant Government Notice):

GNR 544	11	This will result in excess of 50 square meters being constructed within 32 m of a watercourse.
GNR 544	18	During the construction of the road the proposed route will cross one drainage line. During construction this will likely result in excess of 5 cubic meters of sand either being excavated or in filled during construction.
GNR 544	47	The proposed road will comprise of 2km of two 4.25 m lanes, with a road reserve of 8m and a servitude of 30m.

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

2.2. **Please note** that a project schedule, indicating the different phases and timelines of the project, must be attached to this application form.

3. STATE DEPARTMENTS IDENTIFIED IN TERMS OF S240

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	Dinesree Thambu	KZN Wildlife, Queen Elizabeth Park, Peter

¹ Please 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

Brown Drive, Montrose, Pietermaritzburg,				
191 Langalibalele St, Pietermaritzburg	Bernadette Pawandiwa			X
7th floor, Southernliffe building, 88 Field Street, 4000	Coleen Moonsamy	Department of Water Affairs		X
		Department of Agriculture, Forestry and Fisheries	X	
		Department of Cooperative Governance and Traditional Affairs	X	
		Department of Transport		X
172 Burger Street Pietermaritzburg 3201	Robert Lindsay	Department of Human Settlements	X	
		Department of Health	X	

Please note that this Department may amend the above-mentioned list. If the list is amended you will be notified accordingly. Reports must be submitted to all State departments listed above, including those identified by this Department. This Department will inform the above-mentioned State departments that their comments must, in terms of section 24 O (3) of NEMA be provided within 40 days of such a request.

4. ECONOMIC AND SOCIAL INFORMATION

4.1. Capital value

Please provide an estimate of the capital value of your project on completion:

Capital value of your project (estimate):	R22 000 000.00
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4.2. Job creation

Please provide details of the number of employees expected to benefit from the operational phase of your project:

Category	Number of employees
Permanent employees	0
Contract workers	30

5. TYPE OF APPLICATION

5.1. Application for Basic Assessment?

Is this an application that is subject to a basic assessment (as defined in the Regulations)?

YES X	NO
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Please indicate when the basic assessment report will be submitted:

FEB 2013

5.2. Application for Scoping and Environmental Impact Assessment (EIA)?

Is this an application that is subject to Scoping and EIA (as defined in the Regulations)?

YES	NO X
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Please indicate when the Scoping Report (including the Plan of Study for EIA) will be submitted:

Determining whether basic assessment or Scoping & EIR is to be applied to your application

² **Please note:** If you are applying for the authorization of an activity which is subject to Scoping and EIR and are of the view that this Department will be able to reach a decision with information provided in a basic assessment report, a written motivation for this change must be submitted to this Department for approval and attached to this form.

³ **Please note:** If you are applying for the authorization of an activity which is subject to basic assessment and are of the view that this Department will only be able to reach a decision with information provided in an application subject to Scoping and EIR, a written motivation for this change must be submitted to this Department for approval and attached to this form.

6. DECLARATIONS

6.1. Declaration by the applicant

S.S. NKOSI

declare that I-

- am, or represent⁴, 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 Agriculture, Environmental Affairs and Rural Development 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, 2010, 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 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 authorisation, should it be required by the KZN Department of Agriculture, Environmental Affairs and Rural Development;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of the EIA Regulations, 2010 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 Agriculture, Environmental Affairs and Rural Development in this regard;
- am responsible for complying with the conditions of any environmental authorisation issued by the KZN Department of Agriculture, Environmental Affairs and Rural Development;
- hereby indemnify the Government of the Republic of South Africa, the KZN Department of Agriculture, Environmental Affairs and Rural Development 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, 2010;
- will not hold the KZN Department of Agriculture, Environmental Affairs and Rural Development responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to obtaining an environmental authorisation or prior to an appeal being decided in terms of the EIA Regulations, 2010;
- will perform all other obligations as expected from an applicant in terms of the EIA Regulations, 2010;
- all the particulars furnished by me in this form are true and correct; and
- I realise that a false declaration is an offence in terms of regulation 71 of the EIA Regulations, 2010 and is punishable in terms of section 24F of the National Environmental Management Act, 1998 (Act 107 of 1998).

S.S. NKOSI

Signature of the applicant⁵/ Signature on behalf of the applicant

Kwa-Zulu Natal Department of Transport

Trading name (if applicable)

31/03/2014

Date

⁴ If this is signed on behalf of the applicant, proof of such authority from the applicant must be attached.

⁵ If the applicant is a juristic person, a signature on behalf of the applicant is required as well as proof of such authority.

6.2. Declaration by the environmental assessment practitioner

Environmental assessment practitioner (EAP):⁵

Trading name (if any):		
Contact person:		
Postal address:		
Postal code:		
Telephone:		
E-mail:		
Education		
Qualifications ⁷ :		
Professional		
affiliation(s) (if any) ⁸		

I, _____, declare that I

- am the independent environmental practitioner in this application;
- 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, 2010;
- 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 take the provisions of regulation 7(2) of the EIA Regulations, 2010 into account when preparing any report relating to this application;
- undertake to disclose to the applicant and the KZN Department of Agriculture, Environmental Affairs and Rural Development all material information in my possession that reasonably has or may have the potential of influencing its decision with respect to this application;
- 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;
- realise that a false declaration is an offence in terms of regulation 71 of the EIA Regulations, 2010 and is punishable in terms of section 24F of the National Environmental Management Act, 1998 (Act 107 of 1998); and
- will comply with all the requirements as indicated in the National Environmental Management Act, 1998 (Act 107 of 1998) and Environmental Impact Assessment Regulations, 2010.

Signature of the environmental assessment practitioner

Trading name

Date

⁷ Please include details of names, education qualifications and professional affiliations of the EAP and each representative of the EAP appointed to manage this application.