

## NOTIFICATION & BACKGROUND INFORMATION DOCUMENT (BID)



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November 24, 2022

**Applications for (1) a Basic Assessment, (2) a Part 2 Amendment to an existing Environmental Authorisation, and (3) an Integrated Water Use License associated with the Sun Central Cluster 1 solar PV project, located on several farms between the towns of De Aar & Hanover, Emthanjeni Local Municipality, Pixley Ka Seme District Municipality, Northern Cape Province.**

### PURPOSE OF THIS DOCUMENT

The purpose of this document is to provide background information on the proposed project and associated environmental and water use authorisations, and to provide for objections, comments and contributions from stakeholders, with regards to potential environmental and water use impacts – which includes (but is not limited to): ecological, social, economic, physical, aesthetic, etc.

Ecoleges has been appointed, in its capacity as an independent Registered Environmental Assessment Practitioner (Reg. EAP), to manage the Public Participation Process (PPP) as part of the Water Use Authorisation and Environmental Authorisation processes. The integrated Public Participation Process must be undertaken in accordance with Chapter 6 of the Environmental Impact Assessment Regulations, 2014, as amended, and Section 17 of the Water Use License Application (WULA) and Appeals Regulations, 2017 (GN No. R. 267 of 24<sup>th</sup> March 2017), respectively. Ecoleges has taken the Public Participation 2017 Guideline Document (DEA, 2017) and other relevant guidelines, into consideration.

Water use authorisation is proposed in terms of an Integrated Water Use License Application (IWULA) which will be undertaken in terms of the Water Use License Application and Appeals Regulations, 2017.

The Environmental Authorisations are to be undertaken via a Basic Assessment (BA) and Part 2 Amendment in accordance with Regulations 19 and 31 – 33 of the amended EIA Regulations, 2014, respectively; promulgated in terms of sections 24(5) and 44 of the National Environmental Management Act (Act 107 of 1998), as amended.

## BACKGROUND

In 2016, Ecoleges undertook an application for Environmental Authorisation (EA) by way of Scoping & Environmental Impact Assessment (S&EIA) for the development of a 225 MW Solar photovoltaic (PV) facility and associated infrastructure, including an on-site substation and loop-in loop-out transmission powerline, into the existing 400 kV Eskom Transmission Powerline. Three alternative footprints (PV01, PV02, PV03) were investigated during the assessment process. The central footprint (PV02) was identified as the preferred option because of its lower environmental impact and proximity to an existing 400 kV Eskom powerline when compared with PV 01 and PV03. The National Department of Environmental Affairs granted an environmental authorisation (DEA Reference: 14/12/16/3/3/2/998) on 16<sup>th</sup> April 2018. Water Use Authorisation was also granted for the project by way of General Authorisation (Ref. No.: 25174935, issued on 12<sup>th</sup> October 2018).

An amendment (Part 1 amendment) to increase the capacity (not the footprint) of the facility to 300 MW, due to technological advancements in solar photovoltaic efficiency and electrical output, was granted on 24<sup>th</sup> November 2020.

A second amendment (Part 2 amendment) was granted on 26<sup>th</sup> August 2021 for the inclusion of containerised lithium-ion battery storage and dual-fuel backup generators with associated fuel storage as part of the Risk Mitigation Independent Power Producers Procurement Program (RMIPPPP).

A third amendment is currently underway relating to the expansion of the Main Transmission Sub-station (MTS), inclusion of a 132 kV switching yard, additional access road and staging area (used for offloading and access control). This third amendment (but second Part 2 amendment) to the existing environmental authorisation is currently sitting with the competent authority (Department of Forestry, Fisheries and the Environment - DFFE) for decision. The additional activities and associated infrastructure require additional water use (section 21 (a), (b), (c), (i) & (g)) authorisations, which are in the process of being registered against the applicable General authorisations.

A fourth amendment (Part 1 amendment) is also currently underway, following the sale of shares and project rights to SolarAfrica Energy (Pty)Ltd (SAE). Change of details and responsible party of the water use authorisations is also being applied for.

## PROJECT DESCRIPTION

Electricity generated by the project will be “wheeled” on existing Eskom infrastructure for private offtake. The growing demand for the generation and supply of renewable energy by Independent Power Producers (IPPs), has resulted in the expansion of the project scope, which will now require additional authorisations. The increased scope includes:

1. Additional access road upgrades leading to the MTS are required, due to the size and weight of the MTS transformers and associated delivery vehicles as well as ensuring compliance with Eskom minimum road specifications. The required road upgrades will result in “triggering” additional Listed & Specified Activities not currently included in the existing Environmental Authorisation (EA), necessitating application for additional EA by way of a Basic Assessment.
2. Electricity generated by the Solar PV Facility will be connected to the national grid, using Loop-In, Loop-Out (LILO) into the existing 400 kV Eskom transmission powerline closest to the MTS (known as Line 2), but provision needs to be made to allow LILO into Line 1, a parallel Eskom transmission line approximately 2.5 kms away from Line 2. This additional transmission line forms part of the Part 2 Amendment.

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3. Due to the size of the MTS, local supply of ready-mix concrete will no longer be feasible, and on-site batching will be required. So, the Part 2 amendment will also include on-site concrete batching, which was not included in the original scope of the project. Furthermore, an additional contractor laydown will be required, as provision needs to be made for multiple contractors during the construction phase, as well as changes to Operational & Maintenance (O&M) facilities, which need to accommodate more than one Independent Power Producer (IPP).

4. Finally, application will be made to consolidate all the current water uses authorised under General Authorisation into an Integrated Water Use License. Additional water uses will be added into the IWULA for road building activities within the DWS regulated area of a watercourse, as well as the provision of additional water, by way of groundwater, to ensure adequate water provision for the road upgrades and on-site concrete batching activities.

**APPLICABLE LEGISLATION**

Water Use

An application for Water Use Authorisation in terms of the National Water Act, 1998 (Act No. 36 of 1998) will be submitted to the Department of Water & Sanitation (DWS): Orange Proto Catchment Management Agency for:

<b>Water Uses as defined in Section 21 of the National Water Act (Act 36 of 1998)</b>	
<b>Section 21(a)</b>	taking of water
<b>Section 21(b)</b>	storing of water
<b>Section 21(c)</b>	impeding or diverting the flow of water in a watercourse
<b>Section 21(e)</b>	engaging in a controlled activity
<b>Section 21(g)</b>	disposing of waste in a manner which may detrimentally impact on a water resource
<b>Section 21(i)</b>	altering the bed, banks, course or characteristics of a watercourse

Environmental Authorisations

An Environmental Authorisation is required for the development and/or upgrading of the access road as per the following Listed Activities through a Basic Assessment (BA) process:

<b>Listing Notice 1</b> (GN No. 983, 4 December 2014) as amended	
<b>Listed Activity 12</b>	<p><b>The development of—</b></p> <p>(i) dams or weirs, where the dam or weir, including infrastructure and water surface area, exceeds 100 square metres; or <b>(ii) infrastructure or structures with a physical footprint of 100 square metres or more; where such development occurs—</b></p> <p><b>(a) within a watercourse;</b> (b) in front of a development setback; or (c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse; — excluding— (aa) the development of infrastructure or structures within existing ports or harbours that will not increase the development footprint of the port or harbour; (bb) where such development activities are related to the development of a port or harbour, in which case activity 26 in Listing Notice 2 of 2014 applies; (cc) activities listed in activity 14 in Listing Notice 2 of 2014 or activity 14 in Listing Notice 3 of 2014, in which case that activity applies; (dd) where such development occurs within an urban area; (ee) where such development occurs within existing roads, road</p>

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	reserves or railway line reserves; or (ff) the development of temporary infrastructure or structures where such infrastructure or structures will be removed within 6 weeks of the commencement of development and where indigenous vegetation will not be cleared.
<b>Listed Activity 19</b>	<p>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;</p> <p>but excluding where such infilling, depositing, dredging, excavation, removal or moving—</p> <p>(a) will occur behind a development setback;</p> <p>(b) is for maintenance purposes undertaken in accordance with a maintenance management plan;</p> <p>(c) falls within the ambit of activity 21 in this Notice, in which case that activity applies;</p> <p>(d) occurs within existing ports or harbours that will not increase the development footprint of the port or harbour; or</p> <p>(e) where such development is related to the development of a port or harbour, in which case activity 26 in Listing Notice 2 of 2014 applies.</p>
<b>Listed Activity 24</b>	<p><b>The development of a road –</b></p> <p>(i) for which an environmental authorisation was obtained for the route determination in terms of activity 5 in Government Notice 387 of 2006 or activity 18 in Government Notice 545 of 2010; or</p> <p>(ii) with a reserve wider than 13,5 meters, or where no reserve exists where the road is wider than 8 metres; but excluding a road –</p> <p>(a) which is identified and included in activity 27 in Listing Notice 2 of 2014;</p> <p>(b) where the entire road falls within an urban area; or</p> <p>(c) which is 1 kilometre or shorter.</p>
<b>Listed Activity 48</b>	<p><b>The expansion of –</b></p> <p><b>(i) infrastructure or structures where the physical footprint is expanded by 100 square metres or more; or</b></p> <p>(ii) dams or weirs, where the dam or weir, including infrastructure and water surface area, is expanded by 100 square metres or more;</p> <p>where such expansion occurs-</p> <p><b>(a) within a watercourse;</b></p> <p>(b) in front of a development setback; or</p> <p>(c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse; excluding -</p> <p>(aa) the expansion of infrastructure or structures within existing ports or harbours that will not increase the development footprint of the port or harbour;</p> <p>(bb) where such expansion activities are related to the development of a port or harbour, in which case activity 26 in Listing Notice 2 of 2014 applies;</p> <p>(cc) activities listed in activity 14 in Listing Notice 2 of 2014 or activity 14 in Listing Notice 3 of 2014, in which case that activity applies;</p> <p>(dd) where such expansion occurs within an urban area; or</p> <p>(ee) where such expansion occurs within existing roads, road</p>

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	reserves or railway line reserves.
<b>Listed Activity 56</b>	<b>The widening of a road by more than 6 metres, or the lengthening of a road by more than 1 kilometre—</b> (i) where the existing reserve is wider than 13,5 meters; or (ii) where no reserve exists, <b>where the existing road is wider than 8 metres</b> ; excluding where widening or lengthening occur inside urban areas.
<b>Listing Notice 3</b> (GN No. 985, 4 December 2014) as amended	
<b>Listed Activity 4</b>	<b>The development of a road wider than 4 metres with a reserve less than 13,5 metres. g. Northern Cape</b> i. In an estuary; ii. <b>Outside urban areas:</b> (aa) A protected area identified in terms of NEMPAA, excluding disturbed areas; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an international convention; <b>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority</b> or in bioregional plans; (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core areas of a biosphere reserve, excluding disturbed areas; or (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or iii. Inside urban areas: (aa) Areas zoned for use as public open space; (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose; or (cc) Seawards of the development setback line or within urban protected areas.
<b>Listed Activity 14</b>	The development of – (i) dams or weirs, where the dam or weir, including infrastructure and water surface area exceeds 10 square metres; or <b>(ii) infrastructure or structures with a physical footprint of 10 square metres or more;</b>  where such development occurs - <b>(a) within a watercourse;</b> (b) in front of a development setback; or (c) if no development setback has been adopted, within 32 metres of a watercourse, measured from the edge of a watercourse; excluding the development of infrastructure or structures within existing ports or harbours that will not increase the development footprint of the port or harbour. <b>g. Northern Cape</b> i. In an estuary; <b>ii. Outside urban areas:</b> (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; no (cc) World Heritage Sites; (dd) Sensitive areas as identified in an environmental management

	<p>framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</p> <p>(ee) Sites or areas identified in terms of an international convention; as above</p> <p><b>(ff) Critical biodiversity areas or ecosystem service areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</b></p> <p>(gg) Core areas in biosphere reserves;</p> <p>(hh) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</p> <p>(ii) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.</p>
<p><b>Listed Activity 18</b></p>	<p><b>The widening of a road by more than 4 metres, or the lengthening of a road by more than 1 kilometre.</b></p> <p><b>g. Northern Cape</b></p> <p>i. In an estuary;</p> <p><b>ii. Outside urban areas:</b></p> <p>(aa) A protected area identified in terms of NEMPAA, excluding conservancies;</p> <p>(bb) National Protected Area Expansion Strategy Focus areas;</p> <p>(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;</p> <p>(dd) Sites or areas identified in terms of an international convention;</p> <p><b>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</b></p> <p>(ff) Core areas in biosphere reserves</p> <p>(gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;</p> <p>(hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or</p> <p><b>(ii) Areas within a watercourse or wetland; or within 100 metres from the edge of a watercourse or wetland;</b> or iii. Inside urban areas: (aa) Areas zoned for use as public open space; or (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose</p>
<p><b>Listed Activity 23</b></p>	<p>The expansion of—</p> <p>(bb)dams or weirs where the dam or weir is expanded by 10 square metres or more; or</p> <p><b>(ii) infrastructure or structures where the physical footprint is expanded by 10 square metres or more; where such expansion occurs—</b></p> <p><b>(a) within a watercourse;</b></p> <p>(b) in front of a development setback adopted in the prescribed manner; or l if no development setback has been adopted, within 32 metres of a watercourse, measured from the edge of a watercourse; excluding the expansion of infrastructure or structures</p>

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	<p>within existing ports or harbours that will not increase the development footprint of the port or harbour.</p> <p><b>g. Northern Cape</b></p> <p>i. In an estuary;</p> <p><b>ii. Outside urban areas:</b> (aa) A protected area identified in terms of NEMPAA, excluding conservancies; (bb) National Protected Area Expansion Strategy Focus areas; (cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority; (dd) Sites or areas identified in terms of an international convention; <b>(ee) Critical biodiversity areas as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans;</b> (ff) Core areas in biosphere reserves; (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve; or (hh) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined; or iii. Inside urban areas: (aa) Areas zoned for use as public open space; or (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose.</p>
<p><b>Listed Activity 26</b></p>	<p>Phased activities for all activities— i. listed in this Notice and as it applies to a specific geographical area, which commenced on or after the effective date of this Notice; or ii. similarly listed in any of the previous NEMA notices, and as it applies to a specific geographical area, which commenced on or after the effective date of such previous NEMA Notices— where any phase of the activity was below a threshold but where a combination of the phases, including expansions or extensions, will exceed a specified threshold; — excluding the following activities listed in this Notice— 7; 8; 11; 13; 20; 21; and 24.</p>

**PURPOSE OF THE PROJECT**

The overall objective is to undertake and complete robust and defensible BA, Part 2 Amendment and IWULA processes that will serve to inform the Competent Authority (DFFE or NCDEA's) & Responsible Authority (DWS) decision on the acceptability of the proposed project.

**LOCATION**

The proposed location is on Portion 6 of Farm Leuwe Fontein 27C, The Remainder of Farm Riet Fontein 39C, Portion 1, 6 and the Remainder of Farm Kwanselaars Hoek 40C, Portion 4 of Farm Taaibosch Fontein 41C, Remainder of Blaauwbosch Kuilen Outspan No. 37; Remainder of Barends Kuilen No. 38, and Portion 1 of Farm No. 56 all within the Emthanjeni Local Municipality, Pixley Ka Seme District Municipality, Northern Cape Province, South Africa (Figure 1).

Affected road reserves (for public road sections of the proposed access road) include the intersection of the N10 with the District 'Burgerville' (2448) turn-off, and a 5.2 km section of the District 'Burgerville' (2448) road.

### DESCRIPTION OF TASKS

- An advertisement will be placed in the Volksblad and Noordkaap Bulletin Newspapers,
- Stakeholders, including landowners and land occupiers of neighbouring properties, other interested & affected parties, including the relevant authorities; will be notified of the proposed development in writing, and
- Notice boards advertising the applications will be placed in and around the site.

### ANTICIPATED ISSUES

Environmental issues that may be addressed in the reports could include the following:

1. Agricultural Assessment,
2. Air Quality Assessment,
3. Cultural Heritage Impact Assessment,
4. Geohydrology Assessment,
5. Geotechnical Assessment,
6. Hydrology Assessment,
7. Noise Impact Assessment,
8. Paleontology Impact Assessment,
9. Social Impact Assessment,
10. Terrestrial Biodiversity Impact Assessment (incl. Animal and Plant Species Assessment),
11. Traffic Impact Assessment,
12. Visual Impact Assessment; and
13. Wetland & watercourse delineation.

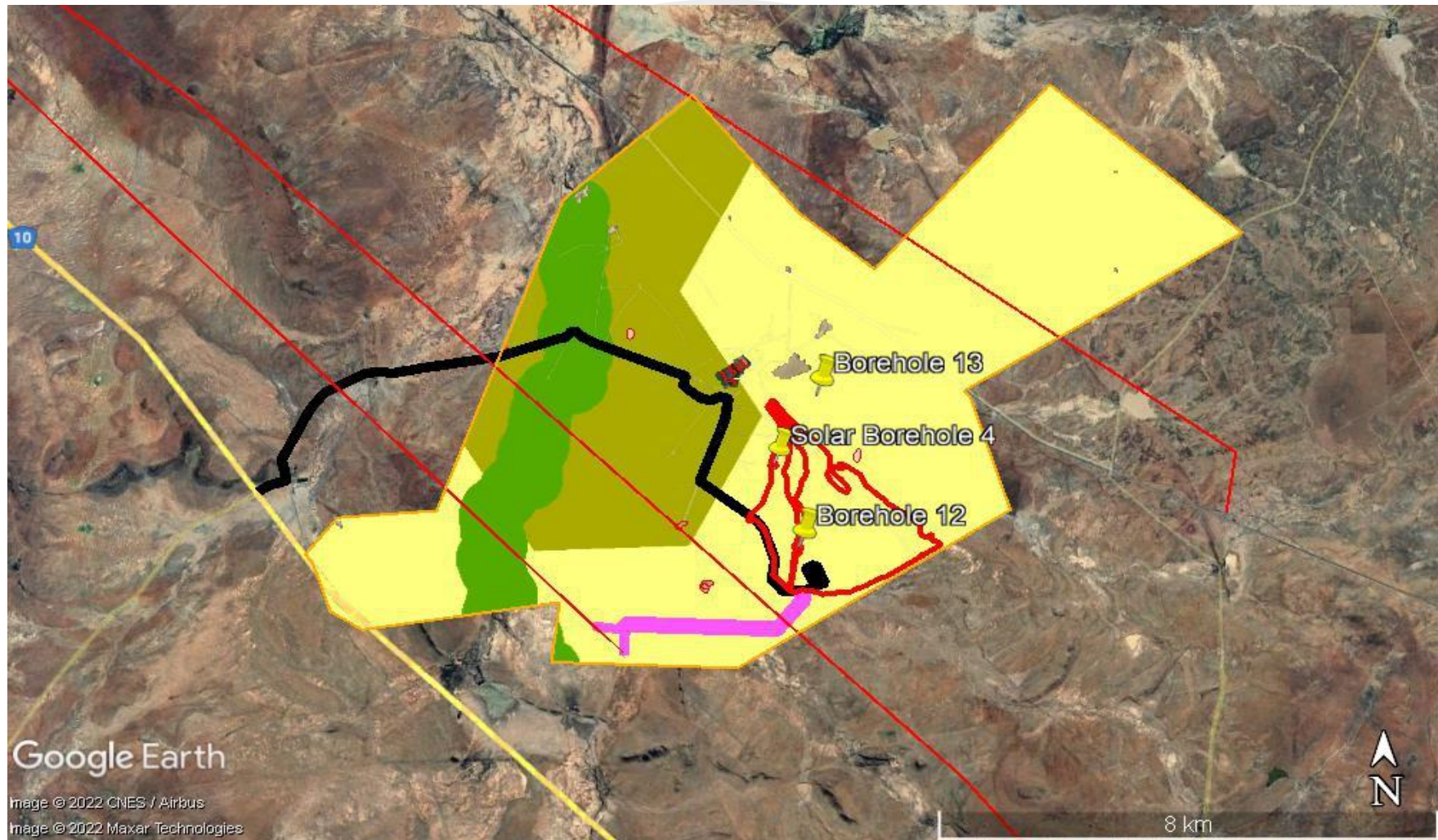
#### **YOUR COMMENTS PLEASE!**

Your comments on the proposed projects, the public participation process, and issues needing investigation, will assist the technical studies and the authorities in their consideration of the relevant environmental and social aspects.

You are invited to register as an Interested and Affected Party (I&AP) and to assist us in:

- identifying possible impacts of the proposed development on the environment,
- making suggestions for mitigation and/or alternatives, and
- considering the "Need and Desirability".





**Figure 1.** Location map of proposed Access Road (black line) and 400 kV Transmission Line (pink line) relative to already approved Sun Central Cluster 1 Solar PV Facility (thick red line).

## Mitigations

Mitigation measures will be developed for the anticipated issues. Stakeholders are however welcome to comment on these issues and provide additional observations.

NEMA and the EIA Regulations (2014) as amended, call for a hierarchical approach to impact management.

### The Impact Mitigation Hierarchy

- *Firstly*, alternatives must be investigated to avoid negative impacts altogether.
- *Secondly*, after it has been found that the negative impacts cannot be avoided, alternatives must be investigated to reduce (mitigate and manage) unavoidable negative impacts to acceptable limits.
- *Thirdly*, alternatives must be investigated to remediate (rehabilitate and restore).
- *Fourthly*, unavoidable impact that remain after mitigation and remediation must be compensated for through investigating options to offset the negative impacts.
- While *throughout*, alternatives must be investigated to optimise positive impact.

## Alternatives

Consideration of “Alternatives” is one element of the BA process. Its role is to provide a framework for sound decision-making based on the principle of sustainable development.

Alternatives should be identified as early as possible in the project cycle.

Ecoleges not only welcomes stakeholders’ input/suggestions, but also urges the public to submit possible alternatives.

It is important to note that an alternative is defined as a different means of meeting the general purpose and requirements of the activity, which may include alternatives to-

- (a) the property on which or location where it is proposed to undertake the activity,
- (b) the type of activity to be undertaken,
- (c) the design or layout of the activity,
- (d) the technology to be used in the activity,
- (e) the operational aspects of the activity, and
- (f) the option of not implementing the activity.

When submitting alternatives, the recommended alternative must be:

- Practicable,
- Feasible,
- Relevant,
- Reasonable; and
- Viable.

## Need & Desirability

According to Regulation 13(1)(b) and 13(1)(e) read together with Regulation 18 of the amended EIA Regulations, 2014, EAPs and specialists must have knowledge of any guidelines that have relevance to the proposed activity and have regard to the need for and desirability of the undertaking of the proposed activity.

Considering that 'Need and Desirability' is determined by considering the broader societal/community needs and public interests, that is NOT the needs of the applicant/developer, we encourage you to also consider the Guideline on Need and Desirability published by DEA (2017) to help you identify key issues in respect of the need for and desirability of undertaking the proposed activity/development. The guideline is freely available on the web. However, we have also prepared a YouTube video that explains the intended concept of Need and Desirability (<https://www.youtube.com/channel/UC0iHr-zE4TPzwhZjzoTPQMw>).

The aim of the BA process is to find that (reasonable and feasible) alternative that will ensure sustainable development. Consistent with the aforesaid aim and purpose of BA, the concept of "need and desirability" relates to, amongst others, the nature, scale and location of development being proposed, as well as the wise use of land.

Strictly speaking, "need" primarily refers to time and "desirability" refers to place, e.g. is this the right time and is it the right place for locating the type of land-use/activity being proposed? However, "need and desirability" are interrelated and the two components collectively can be considered in an integrated and holistic manner by engaging the **Questions** provided in the guideline document. The questions are divided into two broad categories relating to ecological sustainability (e.g. how the development will impact on ecosystems and biological diversity) and justifiable economic and social development.

We suspect the ecological category of questions address desirability and whether it is the right place, while the economic and social category of questions addresses broader societal needs, and whether this is the right time.

Need and desirability is like a drawstring that pulls the assessment process together to decide on the best option. When the sum of the impacts (evaluated during the impact assessment) is considered holistically through the lens of Need and Desirability, that is by presenting them within the framework of questions posed by the guideline, then Need and Desirability becomes the overall impact summary to determine if the proposed activity is the best option or to decide on the fate of the application.

When collectively considering ecological, social and economic impacts it is important to remember that while there might be some trade-offs between the considerations, all development must in terms of Section 24 of the Constitution be ecologically sustainable, while economic and social development must be justifiable. Consequently, there are specific "trade-off rules that apply, namely environmental integrity may never be compromised, and the social and economic development must take a certain form and meet certain specific objectives for it to be considered justifiable.

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**REGISTRATION**

To ensure that you are registered as an interested and/or affected party, please complete the enclosed REGISTRATION AND COMMENT SHEET and forward it to the address, fax or email provided below.

**Postal Address:**

P.O. Box 516  
Machadodorp  
1170

**Fax:** 086 697 9316

**E-mail:** [info@ecoleges.co.za](mailto:info@ecoleges.co.za) or [shannon@ecoleges.co.za](mailto:shannon@ecoleges.co.za)

**ENQUIRIES**

Please do not hesitate to visit us at our office or give us a call should you have any further queries or concerns regarding the listed activity(ies) or development that is being proposed.

**Physical address (Office):**

3 Generaal Street  
Machadodorp  
1170

**Cell:** 083 644-7179 (office) or 072 654 8202 (Shannon Farnsworth)

Please be assured that your comments will form part of the documents to be submitted to the decision-making authority.

Please complete and return the below Registration and Comment Sheet and/or POPIA Consent Form at your earliest convenience:

- **Written comments or objections relating to the application for a water use license must be lodged within 60 days of this notice, no later than 14<sup>th</sup> February 2023.**

**Note:** To withdraw your consent at any time please email us directly, and we will immediately delete your information from our records. Thank you.

**REGISTRATION AND COMMENT SHEET**

**UPGRADING & DEVELOPMENT OF AN ACCESS ROAD (REF #: 2022\_008P), PART 2 AMENDMENT TO THE ENVIRONMENTAL AUTHORISATION FOR THE DEVELOPMENT OF A SOLAR PV FACILITY (REF #: 2022\_009P) AND INTERGRATED WATER USE LICENSE APPLICATION (REF #: 2022\_010P) ON VARIOUS FARMS WITHIN THE REGISTRATION DISTRICT OF HANOVER, EMTHANJENI LOCAL MUNICIPALITY, PIXLEY KA SEME DISTRICT MUNICIPALITY, NORTHERN CAPE PROVINCE.**

Title: \_\_\_\_\_ Name: \_\_\_\_\_

Surname: \_\_\_\_\_

Company Name / Interest Group: \_\_\_\_\_

\_\_\_\_\_

Postal or Residential Address: \_\_\_\_\_

\_\_\_\_\_

Town / City: \_\_\_\_\_

Postal Code: \_\_\_\_\_

Tel: ( \_\_\_\_\_ ) \_\_\_\_\_

Cell: \_\_\_\_\_

Fax: ( \_\_\_\_\_ ) \_\_\_\_\_

E-mail address: \_\_\_\_\_

A registered interested and affected party is entitled to object and comment, in writing, on all written submissions including draft reports made to the competent authority provided that - (c) the interested and affected party discloses any direct business, financial, personal or other interest which that party may have in the approval or refusal of the application. Please supply such information in the space provided below.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Please indicate with an **X** whether you would like to be kept informed of the WUA & S&EIA process.

YES, I would like to be kept informed	
NO, I am not interested	

If "YES", how would you like to be informed? (please mark the appropriate block with an "X")



### POPIA CONSENT FORM

Kindly be advised that should you receive unsolicited correspondence directly from us, and you are (i) an occupier, owner or person in control of the site or any alternative site where the activity is to be undertaken, (ii) an owner, person in control or occupier of land adjacent to the site or any alternative site where the activity is to be undertaken, (iii) the municipal councillor of a ward, (iv) any organisation of ratepayers that represents the community, (v) a municipality, (vi) any organ of state having jurisdiction in respect of any aspect of the activity, or (vii) any other party as required by the competent authority, then we were required to give you notice in terms of EIA Regulation 41(2), and had to therefore derive your information, including name, contact details and address, from a public record. Alternatively, you may have been referred to us. If you are not an organ of state, did not submit written comments or attend meetings, did not request in writing for your name to be placed on the register, then we are not obligated in terms of EIA Regulation 42 to retain a record of your personal information in a register of interested and affected parties, and as such, must obtain proof of consent provided by yourself. To this effect, kindly confirm your consent by ticking the boxes below.

- I, in my capacity as the data subject, give consent to ecoleges, in its capacity as the responsible party, to process my personal information for purposes of pursuing its legitimate interests or those of a third party to whom the information is supplied, but limited to (1) the submission of reports or plans for comment, (2) transferring the same information to a third party, including registered interested and affected parties, the competent authority and applicant or holder of the environmental authorisation, (3) submitting a copy of an appeal against a decision to grant or refuse environmental authorisation, and/or (4) submission of environmental audit reports (containing recommendations for amending the EMP) for comment.
- I hereby acknowledge that only the minimum personal information that is required to be processed for the purpose of the EIA Regulations (2014) will be processed, including my name, contact details, address, and disclosure on any direct business, financial, personal, or other interest which that party may have in the approval or refusal of the application.
- I hereby confirm that the personal information, which I shall provide is mine, and that it is complete, accurate, not misleading and updated.
- I hereby acknowledge that my personal information is being collected explicitly for public participation processes associated with this project.
- Irrespective of the decision to grant or refuse an environmental authorisation, and irrespective of whether the scope of the authorisation includes operational or development aspects only, I hereby give consent to ecoleges to retain my records indefinitely for historical and/or research purposes.
- I understand, upon submitting my personal information to ecoleges, that it will be saved on their server, which meets the various conditional "Minimum Security Requirements" of their Cyber Insurance company, including *inter alia* firewalls to restrict access to digitally stored sensitive information, anti-virus software implemented on all desktops, laptops and sensitive systems, password controls implemented on sensitive systems, etc.

Background Information Document & Notification to three authorization processes relating to the Sun Central Cluster 1 solar PV project

- I understand that ecoleges shall inform me when there are reasonable grounds to believe that my personal information has been accessed or acquired by any unauthorised person.
- I have read and understand my [Section 5 Rights](#) as a data subject including *inter alia*, the right to -
- request access to my personal information,
  - request information about the identity of all third parties,
  - request ecoleges to correct, update, destroy or delete my personal information, and
  - lodge a complaint in writing to the [Information Regulator](#) if in my opinion the processing of information is not reasonable.

For more information about the Protection of Personal Information Act, 2013 (POPIA), which commenced on 01<sup>st</sup> July 2020, it is available at the following link: [www.popia.co.za](http://www.popia.co.za)

Your participation in the Public Participation Process (PPP) is voluntary, but it is mandatory in terms of Regulation 42 and 43(1) of the amended EIA Regulations (2014) that we receive the relevant personal information for us to register you as an Interested and Affected Party, and for you to be entitled to comment, in writing, on all reports or plans that we submit to you, respectively.

Failure to supply the information or incomplete information may impact your eligibility as a registered Interested and Affect Party.