



Reg: Nature's Environmental Agency (Pty) Ltd
Reg No.: 2013/064845/07

ENVIRONMENTAL AGENCY

"objective natural intelligence"

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Date : 15 October 2014

To: Environment: South Region
KZN: Department of Agriculture, Environmental Affairs
Private Bag X 6005
HILTON, 3245

Attention: Ms Mavis Padayachee

Dear Sir,

RE: APPLICATION FOR A BASIC ASSESSMENT I.T.O EIA Regulation 2010, for a proposed Construction of Ezakheni AutoHub on Erf 1923, Ezakheni D Emnambithi - Ladysmith Municipality, Uthukela District, KZN.

Tana Type (Pty) Ltd has appointed Environmental Agency as Environmental Assessment Practitioners for the above-mentioned project.

Environmental Agency hereby submits the application form with supporting documents.

It is hoped that this meets your requirements



Dan Mkhwanazi
EAP: Nature's Environmental Agency (Pty) Ltd

Application for Environmental Authorization



edtea

Department :

Economic Development, Tourism and
Environmental Affairs

PROVINCE OF KWAZULU-NATAL

File Reference Number:

NEAS Reference Number:

Date Received:

(For official use only)

DC/

KZN/EIA/

APPLICATION FOR ENVIRONMENTAL AUTHORISATION

Submitted in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA) and regulation 12(1) of the Environmental Impact Assessment (EIA) Regulations, 2010 (Government Notice No. R 543, 18 June 2010).

PROJECT TITLE

Proposed Construction of Ezakheni AutoHub on Erf 1923 Ezakheni D Section, Emnambithi-Ladysmith Municipality, UThukela District, KwaZulu-Natal

DISTRICT MUNICIPALITY

UThukela District (DC 23)

Application for Environmental Authorization

IMPORTANT INFORMATION

PLEASE NOTE:

1. It is the responsibility of the applicant to ascertain whether subsequent versions of the form have been produced by the Department.
2. The application must be typed within the spaces provided in the form. The size of the space provided is not necessarily indicative of the amount of information required.
3. Where required, place a cross in the box you select.
4. Incomplete applications will be returned to the applicant for revision.
5. The use of the phrase "not applicable" in the form must be done with circumspection. Should it be done in respect of material information required by the competent authority for assessing the application, it may result in the rejection of the application as provided for in the Regulations.

FEES APPLICABLE FOR APPLICATIONS FOR ENVIRONMENTAL AUTHORIZATIONS

6. The following fees for the consideration and processing of applications for an environmental authorization will be applicable from **01 April 2014** (refer to the Annexure in Government Notice No.141 dated 28 February 2014):

Application	Fee
Application for an environmental authorization subject to a Basic Assessment in terms of the EIA Regulations	R2 000.00
Application for an environmental authorization subject to a Scoping and Environmental Impact Report in terms of the EIA Regulations	R10 000.00

7. Where an applicant is required to pay fees for an application for environmental authorization as contemplated in section 6, this must be made by means of a bank deposit or electronic fund transfer into the bank account of this Department (refer to section 8).
8. **Payment reference number for applications for environmental authorizations and banking details** for the Department:

Reference number (only reference number to be used for environmental authorization applications):	03026982
Account name:	KwaZulu-Natal Provincial Government Agriculture
Bank name:	ABSA
Branch code:	630495
Account number:	4072480963

9. Proof of payment of fees (if applicable) for an environmental authorization application must be attached as **Appendix 10** to this application form and submitted with it. Proof of payment is either a stamped deposit slip or an electronic fund transfer payment advice.

INSTANCES WHERE FEES FOR APPLICATIONS FOR ENVIRONMENTAL AUTHORIZATIONS ARE NOT APPLICABLE

10. Where an application is for a community based project funded by a government grant or the application is made by an organ of state, the fees for considering and processing applications for an environmental authorization do not apply (refer to regulation 2 in Government Notice No.141 dated 28 February 2014).

Application for Environmental Authorization

11. Where an applicant is not required to pay a fee as contemplated in section 6 of this form, a **written motivation** (with proof of funding if a government grant is applicable) must be attached as **Appendix 11** to this application form and submitted with it.
12. If you have any queries regarding the EIA process or fees applicable for applications for environmental authorizations please contact the relevant District Office of this Department. These contact details are obtainable from Regional Offices (see below).

REGIONAL OFFICE DETAILS

13. The original application must hand delivered or posted to the appropriate Regional Offices of this Department as provided below. **No faxed or e-mailed applications will be accepted** Regional Office details are:

- **FOR APPLICATIONS IN NORTHERN KWAZULU-NATAL** (Amajuba, Umkhanyakude, Uthungulu, Umzinyathi and Zululand District Municipalities)

Environment: North Region
KwaZulu Natal Department of Economic Development, Tourism & Environmental Affairs
Private Bag X1048, RICHARDS BAY, 3900

4th Floor ABSA Building, Lakeview Terrace, RICHARDS BAY

Contact Person: Ms Zama Mbanjwa
Telephone No.: (035) 780 6765

Alternative Contact Person: Ms Jacqueline Ndlovu
Telephone No: (035) 780 6881

- **FOR APPLICATIONS IN SOUTHERN KWAZULU-NATAL** (Ethekwini Metro, Ilembe, Sisonke (Harry Gwala), Ugu, Umgungundlovu and Uthukela District Municipalities):

Environment: South Region
KwaZulu-Natal Department of Economic Development, Tourism & Environmental Affairs
Private Bag X6005, HILTON, 3245

A Block, 4 Pin Oak Avenue, HILTON

Contact Person: Ms Mavis Padayachee
Telephone No.: (033) 343 8495

14. Unless protected by law, all information filled in on this application will become public information on receipt by this Department. Any interested and affected party must be provided with the information contained in this application on request, during any stage of the application process.
15. Please note an exemption application must be finalized before lodging an application for environmental authorisation with the Department.
16. If an Environmental Assessment Practitioner (EAP) has not been appointed at the time of the submission of this application form, the declaration from the EAP must be included in the Basic Assessment Report.
17. Pages 2 and 3 may be deleted from the application form submitted to the Department.

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LIST OF APPENDICES

		SUBMITTED	
Appendix 1	List of land owners (with contact details) and proof of notification of land owners.	YES	N/A
Appendix 2	Listing Notice 3 Map with details of activities triggered (as confirmed by the Department)	YES	N/A
Appendix 3	Copies of Environmental Authorisations obtained for the same property (if applicable)	YES	N/A
Appendix 4	Approval by the Department to submit an application subject to BA rather than S&EIR or S&EIR rather than a BA (if applicable)	YES	N/A
Appendix 5	Approval by the Department that a combined application in terms of Regulation 14(1) of the EIA Regulations may be submitted (if applicable)	YES	N/A
Appendix 6	Project schedule	YES	
Appendix 7	Locality Map	YES	
Appendix 8	Details of the written agreement with the Department of a deviation of the public participation process (Regulation 54(5) of the EIA Regs) (if applicable)	YES	N/A
Appendix 9	Exemption Notice (if applicable)	YES	N/A
Appendix 10	Proof of payment of environmental authorization fees (if applicable). Proof of payment includes a stamped deposit slip or an electronic fund transfer payment advice.	YES	N/A
Appendix 11	A written motivation explaining why the payment of environmental authorization fees are not applicable (an application for a community based project funded by a government grant or an application by an organ of state).	YES	N/A

Application for Environmental Authorization

1. PROJECT DESCRIPTION

Please provide a **detailed** description of the project.

Proposed Ezakheni AutoHub on Ezakheni D Section, Erf 1923, Ezakheni D, Emnambithi-Ladysmith Municipality. The commercial development will consist of a Petrol Filling Station and a car wash.

(a) Strategic Infrastructure Projects

Does the project form part of any of the Strategic Infrastructure Projects (SIPs) as described in the National Development Plan, 2011?	YES	<input checked="" type="checkbox"/> NO
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2. BACKGROUND INFORMATION

Project applicant:

Trading name (if any):	Tana Type (PTY) LTD		
Contact person:	Phangisile Mtshali Manciya		
Physical address:	Farm 4 New Formosa Road D 500, Estcourt 3310		
Postal address:	P O Box 310, Estcourt 3310		
Postal code:	3370	Cell:	081 344 3607
Telephone:		Fax:	086 551 4154
E-mail:	phangisile@phangisilemtshali.co.za		

Owner or person in control of the land:

Msizi Family Trust

(if the applicant is not the owner or the person in control of the land)

Contact person:	Phangisile Mtshali Manciya		
Postal address:	P O Box 310, Estcourt 3310		
Postal code:	3310	Cell:	081 344 3607
Telephone:		Fax:	086 551 4154
E-mail:	phangisile@phangisilemtshali.co.za		

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In instances where there is more than one landowner, please include details of landowners with their contact details to this application.

PLEASE NOTE: Written notice of the proposed activity must be given to the owner or person in control of the land on which the activity is to be undertaken. Proof of serving such a notice must be attached to this application form in Appendix 1.

District Municipality:	Uthukela (DC 23)		
Local Municipality:	Emnambithi-Ladysmith		
In instances where the project includes more than one local or district municipality, please provide a list.			
Contact person at Local Municipality:	Boitumelo Moshoeshoe		
Postal address:	PO Box 3978, Ladysmith		
Postal code:	3370	Cell:	072 513 8827
Telephone:	036 637 2090	Fax:	036 637 2092
E-mail:	bmoshoeshoe@ladysmith.co.za		

In instances where there is more than one local authority involved, please include details of local authorities with their contact details in an Appendix.

Property description/physical address:	Erf 1923, Ezakheni D, Ezakheni Township 23km west of Ladysmith Town CBD on uMqulusi Road.
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(Farm name, portion etc.) Where a large number of properties are involved (e.g. linear activities), please attach a full list in an Appendix to the application.

Nearest town/s:	Ladysmith
Directions to the physical address:	From Ladysmith CBD, head to northeast using N11 (Newcastle Road) for 5 km. From the robot turn right into helpmekaar Road and continue for about 12km. Turn right to Zakheni and continue for 6km towards east, the site is on UMqulusi Road Ezakheni D Section.

Current land-use zoning:	Commercial Zoned
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In instances where there is more than one current land-use zoning, please attach a list of current land use zonings in the Appendix and also indicate which portions are relevant to this application.

Is a change of land-use or a consent use application required?
Must a building plan be submitted to the local authority?

YES	NO
YES	NO

Application for Environmental Authorization

Locality map:

An A3 locality map must be attached to the back of this document, as Appendix 9. The scale of the locality map must be relevant to the size of the development (at least 1:50 000. For linear activities of more than 25 kilometres, a smaller scale e.g. 1:250 000 can be used. The scale must be indicated on the map.) The map must indicate the following:

- an accurate indication of the project site position in relation to known landmarks such as towns/villages, as well as the positions of the alternative sites, if any;
- road access from all major roads in the area;
- road names or numbers of all major roads as well as the roads that provide access to the site(s);
- all roads within a 1km radius of the site or alternative sites; and
- a north arrow;
- a legend; and
- locality GPS co-ordinates (Indicate the position of the activity using the latitude and longitude of the centre point of the site for each alternative site. The co-ordinates should be in degrees, minutes and seconds.

Site identification and linkage

Please indicate all the Surveyor-General 21 digit site (erf/farm/portion) reference numbers for all sites (including portions of sites) that are part of the application.

F	A	R	M		E	Z	A	K	H	E	N	I		D						
E	R	K		1	9	2	3													
N	O	G	S	0	5	2	1	0	0	0	0	1	9	2	3	0	0	0	0	0

(if there are more than 6, please expand the list with the rest of the numbers)

(These numbers will be used to link various different applications, authorisations, permits etc. that may be connected to a specific site)

Please provide the **geographical coordinates** for the site

Latitude /Longitude	Degrees	Minutes	Seconds
South	28 ^o	36'	50.88
East	29 ^o	56'	11.92

3. ACTIVITIES APPLIED FOR

- a. For an application for authorisation that involves more than one listed or specified activity that, together, make up one development proposal, all the listed activities pertaining to this application must be indicated.

Indicate the number and date of the relevant notice:	Activity No (s) (in terms of the relevant or notice)	Describe each listed activity as per the project description (and not as per wording of the relevant Government Notice) ¹ :
R544 of 18 June 2010 Listing Notice 1	23	Development that is 5ha, on an undeveloped, vacant land, outside an urban area.
R545 of 18 June 2010 Listing Notice 2	3	The construction of facilities or infrastructure for the storage, or storage and handling of a dangerous good, where such storage occurs in containers with a combined capacity of more than 500 cubic metres.
R545 of 18 June 2010 Listing Notice 2	4	The construction of facilities or infrastructure for the refining, extraction or processing of gas, oil or petroleum products with an installed capacity of 50 cubic metres or more, excluding facilities for the refining, extraction or processing of gas from landfill sites.

Please note that any authorisation that may result from this application will only cover activities specifically applied for.

4. STATE DEPARTMENTS IDENTIFIED IN TERMS OF S240

Please indicate to which State departments reports related to your application will be forwarded to provide comments in terms of section 24 0 (2) of NEMA:

Please note: details of the relevant contact person and the address of the State department must be provided. Add the names and other details for State departments not listed.

YES	NO	Name of Department	Contact person	Address
Yes		Ezemvelo KZN Wildlife	Dominic Wiener	PO Box 13069, Cascades, 3202 Tel: 033 845 1999 Fax: 033 845 1001
Yes		Amafa	Annie van de Venter	P.O. Box 2685, Pietermaritzburg, 3200 Tel: 0333 946543 Fax: 0333 426097
Yes		Department of Water Affairs	Lindiwe Dladla	P.O Box 1018, Durban 4000 Tel: 031 336 2700 Fax:

¹ Please note that this description should not be a repetition of the listed activity as contained in the relevant Government Notice, but should be a brief description of activities to be undertaken as per the project description, i.e. describe the components of the desired development

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Yes		Department of Agriculture, Forestry and Fisheries	Hlengiwe Gumede	P O Box 345 Pietermaritzburg, 3200 Tel: 033 345 3515
	No	Department of Cooperative Governance and Traditional Affairs		
	No	Department of Human Settlements		
Yes		Ladysmith Municipality	Boitumelo Moshoeshoe	PO Box 3978 Ladysmith 3370 Tel: 036 637 2090 Fax:036 637 2092
Yes		Uthukela District Municipality	Gugu Mazibuko	PO Box 116, Ladysmith 3370 Tel: 036 368 2400 Fax: 036 637 5608

Please note: This Department will inform the relevant State departments that their comments must, in terms of section 24 O (3) of NEMA be provided within 40 days of such a request.

5. ECONOMIC AND SOCIAL INFORMATION

Provide details on the anticipated socio-economic values associated with the proposed project

Anticipated CAPEX value of the project on completion	R 20 million
What is the expected annual turnover to be generated by or as a result of the project?	R 40 million
New skilled employment opportunities created in the construction phase of the project	12
New skilled employment opportunities created in the operational phase of the project	14
New un-skilled employment opportunities created in the construction phase of the project	13
New un-skilled employment opportunities created in the operational phase of the project	15
What is the expected value of the employment opportunities during the operational and construction phase?	R 60 Million

6. TYPE OF APPLICATION

(a) Application for Basic Assessment

Is this an application that is subject to a basic assessment (as defined in the Regulations)?

YES	NO
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Please indicate when the basic assessment report will be submitted:

November 2014

Application for Environmental Authorization

(b) Application for Scoping and Environmental Impact Assessment (EIA

Is this an application that is subject to Scoping and EIA (as defined in the Regulations)?

YES	NO
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Please indicate when the Scoping Report (including the Plan of Study for EIA) will be submitted:

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7. APPLICATIONS FOR EXEMPTION

If the applicant has obtained exemption from any provision of the Act as it relates to environmental impact assessment or from any provision of GN R. 543, as allowed by GN R543 (50), a copy of this notice must be provided in **Appendix 10**.

Application for Environmental Authorization

8. DECLARATIONS

(a) Declaration by the applicant

I, Phangisile Mshali Mawuza, declare that I-

- am, or represent², the applicant in this application;
- have appointed an environmental assessment practitioner to act as the independent environmental assessment practitioner for this application;
- will provide the environmental assessment practitioner and the KZN Department of Economic Development, Tourism & Environmental Affairs with access to all information at my disposal that is relevant to this application;
- will be responsible for the costs incurred in complying with the Environmental Impact Assessment Regulations, 2010, including but not limited to –
 - costs incurred in connection with the appointment of the environmental assessment practitioner;
 - costs incurred in respect of the undertaking of any process required in terms of the Regulations;
 - costs in respect of any fee prescribed by the Minister or MEC in respect of the Regulations;
 - costs in respect of specialist reviews, if the competent authority decides to recover costs; and
 - the provision of security to ensure compliance with conditions attached to an environmental authorisation, should it be required by the KZN Department of Economic Development, Tourism & Environmental Affairs;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of the EIA Regulations, 2010 and will take reasonable steps to verify whether the EAP complies with the Regulations;
- will inform all registered interested and affected parties of any suspension of the application, as well as of any decisions taken by the KZN Department of Economic Development, Tourism & Environmental Affairs in this regard;
- am responsible for complying with the conditions of any environmental authorisation issued by the KZN Department of Economic Development, Tourism & Environmental Affairs;
- hereby indemnify the Government of the Republic of South Africa, the KZN Department of Economic Development, Tourism & Environmental Affairs and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action which the applicant or environmental assessment practitioner is responsible for in terms of the EIA Regulations, 2010;
- will not hold the KZN Department of Economic Development, Tourism & Environmental Affairs responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to obtaining an environmental authorisation or prior to an appeal being decided in terms of the EIA Regulations, 2010;
- I will perform all other obligations as expected from an applicant in terms of the EIA Regulations, 2010;
- all the particulars furnished by me in this form are true and correct; and
- I am aware that a false declaration is an offence in terms of regulation 71(1) of the EIA Regulations, 2010 and that it is punishable in terms of regulation 71(2) of the EIA Regulations, 2010.



Signature of the applicant³/ Signature on behalf of the applicant

Tanatype Pty Ltd

Trading name (if applicable)

15 October 2014

Date

² If this is signed on behalf of the applicant, proof of such authority from the applicant must be attached.

³ If the applicant is a juristic person, a signature on behalf of the applicant is required as well as proof of such authority.

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(b) Declaration by the environmental assessment practitioner.

Environmental assessment practitioner (EAP):⁴

Trading name (if any):	Environmental Agency		
Contact person:	Dan Mkhwanazi		
Postal address:	27 Umkhamba Drive, Ladysmith 370		
Postal code:	3370	Cell:	074 1414 157
Telephone:	036 631 0806	Fax:	086 272 4442
E-mail:	dan@environmentalAgency.co.za		
Education	B. Sc		
Qualifications ⁵ :	IAIAsa		
Professional affiliation(s) (if any) ⁶			

I, Dan Mkhwanazi declare that I

- am the independent environmental practitioner in this application;
- do not have and will not have any vested interest (either business, financial, personal or other) in the undertaking of the proposed activity, other than remuneration for work performed in terms of the Environmental Impact Assessment Regulations, 2010;
- will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the applicant;
- declare that there are no circumstances that may compromise my objectivity in performing such work;
- have expertise in conducting environmental impact assessments, including knowledge of the National Environmental Management Act, 1998 (Act107 of 1998), regulations and any guidelines that have relevance to the proposed activity;
- will comply with the National Environmental Management Act, 1998 (Act107 of 1998), regulations and all other applicable legislation;
- will take the provisions of regulation 7(2) of the EIA Regulations, 2010 into account when preparing any report relating to this application;
- undertake to disclose to the applicant and the KZN Department of Economic Development, Tourism & Environmental Affairs all material information in my possession that reasonably has or may have the potential of influencing its decision with respect to this application;
- will ensure that information containing all reports in respect of this application is distributed or made available to interested and affected parties and that their participation is facilitated in such a manner that they will be provided with a reasonable opportunity to participate and provide comments on the reports;
- will provide the competent authority with access to all information at my disposal regarding this application, whether such information is favourable to the applicant or not;
- declare that all the particulars furnished by me in this form are true and correct;
- I am aware that a false declaration is an offence in terms of regulation 71(1) of the EIA Regulations, 2010 and that it is punishable in terms of regulation 71(2) of the EIA Regulations, 2010; and
- I will comply with all the requirements as indicated in the National Environmental Management Act, 1998 (Act 107 of 1998) and Environmental Impact Assessment Regulations, 2010.



 Signature of the environmental assessment practitioner

Environmental Agency

 Trading name

16 OCTOBER 2014

 Date

^{5 8} Please include details of names, education qualifications and professional affiliations of the EAP and each representative of the EAP appointed to manage this application.