



Proj. Ref: 40727

Contact Person: Hanlie Stander

Date: 3 June 2022

**ATTENTION: REGISTERED INTERESTED AND / OR AFFECTED PARTY**

**NOTIFICATION OF ENVIRONMENTAL AUTHORIZATION RECEIVED**

Notice is given that DESTEA granted environmental authorisation to Mangaung Metropolitan Municipality for the proposed expansion of the Nalisview Cemetery.

**Locality:**

See the map attached hereto.

**Listed activities:**

Government Notice No. R983 Activity No(s):	Details of Activity(ies)
<p><b>Activity 12:</b> The development of (ii) infrastructure or structures with a physical footprint of 100 square metres or more Where such development occurs (a) Within a watercourse (c) If no development setback exists, within 32 m of a watercourse, measured from the edge of a watercourse Excluding (dd) where such development occurs within an urban area</p>	<p>Construction activities within 32 m of the identified wetland. Please note that the specialist recommended that a buffer area of 15 m should be implemented at the wetland.</p>
<p><b>Activity 19:</b> The infilling or depositing of any material of more than 10 m<sup>3</sup> into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 10 m<sup>3</sup> from a watercourse.</p>	<p>Construction activities within 32 m of the identified wetland. Please note that the specialist indicated that a buffer area of 15 m should be implemented at the wetland.</p>
<p><b>Activity 44:</b> The expansion of cemeteries by 2 500 square metres or more</p>	<p>The development of a cemetery on Portion 5 of the farm Nalisview 2835 was already approved by DESTEA. The current project entails expansion of the cemetery onto the Remainder of the farm Nalisview 2835 as well as onto Portion 1 of the farm Nalisview 1060, Bloemfontein.</p>

**Managing Member:**

**N. Devenish**, Pr. Pln (A/1133/1999), B.A., M.TR.P. (UFS)

**Assisted by:**

**A.C. Rohrbeck**, Pr. Pln (A/153/2009), B.Soc.Sc., M.TR.P (UFS)  
**H. Stander**, B.Sc. Zoology, B.Sc. Hons. Zoology, M.Sc. Zoology (UFS)  
**L. Dreyer**, B.Sc. TRP (NWU), M.EM (UFS)

**Project reference number:**

S24G/44,12,19/20/03

**Project by:**

Mangaung Metropolitan Municipality

**Date of environmental authorization issued:**

2022/05/26

**Copy of authorization:**

A copy of the authorization is attached hereto. Additionally, a copy of the authorization may be viewed at the offices of MDA. Also see the authorization attached hereto, for reasons for the decision made by DESTEA. Also refer to the e-mails attached hereto, regarding the inconsistencies in the Environmental Authorisation.

**Opportunity to appeal:**

If any person affected by this Decision wishes to appeal against the decision, the person should lodge an appeal with the Members of the Executive Council (MEC), the applicant, any registered IAP as well as organ of state with interest in the matter in terms of the National Appeal Regulations as published in Government Gazette No. 38559 of 12 March 2015, within 20 days of this notification. The MEC contact details are as follows:

Attention: MS. Palesa Maureen Modise  
MEC Office (DESTEA)  
Private Bag X 20801  
Bloemfontein  
9300  
modisepm@destea.gov.za  
Tel: 051 400 4810

We trust that you will find the above in order.

Please do not hesitate to contact Hanlie Stander (hanlie@mdagroup.co.za) should you require additional information on the said project.

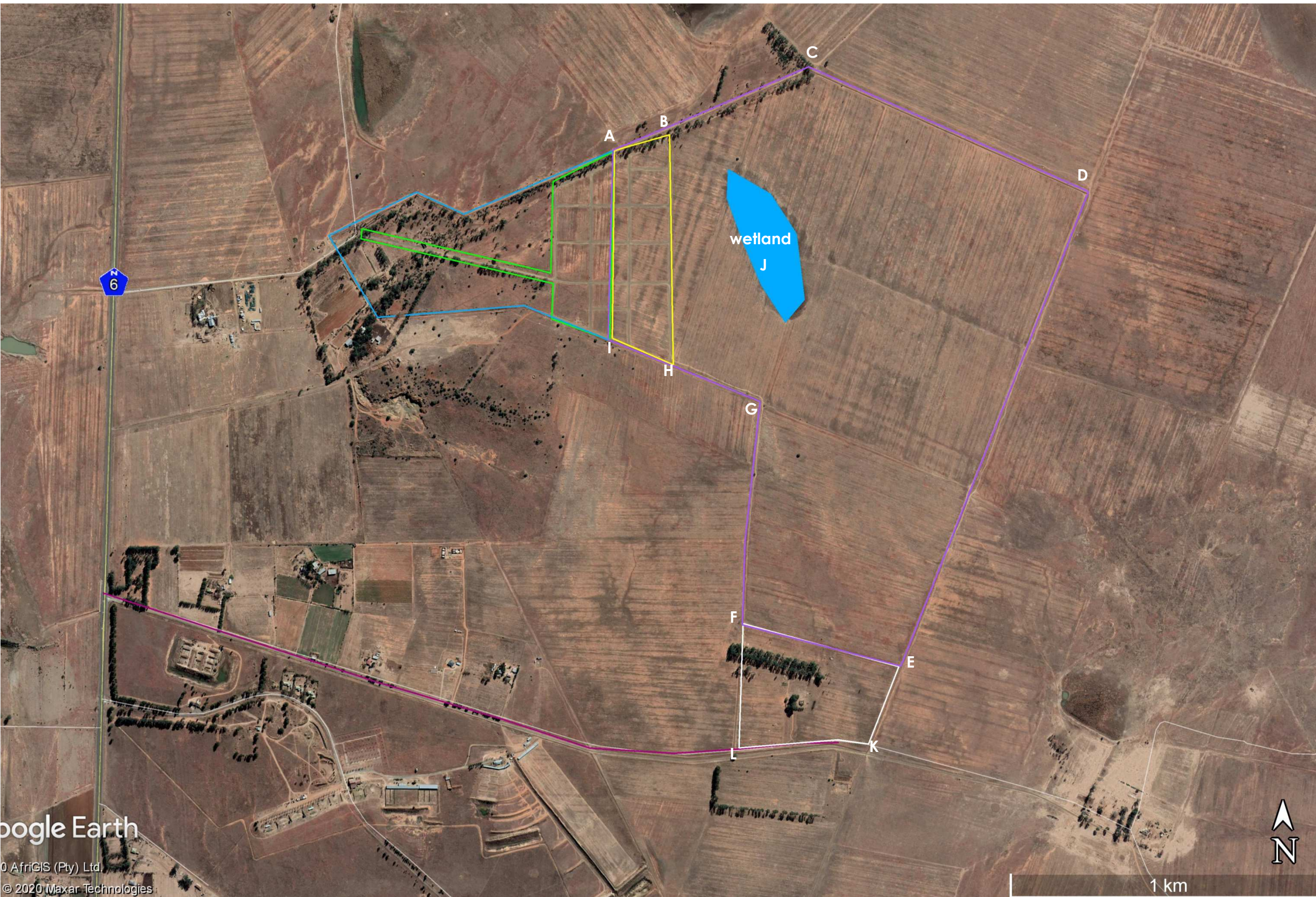
Kind regards,

**MDA**

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**NEIL DEVENISH Pr. Pln A/1133/1999**  
Manager: Town Planning/Environmental



- Legend:**
- Proposed expansion of a Cemetery (current project; Remainder of the farm Nalisview 2835)
  - Proposed expansion of a Cemetery (current project; Portion 1 of the farm Nalisview 1060))
  - Approved Cemetery (Portion 5 of the farm Nalisview 2835)
  - Construction activities commenced on Portion 5 of the farm Nalisview 2835
  - Construction activities commenced on the Remainder of the farm Nalisview 2835 (without the necessary approval)

- Coordinates:**
- A:** 29° 14.519'S; 26° 13.747'E
  - B:** 29° 14.474'S; 26° 13.853'E
  - C:** 29° 14.368'S; 26° 13.140'E
  - D:** 29° 14.595'S; 26° 14.685'E
  - E:** 29° 15.390'S; 26° 14.317'E
  - F:** 29° 15.321'S; 26° 14.008'E
  - G:** 29° 14.943'S; 26° 14.028'E
  - H:** 29° 14.883'S; 26° 13.864'E
  - I:** 29° 14.837'S; 26° 13.747'E
  - J:** 29° 14.724'S; 26° 14.080'E
  - K:** 29°15'31.16"S; 26°14'15.25"E
  - L:** 29°15'31.95"S; 26°14'0.14"E

Google Earth  
 © 2020 AfriGIS (Pty) Ltd  
 © 2020 Maxar Technologies

**TYPE OF PLAN: LOCALITY PLAN**

## Hanlie Stander

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**From:** Hanlie Stander <hanlie@mdagroup.co.za>  
**Sent:** Thursday, 02 June 2022 15:11  
**To:** 'foloje mathibe'; mathibea@destea.gov.za  
**Cc:** 'Neil Devenish'  
**Subject:** 40727: EA- Nalisview Cemetery  
**Attachments:** SKM\_284e22053012080.pdf

**Mr Mathibe,**

With reference to our telephonic conversation earlier today, the following:

1. See the EA attached hereto.
2. It will be appreciated if the corrections can be made.
3. As discussed telephonically, MDA may continue with the PPP. MDA will notify the Registered IAPs that the mentioned corrections was requested from DESTEA.
4. It will be appreciated if you could inform us when the corrected EA is available.
5. MDA will then collect the original signed Authorisation from your office.

Trust that you will find the above in order.

Please do not hesitate to contact us should you require additional information on the said project.

Kind regards,

**Hanlie Stander**

**Registered Environmental Assessment Practitioner: Number 2019/1997**



9 Barnes Street | Westdene | Bloemfontein | 9301  
P.O. Box 100982 | Brandhof | 9324  
Tel: 051 447 1583 | Fax: 051 448 9839

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**From:** Hanlie Stander <hanlie@mdagroup.co.za>  
**Sent:** Tuesday, 31 May 2022 12:19  
**To:** 'foloje mathibe' <folojem@gmail.com>  
**Cc:** 'Neil Devenish' <neil@mdagroup.co.za>  
**Subject:** 40727: EA- Nalisview Cemetery

**Mr Mathibe,**

It will be appreciated if you could respond to the e-mail below.

Kind regards,

**Hanlie Stander**

**Registered Environmental Assessment Practitioner: Number 2019/1997**



Town & Regional Planners,  
Environmental & Development  
Consultants

9 Barnes Street | Westdene | Bloemfontein | 9301  
P.O. Box 100982 | Brandhof | 9324  
Tel: 051 447 1583 | Fax: 051 448 9839

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**From:** Hanlie Stander <[hanlie@mdagroup.co.za](mailto:hanlie@mdagroup.co.za)>

**Sent:** Monday, 30 May 2022 11:38

**To:** 'foloje mathibe' <[folojem@gmail.com](mailto:folojem@gmail.com)>

**Cc:** 'Neil Devenish' <[neil@mdagroup.co.za](mailto:neil@mdagroup.co.za)>

**Subject:** 40727: EA- Nalisview Cemetery

**Mr Mathibe,**

With reference to the above mentioned Authorisation, the following:

1. Point 1.3 states that all activities should only be carried out on the remainder of the farm Nalisview 2835. Portion 1 of the farm Nalisview 1060 should be included ( was part of the Application).
2. Point 1 of Annexure 1: Reasons for Decision as well as Point 2 of the same Annexure states that a BAR process was followed. MDA submitted a Section 24G Application.
3. On the third last page, it is again mentioned that a BAR was submitted (on the 31<sup>st</sup> of January 2019). However, a Section 24G Application was submitted in June 2020.

Please indicate if the above-mentioned corrections will be made to the EA.

Kind regards,

**Hanlie Stander**

**Registered Environmental Assessment Practitioner: Number 2019/1997**



Town & Regional Planners,  
Environmental & Development  
Consultants

9 Barnes Street | Westdene | Bloemfontein | 9301  
P.O. Box 100982 | Brandhof | 9324  
Tel: 051 447 1583 | Fax: 051 448 9839

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**From:** Neil Devenish <[neil@mdagroup.co.za](mailto:neil@mdagroup.co.za)>  
**Sent:** Friday, 27 May 2022 08:08  
**To:** 'foloje mathibe' <[folojem@gmail.com](mailto:folojem@gmail.com)>  
**Cc:** 'Hanlie Stander' <[hanlie@mdagroup.co.za](mailto:hanlie@mdagroup.co.za)>  
**Subject:** RE: EA- Nalisview Cemetery

Noted with thanks, Mr Mathibe.

Regards,

**NEIL DEVENISH** Pr.PlIn (A/1133/1999)  
M.TRP (UFS)  
Professional Planner  
Managing Member: Town Planning | Environmental Management  
for MDA  
Tel.: +27 51 447 1583  
Fax: +27 51 448 9839  
Cell.: 082 7700 583  
9 Barnes Street | Westdene | Bloemfontein | 9301  
PO Box 100982 | Brandhof | 9324



**Town & Regional Planners | Environmental Management and Development Consultants**

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**From:** foloje mathibe <[folojem@gmail.com](mailto:folojem@gmail.com)>  
**Sent:** Thursday, May 26, 2022 3:53 PM  
**To:** [neil@mdagroup.co.za](mailto:neil@mdagroup.co.za)  
**Cc:** Hanlie Stander <[hanlie@mdagroup.co.za](mailto:hanlie@mdagroup.co.za)>  
**Subject:** EA- Nalisview Cemetery

Good day,

Attached is the information requested.

Regards,

F A Mathibe



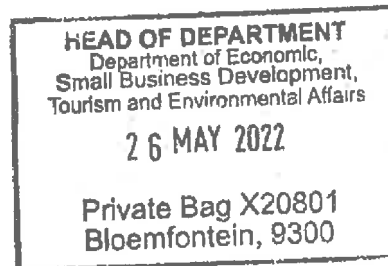
## Environmental Authorisation

**Authorisation register number:** S24G/44, 12, 19/20/03

**Holder of Authorisation:** Mangaung Metropolitan Municipality

**Location of activity:** The remainder of the farm Nalisview 2835,  
Bloemfontein

**Project description:** The expansion of the Nalisview cemetery





## Decision

The Department of Economic, Small Business Development, Tourism and Environmental Affairs (DESTEA- 'the Department') is satisfied, on the basis of information available to it and subject to compliance with the conditions of this Environmental Authorisation (EA), that the applicant should be authorised to undertake the activity specified below.

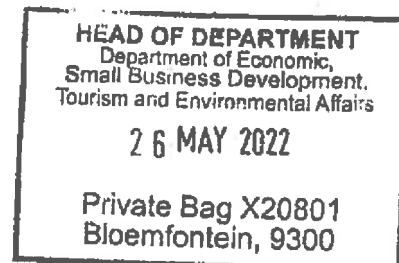
Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

### Activity authorised

By virtue of the powers conferred on it by the National Environmental Management Act ('NEMA'), 1998 (Act No. 107 of 1998) and GNR 326 of the 2014 Environmental Impact Assessment Regulations as amended, the Department hereby authorises –

Mangaung Metropolitan Municipality  
with the following contact details –

PO Box 3704  
Bloemfontein  
9300



Contact person: Mr. Mzingisi Nkungwana  
Contact number: (051) 406 6304

To undertake the following activities (hereafter referred to as "the activities") indicated in Listing Notice 1 (GNR 327)

**Activity 44** *"the expansion of cemeteries of 2 500 square metres of more"*





### Activity 12

*"the development of (i) infrastructure or structures with a physical footprint of 100 square metres or more*

*(a) Within a watercourse*

*(c) If no development setback exists, within 32m of a watercourse, measured from the edge of a watercourse excluding*

*(dd) where such development occurs within an urban area"*

### Activity 19

*"the infilling or depositing of any material of more than 10m<sup>3</sup> into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 10m<sup>3</sup> from a watercourse"*

### Site coordinates:

Latitude:                      Longitude:  
29°14'57.67"S              26°14'13.37"E

HEAD OF DEPARTMENT  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

26 MAY 2022

Private Bag X20801  
Bloemfontein, 9300

### Activity description

The applicant, Mangaung Metropolitan Municipality is applying for the expansion of a cemetery, by means of construction of new burial sites adjacent to an already approved cemetery. It was determined that the existing graveyards in the nearby area almost reached its capacity and that additional burial sites are required.

### Activities undertaken to date includes;

- Construction of internal roads was undertaken on a portion of the remainder of the farm Nalisview 1835.
- Fencing
- Activities still to be completed and applicable commencement dates:
- Construction of additional internal roads – 2020.08.01
- Construction of chapel, ablution facilities, mortuary, office building, etc. – 2020.08.01
- Construction of graves – 2020.08.01 – and continuous during the
- Operational phase



- Electricity supply– 2020.08.01
- Water supply– 2020.08.01
- Fencing– 2020.08.01
- Construction of access route– 2020.08.01
- Construction activities near the wetland-area (listed activities 12 and 19 of Government Notice no. r983) will also be undertaken as part of the project – 2020.08.01
- The old farm house will either be incorporated into the cemetery infrastructure (to be used as the administrative building) or be demolished. The applicant will apply for a permit regarding the above in terms of the National Heritage Resources act, 1999 (act 25 of 1999)

The granting of this EA is subject to the conditions set out below.



### Conditions

### Scope of authorisation

- 1.1 Authorisation of the activity is subject to the conditions contained in this document. These conditions form part of the EA and are binding on the holder of the Authorisation.
- 1.2 The holder of the Authorisation shall be responsible for ensuring compliance with the conditions by any person acting on his or her behalf, including but not limited to, an agent, sub-contractor, employee or person rendering a service to the holder of the Authorisation.
- 1.3 The authorised activity may only be carried out on the remainder of the farm Nalisview 2835, Bloemfontein, as indicated above at the exact site co-ordinates.
- 1.4 Any changes to, or deviations from, the project description set out in this Authorisation must be approved, in writing, by the Department before such changes or deviations may be commenced with.
- 1.5 In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations which may result in the holder of the Authorisation to apply for further Authorisation in terms of NEMA.

*Partion 1 of Nalisview 1065*



## Annexure 1: Reasons for Decision

### 1. Background

The applicant, Mangaung Metropolitan Municipality applied for Authorisation to commence with activities 44, 12 and 19 of Listing Notice 1 (GNR 327) of the 2014 EIA Regulations as amended, described in the Basic Assessment Report (BAR) dated 11<sup>th</sup> June 2020 as the expansion of cemetery on the remainder of the farm Nalisview 2835 & portion 1 of the farm Nalisview 1060, Bloemfontein, Free State Province

Section  
24G  
Application

The applicant appointed MDA consultants to undertake Basic Assessment process, for the activity as described under Regulation Notice 326 of 2014 EIA Regulations as amended.

### 2. Information considered in making the decision

In reaching its decision, the Department took, inter alia, the following into consideration -

- a) The information contained in the BAR dated 11<sup>th</sup> June 2020 completed by MDA consultants and the accompanying Environmental Management Programme (EMPr).
- b) Mitigation measures as proposed in the BAR dated 11<sup>th</sup> June 2020 and the EMPr.
- c) The objectives and requirements of relevant legislation, policies and guidelines and Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998).
- d) The findings of the site visit undertaken by Mr. F Mathibe from the Department of Economic, Small Business Development, Tourism and Environment Affairs on the 15<sup>th</sup> July 2021.

Sec 24G

Sec 24G

### 3. Key factors considered in making the decision

All information presented to the Department was taken into account in the Department's consideration of the application. Factors considered in making the decision are the following:

- a) Waste management
- b) Geo-hydrological assessment
- c) Access road
- d) Site alternatives

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Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

26 MAY 2022

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Bloemfontein, 9300



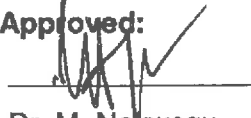
**destea**

Department of  
Economic, Small Business Development,  
Tourism and Environmental Affairs  
FREE STATE PROVINCE

## General

- 1.47 A copy of this particular EA must be kept at the property where the activity will be undertaken. The Authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the Authorisation who works or undertakes work at the property.
- 1.48 Where any of the applicant's contact details change, including the name of the responsible person, the physical or postal address and/or telephonic details, the applicant must notify the Department as soon as the new details become known to the applicant.
- 1.49 The holder of the Authorisation must notify the Department, in writing within 48 (forty eight) hours, if any condition of this Authorisation cannot be or is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
- 1.50 Non-compliance with a condition of this Authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the regulations.
- 1.51 National government, provincial government, local authorities or committees appointed in terms of the conditions of this Authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where operation be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of Authorisation as set out in this document or any other subsequent document emanating from these conditions of the Authorisation.
- 1.52 The applicant is responsible for compliance with the provisions for Duty-of-Care and remediation of damage contained in Section 28 and emergency incidents contained in Section 30 of the National Environmental Management Act, (Act no 107) of 1998.
- 1.53 Emergency and reporting of incidents as stipulated in Section 30 of NEMA (Act 107 of 1998) must be followed accordingly.

Approved:

  
Dr. M. Nokwequ  
(HOD: DESTEA)

  
Date:

HEAD OF DEPARTMENT  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

26 MAY 2022

Private Bag X20801  
Bloemfontein, 9300



## General

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- 1.48 Where any of the applicant's contact details change, including the name of the responsible person, the physical or postal address and/or telephonic details, the applicant must notify the Department as soon as the new details become known to the applicant.
- 1.49 The holder of the Authorisation must notify the Department, in writing within 48 (forty eight) hours, if any condition of this Authorisation cannot be or is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
- 1.50 Non-compliance with a condition of this Authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the regulations.
- 1.51 National government, provincial government, local authorities or committees appointed in terms of the conditions of this Authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where operation be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of Authorisation as set out in this document or any other subsequent document emanating from these conditions of the Authorisation.
- 1.52 The applicant is responsible for compliance with the provisions for Duty-of-Care and remediation of damage contained in Section 28 and emergency incidents contained in Section 30 of the National Environmental Management Act, (Act no 107) of 1998.
- 1.53 Emergency and reporting of incidents as stipulated in Section 30 of NEMA (Act 107 of 1998) must be followed accordingly.

HEAD OF DEPARTMENT  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

26 MAY 2022

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Bloemfontein, 9300



- 1.35 All storm water structures must be designed in line with DWS requirements and recommendations, according to the Water Use Licensing
- 1.36 Leachate management plan must be developed to control the potential contamination associated with cemetery operation
- 1.37 All necessary permits must be obtained from the relevant authorities (e.g. Water Use License
- 1.38 The applicant must ensure that at least one borehole is drilled in the vicinity of the site to determine the groundwater levels in the area.
- 1.39 In order to determine the groundwater flow direction, the applicant must use at least 2 existing boreholes as recommended in the Geohydrological Assessment Report.
- 1.40 The chlorine concentration value of the groundwater must be determined by means of sampling
- 1.41 The water monitoring plan must be revised on a regular basis to incorporate the changes in the water flow regime.
- 1.42 The laboratory analysis techniques must comply with SANS guideline and laboratories must be accredited.
- 1.43 The data must be stored electronically on a well-known database such as WISH, Aquabase or Access.
- 1.44 The applicant must ensure that on the completion of every sampling run a monitoring report is written inclusive of time series trends, Piper and Durov diagrams to determine if there is any changes in the system.
- 1.45 The applicant must submit a compliance report to Department of Water and Sanitation once a year.
- 1.46 If any evidence of archaeological sites or artefacts, paleontological fossils, graves or other heritage resources is found during construction, South African Heritage Resource Agency (SAHRA) and archaeologist and / palaeontologist, must be informed immediately depending on the nature of the findings.

**HEAD OF DEPARTMENT**  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

**26 MAY 2022**

Private Bag X20801  
Bloemfontein, 9300



### Notification to authorities

1.26 Fourteen (14) days prior written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which the construction of the activity will commence.

HEAD OF DEPARTMENT  
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26 MAY 2022

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Bloemfontein, 9300

### Operation

1.27 Fourteen (14) days prior written notice must be given to the Department that the activity will commence operation.

### Site closure and decommissioning

1.28 Should the activity ever cease or become redundant, the applicant shall undertake the required actions as prescribed by legislation at the time and comply with all relevant legal requirements administered by any relevant and competent authority at that time.

1.29 Before decommissioning of the development becomes evident a rehabilitation plan must be compiled and should be approved by this Department.

### Specific conditions

1.30 An integrated waste management approach that is based on waste minimisation must be implemented and must incorporate reduction, recycling, re-use and disposal where appropriate. Any solid waste shall be disposed of at a landfill licensed in terms of section 20 (b) of the National Environment Management Waste Act, 2008 (Act No. 59 of 2008) as amended.

1.31 The cemetery must be fenced to regulate and prevent the locals from easily accessing the premises and must be maintained.

1.32 All solid waste produced must be disposed of at an authorized landfill site.

1.33 The applicant must ensure that 32m buffer zone is implemented between the burial sites and any water resources.

1.34 Storm water management measures must be implemented to prevent increased runoff velocity and erosion.



- 1.19 The ECO shall keep record of all activities on site, problems identified, transgressions noted and a task schedule of tasks undertaken by the ECO.
- 1.20 The ECO shall remain employed until all rehabilitation measures, as required for implementations due to construction damage are completed and the site is ready for operation.
- 1.21 Records relating to monitoring must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.
- 1.22 Construction and operation of the development may be temporarily or permanently stopped for reasons of non-compliance with the conditions of this particular EA as set out in this document or any other subsequent document emanating from the conditions of this EA.

#### **Recording and reporting to the Department**

- 1.23 The applicant must appoint an independent auditor to conduct an environmental audit to ensure that the conditions, mitigation measures and recommendations stipulated in this EA are complied with. The environmental audit report must –
  - 1.23.1 Indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the EA conditions as well as the corrective action plan and implementation programme.
  - 1.23.2 Be kept on site and be made available for inspection by any relevant and competent authority in respect of this development.

#### **Commencement of the activity**

- 1.24 The authorised activity / shall not commence within twenty (20) days of the date of notification of Interested and Affected parties of the decision on the EA.
- 1.25 Should you be notified by the MEC of a suspension of the Authorisation pending appeal procedures, you shall not commence with the activity unless authorised by the MEC in writing.

HEAD OF DEPARTMENT  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs

26 MAY 2022

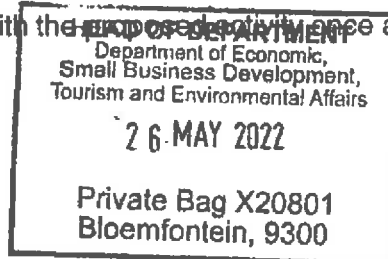
Private Bag X20801  
Bloemfontein, 9300





An appeal not submitted to the above mentioned address will not be regarded as valid.

1.11 The applicant shall not commence with the proposed activity once an appeal has been lodged with the office of the MEC.



### Management of the activity

1.12 The Environmental Management Programme (EMPr) submitted as part of Application for EA is hereby approved.

1.13 The provisions of the EMPr included in the Basic Assessment Report (BAR) are an extension to the conditions of Authorisation, and non-compliance with the conditions of the EMPr would accordingly constitute non-compliance with the conditions of this Authorisation.

*Section 24G*

1.14 Should there be a change of ownership and/or project developer, the Department must be notified within 30 (thirty) days prior to the change itself. Conditions imposed in this EA must be made known to the new owner and/or developer and are binding on the new owner and/or developer.

1.15 The recommendations and mitigation measures recorded in the BAR dated 31 January 2019 must be adhered to and incorporated as part of the EMPr where applicable.

*Section 24G*

1.16 Any updates or amendments to the EMPr must be submitted to the Department of Economic, Small Business Development, Tourism and Environmental Affairs and must be decided upon within a period of 30 days of the submission.

*June 2020*

### Monitoring

1.17 The applicant must appoint a suitably experienced Environmental Control Officer (ECO) for the construction phase of the development that will have the responsibility to ensure that the mitigation / rehabilitation measures and recommendations referred to in this Authorisation are implemented and to ensure compliance with the provisions of the EMPr.

1.18 The ECO shall be appointed before commencement of any construction activity.



1.6 If commencement of the activity does not occur within a period of 3 (three) years from the date of issue, the Authorisation lapses and a new application for an EA must be made.

1.7 This Authorisation does not negate the holder of the Authorisation's responsibility to comply with any other statutory requirements that may be applicable to the undertaking of this particular activity.

### **Appeal of Authorisation**

1.8 The holder of the Authorisation must notify every registered interested and affected party, of the decision by the Department in writing and within 14 (fourteen) calendar days of the date of this EA,

1.9 The notification referred must –

1.9.1 specify the date on which the Authorisation was issued;

1.9.2 inform the interested and affected party of the appeal procedure provided for in National Appeal Regulations published in Government Gazette No. 38559 of 12 March 2015.

1.9.3 advise the interested and affected party that a copy of the Authorisation will be furnished on request; and

1.9.4 Give the reasons for the decision.

1.10 A person affected by the decision who wishes to appeal against the decision must lodge an appeal with the MEC of the Department of Economic, Small Business Development, Tourism and Environmental Affairs. An appeal should be directed to:

Attention: Ms. Palesa Maureen Modise

MEC (DESTEa)

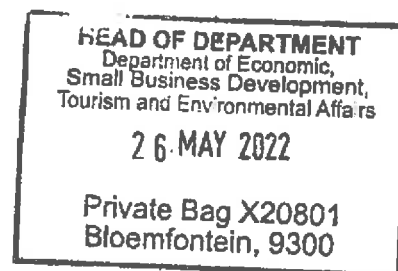
Private Bag X20801

Bloemfontein

9300

Tel: (051) 400 4810

E-mail: modisepm@destea.gov.za





#### 4. Findings

After consideration of the information and factors listed above, the Department made the following findings –

- (a) The wetland area will be kept clean and tidy. No construction activities will be undertaken within the buffer area associated with the wetland
- (b) Waste will be removed from site on a regular basis
- (c) Erosion control measures will be implemented
- (d) Storm water measures will be implemented
- (e) Some of the existing boreholes will be utilised to monitor the groundwater quality

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the Environmental Authorisation, the proposed activity will not conflict with the general objectives of integrated environmental management laid down 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 proposed activity can be mitigated to acceptable levels. The application is accordingly granted.

**HEAD OF DEPARTMENT**  
Department of Economic,  
Small Business Development,  
Tourism and Environmental Affairs  
**26 MAY 2022**  
Private Bag X20801  
Bloemfontein, 9300

