DRAFT BASIC ASSESSMENT REPORT APPENDICES

DEVELOPMENT OF 2 IN-STREAM WEIRS AND ASSOCIATED INFRASTRUCTURE ON REMAINING EXTENT OF THE FARM NOSILLA 27 JU WHITE RIVER AREA, MPUMALANGA.

PREPARED BY:



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PREPARED FOR:

MR. PIETER DU PREEZ

FOR SUBMISSION TO:



DEPARTMENT OF AGRICULTURE, RURAL DEVELOPMENT, LAND AND ENVIRONMENT AFFAIRS, MPUMALANGA PROVINCIAL GOVERNMENT

OCTOBER 2021

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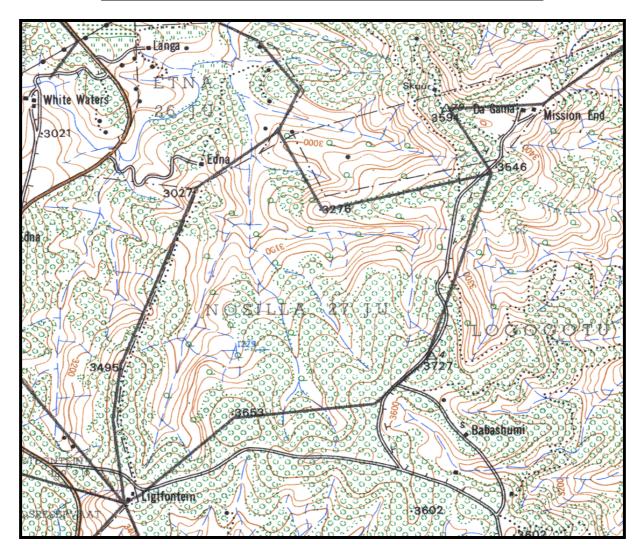
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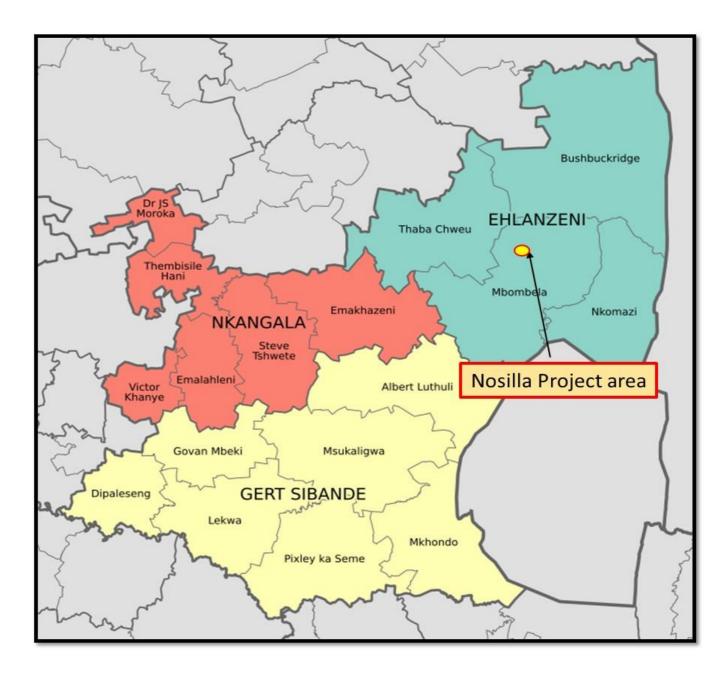
ABBREVIATIONS

ASAP	As Soon As Possible
Asl	Above sea level
cm	centimetre
DAFF	Department of Agriculture, Forestry and Fisheries
DARDLA	Department of Agriculture: Resource Management: Provincial
DARDLEA	Department of Agriculture, Rural Development, Land and Environmental Affairs
DWS	Department of Water and Sanitation
EAP	Environmental Assessment Practitioner
ECO	Environmental Control Officer
EIA	Environmental Impact Assessment
EIR	Environmental Impact Report
EMPr	Environmental Management Programme
ESKOM	Electricity Supply Commission
GPS	Geographical Positioning System
HIA	Heritage Impact Assessment
HIV	Human Immunodeficiency Virus
I&AP's	Interested and Affected Parties
IEM	Integrated Environmental Management
IUCMA	Inkomati Usuthu Catchment Management Agency
m	metre
mm	millimetre
m/s	metre per second
NA	Not Applicable
NDA	National Department of Agriculture
NEMA	National Environmental Management Act
MTPA	Mpumalanga Tourism and Parks Agency
OMPr	Operational Management Programme
PDI	Previously Disadvantaged Individual
RES	Rhengu Environmental Services
SABS	South African Bureau of Standards
SAHRA	South African Heritage Resources Agency
sqm	square metre

APPENDIX 1: SITE MAPS SITE PHOTOGRAPHS

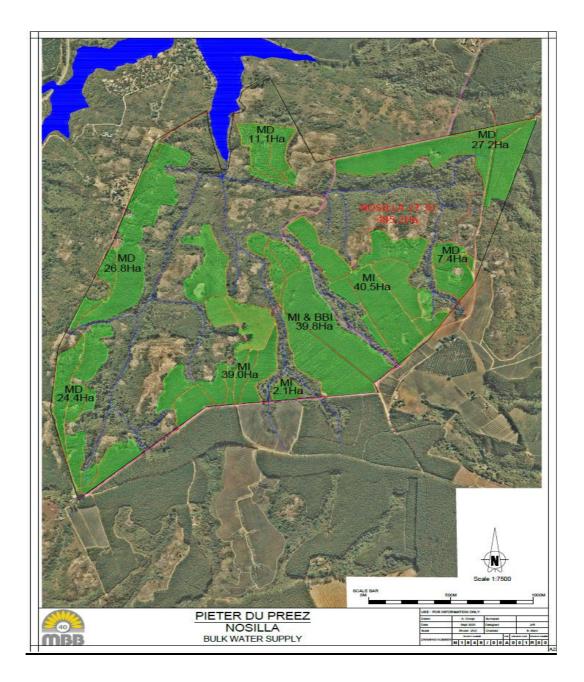
LOCALITY AND TOPOGRAPHICAL MAPS: NOSILLA 27 JU

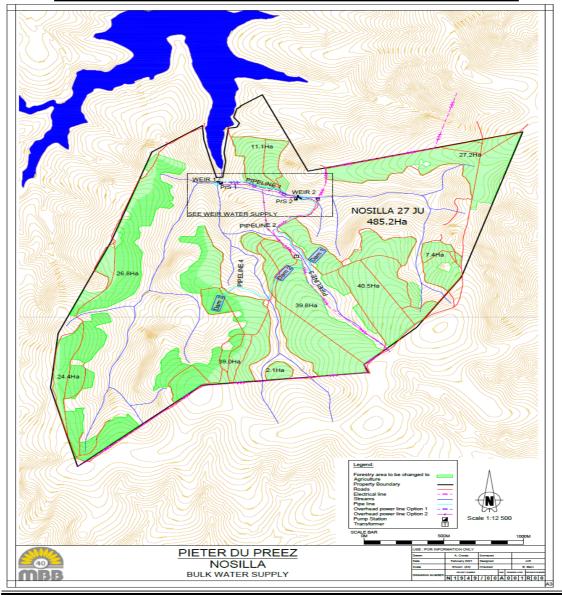




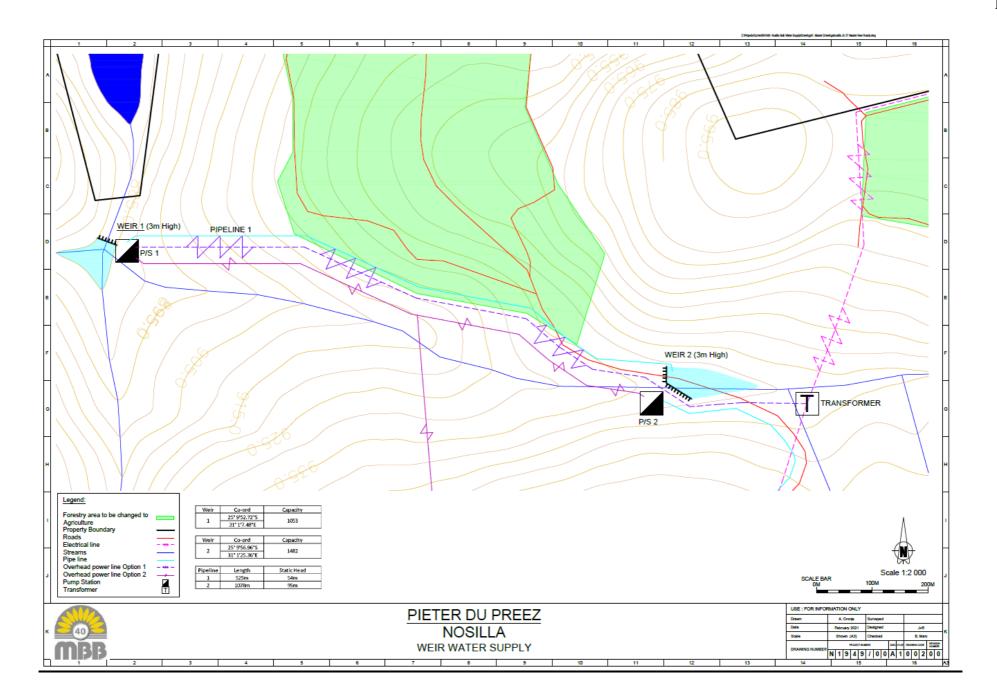
GOOGLE PROJECT MAPS: NOSILLA 27 JU

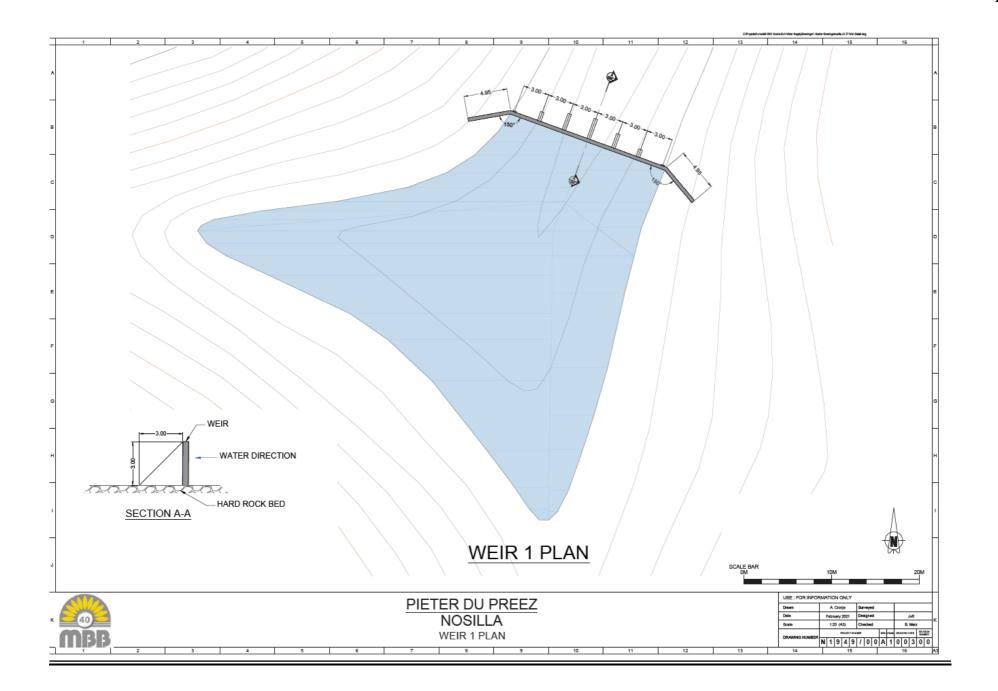


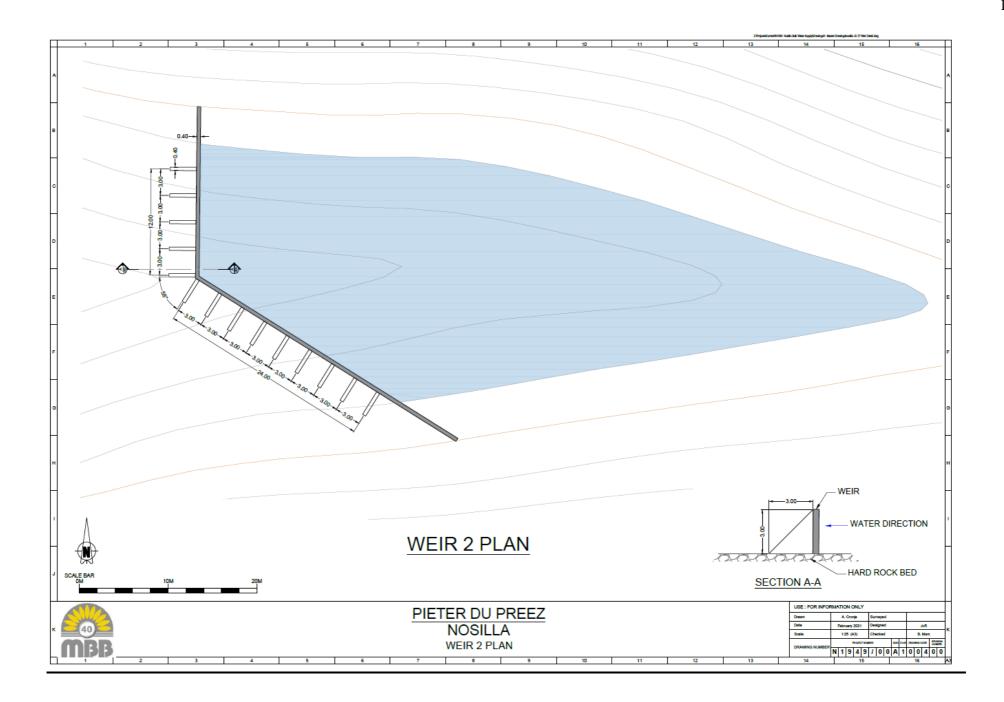




PROJECT INFRASTRUCTUE LAYOUT MAPS: NOSILLA 27 JU







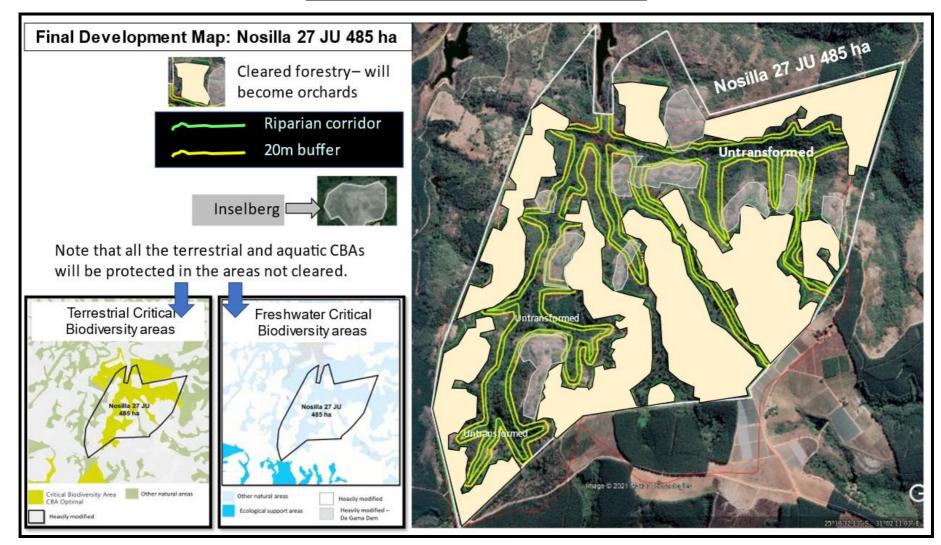




Figure 5: Public Participation: Advertisement at Nos Farm Entrance.

Figure 6: Public Participation: Close-up of Advertisement at Nosilla Farm Entrance.



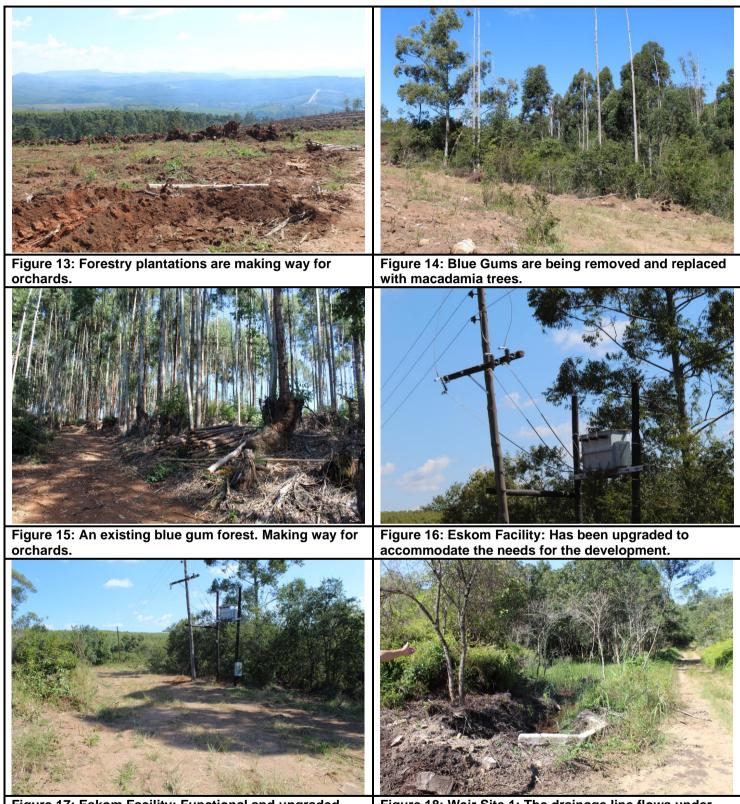


Figure 17: Eskom Facility: Functional and upgradedFigure 18: Weir Site 1: The drainage line flows under
the existing road.



APPENDIX 2: PUBLIC PARTICIPATION PROCESS ISSUES AND RESPONSES REPORT INTERESTED AND AFFECTED PARTIES REGISTER COPIES OF ADVERTISEMENTS, NEWSPAPER NOTICES AND MINUTES COPIES OF E-MAIL CORRESPONDENCE COPIES OF NOTIFICATIONS AND REPORT SUBMISSIONS

ISSUES AND RESPONSES REPORT: DEVELOPMENT OF 2 IN-STREAM WEIRS AND ASSOCIATED INFRASTRUCTURE ON REMAINING EXTENT OF THE FARM NOSILLA 27 JU WHITE RIVER AREA, MPUMALANGA.

Interested and Affected Party: <u>Note</u> : Questions/queries posed by all parties during meetings, discussions and informal conversations are listed below and included in the report.	Response
1.AD: Dr. Andrew Deacon provided some insight into the outcome of the Biodiversity Studies.	1.AD : Following various ecological assessments, the river/tributary is classified. The classification then lists the river/tributary either as relatively pristine (A Category) all the way to Category E (badly affected, poor condition etc.). Based on the condition of the river, the presence or absence of sensitive components of biodiversity, the requirements of the fish etc. Andrew's information is then submitted to the Hydrologist (Mr. Stephen Mallory in this case) and the river is then classified. Stephen Mallory then using a flow determination model defined the ecological water requirement (EWR) which will be necessary during the various months of the year to ensure that the tributary continues to maintain its ecological integrity. The management authority (applicant) of the weirs will thus have to release the EWR as per the flow requirement table identified during this assessment process. Andrew recorded no fish presence in the tributary which negates the need for a fishway at the weir sites. Furthermore, Andrew reiterated the fact that the sensitive habitat types on the farm coincide with the natural areas around the driange lines and these would not be developed into orchards. The exotic, alien forestry sections (blue gums) will be removed from the crests and replaced by orchards. This will result in a saving of water which will improve water availability in the environment. This is seen as an additional positive impact of the development process. RK : To address the concerns of the downstream users the design of the weirs will include the installation of water measuring meters above the weir (measuring what goes into the weir) and one below the weir (measuring water

	flowing out of the weir). There are no new water rights being applied for. The applicant will submit the monthly reading measurements/results to the IUCMA.
<u>2.LV</u> : Louis Viljoen enquired whether he will have access to the Da Gama Dam edge via applicable servitudes?	2.PP : PP confirmed that his property does not go down all the way to the dam. No servitudes are applicable. Irrespective of this LV is welcome to inspect any aspects of the development as and when required and meet or discuss any issues with PP in the future going forward. PP also confirmed that he has a full-time team currently on site which are eradicating alien invader plants and since the blue gums have been removed water is flowing in the tributary and past the weir sites.
<u>3.FM</u> : FM wants to know whether the weirs will be developed on agricultural land?	<u>3. RK</u>: No. The weirs will be developed in an unnamed tributary surrounded by natural riparian habitat.
Interested and Affected Party: <u>Note</u> : Questions/queries/comments submitted by Interested Parties on the contents of the Draft BAR. None to date.	

List of Participants in Discussions and Queries listed above:

- Mr. Louis Viljoen (LV) White Waters Major Irrigation Board.
- Mr. Frans Mashabela (FM) Department of Agriculture, Land Reform and Rural Development
- Mr. Pieter du Preez (PP) Applicant.
- Dr. Andrew Deacon (AD) Biodiversity Specialist.
- Mr. Barend Marx (BM) Project Engineer.
- Mr. Johan Enslin (JE) IWULA Consultant. Project Team Member.
- Mr. Ralf Kalwa (RK) Rhengu Environmental Services.

PUBLIC PARTICIPATION AND ROLEPLAYERS REGISTER: NOSILLA WEIR PROJECT ON THE FARM NOSILLA 27 JU: WHITE RIVER AREA, MPUMALANGA

Name; Company, Department	Postal Address/Property	E Mail	Fax	Telephone or Cell Number	Attended Public Information Meeting
Badenhorst, Jos		jos@mto.group		082 783 6744	No
Botha, Adam	JB Portion 25 Etna	mboveboerdery@gmail.com		082 314 4445	No
Brown, Allan and Lalka	Missions End	brownlalka@gmail.com		072 402 4512	No
Crossley, Sloan	Windermere House	sloanc@mweb.co.za		083 325 2173	No
Deacon, Andrew Dr.	House 4, Jakkalsbessie Farm, Malelane, 1320	andrew@nethog.co.za			Yes
Du Preez, Pieter	Postnet Suite 186, P/Bag X9910, White River 1240	roftie2@gmail.com		084 451 1601	Yes
Enslin, Johan	Riverside Estate, Skeerpoort, 0232	johan@iwula.org		072 332 2442	Yes
Kusel, Jens	Beddingfield	jens@vukatimbers.co.za		082 388 2061	No
Marx, Barend	11 Streak Street, Nelspruit	barend@mbb.co.za		083 354 5521	Yes
Turner, Debbie		wwmib@accretary.co.za		082 738 2799	No
Van Aarde, Piet	Quaertzberg	psvanaarde@gmail.com		083 417 4543	No
Van Dyk, Eric	Dagama Water Board	evandyk@yahoo.com		084 899 8888	No
Viljoen, Louis	Whitewaters Major Irrigation Board P. O. Box 41, White River, 1240	wwmib@accretary.co.za		082 552 7104 082 738 2799	Yes

Government or Official Departments/Business Interests	Postal Address	E Mail	Fax	Telephone or Cell Number	
Dlamini, Sandile	13 Streak Street MAXMA Building, Nelspruit, 1200	shabangus@iucma.co.za		013 753 9000	Νο
Khumalo, Nokukhanya: SAHRA	P. O. Box 4637, Cape Town, 8001	nkhumalo@sahra.org.za	021 462 4509	021 462 4502	Νο
Malele, Khumbelo	Private Bag X 11338, Nelspruit, 1200.	khumbelomalele@gmail.com	NA	013 235 2395 Ext. 222	No
Mashabela, Frans: DAFF: LUSM	P. O. Box 8806, Nelspruit, 1200.	FransMas@nda.agric.za	013 754 0735	013 754 0730 072 130 1204	Yes
Shabane, Love: DAFF	P. O. Box 8806, Nelspruit, 1200.	LoveS@nda.agric.za	013 754 0735	013 754 0734	No
Sono, Danny: White River Municipality	12 Chief Khumalo Street, White River, 1240	dannys@mbombela.gov.za		072 635 6504	Νο
Mtotywa, Zinzile: DAFF	Private Bag X 11243, Nelspruit, 1200.	ZinzileM@nda.agric.za	086 628 7137	013 754 0761 071 883 2768	No

MINUTES OF THE MEETING/DISCUSSIONS HELD WITH INTERESTED AND AFFECTED PARTIES (I&AP's): DEVELOPMENT OF 2 IN-STREAM WEIRS AND ASSOCIATED INFRASTRUCTURE ON REMAINING EXTENT OF THE FARM NOSILLA 27 JU, WHITE RIVER AREA MPUMALANGA. 6 SEPTEMBER 2021 10H00

1. Participants:

- Mr. Louis Viljoen (LV) White Waters Major Irrigation Board.
- Mr. Frans Mashabela (FM) Department of Agriculture, Land Reform and Rural Development
- Mr. Pieter du Preez (PP) Applicant.
- Dr. Andrew Deacon (AD) Biodiversity Specialist.
- Mr. Barend Marx (BM) Project Engineer.
- Mr. Johan Enslin (JE) IWULA Consultant. Project Team Member.
- Mr. Ralf Kalwa (RK) Rhengu Environmental Services.

2. Apologies:

None.

3. Welcome and Background:

RK thanked the participants for the opportunity to meet. RK briefly explained the role of Interested and Affected Parties in an Environmental Impact Assessment (EIA) Process and encouraged everyone to participate in an open and transparent manner. Participants should feel free to voice their comments and provide input at any stage of the process. RK also gave an overview of the EIA process and the procedure of collecting information, the opportunity for I&APs to comment and the procedure for submitting the reports.

Furthermore, RK indicated that the purpose of this Meeting was also specifically planned to inform those parties which may be affected by the proposed development of the weirs. In this way the applicant wishes to maintain good neighbour relations and hopefully address any urgent issues timeously and in a sensitive manner.

Comments and concerns raised today will be included in the participation process and by attending this meeting the participants have registered their interest in the project. These minutes will be included in the Environmental Assessment documentation.

- To comply with **Environmental Legislation** an **Application** will be submitted to the Department of Rural Development, Land and Environmental Affairs (DARDLEA) in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Environmental Impact Assessment (EIA) Regulations of 2014.
- Several activities which require approval by DARDLEA are listed in these regulations.
- The purpose of this assessment process is to investigate the impact of implementing such activities (i.e., developing instream weirs in the unnamed tributary flowing through the farm).

Having said this, Rhengu Environmental Services (RES) were appointed to undertake the assessment process. As part of this assessment process a **Public Participation Process** (**PPP**) must be initiated to involve all potential interested and affected parties.

Two development options (alternative sites) have been considered for evaluation. The map with the proposed sites was included in the Background Information Document (BID) which was submitted to all I&APs that registered for the meeting. <u>Alternative Options</u>: All alternative options for the project will however be considered during the assessment phase.

Several Specialist Studies have been commissioned to investigate and evaluate various aspects pertaining to the project site: Biodiversity Study (Aquatic and Terrestrial; Heritage Study and the Environmental Water Requirement). Together with the Preliminary Engineering

Reports, these studies will allow the Project Team an opportunity to take an informed decision on the various impacts associated with the proposed development.

Finally, RK reiterated that in parallel with the EIA process the applicant must submit a Water Use Licence Application (WULA) to the Department of Water and Sanitation (IUCMA, i.e., Catchment Management Agency). This process will be managed by Johan Enslin. JE informed the meeting as follows:

- The <u>WULA process</u> will run concurrently with the EIA process and both processes have been advertised together. This Public Participation Process (PPP) will support the WULA process.
- We will now generate information and we now require engineering designs, method statements including the Aquatic Study and GN 509 Risk Assessment Reports etc. which will be included in the WULA. These reports will be submitted to DWS (IUCMA) for evaluation, perusal and approval.
- The WULA process can be resolved within 300 days or less. The correctness of the reports, detail of information provided and the input of all specialists will determine the final approval period.

The following issues were raised by participants during the meeting:

Issue	Response
1.AD: Dr. Andrew Deacon provided some insight into the outcome of the Biodiversity Studies.	1.AD : Following various ecological assessments, the river/tributary is classified. The classification then lists the river/tributary either as relatively pristine (A Category) all the way to Category E (badly affected, poor condition etc.). Based on the condition of the river, the presence or absence of sensitive components of biodiversity, the requirements of the fish etc. Andrew's information is then submitted to the Hydrologist (Mr. Stephen Mallory in this case) and the river is then classified. Stephen Mallory then using a flow determination model defined the ecological water requirement (EWR) which will be necessary during the various months of the year to ensure that the tributary continues to maintain its ecological integrity. The management authority (applicant) of the weirs will thus have to release the EWR as per the flow requirement table identified during this assessment process. Andrew recorded no fish presence in the tributary which negates the need for a fishway at the weir sites. Furthermore, Andrew reiterated the fact that the sensitive habitat types on the farm coincide with the natural areas around the drainage lines and these would not be developed into orchards. The exotic, alien forestry sections (blue gums) will be removed from the crests and replaced by orchards. This will result in a saving of water which will improve water availability in the environment. This is seen as an additional positive impact of the development process. RK : To address the concerns of the downstream users the design of the weirs will include the installation of water measuring meters above the weir (measuring what goes into the weir) and one below the weir (measuring water flowing out of the weir). There are no new water rights being applied for and the aim is to convert a Stream Flow Reduction Activity to abstraction for irrigation.
<u>2.LV</u> : Louis Viljoen enquired whether he will have access to the Da Gama Dam edge via applicable servitudes?	The applicant will submit the monthly reading measurements/results to the IUCMA. <u>2.PP</u> : PP confirmed that his property does not go down all the way to the dam. No servitudes are applicable. Irrespective of this LV is welcome to inspect any aspects of the development as and when required and meet or discuss any issues with PP in the future going forward. PP also confirmed that he has a full-time team currently on site which are eradicating alien invader plants and since the blue gums have been removed water is flowing in the tributary and past the weir sites.

3.FM: FM wants to know whether the weirs will be developed on	3. RK: No. The weirs will be developed in an unnamed tributary surrounded by
agricultural land?	natural riparian habitat.

General Comments:

• A site visit was arranged however the participants declined the option to view the preferred site.

The meeting and site visit adjourned at 11h20.

COPY OF NEWSPAPER ADVERTISEMENT: LOWVELDER 15 JULY 2021

28 LOWVELDER - CLASSIFIEDS

LEGALS 0905 Auctioneers 0910 Public & Legal Notices 0915 Sales in Execution 0916 Lost Title Deeds 0920 Tenders 0920 Tenders 0925 Estates 0930 Liquidations 0935 Town Planning 0940 General

> 0910 PUBLIC / LEGAL NOTICES

NOTICE INVITATION FOR PUBLIC COMMENTS IN APPLICATION FOR A LIQUORLICENCE IN TERMS OF SECTION 35(2) (a) OF UCOR MUNANAG OF UCOR DEENCING ACT NO 5 OF 2006 A. PERSONAL DETAILS I, JOHN NOWENYAMA, ID Neghoar

A JOHN NEW EVALUATION NUMBER STREAM S

myself. B. LICENCE TYPE: The retail sale of liquor for consumption on and off the premises where the liquor is sold. C. BUSINESS PREMISSES Physical address: Stand number 110, Makoko, 1251, an address in the Republic of South Africa and within the borders of Mpumalanga Province. Detel address:

Africa and writer the ucrowns or Mormalange Privince. Decomments between the uncommon writing and be addressed to the municipality concerned and a municipality concerned and a municipality concerned and a the said address within thrity (30) days of the publication. MUNICIPALITY ADDRESS: 1 Nel Streat, Mombala, 1200 APPL CANT'S ADDRESS: 1 Nel Streat, Mombala, 1200 APPL CANT'S ADDRESS: 23 Van Renaburg Street Moombela

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BUSINESS PREMISES Physical address: NEXT TO ELANGENI LODGE, STAND NO. 5/R/812, being an address in the Republic of South Africa and situated within the Boundaries of Mpumalanga Province. and staulad within the Boundaries of Murcellange Coll 102-253-4598 ADDRESSES TO WHICH COMMITTE MUST BE COMMITTE MUST BE Commonts should be made in writing and be addressed to the copy to the applicant, to reach copy to the applicant, to reach the addresses within thirty Municipality address: 9 PARK STREET, MALALANE KAMHLUSHWA EAST CATE 22 TA010813 TA0108" INVITATION FOR PUBLIC COMMENTS IN APPLYING FOR A LIQUOR LICENCE IN TERMS OF SECTION 35(2)(a) OF THE MPUMALANGA LIQUOR LICENCING ACT, 2006 PERSONAL DCC LIQUOR LICENCING ACT, 2006 CALL DETAILS PLINGANKIE BHERI MANKIE BHERI ID: 860708 5456 089, ana adult male, haraby invite written public action of a liquor for application for a liquor funce to the Moundanga Liquor Authority to trade under the name of KAJWANKE'S Bogilaciton for mixed this Department of the state application for myself. LICENCE TYPE b) The retail sale of liquor for consumption off the premises LUCENCE TYPE Donumption Of the premises where the liquot is sold by the premises of the premises where the liquot is sold by the premises of the premises that the frequency of the premises of the the prevince. Call 072-253-459 GMMENTS movince. Comments should be mado in Comments and be address. 9 PARK STREET, MALLANE Addresus WWA Applicant's address. KAMHLUSHWA EAST GATE 22 TA010 EAST CATE 22 TATONS FOR PUBLIC COMMENTS IN APPLYING FOR A LIQUOR LICENCE IN TO THE EPHOLE OF THE EPHOLENCIA ACT, DO THE EPHOLENCIA ACT, DO THE EPHOLENCIA LOUG PUBLIC CONTROL OF THE PERSONAL DETAILS I, ZULU MARHOSETIVE, IDDI GREATER IN A DECEMBER COMMENTS IN A DECEMBER COMMENTS IN A DECEMBER AUTHORY to Itable, under the name of TRENCY CAFE. LICENCE TYPE LICENCE TYPE The rotal act of eligor is add. DECEMBER COMMENTS IN A DECEMBER COMMENTS

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ADDRESSES TO WHICH COMMENTS MUST BE SUBMITTED Comments should be nated in municipally concerned and a copy to the applicant, to reach the said addresse within hitry (S0) days of this publication. Municipality address: NKCMA21 LOCAL MUNICIPALITY 1011, MALELAVE, 1320 Applicant's address: Applicant's address: 09 PARK STREET, MALELANE 1320 Advertiser Name: ZULU MAKHOSETIVE Advertiser Address: MTHANDC MEDICAL CENTRE STREET, KAMHLUSHWA MAIN ROAD, NKOMAZI NKOMAZI Advertiser Email: makhosizulu @yahoo.com TA010817 I A01081 NOTICE INVITATION FOR PUBLIC COMMENTS IN APPLVING FOR A LIQUOR LICENCE IN TERMS OF SECTION 35(2)(a) OF THE MPUMALANG LIQUOR LICENCING ACT, 2006 Long on LICENCING ACT, PERSONAL DETAILS J. 2ULU MAXMORE TIVE ITCO J. 2ULU MAXMORE TIVE ITCO Interesting and the second second persety invites multiple comments concerning my application for a sloudor monos to participation for a sloudor monos Authority to trade under the name of TREND2 CAFE. I make amme of TREND2 CAFE. I make amme of TREND2 CAFE. I make consumption on and off the consumption on and off the sold. sold. BUSINESS PREMISES Physical address: 54 BROWN STREET, MBOMBELA, 1200, being an address in the Repub of South Africa and situated within the Boundaries of

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TA010816 OF ENVIRONMENTAL IMPACT ASSESSMENT AND WATER USE LICENCE APPLICATION PUBLIC PARTICIPATION PROCESS INVITATION TO PARTICIPATE The new Environmental In-PROCESS INVITATION TO PARTICIPATE sonnial impact Assessment Regulations came into effect on the 4 December 2014. These regulations were mind it is proceed that the procedure as described in Chapters 4 and 6 of Notice 286 Chapters 4 and 6 of Notice 286 Chapters 4 and 6 of Notice 286 Cazette No. 40772, published on Cazette No. 40772, published on Cazette No. 40772, published on 41 of this notice and in terms of 41 of this notice and in terms of

the National Water Act's (Act 36 of 1998) Water Lise License and of 1998) Water Lise License and Government Gazette 40713 M Government Gazette 40717, Regulation nadr Government Notes 267 on 24 March 2017, Regulation participation to carry soft the following activities: Property Description and Location: Nosilia Wolf Project: Nosilia 27U and White River. Wei Nr. 1: Latitude: 25° 9 56, 56° Longthose and 25° 9 56, 56° Longthose and 1579 756 der Longitude: 314 7125 387. Intermet 245 387. Intermet 245 387. Intermet 245 387. Environmental Impact Assessamet is required in Assessamet is required in terminis that the applicant wishes to implement. Government Notlee: No: 327 Humber: 407721extte Humbe Activity 12: The development off (iv) weins, where the wein infrastructure and water survey occurs. Where such development occurs. Activity 19: The infilling or depositing of any material of activity 19: The infilling or depositing of any material of the direction of the other shells, shall grip, accession, nenroval or moving of sola, and shells, shall grip, accession, removal or moving of sola, and shells, shall grip, accession, removed and the other works are from (r) a watercourse. shells, shell gift, pabbles or rock, offmri (1) sum (1) carses. Torren (1) sum (1) carses. Government Notice: No: 324 of 7 April 2017 Gazette Activity 12: The clearance of an area of 300 aquare metres or more of indigenous vegetation indigenous vegetation is required for maintenance percesses. understation in management plan. Activity 13: The development of today of the development of instar or instar or a stuckness Water such development Water such development of write outpercourse or Water such development (a) within a water course or (c).....within 32m of a water

(a) within a water course or (c).....within 32m of a water Course. (c).....within 32m of a water Course. Mesponsible authority: Water Use Licence: The Visit Use Authority: Water Use Licence: The National Agency (UCMA) Management Agency (UCMA) Management Agency (UCMA) Management Agency (UCMA) Management Agency (UCMA) The nature and locality of the application refers: Statistical and the statistical and application refers: Statistical and the statistical on the Remaining Extent of the Berry and Macadamia contands on the Remaining Extent of the Hasylview in Mgumalanga. The tam is drained by four fibulation feeds the Da Gama Dam within Cauternary Catchment X31H and within the Inkomati- Usufu Mean Agency (C) and the statistical and the risk of water supply which is key manner. The availability of Irrigation water is seen to be the successful and sustainable production on this enterprise.

successful and sustainable production on this enterprise.

critical water related and operational issues to be implemented will be addresselfing. Application constitution converting Stream Flow Reduction Activities (SFRAs) to taking water from a water Reduction activities (SFRAs) to taking water from a water the release of water into the nearby watercourse for the purpose of abstraction and purposes. To this effect new were and off-stream balancing dams are proposed. NOTICE OF ENVIRONMENTAL AUTHORISATION 13 July 2021 Attention: Interested & Affected Definings for approximation tring also purposes. To this effect new weirs and off-stream balancing offers as proposed. Weils and the stream balancing stream of the stream balancing StrAkas balancing definition StrAkas balancing definition StrAkas balancing definition and three (3) balancing definition and three (3) balancing definition and three (3) balancing definition weil height of less than 5m; and two (2) how weils and three (3) how weils and the street of the stream of weils course of the stream of the stream of the stream of the the stream of the publication date of this notice. Horison as torage dams: to function as torage dams: to function as torage dams: the stream of the proposed weils Wall Heights m, Wall devine the stream of the publication of the stream of the proposed weils Wall height of the stream o P. U. Dux II... Material Ceil: 062-414-7088 E. Mail: Anequi@mweb.co.za In order to ensure that you are identified/registered as an orby please submit your name, contact information (e-mail; telephone; fax number) and inforced in the matter in writing to inforce in the matter in writing to the automation (e-mail; telephone; fax number) and inforced in the matter in writing to the automation (e-mail; telephone; fax number) and inforced in the matter in writing to the automation (e-mail; telephone; fax number) and inforced in the matter in writing to the automation (e-mail; telephone; fax number) and inforced in the matter in writing to the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; fax number) and inforced in the automation (e-mail; telephone; telephone





MEINTJES & KHOZA ATTORNEYS

Haguistion 68 of the unsame Haguistion 64, 1937, (No. 47 of 1937) PD DESTROYED DEED Notice is hereby given in terms of regulation 68 of the Deads Haguistion 64, 1937, of the are a certified copy of Dead of Transfer T170582015 dated 24 herebonic Contextus FAMBers Identity Number BS0730 S070 683 UNIMER PETER GUIDO 1, HANS PETER GUIDO 1, HANS PETER GUIDO Dont Contextus Famburan Handright Status 1, HANS PETER GUIDO Dont Contextus Handright Status H FORM JJJ LOST OR DESTROYED DEED Notice is hereby given that under Born on 17 1 even Unmarried 2. SONJA MARTIN Born on 13 January 1970 Unmarried Notice is hereby given that under the provisions of regulation 68 (1) of the Deeds Registries Act 1997, of the intention to apply for 1902; Statistical and the state of the 1002 State of State of

Thursday July 15, 2021

the Registrar of Daeds Myumalanga at Neisprut, bibuatorize Steal Street Neisprut, within two weeks from the date of the publication of this notice. DATED at NELSPRUIT on 15 day of JULY 2021 15 day of JULT 2021 Applicant GERHARD LOURENS INCORPORATED Address: 31 MAROTH STREET, NELSPRUIT Email address: ricky @gerhardlourens.co.za Contact number: 013-755-2080 TA010802

DIVISION JU PROVINCE OF MVIMALANGA NEEDO DIVISION JU PROVINCE OF SOLARE METRES which has been host or destroyed. Adjection to the issue of such copy are hereby required to copy are hereby required to lodge the same in the writing Myumalanga at 25 ball Steed. Nelspurt within two weeks from durant and at 25 ball Steed. Nelspurt within two weeks from durant and at 25 ball Steed. OUNLY AVACET CONVEYANCET CONVEYANCET STEED, OR MID-CITY ST BROWN STREET NELSPRUIT TA01082

TA01082

NOTICE (Form of publication in terms of Regulation 68 of the Deeds Registries Act, 1937, (No. 47 of 1937)) LOST OR DESTROYED DEED Notice is heraby gives in terms

LOST OR DESTROYED DE Notice is hereby given in terr of regulation 68 of the Deed Registries Act, 1937, of the intention to apply for the isau a certified copy of Deed of Transfer Jord passed by DAVID JACOBUS PIETERSE Identity Number 470507 5074 088 And

And GEZINA JOHANNA PIETERSE Identity Number 501104 0058 085 In favour of: FRANZ JOHANN LÖTSCHER Born on 1 August 1960 Unmarrind

notice. DATED at NELSPRUIT on 15 day of JULY 2021

by: IAN GAVIN STYER Identity Number 630325 5006 084 And ELIZABETH JOHANNA STYER dentity Number 300923 0221 082 Married in community of property o each other

Marrieo in Johnson to each other In favour of: 1. HANS PETER GUIDO DUBLER Born on 17 February 1965 Unmarried 2. SONJA MARTIN Born on 13 January 1970 Unmarried

the date of the publication of this notice DA Gay of JULY 2021 Applicant GERHARD LOURENS INCORPORATED Address: 31 MAROTH STREET, NELSPRUIT Email address: ricky @gethardfourens.co.za CG 13-355-2080 — TA010800

NOTICE rm of publication in terms of gulation 68 of the Deeds jistries Act, 1937, (No. 47 of (7))

TA10802 NOTCE LOS OF NOTCE NOTCE LOS OF NOTCE NOTCE

The date of the publication of the date of the publication of the publication of the date of the publication of the date of th

TA010812 NOTICE (Form of publication in terms of Regulation 68 of the Deeds Registries Act, 1937, (No. 47 of 1937))

15 day of JULY 2021 Applicant GERHARD LOURENS INCORPORATED Address: 31 MAROTH STREET, NELSPRUIT Email address: ricky @rgerhardicurens.co.za Contact number: 013-755-2080 TA010799 1937)) LOST OR DESTROYED DEED Notice is hereby given in terms LOST OR DESTROYED DEED Notice is heroty given in terms of regulation 68 of the Deads Registries Act, 1937, of the interition to apply for the issue of a certified copy of Dead of 10 MAROH 2016 passed by: ANTHONY BLAKE UTLEY Identity Number 771207 5080 088 Married out of community of property

Marines ver-property In favour of: 1. HANS PETER GUIDO DUBLER Born on 17 February 1965

TA010795 NOTICE (Form of publication in terms of Regulation 88 of the Deeds Registrines Act, 1937, (No. 47 of LOST OR DESTROYED DEED Notice is hareby given in terms of regulation 68 of the Deeds of regulation 68 of the Deeds internition to apply for the Issue of a certified copy of Deed of Transfer T13365/2013 dated 20. NOVEMBER 2013 passed

DUBLER Born on 11 Fobruary 1965 Born on 11 Fobruary 1965 Born on 13 January 1970 Ummaried Born on 13 January 1970 Ummaried ERF 2156 MARLOTH PARK FR2 156 MARLOTH PARK BORN TO THE STATE OF THE HOLD THE STATE OF THE BORN TO THE STATE OF THE BORN THE STATE OF THE HOLD THE Born on 13 January 1970 Ummando cardiar: ERF 2155 MARLOTH PAIK HOLLDAY TOWNSHPO HOLLDAY TOWNSHPO HOLLDAY TOWNSHPO HOLLDAY TOWNSHPO Which has been lost or destroyad. Objection to the issue of such tablade di 25 Bel Street mit and the publication of this notice.

15 day of JULY 2021 Applicant GERHARD LOURENS INCORPORATED Address: 31 MAROTH STREET, NELSPRUIS: ricky etgehardfourens: co.za Contact number: 013-755-2080 TA010801

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PROVINCE IMPUMALANGA. IMPADVINCE IMPUMALANGA. IMPASURING: 1185 (ONE THOUSAND ONE FLINDRED IMPUMALANGAND ONE FLINDRED METTRES: which has been lost or diatogual which has been lost or hereby required to lodge the hereby required to lodge the sub-or of the sub-organization method in the sub-organization MEMALANGA At Nelsprut which now weeke after the date MPUMALANGA at Nelsprut which now weeke after the date organization Gontact number: 07:475-475 Ermail address: jeiktyra4-5 Ermail addre

Born on 13 January 1970 Urmarriad In sepact of settain: HolDaY TOWNSHIP HOLDAY TOWNSHIP REGISTRATION DIVISION J.U., PROVINCE OF MPUMALANGA Which has been lost or distroyad, persons having abjection to the issue of such copy are hereby required to lodge the same in writing with Your trusted news source In the community - for the community Lywelder



31

<u>COPY OF SITE NOTICE:</u> <u>SITE NOTICE OF ENVIRONMENTAL IMPACT ASSESSMENT</u> <u>PUBLIC PARTICIPATION PROCESS</u> <u>INVITATION TO PARTICIPATE</u>

The new Environmental Impact Assessment Regulations came into effect on the 4 December 2014. These regulations were amended in 2017 and with this in mind it is proposed that the procedure as described in Chapters 4 and 6 of Notice 326 and Listed in Government Gazette No. 40772, published on 7 April 2017 is followed. Notice is given in terms of Regulation 41 of this notice and in terms of the National Water Act's (Act 36 of 1998) Water Use License and Appeal Regulations published in Government Gazette 40713 under Government Notice 267 on 24 March 2017, Regulation 17: Procedure for public participation to carry out the following activities:

Property Description and Location: Nosilla Weir Project: Remaining Extent of the Farm Nosilla 27JU near White River. Weir Nr. 1: Latitude: 25° 9' 52.72" Longitude: 31° 17' 48". Weir Nr. 2: Latitude: 25° 9' 56.96" Longitude: 31° 1' 25.36".

In terms of Government Notices **327 and 324** a **Basic Environmental Impact Assessment** is required in terms of the following listed activities that the applicant wishes to implement:

Government Notice: No: 327 of 7 April 2017 Gazette Number: 40772:

Activity 12: The development of-

(v) weirs, where the weir infrastructure and water surface area exceeds 100sqm in size,

Where such development occurs-

(a) within a water course or (c) ... within 32m of a water course.

Activity 19: 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-(i) a watercourse.

Government Notice: No: 324 of 7 April 2017 Gazette Number: 40772:

Activity 12: The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.

Activity 14: The development of-

(i) dams or weirs.....and infrastructure exceeding 10sqm in size or

(ii) infrastructure or structures with a physical footprint of 10sqm or more

Where such development occurs-

(a) within a water course or (c)within 32m of a water course.

Application Submission to the Responsible Authority: Water Use Licence:

The Water Use Authorisation Application will be submitted to the Inkomati-Usuthu Catchment Management Agency (IUCMA) in terms of Regulations GN267.

The nature and locality of the water uses to which the application refers:

The Applicant is developing Blue Berry and Macadamia orchards on the Remaining Extent of the Farm Nosilla 27JU, situated between White River and Hazyview in Mpumalanga. The farm is drained by four tributaries of the White Waters River which feeds the Da Gama Dam within Quaternary Catchment X31H and within the Inkomati-Usuthu Water Management Area.

The Applicant aims to reduce the risk of water supply which is key to the production of quality produce in a sustainable manner. The availability of irrigation water is seen to be the most important factor for a successful and sustainable production on this enterprise. During the application process, critical water related and operational issues to be implemented will be addressed to optimise water harvesting.

The Water Use Authorisation Application constitutes converting Stream Flow Reduction Activities (SFRAs) to taking water from a water resource and storage of water, i.e., removing forestry to effect the release of water into the nearby watercourses for the purpose of abstraction and storage for agricultural irrigation purposes. To this effect new weirs and off-stream balancing dams are proposed.

NWA Section 21 Water Uses

S21 (a) Taking water from a water resource: Converting SFRAs to section 21 (a) - Abstraction from two (2) weirs and three (3) balancing dams. S21 (b) Storing Water: Three (3) new off-stream balancing dams, each with a storage volume of less than 50 000 m3 and a dam wall height of less than 5m; and two (2) new weirs.

S21 (c) and (i): Impeding or diverting the flow of water in a watercourse and altering the bed, banks, course or characteristics of a watercourse – Two (2) new weirs each with a pumpstation in non-perennial watercourses; and surface water abstraction from the new weirs.

Further information may be obtained, and/or written representation can be made to IWULA Integrated Water Use License Application Management (Pty) Ltd at <u>johan@iwula.org</u>. Written comments or objections may be lodged no more than 60 days after the publication date of this notice.

Project Specifics include:

- Construct two in-stream weirs to function as storage dams: Dimensions of the proposed weirs: Wall Height 3m; Wall Length 28m-46m.
- Construction of two pump houses.
- The water will be stored as per the existing entitlements registered against the farm.
- No new water will be used for this process.

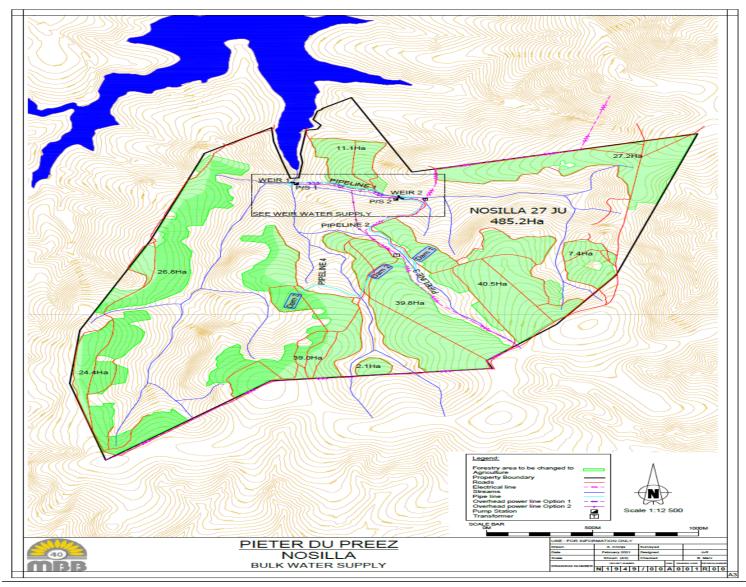
The purpose of this assessment process is to investigate the impact of implementing such activities at Remaining Extent of the Farm Nosilla 27JU.

Applicant: Mr. Pieter du Preez Postnet Suite 186 P/Bag X9910 White River

1240 Cell: 084 451 1601

Consultant and Contact Person:

Rhengu Environmental Services Contact Person: Ralf Kalwa P. O. Box 1046 Malelane 1320 Cell: 082 414 7088 E Mail: rhengu@mweb.co.za In order to ensure that you are identified/registered as an interested and/or affected party please submit your name, contact information (e-mail; telephone; fax number) and interest in the matter in writing to the contact person on or before **10 August 2021**. **Date of Notice: 15 July 2021**.



COPIES OF E MAILS, NOTIFICATIONS AND RECEIPT OF DOCUMENTS

From: rhengu@mweb.co.za rhengu@mweb.co.za Sent: Friday, 16 July 2021 11:45

To: dlaminis@iucma.co.za; rasiubat@iucma.co.za; dzhangit@iucma.co.za

Cc: rhengu@mweb.co.za

Subject: NOSILLA WEIR PROJECT ENVIRONMENTAL IMPACT ASSESSMENT WHITE RIVER AREA

Dear Interested and Affected Party and Government Official

- Please find attached a notification for the Environmental Impact Assessment on the Farm: Nosilla 27 JU. This notification was advertised in the Lowvelder newspaper on <u>15 July 2021</u>.
- 2. Please take note that the date for the Public Meeting on-site will be announced once the registration period (after 10 August 2021) has lapsed.
- 3. Feel free to contact me to discuss any issues of concern and or to verify any information.

Kind regards, Ralf Kalwa Rhengu Environmental Services Cell: 082 414 7088

From: rhengu@mweb.co.za rhengu@mweb.co.za

Sent: Friday, 16 July 2021 12:09

To: wwmib@accretary.co.za

Cc: rhengu@mweb.co.za

Subject: NOSILLA WEIR PROJECT ENVIRONMENTAL IMPACT ASSESSMENT WHITE RIVER AREA

From: rhengu@mweb.co.za

Sent: Friday, 16 July 2021 11:03

To: rhengu@mweb.co.za; jos@mto.group; mboveboerdery@gmail.com;

brownlalka@gmail.com; sloanc@mweb.co.za; jens@vukatimbers.co.za;

wwmi@accretary.co.za; psvanaarde@gmail.com; evandyk@yahoo.com;

lbierman@mpg.gov.za; nkhumalo@sahra.org.za; FransMas@nda.agric.za;

'Khumbelo Malele' <<u>Khumbelo.Malele@mtpa.co.za</u>>; 'Frans Krige'

<<u>Frans.Krige@mtpa.co.za</u>>; <u>LoveS@nda.agric.za</u>; <u>dannys@mbombela.gov.za</u>; 'ZinzileM' <<u>ZinzileM@daff.gov.za</u>>

Cc: 'Pieter Du Preez' <<u>roftie2@gmail.com</u>>; 'Johan Enslin'

<<u>iwulaspecialist@gmail.com</u>>; 'Andrew' <<u>andrew@nethog.co.za</u>>; 'Barend Marx' <<u>barend@mbbnel.co.za</u>>; 'Stephen' <<u>stephen@waterresources.co.za</u>>

Subject: NOSILLA WEIR PROJECT ENVIRONMENTAL IMPACT ASSESSMENT WHITE RIVER AREA

Dear Interested and Affected Party and Government Official

- Please find attached a notification for the Environmental Impact Assessment on the Farm: Nosilla 27 JU. This notification was advertised in the Lowvelder newspaper on <u>15 July 2021</u>.
- Please take note that the date for the Public Meeting on-site will be announced once the registration period (after 10 August 2021) has lapsed.

3. Feel free to contact me to discuss any issues of concern and or to verify any information.

Kind regards, Ralf Kalwa Rhengu Environmental Services Cell: 082 414 7088

From: Elly Thulari <u>EllyT@Dalrrd.gov.za</u> Sent: Monday, <mark>23 August 2021 14:02</mark> To: <u>rhengu@mweb.co.za</u> Cc: Frans Mashabela <u>fransmas@daff.gov.za</u> Subject: Registration for site meeting 6 September 2021

Good day Rhengu Kindly receive attached registration for site meeting Regards, Elly

From: Louis Viljoen <whitewaterirb@gmail.com> Sent: Thursday, 26 August 2021 17:23 To: <u>rhengu@mweb.co.za</u> Subject: Meeting 06-09-2021.

To whom it may concern.

Please note I will attend the meeting on 06-09-2021.

Could you please be so kind to forward me the location of the meeting on the 06-09-2021 to 0825527104.

Regards Louis Viljoen Whitewater major irrigation board. Water control officer. Dagama dam.

From: rhengu@mweb.co.za <u>rhengu@mweb.co.za</u> Sent: Friday, 27 August 2021 07:59 To: 'Louis Viljoen' <whitewaterirb@gmail.com> Cc: 'Pieter Du Preez' <roftie2@gmail.com>; <u>rhengu@mweb.co.za</u> Subject: RE: Meeting 06-09-2021.

Morning Louis Please complete the sheet attached and return by mail. The meeting will be held on site. We will meet at the packing shed and move on from there. I will send more detail closer to date.

Regards, Ralf Kalwa RES -----Original Message-----

From: rhengu@mweb.co.za <u>rhengu@mweb.co.za</u> Sent: Friday, 03 September 2021 12:54

To: 'Elly Thulari' <EllyT@Dalrrd.gov.za>; FransMas@daff.gov.za;

FransMas@nda.agric.za; 'Louis Viljoen' whitewaterirb@gmail.com

Cc: 'Pieter Du Preez' <roftie2@gmail.com>; 'Barend Marx' <barend@mbbnel.co.za>; 'Barend Marx - MBB' <barend@mbb.co.za>; andrew@nethog.co.za; 'Johan Enslin' <iwulaspecialist@gmail.com>; rhengu@mweb.co.za

Subject: PUBLIC MEETING 6 SEPTEMBER 2021 AT ST CLOUD FARM PACKHOUSE AT 10H00

Dear Interested and Affected Party

Many thanks for registering for the Public Meeting to be held on site at the St. Cloud Farm Packhouse at 10h00 on 6 September 2021.

Find attached a Background Information Document for your perusal.

Regards, Ralf Kalwa RES Cell 082 414 7088

From: rhengu@mweb.co.za <rhengu@mweb.co.za>

Sent: Saturday, 11 September 2021 10:06

To: jos@mto.group; mboveboerdery@gmail.com; brownlalka@gmail.com; sloanc@mweb.co.za; jens@vukatimbers.co.za; psvanaarde@gmail.com; evandyk@yahoo.com; nkhumalo@sahra.org.za; FransMas@nda.agric.za; 'Khumbelo Malele' <Khumbelo.Malele@mtpa.co.za>; LoveS@nda.agric.za; dannys@mbombela.gov.za; 'ZinzileM' <ZinzileM@daff.gov.za>; wwmib@accretary.co.za; maserekamaate@gmail.com; dlaminis@iucma.co.za; rasiubat@iucma.co.za; dzhangit@iucma.co.za; dannys@mbombela.gov.za Cc: 'Pieter Du Preez' <roftie2@gmail.com>; 'Johan Enslin' <iwulaspecialist@gmail.com>; 'Andrew' <andrew@nethog.co.za>; 'Barend Marx' <barend@mbbnel.co.za>; rhengu@mweb.co.za Subject: NOSILLA WEIR PROJECT ENVIRONMENTAL IMPACT ASSESSMENT

WHITE RIVER AREA

Dear Interested and Affected Party and Government Official

- 1. Please find attached a copy of the minutes of the Public Meeting held on site on 6 September 2021.
- 2. Please peruse the contents of the minutes and submit changes before or on close of business by 14 September 2021.
- 3. The minutes will be included in the Appendices Section of the Environmental Assessment Report.

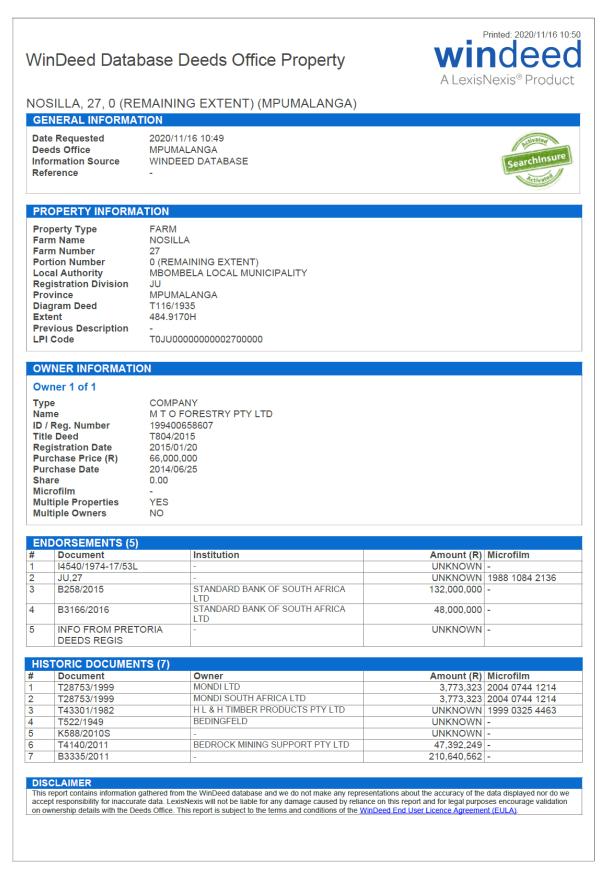
Feel free to contact me to discuss any issues of concern and or to verify any information. Kind regards, Ralf Kalwa Rhengu Environmental Services: Cell: 082 414 7088

APPENDIX 3: DOCUMENTATION WITH DARDLEA

None to date.

APPENDIX 4: SUPPORTIVE DOCUMENTATION 4.1. TITLE DEEDS 4.2. LAND CLAIM DOCUMENT 4.3. WATER RIGHTS, PROOF OF PAYMENT: INVOICES 4.4. SPECIALIST STUDIES: 4.4.1. ENGINEERING PLANNING REPORT 4.4.2. WATER RESOURCES ANALYSIS OF A FORESTRY TO IRRIGATION CONVERSION ON THE PROPERTY NOSILLA 27 JU 4.4.3. TERRESTRIAL ECOLOGY, BIODIVERSITY AND RIPARIAN ECOLOGY 4.4.4. HERITAGE SPECIALIST REPORT

4.1. TITLE DEEDS



WinDeed Database Deeds Office Property

NOSILLA, 27, 0 (REMAINING EXTENT) (MPUMALANGA)

GENERAL INFORMATION

Date Requested Deeds Office Information Source Reference 2020/11/16 10:49 MPUMALANGA WINDEED DATABASE

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windeed

Printed: 2020/11/16 10:50

PROPERTY INFORMATION

Property Type	FARM
Farm Name	NOSILLA
Farm Number	27
Portion Number	0 (REMAINING EXTENT)
Local Authority	MBOMBELA LOCAL MUNICIPALITY
Registration Division	JU
Province	MPUMALANGA
Diagram Deed	T116/1935
Extent	484.9170H
Previous Description	-
LPI Code	T0JU0000000002700000

-

OWNER INFORMATION

Owner 1 of 1

Туре	COMPANY
Name	M T O FORESTRY PTY LTD
ID / Reg. Number	199400658607
Title Deed	T804/2015
Registration Date	2015/01/20
Purchase Price (R)	66,000,000
Purchase Date	2014/06/25
Share	0.00
Microfilm	-
Multiple Properties	YES
Multiple Owners	NO

ENDORSEMENTS (5) # Document Institution Amount (R) Microfilm I4540/1974-17/53L UNKNOWN 1 2 JU.27 UNKNOWN 1988 1084 2136 B258/2015 STANDARD BANK OF SOUTH AFRICA 3 132,000,000 LTD STANDARD BANK OF SOUTH AFRICA 4 B3166/2016 48,000,000 LTD INFO FROM PRETORIA UNKNOWN -5 DEEDS REGIS

HIS	HISTORIC DOCUMENTS (7)							
#	Document	Owner	Amount (R)	Microfilm				
1	T28753/1999	MONDI LTD	3,773,323	2004 0744 1214				
2	T28753/1999	MONDI SOUTH AFRICA LTD	3,773,323	2004 0744 1214				
3	T43301/1982	H L & H TIMBER PRODUCTS PTY LTD	UNKNOWN	1999 0325 4463				
4	T522/1949	BEDINGFELD	UNKNOWN	-				
5	K588/2010S	-	UNKNOWN	-				
6	T4140/2011	BEDROCK MINING SUPPORT PTY LTD	47,392,249	-				
7	B3335/2011	-	210,640,562	-				

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WinDeed Database Deeds Office Property



NOSILLA, 27, 0 (REMAINING EXTENT) (MPUMALANGA)

GENERAL INFORMATION

Date Requested Deeds Office Information Source Reference 2020/11/16 10:49 MPUMALANGA WINDEED DATABASE



PROPERTY INFORMATION

Property Type
Farm Name
Farm Number
Portion Number
Local Authority
Registration Division
Province
Diagram Deed
Extent
Previous Description
LPI Code

FARM NOSILLA 27 0 (REMAINING EXTENT) MBOMBELA LOCAL MUNICIPALITY JU MPUMALANGA T116/1935 484.9170H -T0JU00000000002700000

OWNER INFORMATION

Owner 1 of 1

Туре	COMPANY
Name	M T O FORESTRY PTY LTD
ID / Reg. Number	199400658607
Title Deed	T804/2015
Registration Date	2015/01/20
Purchase Price (R)	66,000,000
Purchase Date	2014/06/25
Share	0.00
Microfilm	-
Multiple Properties	YES
Multiple Owners	NO

ENDORSEMENTS (5)

	DORSEMENTS (J)			
#	Document	Institution	Amount (R)	Microfilm
1	I4540/1974-17/53L	-	UNKNOWN	-
2	JU,27	-	UNKNOWN	1988 1084 2136
3	B258/2015	STANDARD BANK OF SOUTH AFRICA LTD	132,000,000	-
4	B3166/2016	STANDARD BANK OF SOUTH AFRICA LTD	48,000,000	-
5	INFO FROM PRETORIA DEEDS REGIS	-	UNKNOWN	-

HIST	HISTORIC DOCUMENTS (7)								
#	Document	Owner	Amount (R)	Microfilm					
1	T28753/1999	MONDI LTD	3,773,323	2004 0744 1214					
2	T28753/1999	MONDI SOUTH AFRICA LTD	3,773,323	2004 0744 1214					
3	T43301/1982	H L & H TIMBER PRODUCTS PTY LTD	UNKNOWN	1999 0325 4463					
4	T522/1949	BEDINGFELD	UNKNOWN	-					
5	K588/2010S	-	UNKNOWN	-					
6	T4140/2011	BEDROCK MINING SUPPORT PTY LTD	47,392,249	-					
7	B3335/2011	-	210,640,562	-					

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4.2. LAND CLAIM DOCUMENTS



RE: YOU'RE ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga	
Magisterial District: Gert Sibande	According to our Database, there are currently no registered Land Claims which were lodged
Property:	against the mentioned properties.
 Rem Ext of farm Nosilla 27 JU 	
 The farm Saint cloud 1238 JU 	

 We refer to your letter received regarding an enquiry to a Restitution claim against the above property.

- 2. We advise that there is no claim lodged against the property.
- TAKE NOTICE that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property

description as described in your correspondence in respect of the above-mentioned properties.

However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.



We apologise for the inconvenience.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,

MR E.S. NKOSI CHIEF DIRECTOR OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER DATE: 17 /01 2021

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S	V				
Suite 801, 8 th Floor The MAXSA Building 13 Streak Street Mbombela	Private Bag X11214 Mbombela 1200	Tel 013 753 Fax 013 753	2786	NKOMATI-US	
		2	Reference:2	niries: Verificatio 7JU/0 - 27/2/1/2 verification@iuc	(31J/089
MTO GROUP PRIVATE BAG > STELLENBOSC 7599 Sir/Madam					
KINDLY RETURN MENTIONED DUE FORMER INKOM MANAGEMENT A	I <i>THIS LETTER WITH</i> DATE TO VERIFY YC ATI WATER MANAGE REA:	H PAGE 5 AND DUR EXISTING L MENT AREA, W	<i>AWFUL WATER US</i> VITHIN THE INKOM/	E ATI-USUTHU V	VATER
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The basis for the information contained in this letter has amongst others been obtained from your registered water use, field surveys, satellite images and applicable government notices and scheduling if within a Government Water Control Area (GWCA) or permits and other authorisations if outside a GWCA. The recommendation with respect to the water use on the above-mentioned property is detailed in Tables 2 and 3.

Note: Any water use on this property that has already been declared LAWFUL, through the issue of a Water Use Licence, a General Authorisation, a Section 33 declaration or a Schedule 1 declaration, has been omitted from this determination. Similarly, any water use and/or entitlement obtained via an Irrigation Board, Water User Association or bulk water supplier (eg. Municipality) are omitted from this determination.

Table 2: Water use entitlements and water uses - abstraction and storage

		Irrigation				Storing		
Description & Reference	Field Area (ha) ^{*1}	Grop Area (ha)*1	Volume (m³/year)	Source	Number of Dams	Total Storing (m ³)	River / Stream	
Registered water use ^{*2}	-	ui.					-	
Estimated Qualifying Period water use*4			-				-	
Proposed Existing Lawful Water use ⁷⁵	·	-		•	-		•	
	C	ther tak	ings of wate	er saar				
Sector / Source:		1						
Registered water use (m ³ /year):								
Proposed existing lawful water use	(m ³ /year):							

Table 3: Water use entitlements and water uses - stream flow reduction activity (SFRA)

Description & Reference	Forestry Extent (ha)	Stream Flow Reduction (m³/year)		
Lawful water use in terms of the Water Act, 1956 (Act 54 of 1956) *3	185	187,035		
Estimated SFRA Qualifying Period *4	185	187,035		
Registered SFRA *2	185	184,578		
Proposed Existing Lawful SFRA*5	185	187,035		

¹¹ Field Area(ha) is the physical extent of the field area in hectare being irrigated, whilst Crop Area (ha) is used to indicate that more than one crop is irrigated on the same field in a year.

² In terms of regulation 3(b) of Regulations 1352 dated 12 November 1999 a person who uses water as contemplated in Section 21 of the Act must, when called upon by the responsible authority to do so, register the water use. The registration of water use in the Inkomati Water Management Area was requested by Notice number 536, published in the Government Gazette No. 21221, dated 2 June 2000.

*3 Forestry planted prior to 1972 did not require any authorisation. Forestry planted after 1972 required a permit from the relevant authority. Depending on specific permit conditions, an area should have been afforested within 3 to 5 years after issue of a permit. Any unutilised portion of a permit was cancelled.

M TP Nyakane-Maluka (Chairperson) | Mr MS Mthembu (Deputy Chairperson | Dr JB Molwantwa | Dr PE Molokwane | Ms SD Wiggins Mr PA Shabangu | Mr PJ Venter | Mr JM Mathebula | Dr TK Gyedu-Ababio (Ex-Officio)

e pro In terms of Section 32 of the Act, any lawful water use that was in existence and exercised during the 2 years prior to the date of promulgation of Section 32 of the Act (the qualifying period) may be considered as Existing Lawful Use. ⁴⁵ The proposed existing lawful use is included in the application, pages 5 & 6 of this document. You are required to indicate whether you agree with this extent. If you agree, your registration will be amended to reflect this. If you do not agree, proof of lawfulness (see point 3, of the Notes) must be supplied with the signed application. In view of the afore-mentioned, the IUCMA, on behalf of the responsible authority, herewith and in terms of Section 35(1) of the Act requires of you to apply for the verification of your water use in order to confirm the lawfulness and extent thereof. To assist you with this application, an application form is attached hereto to be completed by you. You are not limited to only providing the information requested in the form and you may further motivate your application as you wish or as you may be advised to do. The application must be submitted to the IUCMA before or on 19 AUG 2016 _____, at the above-mentioned must be submitted to the IUCMA before or on___ _, at the above-mentioned address. The application may be mailed, emailed, faxed or delivered by hand. If the time given to meet this request is insufficient, a written application for an extension of time is needed. Please note that should the application not reach the IUCMA (acting on behalf of the responsible authority) on or before the due date, you may lose your entitlement to continue with your water use. Please pay particular attention to Section 35(5)(a) of the Act, which states the following: "No person who has been required to apply for verification under subsection (1) in respect of an existing lawful water use may exercise that water use -(a) after the closing date specified in the notice, if that person has not applied for verification:" Due to the implications of Section 35(5)(a) of the aforesaid Act, should an application not be submitted in time, it is in your own interest to give urgent attention to this notice. Upon receipt of your application, the IUCMA (acting on behalf of the responsible authority), may require further investigations in terms of Section 35(3) of the Act. You will be informed of this, if required. You then may make further representations before the IUCMA (acting on behalf of the responsible authority) finally decides on your application in terms of Section 35(4) of the Act. A final determination is appealable to the Water Tribunal in terms of Section 148(1)(e) of the Act. Yours faithfully Dr THOMAS GYEDU-ABABIO **CHIEF EXECUTIVE OFFICER** DATE: 26 6 2016 APPLICATION FORM ATTACHED M TP Nyakane-Maluka (Chairperson) | Mr MS Mthembu (Deputy Chairperson | Dr JB Molwantwa | Dr PE Molokwane | Ms SD Wiggins Mr PA Shabangu | Mr PJ Venter | Mr JM Mathebula | Dr TK Gyedu-Ababio (Ex-Officio)

ANNEXURE 1

The registration process closed during 2003. If a late registration must be done, a late registration fee of R300 or 10% of the outstanding amount will be billed with your first account.

The registered water use is only a recording (by you) of the water uses and does not imply an existing lawful water use or an application for a water use entitlement.

NOTES

- Irrigation requirements are calculated by means of a computer programme (SAPWAT) and calculations are based on specific climatic zones (rainfall and evaporation) and the irrigation system used. The use of this computer model is prescribed through the National Pricing Strategy. Please request the responsible authority in writing for more information regarding the crops and crop irrigation requirements for this property.
- Stream Flow Reduction volumes are determined through the results of the report: "Estimation of stream flow reductions resulting from commercial afforestation in South Africa", Water Research Commission Report TT/173/02. This study determined the volumetric extent of stream flow reduction due to commercial forestry for each quaternary catchment in South Africa. The use of this method is prescribed in the National Pricing Strategy.

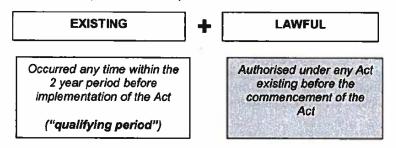
3. Existing Lawful Water Use

In order to qualify as Existing Lawful Water Use, a water use must meet the following criteria:

- a) The water must have been physically used in the two years before the commencement of the National Water Act, 1998.
- 1 October 1996 to 30 September 1998 for groundwater, e.g. water from boreholes;
 1 October 1997 to 30 September 1999 for surface water, e.g. water from dams or rivers.

AND

b) The quantity of water used had to meet the requirements of any laws, such as the Water Act, 1956 (Act 54 of 1956), in force at that time.



- OR
- c) A water use may also be declared an existing lawful water use if it meets the requirements of Section 33 of the Act. The necessary application form can be requested from the IUCMA.
- 4. If the water user is not the registered owner of the property, it is recommended that the water user informs the owner of this letter.

APPLICATION FORM IN TERMS OF SECTION 35(1) FOR THE CONFIRMATION OF THE LAWFULNESS AND EXTENT OF EXISTING WATER USE ON A PROPERTY, IN TERMS OF THE NATIONAL WATER ACT, 1998 (ACT 36 OF 1998)

1. PROPERTY INFORMATION

Registration Division	Farm Number	Portion	Farm Name	Property Extent(ha)	Department al Register Number
JU	27	0	NOSILLA	484.9170	24093972

2. TITLE DEED INFORMATION

Name of Owner	ID Number or Business Registration Number	Share	Title Deed Number	Title Deed Date
Bedrock Mining Support Pty Ltd	199700316207		T4140/2011	

3. POSTAL ADDRESS (WATER USER)

Name	Postal Address	Telephone	Cell Phone

4. RESIDENTIAL & E-MAIL ADDRESS (WATER USER)

- F	
L	
- [
5.	VALIDATION OF EXISTING WATER USES DURING THE QUALIFYING PERIOD

	Type of water use	Proposed existing lawful water use		whether with this j validation	indicate you agree provisional on result cle)		
A	Irrigation (m³/annum)			Yes	No		
В	Storing (m ³)			Yes	No		
С	Other: (m ³ /annum)			Yes	No		
D	Stream Flow Reduction (m3/annum)	187,035		Yes	No		
E	If not registered, or incorrectly registered (see Table 2&3), please indicate whether the <u>existing lawful water use</u> may be registered or the registration amended.			Yes	No		
1. 2.	applicant" on the last page of this application. Please return both pages of this application form to this office on or before the due date.						
((a) Any permit, water court decision, servitude, agreement or other legal proof allowing you to abstract or store water. (b) Any determination in terms of Section 33 of the Act <u>declaring your water use as existing lawful water use</u>. (c) Evidence or proof of why you should be allowed to irrigate a larger area or may abstract/store more than the allowable volume on the property or any proof of authorisation or transfer of water use entitlements (temporary or permanent). 						

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Туре	Water Resource	Reference Number	m³/annun or m³
			<u> </u>
			┥
			1

6. WATER RIGHTS/ENTITLEMENTS - if claiming additional rights to those quantified in Section 5.

7. REMARKS / COMMENTS

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DECLARATION BY APPLICANT

I declare that the information provided herein is true and correct:

Surname and Initials:

Position : ____

I elect to use the supplied email address to receive all verification correspondence. (Please tick if applicable)

Date : _____

Signature : _____



LETTER FOR PROPERTY VALUATION - FARM NOSILLA 27 JU RE UNDER CURRENT TITLE DEED T804/2015

Wednesday, 25 November 2020

To whom it may concern

IWULA Integrated Water Use License Application Management (Pty) Ltd has been appointed by Saint Cloud Farming CC to manage and apply for a Water Use Authorisation (WUA) in terms of Section 21 of the National Water Act (Act 36 of 1998) (NWA), for proposed water uses on the Farm Nosilla 27 JU (Remaining Extent). The property is drained by four tributaries of the Whitewaters River which feed the Da Gama Dam and the property fall within Quaternary Catchment X31H and is within the Inkomati-Usuthu Water Management Area, Mpumalanga Province.

Saint Cloud Farming CC is in the process of purchasing the Farm Nosilla 27 JU (Remaining Extent) from MTO Group and an "Agreement of Sale" has been signed.

A notice in terms of Section 35(1) of the NWA to apply for verification of the Lawfulness and extent of existing taking and storing of water has been issued to MTO Group on 26 June 2016 (See Attached to this correspondence). In this notice the property owner information is incorrect and should reflect that of MTO Group (MTO Forestry Pty Ltd) – See correct details in the attached WinDeed printout. Once the property sale has been finalised this Section 35(1) application will be amended to reflect the particulars of Saint Cloud Farming CC.

In terms of the Section 35(1) notice, the IUCMA has confirmed via email dated 24 November 2020 that *"185 ha of forestry is recognized as lawful on the property"*. This constitute an IUCMA proposed Existing Lawful Water Use (ELWU) of 185 ha and 187 035 m³/annum for a Streamflow Reduction Activity (SFRA).

This current WUA Application would therefore constitute converting an ELWU for SFRA (185 ha and 187 035 m³/annum) to Section 21 (a) of the NWA: Taking water from a water resource for agricultural irrigation purposes, i.e. forestry will be removed and the water released into the environment/watercourse/groundwater due to the removal of forestry will be abstracted for irrigation purposes.

This current WUA Application will also cover Section 21 (b): Storage of water and Section 21 (c) & (i): Impeding or diverting the flow of water in a watercourse and Altering the bed, banks, course or characteristics of a watercourse.

Best Regards Johan Enslin Director/Owner: IWULA Integrated Water Use License Application Management (Pty) Ltd