

Mandla Zuma
Strategic Environmental Focus
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0040

Date:
26 August 2014

Enquiries:
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Our Reference:
INV194/2014

Dear Mandla

**RE: DRAFT SCOPING REPORT FOR THE PROPOSED MIXED USE DEVELOPMENT (JUPITER EXTENSION 8) ON PTN 2 OF THE FARM ELANDSFONTEIN 90-IR
YOUR REF: 505153**

I refer to your letter dated 13 August 2014 and wish to inform you that the following Eskom Transmission (Tx) services will be affected by your development:

- a. Eskom Tx's Croydon-Jupiter 1 275kV power line and
- b. Eskom Tx's Esselen-Jupiter 1 275kV power line.

The extent and width of the Eskom servitude is 23, 5 meters on either side of the centre lines of the power lines.

Eskom Tx will raise no objection to the proposed development provided Eskom Tx's rights are acknowledged and respected at all times. No encroachment whatsoever will be allowed in Eskom Tx's servitudes.

The following terms and conditions must also be borne in mind:

- a. Eskom Tx shall at all times retain unobstructed access to and egress from its servitude.
- b. Any individual Title Deeds of any future Erven affected by the servitudes must be made subject to the Notarial Deeds of Servitude mentioned above.
- c. Eskom Tx's consent does not relieve the applicant from obtaining the necessary statutory, land owner or municipal approvals.
- d. The applicant will adhere to all relevant environmental legislation. Any cost incurred by Eskom Tx as a result of non-compliance will be charged to the applicant.
- e. No construction or excavation work shall be executed within the tree-and building restrictions of the mentioned servitudes.

- f. If Eskom Tx has to incur any expenditure in order to comply with statutory clearances or other regulations as a result of the applicant's activities or because of the presence of equipment or installations within the servitude area, the applicant shall pay such costs to Eskom Tx on demand.
- g. The use of explosives of any type within 500 metres of Eskom Tx's services, shall only occur with Eskom Tx's previous written permission. If such permission is granted the applicant must give at least fourteen working days prior notice of the commencement of blasting. This allows time for arrangements to be made for supervision and/or precautionary instructions to be issued in terms of the blasting process. If blasting becomes necessary, application in this regard should be made separately.
- h. Changes in ground level may not infringe statutory ground to conductor clearances or statutory visibility clearances. After any changes in ground level, the surface shall be rehabilitated and stabilised so as to prevent erosion. The measures taken shall be to Eskom Tx's requirements.
- i. Eskom Tx shall not be liable for the death of or injury to any person or for the loss of or damage to any property whether as a result of the encroachment or of the use of the servitude area by the applicant, his/her agent, contractors, employees, successors in title, and assigns. The applicant indemnifies Eskom Tx against loss, claims or damages including claims pertaining to consequential damages by third parties and whether as a result of damage to or interruption of or interference with Eskom Tx's services or apparatus or otherwise.
- j. No mechanical equipment, including mechanical excavators or high lifting machinery, shall be used in the vicinity of Eskom Tx's apparatus and/or services, without prior written permission having been granted by Eskom. If such permission is granted the applicant must give at least seven working days prior notice of the commencement of work. This allows time for arrangements to be made for supervision and/or precautionary instructions to be issued. No work shall commence unless Eskom Tx has received the applicant's written acceptance of the conditions specified in the letter of consent and/or permit.
- k. Eskom Tx's rights and duties in the servitude shall be accepted as having prior right at all times and shall not be obstructed or interfered with.
Note: Where and electrical outage is required, at least fourteen work days are required to arrange it.
- l. Under no circumstances shall rubble, earth or other material be dumped within the servitude area. The applicant shall maintain the area concerned to Eskom Tx's satisfaction. The applicant shall be liable to Eskom Tx for the cost of any remedial action which has to be carried out by Eskom Tx.
- m. The clearances between Eskom Tx's live electrical equipment and the proposed construction work shall be observed as stipulated by *Regulation 15 of the Electrical Machinery Regulations of the Occupational Health and Safety Act, 1993 (Act 85 of 1993)*.
- n. Equipment shall be regarded electrically live and therefore dangerous at all times.
- o. In spite of the restrictions stipulated by Regulation 15 of the Electrical Machinery Regulations of the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as additional safety precaution, Eskom Tx will not approve the erection of houses or structures occupied or frequented by human beings under the power lines or within the servitude area.

- p. Eskom Tx may stipulate any additional requirements to eliminate any possible exposure to Customers or Public to coming into contact or be exposed to any dangers of Eskom plant.
- q. It is required of the applicant to familiarise himself with all safety hazards related to Electrical plant.

Yours sincerely,



Adv. Ntika Maake
LAND MANAGMENT

