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Our Reference: 10322/Let34

02 April 2013

**Attention: Registered Interested & Affected Party**

**Re: Neptune-Poseidon 400 kV Power Line (DEA Ref. No: 12/12/20/1439) – Notice of Environmental Authorisation and Additional Time for Registered Interested and Affected Parties (I&APs) to Lodge Appeals**

This serves as notification of the Department of Environmental Affairs (DEA) decision to grant additional time for registered Interested and Affected Parties (I&APs) to be notified of the Environmental Authorisation, subject to conditions, and an appeal period that have been issued by the DEA for the abovementioned project on **11 July 2012**.

Nemai Consulting, the appointed independent Environmental Assessment Practitioner (EAP) sent out notification letters via registered mail to all the directly affected land owners on 19 July 2012. Due to most of the directly affected landowners residing on farms and rural areas the letters failed to reach them in good time therefore not allowing those who wished to appeal to do so. The remainder of the registered Interested and Affected Parties (I&APs) were not notified due to a misunderstanding regarding the issue of requested amendments to the original Environmental Authorisation applied for by Nemai, on behalf of ESKOM.

The aforementioned authorisation was issued in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), following the undertaking of a Scoping and Environmental Impact Assessment (EIA) Process (according to Government Notice No. R.385) for the following listed activities:

- Government Notice No. R.386: 4; 7; 12; 14; 15; 20; and
- Government Notice No. R.387: 1(c); 1(l); 1(m) and 2.

In order to comply with Regulation 76(3) (Pending Applications and Appeals (NEMA) the applicant, Eskom Holdings SOC Limited in terms of Section 24(2) of NEMA provided a comparison which include the above activities as now listed in terms of Government Notice No. R. 543, R. 544, R545 and R546 of 18 June 2012, which are as follow:

- Government Notice No. R.544: 11; 13; 18; 22; 24; 38; 39; 42; 47;
- Government Notice No. R.545: 3; 8; and
- Government Notice No. R.546: 3; 4; 10; 14 and 19.

Parties wishing to formally appeal this authorisation must lodge a notice of intention to appeal with the Minister within the period 02 April 2013 to 22 April 2013 (20 days from date of this letter) by means of one of the following methods:

By Facsimile: 012 320 7561; or  
By Post: Department of Environmental Affairs  
Private Bag X447  
Pretoria  
0001, or  
By hand: 2<sup>nd</sup> Floor  
Fedsure Forum Building,  
North Tower  
Corner Lilian Ngoyi (Van der Walt) and Pretorius Streets  
Pretoria

Appeals must be submitted in writing to:  
**Mr Z Hassam**  
**Director: Appeals and Legal Reviews**  
**Tel: 012 310 3271**  
[AppealsDirectorate@environment.gov.za](mailto:AppealsDirectorate@environment.gov.za)

Interested and Affected Parties wishing to formally appeal must follow the appeal procedure, in accordance with Chapter 7 of the EIA Regulations, 2010. A copy of this procedure is attached to this letter.

In addition a copy of the appeal should be submitted to:

Nemai Consulting C.C.  
Attention: Mr. Salomon Pienaar  
By Hand: 147 Bram Fischer Drive, Ferndale, 2194  
By Post: P.O. Box 1673, Sunninghill, 2157  
Fax: (011) 781 1731  
e-mail: [salomonp@nemai.co.za](mailto:salomonp@nemai.co.za)

Yours Sincerely  
**Salomon Pienaar**



Nemai Consulting C.C.