



GAUTENG PROVINCE

AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

Reference: Gaut 002/20-21/E2790
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Tshifuka Trading Enterprise (Pty) Ltd
511 MBA Building 27
Stanza Bopape Street
PRETORIA
0175

By Registered Mail

Email: rofhiwa@goodexample197.co.za

Telephone Number: 082 937 6485

Dear Mr Rofhiwa Nevonda,

ENVIRONMENTAL AUTHORISATION GRANTED: THE PROPOSED DEVELOPMENT OF HENNOPS WEDDING AND CONFERENCE VENUE ON PORTION 200 (A PORTION OF PORTION 62) OF THE FARM HENNOPSRIVER 489 JQ, CITY OF TSHWANE METROPOLITAN MUNICIPALITY

With reference to the above application, please be advised that the Department has decided to grant environmental authorisation. An Environmental Authorisation (EA) and reasons for the decisions are attached herewith.

In terms of Regulation 4 (2) of the Environmental Impact Assessment Regulations, 2014, as amended, you must notify all registered interested and affected parties, in writing, within 14 days of the date of this EA, of the Department's decision in respect of your application, as well as the provisions that are contained on the Appeal Regulations regarding the submission of appeals. A copy of this EA must also be appended to the letter of notification to the registered interested and affected parties.

Your attention is drawn to Chapter 2 of the National Appeals Regulations, 2014, which prescribes the appeal procedure to be followed. Should any person wish to lodge an appeal against this decision or any aspect of this decision, he/she must submit the appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party, and any organ of state with interest on the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant; or the date that the notification of the decision was sent to the applicant by the Department, whichever, is applicable. The appeal(s) must be submitted in writing by any of the following means

Postal Address:

The Appeals Administrator
Department of Agriculture and Rural Development
P.O. Box 8769
Johannesburg
2000

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Physical Address

The Appeals Administrator
Department of Agriculture and Rural Development
56 Eloff Street, Umnotho House, 23rd Floor
Johannesburg
2000

Fax No: 011 240 3158/2700

Email Address: appeals@gauteng.gov.za

Your appeal must be submitted in the prescribed appeal form obtainable from the appeal administrator, Ms. Tsholofelo Mere, at telephone number 011 240 3204 or email address tsholofelo.mere@gauteng.gov.za. The appeal form is also available from our website: www.gdard.gpg.gov.za. Should you have any queries or require additional information regarding the appeal process, you can contact the appeal administrator on any of the mentioned contact details.

Kindly take note that in terms of Section 43 (7) of the National Environmental Management Act, 1998 (NEMA), as amended, the lodging of appeal suspends environmental authorisation as well as its associated Environmental Management Programme. This means that the activity authorised by this EA must not commence until such time that the appeal is finalised.

Kind regards,



MS MATILDA GASELA
HEAD OF DEPARTMENT: AGRICULTURE AND RURAL DEVELOPMENT
DATE: 29 NOVEMBER 2021

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 AGRICULTURE AND RURAL DEVELOPMENT
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ENVIRONMENTAL AUTHORISATION

Reference Number:	GAUT 002/20-21/E2790	
Holder of Authorisation:	Tshifuka Trading Enterprise (Pty) Ltd	
Location of Activity / Activities:	Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ	
Coordinates:	Latitude (S)	Longitude (E)
	25° 50' 28.33"	27° 58' 47.51"
21 Digit SG Number	T0JQ00000000048900062	

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1. Decision

The Department is satisfied, based on the information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activities specified below.

2. Activities Authorised

Under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended) and the Environmental Impact Assessment Regulations, 2014, the Department hereby authorises-

Tshifuka Trading Enterprise (Pty) Ltd (hereafter referred to as the Applicant)

with the following contact details:

511 MBA Building 27
 Stanza Bopape Street
Pretoria
 0175

Telephone Number: 082 937 6485

Email: rofhiwa@goodexample197.co.za

to undertake the activity (hereafter referred to as “activity”) listed in the table below

Activity No and description	Description of the development related to the listed activity
<p>Listing Notice 1, Activity 1</p> <p><i>The development of facilities or infrastructure for the generation of electricity from a renewable resource where—</i></p> <p>(i) <i>the electricity output is more than 10 megawatts but less than 20 megawatts; or</i></p> <p>(ii) <i>the output is 10 megawatts or less, but the total extent of the facility covers an area in excess of 1 hectare;</i></p>	<p>Solar panels will be installed which will be generating electricity</p> <p style="text-align: right;">GDARD Office of the HOD 29 NOV 2021 000049</p>
<p>Listing Notice 1, Activity 27</p> <p><i>The clearance of an area of 1 hectare or more, but less than 20 hectares of indigenous vegetation, except where such clearance of indigenous vegetation is required for—</i></p> <p><i>i. the undertaking of a linear activity; or</i></p> <p><i>ii. maintenance purposes undertaken in accordance with a maintenance management plan</i></p>	<p>There will be more than 1 hectare of indigenous vegetation will be cleared during construction</p>

<p>Listing Notice 3 Activity 6</p> <p><i>The development of resorts, lodges, hotels, tourism or hospitality facilities that sleeps 15 people or more.</i></p> <p>Listing Notice 3 Activity 12(c)(ii)-</p> <p><i>“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:</i></p> <p>a) <i>On site located within Critical Biodiversity Areas or Ecological Support Areas identified in the Gauteng Conservation Plan or bioregional plans.”</i></p>	<p>There will be constructed on site chalets which will probably house more than 15 people</p> <p>The clearance more than 300 square metres will be cleared on site</p> <p style="text-align: right;">GDARD Office of the HOD 29 NOV 2021 000049</p>
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- the proposed development of Hennops wedding and conference venue on Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ, City of Tshwane Metropolitan Municipality.

Scope of Environmental Authorisation.

3. Specific Conditions

- 3.1 The Environmental Authorisation is granted for the proposed development of Hennops wedding and conference venue with the Preferred Alternative Drawing No PLN: LYT-102-901-R3 on Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ, City of Tshwane Metropolitan Municipality.
- 3.2 Water Use License (in terms of section 21 of the National Water Act) for the activity within the scale of 1:100-year flood line and or riparian area must be obtained from the Department of Water and Sanitation (DWS).
- 3.3 The construction area must be clearly demarcated before any construction activity takes place and signage must be displayed on all intersections and adjacent properties during the construction phase to inform the public about potential dangers on the site.
- 3.4 The storm water outlet design must include energy dissipaters at the outlet to regulate water flow velocity.
- 3.5 All other necessary licenses/permits must be obtained by the applicant from relevant authorities before the commencement of any activities on site
- 3.6 The holder of the Environmental Authorisation must ensure that vehicles used for construction purposes are maintained and are in good condition to minimise noise, vehicle exhaust emissions, and the risk of soil contamination through the leakage of lubricants and hydraulic fluids.
- 3.7 Spills must be actively monitored and cleared immediately to prevent contamination of surrounding and downstream faunal habitats.
- 3.8 If any soil contamination occurs during the construction phase of the proposed activity, the contaminated soil must be removed to a suitable waste disposal facility and the site must be rehabilitated. The opportunity for the on-site remediation and re-use of contaminated soil must be investigated prior to disposal and this Department must be informed in this regard.
- 3.9 Rehabilitation of all affected areas must take place immediately after construction activities.
- 3.10 Only indigenous plant species, preferably species that are indigenous to the natural vegetation of the area should be used for landscaping.
- 3.11 Should any heritage resources of any nature be uncovered during construction, the South African Heritage Resources Agency and/ or professional Heritage Specialists must be contacted immediately for investigations.
- 3.12 On completion of the project, all litter and construction debris must be removed from the site immediately.

The proposed development of Hennops wedding and conference venue on Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ, City of Tshwane Metropolitan Municipality

4. Commencement and completion of the activities

- 4.1 The development and construction of the authorised activities, including post development/construction monitoring must be concluded within a period of 10 years from the date of signature of this environmental authorisation. If the authorised activity / activities have not been concluded within that period, the authorisation lapses and a new application for environmental authorisation must be made for the activities to be undertaken.
- 4.2 Continuation of the authorised activities after the lapsing period of this EA and where such continuation will meet the threshold of any listed activity or activities, will constitute an offense.
- 4.3 Commencement with one listed activity authorised in terms of this environmental authorisation constitutes commencement with all other authorised activities.

5. Management of the Activities

The Environmental Management Programme ("EMPr") submitted as part of the application for EA is also authorised in terms of the EA and must be implemented. In addition to the submitted EMPr, the following is considered part of the subject EMPr:

- 5.1 All waste streams to be generated during construction and operational phase must be managed in accordance with the hierarchy of waste management principles and disposal at an authorised landfill or waste disposal site must be the last option. Proof of disposal of waste must be kept on site and made available to the Department upon request.
- 5.2 The surface storm water management plan must be based on Sustainable Urban Drainage Systems (SUDS) Principles and consider source, local and regional controls.
- 5.3 An applicant must submit recommendations to amend the EMPr where the findings of the environmental audit reports indicate insufficient mitigation of environmental impacts associated with the undertaking of the activity or insufficient levels of compliance with the environmental authorisation or the EMPr and where applicable, the closure plan.
- 5.4 A water quality monitoring programme is recommended bi-annually to ensure that the pollution (should it occur); is detected, and remediation action taken.
- 5.5 The request to amend the EMPr must contain recommendations or mitigation to rectify the shortcomings identified in the environmental audit report.
- 5.6 The recommendation to amend the EMPr must be submitted to the Department for approval together with the environmental audit report in accordance with the regulations. Such updated EMPr must have been subjected to public participation process, which has been agreed to by the competent authority prior submission.
- 5.7 In assessing whether to grant approval of an amended EMPr because of an audit report, the competent authority may request such amendments to the EMPr as it deems appropriate to ensure that the EMPr or closure plan sufficiently provides for avoidance, management and mitigation of environmental impacts associated with the undertaking of the activity.
- 5.8 Induction of the contractors, subcontractors, agents and other people working on the site about the contents of the EMPr and its objectives.
- 5.9 An on-site waste transfer station must be developed and managed in line with the requirement of the municipality for source separation of waste and to promote recycling of waste in the proposed developed.

6. Monitoring and Reporting

- 6.1 This Department (GDARD) must be informed of any environmental and pollution incidents relating to the proposed activities within twenty-four (24) hours of such incidents occurring.
- 6.2 An independent Environmental Control Officer (ECO) must be appointed to oversee the development activities and provide advice in terms of compliance with the conditions of this authorisation. An Environmental Control Officer (ECO) must submit compliance report if requested by the Department.
- 6.3 An ECO must be appointed prior to any commencement of the authorised activity or activities.
- 6.4 Once appointed, the name and contact details of the ECO must be submitted to the Department's Compliance Monitoring Section in the Department; documentation such as

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audit/monitoring/compliance reports and notifications, required to be submitted, must be submitted thereto.

- 6.5 The ECO must keep record of all activities on the site, problems identified, transgressions identified / noted, and a task schedule of the functions undertaken by the ECO.
- 6.6 The environmental audit report must be compiled in accordance with appendix 7 of the EIA Regulations, 2014 and must indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the environmental authorisation conditions as well as the requirements of the EMPr.
- 6.7 Records relating to monitoring and auditing must be kept on the site and made available to any authorised person(s) acting on behalf of the relevant competent authority in respect of the development.

7. Notification of commencement of activities

- 7.1 A written notification of commencement of the activities, including site preparation, must be given to the Department 14 days prior to commencement of the activity on the site. The notice must include the date on which it is anticipated that the activity will commence as well as the EA reference number and be submitted to Director: Compliance Monitoring Ms. Sasa Sekhotha, the official of the Department at the email address: Sasa.Sekhotha@gauteng.gov.za

8. General Conditions

- 8.1 The conditions of this EA are binding on the holder of the EA ("The Holder"), including 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 EA.
- 8.2 The activities authorised may only be carried out at the property or site indicated in this EA.
- 8.3 Any changes to, or deviation from, the activity or activities description set out in this EA must follow the appropriate amendment process described in the Environmental Impact Assessment Regulations, and be approved, in writing, by the Department before such changes or deviation are effected. In assessing whether to approve such changes or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of EA to apply for further authorisation in terms of the Regulations.
- 8.4 Where any of the applicant's contact details changes, including the name of the holder of the EA, the physical or postal address and/or telephonic details, the applicant must follow the relevant amendment process as prescribed in the Environmental Impact Assessment Regulations, by submitting an amendment application to the Department for consideration and decision making as soon as the new details become known to the applicant.
- 8.5 This EA does not negate the holder's responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activities.
- 8.6 This EA and EMPr must be kept at the property or site where the activity or activities will be undertaken. The documents must be produced to any authorised official of the Department who requests to inspect them and must also be made available for inspection by any employee or agent of the holder of the EA who works or undertakes work at the property.
- 8.7 Non-compliance with a condition of this EA may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended) and the Environmental Impact Assessment Regulations.
- 8.8 If the Department has reason to believe that the EA was obtained through, fraud, non-disclosure of material information or misrepresentation of a material fact, the Department may, in writing, suspend or partially suspend, with immediate effect, the EA and direct the holder of such EA forthwith to cease any activities that have been commenced with or to refrain from commencing any activity pending a decision to withdraw the EA.

Date of the Environmental Authorizations:

29 NOVEMBER 2021

The proposed development of Hennops wedding and conference venue on Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ, City of Tshwane Metropolitan Municipality

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ANNEXURE 1: REASON FOR DECISION

1. Background

The applicant, **Tshifuka Trading Enterprise (Pty) Ltd**, applied for EA to undertake the activities listed as Activities 1 and 27 of Listing Notice 1 and Activities 6 and 12 of Listing Notice 3 of the Environmental Impact Assessment Regulations, promulgated in terms of the National Environmental Management Act, 1998, (Act No. 107 of 1998) (as amended) for the proposed development of Hennops wedding and conference venue on Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ, City of Tshwane Metropolitan Municipality

The applicant appointed **Green Lantern Environmental (Pty) Ltd** to undertake a Basic Assessment process.

2. Information Considered in Making the Decision

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

- 2.1 The information contained in the Basic Assessment Report received by the Department on 03 November 2021 including:
 - 2.1.1 Dolomite Stability Investigations
 - 2.1.2 Watercourse Delineation and Assessment
 - 2.1.3 Geotechnical Investigation
 - 2.1.4 Vegetation Ecological Report
 - 2.1.5 Archaeological Impact Assessment.
 - 2.1.6 Palaeontological Impact Assessment
 - 2.1.7 Environmental Management Programme.
- 2.2 The comments received from Interested and Affected Parties as included in the Basic Assessment Report dated November 2021.
- 2.3 The relevant information contained in the Departmental information base including the Geographical Information System (GIS), Gauteng Conservation Plan Version 3.3 and the Gauteng Provincial Environmental Management Framework (GPEMF), 2015.
- 2.4 The objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended).
- 2.5 The Screening Tool Report prepared by **Green Lantern Environmental (Pty) Ltd** dated 05 October 2021.
- 2.6 The findings of the site inspection undertaken by Chauke Emmanuel, the official of the Department on the 12 November 2021.

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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. A summary of the issues which, in the Department's view, were of the most significance is set out below.

- 3.1 Nature and the sensitive environmental features associated with the proposed site, and potential negative impacts of the proposed construction activities including dust and noise.
- 3.2 Compatibility of the activities with the surrounding land uses in the area.
- 3.3 The specialist studies contained in the report.
- 3.4 Public participation process undertaken for the proposed development.
- 3.5 The Gauteng Provincial Environmental Management Framework 2015.

The proposed development of Hennops wedding and conference venue on Portion 200 (a Portion of Portion 62) of the Farm Hennopsriver 489 JQ, City of Tshwane Metropolitan Municipality

4. Findings

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

- 4.1 The proposed site is considered environmentally sensitive as it falls within Critical Biodiversity Area, Important Area, Close to the Hennops River and Wetland, according to the Departmental data base. However, the proposed site has been reduced to a very narrow corridor, with high anthropogenic impact and it is classified as moderately modified and poor ecological condition.
- 4.2 The proposed Hennops wedding and conference venue will be 40m away from the buffer of the river.
- 4.3 The specialist reports attached with the application supports the proposed development and some of the plant species found within the site must be relocated close to the river buffer to reduce water runoff as the slope is steep towards the river.
- 4.4 The public participation process was undertaken in accordance with the requirements of the EIA Regulations, 2014 as the proposed development was advertisement on the Taxi Times 15 November 2020, the site notices were placed on various conspicuous places on site and written notices were sent to various stakeholders.
- 4.5 According to GPEMF 2015, the proposed site falls within Environmental Management Zone 3 high control zone outside the urban development zone (within urban arear) as defined in the Gauteng Spatial Development Framework (GSDF).

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

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