

24 November 2016

DEA Ref: 14/12/16/3/3/2/864

Dear Stakeholder,

ENVIRONMENTAL IMPACT ASSESSMENT PROCESS
50MW ILANGA CONCENTRATED SOLAR POWER 5 SOLAR ENERGY
FACILITY, NEAR UPINGTON, NORTHERN CAPE PROVINCE

NOTIFICATION OF REFUSAL OF ENVIRONMENTAL AUTHORISATION BY
DEA

FG Emvelo (Pty) Ltd submitted an application for environmental authorisation to the National Department of Environmental Affairs (DEA), for the development of the 50MW Ilanga Concentrated Solar Power 5 Solar Energy Facility on Portion 3 of the farm Matjiesrivier 41 south-east of the town of Upington within the //Khara Hais Local Municipality in the Northern Cape Province.

The applicant hereby advises registered interested and affected parties, as instructed by the decision issued by the DEA on 10 November 2016, and in terms of Regulation 4(2), of the outcome of the application for environmental authorisation. The DEA has refused environmental authorisation for the abovementioned project.

The DEA is of the opinion that the proposed listed activities will conflict with the general objectives of integrated environmental management stipulated in Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and that any potentially detrimental environmental impacts resulting from the listed activities may not be mitigated to acceptable levels and should therefore be prevented altogether.

In reaching its decision the DEA considered the information presented in the application form dated 18 November 2015, the information contained in the Draft Scoping Report (SR) received on 18 November 2015 and the comments provided by the DEA on 08 December 2015; the information contained in the Final SR dated January 2016; the information contained in the Draft Environmental Impact Assessment Report (EIAr) dated April 2016 and comments provided by the DEA

on 23 May 2016; the information contained in the Amended EIAr dated June 2016 and the comments provided by the DEA on 14 July 2016; the information contained in the Final EIAr dated July 2016 as well as the objectives and requirements of relevant legislation, policies and guidelines, including section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998).

A copy of the DEA's decision, providing the reasons for the decision, can be requested by sending an email to gabriele@savannahsa.com.

As an interested and affected party, your attention is drawn to Chapter 2 of Government Notice No. 933, which prescribes the appeal procedure to be followed. Should you wish to appeal the decision by DEA, you must submit an 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 registered interested and affected parties by the applicant (i.e. 24 November 2016).

Appeals must be submitted to: Mr Z Hassam, Director: Appeals and Legal Review

Tel: (012) 399 9356
E-mail: AppealsDirectorate@environment.gov.za
Post: Private Bag X447, Pretoria, 0001
By hand: Environment House, 473 Steve Biko Street, Arcadia, Pretoria

Please note that appeals should be submitted to DEA and not to the consultant (Savannah Environmental).

Kind regards

GABRIELE WOOD
PUBLIC PARTICIPATION AND SOCIAL CONSULTANT
SAVANNAH ENVIRONMENTAL

(not signed, sent via email)