

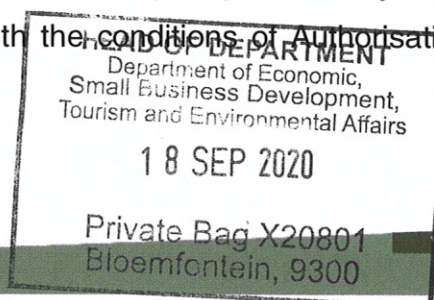
- 1.41 Tanks must be inspected regularly for leaks and if any are found, they must be fixed immediately.
- 1.42 The site must be surrounded by a 2.3 to 3m tall wall and this must reduce the visual impact of the plant and also provide security.
- 1.43 The lights must be placed so that they face away from the N3 to avoid impacts on the traffic on the N3.

General

- 1.44 A copy of this particular EA must be kept at the property where the activity will be undertaken. The Authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the Authorisation who works or undertakes work at the property.
- 1.45 Where any of the applicant's contact details change, including the name of the responsible person, the physical or postal address and/or telephonic details, the applicant must notify the Department as soon as the new details become known to the applicant.
- 1.46 The holder of the Authorisation must notify the Department, in writing within 48 (forty eight) hours, if any condition of this Authorisation cannot be or is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
- 1.47 Non-compliance with a condition of this Authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the regulations.
- 1.48 National government, provincial government, local authorities or committees appointed in terms of the conditions of this Authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where operation be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of Authorisation as set out in this

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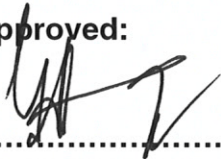


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document or any other subsequent document emanating from these conditions of the Authorisation.

- 1.49 The applicant is responsible for compliance with the provisions for Duty-of-Care and remediation of damage contained in Section 28 and emergency incidents contained in Section 30 of the National Environmental Management Act, (Act no 107) of 1998.
- 1.50 Emergency and reporting of incidents as stipulated in Section 30 of NEMA (Act 107 of 1998) must be followed accordingly.

Approved:



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Dr. M. Nokwequ
(HOD: DESTEA)

18/9/2020
.....
Date:



Annexure 1: Reasons for Decision

1. Background

The applicant, South African Road Binders (Pty) Ltd, applied for an Authorisation to commence with the activity under Listing Notice 2 (GNR 984) of the 2014 EIA Regulations as amended and also as prescribed in the EIAR for the proposed establishment of an Emulsion plant on Erf 1559, Hardustria, Harrismith. The applicant appointed Turn 180 Environmental Consultants to undertake Environmental Impact Assessment process.

2. Information considered in making the decision

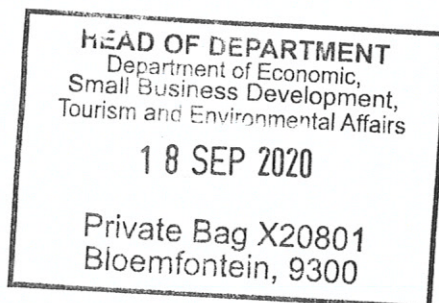
In reaching its decision, the Department took, *inter alia*, the following into consideration -

- a) The information contained in the EIAR completed by Turn 180 Environmental Consultants and the accompanying EMPr.
- b) Mitigation measures as proposed in the EIAR and the EMPr.
- c) The objectives and requirements of relevant legislation, policies and guidelines and Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998).
- d) The findings of the site visit were undertaken by Ms. B. Mogorosi from the Department of Economic, Small Business Development, Tourism and Environment Affairs.

3. Key factors considered in making the decision

All information presented to the Department was taken into account in the Department's consideration of the application. Factors considered in making the decision are the following:

- a) Access
- b) Air Quality & noise
- c) Waste



4. Findings

After consideration of the information and factors listed above, the Department made the following findings –

- (a) Access to the site must be gained from Nywerheids Road.
- (b) A dust fallout monitoring programme will also be implemented if dust generation proves to be problematic up until the site and all roads are paved.
- (c) Any hazardous waste on site, such as contaminated soil, will be collected in skips or hazardous waste bins and will be disposed of on a regular basis at an authorised hazardous waste facility or collected by a contractor, such as EnviroServ.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the Environmental Authorisation, the proposed activities will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and that any potential detrimental environmental impacts resulting from the proposed activities can be mitigated to acceptable levels, therefore the application is accordingly granted.

HEAD OF DEPARTMENT
Department of Economic,
Small Business Development,
Tourism and Environmental Affairs
18 SEP 2020
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