

31 October 2012

**NOTICE ISSUED IN TERMS OF REGULATION 10 (2) OF GNR 543 (GG 33306 OF 18 JUNE 2010)
PROMULGATED UNDER THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO.
107 OF 1998 AS AMENDED REGARDING THE**

**APPROVED ENVIRONMENTAL AUTHORISATION FOR THE MARAPONG-BOIKARABELO
EFFLUENT TRANSFER (MBET): PIPELINE**

LEPHALALE LOCAL MUNICIPALITY, LIMPOPO PROVINCE, SOUTH AFRICA

LEDET Reference Number: 12/1/9/1-W51

NEAS Reference Number: LIM/EIA/0000443/2012

Dear Interested and Affected Party (I&AP),

Ledjadja Coal (Pty) Ltd (Ledjadja Coal) has been granted the Environmental Authorisation (EA) for the MBET Pipeline from the Limpopo Department of Economic Development, Environment and Tourism (LEDET) on 25 October 2012.

In terms of the NEMA and the Environmental Impact Assessment (EIA) Regulations, 2010 the listed activity approved in terms of Government Notice R. 544 is Activity 9 – “The construction of facilities or infrastructure exceeding 1000 metres (m) in length for the bulk transportation of water, sewage or storm water – (i) with an internal diameter of 0.36m or more, or (ii) with a peak throughput of 120 litres per second and more.”

The EA has been granted for the construction of approximately 58 kilometre long pipeline with a diameter of 500 millimetres transferring a maximum volume of 16 Mega litre per day of compliant treated and chlorinated effluent from the Marapong Municipal Wastewater Treatment Works to the Boikarabelo Coal Mine within the Lephalale Local Municipality, Limpopo Province, South Africa.

Reasons for the Decision

In reaching its decision, the Department took, *inter alia*, the following into consideration:

- a) The information contained in the final Basic Assessment Report (BAR) and additional information received by the Department on 28 September 2012 and 23 October 2012;
- b) The objectives and requirements of relevant legislation, policies and guidelines, including section 2 of the NEMA;
- c) Phase 1 Archaeological Impact Assessment Report compiled by Natasha Higgitt of Digby Wells Environmental dated April 2012;
- d) Flora and Fauna Assessment Report compiled by Louise van Wyk of Digby Wells Environmental dated April 2012;
- e) Public Participation Process (PPP) as included in the final BAR;

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Directors: AR Wilke, LF Koeslag, PD Tanner (British)*, AJ Reynolds (Chairman) (British)*, J Leaver*, GE Trusler (C.E.O)
*Non-Executive

- f) Environmental Management Programme Report (EMPr) attached to the final BAR; and
- g) Findings of the site inspection conducted on 09 October 2012 by Mr F.K Baloyi, Ms G.J Mukhari and Ms R Mashele, officials from this Department.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the EA, the proposed activity will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of NEMA and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated to acceptable levels. The authorisation is accordingly granted.

Notice of Intention to Appeal

An appeal can be lodged against the decision in terms of Chapter 7, regulation 60 (10) of the EIA NEMA Regulations, 2010. Should you wish to appeal any aspect of the decision, you must, inter alia, lodge a notice of intention to appeal with the Member of Executive Council (MEC) for Economic Development, Environment and Tourism within 20 days after the date of the decision (14 November 2012).

The notice of intention to appeal, as well as the appeal must be lodged with the following Department:

Attention: MEC - Limpopo Department of Economic Development, Environment and Tourism
Facsimile: (015) 293 8317
Postal address: Private Bag X9484 • Polokwane • 0700
Hand delivery: 3rd Floor, Evridiki Towers • 20 Hans van Rensburg Street • Polokwane, 0699

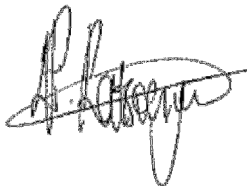
In terms of regulation 60 (3) of NEMA, should you decide to appeal, you must serve a copy of the notice of intention to appeal to the applicant within 10 days (05 November 2012). The details of the applicant are as follows:

Attention: Mr Hennie van den Aardweg (Company General Manager) - Ledjadja Coal (Pty) Ltd
Facsimile: 086 539 3792
Postal address: PO Box 5384 • Rietvalleirand • 0174

Please be advised that a copy of the Environmental Authorisation from LEDET is available on request from Digby Wells Environmental, contact personnel: **Ms Lerato Ratsoenyane, Tel: (011) 789 9495 Fax: (011) 789 9498 Postal Address: Private Bag X10046, Randburg, 2125 Email: lerato@digbywells.com.**

Yours Sincerely,

Lerato Ratsoenyane



Public Participation Practitioner
Tel: (011) 789 9495
Fax: (011) 789 9498
Email: lerato@digbywells.com

Louise van der Berg-Nicolai



Project Manager
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