

10 May 2023

South African Heritage Resources Agency  
111 Harrington Street  
Cape Town  
8001

Attention: Dr. Ragna Redelstorff [rredelstorff@sahra.org.za](mailto:rredelstorff@sahra.org.za)

Cc: Bianca Pillay [Bianca.Pillay@ibvogt.com](mailto:Bianca.Pillay@ibvogt.com)  
Sachin Thakurpersad [Sachin.Thakurpersad@ibvogt.com](mailto:Sachin.Thakurpersad@ibvogt.com)  
Simamkele Gosa [Simamkele.Gosa@ibvogt.com](mailto:Simamkele.Gosa@ibvogt.com)  
Paul Lochner [PLochner@csir.co.za](mailto:PLochner@csir.co.za)

**RE: AMENDMENT TO SAHRA FINAL COMMENT ON THE NGONYAMA SOLAR  
PV 125 MW FACILITY**

**SAHRA reference number: 8666**

**DFFE reference number: 14/12/16/3/3/2/852**

To whom it may concern,

This letter serves as a request to update the South African Heritage Resources Agency (SAHRA) final comment for the proposed Ngonyama photovoltaic (PV) facility near Dealesville in the Free State.

The following latest non-substantive amendments to the project's Environmental Authorisation (EA) have been undertaken in the interim:

14/12/16/3/3/2/852/**AM6** (appended to this letter):

- Increase in electrical capacity **from 125 MW to 140 MW** and name transfer on page-by-page basis of EA.
- **Change the contact person** to the representative of the new project proponent - Ib Vogt SA (Pty) Ltd.

The purpose of the requested amendments is to align the project description and applicant contact details with the details put forward to the Independent Power Producer Office. The increase in MW capacity (125 MW to 140 MW) does not entail a change in the Listed Activities or land portions which are authorised for the proposed development, and all environmental sensitives earmarked for avoidance will still be avoided. The Environmental Management Programme (EMPr) and final layout to accommodate the 140 MW Ngonyama PV project still need to be subject to a Public Participation Process and granted final approval by the Department, as per a conditions 14 and 16 in the EA, before the project commences. As such, no layout changes are being sought at this stage.

It is kindly requested that the following information be updated in the SAHRA final comment:

- **Update the project proponent contact person** (addressee of the SAHRA comments) to Mr. Sachin Thakurparsad, IB Vogt SA (Pty) Ltd
- **Increase the electrical capacity from 125 MW to 140 MW** in the project title and description.

Sincerely,



Luanita Snyman-van der Walt



**Luanita Snyman-van der Walt**  
Pr Sci Nat | MSc Env Sci | MSc GISc  
**Environmental and Geospatial Scientist**  
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# forestry, fisheries & the environment

Department:  
Forestry, Fisheries and the Environment  
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia· PRETORIA

**DFFE Reference:** 14/12/16/3/3/2/852/AM6

**Enquiries:** Ms Sindiswa Dlomo

**Telephone:** (012) 399 9390 **E-mail:** [Sdlomo@dfpe.gov.za](mailto:Sdlomo@dfpe.gov.za)

Mr. Sachin Thakurpersad  
Ib vogt SA (Pty) Ltd  
54 Maxwell Drive  
**WOODMEAD**  
Johannesburg  
2191

**Telephone Number:** 083 500 1123

**Email Address:** [sachin.thakurpersad@ibvogt.com](mailto:sachin.thakurpersad@ibvogt.com)

**PER MAIL / EMAIL**

Dear Mr Thakurpersad

## **AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 05 SEPTEMBER 2016 FOR THE PROPOSED 140 MW NGONYAMA PV SOLAR FACILITY NEAR DEALESVILLE IN THE TOKOLOGO MUNICIPALITY, FREE STATE PROVINCE.**

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 05 September 2016, the amendments to the environmental authorisation dated 13 July 2021, 28 March 2022, and 26 July 2022 respectively, the application for amendment of the EA received by the Department for amendments dated 13 February 2023, and the acknowledgement letter dated 22 February 2023, refer.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 05 September 2016, as follows:

### **Amendment 1: Change references to project megawatt capacity:**

**From:**

125 MW Capacity

**To:**

140 MW Capacity

### **Reason for the amendment:**

The Applicant (Ib vogt SA (Pty) Ltd) has acquired this project from the previous proponent and has submitted it to the (extended) Bidding Window 6 of the Renewable Energy Independent Power Producer Procurement Programme (REIPPPP), and the project is said to be in a position to potentially be selected as a preferred bidder in the REIPPPP as the 140 MW Ngonyama Solar PV development (REIPPPP reference: RE\_PV\_0053\_008).

The increase in MW capacity (125 MW to 140 MW) does not entail a change in the listed activities or land portions which are authorised for the proposed development, and all environmental sensitives earmarked for avoidance will still be avoided. The MW increase will be achieved through a combination of technological advancements as well as reclaiming some PV areas from the adjacent Umkhombe (Faraday) PV project. The Environmental Management Programme (EMPr) and final layout to accommodate the 140 MW Ngonyama PV project still need to be subject to a Public Participation Process and final approval by the Department, as per conditions 14 and 16 in the EA, before project commencement.

**Amendment 2: Change the contact person on page 2 of the EA**

**From:**

Mr Daniel Palm  
Ngonyama Solar (Pty) Ltd.  
15a Greenacres Road,  
Constantia,  
Cape Town  
7806

Telephone Number: (071) 482 1315  
Email Address: [dan@evolution-africa.com](mailto:dan@evolution-africa.com) / [Dan@moshesh.partners](mailto:Dan@moshesh.partners)

**To:**

Mr. Sachin Thakurpersad  
Ib vogt SA (Pty) Ltd  
54 Maxwell Drive  
**WOODMEAD**  
Johannesburg  
2191

Telephone Number: 083 500 1123  
Email Address: [sachin.thakurpersad@ibvogt.com](mailto:sachin.thakurpersad@ibvogt.com)

**The reason for the amendment:**

The purpose of the requested amendment is to align the project description and applicant contact details with the details put forward to the Independent Power Producer Office.

This EA amendment letter must be read in conjunction with the EA dated 05 September 2016, as amended.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further, your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulate that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of the decision, of the Department's decision, as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribes the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

Should any person wish to lodge an appeal against 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 in 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.

**Appeals must be submitted in writing in the prescribed form to:**

The Director: Appeals and Legal Review of this Department at the below-mentioned addresses.

By email: [appeals@dfef.gov.za](mailto:appeals@dfef.gov.za);

By hand: Environment House  
473 Steve Biko,  
Arcadia,  
Pretoria,  
0083; or

By post: Private Bag X447,

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, the lodging of an appeal will suspend the environmental authorisation or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at [https://www.environment.gov.za/documents/forms#legal\\_authorisations](https://www.environment.gov.za/documents/forms#legal_authorisations) or request a copy of the documents at [appeals@dfef.gov.za](mailto:appeals@dfef.gov.za).

Yours faithfully



**Ms Milicent Solomons**  
**Acting Chief Director: Integrated Environmental Authorisations**  
**Department of Forestry, Fisheries and the Environment**  
Date: 22/03/2023.

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|----|--------------|---|--|
| c: | Paul Lochner | Council for Scientific and Industrial Research (CSIR) | <a href="mailto:plochner@csir.co.za">plochner@csir.co.za</a> |
|----|--------------|---|--|



# forestry, fisheries & the environment

Department:  
Forestry, Fisheries and the Environment  
REPUBLIC OF SOUTH AFRICA

Private Bag X 447 Pretoria 0001, Environment House, 473 Steve Biko Road, Pretoria, 0002 Tel: +27 12 399 9000, Fax: +86 625 1042

Enquiries: Devinagie Bendeman Telephone: 012 399 9337 E-mail: vbendeman@dffe.gov.za

Ms. Milicent Solomons  
Director: Priority Infrastructure Projects

Dear Ms. Solomons

## APPOINTMENT AS CHIEF DIRECTOR: INTERGRATED ENVIRONMENTAL AUTHORISATIONS (ACTING), FROM 01 MARCH UNTIL 31 MARCH 2023

I hereby inform you that I have decided to appoint you as Acting Chief Director: Intergrated Environmental Authorisations from 01 March until 31 March 2023.

All correspondence and other documents that are usually signed by the Chief Director: Intergrated Environmental Authorisations during must be signed under Acting Chief Director: Intergrated Environmental Authorisations during the above-mentioned period.

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1998), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standards, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of the legislations and policies and the amendments thereof. (Copies of departmental policies can be obtained from the Human Resource Office).

Yours Sincerely

Ms Devinagie Bendeman

Deputy Director-General: Regulatory Compliance and Sector Monitoring

Date: 22 February 2023



**Batho pele** - putting people first

The processing of personal information by the Department of Forestry, Fisheries and the Environment is done lawfully and not excessive to the purpose of processing in compliance with the POPI Act, any codes of conduct issued by the Information Regulator in terms of the POPI Act and / or relevant legislation providing appropriate security safeguards for the processing of personal information of others

### ACKNOWLEDGEMENT

I  ACCEPT /  DO NOT ACCEPT  
appointment as Acting Chief Director:  
Intergrated Environmental Authorisations  
Signed:

Date: 27/02/2023