



**Application for authorisation in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Environmental Impact Assessment Regulations, 2014 (as amended)**

(For official use only)

**File Reference Number:**

**NEAS Reference Number:**

**Date Received:**

**Responsible Official:**

|  |
|--|
|  |
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|  |

**PROJECT TITLE**

Grootpan construction of 12 poultry houses.

**IMPORTANT INFORMATION**

1. This application form is current as of 1 May 2022. It is the responsibility of the proponent to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
2. It is the responsibility of the proponent to confirm that DARDLEA is the competent authority to which this application must be submitted (refer to NEMA section 24C).
3. The required information must be typed within the spaces provided in the form. The sizes of the spaces provided are not necessarily indicative of the amount of information to be provided. Where applicable **black out** the boxes that are not applicable in the form.
4. The use of the phrase "not applicable" in the form must be done with circumspection.
5. This application form **must** be accompanied by a screening report generated through the national web-based environmental screening tool at <https://screening.environment.gov.za/screeningtool>.
6. No faxed or e-mailed applications will be accepted.
7. **Proof of payment of the applicable fee for consideration and processing of applications must accompany the submission of this form, unless an exclusion applies.** If an exclusion applies, a **written motivation** must be attached to this application form.
8. If the proponent is not the owner or person in control of the land on which the activity is to be undertaken, written consent from the landowner or person in control of the land must be obtained and must be attached to this application form, unless Regulation 39(2) applies.
9. The original signed declarations by the applicant and by the EAP and any specialist, which EAP and specialist meet all the requirements contemplated in Regulation 13, must accompany this application form. Where specialists and review EAPs/specialists are appointed after the submission of this form, the relevant declaration forms in Section 10 must be completed, and the original signed forms must accompany the draft basic assessment or the draft environmental impact assessment reports, as well as final reports to be submitted to this Department.
10. Unless protected by law, all information contained in this application will become public information on receipt by the Department. Upon request, the applicant/EAP must provide any interested and affected party with the information contained in or submitted with this application form.
11. Where exemption is intended to be applied for, such application must be made in terms of the National Exemption Regulations, 2014, and must be finalised before lodging an application for environmental authorisation.
12. If, in addition to this application, you must also apply for a Waste Management Licence in terms of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) and/or an Atmospheric Emission Licence in terms of the National Environmental: Air Quality Act, 2004 (Act No. 39 of 2004), then separate application forms in terms of the applicable legislation must be completed and submitted to the relevant licensing authorities.
13. An application for environmental authorisation lapses if the applicant fails to meet any of the timeframes prescribed in terms of the 2014 EIA Regulations (as amended).

14. **DARDLEA has not prescribed a format for Basic Assessment, Scoping or Environmental Impact Assessment Reports, or Environmental Management Programmes.** Said reports must however contain all the information set out in Appendices 1, 2, 3 and 4 of the EIA Regulations respectively.
15. This form, and all subsequent reports, **MUST BE SUBMITTED TO THE DEPARTMENT AT THE RELEVANT DISTRICT OFFICE** given below. Should the application form not be submitted at the relevant district office, it will not be considered:

| EHLANZENI DISTRICT                                                                                                                                                                                                                                    | NKANGALA DISTRICT                                                                                                                                                                | GERT SIBANDE DISTRICT                                                                            |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| Environmental Impact Management<br>Riverside Office Park<br>Aqua Street (opposite Audi)<br>Building 4, East Tower<br>Nelspruit<br>1200<br><br>Tel: 013 759 4000                                                                                       | Environmental Impact Management<br>Corner Rosemead and Ryan Road<br>Witbank<br>1035<br><br>Tel: 013 692 5843<br><br>Note: This address to expected to change in the near future. | Environmental Impact Management<br>13 De Jager Street<br>Ermelo<br>2351<br><br>Tel: 017 811 4830 |
| Please note that the addresses provide above are subject to change. It is the responsibility of the applicant / EAP to verify the abovementioned details with the relevant District Offices prior to submission of all application forms and reports. |                                                                                                                                                                                  |                                                                                                  |

## PROOF OF PAYMENT

Tick the appropriate box below to indicate that either proof of payment is attached or that, in the applicant's view, an exclusion applies. Proof and motivations for exclusions must be attached to this application form.

**Proof of payment attached:**

**Exclusion applies:**

**An applicant is excluded from paying fees if:**

- The activity is a community based project funded by a government grant; or
- The applicant is an organ of state

| TYPE OF EXCLUSION                                                      | Tick which is applicable and attach proof / motivation |
|------------------------------------------------------------------------|--------------------------------------------------------|
| The activity is a community based project funded by a government grant |                                                        |
| The applicant is an organ of state                                     |                                                        |

| FEE AMOUNT                                                                            |         |                          |
|---------------------------------------------------------------------------------------|---------|--------------------------|
| APPLICATION TYPE                                                                      | FEE     | Tick which is applicable |
| Application for an environmental authorisation for which basic assessment is required | R2000   | X                        |
| Application for an environmental authorisation for which S&EIR is required            | R10 000 |                          |

**Details for the payment of application fees**

**Banking Details:**

Account name: Department of Agriculture, Rural Development, Land and Environmental Affairs  
Bank: ABSA Bank  
Account Type: Current Account  
Account number: 4103095253  
Branch Name: Business Bank  
Branch Code: 632005

Beneficiary reference number: **EIM + ABBREVIATED PROJECT DESCRIPTION**

**Proof of payment must be attached to this application form.**

"Proof of payment" includes a receipt, a stamped deposit slip, electronic fund transfer copy or a payment advice.

**NB: PAYMENT MUST BE MADE IN THE SAME MONTH THAT AN APPLICATION FORM IS TO BE SUBMITTED.**



## 1. PROJECT TITLE

Grootpan construction of 12 poultry houses.

Provide a clear, accurate and detailed description of the development project and its associated infrastructure.

Val Grain Co is proposing the construction of 12 environmentally controlled poultry houses with the capacity for 50 000 chickens per house on Portion 3 of the farm Grootpan 591 IR situated near Val within Lekwa Local Municipality area. The need for a Basic Assessment is triggered by Listing 1 & 3; Listing 1: (ACTIVITY NO. 5) The development and related operation of facilities or infrastructure for the concentration of (ii) more than 5 000 poultry per facility situated outside an urban area, excluding chicks younger than 20 days. (iv) more than 25 000 chicks younger than 20 days per facility situated outside an urban area & (ACTIVITY NO. 28) Residential, mixed, retail, commercial, industrial or institutional development where such land was used for agriculture, game farming, equestrian purposes or afforestation on or after 01 April 1998 and where such development (ii) will occur outside an urban area, where the total land to be developed is bigger than 1 hectare.

The project will entail the following:

- The clearance of 7.8 ha of old agricultural land, located in an area that is classified as Heavily modified area.
- Earthworks on 7.8 ha ha to prepare for 12 poultry houses.
- Construction of 12 environmentally controlled poultry houses (145 m x 15 m each) with capacity for 50 000 birds per house, totalling 600 000 birds.
- A silo and water tank will be erected next to each house.
- Powerlines will be connected to each house from new solar panels that will be placed on the roofs of the houses.
- Pipelines will be connected to each house from a new borehole.
- The site will be fenced off with a 2.4m high electric fence.

## 2. GENERAL INFORMATION

|                   |                             |       |              |
|-------------------|-----------------------------|-------|--------------|
| Applicant:        | Val Grain Co (Pty) Ltd      |       |              |
| Contact person:   | Mr. Monty Kerslake          |       |              |
| Physical address: | Farm: Witnek 581, Val, 2425 |       |              |
| Postal address:   | P. O. Box 11, Val           |       |              |
| Postal code:      | 2425                        | Cell: | 082 325 8411 |
| Telephone:        |                             | Fax:  |              |
| E-mail:           | nk1@vgco.co.za              |       |              |

In instances where there is more than one applicant, this section must be duplicated

|                                                                                           |                                 |       |              |
|-------------------------------------------------------------------------------------------|---------------------------------|-------|--------------|
| Company name of EAP:                                                                      | Bucandi Environmental Solutions |       |              |
| EAP name and surname:                                                                     | Dr. Helen Prinsloo              |       |              |
| Postal address:                                                                           | P. O. Box 317                   |       |              |
| Postal code:                                                                              | 9520                            | Cell: | 076 682 4369 |
| Telephone:                                                                                |                                 | Fax:  |              |
| E-mail:                                                                                   | helen@bucandi.co.za             |       |              |
| Are you a Registered EAP in terms of 24H(3)(a) of NEMA (provide EAP Registration number): | 2022/5586.                      |       |              |

|                 |                        |
|-----------------|------------------------|
| Landowner:      | Val Grain Co (Pty) Ltd |
| Contact person: | Mr. Monty Kerslake     |





|                             |                                                                                                                                                                                                    |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
|-----------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| <b>SG 21 Digit Code(s):</b> | Indicate all the Surveyor-General 21 digit codes for all sites (including portions of sites) that are part of the application. If there are more than 4, attach a list with the rest of the codes. |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
|                             | T                                                                                                                                                                                                  | 0 | I | R | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 5 | 9 | 1 | 0 | 0 | 0 | 0 | 3 |
|                             |                                                                                                                                                                                                    |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |
|                             |                                                                                                                                                                                                    |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |   |

#### 4. TYPE OF APPLICATION

##### 4.1 Application for Basic Assessment

Is this an application for conducting a basic assessment (as defined in the Regulations)?

|       |    |
|-------|----|
| YES X | NO |
|-------|----|

Please indicate when the final basic assessment report will be submitted:

|            |
|------------|
| MARCH 2023 |
|------------|

##### 4.2 Application for Scoping and Environmental Impact Assessment (S&EIR)

Is this an application for Scoping and EIR (as defined in the Regulations)?

|     |      |
|-----|------|
| YES | NO X |
|-----|------|

Please indicate when the final Scoping Report (including the Plan of Study for EIA) will be submitted:

|  |
|--|
|  |
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#### 5. ACTIVITIES APPLIED FOR TO BE AUTHORISED

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.

| Government Notice R983 (as amended) Activity No.        | Describe the relevant Basic Assessment Activity in writing as per Listing Notice 1 (GN No. R983, as amended)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Describe the extent to which the activity applied for requires authorisation (specify the threshold where applicable)                                                                                                                                                                                   |
|---------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 5 (ii) (iv) & 28(ii)                                    | (ACTIVITY NO. 5) The development and related operation of facilities or infrastructure for the concentration of (ii) more than 5 000 poultry per facility situated outside an urban area, excluding chicks younger than 20 days and (iv) more than 25 000 chicks younger than 20 days per facility situated outside an urban area.<br><br>(ACTIVITY NO. 28) Residential, mixed, retail, commercial, industrial or institutional development where such land was used for agriculture, game farming, equestrian purposes or afforestation on or after 01 April 1998 and where such development (ii) will occur outside an urban area, where the total land to be developed is bigger than 1 hectare. | Val Grain Co is proposing the construction of 12 environmentally controlled poultry houses with the capacity for 50 000 chickens per house on Portion 3 of the farm Grootpan 591 IR situated in Val District within Lekwa Local Municipality area<br><br>The utilisation of 7.8 ha of agricultural land |
| Government Notice R985 (as amended) Activity No:<br>N/A | Describe the relevant Basic Assessment Activity in writing as per Listing Notice 3 (GN No. R985, as amended)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | Describe the extent to which the activity applied for requires authorisation (specify the threshold where applicable)                                                                                                                                                                                   |
| Government                                              | Describe the relevant Scoping and EIA Activity in                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Describe the extent to which the activity applied for                                                                                                                                                                                                                                                   |



|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |                                               |                                                                 |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------|-----------------------------------------------------------------|
| Notice R984<br>Activity No:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | writing as per Listing Notice 2 (GN No. R984) | requires authorisation (specify the threshold where applicable) |
| <b>Please note:</b><br>Only those activities listed above shall be considered for authorisation. The onus is on the applicant to ensure that all applicable listed activities are included in the application. Environmental Authorisation must be obtained prior to commencement with each applicable listed activity. If a specific listed activity is not included in an Environmental Authorisation, a new/separate application for Environmental Authorisation for such activity will have to be submitted. |                                               |                                                                 |

## 6. PUBLIC PARTICIPATION

### 6.1 Public Participation undertaken to date

Where public participation in terms of Regulations 40, 41 and 42 was undertaken prior to submission of this application, please provide a summary of the steps followed to date. Please remember that in terms of Regulation 40(3), all potential or registered I&AP's **must** be provided with an opportunity to comment on draft reports once an application has been submitted to the CA.

|                                                                                                                                                    |
|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Ad placed in the Beeld on 12 August 2022<br>Notice boards placed at site on 12 August 2022<br>Draft BAR copies were sent to I&AP on 12 August 2022 |
|----------------------------------------------------------------------------------------------------------------------------------------------------|

### 6.2 State Departments identified in terms of S240

Provide a list of all State Departments / Organs of State that will be / have been consulted, and to whom draft reports will be submitted for comment. **Proof of submission / delivery of the draft report to all State Departments / Organs of State must be attached to the final BAR / S&EIR.**

| Name of Department                                                                                                                                                                                                                                                                                                            | Contact person     | Address                                           | Email Address                 | Phone number                 |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|---------------------------------------------------|-------------------------------|------------------------------|
| Lekwa Local Municipality                                                                                                                                                                                                                                                                                                      | Johan Mettler, Mr  | PO Box 66, Standerton, 2430                       |                               | 017 712 9600                 |
| Gert Sibande District Municipality                                                                                                                                                                                                                                                                                            | CA Habile, Mr      | cnr Joubert and Oosthuizen Streets, Secunda, 2302 | marinda.booth@gsibande.gov.za | 017 801 7008                 |
| DWS                                                                                                                                                                                                                                                                                                                           | Mphahlele Rabokale | Private Bag X995 Pretoria 0001                    | mphahleler@dwa.gov.za         | 012 392 1374<br>012 392 1433 |
| <b>Please note:</b> In terms of Regulation (7)2, the EAP is responsible for consulting with all relevant State Departments / Organs of State in respect of the application (unless agreement to the contrary has been reached with the Department), and such State Departments must be provided with a 30 day comment period. |                    |                                                   |                               |                              |

## 7. OTHER AUTHORISATIONS

### 7.1 Do you need any authorisations in terms of the following legislation ?

National Environmental Management: Waste Act (NEMWA)  
National Environmental Management: Air Quality Act (NEMAQA)

|     |      |
|-----|------|
| YES | NO X |
| YES | NO X |
|     |      |
| YES | NO X |

Have such applications been lodged already ?

If Yes, please attach proof of submission and provide a status update below. If no, then indicate when such applications will be submitted.

|  |
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## 8. NATIONAL SECTOR CLASSIFICATION

Please indicate, by marking the appropriate box below, the **ONE** sector most applicable to the main development which forms the subject of this application

|                                                   |  |                                                                    |  |
|---------------------------------------------------|--|--------------------------------------------------------------------|--|
| Infrastructure /Transport Services/Roads - Public |  | Services/Waste Management Services/Disposal facilities - Hazardous |  |
|---------------------------------------------------|--|--------------------------------------------------------------------|--|



|                                                                                                                                                               |  |                                                                                                                                                  |   |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--------------------------------------------------------------------------------------------------------------------------------------------------|---|
| Infrastructure /Transport Services/Roads - Private                                                                                                            |  | Services/Waste Management Services/Disposal facilities - Nuclear                                                                                 |   |
| Infrastructure /Transport Services/Rail - Public                                                                                                              |  | Services/Waste Management Services/Disposal facilities - General                                                                                 |   |
| Infrastructure /Transport Services/Rail - Private                                                                                                             |  | Services/Waste Management Services/Treatment facilities - Hazardous                                                                              |   |
| Infrastructure /Transport Services/Airport/Runways/Landing Strip/Helipad - Commercial                                                                         |  | Services/Waste Management Services/Treatment facilities - General                                                                                |   |
| Infrastructure /Transport Services/Airport/Runways/Landing Strip/Helipad - Private                                                                            |  | Services/Waste Management Services/Storage Facilities - General                                                                                  |   |
| Infrastructure /Transport Services/Airport/Runways/Landing Strip/Helipad - Public Services                                                                    |  | Services/Waste Management Services/Storage Facilities - Hazardous                                                                                |   |
| Infrastructure /Transport Services - Ports                                                                                                                    |  | Services/Waste Management Services/Storage Facilities - Nuclear                                                                                  |   |
| Infrastructure /Transport Services - Inland Waterways                                                                                                         |  | Services/Burial and cemeteries - Cemeteries                                                                                                      |   |
| Infrastructure /Transport Services - Marina                                                                                                                   |  | Services/Burial and cemeteries - Cremators                                                                                                       |   |
| Infrastructure /Transport Services - Canal                                                                                                                    |  | Services/Water services/Storage - Dams                                                                                                           |   |
| Infrastructure /Localised infrastructure - Infrastructure in the Sea/Estuary/Littoral Active Zone/Development Setback/100M Inland/or coastal public property. |  | Services/Water services/Storage - Reservoirs                                                                                                     |   |
| Infrastructure /Localised infrastructure - Zip Lines & Foefie Slides                                                                                          |  | Services/Water services - Desalination                                                                                                           |   |
| Infrastructure /Localised infrastructure - Cableway or Funiculars                                                                                             |  | Services/Water services - Treatment & Waste Water                                                                                                |   |
| Infrastructure /Localised infrastructure - Billboards                                                                                                         |  | Services - Hospitality                                                                                                                           |   |
| Infrastructure /Localised infrastructure - Depot for dangerous goods                                                                                          |  | Mining - Prospecting rights                                                                                                                      |   |
| Infrastructure /Localised infrastructure - Filling station or Tanks for dangerous goods                                                                       |  | Mining - Mining Permit                                                                                                                           |   |
| Utilities Infrastructure/Pipelines - Fresh/Storm Water Urban                                                                                                  |  | Mining - Mining Right                                                                                                                            |   |
| Utilities Infrastructure/Pipelines - Fresh/ Storm Water Rural                                                                                                 |  | Mining/Exploration Right - Gas or Oil Marine                                                                                                     |   |
| Utilities Infrastructure/Pipelines - Waste Water                                                                                                              |  | Mining/Exploration Right - Gas or Oil Terrestrial                                                                                                |   |
| Utilities Infrastructure/Pipelines - Dangerous Goods Urban                                                                                                    |  | Mining/Production Right - Gas or Oil Marine                                                                                                      |   |
| Utilities Infrastructure/Pipelines - Dangerous Goods Rural                                                                                                    |  | Mining/Production Right - Gas or Oil Terrestrial                                                                                                 |   |
| Utilities Infrastructure/Telecommunications/ Radio Broadcasting - Tower                                                                                       |  | Mining/Underground gasification of coal - Oil                                                                                                    |   |
| Utilities Infrastructure/Telecommunications/ Radio Broadcasting - Mast                                                                                        |  | Mining/Beneficiation - Hydrocarbon                                                                                                               |   |
| Utilities Infrastructure/Telecommunications/ Radio Broadcasting - Receivers                                                                                   |  | Mining/Beneficiation - Mineral                                                                                                                   |   |
| Utilities Infrastructure - Marine Cables                                                                                                                      |  | Agriculture/Forestry/ Fisheries - Crop Production                                                                                                |   |
| Utilities Infrastructure/Electricity /Generation/Non Renewable/Hydrocarbon - Petroleum                                                                        |  | Agriculture/Forestry/ Fisheries - Animal Production                                                                                              | X |
| Utilities Infrastructure/Electricity /Generation/Non Renewable/Hydrocarbon - Coal                                                                             |  | Agriculture/Forestry/ Fisheries - Afforestation                                                                                                  |   |
| Utilities Infrastructure/Electricity /Generation/Non Renewable - Nuclear                                                                                      |  | Agriculture/Forestry/ Fisheries - Aquaculture                                                                                                    |   |
| Utilities Infrastructure/Electricity /Generation/Renewable - Hydro                                                                                            |  | Agriculture/Forestry/ Fisheries - Agro-Processing                                                                                                |   |
| Utilities Infrastructure/Electricity /Generation/Renewable/Solar - PV                                                                                         |  | Transformation of land - Indigenous vegetation                                                                                                   |   |
| Utilities Infrastructure/Electricity /Generation/Renewable/Solar - CSP                                                                                        |  | Transformation of land - From open space or Conservation                                                                                         |   |
| Utilities Infrastructure/Electricity /Generation/Renewable - Wind                                                                                             |  | Transformation of land - From agriculture or afforestation                                                                                       |   |
| Utilities Infrastructure/Electricity /Generation/Renewable - Biomass/ biofuels                                                                                |  | Transformation of land - From mining or heavy industrial areas                                                                                   |   |
| Utilities Infrastructure/Electricity /Generation/Renewable - Wave                                                                                             |  | Any activities within or close to a watercourse                                                                                                  |   |
| Utilities Infrastructure/Electricity /Distribution and Transmission - Power line                                                                              |  | Any activity in an estuary, on the seashore, in the littoral active zone, or in the sea.                                                         |   |
| Utilities Infrastructure/Electricity /Distribution and Transmission/Substation -                                                                              |  | Activity requiring permit or licence in terms of National or Provincial legislation governing the release or generation of emissions - Emissions |   |
| Release of Genetically Modified Organisms                                                                                                                     |  | Activity requiring permit or licence - Marine Effluent                                                                                           |   |



|  |                                                             |
|--|-------------------------------------------------------------|
|  | Activity requiring permit or licence - Fresh Water Effluent |
|--|-------------------------------------------------------------|

**8. CAPITAL VALUE AND JOB CREATION ESTIMATES (if applicable)**

|                      |                      |
|----------------------|----------------------|
| <b>Capital value</b> | <b>Job estimates</b> |
| R 46 216 711.00      | 16                   |

**9. LIST OF APPENDICES**

|            |                                                       | Submitted |          |
|------------|-------------------------------------------------------|-----------|----------|
| Appendix 1 | Proof of payment, or                                  | YES<br>√  | N/A      |
|            | Written motivation where exclusion of payment applies | YES       | N/A<br>√ |
| Appendix 2 | Land owner consent                                    | YES       | N/A<br>√ |
| Appendix 3 | Project map / plan                                    | YES<br>√  | N/A      |
| Appendix 4 | Screening Report                                      | YES<br>√  | NO       |





## 10. DECLARATIONS

### 10.1 The Applicant

**Note:** Duplicate this section where there is more than one applicant.

I....., in my personal capacity or duly authorised thereto hereby declare/affirm all the information submitted or to be submitted as part of the application is true and correct, and that I:

- am fully aware of my responsibilities in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (“NEMA”), the Environmental Impact Assessment Regulations (“EIA Regulations”) in terms of NEMA (Government Notice No. R. 982 refers) and any relevant specific environmental management act and that failure to comply with these requirements may constitute an offence in terms of relevant environmental legislation;
- appointed the environmental assessment practitioner and/or specialists, where applicable, which EAP and/or specialists meet all the requirements in terms of regulation 13 of GN No. R 982 to act as independent environmental assessment practitioner for this application;
- will provide the EAP, specialists and the competent authority with access to all information at my disposal that is relevant to the application;
- will be responsible for the costs incurred in complying with the NEMA EIA Regulations, 2014 and other environmental legislation including but not limited to –
  - costs incurred in connection with the appointment of the environmental assessment practitioner or any person contracted by the environmental assessment practitioner;
  - costs incurred in respect of independent reviews in terms of regulation 13(2) of GN No. R982;
  - costs incurred in respect of the undertaking of any process required in terms of the regulations;
  - costs in respect 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 applicable management and mitigation measures;
- am responsible for complying with conditions that may be attached to any decision(s) issued by the competent authority;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of the EIA Regulations, 2014;
- hereby indemnify the government of the Republic, the competent authority and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action for which the applicant or environmental assessment practitioner is responsible in terms of the NEMA EIA Regulations, 2014 and any specific environmental management act; and
- will not hold the competent authority responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to an appeal being decided in terms of the NEMA Regulations, 2014.

**Note:** If acting in a representative capacity, a certified copy of the resolution or power of attorney must be attached.

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Signature of the applicant

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Name of company

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Date



## 10.2 The Environmental Assessment Practitioner (EAP)

I ....., as the appointed environmental assessment practitioner ("EAP") hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent (tick which is applicable):

|  |                                                                                                                                                                                                                                                                 |
|--|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or |
|--|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|  |                                                                                                                                                                                                                     |
|--|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|  | am not independent, but another EAP that is independent and meets the general requirements set out in Regulation 13 has been appointed to review my work (Note: a declaration by the review EAP must be submitted); |
|--|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

- have expertise in conducting environmental impact assessments, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- will ensure compliance with the EIA Regulations 2014;
- 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 application;
- will take into account, to the extent possible, the matters listed in regulation 18 of the regulations when preparing the application and any report, plan or document relating to the application;
- will disclose to the proponent or applicant, registered interested and affected parties and the competent authority all material information in my possession that reasonably has or may have the potential of influencing any decision to be taken with respect to the application by the competent authority or the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority (unless access to that information is protected by law, in which case I will indicate that such protected information exists and is only provided to the competent authority);
- will ensure that information containing all relevant facts in respect of the application is distributed or made available to interested and affected parties and the public and that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced to support the application;
- declare that all the particulars furnished by me in this form are true and correct;
- am aware that it is an offence in terms of Regulation 48 to provide incorrect or misleading information and that a person convicted of such an offence is liable to the penalties as contemplated in section 49B(2) of the National Environmental Management Act, 1998 (Act 107 of 1998).

\_\_\_\_\_  
Signature of the environmental assessment practitioner

\_\_\_\_\_  
Name of company

\_\_\_\_\_  
Date



### 10.3 The Review Environmental Assessment Practitioner (REAP)

I ....., as the appointed review environmental assessment practitioner ("REAP") hereby declare/affirm the correctness of the information provided as part of the application, and that I:

- am independent, and other than fair remuneration for work performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity;
- am fully aware of and meet all of the requirements of Regulation 13, and that failure to comply with any the requirements may result in disqualification;
- have reviewed/will review all the work undertaken by the EAP;
- have disclosed/will disclose, to the applicant, the EAP, the specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

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Signature of the review environmental assessment practitioner

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Name of company

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Date



## 10.4 The Specialist

**Note:** Duplicate this section where there is more than one specialist.

I ....., as the appointed specialist hereby declare/affirm the correctness of the information provided as part of the application, and that I:

- in terms of the general requirement to be independent (tick which is applicable):

|                          |                                                                                                                                                                                                                                                                 |
|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or |
|--------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                          |                                                                                                                                                                                                                            |
|--------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | am not independent, but another EAP that is independent and meets the general requirements set out in Regulation 13 has been appointed to review my work (Note: a declaration by the review specialist must be submitted); |
|--------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

- have expertise in conducting specialist work as required, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- will ensure compliance with the EIA Regulations 2014;
- 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 application;
- will take into account, to the extent possible, the matters listed in regulation 18 of the regulations when preparing the application and any report, plan or document relating to the application;
- will disclose to the proponent or applicant, registered interested and affected parties and the competent authority all material information in my possession that reasonably has or may have the potential of influencing any decision to be taken with respect to the application by the competent authority or the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority (unless access to that information is protected by law, in which case I will indicate that such protected information exists and is only provided to the competent authority);
- declare that all the particulars furnished by me in this form are true and correct;
- am aware that it is an offence in terms of Regulation 48 to provide incorrect or misleading information and that a person convicted of such an offence is liable to the penalties as contemplated in section 49B(2) of the National Environmental Management Act, 1998 (Act 107 of 1998).

\_\_\_\_\_  
Signature of the specialist

\_\_\_\_\_  
Name of company

\_\_\_\_\_  
Date



## 10.5 The Review Specialist

I ....., as the appointed review specialist hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- am independent, and other than fair remuneration for work performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity;
- am fully aware of and meet all of the requirements of Regulation 13, and that failure to comply with any the requirements may result in disqualification;
- have reviewed/will review all the work undertaken by the specialist;
- have disclosed/will disclose, to the applicant, the EAP, other specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

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Signature of the review specialist

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Name of company

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Date

