

NOTICE OF INTENT TO APPLY FOR RECTIFICATION IN TERMS OF SECTION 24G OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT (ACT 107 OF 1998) (NEMA) FOR THE UNLAWFUL COMMENCEMENT OF LISTED ACTIVITIES AT @ THE VILLAGE LODGE LOCATED ADJACENT TO THE NEW TRAFFIC COLLEGE, R536 PAUL KRUGER ROAD ON THE PORTION OF FARM CORK 295, KU MKHUHLU, BUSHBUCKRIDGE LOCAL MUNICIPALITY, MPUMALANGA PROVINCE

Notice is given, in terms of the Section 24(G) Regulations (Government Notice Regulation 698 of 20 July 2017) promulgated in terms of the National Environmental Management Act (Act 107 of 1998) (NEMA), as amended, of Mr. Phaskani Msiska's intent to submit an application for rectification in terms of Section 24(G) of the NEMA to the Mpumalanga Department of Agriculture and Rural Development Land and Environmental Affairs (MDARDLEA) for an unlawful commencement of activities listed in GN R327 of 2017 and GN R325 promulgated in terms of the National Environmental Management Act (Act 107 of 1998) (NEMWA).

Mr. Phaskani Msiska constructed and operate a lodge facility and associated amenities that sleep more than 15 per night. The site is located ON THE PORTION OF FARM CORK 295, KU, MKHUHLU, BUSHBUCKRIDGE LOCAL MUNICIPALITY, MPUMALANGA PROVINCE. The site has an operational area of 6 hectares.

The listed activities are GN R 327 Activity 27 which provide that a Basic Assessment (BA) is required for 'The clearance of an area of 1 Hectares or more, but less than 20 hectares of indigenous vegetation, except where such clearance of indigenous vegetation is required for—

(i) the undertaking of a linear activity; or

(ii) Maintenance purposes undertaken in accordance with a maintenance management plan and

GN R 325 Activity 6 which provide that: 'The development of resorts, lodges, hotels, [and] tourism or hospitality facilities that sleeps 15 people or more. (f) Mpumalanga (gg) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve, where such areas comprise indigenous vegetation.

Mr. Phaskani Msiska is therefore applying for *ex post facto* approval for the above Lodge which commenced unlawfully in contravention of Section 24(F) of the NEMA.

Queries regarding this matter must be referred to:

Environmental Consultants:

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Contact Mr, Doctor Mthethwa

Reference: Mr. Msiska S24G

- Parties wishing to be registered or formally comment on the proposed rectification are requested to forward their comments to NEDA no later than **Friday the 5th July 2019**. A copy of the Draft Application Report can be accessed at Mkhuhlu Police Station from Friday the 24 May 2019