



**edtea**

**Department :**  
Economic Development, Tourism and  
Environmental Affairs

**PROVINCE OF KWAZULU-NATAL**

Enquiries: Mapule Mdletshe  
Reference: Q/2018/145/uMnge  
Date: 19 July 2019  
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**Directorate: Environmental Services: uMqungundlovu District**

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Dear Sir

**RE: AMENDED Q/2018/145/UMNGE: MONDLI CONSULTING: PROPOSED CONSTRUCTION OF A TRUCK STOP ON PORTION 5 THE FARM KILDARE NO. 14654 IN UMNGENI LOCAL MUNICIPALITY.**

Your inquiry received by the Department of Economic Development, Tourism and Environmental Affairs (herein referred to as "this Department") on 7 December 2018, refers. The response to this enquiry was issued on 25 January 2019. A request to amend the reference from Mpofana to uMngeni was made to this Department on 4 July 2019 as this was not the correct municipality. This Department responds below.

**Development background:**

- The proposed development entails the establishment of a truck stop.
- The site is already cleared and was used as a stock piling site by a construction company.
- The extent of the total property within which the truck stop will be constructed is approximately 2,9382 hectares and the extent of the proposed development is approximately 300m<sup>2</sup> for ablutions and laundry facilities.
- 27 000m<sup>2</sup> will be overlaid with blackish gravel to park trucks.
- The development site is zoned for agricultural use.
- The approximate central coordinates are 29° 19' 03.83"S and 30° 02' 45.35" E.
- Water will be accessed through a borehole like other businesses.
- There is no watercourse within 32m of the proposed activity.

The following activities may be applicability to the proposed development:

**GNR 327 of 07 April 2017 Activity Number 12: “The development of —  
x. buildings exceeding 100 square metres in size;**

The development of—

- i. dams or weirs, where the dam or weir, including infrastructure and water surface area, exceeds 100 square metres; or infrastructure or structures with a physical footprint of 100 square metres or more;

where such development occurs—

**(a) within a watercourse;**

(b) in front of a development setback; or

(c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse; —“

**The development footprint exceeds 100m<sup>2</sup> but is located further than 32m from a watercourse, therefore this activity will not apply.**

**GNR 324 of 07 April 2017 Activity Number 5: “The development of resorts, lodges, hotels,] tourism or hospitality facilities that sleep less than 15 people.**

**d. KwaZulu-Natal**

- ii. **Outside urban areas** within 10 kilometers from national parks or world heritage sites or 5 kilometers from any terrestrial protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;
- iv. Community Conservation Areas;
- vi. Provincial Protected Area Expansion Strategy Focus areas;
- viii. World Heritage Sites;
- ix. A protected area identified in terms of NEMPAA;”

**Although this development is of a hospitality nature: no accommodation facilities will be provided. This activity therefore does not apply.**

**Decision:**

1. Based on the information provided in your correspondence dated 7 December 2018; this Department is of the opinion that this specific project **does not require an Environmental Authorisation** in terms of the EIA Regulations 2014 (as amended).
2. Should the developer wish to **amend the development parameters or site location**; or undertake any other activities on the proposed site for the proposed development, a determination must be made by an Environmental Assessment Practitioner as to whether the amended parameters and/or repositioning of the development require an Environmental Authorisation.
3. All relevant parties, including the applicant, all project managers, contractors and sub-contractors must be made aware of their responsibility for compliance with the provisions for *Duty of Care and remediation of environmental damage* contained in Section 28 of the National Environmental Management Act, Act 107 of 1998.

4. This correspondence does not grant authorisation or exemption from compliance with any other relevant and applicable legislation.
5. This Department retains the right to inspect the property at any time during its development and operation.

Should you have any queries or wish to discuss the points raised above, please do not hesitate to contact the writer.

Any delay in responding to you on this matter is highly regretted.

Yours sincerely



**For: Acting Head of Department**

Department of Economic Development, Tourism and Environmental Affairs

Signed by: Mapule Mdletshe

Designation: Environmental Officer, Grade A

District: uMgungundlovu

Date: 19 July 2019