

18 November 2020

South African Heritage Resources Agency  
111 Harrington Street  
Cape Town  
8001

**Att: Nokukhanya Khumalo**

**NOTIFICATION OF THE ISSUE OF THE ADMINISTRATIVE FINE IN TERMS OF SECTION 24G OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) (“NEMA”), AS AMENDED FOR THE UNDERTAKING OF A LISTED ACTIVITY ASSOCIATED WITH THE ESTABLISHMENT OF AN ASPHALT PLANT ON PORTION 57 OF THE FARM STRATHMORE 214, NELSPRUIT DISTRICT, MPUMALANGA.**

The purpose of this letter is to notify you as registered Interested and/or Affected Party (“**I&AP**”) that the Department of Agriculture, Rural Development, Land and Environmental Affairs (“**DARDLEA**”) issued the administrative fine in terms of Section 24G of NEMA, as amended, on 4 November 2020 (Received 12 November 2020) for the establishment of an Asphalt Plant on Portion 57 of the farm Strathmore 214, Nelspruit District, Mpumalanga. Please refer to the following details of the activities applied for:

<b>Applicant</b>	<b>Reference number</b>	<b>Property details</b>	<b>Listed Activities applied for</b>
At Road Construction (Pty) Ltd	Ref. No.: 17/2/S24G-20/2020/21	Portion 57 of the farm Strathmore 214	GN R. 327 Activity 14 GN.R. 325 Activity 6

Listed activities applied for:

COMPANY DIRECTOR: G. L. DE VILLIERS

VAT NO: 4220284154 | BUSINESS REGISTRATION NO: 2018/110720/07 – SOUTH AFRICA

BUSINESS ADDRESS: 21 DROMEDARIS STREET | DAN PIENAAR | BLOEMFONTEIN | 9301 - REGISTERED PHYSICAL ADDRESS: 8 CONDE STREET | BAYSWATER | BLOEMFONTEIN | 9301

POSTAL ADDRESS: SUITE 221 | PRIVATE BAG X01 | BRANDHOF | 9324

TEL: 072 967 7962 | E-MAIL: [admin@turn180.co.za](mailto:admin@turn180.co.za)

GN. R. 327 of the 2014 EIA Regulations as amended:

- *Activity 14 – “The development and related operation of facilities or infrastructure, for the storage, or storage and handling of a dangerous good, where such storage occurs in containers with a combined capacity of 80 cubic metres or more but not exceeding 500 cubic metres.”*

GN. R. 325 of the 2014 EIA Regulations as amended:

- *Activity 6 – “The development of facilities or infrastructure for any process or activity which requires a permit or license or an amended permit or license in terms of national or provincial legislation governing the generation or release of emissions, pollution or effluent”.*

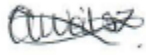
The DARDLEA has given the following reasons for the decision:

1. Section 24G is mandatory.
2. Section 24G provides that the applicant must pay an administrative fine which may not exceed R5 million determined by the competent authority before the Minister or MEC may reach the decision.
3. There is no exemption from paying the administrative fine in terms of the Section 24G.
4. The Fine Calculator Index approved by the Minister of Environmental Affairs has been used to calculate the quantum of the fine.
5. All relevant information included in the application has been taken into consideration when determining the quantum of the fine.
6. Including the environmental impact assessment report taking into consideration the mitigation measures proposed to avert environmental damage emanating from the activity, including but not limited to:
  - The potential impacts associated with the activities
  - Loss of natural and indigenous vegetation occurring on site
  - The establishment of alien invasive species in the area
  - Spillages emanating from the hydrocarbons
  - The proposed mitigation measures to be implemented to avert the environmental damage
  - The cumulative impacts triggered by the introduction of the activity
  - Soil erosion
  - Impacts associated with the rehabilitation of the site post operation

A copy of the administrative fine can be obtained from Turn 180 Environmental Consultants on request. Please do not hesitate to contact this office at 072 967 7962/072 838 8189 (Cell) or

[ansune@turn180.co.za](mailto:ansune@turn180.co.za) / [admin@turn180.co.za](mailto:admin@turn180.co.za) if you have any queries or concerns regarding this project or would like to obtain more information regarding the administrative fine.

Kind regards

A handwritten signature in black ink, appearing to read 'Ansuné Weitsz', with a small flourish at the end.

Ansuné Weitsz