



**destea**

department of  
economic, small business development,  
tourism and environmental affairs  
FREE STATE PROVINCE

## Environmental Authorisation

**Authorisation register number:** EMB/3 (i), 40 (ii)/21/07

**Holder of Authorisation:** Mr Estian de Swart

**Property description:** Portion 1 of Farm Paula 1063

**Listed activity description:** Activity 3 (i) & 40 (ii) of Listing Notice 1 (GNR 983)

**Project description:** Proposed Paula poultry abattoir

**HEAD OF DEPARTMENT**  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

21 SEP 2021

Private Bag X20801  
Bloemfontein, 9300

Chief-Directorate:  
Private Bag X 20801  
Bloemfontein  
9300

Environmental Quality & Protection  
Tel +27 (0)51 400 4917  
e-mail: [nkoen@destea.gov.za](mailto:nkoen@destea.gov.za)

[www.edtea.fs.gov.za](http://www.edtea.fs.gov.za)

## Decision

The Department of Economic, Small Business Development, Tourism and Environmental Affairs (DESTEA- 'the Department') is satisfied, on the basis of information available to it and subject to compliance with the conditions of this Environmental Authorisation (EA), that the applicant should be authorised to undertake the activity specified below.

Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

## Activity authorised

By virtue of the powers conferred on it by the National Environmental Management Act ('NEMA'), 1998 (Act No. 107 of 1998) and GNR 982 of 8 December 2014 Environmental Impact Assessment Regulations as amended, the Department hereby authorise –

**Mr. Estien de Swart** with the following contact details-

**Farm Paula  
Brandfort  
9400**

**Contact person:** Mr. Estien de Swart

**Tel no:** 051 408 2319

**Cell:** 083 350 1384

**E-mail:** estiands@gmail.com

To undertake the following activity (hereafter referred to as "the activity") indicated in Listing Notice 1 (GNR 983) Activity 3 (i) & 40 (ii) as prescribed in the Basic Assessment Report (BAR).

## Site coordinates:

The centre of the proposed dam wall is located at geographic coordinates:

**Latitude (S):**            **Longitude (E):**  
28° 48.008'            26°17.699'

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## Project description

The applicant Mr. De Swart wishes to supplement the current poultry farming by adding a poultry abattoir and to expand on the current chicken houses on Farm Paula 1063.

The granting of this EA is subject to the conditions set out below.

## Conditions

### Scope of Authorisation

- 1.1 Authorisation of the activity is subject to the conditions contained in this document. These conditions forms part of the EA and are binding on the holder of the Authorisation.
- 1.2 The holder of the Authorisation shall be responsible for ensuring compliance with the conditions by any person acting on his or her behalf, including but not limited to, an agent, sub-contractor, employee or person rendering a service to the holder of the Authorisation.
- 1.3 The authorised activity may only be carried out on Farm Paula 1063, Brandfort in the exact site co-ordinates as stipulated in the BAR.
- 1.4 Any changes to, or deviations from, the project description set out in this Authorisation must be approved, in writing, by the Department before such changes or deviations commence.
- 1.5 In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations which may result in the holder of the Authorisation to apply for further Authorisation in terms of NEMA.
- 1.6 If commencement of the activity does not occur within a period of 3 (three) years from the date of issue, the Authorisation lapses and a new application for an EA must be lodged.
- 1.7 This Authorisation does not negate the holder of the Authorisation, responsibility to comply with any other statutory requirements that may be applicable to the undertaking of this particular activity.

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## Appeal of Authorisation

1.8 The holder of the Authorisation must notify the registered interested and affected parties, of the decision by the Department in writing and within 14 (fourteen) calendar days of the date of this EA,

1.9 The notification referred must –

1.9.1 specify the date on which the Authorisation was issued;

1.9.2 inform the registered interested and affected party of the appeal procedure provided for in National Appeal Regulations published in Government Gazette No. 38559 of 12 March 2015.

1.9.3 advise the registered interested and affected parties that a copy of the Authorisation will be furnished on request; and

1.9.4 provide the reasons for the decision.

1.10 A person affected by the decision who wishes to appeal against the decision must lodge an appeal with the MEC of the Department of Economic, Small Business Development, Tourism and Environmental Affairs (DESTEA). An appeal should be directed to:

**Attention: Mr. T. Molotsi**

**MEC (DESTEA)**

**Private Bag X20801**

**Bloemfontein**

**9300**

**Tel: (051) 400 4810**

**E-mail: modisep@destea.gov.za**

**An appeal not submitted to the MEC (DESTEA) will not be regarded as valid.**

1.11 The applicant shall not commence with the proposed activity once an appeal has been lodged with the office of the MEC.

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## Management of the activity

- 1.12 The Environmental Management Programme (EMPr) submitted as part of application for an EA is hereby approved.
- 1.13 The provisions of the EMPr included in the BAR are an extension to the conditions of Authorisation, and non-compliance with the conditions of the EMPr would accordingly constitute non-compliance with the conditions of this Authorisation.
- 1.14 Should there be a change of ownership and/or project developer, the Department must be notified within 30 (thirty) days prior to the change itself. Conditions imposed in this EA must be made known to the new owner and/or developer and are binding on the new owner and/or developer.
- 1.15 The recommendations and mitigation measures recorded in the BAR must be adhered to and incorporated as part of the EMPr where applicable.
- 1.16 Any updates or amendments to the EMPr must be submitted to the Department of Economic, Small Business Development, Tourism and Environmental Affairs and must be decided upon within a period of 30 days of the submission.

## Monitoring

- 1.17 The applicant must appoint a suitably experienced Environmental Control Officer (ECO) for the construction phase of the development that will have the responsibility to ensure that the mitigation / rehabilitation measures and recommendations referred to in this Authorisation are implemented and to ensure compliance with the provisions of the EMPr.
- 1.18 The ECO shall be appointed before commencement of any construction activity.
- 1.19 The ECO shall keep record of all activities on site, problems identified, transgressions noted and a task schedule of tasks undertaken by the ECO.
- 1.20 The ECO shall remain employed until all rehabilitation measures, as required for implementations due to construction damage are completed and the site is ready for operation.

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- 1.21 Records relating to monitoring must be kept on site and made available for inspection to any relevant and competent authority in respect of this activity.
- 1.22 Construction and operation of the activity may be temporarily or permanently stopped for reasons of non-compliance with the conditions of this particular EA as set out in this document or any other subsequent document emanating from the conditions of this EA.

## **Recording and reporting to the Department**

- 1.23 The applicant must appoint an independent auditor to conduct an environmental audit to ensure that the conditions, mitigation measures and recommendations stipulated in this EA are complied with. The environmental audit report must –
- 1.23.1 Indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the EA conditions as well as the corrective action plan and implementation programme.
- 1.23.2 be kept on site and be made available for inspection by any relevant and competent authority in respect of this activity.

## **Commencement of the activity**

- 1.24 The authorised activity shall not commence within twenty (20) days of the date of notification of registered Interested and Affected parties of the decision on the EA.
- 1.25 Should you be notified by the MEC of a suspension of the Authorisation pending appeal procedures, you shall not commence with the activity unless authorised by the MEC in writing.

## **Notification to authorities**

- 1.26 Fourteen (14) days prior written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which the construction of the activity will commence.

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