

Department of Environmental Affairs



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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

DEA Reference: 14/12/16/3/3/1/2113

Enquiries: Ms Zesipho Makhosayafana

Telephone: 012 399 8741 **E-mail:** zmakhosayafana@environment.gov.za

Ms Jo-Anne Thomas
Savannah Environmental (Pty) Ltd
PO Box 148
SUNNINGHILL
2157

Tel: (011) 656 3237

E-Mail: joanne@savannahsa.com

PER MAIL / E-MAIL

Dear Ms Thomas

COMMENTS ON THE DRAFT BASIC ASSESSMENT REPORT FOR THE PROPOSED MCTAGGARTS PV3 IN KAI !GARIB LOCAL MUNICIPALITY IN THE NORTHERN CAPE

The Application for Environmental Authorisation and Draft Basic Assessment Report (BAR) dated November 2019 and received by the Department on 13 November 2019, refer.

This letter serves to inform you that the following information must be included to the Final BAR:

- a) The report indicates that the applicant has entered into a notarial lease agreement with the landowner. As such, you are requested to provide written landowner consent.
- b) The 21 digit surveyor general code, physical address/ farm names, or the coordinates of the boundary of property for this proposed development have not been included in the application form. You are requested to ensure that these form part of the application form submitted with the final BAR.
- c) Please ensure that the Specialist Declarations for the following Specialist studies are submitted:
 - Fauna and Flora Specialist Report (Please submit the declaration by the specialist who prepared the report)
 - Social Impact Assessment study (Independent Review Specialist)
 - Avifauna Specialist Impact Assessment Report
 - Aquatic Impact Assessment report
- d) Details of the Specialist that prepared the Aquatic Impact Assessment study, including a curriculum vitae must be provided.
- e) Please ensure that all relevant listed activities are applied for, are specific and can be linked to the development activity or infrastructure as described in the project description. It is noted that you have applied for Activity 14 of listing notice 1 (GN R 983, as amended) which includes the storage of dangerous goods. Please provide a description of the dangerous good involved in this case. Please note

that any significant new information may need to be subject to public consultation. Your attention is drawn to Regulation 19(1)(b) of GN R. 982, as amended, in this regard.

- f) Should the proposed activity not include operational aspects (per the wording of the listed activities), please ensure that the BAR includes the period for which the environmental authorisation is required, the date on which the activity will be concluded, and the post construction monitoring requirements finalised, per Appendix 1(3)(1)(q) of GN R. 982, as amended.
- g) If the activities applied for in the application form differ from those mentioned in the final BAR, an amended application form must be submitted. Please note that the Department's application form template has been amended and can be downloaded from the following link <https://www.environment.gov.za/documents/forms>.
- h) The Environmental Assessment Practitioner (EAP) must ensure that an adequate motivation on the applicability of each listed activity that triggers the proposed development is provided. The applicability of each activity against the actual threshold for the proposed development must be verified. The Final BAR must be clear on the total voltage output for the substation.
- i) Please ensure that all issues raised and comments received during the circulation of the BAR from registered I&APs and organs of state which have jurisdiction in respect of the proposed activity are adequately addressed in the final BAR, (**including comments from this Department's Biodiversity Section**). Proof of correspondence with the various stakeholders must be included in the final BAR. Should you be unable to obtain comments, proof of the attempts that were made to obtain comments must be submitted to the Department. The Public Participation Process must be conducted in terms of Regulation 39, 40, 41, 42, 43 & 44 of the EIA Regulations 2014.
- j) A Comments and Response (C&R) report must be submitted with the final BAR. The C&R report must incorporate all comments received for this development. Please note that a response such as "Noted" is not regarded as an adequate response to I&APs' comments.
- k) Please ensure that a copy of the newspaper advertisement is included in the final BAR, as indicated in the draft BAR.
- l) Please ensure that a description of all identified alternatives for the proposed activity that are feasible and reasonable, including the advantages and disadvantages that the proposed activity or alternatives will have on the environment and on the community that may be affected by the activity as per Appendix 1 (2) (e) and 3 (1) (h) (i) of GN R.982 of 2014, as amended. Alternatively, you should submit written proof of an investigation and motivation if no reasonable or feasible alternatives exist in terms of Appendix 1.
- m) The final BAR must provide an assessment of the impacts and mitigation measures for each of the listed activities applied for.
- n) Cumulative impacts of similar type of developments in the area must form part of the studies that must be assessed as part of the final BAR process.
- o) In terms of Appendix 1 of the EIA Regulations, 2014, the report must include an undertaking under oath or affirmation by the EAP in relation to:
 - the correctness of the information provided in the reports;
 - the inclusion of comments and inputs from stakeholders and I&APs;
 - the inclusion of inputs and recommendations from the specialist reports where relevant;
 - any information provided by the EAP to interested and affected parties; and
 - responses by the EAP to comments or inputs made by interested or affected parties.
- p) In terms of Appendix 1 (3) (1) (a) of the EIA Regulations 2014, the details of—
 - (i) *the EAP who prepared the report; and*

(ii) the expertise of the EAP to carry out Scoping and Environmental Impact assessment procedures; must be submitted.

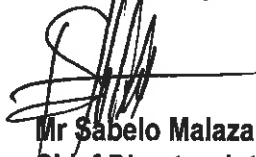
General

The final BAR must comply with the requirements of this letter, Appendix 1, 4 and 6 of the EIA Regulations 2014, as amended. Should the BAR fail to comply with the requirements of this comment letter, Appendix 1, 4 and 6 of the EIA Regulations as amended, the environmental authorisation may be refused.

Should you fail to meet any of the timeframes stipulated in Regulation 19 of the NEMA EIA Regulations, 2014, as amended, your application will lapse.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely



Mr Sabelo Malaza

**Chief Director: Integrated Environmental Authorisations
Department of Environmental Affairs**

Letter signed by: Ms Sindiswa Dlomo

Designation: Deputy Director: National Infrastructure Projects

Date: 10/12/17

CC:	Federico Zanotta Rizzo	McTaggarts PV3 (Pty) Ltd	Email: Federico.zanotta@abengoa.com
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REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA · 0001· Environment House · 473 Steve Biko Road, Arcadia,· PRETORIA
Tel (+ 27 12) 399 9372

DEA Reference: McTaggarts PV3
Enquiries: Ms Mmatlala Rabothata
Telephone: (012) 399 9174 **E-mail:** MRabothata@environment.gov.za

Nicolene Venter
Savannah Environmental (Pty) Ltd
PO Box 148
SUNNINGHILL
2157

Telephone Number: 011-656-3237
Email Address: publicprocess@savannahsa.com

Dear Sir/Madam

COMMENTS ON THE DRAFT BASIC ASSESSMENT REPORT (DBAR) FOR THE PROPOSED McTAGGARTS PV3, A SOLAR PV FACILITY AND ASSOCIATED INFRASTRUCTURE ON A SITE NEAR UPINGTON AND WITHIN THE UPINGTON RENEWABLE ENERGY DEVELOPMENT ZONE (REDZ), IN THE NORTHERN CAPE PROVINCE

The Directorate: Biodiversity Conservation has reviewed and evaluated the aforementioned report and its specialist's studies. The Directorate does not have any objections to the proposed development and in order to achieve the overall objective of minimizing the loss of Biodiversity the following recommendations must be included in the Final Basic Assessment Report (FBAR).

- A pre-construction walk-through of the final development footprint must be undertaken in order to locate and identify species of conservation concern that can be translocated;
- A detailed site Rehabilitation Plan must be developed and all disturbed and cleared areas be rehabilitated with indigenous perennial shrubs and grasses from the local area;
- If several plant Species of Conservation Concern (SCC) which are protected are identified in the study area, a search and rescue exercise to remove and relocate them must be undertaken by a professional and qualified ecologist;
- An Alien Invasive Species Eradication Plan must be implemented, in order to reduce the establishment and spread of alien plant species within the development footprint;
- Alien plants species within the development footprint must be regularly monitored and regular alien clearing must be conducted using the best-practice methods for the species concerned;

- Any protected plant species must not be removed or damaged prior to obtaining permit from relevant National or Provincial Authorities; and
- High sensitivity habitats such as major drainage lines must be avoided and buffered.

Yours faithfully



Mr Seoka Lekota

Control Biodiversity Officer Grade B: Biodiversity Conservation

Department of Environmental Affairs

Date: 13/12/2019

SA Heritage Resources Agency

SAHRIS

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A message has been sent to [natasha.higgitt](#).

SAHRIS Case ID 14645 and 14590

Between you and [natasha.higgitt](#)

[natasha.higgitt](#) 8:16 am

Good morning,

I have noted two new cases on SAHRIS from this profile.

Case ID 14645 - I note that the Public Review period is from the 13 November to the 13 December 2019. As the application has only been submitted today, 3 December 2019, as per the NEMA EIA regulations, SAHRA has 30 days in which to provide comment. Additionally, the 15 December to the 5 January are to be excluded from the Public Review period as per NEMA regulations.

Case ID 14590 - I note that the application was created on the 19 November 2019, however, the status of the case was only changed to SUBMITTED today the 3 December 2019.

Thus, SAHRA will provide comments on both of these cases before the 24 January 2020. SAHRA recommends that you apply for an extension of the EA process in terms of section 19(1)b of the NEMA regulations in order for SAHRA to provide comment.

Please acknowledge receipt of this message and confirm the process going forward. This message is kept on permanent record linked to the case tracker of the cases.

Kind regards,
Natasha Higgitt

CaseReference:

[McTaggarts PV3](#)

[Khunab - McTaggarts PV2](#)

Add message to tracker:

You 1 sec ago

Dear Natasha,

Thank you for notifying us of this situation.

Kind regards,

Add message to tracker:

Reply

CaseReference

ADD ANOTHER ITEM

Message

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Chat (13)

South African Heritage Resources Agency
(SAHRA)
Head Office
111 Harrington Street
CAPE TOWN
8001

PO Box 4637
Cape Town, 8000
Tel 021 462 4502/Fax 021 462 4509
Email info@sahra.org.za
Web www.sahra.org.za (<http://www.sahra.org.za>)



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