

## 14MW MACHADODORP SOLAR ENERGY FACILITY, MPUMALANGA PROVINCE

(DFFE Ref. No.:14/12/16/3/3/1/738)

### COMMENTS AND RESPONSES REPORT

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The Public Participation process for the Amendment Application to the Environmental Authorisation issued for the 14MW Machadodorp Solar Energy Facility was initiated on Thursday, 13 July 2023. The Notification Letter invited Interested and Affected Parties (I&APs) to register their interest in the project and submit any comments/queries regarding the proposed amendment. The Motivation Report has been made available for a 30-day review and comment period from **13 July 2023 to 15 August 2023**. All written comments received during the public participation process have been included in this Comments and Responses Report (C&RR) and included in **Appendix D6** of the Motivation Report.

#### **NOTE:**

All comments captured in the C&RR are verbatim and have not been summarised.

**LIST OF ABBREVIATIONS / ACRONYMS**

BAR	Basic Assessment Report
BID	Background Information Document
CBA	Critical Biodiversity Area
C&RR	Comments and Responses Report
DAERL	Department of Agriculture, Environmental Affairs, Rural Development and Land Reform
DFFE	Department of Forestry, Fisheries and the Environment
EAP	Environmental Assessment Practitioner
EIA	Environmental Impact Assessment
EMPr	Environmental Management Programme
FGM	Focus Group Meeting
I&AP	Interested and Affected Parties
MW	Mega Watt
NEMA	National Environmental Management Act
NBA	National Biodiversity Area
PV	Photovoltaic

**1. COMMENTS RECEIVED DURING THE INITIATION OF THE PUBLIC PARTICIPATION PROCESS**

**1.1. Organs of State**

NO.	COMMENT	RAISED BY	RESPONSE
1.			

**1.2. Interested and Affected Parties**

NO.	COMMENT	RAISED BY	RESPONSE
1.	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>Millys Trout (Pty) Ltd is the owner of the Trout Factory and Bakery businesses, situated on the Remaining Extent of Portion 13 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p><u>Applications for Amendment of Environmental Authorisation [14/12/16/3/3/1/738]</u></p> <p>The applications fail to recognise and do not take account of:</p> <ul style="list-style-type: none"> <li>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently,</li> </ul>	<p>Julian Spano                      General Manager                      Millys Group of                      Companies</p> <p>By E-Mail: 15 August 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the</p>

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	<p>reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</p>		<p>Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<ul style="list-style-type: none"> <li>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</li> </ul>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<ul style="list-style-type: none"> <li>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</li> </ul>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<ul style="list-style-type: none"> <li>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</li> </ul>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p>

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	<ul style="list-style-type: none"> <li>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</li> </ul>		<p>The 2023 visual impact verification report refers:</p> <p><i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li><i>• 1 - N4 National Road</i></li> <li><i>• 2 - De Kroon 1 (Milly's)</i></li> </ul> <p><i>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact</i></p>

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			<p>occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</li> </ul>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<p><u>Visual Impact</u></p> <ul style="list-style-type: none"> <li>The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that the entire Millys Complex (The Remaining Extent of Portion 11, Portion 14 and the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT) is situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p>

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			<p>Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>
	<ul style="list-style-type: none"> <li>• The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded the Millys Complex for assessment of visual impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>The 2012 specialist report refers: <u>Foreground</u>: The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Millys / Caltex complex. Also refer to the social impact study conducted in 2012/2013 which clearly identifies the Caltex Petrol station at Milly's as an establishment owned by the company who own the land upon which the SEF is to be developed.</p> <p>The 2023 report refers: The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station,</p>



NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li data-bbox="232 587 1016 762">• The author of the 2023 report claims that the “land use zonation” of the larger study area remains agricultural, which is not true as the zoning of the Remaining Extent of Portion 13 of the Farm De Kroon 363 JT is Mixed Use.</li> <li data-bbox="232 762 1016 1362">• The author of the report claims that in spite of the fact that some of the additional receptor sites (which includes Milly's Complex) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</li> </ul>		<p data-bbox="1352 233 2145 587"><i>opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p data-bbox="1352 587 2145 762">The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p> <p data-bbox="1352 762 2145 938">The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p data-bbox="1352 978 2145 1257">The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li data-bbox="1352 1297 1644 1329">» 1 - N4 National Road</li> <li data-bbox="1352 1329 1644 1362">» 2 - De Kroon 1 (Milly's)</li> </ul>

NO.	COMMENT	RAISED BY	RESPONSE
			<p>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)                      » 4 - Schoongezicht 1 homestead</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p>
	<ul style="list-style-type: none"> <li>• The author however fails to disclose that the only reason why Millys Trout (Pty) Ltd is not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</li> </ul>		<p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current</p>

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	<ul style="list-style-type: none"> <li>The businesses owned by Millys Trout (Pty) Ltd rely heavily on the fact that the Millys Complex is a tourist attraction as the majority of the products that it produces are sold to the Millys Restaurant, Millys Café and Milly Farmstall. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon.</li> </ul>		<p>Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p> <p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a <i>planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</i></p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p>
	<ul style="list-style-type: none"> <li><u>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on the Milly Complex and the businesses operated thereon.</u></li> </ul>		

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	<p>Kindly acknowledge receipt hereof</p>		<p>Acknowledgement has been sent to respective parties as requested.</p>
<p>2.</p>	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>Millys Farmstall (Pty) Ltd is the owner of the Millys Farmstall business, situated on the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738)</u></p> <p>The applications fail to recognise and do not take account of:</p> <ul style="list-style-type: none"> <li>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</li> </ul>	<p>Julian Spano                      General Manager                      Millys Group of                      Companies</p> <p>By E-Mail: 15 August 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were</p>

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	<ul style="list-style-type: none"> <li>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</li> <li>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</li> <li>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</li> <li>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</li> </ul>		<p>indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p>The 2023 visual impact verification report refers: <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4</i></p>

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			<p><i>national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li><i>• 1 - N4 National Road</i></li> <li><i>• 2 - De Kroon 1 (Milly's)</i></li> </ul> <p><i>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the</i></p>

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			<p><i>anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</i></p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>
	<ul style="list-style-type: none"> <li>• The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</li> </ul>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p>

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			<p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<p><u>Visual Impact</u></p> <ul style="list-style-type: none"> <li>The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT is situated in a zone which will experience a potentially very high magnitude impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul>



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			<p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>
	<ul style="list-style-type: none"> <li>The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded the Leroma Investments Properties for assessment of visual impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>The 2012 specialist report refers: <u>Foreground</u>: The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the property now owned by Leroma Investments Properties.</p> <p>The 2023 report refers: The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which is not true as the zoning of the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT is Mixed Use.</li> <li>The author of the report claims that despite the fact that some of the additional receptor sites (which includes the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to the none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</li> </ul>		<p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p> <p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> </ul>

NO.	COMMENT	RAISED BY	RESPONSE
			<ul style="list-style-type: none"> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p>
	<ul style="list-style-type: none"> <li>• The author however fails to disclose that the only reason why Millys Farmstall (Pty) Ltd is not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</li> </ul>		<p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p>
	<ul style="list-style-type: none"> <li>• The business owned by Millys Farmstall (Pty) Ltd relies heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon.</li> </ul>		<p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities,</i></p>

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	<p><u>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT and the businesses operated thereon.</u></p> <p>Kindly acknowledge receipt hereof.</p>		<p><i>namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a <i>planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</i></p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>
3.	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p>	<p>Julian Spano General Manager Millys Group of Companies</p> <p>By E-Mail: 15 August 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>Millys Restaurant (Pty) Ltd is the owner of the Millys Restaurant, Millys Chalets and Millys Café Businesses, situated on the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738)</u></p> <p>The applications fail to recognise and do not take account of:</p> <p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</p> <p>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</p>		<p></p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has</p>

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	<p>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</p> <p>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</p> <p>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</p>		<p>been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p>The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p>

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			<p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> </ul>

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			<ul style="list-style-type: none"> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>
	<p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</p>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<p><u>Visual Impact</u></p>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were</p>



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	<p>The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT is situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>
	<p>The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded the</p>		<p>The 2012 specialist report refers: <u>Foreground</u>: <i>The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be</i></p>

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	<p>Remaining Extent of Portion 11 of the Farm De Kroon 363 JT for assessment of Visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p><i>recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT.</i></p> <p><i>The 2023 report refers: The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p>
	<p>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which is not true as the zoning of the Remaining Extent of Portion 11 of the Farm De Kroon 363 is Mixed Use.</p>		<p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p>
	<p>The author of the report claims that despite the fact that some of the additional receptor sites (which includes the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to the none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</p>		<p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p>

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			<p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is</i></p>

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	<p>The author however fails to disclose that the only reason why Millys Restaurant and Chalets (Pty) Ltd not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</p> <p>The businesses owned by Millys Restaurant and Chalets (Pty) Ltd rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon.</p>		<p>however no clarity on what the new development south-east of the service station/Milly's entails.</p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p> <p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p> <p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p>

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	<p>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT and the businesses operated thereon.</p> <p>Kindly acknowledge receipt hereof.</p>		<p>The impact was rated as low following the implementation of mitigation, which includes inter alia a planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>
4.	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>QSR Machado Operations (Pty) Ltd is the Mugg &amp; Bean Franchisee at Starstop Millys, situated on Portion 14 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738)</u></p> <p>The applications fail to recognise and do not take account of:</p> <p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow</p>	<p>Julian Spano General Manager Millys Group of Companies</p> <p>By E-Mail: 15 August 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was</p>

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	<p>Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</p>		<p>the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<p>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</p>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<p>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</p>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<p>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</p>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been</p>

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	<p>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</p>		<p>provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p>The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p><i>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according</i></p>

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			<p><i>to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</i></p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is</i></p>



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	<p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</p>		<p><i>however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<p><u>Visual Impact</u></p> <p>The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that Portion 14 of the Farm De Kroon 363 JT is situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p>

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			<p>Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>
	<p>The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded that Portion 14 of the Farm De Kroon 363 JT for assessment of Visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>The 2012 specialist report refers: <u>Foreground</u>: The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 14 of the Farm De Kroon 363 JT.</p> <p>The 2023 report refers: The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately</p>

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			<p>south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</p>
	<p>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which is not true as the zoning of the Portion 14 of the Farm De Kroon 363 JT is Mixed Use allowing, inter alia, for a Filling Station as permitted use.</p>		<p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p>
	<p>The author of the report claims that despite the fact that some of the additional receptor sites (which includes Portion 14 of the Farm De Kroon 363 JT) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to the none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</p>		<p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> </ul>

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			<p>» 4 - Schoongezicht 1 homestead</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p>
	<p>The author however fails to disclose that the only reason why QSR Machado Operations (Pty) Ltd is not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</p>		<p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>The businesses owned by QSR Machado Operations (Pty) Ltd relies heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon.</p> <p><u>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on Portion 14 of the Farm De Kroon 363 JT and the businesses operated thereon.</u></p> <p>Kindly acknowledge receipt hereof.</p>		<p>Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p> <p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a <i>planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</i></p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>

NO.	COMMENT	RAISED BY	RESPONSE
5.	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADADORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 7 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>Starstop Machado Fuel (Pty) Ltd is the Caltex Filling station Franchisee at Starstop Millys, situated on the Portion 14 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738)</u></p> <p>The applications fail to recognise and do not take account of:</p> <p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</p>	<p>Kobus Klopper                      Startstop Machado Fuel (Pty) Ltd                      Director</p> <p>By E-Mail – 15 Aug 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p>

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	<p>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</p> <p>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</p> <p>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</p> <p>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</p>		<p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p>The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p>

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			<p>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</p> <p>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p>



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			<p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>
	<p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</p>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed</p>

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	<p><u>Visual Impact</u></p> <p>The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that Portion 14 of the Farm De Kroon 363 JT is situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction.</i></p>

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	<p>The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded that Portion 14 of the Farm De Kroon 363 JT for assessment of Visual impact as a result of the development of the proposed Solar Energy Facility.</p> <p>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which is not true as the zoning of Portion 14 of the Farm De Kroon 363 is Mixed Use allowing, inter alia, for a Filling station as permitted use.</p>		<p><i>The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p>The 2012 specialist report refers: <u>Foreground</u>: <i>The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 14 of the Farm De Kroon 363 JT.</i></p> <p>The 2023 report refers: <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The</p>

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	<p>The author of the report claims that despite the fact that some of the additional receptor sites (which includes the Portion 14 of the Farm De Kroon 363 JT) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to the none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</p>		<p>mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p> <p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> </ul>

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	<p>The author however fails to disclose that the only reason why Starstop Machado Fuel (Pty) Ltd is not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</p>		<p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p>
	<p>The fuel retailing business operated on Portion 14 of the Farm De Kroon 363 JT relies heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon.</p>		<p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p>

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	<p>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on the Portion 14 of the Farm De Kroon 363 JT and the businesses operated thereon.</p> <p>Kindly acknowledge receipt hereof.</p>		<p>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>
6.	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 7 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p>	<p>Kobus Klopper                      Starstop Machado                      Operations (Pty) Ltd                      Director</p> <p>By E-Mail – 15 Aug 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p>

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	<p>Starstop Machado Operations (Pty) Ltd is the Freshstop and Steers Franchisee at Starstop Millys, situated on Portion 14 of the Farm De Kroon 363 JT.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738)</u></p> <p>The applications fail to recognise and do not take account of:</p> <p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</p> <p>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</p>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</p>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<p>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</p>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p>
	<p>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</p>		<p>The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p>



NO.	COMMENT	RAISED BY	RESPONSE
			<p>Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul>

NO.	COMMENT	RAISED BY	RESPONSE
			<ul style="list-style-type: none"> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>
	<p>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</p>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<p><u>Visual Impact</u></p>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that Portion 14 of the Farm De Kroon 363 JT is situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>
	<p>The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded Portion 14 of</p>		<p>The 2012 specialist report refers: <u>Foreground</u>: <i>The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured</i></p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>the Farm De Kroon 363 JT for assessment of Visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 14 of the Farm De Kroon 363 JT.</p> <p>The 2023 report refers: <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p>
	<p>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which is not true as the zoning of Portion 14 of the Farm De Kroon 363 is Mixed Use allowing, inter alia, for a Filling station as permitted use.</p>		<p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p>
	<p>The author of the report claims that despite the fact that some of the additional receptor sites (which includes Portion 14 of the Farm De Kroon 363 JT) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to the none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</p>		<p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years</p>

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			<p>has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>

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	<p>The author however fails to disclose that the only reason why Starstop Machado Operations (Pty) Ltd is not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</p> <p>The businesses owned by Starstop Machado Operations (Pty) Ltd rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted by Starstop Machado Operations (Pty) Ltd.</p>		<p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p> <p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p> <p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a planting regime along the</p>

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	<p>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on the Portion 14 of the Farm De Kroon 363 JT and the businesses operated thereon.</p> <p>Kindly acknowledge receipt hereof.</p>		<p><i>northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</i></p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>
7.	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>Leroma Investments (Pty) Ltd is the owner of the following properties on which the Millys Complex is situated:</p> <ul style="list-style-type: none"> <li>• The Remaining Extent of Portion 11 of the Farm De Kroon 363 JT.</li> <li>• Portion 14 of the Farm De Kroon 363 JT.</li> <li>• The Remaining Extent of Portion 13 of the Farm De Kroon 363 JT.</li> </ul> <p>The said properties are collectively referred to as “the Leroma Investments Properties” herein.</p>	<p>Raymond Nell                      General Manager                      Property and Brand                      Manager.                      Leroma Investments (Pty)                      Ltd</p> <p>By E-Mail: 15 August 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p>

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	<p>Leroma Investments (Pty) Ltd is a Grantee in respect of Notarial Deed of Servitude K170/2023S, which is registered against the title deed (T3252/2023) of the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT, being the property on which the Solar Energy Facility is proposed.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738) : April 2016, April 2018, May 2022 and May 2023</u></p> <p>The applications fail to recognise and do not take account of:</p> <ul style="list-style-type: none"> <li>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</li> <li>The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</li> </ul>		<p></p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has</p>



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	<ul style="list-style-type: none"> <li data-bbox="232 304 1001 403">• The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</li> <li data-bbox="232 555 1001 654">• The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</li> <li data-bbox="232 730 1001 829">• The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</li> </ul>		<p data-bbox="1352 229 2139 296">been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p data-bbox="1352 304 2139 544">The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p data-bbox="1352 552 2139 727">The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p data-bbox="1352 735 2139 1046">The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p data-bbox="1352 1086 2139 1190"><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p data-bbox="1352 1230 2139 1366"><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p>

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			<p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> </ul>

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			<ul style="list-style-type: none"> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p>
	<ul style="list-style-type: none"> <li>• The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</li> </ul>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<ul style="list-style-type: none"> <li>• The registration of servitude K170/2023S against the title deed (T3252/2023) of the Remaining Extent of Portion 8 of the Farm 363</li> </ul>		<p>This fact has been included in the final Motivation Report.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>JT, which servitude, inter alia, grants the Grantees the right to convey and discharge treated effluent through irrigation on the Servient Tenement.</p> <hr/> <p><u>Visual Impact</u></p> <ul style="list-style-type: none"> <li>According to the Visual Impact Index Map of the July 2023 Visual Assessment conducted by LOGIS, the Leroma Investments Properties are situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is</i></p>

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	<ul style="list-style-type: none"> <li>The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded the Leroma Investments Properties for assessment of visual impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>however no clarity on what the new development south-east of the service station/Milly's entails.</p> <p>The 2012 specialist report refers: <u>Foreground</u>: The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 14 of the Farm De Kroon 363 JT.</p> <p>The 2023 report refers: The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</p>
	<ul style="list-style-type: none"> <li>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which is not true for the Leroma Investments Properties nor for Milly's South Township.</li> </ul>		<p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p>
	<ul style="list-style-type: none"> <li>The author of the report claims that in spite of the fact that some of the additional receptor sites (which includes the Leroma</li> </ul>		<p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>Investments Properties) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to the none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</p>		<p>Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li data-bbox="232 587 1005 794">• The author however fails to disclose that the only reason why Leroma Investments (Pty) Ltd is not on record as an objector with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</li> <li data-bbox="232 906 1005 1185">• The businesses operated on the Leroma Investments Properties rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. This will diminish the income potential from the Leroma Investments Properties and consequently diminish their property values.</li> </ul>		<p data-bbox="1352 233 2134 472"><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p data-bbox="1352 517 2134 579">This additional input regarding visual impacts has been included in the Final Motivation Report.</p> <p data-bbox="1352 587 2134 898">Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p> <p data-bbox="1352 906 2134 1257"><i>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p data-bbox="1352 1302 2134 1364"><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently</i></p>

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			<p><i>the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</p>
	<ul style="list-style-type: none"> <li>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on the Leroma Investments Properties and the businesses operated thereon.</li> </ul>		<p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p>
	<p><u>Notarial Deed of Servitude K170/2023S</u></p> <ul style="list-style-type: none"> <li>The determination of the disposal area for treated effluent through irrigation on the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, is subject to the positioning requirements for such an activity as prescribed by the National Water Act, 36 of 1998 and related legislation.</li> </ul>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p>
	<ul style="list-style-type: none"> <li>Consequently, the disposal area for treated effluent through irrigation will be determined by minimum distances from</li> </ul>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and</p>



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	<p>watercourses, wetlands etc. prescribed by the above legislation. The areas of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT so designated may not lawfully be deviated from and their designation take precedence over the placement of the proposed Solar Energy Facility.</p>		<p>remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p>
	<ul style="list-style-type: none"> <li>The applicant has not given any consideration to the position and extent of the disposal area for treated effluent through irrigation in positioning its proposed Solar Energy Facility.</li> </ul>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p>
	<ul style="list-style-type: none"> <li>The disregard for the registered rights of Leroma Investments (Pty) Ltd (and other Grantees) is unacceptable and we therefore object to the proposed Solar Energy Facility.</li> </ul>		<p>The Public Participation Process provided as part of the amendment application has been undertaken in terms of the requirements of the EIA Regulations and DFFE. The purpose of this process is to allow for comments from interested and affected parties such as Leroma</p>

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	<p>Kindly acknowledge receipt hereof.</p>		<p>Investments and Grantees. Engagement and consultation with Leroma Investments and Grantees has been ongoing throughout this public participation process.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>
<p><b>8.</b></p>	<p><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>Leroma Properties (Pty) Ltd is the owner of Erf 3 Milly's South Township, which is immediately adjacent to the Remaining Extent of Portion 8 of the Farm 363 JT and the proposed Solar Energy Facility thereon.</p> <p>Leroma Investments (Pty) Ltd is a Grantee in respect of Notarial Deed of Servitude K170/2023S, which is registered against the title deed (T3252/2023) of the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT on which the Solar Energy Facility is proposed.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738) : April 2016, April 2018, May 2022 and May 2023</u></p> <p>The applications fail to recognise and do not take account of:</p> <ul style="list-style-type: none"> <li>• The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Machado Rainbow Trout (Pty) Ltd to Pine Glow Investments (Pty) Ltd on 9 December 2015, where the 2016,</li> </ul>	<p>Raymond Nell                      General Manager                      Property and Brand                      Manager.                      Leroma Properties (Pty)                      Ltd</p> <p>By E-Mail: 15 August 2023</p>	<p>Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner</p>

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	<p>2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</p>		<p>company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<ul style="list-style-type: none"> <li>The sale of Portion 22 of the Farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</li> </ul>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<ul style="list-style-type: none"> <li>The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</li> </ul>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p>
	<ul style="list-style-type: none"> <li>The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</li> </ul>		<p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been</p>

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	<ul style="list-style-type: none"> <li>The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</li> </ul>		<p>provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p>The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p> <p><i>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</i></p> <p><i>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p><i>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according</i></p>

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			<p>to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is</p>

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	<ul style="list-style-type: none"> <li>The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</li> </ul>		<p><i>however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p>
	<ul style="list-style-type: none"> <li>The registration of servitude K170/2023S against the title deed (T3252/2023) of the Remaining Extent of Portion 8 of the Farm 363 JT, which servitude, inter alia, grants the Grantees the right to convey and discharge treated effluent through irrigation on the Servient Tenement.</li> </ul>		<p>This fact has been included in the final Motivation Report.</p>
	<p><u>Visual Impact</u></p> <ul style="list-style-type: none"> <li>The July 2023 Visual Assessment conducted by LOGIS reflects that Erf 3 Milly's South Township, which the author incorrectly describes as part of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, is situated in a zone which according to the report's Visual Impact Index Map will experience a potentially</li> </ul>		<p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> </ul>

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	<p>high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</p>		<p>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)                  » 4 - Schoongezicht 1 homestead</p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>
	<ul style="list-style-type: none"> <li>• The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though Erf 3 Milly's South Township did not exist at the time of the 2012 report and was therefore disregarded for assessment of visual impact as a result of the development of the proposed Solar Energy Facility.</li> </ul>		<p>The 2012 specialist report refers: <u>Foreground</u>: <i>The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 14 of the Farm De Kroon 363 JT.</i></p>

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			<p>The 2023 report refers: <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p>
	<ul style="list-style-type: none"> <li>The author of the 2023 report claims that the "land use zonation" of the larger study area remains agricultural, which claim is false as the Land Use Zone applicable to Erf 3 Milly's South Township is "Mixed Use" and the applicable Land Use Category is "Business".</li> </ul>		<p>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p>
	<ul style="list-style-type: none"> <li>The author of the report claims that in spite of the fact that some of the additional receptor sites (which includes Erf 3 Milly's South Township) may experience visual impacts of high magnitude, these impacts may only be of moderate significance, due to none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</li> </ul>		<p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted</p>



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			<p>by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p>

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	<ul style="list-style-type: none"> <li>The author, however, fails to disclose that the only reason why Leroma Properties (Pty) Ltd is not on record with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development, nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</li> <li>The high visual impact of the proposed Solar Energy Facility will most likely negatively impact the proposed business operations to be conducted on Erf 3 Milly's South Township. This will diminish the income potential from Erf 3 Milly's South Township and consequently diminish its property value.</li> </ul>		<p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p> <p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p>The impact was rated as low following the implementation of mitigation, which includes inter alia a planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified high magnitude visual impact that the proposed Solar Energy Facility will have on Erf 3 Milly's South Township and the businesses to be operated thereon.</li> </ul> <p><u>Notarial Deed of Servitude K170/2023S</u></p> <ul style="list-style-type: none"> <li>The determination of the disposal area for treated effluent through irrigation on the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, is subject to the positioning requirements for such an activity as prescribed by the National Water Act, 36 of 1998 and related legislation.</li> <li>Consequently, the disposal area for treated effluent through irrigation will be determined by minimum distances from watercourses, wetlands etc. prescribed by the above legislation. The areas of the Remaining Extent of Portion 8 of the Farm De Kroon so designated may not lawfully be deviated from and their designation take precedence over the placement of the proposed Solar Energy Facility.</li> </ul>		<p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li data-bbox="230 341 1005 440">• The applicant has not given any consideration to the position and extent of the disposal area for treated effluent through irrigation in positioning its proposed Solar Energy Facility.</li> <li data-bbox="230 874 1005 973">• <u>The disregard for the registered rights of Leroma Properties (Pty) Ltd (and other Grantees) is unacceptable and we therefore object to the proposed Solar Energy Facility.</u></li> </ul> <p data-bbox="230 1123 645 1155">Kindly acknowledge receipt hereof.</p>		<p data-bbox="1357 236 2134 331">planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p data-bbox="1357 341 2134 863">The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p data-bbox="1357 873 2134 1114">The Public Participation Process provided as part of the amendment application has been undertaken in terms of the requirements of the EIA Regulations and DFFE. The purpose of this process is to allow for comments from interested and affected parties such as Leroma Investments and Grantees. Engagement and consultation with Leroma Investments and Grantees has been ongoing throughout this public participation process.</p> <p data-bbox="1357 1123 2134 1182">Acknowledgement has been sent to respective parties as requested.</p>
9.	<p data-bbox="230 1198 1005 1361"><b>COMMENTS: APPLICATION FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADADORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p>	<p data-bbox="1032 1198 1328 1329">Raymond Nell                      General Manager                      Property and Brand                      Manager.</p>	<p data-bbox="1357 1198 2134 1329">Thank you for your comments, the Public Participation process has been undertaken in order to ensure that measures are undertaken to address your and other interested and affected parties' concerns.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>We refer to your letter of 13 July 2023 confirming our registration as an interested and affected party and herewith submit our comments on the matter.</p> <p>Pine Glow Investments (Pty) Ltd, trading as Caltex Mpumalanga North Marketer, is the Sub-Lessee of Portion 14 of the Farm De Kroon 363 JT and the Franchisor of the Caltex Startstop Millys.</p> <p>Pine Glow Investments (Pty) Ltd was the registered owner of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT from 9 December 2015 to 24 April 2023.</p> <p><u>Applications for Amendment of Environmental Authorisation (14/12/16/3/3/1/738) : April 2016, April 2018, May 2022 and May 2023</u></p> <p>The applications fail to recognise and do not take account of:</p> <ul style="list-style-type: none"> <li>The period during which Pine Glow Investments (Pty) Ltd was the owner of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, where the 2016, 2018 and 2022 Applications for Amendment of the Environmental Authorisation improperly, or possibly fraudulently, reflect Machado Rainbow Trout (Pty) Ltd as the land owner, whereas Pine Glow Investments (Pty) Ltd was the registered land owner.</li> </ul>	<p>Pine Glow Investments (Pty) Ltd / trading as Caltex Mpumalanga North Marketer</p> <p>By E-Mail: 15 August 2023</p>	<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li data-bbox="232 304 1005 440">• The sale of Portion 22 of the farm De Kroon 363 JT (3.9475 ha) to SANRAL for inclusion in the N4 road reserve, which portion was created by subdividing the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT (Sub Divisional Diagram SG 537/2019).</li> <li data-bbox="232 555 1005 655">• The subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, which created Portion 20 of the Farm De Kroon 363 JT (7.0054 ha).</li> <li data-bbox="232 804 1005 904">• The change of ownership of Portion 20 of the Farm De Kroon 363 JT from Pine Glow Investments (Pty) Ltd to Leroma Properties (Pty) Ltd on 26 April 2021.</li> <li data-bbox="232 979 1005 1080">• The establishment of Milly's South Township on Portion 20 of the Farm De Kroon 363 JT and the resultant amendment of land use rights.</li> </ul>		<p data-bbox="1352 233 2134 296">The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p data-bbox="1352 304 2134 544">The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p data-bbox="1352 552 2134 791">The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation report submitted in support of the application for the Part 1 EA amendment.</p> <p data-bbox="1352 799 2134 975">The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Leroma Properties (Pty) Ltd is included as a registered party of the project database and has been provided with an opportunity to comment on the Motivation Report compiled in support of the amendment application.</p> <p data-bbox="1352 983 2134 1294">The 2023 visual impact verification report refers:  <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF.</i></p>

NO.	COMMENT	RAISED BY	RESPONSE
			<p>Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same.</p> <p>The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</p> <p>Potentially very high magnitude (receptors located within 1km of the proposed development):</p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> </ul> <p>In spite of the fact that some of the additional receptors sites may experience visual impacts of very high to high magnitude, these impacts may still only be of moderate (medium) significance. This is due to the fact that none of the recipient sites (e.g. adjacent land owners) have objected to the proposed development according to the visual specialists knowledge and according to the 2013 Comments and Responses Report. The likelihood of the impact occurring is therefore low. The proposed extension of the validity of the EA by an additional ten years is therefore not expected to alter the influence of the project infrastructure on areas of higher viewer incidence (observers traveling along the roads within the region) or potential sensitive visual receptors (residents of homesteads in closer proximity to the infrastructure). The proposed amendment to the validity of the EA is consequently not expected to influence the anticipated visual impact, as stated in the original VIA report (i.e. the visual impact is expected to occur regardless of the amendment).</p>

NO.	COMMENT	RAISED BY	RESPONSE
			<p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development):</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p>
	<ul style="list-style-type: none"> <li>• The change of ownership of the Remaining Extent of Portion 8 of the Farm 363 JT from Pine Glow Investments (Pty) Ltd to Milly's Properties on 24 April 2023.</li> </ul>		<p>During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided to the EAP by the Applicant (as required by the Regulations) for the EA process and for consequent Part 1 EA amendments.</p> <p>It is understood from the landowner's representative that the property was transferred temporarily to allow Pine Glow to undertake a sub-division of the property in lieu of the proposed</p>



NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li>We submitted a query to Savannah Environmental in which we questioned the validity and legality of the Amendments of Environmental Authorisation that were applied for and granted during 2016, 2018 and 2022 absent the consent of the registered land owner, which was Pine Glow Investments (Pty) Ltd, but to date, we have not received an answer.</li> </ul>		<p>development of Millys South. Notwithstanding, Pine Glow were indeed the property owners over this period – The Title Deeds bear witness.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers.</p> <p>Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p><i>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction.</i></p>

NO.	COMMENT	RAISED BY	RESPONSE
	<ul style="list-style-type: none"> <li data-bbox="232 411 427 435">• <u>Visual Impact</u></li> <li data-bbox="232 483 1005 651">• The Visual Impact Index Map in the July 2023 Visual Assessment conducted by LOGIS reflects that Portion 14 of the Farm De Kroon 363 JT is situated in a zone which will experience a potentially very high magnitude visual impact as a result of the development of the proposed Solar Energy Facility.</li> <li data-bbox="232 1230 1005 1364">• The author of the 2023 report claims that the affected environment as described in the 2012 Visual Impact Assessment remains largely unchanged, even though the 2012 report disregarded Portion 14 of the Farm De Kroon 363 JT for</li> </ul>		<p data-bbox="1352 233 2134 400"><i>The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</i></p> <p data-bbox="1352 411 2134 651"><i>The 2012 specialist report refers: <u>Foreground:</u> The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Remaining Extent of Portion 14 of the Farm De Kroon 363 JT.</i></p> <p data-bbox="1352 695 2134 1217"><i>The 2023 report refers: The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p data-bbox="1352 1230 2134 1326"><i>The greater area surrounding the study area is and remains mostly zoned for agriculture, except for the small portions of land mentioned above as ground works for new development. The</i></p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>assessment of visual impact as a result of the development of the proposed Solar Energy Facility.</p> <ul style="list-style-type: none"> <li>The author of the 2023 report claims that the "land use zonation" of the larger study are remains agricultural, which is not true as the zoning of Portion 14 of the Farm De Kroon 363 JT is Mixed Use allowing, inter alia, for a Filling Station as permitted use.</li> </ul>		<p>mixed use zonation for Portion 13 has been noted and included in the Final Motivation Report.</p> <p>The current landowner is a director of Milly's, hence consultation in this regard has in fact taken place. Refer to the 2012/2013 Social Impact assessment, which identifies the owner/ director of Milly's as the person / owner of the land upon which the SEF is to be developed.</p> <p>The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners. Based on the methodology used in the 2023 visual assessment (as detailed in the Motivation Report), additional visual receptors were identified that may be impacted by the project. Potentially very high magnitude (receptors located within 1km of the proposed development:</p> <ul style="list-style-type: none"> <li>» 1 - N4 National Road</li> <li>» 2 - De Kroon 1 (Milly's)</li> <li>» 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>» 4 - Schoongezicht 1 homestead</li> </ul> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> </ul>

NO.	COMMENT	RAISED BY	RESPONSE
			<ul style="list-style-type: none"> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul> <p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p>
	<ul style="list-style-type: none"> <li>• The author of the report claims that in spite of the fact that some of the additional receptor sites (which includes Portion 14 of the Farm De Kroon 363 JT) may experience visual impacts of very high magnitude, these impacts may only be of moderate significance, due to none of the recipient sites (e.g. adjacent land owners) raising any objection to the proposed development.</li> </ul>		<p>Milly's Trout Director – Mr Wimcar Celliers provided landowners consent for the development of the PV facility during the BA reporting and application for Environmental Authorisation process in 2012 / 2013. Consequent Part 1 EA amendments do not require a public participation process unless stipulated by the relevant Competent Authority (DFFE). The DFFE have requested the current Part 1 EA amendment process include a 30 day Public Participation Process. Mr Celliers, a Director of Milly's has not objected to the amendment of the EA.</p>
	<ul style="list-style-type: none"> <li>• The author however fails to disclose that the only reason why Pine Glow Investments (Pty) Ltd is not on record with regards to the proposed Solar Energy Facility, is that it was not aware of the proposed development nor was it consulted at any time prior to the June 2023 Notice of Part 1 EA Amendment and Public Participation Process.</li> </ul>		<p>The Agreement of Sale for the property on which the Solar PV project is authorised to Pine Glow Investments explicitly mentions the solar PV project. Pine Glow was therefore aware of the project.</p>
	<ul style="list-style-type: none"> <li>• The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value</li> </ul>		<p>The 2012 specialist report refers in terms of assessment of impacts on tourist facilities and routes: <i>The significance of the Mpumalanga Highlands Meander is well known. The meander primarily focuses on tourism and the promotion of the towns that form part of this</i></p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>of the Millys Complex and therewith the business operations conducted thereon.</p> <ul style="list-style-type: none"> <li><u>We therefore object to the proposed Solar Energy Facility, as no consideration has been given to mitigate the identified very high magnitude visual impact that the proposed Solar Energy Facility will have on Portion 14 of the Farm De Kroon 363 JT and the businesses operated thereon.</u></li> </ul> <p>Kindly acknowledge receipt hereof.</p>		<p><i>initiative. Apart from the physical activities that users of the meander may take part in, a number of passive tourist facilities have also been established in the region. The most prominent facilities, namely the Rolling Hills Estate and the Highlands Suites and Kloppenheim Country Estate, have been identified as Key Observation Points that has been assessed accordingly.</i></p> <p><i>As the proposed activity is located central to the meander and as it will represent a change in land use and land form to what is currently the status quo, the impact of the proposed activity had to be assessed accordingly. The introduction of foreign structures and forms in the agrarian landscape might have a limited impact on the sensitive tourist facilities and routes, as described in the table below.</i></p> <p><i>The impact was rated as low following the implementation of mitigation, which includes inter alia a planting regime along the northern, eastern and western boundaries of the project site to potentially obscure all/any visual impact onto the proposed activity by users of the N4 national road.</i></p> <p>The objection is noted. Specific responses to the points of objection raised are provided in the sections above.</p> <p>Acknowledgement has been sent to respective parties as requested.</p>
10.	<p><b>RE: PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p>	<p>Raymond Nell                      General Manager                      Property and Brand                      Manager.                      Leroma Properties (Pty)                      Ltd</p>	<p>Following receipt of the letter, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at such time as was available.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>We refer to your letter of 24 July 2023 and the corresponding information made available to us via WeTransfer.</p> <p>In order to place us in a position to properly reply to your letter and also to submit comments with regards to the Application for the Amendment of the Environmental Authorisation dated 16 May 2023, please provide us with the following information :</p> <p>1. A copy of the Land Owner's Consent that was appended to the Application for Amendment of Environmental Authorisation dated 7 April 2016.</p> <p>2. A copy of the Application for Amendment of Environmental Authorisation dated 4 April 2018 – the document in the corresponding WeTransfer folder, 0540_001.pdf, is a further copy of the 7 April 2016 application and its supporting documents.</p> <p>3. A copy of the Land Owner's Consent that was appended to the Application for Amendment of Environmental Authorisation dated 4 April 2018.</p> <p>4. A copy of the Land Owner's Consent that was appended to the Application for Amendment of Environmental Authorisation dated 19 May 2022.</p> <p>5. A copy of the Notice to the Competent Authority of the 9 December 2015 change of land ownership.</p> <p>6. A copy of the Notice to the Competent Authority of the 24 April 2023 change of land ownership.</p> <p>7. Confirmation of whether Savannah Consulting is in agreement with the 2012 Visual Impact Assessment which excludes the entire Millys Complex (being the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT, Portion 14 of the Farm De Kroon 363 JT and the Remaining Extent of Portion 13 of the Farm De Kroon 363 JT) from the digital viewshed and consequently disregards same for assessment of the visual impact of the proposed Solar Energy Facility.</p>	<p>By E-Mail: 08 August 2023</p>	<p>The 2012 specialist report refers, <i>Foreground</i>: <i>The foreground is defined as the area within 1km from the observer within which details such as colour, texture, styles, forms and structure can be recognised. Objects in this zone are highly visible unless obscured by other landscape features, existing structures or vegetation. This includes the Millys / Caltex complex. Also refer to the social impact study conducted in 2012/2013 which clearly identifies the Caltex</i></p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>8. Confirmation of whether Savannah Consulting is in agreement with the 2023 Visual Assessment conducted by LOGIS which excludes Erf 3 Millys South Township, which is situated immediately adjacent to the proposed Solar Energy Facility, from any assessment of visual impact, even though the property is situated in a zone which according to the report's Visual Impact Index Map will experience a potentially high magnitude visual impact.</p>		<p>Petrol station at Milly's as an establishment owned by the company who own the land upon which the SEF is to be developed.</p> <p>The 2023 report refers - <i>The description of the affected environment, as described in the original VIA report remains largely unchanged. The location and layout of the proposed PV Facility on Portion 8 of the Farm De Kroon No. 363 JT similarly remains unchanged. There is however signs of a new development, presumably a service station, opposite the Caltex Star Stop and Milly's Trout Store, immediately south of the N4 national road. The ground works for this development is located approximately 200m west of the proposed Machadodorp PV 1 SEF. Other than the above development on the same farm earmarked for the SEF development, the land use zonation for the larger study area (agriculture) remains the same. The above conclusion was verified through consultation with the project proponent and the current land owner(s), as well as the observation of satellite imagery of the study area taken during 2012 and 2023.</i></p> <p>Based on the comments received, the visual specialist has advised the following:</p> <p><i>Potentially very high magnitude (receptors located within 1km of the proposed development:</i></p> <ul style="list-style-type: none"> <li>• 1 - N4 National Road</li> <li>• 2 - De Kroon 1 (Milly's)</li> <li>• 3 - Shavile homestead (mentioned as KOP 12 in the VIA report)</li> <li>• 4 - Schoongezicht 1 homestead</li> <li>• 5 - Caltex service station</li> </ul>

NO.	COMMENT	RAISED BY	RESPONSE
			<p>The businesses operated on Portion 14 of the Farm De Kroon 363 JT rely heavily on the fact that the Millys Complex is a tourist attraction. The very high visual impact of the proposed Solar Energy Facility will negatively impact the tourist attraction value of the Millys Complex and therewith the business operations conducted thereon. There is however no clarity on what the new development south-east of the service station/Milly's entails.</p> <p>This additional input regarding visual impacts has been included in the Final Motivation Report.</p>
	<p>9. Confirmation that Savanah Consulting remains of the opinion that a valid extension of time of the Environmental Authorisation is possible having regard for the subdivision of the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT, that created Erf 3 Milly's South Township, with its zoning and the further impacts to be considered.</p>		<p>The conclusion of the Motivation Report states "Based on the specialist findings, it is concluded that the proposed amendment to extend the validity of the EA is not expected to result in an increase to the significance ratings for the identified potential impacts, and no additional mitigation measures are required." The additional information collected through the amendment consultation process has been included in the Final Motivation Report which is submitted to the DFFE for review and decision-making. The conclusion of the motivation report remains unchanged.</p>
	<p>10. A complete list of the "current land owner(s)" referred to in section 5.3 of the Motivation Report – this information was not found in the WeTransfer folder that was shared with us.</p>		<p>Confirmed adjacent/closest landowners: Jan Greyling, Deon van Rensburg, Jan Kruger and Unice-Ann &amp; Calvyn Badenhorst.</p>
	<p>11. How you propose repositioning the proposed Solar Energy Facility having regard for the irrigation servitude which is subject to the positioning requirements for an irrigation facility (distances to water "Resources" etc) prescribed by the National Water Act, 36 of 1998?</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower.</p>



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	<p>12. Confirmation whether, once the proposed Solar Energy Facility has been repositioned to accommodate the irrigation area, such proposed re-positioned Solar Energy Facility is permitted to form part of the application for the extension of validity of the current Environmental Authorisation or whether an entirely new application for Environmental Authorisation would be required?</p>		<p>The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p>
	<p>13. Confirmation that you are of the opinion that earlier extensions of duration of the Environmental Authorisation, which were granted without the consent of the registered land owner while Machado Rainbow Trout was not the land owner, are valid and were validly applied for and granted?</p>		<p>Regulation 39 (1) of the EIA Regulations, 2014 (as amended states "<i>If the proponent is not the owner or person in control of the land on which the activity is to be undertaken, the proponent must, before <b><u>applying for an environmental authorisation in respect of such activity</u></b>, obtain the written consent of the landowner or person in control of the land to undertake such activity on that land.</i>" <b><u>own emphasis added</u></b>). Landowner consent is therefore not legally required for an amendment process. Savannah Environmental</p>

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	<p>All our rights vis-à-vis the proponents of the solar facility and Savannah Environmental as their appointed Environmental Assessment Practitioners are strictly reserved.</p> <p>Kindly provide us with the above requested information by no later than 16h00 on Thursday 10 August 2023, so that we may be afforded a fair opportunity to provide our comments on this matter by 15 August 2023.</p>		<p>relied on the Applicant to provide the landowner consents as per the EIA Regulations and submitted this to the DFFE in good faith that this was true and correct.</p> <p>This comment is noted. The information was provided as requested.</p>
11.	<p>With reference to your Solar farm application known as Machadodorp PV1 Solar Energy Facility, on Portion 8 of the farm De Kroon 363 of the Emakazheni Local Municipality in Mpumalanga Province.</p> <p>MTN has conducted an analysis of the impact of your project on its network.</p> <p>MTN wishes to inform your that your project has been approved.</p>	<p>Conny Dubula Coordinator, Way-Leave Co-ordinator MTN</p> <p>By E-Mail: 28 July 2023</p>	<p>This comment has been recorded. No further response is required.</p>
12.	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ("EA") FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADADORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN PUMALANGA PROVINCE.</b></p> <p><b>URGENT</b></p> <p>We refer to the application for the amendment of the environmental authorisation ("EA") for "the proposed construction of the 14MW Machadodorp PV 1 solar energy facility on Portion 8</p>	<p>Raymond Nell General Manager Property and Brand Manager. Leroma Properties (Pty) Ltd</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

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	<p>of the Farm de Kroon 363 in the Emakhazeni local municipality in Mpumalanga" (DFFE Ref.: 14/12/16/3/3/1/738/AM5).</p> <p>We confirm that Leroma Properties (Pty) Ltd is directly affected by this application as the owner of Erf 3 Milly's South Township (formerly Portion 20 of the Farm de Kroon 363 JT) which abuts the property on which the solar energy facility is proposed, as are, inter alia, Pine Glow Investments (Pty) Ltd - the franchisor of the Caltex Starstop Millys and the former owner of the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT and Leroma Investments (Pty) Ltd – the current owner of the Remaining Extent of Portion 11, Remaining Extent of Portion 13 and Portion 14 of the said farm, and the various entities that operate the businesses on the aforesaid properties.</p> <p>We urgently require the following documentation and/or information to enable us to sensibly engage with this application:</p> <ol style="list-style-type: none"> <li>1. The title deed showing that ownership and the extent of the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT, Emakhazeni, Mpumalanga has remained as it was cadastrally registered when the original EA was issued in May 2013 without change or interruption.</li> <li>2. A full copy of the original EA dated 21 May 2013 (14/12/16/3/3/1/738).</li> <li>3. A full copy of the Environmental Basic Assessment Report 2013 and supporting documents.</li> <li>4. A full copy of the application for amendment that led to the issuing of the amended environmental authorisation dated 16 May 2016 (14/12/16/3/3/1/738/AM2) including supporting documents.</li> <li>5. Full copies of all correspondence exchanged between the applicant or on behalf of the applicant and the department regarding this application.</li> </ol>		

NO.	COMMENT	RAISED BY	RESPONSE
	6. A full copy of the amended environmental authorisation dated 16 May 2016.		
	7. A full copy of the application for amendment that led to the issuing of the amended environmental authorisation dated 14 May 2018 (14/12/16/3/3/1/738/AM3) including supporting documents.		
	8. Full copies of all correspondence exchanged between the applicant or on behalf of the applicant and the department regarding this application.		
	9. A full copy of the amended environmental authorisation dated 14 May 2018.		
	10. A full copy of the application for amendment that led to the issuing of the amended environmental authorisation issued on 08 June 2022 dated 14 May 2018 (14/12/16/3/3/1/738/AM3) including supporting documents.		
	11. Full copies of all correspondence exchanged between the applicant or on behalf of the applicant and the department regarding this application.		
	12. A full copy of the amended environmental authorisation dated 8 June 2022.		
	13. A full copy of the current application for amendment including supporting documents.		
	14. Full copies of all correspondence exchanged between the applicant or on behalf of the applicant and the department regarding the current application.		
	15. A complete list of the "current land owner(s)" referred to in section 5.3 of the Motivation Report.		Confirmed adjacent/closest landowners: Jan Greyling, Deon van Rensburg, Jan Kruger and Unice-Ann & Calvyn Badenhorst.
	If the above stated request appears excessive, we assure you that it is not when the following, of which you appear not to be aware, is borne in mind:		The information provided has been noted and included in the final Motivation Report submitted to the DFFE for review and decision-making. Savannah Environmental relied on the Applicant to provide the landowner consents as per the EIA Regulations and
	1. Pine Glow Investments (Pty) Ltd purchased the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT from Machado Rainbow		

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	<p>Trout CC in March 2015 with registration of transfer taking place on 9 December 2015.</p> <p>2. The Remaining Extent of Portion 8 of the Farm de Kroon 363 JT was subdivided to create certain Portions including Portion 20.</p> <p>3. Portion 20 of the Farm de Kroon 363 JT was sold and transferred to Leroma Properties (Pty) Ltd on 26 April 2021. A township was established on Portion 20 and the property is now known as Erf 3 of Milly's South Township.</p> <p>4. The Remaining Extent of Portion 8 of the Farm de Kroon 363 was then transferred to Milly's Properties (Pty) Ltd subject to Notarial Deed of Servitude K/170/2023/S for the irrigation of agricultural land on which the solar facility was/is proposed. A copy of the Notarial Deed is attached for ease of reference.</p> <p>5. The amendments granted in 2016, 2018 and 2022 were granted without the knowledge or consent of the landowner at the time, Pine Glow Investments (Pty) Ltd.</p> <p>Had the proponents of the activity simply spoken to neighbours and the Grantees of the servitude registered against the Title Deed, they would know we are not opposed to the establishment of a solar facility on the Remaining Extent of Portion 8 in principle but will not accede to non-compliance with the environmental legislation nor any disregard for our duly registered rights. As it stands, the likely area to be used for irrigation coincides with the envisaged area of the to be established solar farm.</p> <p>We are mightily perturbed that Savannah Environmental appears not to have verified even the most basic information, such as the correct description of the property on which the activity is proposed or the servitudinal obligations that property bears, in producing a Motivation for a proposed activity.</p>		<p>submitted this to the DFFE in good faith that this was true and correct.</p> <p>The EA exists for development on the Remaining Extent of Portion 8 of the Farm 363 (94.4324ha). Mapping completed for the Part 1 EA amendment beyond 10 years shows the current portion as per the current title deed, and shows the development footprint has not been significantly impacted by this subdivision. This information has been included in the final motivation for the Part 1 EA amendment. During the Basic Assessment Reporting period completed for Environmental Authorisation (EA) in 2013 – Mr. Wimcar Celliers was the person responsible for the property on behalf of the landowner company - Machado Rainbow Trout (Pty) Ltd. His consent was provided for the EA process and for consequent Part 1 EA amendments.</p> <p>The property has since been transferred to Milly's Properties (PTY) Ltd and Mr. Wimcar Celliers – this needs to be correctly reflected on an amended Application for EA amendment.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>Unless we receive written confirmation that the application for amendment has been withdrawn and proof that the department has been informed accordingly before then, we expect the documents and information requested above by no later than close of business on Tuesday 25 July 2023.</p> <p>All our rights vis-à-vis the proponents of the solar facility and Savannah Environmental as their appointed Environmental Assessment Practitioners are strictly reserved.</p> <p>Kindly acknowledge receipt hereof and provide us with your most urgent response.</p>		<p>The Agreement of Sale for the property on which the Solar PV project is authorised to Pine Glow Investments explicitly mentions the solar PV project. Pine Glow was therefore aware of the project.</p>
<p><b>13.</b></p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>Starstop Machado Fuel (Pty) Ltd is the Caltex Filling Station Franchisee at Startstop Millys, situated on Portion 14 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p>Consequently, Starstop Machado Fuel (Pty) Ltd stands to be directly affected by the proposed amendment.</p> <p>Kindly also provide us with the following documents and/or information by return:</p>	<p>Kobus Klopper                      General Manager                      QSR Machado (Pty) LTD                      (Milly’s Group)</p> <p>By E-Mail: 07 July 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>1. A complete copy of the EA dated 21 May 2013.</p> <p>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</p> <p>3. A complete copy of the application to amend the EA.</p> <p>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</p> <p>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</p> <p>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</p> <p>7. A complete list of I&amp;APs notified of the application to amend the EA.</p> <p>In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:</p> <p>1. The date on which the application to amend was submitted to the competent authority.</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>In accordance with the requirements of POPIA, this information cannot be shared.</p> <p>Savannah shared all respective documents available at the time of the request.</p>

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	<p>2. The date on which the notice of the public participation process was issued to I&amp;APs.</p> <p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p><b>14.</b></p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”). Pine Glow Investments (Pty) Ltd trading as Caltex Mpumalanga North Marketer is the Franchisor of the Caltex Starstop Millys, situated on Portion 14 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p>Consequently, Pine Glow Investments (Pty) Ltd stands to be directly affected by the proposed amendment.</p> <p>Kindly also provide us with the following documents and/or information by return:</p> <p>1. A complete copy of the EA dated 21 May 2013.</p>	<p>Raymond Nell                      General Manager                      Property and Brand                      Manager.                      Caltex Mpumalanga                      North Marketer</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>



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	2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.		
	3. A complete copy of the application to amend the EA.		
	4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.		
	5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.		The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.
	6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?		The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m <sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.
	7. A complete list of I&APs notified of the application to amend the EA.		In accordance with the requirements of POPIA, this information cannot be shared.
	In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:		Savannah shared all respective documents available at the time of the request.
	1. The date on which the application to amend was submitted to the competent authority.		
	2. The date on which the notice of the public participation process was issued to I&APs.		

NO.	COMMENT	RAISED BY	RESPONSE
	<p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p>15.</p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>Leroma Investments (Pty) Ltd is the owner of the properties on which the Millys Complex is situated, being the Remaining Extent of Portion 11, Portion 14 and the Remaining Extent of Portion 13 of the Farm De Kroon 363 JT.</p> <p>Leroma Investments (Pty) Ltd is also a Grantee in respect of Notarial Deed of Servitude K170/2023S, which is registered against the title deed (T3252/2023) of the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT.</p> <p>Consequently, Leroma Investments (Pty) Ltd stands to be directly affected by the proposed amendment.</p>	<p>Raymond Nell                      General Manager                      Property and Brand                      Manager.                      Leroma Investments</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

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	<p>Kindly also provide us with the following documents and/or information by return:</p> <p>1. A complete copy of the EA dated 21 May 2013.</p> <p>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</p> <p>3. A complete copy of the application to amend the EA.</p> <p>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</p> <p>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</p> <p>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</p> <p>7. A complete list of I&amp;APs notified of the application to amend the EA.</p> <p>In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>In accordance with the requirements of POPIA, this information cannot be shared.</p> <p>Savannah shared all respective documents available at the time of the request.</p>

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	<p>1. The date on which the application to amend was submitted to the competent authority.</p> <p>2. The date on which the notice of the public participation process was issued to I&amp;APs.</p> <p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p>16.</p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>QSR Machado Operations (Pty) Ltd is the Mugg &amp; Bean Franchisee at Starstop Millys, situated on Portion 14 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p>Consequently, QSR Machado Operations (Pty) Ltd stands to be directly affected by the proposed amendment.</p>	<p>Julian Spano                      General Manager                      QSR Machado (Pty) LTD                      (Milly's Group)</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>Kindly also provide us with the following documents and/or information by return:</p> <ol style="list-style-type: none"> <li>1. A complete copy of the EA dated 21 May 2013.</li> <li>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</li> <li>3. A complete copy of the application to amend the EA.</li> <li>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</li> <li>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</li> <li>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</li> <li>7. A complete list of I&amp;APs notified of the application to amend the EA.</li> </ol> <p>In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>In accordance with the requirements of POPIA, this information cannot be shared.</p> <p>Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>1. The date on which the application to amend was submitted to the competent authority.</p> <p>2. The date on which the notice of the public participation process was issued to I&amp;APs.</p> <p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p>17.</p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>Millys Farmstall (Pty) Ltd is the owner of the Millys Farmstall business, situated on the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p>Consequently, Millys Farmstall (Pty) Ltd stands to be directly affected by the proposed amendment.</p>	<p>Julian Spano                      General Manager                      Millys Farmstall (Pty) LTD                      (Millys Group)</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

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	<p>Kindly also provide us with the following documents and/or information by return:</p> <ol style="list-style-type: none"> <li>1. A complete copy of the EA dated 21 May 2013.</li> <li>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</li> <li>3. A complete copy of the application to amend the EA.</li> <li>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</li> <li>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</li> <li>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</li> <li>7. A complete list of I&amp;APs notified of the application to amend the EA.</li> </ol> <p>In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>In accordance with the requirements of POPIA, this information cannot be shared.</p> <p>Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>1. The date on which the application to amend was submitted to the competent authority.</p> <p>2. The date on which the notice of the public participation process was issued to I&amp;APs.</p> <p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p><b>18.</b></p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>Millys Trout (Pty) Ltd is the owner of the Trout Factory and Bakery business, situated on the Remaining Extent of Portion 13 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p>Consequently, Millys Trout (Pty) Ltd stands to be directly affected by the proposed amendment.</p>	<p>Julian Spano                      General Manager                      Millys Trout (Pty) LTD                      (Millys Group)</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>



NO.	COMMENT	RAISED BY	RESPONSE
	<p>Kindly also provide us with the following documents and/or information by return:</p> <ol style="list-style-type: none"> <li>1. A complete copy of the EA dated 21 May 2013.</li> <li>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</li> <li>3. A complete copy of the application to amend the EA.</li> <li>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</li> <li>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</li> <li>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</li> <li>7. A complete list of I&amp;APs notified of the application to amend the EA.</li> </ol> <p>In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>In accordance with the requirements of POPIA, this information cannot be shared.</p> <p>Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>1. The date on which the application to amend was submitted to the competent authority.</p> <p>2. The date on which the notice of the public participation process was issued to I&amp;APs.</p> <p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved..</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p>19.</p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>Millys Restaurant and Chalets (Pty) Ltd is the owner of the Millys Restaurant, Millys Chalets and Millys Café businesses, situated on the Remaining Extent of Portion 11 of the Farm De Kroon 363 JT, which forms part of the Millys Complex.</p> <p>Consequently, Millys Restaurant and Chalets (Pty) Ltd stands to be directly affected by the proposed amendment.</p>	<p>Julian Spano                      General Manager                      Milly's Restaurant and                      Chalets (Pty) Ltd                      (Milly's Group)</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>Kindly also provide us with the following documents and/or information by return:</p> <ol style="list-style-type: none"> <li>1. A complete copy of the EA dated 21 May 2013.</li> <li>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</li> <li>3. A complete copy of the application to amend the EA.</li> <li>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</li> <li>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</li> <li>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</li> <li>7. A complete list of I&amp;APs notified of the application to amend the EA.</li> </ol> <p>In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.</p> <p>In accordance with the requirements of POPIA, this information cannot be shared.</p> <p>Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>1. The date on which the application to amend was submitted to the competent authority.</p> <p>2. The date on which the notice of the public participation process was issued to I&amp;APs.</p> <p>3. The cut-off date for registration as I&amp;APs.</p> <p>4. The cut-off date for submission of comments and/or objections.</p> <p>As you would know, I&amp;APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.</p>		<p>The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.</p>
<p><b>20.</b></p>	<p><b>PUBLIC PARTICIPATION PROCESS FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (“EA”) FOR THE PROPOSED CONSTRUCTION OF THE 14MW MACHADODORP PV1 SOLAR ENERGY FACILITY ON PORTION 8 OF THE FARM DE KROON 363 IN THE EMAKHAZENI LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE.</b></p> <p>We refer to the “July 2023” notice regarding the abovementioned public participation process received by us on 28 June 2023 and request you to register us as an interested and affected party (“I&amp;AP”).</p> <p>Leroma Properties (Pty) Ltd is the owner of Erf 3 Millys South Township, which is adjacent to the Remaining Extent of Portion 8 of the Farm De Kroon 363 JT.</p> <p>Leroma Properties (Pty) Ltd is also a Grantee in respect of Notarial Deed of Servitude K170/2023S, which is registered against the title deed (T3252/2023) of the Remaining extent of Portion 8 of the Farm de Kroon 363 JT.</p>	<p>Raymond Nell                      General Manager                      Property and Brand                      Manager.                      Leroma Properties</p> <p>By E-Mail: 30 June 2023</p>	<p>Following receipt of the email, correspondence regarding the availability of requested documents with the legally bound representatives of such – i.e. the EA holder and the Landowner – requesting that the documents may be shared. Savannah shared all respective documents available at the time of the request.</p>

NO.	COMMENT	RAISED BY	RESPONSE
	<p>Leroma Properties (Pty) Ltd is also a party to Notarial Deed of Servitude K186/2021S, amended by Notarial Deed of Servitude K168/2023/S, which are both registered against the title deed (T3252/2023) of the Remaining Extent of Portion 8 of the Farm de Kroon 363 JT.</p> <p>Consequently, Leroma Properties (Pty) Ltd stands to be directly affected by the proposed amendment.</p> <p>Kindly also provide us with the following documents and/or information by return:</p> <p>1. A complete copy of the EA dated 21 May 2013.</p> <p>2. A complete copy of the final environmental report submitted in support of the application pursuant to which the said EA was issued.</p> <p>3. A complete copy of the application to amend the EA.</p> <p>4. Complete copies of all and/or any reports or documents that accompany the said application to amend, if any.</p> <p>5. A detailed written explanation of how the proposed activity will impact on servitudes registered over the Remaining Extent of portion 8 of the Farm De Kroon 363 JT after the granting of the EA in 2013.</p> <p>6. A detailed written explanation of how the proposed activity and the EA previously granted will be impacted by the reduced extent of the Remaining Extent Portion 8 of the Farm De Kroon 363 JT, having regard for the subdivisions that created Portion 20 of the Farm De Kroon 363 JT and Portion 22 of the Farm De Kroon 363 JT?</p>		<p>The said Deed of Servitude was issued in February 2023, the Environmental Authorisation for the SEF was issued in 2013 and remains valid to date. The servitude should therefore take cognisance of the PV facility as this was approved prior to the servitude.</p> <p>The SEF development will occupy 20ha or less, there is adequate space for both activities to be undertaken, with the cooperation of both parties. Previous water balances for Millys North indicated an average daily generation of 45m<sup>3</sup> of effluent per day. This equates to 5mm of irrigation on a hectare per day. So technically you could undertake all the irrigation on 1 hectare, but in the interest of safety, 2 or 3 hectares should be allowed to allow for days when evaporative conditions are lower. The agreement regarding the</p>

NO.	COMMENT	RAISED BY	RESPONSE
			respective PV facility development and wastewater irrigation servitude should be negotiated and planned by respective landowner and developer parties to ensure optimal layout and cooperation. The land available is adequate to accommodate both the PV facility and the servitude.
	7. A complete list of I&APs notified of the application to amend the EA.		In accordance with the requirements of POPIA, this information cannot be shared.
	In view thereof that the notice as issued provides no time limits, you are also requested to inform us of the following by return:		Savannah shared all respective documents available at the time of the request.
	1. The date on which the application to amend was submitted to the competent authority.		
	2. The date on which the notice of the public participation process was issued to I&APs.		
	3. The cut-off date for registration as I&APs.		
	4. The cut-off date for submission of comments and/or objections.		
	As you would know, I&APs have a Constitutional right enabled by the Promotion of Administrative Justice Act, 103 of 2000, to be fully informed of administrative actions that will affect them, and to make submissions <u>before</u> any decision is taken. We will not be in a position to consider our position until we are provided with the documents and information listed above and all our rights are strictly reserved.		The public participation process for the amendment was undertaken in accordance with the requirements of the EIA Regulations and the requirements of the DFFE. The 30 day Public Participation process undertaken for this Part 1 EA amendment as required by the DFFE for extension beyond 10 years has ensured engagement with surrounding interested and affected land and business owners.

## 2. COMMENTS SUBMITTED ON THE MOTIVATION REPORT

### 2.1. Organs of State

NO.	COMMENT	RAISED BY	RESPONSE
1.	<b>No Comments Received</b>		

**2.2. Interested and Affected Parties**

NO.	COMMENT	RAISED BY	RESPONSE
1.	No Comments Received		