

REFERENCE: 16/3/3/6/1/B3/28/1066/21
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The Proponent
Warren Petterson Planning
P.O Box 152
CENTURY CITY
7446

Attention: Mr. J. Rossouw

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Dear Sir

**CONFIRMATION ON THE APPLICABILITY OF THE NEMA EIA REGULATIONS, 2014 (AS AMENDED)
WITH RESPECT TO THE PROPOSED DEVELOPMENT OF A 15M HIGH CELLULAR COMMUNICATION
MAST AND ASSOCIATED INFRASTRUCTURE ON ERF 8405, PAARL.**

1. The checklist for the determination of the applicability of the EIA Regulations, 2014 (as amended) received via electronic mail correspondence by this Department on 15 March 2021, refers.
2. This letter serves to confirm the applicability of the NEMA EIA Regulations, 2014 (as amended), with respect to the proposed development.
3. Based on the information provided, the following is noted:
 - 3.1. The proposed development will entail the development of a 15m high cellular communication mast and associated infrastructure with a development footprint of approximately 100m² on Erf 8405, Paarl; and
 - 3.2. The proposed site is located outside urban area on a property zoned Agriculture.
4. You are herewith informed that the proposed development does not trigger a listed activity in terms of the EIA Regulations, 2014 (as amended).
5. This determination is based on the fact that the cellular communication mast will not exceed 15m in height.
6. Written Environmental Authorisation is therefore not required from the competent authority (in this instance this Directorate) prior to the undertaking of the said development.

7. However, should any revision of your proposed development comprise any activities that constitute a listed activity as defined in Listing Notice 1, 2 or 3 of the NEMA EIA Regulations, 2014 (as amended), an application for Environmental Authorisation must be submitted to the competent authority and authorisation obtained before such activity(ies) may commence.
8. You are reminded of the general duty of care towards the environment in terms of Section 28(1) of the NEMA which states: *"Every person who causes, has caused or may cause significant pollution or degradation of the environment must take reasonable measures to prevent such pollution or degradation from occurring, continuing or recurring, or, in so far as such harm to the environment is authorised by law or cannot reasonably be avoided or stopped, to minimise and rectify such pollution or degradation of the environment."*
9. This Department reserves the right to revise or withdraw its comments and request further information based on any new or revised information received.

Yours faithfully

pp HEAD OF COMPONENT

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

Copy to: Ms. C. Winter (Drakenstein Municipality)

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