



GAUTENG PROVINCE

AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

Section 24G Application Form for the consequences of unlawful commencement or continuation of a listed activity/ies in terms of the:

- 1. National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended.**
- 2. The National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008)**

2021

Kindly note that:

1. This application must be submitted where a person has commenced with a listed or specified activity without an environmental authorisation in contravention of section 24F(1) of NEMA (i.e. where the person commenced with an activity listed or specified in terms of section 24(2) (a) or (b) of NEMA - the activities contained in the EIA Listing Notices) or has commenced, undertaken or conducted a waste management activity without a waste management licence in terms of section 20 (b) of the NEM:WA.
2. This **Application Form** must be completed for all section 24G applications, by an independent Environmental Assessment Practitioner ("EAP").
3. This Application Form is current. It is the responsibility of the Applicant/EAP to ascertain whether subsequent versions of the Application Form have been published or produced by the competent authority. Note that this Application Form replaces all the previous versions. This updated Application Form must be used for all new applications submitted from 01 April 2018.
4. **The contents of this Application Form includes the following:**
 - Section A: Application Information
 - Section B: Activity Information
 - Section C: Description of Receiving Environment
 - Section D: Preliminary Impact Assessment
 - Section E: Alternatives
 - Section F: Public Participation
 - Section G: Appendices
 - Section H: Declarations
 - Annexure A:
 - Section A: Directive
 - Section B: Deferral
 - Section C: Quantum of S24G Fine
 - Section D: Preliminary Advertisement
 - Section E: Gauteng Pollution Buffer Zones Guidelines
 - Annexure B: Example of Preliminary Newspaper Advertisement

5. An independent EAP must be appointed to complete the required sections (in terms of NEMA and its Regulations) of the Application Form on behalf of the applicant; the declaration of independence must be completed by the independent EAP and submitted with this Application Form. If a specialist report is required, the specialist will also be required to complete the declaration of independence.
6. Two hard copies (including the original) and one electronic copy (CD/DVD/Flash drive) of this application form must be submitted.
7. The use of “not applicable” in the Application Form must be done with circumspection.
- 8. No faxed or e-mailed application forms will be accepted.**
9. Unless protected by law, all information contained in and attached to this application will become public information on receipt by the competent authority. Please note that, unless exemption has been granted in terms of the National Exemption Regulations published under GN R994 in GG 38303 of 8 December 2014, any Interested and Affected Party should be provided with the information contained in and attached to this Application Form as well as any subsequent information submitted.

PROCESS TO BE FOLLOWED:

- a) **Prior to submission of an Application Form**, the applicant is required to undertake a pre-application public participation process in terms of Regulation 8 of the Regulations relating to the procedure to be followed and criteria to be considered when determining an appropriate fine in terms of section 24G published in the Government Gazette on 20 July 2017, Gazette No 40994, No. R. 698 (“Section 24G Fine Regulations”).
- b) Together with the submission of a section 24G Application Form, the form **must include Proof of compliance of with Regulation 8** of the Section 24G Fine Regulations, including, but not limited to, proof of the pre-application advertisement in a local newspaper and register of I&APs.
- c) The Department will acknowledge receipt of the application and provide the Applicant / EAP with the relevant application reference number to be used in all future correspondence and the application public participation processes.
- d) Upon receipt of the application, the MEC/Competent Authority may direct the applicant in terms of section 24G(1)(i-viii) of the NEMA.
- e) In terms of the provisions of section 24G of NEMA, the applicant must pay an administrative fine up to a maximum of R5 million before the MEC/Competent Authority decides on the application.
- f) The applicant **must within 14 days** of receipt of the determination of the quantum of the fine, ensure that all registered interested and affected parties are notified of the determination of the quantum of the fine, including the reasons and provided with access to the determination.
- g) The administrative fine **must be paid within the time period stipulated** in the administrative Fine Letter. Failure to pay the fine within the specified period, will result in the lapse of the application and any partial amounts paid in will not be refunded.
- h) **Proof of payment of the fine must be submitted to the Department.** Upon payment of the administrative fine, the MEC/Competent Authority may-
 - refuse to issue an environmental authorisation; or

- issue an environmental authorisation to such person to continue, conduct or undertake the activity subject to such conditions as may be deemed necessary, which environmental authorisation shall only take effect from the date on which it has been issued; or
- direct the applicant to provide further information or take further steps prior to making a decision provided for above;
- together with the above decision the MEC/Competent Authority may direct a person to rehabilitate the environment within such time and subject to such conditions as may deem necessary or take any other steps necessary under the circumstances.

PLEASE NOTE THE FOLLOWING:

1. Failure to comply with a directive may result in the institution of appropriate legal action as is deemed necessary and as provided for in the legislation.
2. The submission of an application or the granting of an environmental authorisation shall in no way derogate from—
 - (a) the environmental management inspector's or the South African Police Services' authority to investigate any transgression in terms of NEMA or any specific environmental management Act;
 - (b) the National Prosecuting Authority's legal authority to institute any criminal prosecution.
3. If, at any stage after the submission of an application it comes to the attention of the Minister, Minister for mineral resources or MEC that the applicant is under criminal investigation for the contravention of or failure to comply with section 24F(1) or section 20(b) of the *National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008)*, the Minister, Minister for mineral resources or MEC may defer a decision to issue an environmental authorisation until such time that the investigation is concluded and—
 - (a) the National Prosecuting Authority has decided not to institute prosecution in respect of such contravention or failure;
 - (b) the applicant concerned is acquitted or found not guilty after prosecution in respect of such contravention or failure has been instituted; or
 - (c) the applicant concerned has been convicted by a court of law of an offence in respect of such contravention or failure and the applicant has in respect of the conviction exhausted all the recognised legal proceedings pertaining to appeal or review.
4. A person is guilty of an offence if that person:
 - Prior to submission of a section 24G application:
 - fails, in terms of Regulation 8(1), to place a preliminary advertisement in a local newspaper in circulation in the area in which the activity was, or activities were, commenced and on the applicant's website, if any or
 - fails, in terms of Regulation 8(2), to comply with the advertisement requirements set out in Annexure A, section D or
 - fails, in terms of Regulation 8(3), to open and maintain a register of interested and affected parties)); or
 - fails, in terms of Regulation 8(4), to attach to the application form the register of interested and affected parties, which must be included in the report, or form part of the information submitted in terms of section 24G(1) of NEMA.
 - Provides incorrect, false or misleading information in any form, including in any document submitted to a competent authority in terms of the Section 24G Fine Regulations or omits information

that may have an influence on the outcome of a recommendation of the fine committee or determination of the competent authority.

5. A person convicted of an offence in terms of these Regulations is liable to a fine not exceeding R5 million or to imprisonment for a period not exceeding 5 years, and in the case of a second or subsequent conviction to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, and in both instances to both such fine and such imprisonment.
6. Activities which result in detrimental impacts to the environment are considered in a serious light by the Department and accordingly Applicants must understand that by lodging an application for the continuation of activities that commenced/ was undertaken unlawfully does not necessarily imply that the activity will be authorised. In terms of the NEMA, the MEC may either refuse to issue an EA, conditionally authorise the activity or direct you, the Applicant, to provide further information or take further steps prior to making a decision.

DEPARTMENTAL DETAILS

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Applications may be submitted:

By post to Gauteng Agriculture and Environment, P. O. Box 8769, Johannesburg, 2000

OR

By hand at the Section 24G office: 20th Floor, Umnotho House, 56 Eloff Street, Johannesburg

Queries must be directed to:

S24G Unit Manager: Ms. Maryjane Ramahlodi
Gauteng Department of Agriculture and Rural Development
Tel: (011) 240 2500 (Switchboard) or Direct Lines: 011 240 3020
E-mail: Maryjane.Ramahlodi@gauteng.gov.za

S24G Unit Assistant Director: Ms. Omolayo Ilemobade
Gauteng Department of Agriculture and Rural Development
Tel: (011) 240 2500 (Switchboard) or Direct Lines: 011 240 3022
E-mail: omolayo.ilemobade@gauteng.gov.za

S24G Unit Assistant Director: Ms. Phindy Malaza
Gauteng Department of Agriculture and Rural Development
Tel: (011) 240 2500 (Switchboard) or Direct Lines: 011 240 3021
E-mail: phindy.malaza@gauteng.gov.za

File reference number:

Date Received by Section 24G:

SECTION A: APPLICATION INFORMATION

1. APPLICANT PROFILE INDEX

Mark the correct answer with an 'X'

1.1	The applicant is an individual		NO
1.2	The applicant is a company	YES	
1.3	The applicant is a state-owned enterprise or municipality		NO
1.4	Other (specify)		NO
1.5	There is more than one individual / company responsible for the unlawful commencement of listed activities		NO

Name of Project applicant:	Everland Agri farming Pty Ltd											
RSA Identity number:												
Contact person:	DR BB Sicwebo Rikhotso											
Position in company	Founder CEO											
Registered Name of Company/ Closed Corporation	Everland Agri-Farming											
Trading name (if any):	Everland Agri-Farming											
Registration number												
Postal address:	P.O Box 224 Midstream Estate 1692											
								Postal code:	1692			
Telephone:	()							Cell:	079 042 8893			
E-mail:	Everlandchickens1@gmail.com							Fax:	()			
Please Note: In instances where there is more than one individual / company responsible for the unlawful commencement of listed activities, please attach a list of the individuals/companies with all contact details to this form.												

Environmental Assessment Practitioner (EAP):	Mr Divhani Mulaudzi											
Contact person:	Mr Divhani Mulaudzi											
Postal address:	P.O. Box 482 Vuwani 0952											
								Postal code:	0952			
Telephone:	()							Cell:	068 143 1361/ 063 634 0952			
E-mail:	Info1@plantagolance.co.za							Fax:	(086 7755 197)			
EAP Qualifications	Bachelor of Science Honours Botany											
EAP Registrations/Associations	Pri.sci. Nat; Reg; 007992. SACNASP											

Name of Landowner(s):	Everland Agri-Farming										
Contact person(s):	DR BB Sicwebo Rikhotso										
Postal address:	P.O. Box 224 Midstream Estate										

Telephone:	()	Postal code:	1692
E-mail:	Everlandchickens1@gmail.com	Cell:	079 042 8893
		Fax:	()

Please Note: In instances where there is more than one landowner, please attach a list of landowners with their contact details to this form.

Municipality in whose area of jurisdiction the activity falls:	City of Tshwane Metropolitan Municipality		
Contact person:	Mr Jason Ngobeni		
Postal address:	P.O. Box 440 Pretoria 0001		
		Postal code:	0001
Telephone	(012) 358 9999	Cell:	
E-mail:	ninetteb@tshwane.gov.za	Fax:	()

Please Note: In instances where there is more than one Municipality involved, please attach a list of Municipalities with their contact details to this form.

Project title:	Rectification of unlawful activities and expansion of Everland chicken farming on portion 115 of farm Vastfontein 271 JR within City of Tshwane Metropolitan in Gauteng Province.																			
location:	Vastfontein																			
Farm/Erf name & number (incl. portion):	Portion 115 of Farm Vastfontein 271 JR																			
SG21 Digit code:	T	0	J	R	0	0	0	0	0	0	0	0	2	7	1	0	0	1	1	2
Co-ordinates:	Latitude (S):						Longitude (E):													
	28 ^o		29'		38.73"		38 ^o		13'		40.97"									

Please Note:
Where a large number of properties are involved (e.g. linear activities), attach a list of property descriptions to this form.

Indicate the position of the activity using the latitude and longitude of the centre point of the site for each alternative site. The co-ordinates must be in degrees, minutes and seconds. The minutes must be given to at least three decimals to ensure adequate accuracy. The EAP is required to contact the relevant competent authority with regards to the projection that must be used.

Street address:	Alpha road, Vastfontein 0120		
Magisterial District or Town:	Pretoria		

Please Note: In instances where there is more than one town or district involved, please attach a list of towns or districts as well as complete physical address information for the entire area to this form.

Closest City/Town:	Pretoria	Distance	39 Km
Zoning of Property:	Agricultural Land		

Please Note: In instances where there is more than one zoning, please attach a map clearly indicating the zoning of the different portions.

Was a rezoning application required?		NO
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Was a consent use application required?		NO
Please Note: Where planning approvals have been granted please attach the relevant approvals.		
Owners consent:	Title deed is attached on the application form.	
	Letters of consent from all landowners or a detailed explanation by the applicant explaining why such letters of consent are not furnished must be attached to the application form.	

2. APPLICATION HISTORY

(Mark the appropriate box with “☒” and provide a description where required).

Has any national, provincial or local authority considered any development applications on the property previously?		No
If so, please give a brief description of the type and/or nature of the application/s: (In instances where there were more than one application, please attach a list of these applications)		
Which authority considered the application(s):		
Has any one of the previous application/s on the property been approved or rejected? If so provide a list of the successful and unsuccessful application/s and the reasons for the decision/s.		No
Provide detail on the period of validity of decision(s) and expiry dates of the above applications/ permits etc.		

3. APPLICANT COMPLIANCE HISTORY

(a) Administrative Enforcement (please indicate any administrative enforcement action that has been taken against the Applicant whether directly or against a Company in which the Applicant is a Director)

Province:	N/A
Date of Administrative Enforcement:	N/A
Reference Number:	N/A

(b) Criminal Enforcement (please indicate any criminal enforcement action that has been taken against the Applicant)

Province:	N/A
Details of criminal enforcement:	N/A
Name(s) of director(s) criminally charged:	N/A
CAS Number:	N/A

(c) Previous S24G Applications (please indicate any previous section 24G application that has been submitted by the Applicant whether within or outside the Gauteng Province)

Province:	N/A
Reference Number:	N/A
Status of application:	N/A

4. APPLICANT DECLARATION

As a consequence of the unlawful commencement or continuation of the listed activity(ies) indicated in Section B of this application form, I hereby apply in terms of Section 24G of the National Environmental Management Act (Act no 107 of 1998, as amended).

Applicant (Full names) _____

Signature: _____

Place: _____

Date: _____

EAP (Full names)_Mr Divhani Mulaudzi _____

Signature: _____

Place: Vuwani, 0952 Limpopo _____

Date: _____

SECTION B: ACTIVITY INFORMATION

1. ACTIVITIES APPLIED FOR:

Applicants and EAPs are strongly advised to discuss the merits of a combined application (*if deemed applicable*) with the relevant competent authority prior to the completion of this application form and submission thereof.

All potential listed activities associated with the development must be indicated below. (See Annexures B, C, D and E). Only those activities for which the applicant applies will be considered.

Where the EIA activity/ies applied for commenced during 2006, 2010 and 2014 listed activity regimes, the corresponding activity listed in the 2017 listings must be indicated in Table 6.

Where the Waste Management activity/ies applied for commenced during 2009 and 2013 listed activity regimes, the corresponding activity/ies listed in the 2017 listings must be indicated in Table 9.

The onus is on the applicant to ensure that all the applicable listed activities are included in the application.

Listed activities applied for. Identify the relevant listed activities applied for below:

National Environmental Management Act, 1998:

Table 1:

ECA EIA Contraventions: Between 08 September 1997, end of day 09 May 2002 and still listed in terms of 2010 Regulations.	
Activities unlawfully commenced with on or after 08 September 1997 and before end 09 May 2002: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended and are still in terms of 2010 Regulations.	
Listed Activity(ies)	Details of Activity(ies)

Table 2:

ECA EIA Contraventions: Between 10 May 2002 and before end of day 03 June 2006 and still listed in terms of 2017 EIA Regulations	
Activities unlawfully commenced with on or after 10 May 2002 and before end of day 02 June 2006: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended and are still listed in terms of 2010 Regulations.	
Listed Activity(ies)	Details of Activity(ies)

Table 3:

NEMA EIA Contraventions: Between 03 June 2006 and before end of day 01 August 2010	
Activities unlawfully commenced with in terms of the NEMA, Act No 107 of 1998 (as amended) after 03 July 2006 and ended 01 August 2010	
Government Notice No. R386 Activity No(s):	Details of Activity(ies) requiring Basic Assessment

Government Notice No. R387, Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA

Table 4:

NEMA EIA Contraventions: From 02 August 2010 and before end of day 7 December 2014	
Activities unlawfully commenced with in terms of the NEMA, Act No 107 of 1998 on/after 02 August 2010 and ended 7 December 2014	
Government Notice No. R544 Activity No(s):	Details of Activity(ies) requiring Basic Assessment
Government Notice No. R545, Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA
Government Notice No. R546, Activity No(s):	Details of Activities that occurred in specific identified geographical areas only and requires a Scoping Report and EIA

Table 5:

NEMA EIA Contraventions: From 08 December 2014 and before end of day 6 April 2017	
Activities unlawfully commenced with in terms of the NEMA, Act No 107 of 1998 on/ after 08 December 2014 and ended 6 April 2017	
Government Notice No. R983 Activity No(s):	Details of Activity(ies) requiring Basic Assessment
Government Notice No. R984, Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA
Government Notice No. R985, Activity No(s):	Details of Activities that occurred in specific identified geographical areas only and requires a Scoping Report and EIA

Table 6:

NEMA EIA Contraventions: From 07 April 2017	
Activities unlawfully commenced with in terms of the NEMA, Act No 107 of 1998 on/ after 07 April 2017	
Government Notice No. R983, as amended, Activity No(s):	Details of Activity(ies) requiring Basic Assessment
GNR 983 as Amended 2017, Activity 27	The clearance of an area of 1 hectare or more but less than 20 hectares of indigenous vegetation except where such clearance of indigenous vegetation, except where such clearance of indigenous vegetation is required (i) The undertaking of linear activity; or (ii) Maintenance purposes undertaken in accordance with maintenance plan
GNR 983 as Amended 2017, Activity 5	The development and related operation of facilities or infrastructure for the concentration of— (ii) more than 5 000 poultry per facility situated outside an urban area, excluding chicks younger than 20 days;

	(iv) more than 25 000 chicks younger than 20 days per facility situated outside an urban area.
Government Notice No. R984, as amended, Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA
Government Notice No. R985, as amended, Activity No(s):	Details of Activities that occurred in specific identified geographical areas only and requires a Scoping Report and EIA

National Environmental Management: Waste Act, 2009.

Table 7:

NEMWA Activity, 2009: From 03 July 2009 and before end of day 28 November 2013	
Activities unlawfully commenced with in terms of the NEMWA, 2008 promulgated in terms of the NEMA, Act No 107 of 1998 on/after 03 July 2009 and ended 28 November 2013	
Government Notice No. 718 List of Waste Management Activities No(s):	Details of Activity(ies) requiring Basic Assessment
Government Notice No. 718 List of Waste Management Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA

Table 8:

NEMWA Activity, 2009: From 01 July 2013 and before end of day 10 October 2017	
Activities unlawfully commenced with in terms of the NEMWA, 2008 promulgated in terms of the NEMA, Act No 107 of 1998 on/after 29 November and ended 10 October 2017	
Government Notice No. 921 List of Waste Management Activities No(s) Category A:	Details of Activity(ies) requiring Basic Assessment
Government Notice No. 921 List of Waste Management Activity No(s) (Category B):	Details of Activity(ies) requiring a Scoping Report and EIA

Table 9:

NEMWA Activity, 2009: From 11 October 2017	
Activities unlawfully commenced with in terms of the NEMWA, 2008 promulgated in terms of the NEMA, Act No 107 of 1998 on/after 11 October 2017	
Government Notice No. 921, as amended, List of Waste Management Activities No(s): Category A:	Details of Activity(ies) requiring Basic Assessment

Government Notice No. 921, as amended, List of Waste Management Activity No(s), (Category B):	Details of Activity(ies) requiring a Scoping Report and EIA

2. ACTIVITY COMMENCEMENT DATE

Date when activity was commenced with for the first time:

August 2012
√

Tick box if activity is continuing:

Please indicate the current status by ticking the appropriate boxes:

Construction completed	<input checked="" type="checkbox"/>	Activity operational	<input checked="" type="checkbox"/>
Property/ies transferred to new owners	<input type="checkbox"/>	Construction ceased prior to finalization	<input type="checkbox"/>
Operation / activity ceased pending outcome of application	<input type="checkbox"/>	Activity has been decommissioned and property rehabilitated to original state	<input type="checkbox"/>

3. ACTIVITY DESCRIPTION

(Mark the correct answer with “” and provide a description where required).

(a) Is/was the project a new development or an upgrade of an existing development?	<input type="checkbox"/>	<input checked="" type="checkbox"/> upgrade
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(b) Clearly describe the activity and associated infrastructure commenced with, indicating what has been completed, what still has to be completed and applicable commencement dates.
The Everland chicken farming is an existing project, they producing and supplying chickens to various business and individuals.

(c) Provide details of all components of the activity and attach diagrams (e.g. architectural drawings or perspectives, engineering drawings, process flow charts etc.).		
Buildings	YES	
Provide brief description: There are existing buildings on site		
Site development plan has been provided		
Infrastructure (e.g. roads, power and water supply/ storage)	NO	
Provide brief description:		
The expanded/existing project is on an existing road, power and supply		
Design/Layout of Development		NO
How will/does the design or layout of the development facilitate resource efficiency (i.e. orientation or location of development) through all phases? Provide brief description.		
Processing activities (e.g. manufacturing, storage, distribution)	YES	
Provide brief description:		
There is a temporal storage for sawdust removed from chicken houses on the site. And then later used to fertilise garden crop planted within the property.		
Materials	YES	
In which phase of the development is the use of virgin materials substituted (or will the use of virgin materials be substituted) with recycled/reused materials to reduce costs and emission of GHG while promoting environmentally friendly developments? Provide brief description.		
Everland Agri farming is reusing the chickens' droppings as compost or manure for their cash crop farming on the other side of the development.		
Storage facilities for raw materials and products (e.g. volume and substances to be stored)		
Provide brief description		NO
There is no storage on site since the waste produced from broiler house are directly used as fertilisers.		
Storage and treatment facilities for solid waste and effluent generated by the project	NO	
Provide brief description		
Other activities (e.g. water abstraction activities, crop planting activities)	Yes	
Provide brief description		
The expanded development has its own borehole and crop plantation on the premises		

4. ACTIVITY NEED AND DESIRABILITY

Describe the need and desirability of the activity:
<p>Agriculture is a significant sector in terms of creating employment within the Municipality, with the major economic activity of ward 12 comprising of commercial agriculture and dry land crop cultivation. However, there are concerns that the sector pays low wages paid due to low levels of skilled farm workers. Overall information provided in the SDF indicates that potential opportunities for SMME's and Co-operatives using agriculture and agro-processing are high, considering that the Municipality and District is faced with a high unemployment rate.</p> <p>This would provide some form of relief to households that are at risk of hunger and marginalization. The Gauteng Province is the largest producer of eggs in South Africa, New Age has thus identified an opportunity as the proposed chicken layer facility will add great socio-economic value to the poultry industry in the area, to the</p>

consumer, the business, and to allow local employment opportunities, as well as contributing greatly to the farming industry of South Africa.

The proposed development is located on farmland that has been used for chicken farming for some time. Chicken houses have increased farming activities and does not have a negative impact on the socio-economic context. The availability of more breeding stock will benefit the industry and provide in the demand for food.

Indicate the benefits that the activity has/had for society in general and also indicate what benefits the activity has/had for the local communities where it is located:

The expanded development have a positive input in the production of poultry products within the South African context and reduce the amount of white meat (poultry) that the country imports. farming activities have an increased in business and direct employment opportunities in the area, thus contributing to socio-economic growth.

5. PHYSICAL SIZE OF THE ACTIVITY

Indicate the physical spatial size of the activity as well as associated infrastructure (footprints):	8.66605 m ²
Indicate the area that has been transformed / cleared to allow for the activity as well as associated infrastructure	8.66605 m ²
Total area (sum of the footprint area and transformed area)	8.66605 m ²

6. SITE ACCESS

Was there an existing access road?	YES	
If no, what was the distance over which the new access road was built?		m
Describe the type of access road constructed: [indicate the position of the access road on the site plan]		
There is existing gravel road		

7. SITE PHOTOGRAPHS

Colour photographs of the site and its surroundings (taken of the site and from the site), both before (if available) and after the activity commenced, with a description of each photograph must be attached to this application. The vantage points from which the photographs were taken must be indicated on the site plan, or locality plan as applicable. If available, please also provide past and recent aerial photographs. It should be supplemented with additional photographs of relevant features on the site. Date of photographs must be included. Photographs must be attached under Appendix D to this form.

7. APPLICABLE LEGISLATION, POLICIES AND/OR GUIDELINES

Please list all legislation, policies and/or guidelines that were or are relevant to this activity.

Legislation	Administering Authority	Type Permit/ license/ authorization/comment	Date (if already obtained):
NEMA, Act 107 of 1998, and Regulations in terms of Section 24.	GDARD	Environmental Authorisation	
National Environmental Biodiversity Act (Act		Threatened or Protected Species (TOPS) Permit required should such species be found adjacent to	

10 of 2004) NEM:BA and associated Threatened or Protected Species Regulations		the road.	
POLICY/ GUIDELINES		ADMINISTERING AUTHORITY	
National Environmental Management Act (NEMA), 1998 (Act No. 107 of 1998 as amended).		Department of Environmental Affairs	
National Environmental Management: Waste Act (NEM:WA) GNR 921, 29 November 2013		Department of Environmental Affairs	
National Environmental Management: Biodiversity Act 10 of 2004		Department of Environmental Affairs	
National Water Act, 1998 (Act 36 of 1998)		Department Water Sanitation	
National Heritage Resources Act, 1999 (Act 25 of 1999)		SARHA	
Environment Conservation Act (Act 73 of 1989)		Department of Environmental Affairs	
National Environmental Management: Waste Act (Act No. 59 of 2008)		Department of Environmental Affairs	
National Environmental Management : Biodiversity Act 10 of Department of 2004		Department of Environmental Affairs	

SECTION C: DESCRIPTION OF RECEIVING ENVIRONMENT

Site/Area Description

For linear activities (pipelines etc) as well as activities that cover very large sites, it may be necessary to complete copies of this Section for each part of the site that has a significantly different environment. In such cases please complete copies of Section C and indicate the area which is covered by each copy No. on the Site Plan.

Section C Copy No. (e.g. 1, 2, or 3):

1. GRADIENT OF THE SITE

Indicate the general gradient of the site(s) (cross out the appropriate box).

Flat	Flatter than 1:10	1:10 – 1:5	Steeper than 1:5
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2. LOCATION IN LANDSCAPE

Indicate the landform(s) that best describes the site (cross out (“☒”) the appropriate box (es)).

Ridgeline	Side slope of ridge	Plain	Ridge	Other
If other, provide details.				

3. GROUNDWATER, SOIL AND GEOLOGICAL STABILITY OF THE SITE

Is the site(s) located on or near any of the following [cross out (“☒”) the appropriate boxes]?

Shallow water table (less than 1.5m deep)		NO	
Seasonally wet soils (often close to water bodies)		NO	
Unstable rocky slopes or steep slopes with loose soil		NO	
Dispersive soils (soils that dissolve in water)		NO	
Soils with high clay content		NO	
Any other unstable soil or geological feature		NO	
An area sensitive to erosion		NO	

If any of the answers to the above are “YES” or “UNSURE”, specialist input may be requested by the Department. Information in respect of the above will often be available at the planning Sections of local authorities. Where it exists, the 1:50 000 scale Regional Geotechnical Maps prepared by Geological Survey may also be used.

4. SURFACE WATER

Indicate the surface water present on and/or adjacent to the site and alternative sites (cross out (“☒”) the appropriate boxes)?

Perennial River		NO	
Non-Perennial River		NO	
Permanent Wetland		NO	
Seasonal Wetland		NO	
Artificial Wetland		NO	

If any of the answers to the above are “YES” or “UNSURE”, specialist input may be requested by the Department. Information in respect of the above will often be available at the planning Sections of local authorities. Where it exists, the 1:50 000 scale Regional Geotechnical Maps prepared by Geological Survey may also be used.

5. VEGETATION AND GROUNDCOVER

5.1 VEGETATION / GROUNDCOVER (PRE-COMMENCEMENT, IF KNOWN)

Mark with an ("☒") the block or describe (where required) the vegetation types / groundcover present on the site before commencement of the activity.

Indigenous Vegetation - good condition		Indigenous Vegetation with scattered aliens		Indigenous Vegetation with heavy alien infestation	
Indigenous Vegetation in an ecological corridor or along a soil boundary / interface		Veld dominated by alien species		Distinctive soil conditions (e.g. Sand over shale, quartz patches, limestone, alluvial deposits, termitaria etc.) – describe	
Bare soil		Building or other structure		Sport field	
Paved surface		Cultivated land	X	Other (describe below)	

Describe the vegetation type:

GRASSLAND IS THE NATURAL VEGETATION OF THE SUBJECT AREA. THIS IS A SPECIES-RICH MOSAIC OF PLANT COMMUNITY TYPES OCCURRING ON UNDULATING PLAINS DISSECTED BY ROCKY CHERT RIDGES

Describe the ecosystem status

DISTUBED ECOSYSTEM BY AGRICULTURAL ACTIVITIES.

5.2. VEGETATION / GROUNDCOVER (POST-COMMENCEMENT)

Mark with an ("☒") the block or describe (where required) the vegetation types / groundcover present on the site after commencement of the activity.

Indigenous Vegetation - good condition		Indigenous Vegetation with scattered aliens		Indigenous Vegetation with heavy alien infestation	
Indigenous Vegetation in an ecological corridor or along a soil boundary / interface		Veld dominated by alien species		Distinctive soil conditions (e.g. Sand over shale, quartz patches, limestone, alluvial deposits, termitaria etc.) – describe	
Bare soil		Building or other structure	X	Sport field	
Paved surface		Cultivated land	X	Other (describe below)	

Please note: The Department may request specialist input/studies depending on the nature of the vegetation type / groundcover and impact(s) of the activity/ies.

Describe the vegetation type:

SCARCE VEGETATION WITH THE INVASION OF BLUEGUM TREES

Describe the ecosystem status:

DISTURBED ECOSYSTEM BY AGRICULTURAL ACTIVITIES.

5.3 VEGETATION / GROUND COVER MANAGEMENT

Describe any mitigation/management measures that were adopted and the adequacy of these:

This development has adopted revegetation method to the disturbed area

5.4 DRAINAGE

To facilitate rainwater infiltration and mitigate flooding, what form of Sustainable Drainage System Principles/Technologies will be undertaken in your development? Provide brief description.

- ALL STORM WATER RUNOFF FROM COMPACTED MATERIALS MUST BE MONITORED IF SIGNS OF EROSION BECOME APPARENT.
- TO PREVENT STORM WATER DAMAGE, THE INCREASE IN STORM WATER RUN-OFF RESULTING FROM CONSTRUCTION ACTIVITIES MUST BE ESTIMATED AND THE DRAINAGE SYSTEMS ASSESSED ACCORDINGLY.
- THIS SHOULD BE ABLE TO ADDRESS SOIL EROSION AS WELL AS THE DESIGN OF THE SITE SHOULD HAVE APPROPRIATE STORM WATER MANAGEMENT AS WELL AS DRAINAGE SYSTEM THAT SHOULD HAVE OIL TRAP/ FILTERS IF NECESSARY.

6. LAND USE CHARACTER OF SURROUNDING AREA (PRE-COMMENCEMENT)

Mark with an (“☒”) the block that reflects the past land uses and/or prominent features that occur/red within +/- 500m radius of the site and neighbouring properties if these are located beyond 500m of the site. Please note: The Department may request specialist input/studies depending on the nature of the land use character of the area and impact(s) of the activity/ies.

Untransformed area	Low density residential	Medium density residential	High density residential	Informal residential
Retail	Commercial & warehousing	Light industrial	Medium industrial	Heavy industrial
Power station	Office/consulting room	Military or police base/station/compound	Casino/entertainment complex	Tourism & Hospitality facility
Open cast mine	Underground mine	Spoil heap or slimes dam	Quarry, sand or borrow pit	Dam or reservoir
Hospital/medical center	School	Tertiary education facility	Church	Old age home
Sewage treatment plant	Train station or shunting yard	Railway line	Major road (3 lanes or more)	Airport
Sport facilities	Golf course	Polo fields	Filling station	Landfill or waste treatment site

Plantation	Agriculture	River, stream or wetland	Nature conservation area	Mountain or ridge
Museum	Historical building	Graveyard	Archaeological site	
Other land uses (describe):				

7. REGIONAL PLANNING CONTEXT

Is/was the activity permitted in terms of the property's existing land use rights? Please explain:

Yes, the activity is along agricultural area			
Is/was the activity in line with the following?			
<input type="radio"/> Provincial Spatial Development Framework (PSDF)	YES		Please explain
The Gauteng Spatial Development Framework (GSDF) is premised on building Gauteng as a sustainable city-region that allows agriculture to provide the link between rural and urban economic development, which is shaped by infrastructure led investment, and is based on public transport - specifically rail as the backbone of accessibility in the future. This is a spatial planning concept that aims at redressing an unsustainable spatial form by redirecting growth to areas of opportunity. It encourages development around nodes, densification along corridors, residential developments near areas of economic activity with supporting social facilities and defines spaces through spatial design.			
<input type="radio"/> Urban edge / Edge of Built Environment for the area		NO	Please explain
No urban edge has been demarcated on this area.			
<input type="radio"/> Integrated Development Plan of the Local Municipality	YES		Please explain
Facilitate the development of agriculture bulk infrastructure (storage and processing) (City of Tshwane fresh produce market and other markets. Facilitate 25 off-take agreements Preserve agricultural land Implement an agricultural development spatial plan Supporting the development of community agricultural projects			

(community gardens and communal farming). Implement 25 community agricultural projects Development of a rural development strategy			
o Spatial Development Framework of the Local Municipality	YES		Please explain
The Department also focuses on provision of veterinary services. They highlighted the need to access where they have a project to expand on the animal facility located behind Jubilee Mall. Their challenge is that they require full ownership of the property so that they can invest and expand.			
o Approved Structure Plan of the Municipality		NO	Please explain
o Any other Plans	YES		Please explain
Department of Rural Development and Land Reform. The Department highlighted the number of programmes they are running in the City of Tshwane. This included the REID (Rural Enterprise and Industrial Development) programme whose strategic objectives are: - To facilitate the development of rural enterprises and industries in areas with economic development potential and opportunities - To Increase job opportunities and ensure skills development through CRDP and land reform initiatives			

8. SOCIO-ECONOMIC CONTEXT

8.1 SOCIO-ECONOMIC CONTEXT (PRE-COMMENCEMENT)

Describe the pre-commencement social and economic characteristics of the community in order to provide baseline information.

Residents from the surrounding community were employed during construction phase. Income levels were not that high, as well as the standard of living. This development has improved the conditions of this community all-round, whilst also contributing to the economy on a regional scale as well.

8.2 SOCIO-ECONOMIC CONTEXT (POST-COMMENCEMENT)

Describe the post commencement social and economic characteristics of the community in order to determine any change.

Everland Agri Farming is a major supplier of chicken in South Africa. They contribute to job creation as well as an increase in the economy of South Africa. To date the socio-economic impact of Everland Agri-farming is that of a positive one, which will only continue to contribute the local community in a positive manner.

The business assist on alleviating unemployment difficulties in the area, demonstrate the significant role that women and youth could contribute to agriculture. This opportunity is expected to be of economic benefit and contribution to the agro-industrial sector; including agricultural skills development, increase in egg production and employment. The identified key segments for the New Age include individual and corporate consumer market segments. In terms of similarities, both individual and corporate clients seek the health benefits of eggs. Eggs are regarded as an excellent source of protein

9. CULTURAL/HISTORICAL FEATURES

Were there any signs or evidence (unearthed during construction) of culturally or historically significant elements including archaeological or paleontological sites, on or in close proximity to the site?		NO
		UNCERTAIN
If YES, explain:		
If uncertain, the Department may request that specialist input be provided to establish whether such possibilities occurred on or close to the site.		
Briefly explain the findings of the specialist if one was already appointed:		
Were any buildings or structures older than 60 years affected in any way?		NO
Was it necessary to apply for a permit in terms of the National Heritage Resources Act, 1999 (Act 25 of 1999)?		NO
If yes, please submit or, make sure that the applicant or a specialist submit the necessary application to SAHRA or the relevant provincial heritage agency and attach proof thereof to this application.		

SECTION D: PRELIMINARY IMPACT ASSESSMENT

Please note, the impacts identified below refer to general impacts commonly associated with development activities. The list below is not exhaustive and may need to be supplemented. Where required, please attach the information on any additional impacts to this application. Please note the Department may request further specialist input/studies depending on the nature of the land use character of the area and potential environmental impact(s) of the activity/ies.

1. WASTE, EFFLUENT AND EMISSION MANAGEMENT

(a) Solid Waste Management

Did/does the activity produce any general waste (e.g. domestic-, commercial-, certain industrial waste, including building rubble also known as solid waste) during the construction phase and/or the operational phase?	YES	
If yes, briefly describe what type of waste was produced (i.e. green waste, building rubble, etc.) and indicate in which phase.		
Building rubles were produced during construction phase and green waste is being produced during operational phase.		
What quantity was/is produced during the construction period?		N/A
What was/is the estimated quantity that will be produced per month during the operational phase?		N/A

Did/does the activity produce any <u>hazardous</u> waste (e.g. chemical, medical waste, infectious, nuclear etc.) during the construction and/or the operational phase?		YES
If yes, briefly describe what type of waste was produced (i.e. infectious waste, medical waste, etc.) in which phase.		
Medical waste produced for vaccinating the chickens will properly collected and to be disposed to the nearby hazardous waste treatment plant.		
What quantity was/is produced during the construction period?		Unknown
What was/is the estimated quantity that will be produced per month during the operational phase?		unknown

Sustainable Development: What approach is/will be adopted to minimise quantities of waste generated and disposed, such as waste separation at source, to enable reuse, reduction, recovery and recycling? Provide brief description		
The development has adopted the separation of waste from point of generation. Poultry manure are removed on manure belting frequently.		
Where and how was/is waste treated / disposed of (describe each waste stream)?		
<p>All waste produced are disposed of in permitted designated waste disposal site.</p> <ul style="list-style-type: none"> -Poultry waste is stored in designated areas for storage is used as manure for crop plantation with the site. - waste generated demarcated in an appropriate manner for the different types of waste. - There is regular removal of waste on site to prevent attraction of pests and disposed in a sustainable manner. 		
Has the municipality or relevant authority confirmed that sufficient capacity exists for treating / disposing of the solid waste to be generated by this activity(ies)? If yes, provide written confirmation from municipality or relevant authority		NO
Does/did the activity produce solid waste that was/will be treated and/or disposed of at another facility other than into a municipal waste stream?		NO
If yes, did/has this facility confirmed that sufficient capacity exist for treating / disposing of the solid waste to be generated by this activity(ies)? Provide written confirmation from the facility and provide the following particulars of the facility:		NO
Did/does the facility have an operating license? (If yes, please attach a copy of the license.)		NO

Facility name:			
Contact person:			
Postal address:			
		Postal code:	
Telephone:		Cell:	
E-mail:		Fax:	

(b) Effluent

Did/does the activity produce sewage and or any other effluent?		YES	
What was/is the estimated quantity produced per month?			
			m ³
Was/is the effluent treated and/or disposed of in a municipal system?			NO
If Yes, did/has the Municipality or relevant authority confirmed that sufficient unallocated capacity exist for treating / disposing of the sewage or any other effluent generated by this activity(ies)? Provide written confirmation from the Municipality or relevant authority.			
Was/is any effluent produced be treated and/or disposed of on site?			
		YES	
If yes, briefly describe the nature of the effluent and how it was/will be disposed of:			
Did/does the activity produce effluent that was/will be treated and/or disposed of at another facility?			
			NO
If yes, did/has this facility confirmed that sufficient capacity exist(ed) for treating / disposing of the liquid effluent generated by this activity(ies)? Provide written confirmation from the facility and provide the following particulars of the facility:			
			NO
Does the facility have an operating license? (If yes, please attach a copy of the license.)			
			NO
Facility name:			
Contact person:			
Postal address:			
		Postal code:	
Telephone:		Cell:	
E-mail:		Fax:	

Describe the measures that was/will be taken to ensure the optimal reuse or recycling of waste water, if any:

(c) Emissions into the atmosphere

Did/does the activity produce emissions that will be disposed of into the atmosphere?		YES	
If yes, did/does it require approval in terms of relevant legislation? If yes, attach a copy to this application. Poultry farming is not a listed activity in terms of the Atmospheric			NO

Pollution Prevention Act. Minor emissions occur from the manure. Manure is regularly cleared		
Describe the emissions in terms of type and concentration and how it was/will be treated/mitigated:		
Minor emissions occur from the manure. Odours emissions are impact that has a high likelihood of occurring. It is managed through ventilation and plants absorptions		

(d) Describe any mitigation/management measures that were adopted and the adequacy of these:

Applicant have adopted a method to control and keep the odours levels at an acceptable level. It will also last the duration of the activity, as the chickens themselves are responsible for odours. The odour is managed by ensuring proper ventilation in the chicken houses the Everland has planted trees all around the site to absorbs the emission from chickens odours.

2. WATER USE

(a) Please indicate the source(s) of water for the activity by marking (“☒”) in the appropriate box(es)

Municipal	Water Board	Groundwater	River, Stream, Dam or Lake	Other	The activity did/does not use water
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If water was/is extracted from a groundwater source, river, stream, dam, lake or any other natural feature, please indicate the volume that was/is extracted per month:

25 000 m³

Please provide proof of assurance of water supply eg. letter of confirmation from Municipality/water user associations, yield of borehole etc.

Did/does the activity require a water use permit / license from DWAF? If yes, attach a copy to this application		No
---	--	----

If yes, please submit the necessary application to Department of Water Affairs and Forestry and attach proof thereof to this application.

(b) Describe any mitigation/management measures that were adopted and the adequacy of these:

Everland chicken farming re-uses water used for feeding chickens for irrigation purposes.

(c) Sustainable Development

How does/will the development achieve water efficiency such as reuse of grey water, rainwater harvesting and use of water efficient equipment/technologies throughout its phases? Provide brief description.

The development re-uses of grey water for irrigation purposes. Everland Agri-farming use water sparingly and efficiently.

3. POWER SUPPLY

(a) Please indicate the source of power supply eg. Municipality / Eskom / Renewable energy source.

Power supplied is by Eskom.

Has the Municipality or relevant service provider confirmed that sufficient electricity capacity (i.e. generation, supply and transmission) exist for activity(ies)? If yes, provide written confirmation from Municipality or relevant service provider.	YES	
--	-----	--

If power supply was/is not available, where was/is it sourced from?
Petrol generators are used as an alternative source of energy.

(b) Describe any mitigation/management measures that were adopted and the adequacy of these:

Petrol generators are used as an alternative source of energy, however, this will be avoided where possible, as it is a source of emissions and noise as well.
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4. ENERGY EFFICIENCY

Approaches adopted to achieve energy efficiency in the development to reduce long-term operational costs and Greenhouse Gases emissions.

(a) Describe the design measures, if any, that have been taken to ensure that the activity is energy efficient:

LED lighting technology is being used throughout the development for all the required lighting needs. These are much more energy efficient than ordinary bulbs and consume much less electricity. Their lifespan is also much longer than regular bulbs, hence lower maintenance costs as well.

(b) Describe how alternative energy sources have been taken into account or been built into the design of the activity, if any:

Petrol generator is the most viable energy source is used for this activity This energy is stored and used as and when needed, as a supplementary/back up energy source.
--

5. NOISE IMPACTS

(a) Did/does the activity result in any noise impacts?	YES	
If yes, please describe and indicate the measures implemented to mitigate and manage these impacts?		
Existing noise levels in the area are mainly as a result of operations on site and surrounding activities. Additional sources of noise from chicken. Noise on site mainly results from machinery, employees and vehicle noise. However, most activities are conducted within the factory building on site and thus the majority of noise is contained within the boundary. Operational hours are from 08:00 a.m.-17:00 p.m. Monday to Friday		

6. VISUAL IMPACTS

(a) Did/does the activity result in any visual impacts?	YES	
If yes, please describe and indicate the measures implemented to mitigate and manage these impacts?		
There are storage areas for raw materials and waste products, these are well demarcated		
(b) Did/does the activity result in potential lighting impacts at night?	YES	
If yes, please describe and indicate the measures implemented to mitigate and manage these impacts?		
The proposed development requires lighting of light bulbs during the night.		
(c) Were/are there any alternatives available to address this impact?		NO

If yes, please describe these alternatives?

7. SOCIO-ECONOMIC IMPLICATIONS OF THE ACTIVITY

(a) What was/is the expected capital value of the activity on completion?	Unknown
(b) What was/is the expected yearly income or contribution to the economy that will be generated by or as a result of the activity?	The value is unknown
(c) Did/does the activity contribute to service infrastructure?	YES
(d) How many permanent new employment opportunities were created?	Unknown
(e) What was/is the expected current value of the employment opportunities to date?	Unknown
(f) What percentage of this accrued to previously disadvantaged individuals?	Unknown

How was (is) this (to be) ensured and monitored (please explain):

8. PRELIMINARY IMPACT ASSESSMENT

Briefly describe the impacts (as appropriate), significance rating of impacts and significance rating of impacts after mitigation. This must include an assessment of the significance of all impacts. Please note: This is a preliminary impact statement. The Department may request specialist input/studies depending on the type and nature of the impact(s) of the activity/ies.

Possible Impacts	Significance rating of impacts after mitigation (Low, Medium, Medium-High, High, Very High):
Loss of local species (Grasses and Herbs)	Low
Visual impact caused by piling of manures	Low
Emission of odours from chicken broilers	Low
Noise Impacts There is emission of noise when patrol generator is on due to power cut off. Emission of noise by chicken in the broilers	Low
Soil and Groundwater Contamination	Low to medium

SECTION E: ALTERNATIVES

As part of this report, consideration must be given to alternatives that are/may have been possible had an environmental impact assessment been undertaken prior to the commencement of the activity. Please provide a detailed description of the alternatives (whether location, technology or environmental) that were/are possible in terms of this application.

Site alternative: In terms of the expanded development, the site alternative will not be further investigated since the applicant is the landowner and has no other land available for Chicken development in the area, which results in the expanded development occurring on the portion of the remainder of the farm Vastfontein 271 JR or not occurring at all in such instances the no-go alternative will play an important role.

Technology Alternative

The use of solar panels as an alternative source of electricity on top of the building.

SECTION F: PUBLIC PARTICIPATION

1. PUBLIC PARTICIPATION PROCESS TO BE FOLLOWED

1.1 THE PUBLIC PARTICIPATION PROCESS IN TERMS OF THE SECTION 24G FINE REGULATIONS, 2017

Regulation 8 of the Section 24G Fine Regulations require that all applicants must conduct a **preliminary public participation prior to submission** of a section 24G application (as outlined in Annexure A of the Section 24G Fine Regulations - Section D: Preliminary Advertisement). **Proof of the preliminary public participation must be submitted to this Department**

<i>"The applicant must place a preliminary advertisement in-</i>
<i>(1) A local newspaper in circulation in the area in which the activity was, or activities were, commenced; and on the applicant's website, if any.</i>
<i>(2) This advertisement must comply with the requirements set out in Annexure A, Section D of the Section 24G Fine Regulations, 2017.</i>
<i>(3) The applicant must open and maintain of a register of interested and affected parties.</i>
<i>(4) The register must be attached to the application form and included in the report, or form part of the information submitted in terms of section 24G(1) of the Act, which the register must, as a minimum, contain the names, contact details and addresses of-</i>
<i>(a) all persons who, as a consequence of the public participation process conducted in respect of the application, have submitted written comments or attended meetings with the applicant or any environmental assessment practitioner or other specialist appointed by the applicant to assist with the application;</i>
<i>(b) all persons who have requested the applicant, in writing, to place their names on the register; and</i>
<i>(c) all organs of state that have jurisdiction in respect of the activity to which application relates."</i>

Please provide a summary of the steps followed where public participation was undertaken in accordance with Regulation 8 prior to submission of this Application Form. Ensure that proof of compliance with Regulation 8 is submitted with this Application Form, including, *inter alia*, proof of preliminary advertisement in a local newspaper.

Newspaper advertisement was published on citizen newspaper on the 12 of May 2021.

Please indicate whether the applicant has a website (please tick relevant box):	YES	
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If yes, please note that the application information as specified above must have been advertised on such website and proof thereof must accompany this application.

Please note: Annexure A: Section D attached to this Application form must be strictly adhered to.

Please highlight the appropriate box below to indicate the public participation process that has been undertaken to give notice of your intention to submit this application.

1. In terms of regulation 8 of the S24G Fine Regulations -		
(a) placement of advert in at least one local newspaper	Yes	
If "no", please provide reasons.		
(b) Placement of advert on the applicant's website	Yes	
If 'no', Please provide reasons.		
2. Is it in compliance with the requirements set out in Annexure A, Section D of the Section 24G Fine Regulations, 2017?		NO
	Reasons for deviation:	
3. Did the applicant open and maintain a register of interested and affected parties?	YES	
	Reasons for deviation:	
4. Were Interested and Affected Parties provided with 20 days to register or submit their comments?	YES	
	Reasons for deviation:	

1.2 THE PUBLIC PARTICIPATION PROCESS IN TERMS OF NEMA EIA REGULATIONS, 2014

Please note that the Department may direct the applicant to conduct further public participation process that fulfils the requirements outlined in Chapter 6 of the EIA Regulations, 2014. In doing so, you must take into account that the EIA Regulations, 2014 and the instructions from the Department, will provide guidance in conducting such public participation process. Further note that the public participation requirements will be applicable to all sites.

1.3 LIST OF STATE DEPARTMENTS

Section 24(O)(2) obliges the relevant authority to consult with every State department that administers a law relating to a matter affecting the environment when such authority considers an application for an environmental authorisation.

LIST OF STATE DEPARTMENTS

Provide a list of all the State/National departments that will be/have been consulted, including the name and contact details of the relevant official.			
State Department	Name of person	Contact details	
City of Tshwane Metropolitan Municipality	Mr. Patrick Mphahlele	Tel	012 358 8714
		Fax	086 358 8934

		E-mail	patricmp@tshwane.gov.za
Department of Agriculture, Forestry and Fisheries	Mrs S Mmaphuti	Tel	012 319 7424
		Fax	
		E-mail	mmaphutis@daff.gov.za

SECTION G: APPENDICES

The following appendices must be attached where appropriate:

Appendix	Mark with ("☒") where the indicated Appendix is attached
Appendix A: Location map	X
Appendix B: Site plan(s)	
Appendix C: Owner(s) consent(s)	X
Appendix D: Photographs	X
Appendix E: Permit(s) /Authorisations/ license(s) from any other organ of state including service letters from the municipality	
Appendix F: Additional Impact Assessment Information	X
Appendix G: Report on alternatives	X
Appendix H: Additional Information	X
Annexure A: Forms and Preliminary Public Participation	X

SECTION H: DECLARATIONS

G1: Declarations of the EAP

1. The Independent Environmental Assessment Practitioner

I, Divhani Mulaudzi _____ declare under oath that I –

- a. act as the independent environmental assessment practitioner in this application;
- b. do not have and will not have any financial interest in the undertaking of the activity, other than remuneration for work performed in terms of the S24G of the National Environmental Management Act, read together with the relevant Environmental Impact Assessment Regulations;
- c. do not have and will not have a vested interest in the proposed activity proceeding;
- d. have no, and will not engage in, conflicting interests in the undertaking of the activity;
- e. undertake to disclose, to the competent authority, any material information that has or may have the potential to influence the decision of the competent authority or the objectivity of any report, plan or document required in terms of the S24G of the National Environmental Management Act, read together with the Environmental Impact Assessment Regulations, 2014, as amended;
- f. will ensure that all documents will contain all relevant facts in respect of the application & that all documentation is distributed or made available to interested and affected parties. I will ensure that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced for the rectification application.
- g. will ensure that the comments of all interested and affected parties are considered and recorded in reports that are submitted to the competent authority in respect of the application, provided that comments that are made by interested and affected parties in respect of a final report that will be submitted to the competent authority may be attached to the report without further amendment to the report;
- h. will keep a register of all interested and affected parties that participated in a public participation process; and
- i. will provide the competent authority with access to all information at my disposal regarding the application, whether such information is favourable to the applicant or not.

Signature of the Environmental Assessment Practitioner:

Plantago Lanceolata Pty Ltd

Name of company:

Date:

Signature of the Commissioner of Oaths:

Date:

Designation:

Official stamp:

G2: Declarations of the Applicant

2. The Applicant

I, _____ declare under oath that I -

- a. **am the applicant in this application;**
- b. **appointed the environmental assessment practitioner as indicated under G1 above to act as the independent environmental assessment practitioner for this application;**
- c. **will provide the environmental assessment practitioner and the competent authority with access to all information at my disposal that is relevant to the application;**
- d. **am responsible for complying with the directive or conditions of any environmental authorisation issued by the competent authority;**
- e. **understand that I will be required to pay an administration fine in terms of S24G (4) of the Act and that a decision in this regard will only be forthcoming after payment of such a fine; and**
- f. **hereby indemnify, the government of the Republic, the competent authority and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action for which the applicant or environmental assessment practitioner is responsible in terms of the Act.**

Signature of the applicant:

Name of company:

Date:

Signature of the Commissioner of Oaths:

Date:

Designation:

Official stamp (below):

ANNEXURE A TO THE SECTION 24G APPLICATION FORM

SECTION A: DIRECTIVE

Section 24G(1) of the National Environmental Management Act, 1998 (Act 107 of 1998) ("NEMA") provides that on application by a person who has commenced with a listed or specified activity without an environmental authorisation in contravention of section 24F(1); or a person who has commenced, undertaken or conducted a waste management activity without a waste management licence in terms of section 20(b) of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) ("NEM:WA") the Minister, the Minister responsible for mineral resources or the MEC concerned (or the official to which this power has been delegated), as the case may be, may direct the applicant to -

i	immediately cease the activity pending a decision on the application submitted in terms of this subsection	
ii	investigate, evaluate and assess the impact of the activity on the environment	
iii	remedy any adverse effects of the activity on the environment	
iv	cease, modify or control any act, activity, process or omission causing pollution or environmental degradation	
v	contain or prevent the movement of pollution or degradation of the environment	
vi	eliminate any source of pollution or degradation	
vii	compile a report containing -	
	aa	A description of the need and desirability of the activity
	bb	assessment of the nature, extent, duration and significance of the consequences for or impacts on the environment of the activity, including the cumulative effects and the manner in which the geographical, physical, biological, social, economic and cultural aspects of the environment may be affected by the proposed activity
	cc	description of mitigation measures undertaken or to be undertaken in respect of the consequences for or impacts on the environment of the activity
	dd	description of the public participation process followed during the course of compiling the how the issues raised have been addressed
	ee	an environmental management programme
	Provide such other information or undertake such further studies as the Minister, Minister responsible for mineral resources or MEC, as the case may be, may deem necessary.	

You are hereby provided with an opportunity to make representations on any or all of the abovementioned instruction, including where you are of the opinion that any of these instructions are not relevant for the purposes of your application, setting out the reasons for your assertion. Kindly note further that, after taking your representations into account, a final directive may be issued.

SECTION B: DEFERRAL

Section 24G(7) of the NEMA provides that if at any stage after the submission of an application it comes to the attention of the Minister, the Minister responsible for mineral resources or the MEC, that the applicant is under criminal investigation for the contravention of, or failure to comply with, section 24F(1) of the NEMA or section 20(b) of the NEM:WA, the Minister, Minister responsible for mineral resources or MEC may defer a decision to issue an environmental authorisation until such time as the investigation is concluded and-

- (a) The National Prosecuting Authority has decided not to institute prosecution in respect of such contravention or failure;
- (b) The applicant concerned is acquitted or found not guilty after prosecution in respect of which such contravention or failure has been instituted; or
- (c) The applicant concerned has been convicted by a court of law of an offence in respect of such contravention or failure and the applicant has in respect of the conviction exhausted all the recognised legal proceedings pertaining to appeal or review.

Kindly answer the following questions:

Are you, the applicant, being investigated for a contravention of section 24F(1) of the NEMA in respect of a matter that is not subject to this application and in any province in the Republic?		NO	
If yes provide details of the offence being investigated and authority conducting the investigation, If uncertain provide details of the activity or activities in relation to which you suspect you may be under investigation.			
Are you, the applicant, being investigated for the contravention of section 20(b) of the NEMWA in respect of a matter that is not subject to this application and in any province in the Republic?		NO	
If yes provide details of the offence being investigated and authority conducting the investigation. If uncertain provide details of the activity or activities in relation to which you suspect you may be under investigation.			
Are you, the applicant, being investigated for an offence in terms of section 24F(1) of the NEMA or section 20(b) of the NEMWA in terms of which this application directly relates?		NO	
If yes provide details of the offence being investigated and authority conducting the investigation. If uncertain provide details of the activity or activities in relation to which you suspect you may be under investigation.			

If you have answered yes or uncertain to any of the above questions, you are hereby provided with an opportunity to make representations as to why the Minister, Minister responsible for mineral resources or MEC, as the case may be, should not defer the application as he or she is entitled to do under section 24G (7).

SECTION C: QUANTUM OF THE SECTION 24G FINE

In terms of section 24G(4) of the NEMA, it is mandatory for an applicant to pay an administrative fine as determined by the competent authority before the Minister, Minister responsible for mineral resource or MEC may take a decision on whether or not to grant an ex post facto environmental authorisation or a waste management license as the case may be. The quantum of this fine may not exceed R5 million.

Having regard to the factors listed below, you are hereby afforded with an opportunity to make representations in respect of the quantum of the fine and as to why the competent authority should not issue a maximum fine of R5 million.

Please note that Part 1 of this section must be completed by an independent environmental assessment practitioner after conducting the necessary specialist studies, copies of which must be submitted with this completed application form.

Please also include in your representations whether or not the activities applied for in this application (if more than 1) are in your view interrelated and provide reasons therefore.

PART 1: THE IMPACTS OR POTENTIAL IMPACTS OF THE ACTIVITY/ACTIVIITIES

Index: Socio Economic Impact	Place an "X" in the appropriate box
Description of variable	
The activity is not giving, has not given and will not give rise to any negative socio-economic impacts	X
The activity is giving, has given, or could give rise to negative socio- economic impacts, but highly localised	
The activity is giving, has given, or could give rise to significant negative socio-economic and regionalized impacts	
The activity is resulting, has resulted or could result in wide-scale negative socio-economic impacts.	
Motivation:	
The expanded development has contributed to job creation and boosted the economy. It has also reduced unemployment in the surrounding economy. This development will also decrease demand for poultry and eggs in South Africa.	

Index: Biodiversity Impact	Place an "X" in the appropriate box
Description of variable	
The activity is not giving, has not given and will not give rise to any impacts on biodiversity	X
The activity is giving, has given or could give rise to localised biodiversity impacts	
The activity is giving, has given or could give rise to significant biodiversity impacts	

The activity is, has or is likely to permanently / irreversibly transform/ destroy a recognised biodiversity 'hot -spot' or threaten the existence of a species or sub -species.	
Motivation:	
The -expanded development will not give negative impacts on the biodiversity	

Index Sense of Place Impact and 1 or Heritage Impact	Place an "X" in the appropriate box
Description of variable	
The activity is in keeping with the surrounding environment and I or does not negatively impact on the affected area's sense of place and /or heritage	X
The activity is not in keeping with the surrounding environment and will have a localised impact on the affected area's sense of place and/or heritage	
The activity is not in keeping with the surrounding environment and will have a significant impact on the affected area's sense of place and/ or heritage	
The activity is completely out of keeping with the surrounding environment and will have a significant impact on the affected area's sense of place and/ or heritage.	
Motivation:	
No sense of place has been disturbed by the expanded project	

Index Pollution Impact	Place an "X" in the appropriate box
Description of variable	
The activity is not giving, has not given and will not give rise to any pollution	
The activity is giving, has given or could give rise to pollution with low impacts,	
The activity is giving, has given or could give rise to pollution with moderate impacts.	X
The activity is giving, has given or could give rise to pollution with high impacts.	
The activity is giving, has given or could give rise to pollution with major impacts.	
Motivation: The expanded development will result in the emission of methane gas in the atmosphere where by the emission is managed through ventilation process and through absorption of deadly greenhouse gas by trees planted on site.	

PART 2: COMPLIANCE HISTORY AND KNOWLEDGE OF THE APPLICANT	
Index: Previous administrative action (i.e. administrative enforcement notices) issued to the applicant in respect of a contravention of section 24F(1) of the National Environmental Management Act and/ or section 20(b) of the National Environmental Management Waste Act	Place an "X" in the appropriate box
Description of variable	
Administrative action was previously taken against the applicant respect the abovementioned provisions.	

No previous administrative action was taken against the applicant but previous administrative action was taken against a firm(s) on whose board one or more of the applicant's directors sit or sat at the relevant time when the administrative action was taken.	
Administrative action was not previously taken against the applicant in respect of the abovementioned provisions.	X
Explanation of all previous administrative action taken in respect of the above:	
Index: Previous Convictions in terms of section 24F (1) of the National Environmental Management Act and/or section 20(b) of the National Environmental Management Waste Act	Place an "X" in the appropriate box
Description of variable	
The applicant was previously convicted in terms of either or both of the abovementioned provisions.	
No previous administrative action was taken against the applicant but previous administrative action was taken against a firm(s) on whose board one or more of the applicant's directors sit or sat at the relevant time when the administrative action was taken.	
The applicant has not previously been convicted in terms of either or both of the abovementioned provisions.	X
Explanation of all previous convictions in respect of the above: No application have been lodged before	
Index: Number of section 24G applications previously submitted by the applicant	Place an "X" in the appropriate box
Description of variable	
Number of section 24G applications previously submitted by the applicant	
No previous applications have been submitted by the applicant but a previous application(s) have been submitted by a firm(s) on whose board one or more of the applicant's directors sit or sat at the relevant time.	
No previous applications have been submitted by the applicant but the applicant sat on the board of a firm that previously submitted an application.	X
Explanation in respect of all previous applications submitted in terms of section 24G: No application have been submitted	

PART 3: APPLICANT'S PERSONAL CIRCUMSTANCES	
Index: Applicant's legal persona	Place an "X" in the appropriate box
Description of variable	
The applicant is a natural person.	X
The applicant is a firm.	
Describe the firm:	

Index: Any other relevant information that the applicant would like to be considered.
Motivate and explain fully:

NOTE: An explanation as to why the applicant did not obtain an environmental authorisation and/or waste management licence must be attached to this application.

SECTION D: PRELIMINARY ADVERTISEMENT

When submitting this application form, the applicant must attach proof that the application has been advertised in at least one local newspaper in circulation in the area in which the activity was commenced, and on the applicant's website, if any.

The advertisement must state that the applicant commenced a listed or specified activity or activities or waste management activity or activities without the necessary environmental authorisation and/or waste management license and is now applying for ex post facto approval. It must include the following:

- the date;
- the location;
- the applicable legislative provision contravened; and
- The activity or activities commenced with without the required authorisation.

Interested and affected parties must be provided with the details of where they can register as an Interested and Affected party and I or submit their comment. At least 20 days must be provided in which to do so.

This advertisement shall be considered as a preliminary notification and the competent authority may direct the applicant to undertake further public participation and advertising after receipt of this application form.

NOTE: Unless protected by law, all information contained in and attached to this application form may become public information on receipt by the Competent Authority. This application must be attached to any documentation or information submitted by an applicant further to section 24G(1).

SECTION E: GAUTENG POLLUTION BUFFER ZONES GUIDELINE, MARCH 2017

Where applicable, the developer must incorporate the Pollution Buffers in the planning and design of the development to protect people and the environment from harmful/toxic emissions. The decision on the buffer size to be maintained is subject to a Departmental review process. The buffers are as follows:

BUFFER GUIDELINES	TICK WHERE APPLICABLE
Best case buffer of 1500m and worst-case buffer of 750m must be maintained in <u>Category 1 industries</u> , such as Sasol, Arcelor Mittal, Scaw Metal, Eskom power stations etc. as per paragraph 6.2.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	

Best case buffer of 500m and worst-case buffer of 250m must be maintained in <u>Category 2 industries</u> , such as container depot in City Deep, panel beater workshops, tanneries etc. as per paragraphs 6.2.2 and 7.1 of the Gauteng Pollution Buffer Zones Guidelines, March 2017.	
Best case buffer of 100m and worst-case buffer of 50m must be maintained in Category 3 industries, such as warehousing and distribution operations as per paragraphs 6.2.3 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
Best case buffer of 800m and worst-case buffer of 500m must be maintained for Sewage treatment works as per paragraphs 6.2.4 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
Best case buffer of 400m and worst-case buffer of 200m must be maintained for General Landfill Sites (Communal, small, medium and large) as per paragraphs 6.2.5 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
Best case buffer of 2000m and worst-case buffer of 1000m must be maintained for Hazardous Landfill Sites as per paragraphs 6.2.5 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
Best case buffer of 100m and worst-case buffer of 0m must be maintained for Mine Dumps (rock dumps or stockpiles) as per paragraphs 6.2.6 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
Best case buffer of 1000m and worst-case buffer of 500m must be maintained for Mine Slimes Dams and Ash Dumps as per paragraphs 6.2.7 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
Best case buffer of 5000m and worst-case buffer of 2000m must be maintained for the Pelindaba Nuclear Facility Complex as per paragraphs 6.2.8 and 7.1 of the Gauteng Pollution Buffer Zones Guideline, March 2017.	
The Gauteng Pollution Buffer Zones Guideline is not applicable to my development	X

ANNEXURE B: EXAMPLE OF A PRELIMINARY NEWSPAPER ADVERTISEMENT

NOTICE OF INTENTION TO SUBMIT AN APPLICATION IN TERMS OF SECTION 24G OF NEMA FOR THE UNLAWFUL COMMENCEMENT OR CONTINUATION OF ACTIVITIES IDENTIFIED IN TERMS OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS
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Notice is given, in terms of Section 24(G) read together with sections 24(F) of the National Environmental Management Act 107 OF 1998 that [**Everland Agri-Farms**] –

- a. is considering submitting an application for authorisation in terms of Sections 24(G) and 24(F) of the National Environmental Management Act 107 of 1998;
- b. for the unlawful commencement of [**Expansion of chicken broiler houses with carrying capacity of 1000 to 4000 birds per house, within Portion 115 of Farm Vastfontein 271JR**]

Details of activity(ies) commenced with is indicated below -

- Date of commencement of the listed activity*
- Location*
- Applicable legislative provision contravened (as listed in terms of the EIA Regulations)*
- The activity/ies commenced with without the required authorisation*

Parties wishing to comment or to be registered as interested and affected parties are requested to forward their objections and comments (*with reasons*), no later than **twenty (20) days** after the publication of this advertisement (date of advertisement), to

- (Name of company)*
- (Name of contact person)*
- (Telephone number, Fax number and postal details)*