

roschel@environamics.co.za

From: Samkelisiwe Dlamini <SDLAMINI@dffe.gov.za>
Sent: Tuesday, 25 April 2023 11:07 am
To: roschel@environamics.co.za; Masina Morudu
Cc: marelief@environamics.co.za
Subject: RE: 14/12/16/3/3/2/2284, 2285 & 2286

Dear Roschel

Please note that you will not need a landowners consent for the roads

Regards
Samke

From: roschel@environamics.co.za <roschel@environamics.co.za>
Sent: Tuesday, 25 April 2023 10:24
To: Samkelisiwe Dlamini <SDLAMINI@dffe.gov.za>; Masina Morudu <memorudu@dffe.gov.za>
Cc: marelief@environamics.co.za
Subject: RE: 14/12/16/3/3/2/2284, 2285 & 2286

Good day,

I hope that you are well.

Just a friendly follow-up regarding the email query below. Kindly advise.

Kind Regards,



From: roschel@environamics.co.za <roschel@environamics.co.za>
Sent: Friday, 21 April 2023 12:36 pm
To: 'Samkelisiwe Dlamini' <SDLAMINI@dffe.gov.za>; 'Masina Morudu' <memorudu@dffe.gov.za>
Cc: 'marelief@environamics.co.za' <marelief@environamics.co.za>
Subject: FW: 14/12/16/3/3/2/2284, 2285 & 2286

Dear Samke and Masina,

I trust that this email finds you well.

Following receipt of the attached Acceptance letters for the Luckhoff solar cluster, kindly provide clarity on the following:

1. Point (iv) under General states: *“The EAP must provide landowner consent for all farm portions affected by the proposed project, whether the project component is linear or not, i.e. all farm portions where the access road, solar panels and associated infrastructure is to be located.”*
 - Note that according to Regulation 39 of the EIA Regulations 2014 (as amended, 2017), the following is stated:

Activity on land owned by person other than proponent

39. (1) 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 applying for an environmental authorisation in respect of such activity, obtain the written consent of the landowner or person in control of the land to undertake such activity on that land.

(2) Subregulation (1) does not apply in respect of—

- (a) linear activities;
- (b) activities constituting, or activities directly related to prospecting or exploration of a mineral and petroleum resource or extraction and primary processing of a mineral or petroleum resource; and
- (c) strategic integrated projects as contemplated in the Infrastructure Development Act, 2014.

- The proposed access road is considered a Linear Activity and does not need landowner consent. Therefore, kindly confirm that landowner consent is not required for the proposed access roads.

Kindly advise on the above and please do not hesitate to contact me, should you require any further information.

Kind Regards,



Roschel Maharaj
Senior Environmental Assessment Practitioner
EAPASA Registration: 2019/824

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From: Lydia Kutu <LKutu@dfpe.gov.za>
Sent: Friday, 21 April 2023 8:51 am
To: roschel@environamics.co.za
Cc: Samkelisiwe Dlamini <SDLAMINI@dfpe.gov.za>; EIAAdmin <EIAAdmin@dfpe.gov.za>
Subject: 14/12/16/3/3/2/2284, 2285 & 2286

Good day.

Please find herein the attached letters for the above mentioned.

Please do not respond to this mailbox with any queries related to the decision been issued. All queries on the attached decision must be directed to official whose contact details is listed as enquiries.

I hope you find all in order.

Thank you.

Kind Regards,
Lydia Kutu
Integrated Environmental Authorisations:
Priority Infrastructure Developments
Tel: (012) 399 9370
Email: LKutu@dffe.gov.za

To God be the Glory!!!