

Mmakoena Mmola

From: Nyiko Nkosi <NNKOSI@dffe.gov.za>
Sent: Wednesday, 30 March 2022 13:39
To: Jana de Jager; Julliet Mahlangu
Cc: Dr. Danie Smit; Jo-Anne Thomas
Subject: RE: 2022-03-0033

Dear Jana

Thanks for the clarity, when we approved the PP Plan, the same approval will have to be attached on each application that you will be lodging with the Department and the pre app reference number must be used.

We will review the submitted PP Plan and respond in due course.

Regards

Ms. Nyiko Nkosi
Control Environmental Officer
Chief Directorate: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment
Environment House
473 Steve Biko and Soutpansberg Streets
PRETORIA
Tel: (012) 399 9392
Cell: 071 607 2145
E-mail: nnkosi@dffe.gov.za
Call Centre: 086 111 2468



forestry, fisheries
and the environment
Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

From: Jana de Jager <Jana@savannahsa.com>
Sent: Wednesday, 30 March 2022 13:34
To: Nyiko Nkosi <NNKOSI@dffe.gov.za>; Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Cc: Dr. Danie Smit <DSMIT@dffe.gov.za>; Jo-Anne Thomas <joanne@savannahsa.com>
Subject: RE: 2022-03-0033

Good day Nyiko

Thank you for the acknowledgement of the pre-application request.

Regarding the clarification questions, three (3) separate applications are proposed for a wind facility, solar facility, and grid infrastructure. However, during the Scoping Phase the entire focus area (refer to attached map) will be investigated for each of the applications to define the development footprint to be assessed further in the EIA phase for each component.

Kindly let me know if you require any further information or clarification.

Kind regards



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Jana de Jager
Environmental Consultant

e: jana@savannahsa.com

SAWEA Award for Leading Environmental Consultant on Wind Projects in 2013 & 2015

Processing of personal Information / POPIA compliance

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From: Nyiko Nkosi <NNKOSI@dffe.gov.za>
Sent: Wednesday, 30 March 2022 12:14
To: Jana de Jager <Jana@savannahsa.com>; Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Cc: Dr. Danie Smit <DSMIT@dffe.gov.za>
Subject: RE: 2022-03-0033

Dear Jana

Below emails refers.

We have received your pre application meeting request and the public participation plan for the proposed project. From the information provided you have indicated that you do not require a meeting however you require an approval of the PP Plan.

On the PP Plan, I have noticed that the applicant intent to develop a wind energy facility, solar facility and the Grid Connection to connect these infrastructures to Eskom. Before e the Department can process the submitted PP Plan, the following clarity is required.

1. How many applications are you intending to submit for the proposed project.
2. Will you be submitting three (03) applications for 1. Wind Facility 2. PV Facility and 3. Grid Infrastructure or
3. You intend to submit one application for all these infrastructures

Regards

Ms. Nyiko Nkosi

Control Environmental Officer

Chief Directorate: Integrated Environmental Authorisations

Department of Forestry, Fisheries and the Environment

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Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

From: EIA Applications <EIAApplications@dffe.gov.za>
Sent: Wednesday, 30 March 2022 11:29
To: Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Cc: Nyiko Nkosi <NNKOSI@dffe.gov.za>; Dr. Danie Smit <DSMIT@dffe.gov.za>; Jana de Jager <Jana@savannahsa.com>
Subject: 2022-03-0033

Dear Julliet.

Please note that you have been allocated an application:

Type of Application: Pre-Application Meeting Request;
Reference Number: 2022-03-0033;
Date Received: 29/03/2022;
Action Required: Decide on meeting request.

Kindly let Ephron know which date the meeting is to be held, if it will be set.

*EAP/Applicant: please use this reference number when submitting the application for EA/amendment application (page 1 of the application form), as well as attach the approved PP Plan if the application requires a PP process.

EIA Applications

Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Please note that this email is for the receipt and processing of online applications only, and is not monitored for responses. All queries must be directed to EIAAdmin@dffe.gov.za.

You are advised that this mailbox has a 48 hour response time.

Please note that this mailbox has a 5mb mail limit. No zip files are to be attached in any email.

From: Jana de Jager <Jana@savannahsa.com>
Sent: Tuesday, 29 March 2022 14:45
To: EIA Applications <EIAApplications@dffe.gov.za>
Cc: Jo-Anne Thomas <joanne@savannahsa.com>
Subject: Request for Pre-application & PP Plan Approval -Umbila Emoyeni Renewable Energy Facility

Good day

Kindly see attached the Pre-application form and PP Plan for the Ummbila Emoyeni Renewable Energy Facility. A pre-application meeting is not specifically required for the project, the request is submitted in order to provide the DFFE details of the proposed Ummbila Emoyeni Renewable Energy Facility and for approval of the Public Participation Plan.

Your assistance will be highly appreciated. Please contact me should you have any queries in this regard.

Kind regards



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Jana de Jager
Environmental Consultant

e: jana@savannahsa.com

SAWEA Award for Leading Environmental Consultant on Wind Projects in 2013 & 2015

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Mmakoena Mmola

From: Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Sent: Thursday, 31 March 2022 10:41
To: Jana de Jager
Cc: Nyiko Nkosi; Ephron Maradwa
Subject: Approval of Public Participation (PP) Plan for the proposed Umbila Emoyeni renewable energy wind and solar PV facilities including grid connection infrastructure, Mpumalanga province

Dear Jana de Jager

The Public Participation (PP) Plan for the proposed Umbila Emoyeni Renewable Energy wind and solar PV facilities including grid connection infrastructure, Mpumalanga Province, received by this Department on 29 March 2022, refers.

Based on the information provided this Department decided to approve the PP Plan for the proposed project. You may proceed with the PP process in accordance with tasks contemplated in the PP plan. Should you wish to deviate from the submitted PP Plan, the amended PP Plan must be submitted to the Department for approval prior commencement.

A copy of the PP Plan and this approval must be submitted as part of the application form when the application is lodged.

Also note that submission of a PP Plan and approval thereof do not negate your responsibility to comply with the requirements for public participation in terms of Regulations 39, 40, 41, 42, 43 & 44 of the EIA Regulations 2014, as amended

Julliet Mahlangu
Environmental Officer Specialised Production
Chief Directorate Integrated Environmental Authorisation
Department of Forestry, Fisheries and Environment
Cell: 064 880 8742
Tel: (012) 399 9320





forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia,· PRETORIA

DFFE Reference: 14/12/16/3/3/2/2161

Enquiries: Ms Julliet Mahlangu

Telephone: (012) 399 9320 **E-mail:** jmmahalngu@dfffe.gov.za

Ms Jo-Anne Thomas
Savannah Environmental (Pty) Ltd
PO Box 148
SUNNINGHILL
2191

Telephone Number: 011 656 3237/3256/3251
Email Address: joanne@savannahsa.com

PER MAIL / E-MAIL

Dear Ms Thomas

COMMENTS ON THE DRAFT SCOPING REPORT FOR THE PROPOSED UMMBILA EMOYENI SOLAR ENERGY FACILITY, MPUMALANGA PROVINCE

The Application for Environmental Authorisation and Draft Scoping Report (SR) dated May 2022 and received by the Department on 13 May 2022, refer.

This letter serves to inform you that the following information must be included to the Final Scoping Report:

(a) Layout & Sensitivity Maps

Please provide a layout map which indicates the following:

- location of the proposed solar facility including associated infrastructure.
- The location of sensitive environmental features on site e.g. CBAs, heritage sites, wetlands, drainage lines etc. that will be affected;
- Buffer areas; and
- All “no-go” areas.
- The above map must be overlain with a sensitivity map and a cumulative map which shows neighbouring renewable energy developments and existing grid infrastructure.
- Google maps will not be accepted.

(b) Public Participation Process

- Please ensure that all issues raised and comments received during the circulation of the SR from registered I&APs and organs of state which have jurisdiction (including this Department’s Biodiversity Section) in respect of the proposed activity are adequately addressed in the Final SR. Proof of correspondence with the various stakeholders must be included in the Final SR. Should you be unable to obtain comments, proof should be submitted to the Department of the attempts that were made to obtain comments. The Public Participation Process must be conducted in terms of Regulation 39, 40 41, 42, 43 & 44 of the EIA Regulations 2014, as amended.
- A comments and response trail report (C&R) must be submitted with the final SR. The C&R report must incorporate all historical comments for this development. The C&R report must be a separate document

from the main report and the format must be in the table format. Please refrain from summarising comments made by I&APs. All comments from I&APs must be copied verbatim and responded to clearly. Please note that a response such as “Noted” is not regarded as an adequate response to I&AP’s comments.

- The final SR must provide evidence that all identified and relevant competent authorities have been given an opportunity to comment on the proposed development; particularly the South African Astronomical Observatory, the Mpumalanga Environmental Department, the District and Local Municipalities.

(c) Specialist Assessments

- Specialist studies to be conducted must provide a detailed description of their methodology, as well as indicate the locations and descriptions of turbine positions, and all other associated infrastructures that they have assessed and are recommending for authorisations.
- The specialist studies must also provide a detailed description of all limitations to their studies. All specialist studies must be conducted in the right season and providing that as a limitation, will not be accepted.
- Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expertise advice.
- It is further brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were promulgated in Government Notice No. 320 of 20 March 2020 (i.e. “the Protocols”), and in Government Notice No. 1150 of 30 October 2020 (i.e. protocols for terrestrial plant and animal species), have come into effect. **Please note that specialist assessments must be conducted in accordance with these protocols.**

(d) Cumulative Assessment

- Should there be any other similar projects within a 30km radius of the proposed development site, the cumulative impact assessment for all identified and assessed impacts must be refined to indicate the following:
 - Identified cumulative impacts must be clearly defined, and where possible the size of the identified impact must be quantified and indicated, i.e. hectares of cumulatively transformed land.
 - Detailed process flow and proof must be provided, to indicate how the specialist’s recommendations, mitigation measures and conclusions from the various similar developments in the area were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project.
 - The cumulative impacts significance rating must also inform the need and desirability of the proposed development.
 - A cumulative impact environmental statement on whether the proposed development must proceed.

General

You are further reminded to comply with Regulation 21(1) of the NEMA EIA Regulations 2014, as amended, which states that:

“If S&EIR must be applied to an application, the applicant must, within 44 days of receipt of the application by the competent authority, submit to the competent authority a scoping report which has been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority”

You are further reminded that the final SR to be submitted to this Department must comply with all the requirements in terms of the scope of assessment and content of Scoping reports in accordance with Appendix 2 and Regulation 21(1) of the EIA Regulations 2014, as amended.

Further note that in terms of Regulation 45 of the EIA Regulations 2014, as amended, this application will lapse if the applicant fails to meet any of the timeframes prescribed in terms of these Regulations, unless an extension has been granted in terms of Regulation 3(7).

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely



Milicent Solomons
Acting Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment
Letter signed by: Dr Danie Smit
Designation: Deputy Director: National Infrastructure Projects
Date: 08/06/2022

cc:	Mr Peter Carl Venn	Emoyeni Renewable Energy Farm	Email: Peter.venn@windlab.com
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Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia· PRETORIA

DFFE Reference: 14/12/16/3/3/2/2161

Enquiries: Juliet Mahlangu

Telephone: (012) 399 9320 **E-mail:** jmmahlangu@dfpe.gov.za

Ms Jo-Anne Thomas
Savannah Environmental (Pty) Ltd
P.O. Box 148
SUNNINGHILL
2157

Telephone Number: 011 656 3237
Email Address: joanne@savannahsa.com

PER E-MAIL / MAIL

Dear Ms Thomas

ACCEPTANCE OF THE SCOPING REPORT FOR THE PROPOSED UMBILA EMOYENI SOLAR ENERGY FACILITY, MPUMALANGA PROVINCE

The final Scoping Report (SR) and the Plan of Study for Environmental Impact Assessment dated June 2022 and received by the Department on 24 June 2022, refer.

The Department has evaluated the submitted final SR and the Plan of Study for Environmental Impact Assessment dated June 2022 and is satisfied that the documents comply with the minimum requirements of the Environmental Impact Assessment (EIA) Regulations, 2014, as amended. The FSR is hereby accepted by the Department in terms of Regulation 22(1)(a) of the EIA Regulations, 2014, as amended.

You may proceed with the environmental impact assessment process in accordance with the tasks contemplated in the Plan of Study for Environmental Impact Assessment as required in terms of the EIA Regulations, 2014, as amended.

In addition, the following amendments and additional information are required for the EIAr:

(a) Listed Activities

- (i) The EIAr must provide an assessment of the impacts and mitigation measures for each of the listed activities applied for.
- (ii) The listed activities represented in the EIAr and the application form must be the same and correct.
- (iii) The EIAr must assess the correct sub listed activity for each listed activity applied for.

(b) Public Participation

- (i) Please ensure that comments from all relevant stakeholders are submitted to the Department with the EIAr. This includes but is not limited to the Eskom, the provincial Department of Agriculture Rural

Development, Land and Environmental Affairs, Mpumalanga Tourism and Parks Agency, Govan Mbeki Local Municipality, Lekwa Local Municipality and Msukaligwa Local Municipality, Gert Sibande District Municipality, the South African Heritage Resources Agency (SAHRA), The South African Civil Aviation Authority (SACAA), The Department of Transport, The Department of Water and Sanitation (DWS), The South African National Roads Agency Limited (SANRAL), The Endangered Wildlife Trust (EWT), The Endangered Wildlife Trust (EWT), Square Kilometre Array (SKA), The South African Astronomy Observation (SAAO) and the Department of Environment, Forestry and Fisheries: Directorate Biodiversity and Conservation

- (ii) Please ensure that all issues raised and comments received during the circulation of the draft SR and draft EIAr from registered I&APs and organs of state which have jurisdiction in respect of the proposed activity are adequately addressed in the final EIAr. Proof of correspondence with the various stakeholders must be included in the final EIAr. Should you be unable to obtain comments, proof should be submitted to the Department of the attempts that were made to obtain comments.
- (iii) A Comments and Response trail report (C&R) must be submitted with the final EIAr. The C&R report must incorporate all comments for this development. The C&R report must be a separate document from the main report and the format must be in the table format as indicated in Appendix 1 of this comments letter. Please refrain from summarising comments made by I&APs. All comments from I&APs must be copied verbatim and responded to clearly. Please note that a response such as “noted” is not regarded as an adequate response to I&AP’s comments.
- (iv) Comments from I&APs must not be split and arranged into categories. Comments from each submission must be responded to individually.
- (v) The Public Participation Process must be conducted in terms of Regulation 39, 40, 41, 42, 43 & 44 of the EIA Regulations, 2014, as amended.
- (vi) The EAP is requested to contact the Department to make the necessary arrangements to conduct a site inspection prior to the submission of the final EIAr.

(c) Alternatives

- (i) Please provide a description of each of the preferred alternative type and provide detailed motivation on why it is preferred.

(d) Layout & Sensitivity Maps

- (i) The EIAr must provide the four corner coordinate points for the proposed development site (note that if the site has numerous bend points, at each bend point coordinates must be provided) as well as the start, middle and end point of all linear activities.
- (ii) The EIAr must provide the following:
 - Clear indication of the envisioned area for the proposed facility;
 - Clear description of all associated infrastructure. This description must include, but is not limited to the following:
 - Internal roads infrastructure; and;
 - All supporting onsite infrastructure such as laydown area, guard house and control room etc.
 - All necessary details regarding all possible locations and sizes of the proposed satellite substation and the main substation.
- (iii) A copy of the final preferred route layout map. All available biodiversity information must be used in the finalisation of the layout map. Existing infrastructure must be used as far as possible e.g. roads
- (iv) The layout map must indicate the following:
 - PV positions and its associated infrastructure;
 - Permanent laydown area footprint;

- Internal roads indicating width (construction period width and operation period width) and with numbered sections between the other site elements which they serve (to make commenting on sections possible);
 - Wetlands, drainage lines, rivers, stream and water crossing of roads and cables indicating the type of bridging structures that will be used;
 - The location of sensitive environmental features on site e.g. CBAs, heritage sites, wetlands, drainage lines etc. that will be affected by the facility and its associated infrastructure;
 - Substation(s) and/or transformer(s) sites including their entire footprint;
 - Location of access and service roads;
 - Connection routes (including pylon positions) to the distribution/transmission network;
 - All existing infrastructure on the site, especially railway lines and roads;
 - Buffer areas;
 - Buildings, including accommodation; and
 - All “no-go” areas.
- (v) An environmental sensitivity map indicating environmental sensitive areas and features identified during the assessment process.
- (vi) A map combining the final layout map superimposed (overlain) on the environmental sensitivity map.

(e) Cumulative Assessment

- (i) Should there be any other similar projects within a 30km radius of the proposed development site, the cumulative impact assessment for all identified and assessed impacts must be refined to indicate the following:
- Identified cumulative impacts must be clearly defined, and where possible the size of the identified impact must be quantified and indicated, i.e., hectares of cumulatively transformed land.
 - Detailed process flow and proof must be provided, to indicate how the specialist’s recommendations, mitigation measures and conclusions from the various similar developments in the area were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project.
 - The cumulative impacts significance rating must also inform the need and desirability of the proposed development.
 - A cumulative impact environmental statement on whether the proposed development must proceed.

(f) Specialist assessments

- (i) The EAP must ensure that the terms of reference for all the identified specialist studies must include the following:
- A detailed description of the study’s methodology; indication of the locations and descriptions of the development footprint, and all other associated infrastructures that they have assessed and are recommending for authorisations.
 - Provide a detailed description of all limitations to the studies. All specialist studies must be conducted in the right season and providing that as a limitation will not be allowed.
 - Please note that the Department considers a ‘no-go’ area, as an area where no development of any infrastructure is allowed; therefore, no development of associated infrastructure including access roads is allowed in the ‘no-go’ areas.
 - Should the specialist definition of ‘no-go’ area differ from the Departments definition; this must be clearly indicated. The specialist must also indicate the ‘no-go’ area’s buffer if applicable.
 - **All specialist studies must be final, and provide detailed/practical mitigation measures for the preferred alternative and recommendations, and must not recommend further studies to be completed post EA.**

- Should a specialist recommend specific mitigation measures, these must be clearly indicated.
- Regarding cumulative impacts:
 - Clearly defined cumulative impacts and where possible the size of the identified impact must be quantified and indicated, i.e. hectares of cumulatively transformed land.
 - A detailed process flow to indicate how the specialist's recommendations, mitigation measures and conclusions from the various similar developments in the area were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project.
 - Identified cumulative impacts associated with the proposed development must be rated with the significance rating methodology used in the process.
 - The significance rating must also inform the need and desirability of the proposed development.
 - A cumulative impact environmental statement on whether the proposed development must proceed.
- (ii) Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expertise advice.
- (iii) Please include a table in the EIAR summarising the specialist studies required by the Screening Tool, a column indicating whether these studies were conducted or not, and a column with motivation for any studies not conducted.
- (iv) It is further brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were promulgated in Government Notice No. 320 of 20 March 2020 (i.e. "the Protocols"), and in Government Notice No. 1150 of 30 October 2020 (i.e. protocols for terrestrial plant and animal species), have come into effect. Should this study be required, the specialist assessments must be conducted in accordance with these protocols. Please note further that the Protocols require the specialists to be SACNASP registered.
- (v) Please be reminded that section 2(3) of NEMA requires developments to be socially, environmentally and *economically* sustainable, while section 2(4)(i) of NEMA requires the social, *economic* and environmental impacts of activities, including disadvantages and benefits, to be considered, assessed and evaluated
- (vi) The following Specialist Assessments will form part of the EIAR:

Specialist Study	Company
Terrestrial Ecology (Fauna and Flora)	Gerhard Botha of Nkurenkuru Ecology and Biodiversity (Pty) Ltd
Freshwater resources (including all waterbodies and wetlands)	Gerhard Botha of Nkurenkuru Ecology and Biodiversity (Pty) Ltd
Bats	Jonathan Aronson of Camissa
Avifauna	Owen Davies of Arcus Consulting
Soils and Agricultural Potential	van Baker/Andrew Husted of the Biodiversity Company
Heritage (including Cultural Landscape, Archaeology and Palaeontology)	Jenna Lavin of CTS Heritage
Visual	Jon Marshall of Environmental Planning & Design CC
Noise	Morné de Jager of Enviro-Acoustic Research
Traffic	Iris Wink of JG Afrika
Socio-Economic	Pierre van Jaarsveld of Urban-Econ Development Economist (Pty) Ltd

(g) Environmental Management Programme (EMPr)

- (i) It is drawn to your attention that for substation infrastructure and overhead electricity transmission and distribution infrastructure, when such facilities trigger activity 11 or 47 of the Environmental Impact Assessment Regulations Listing Notice 1 of 2014, as amended, and any other listed and specified activities necessary for the realisation of such facilities, the generic Environmental Management Programme (EMPr), contemplated in Regulations 19(4) must be used and submitted with the EIAr over and above the EMPr for the wind facility. Please ensure that any specific mitigation measures identified in the EIAr and specialist reports for the on-site substations are incorporated into the generic EMPr.
- (ii) Please ensure that the mitigation measures specified in the EIAr and specialist reports are also incorporated into the EMPr. In addition, ensure that the EMPr complies with the content of the EMPr in terms of Appendix 4 of the EIA Regulations, 2014, as amended.
- (iii) Please also include in the EMPr, a recommended frequency for the auditing of compliance with the conditions of the EA and EMPr, and for the submission of such compliance reports to the competent authority.
- (iv) EMPr must include an environmental sensitivity map indicating environmental sensitive areas and features identified during the assessment process.
- (v) A map combining the final layout map superimposed (overlain) on the environmental sensitivity map.
- (vi) EMPr must include measures to protect hydrological features such as streams, rivers, pans, wetlands, dams and their catchments, and other environmental sensitive areas from construction impacts including the direct or indirect spillage of pollutants.

(h) General

- (i) The EIAr must provide the technical details for the proposed facility in a table format as well as their description and/or dimensions. A sample for the minimum information required is listed under Annexure 2 below.
- (ii) Details of the future plans for the site and infrastructure after decommissioning in 20-30 years and the possibility of upgrading the proposed infrastructure to more advanced technologies must be indicated.
- (iii) Should a Water Use License be required, proof of application for a license needs to be submitted.
- (iv) The EAP must provide landowner consent for all farm portions affected by the proposed project, whether the project component is linear or not, i.e. all farm portions where the access road, solar panels and associated infrastructure is to be located.
- (v) A construction and operational phase EMPr that includes mitigation and monitoring measures must be submitted with the final EIAr.
- (vi) Please also ensure that the final EIAr includes the period for which the Environmental Authorisation is required and the date on which the activity will be concluded as per Appendix 3 of the NEMA EIA Regulations, 2014, as amended.

The applicant is hereby reminded to comply with the requirements of Regulation 45 of GN R982 of 04 December 2014, as amendment, with regard to the time period allowed for complying with the requirements of the Regulations.

Should you fail to meet any of the timeframes stipulated in Regulation 23 of the NEMA EIA Regulations, 2014, as amended, your application will lapse.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an environmental authorisation being granted by the Department.

Yours faithfully



Ms Milicent Solomons
Acting Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment
Signed by: Dr Danie Smit
Designation: Deputy Director: National Infrastructure Projects
Date: 04/08/2022

cc:	Mr Peter Carl Venn	Emoyeni Renewable Energy Farm (Pty) Ltd	E-mail: Peter.venn@windlab.com
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Annexure 1

Format for Comments and Response Trail Report:

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
<p>Pule Joseph Lenong Department of Water and Sanitation (DWS) Email correspondence: 07 February 2022</p>	<p>On behalf of the Provincial Head of the Department of Water and Sanitation: Free State, I hereby would like to acknowledge receipt your e-mail with kindness. The contents are receiving attention. In future, if you do not mind, please send your EIA directly to this office. Mr George Nel is copied here and myself</p>	<p>The comment raised by the DWS has been noted. In addition, George Nel has been added onto the database for all future correspondence.</p>

Annexure 2: Sample of technical details for the proposed facility

Component	Description / dimensions
Height of PV panels	
Area of PV Array	
Number of inverters required	
Area occupied by inverter / transformer stations / substations	
Capacity of on-site substation	
Area occupied by both permanent and construction laydown areas	
Area occupied by buildings	
Length of internal roads	
Width of internal roads	
Proximity to grid connection	
Height of fencing	
Type of fencing	

Chantelle Geyer

From: Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Sent: Thursday, October 13, 2022 8:44 AM
To: Chantelle Geyer
Cc: Jo-Anne Thomas; Nicolene Venter; Nyiko Nkosi
Subject: RE: Ummbila Emoyeni Wind Energy Facility site visit - DFFE Ref: 14/12/16/3/3/2/2160

Good Morning

I refer to our telephonic conversation, I confirm that you can submit the Reports and the final report and we schedule the site visit after. We will combine the site visits since the projects are located at the same area.

Regards

Julliet Mahlangu
Environmental Officer Specialised Production
Chief Directorate Integrated Environmental Authorisation
Department of Forestry, Fisheries and Environment
Cell: 064 880 8742
Tel: (012) 399 9320



From: Chantelle Geyer <Chantelle@savannahsa.com>
Sent: Thursday, 13 October 2022 08:31
To: Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Cc: Jo-Anne Thomas <joanne@savannahsa.com>; Nicolene Venter <nicolene@savannahsa.com>
Subject: Ummbila Emoyeni Wind Energy Facility site visit - DFFE Ref: 14/12/16/3/3/2/2160
Importance: High

Good morning, Ms. Mahlangu

I hope you are doing well.

We have received notification that the Department would like to do a site visit to the proposed Ummbila Emoyeni Wind Energy Facility (DFFE Ref: 14/12/16/3/3/2/2160) before we submit the final EIA report. Is there any chance that we can arrange for the site visit to be conducted after the submission of the final EIA, as we have two other projects, the proposed Ummbila Emoyeni Solar Energy Facility and Ummbila Emoyeni EGI, located on the same property? The draft EIA for these two projects is due tomorrow (14 October '22) and we would kindly like to request that the site visit for all three projects (wind, solar, and grid) be completed together.

Please advise if this will be possible. We are aiming to submit the Final EIA for the Wind Energy Facility tomorrow (14 October '22).

Kind regards,



Chantelle Geyer
Junior Environmental Consultant

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SAWEA Award for Leading Environmental Consultant on Wind Projects in 2013 & 2015

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forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia,· PRETORIA

DFFE Reference: 14/12/16/3/3/2/2161

Enquiries: Ms Julliet Mahlangu

Telephone: (012) 399 9320 **E-mail:** jmmahlangu@dff.gov.za

Ms Jo-Anne Thomas
Savannah Environmental (Pty) Ltd
PO Box 148
SUNNINGHILL
2191

Telephone Number: 011 656 3237/3256/3251
Cell Phone: 082 775 5628
Email Address: info@savannahsa.com

PER MAIL / E-MAIL

Dear Ms Thomas

COMMENTS ON DRAFT ENVIRONMENTAL IMPACT ASSESSMENT REPORT FOR THE PROPOSED UMMBILA EMOYENI SOLAR ENERGY FACILITY, MPUMALANGA PROVINCE

The Draft Environmental Impact Assessment Report (EIAr) received by the Department on 14 October 2022 and acknowledged on 18 October 2022, respectively, refer.

This letter serves to inform you that the following information must be included in the final EIAr:

(a) Specific comments

- Recommendations provided by specialist reports must be considered and used to inform the layout.
- Please ensure that all mitigation recommendations are in line with applicable and most recent guidelines.
- The final EIAr must provide the technical details for the proposed facility in a table format as well as their description and/or dimensions.
- Please ensure that all softcopy maps are clear and legible
- Please ensure that the final EIAr complies with the requirements of Appendix 3 of the NEMA EIA Regulations, 2014, as amended, all conditions of the acceptance of the scoping report, and this letter.

(b) Listed Activities

- If the activities applied for in the application form differ from those mentioned in the final EIAr, an amended application form must be submitted. Please note that the Department's application form template has been amended and can be downloaded from the following link <https://www.environment.gov.za/documents/forms>.
- The relevant authorities with jurisdiction in respect of geographically designated areas in terms of GN R. 985 (Listing Notice 3) Activities must be continuously involved throughout the environmental impact assessment process. Written comments (or proof of consultation) must be obtained from the relevant authorities and submitted to this Department. In addition, a graphical representation of the proposed

development within the respective geographical areas must be provided. Please also ensure that the potential impacts on the affected geographical areas are fully assessed in the EIAr.

(c) Public Participation

- Please ensure that comments from all relevant stakeholders are submitted to the Department with the EIAr. This includes but is not limited to the provincial Department of Agriculture, SANRAL, Local Municipality, the District Municipality, the Department of Water and Sanitation (DWS), the South African Heritage Resources Agency (SAHRA), the Endangered Wildlife Trust (EWT), BirdLife SA, the Department of Mineral Resources, the Department of Rural Development and Land Reform, and the Department of Forestry, Fisheries and the Environment: Directorate Biodiversity and Conservation.
- Please ensure that all issues raised and comments received during the circulation of the draft SR and draft EIAr from registered I&APs and organs of state which have jurisdiction in respect of the proposed activity are adequately addressed in the final EIAr. Proof of correspondence with the various stakeholders must be included in the final EIAr. Should you be unable to obtain comments, proof should be submitted to the Department of the attempts that were made to obtain comments.
- A Comments and Response trail report (C&R) must be submitted with the final EIAr. The C&R report must incorporate all comments for this development including Department's comments included in the acceptance of scoping report as well as these comments on the draft EIAr. The C&R report must be a separate document from the main report.. Please refrain from summarising comments made by I&APs. All comments from I&APs must be copied verbatim and responded to clearly. Please note that a response such as "noted" is not regarded as an adequate response to I&AP's comments.
- Comments from I&APs must not be split and arranged into categories. Comments from each submission must be responded to individually.
- The Public Participation Process must be conducted in terms of Regulation 39, 40, 41, 42, 43 & 44 of the EIA Regulations, 2014, as amended.
- The EAP is requested to contact the Department to make the necessary arrangements to conduct a site inspection prior to the submission of the final EIAr.

(d) Specialist assessments

- Specialist studies must provide a detailed description of their methodology, as well as all other associated infrastructures that they have assessed and are recommending for the authorisation.
- The specialist studies must also provide a detailed description of all limitations to their studies. All specialist studies must be conducted in the right season and providing that as a limitation, will not be accepted.
- Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expertise advice.
- Please include a table in the EIAr summarising the specialist studies required by the Screening Tool, a column indicating whether these studies were conducted or not, and a column with motivation for any studies not conducted.
- It is further brought to your attention that the Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were promulgated in Government Notice No. 320 of 20 March 2020 (i.e. "the Protocols"), and in Government Notice No. 1150 of 30 October 2020 (i.e. protocols for terrestrial plant and animal species) have come into effect. Please note that specialist assessments must be conducted in accordance with these protocols, except where the applicant provides proof to the competent authority that the specialist assessment affected by these protocols had been commissioned before the date on which the protocols came into effect, in which case Appendix 6 of the Environmental impact Assessment

Regulations, 2014, as amended, will apply to such applications. Please indicate in the EIAr whether the protocols were applied.

- Please also ensure that the specialist studies conducted as per requirements of the protocols also include the Site Verification Report that confirms the level of sensitivity from what has been identified by the screening report.
- Please note that the Protocols require the specialists to be SACNASP registered. Proof of registration in the form of valid SACNASP certificate must be submitted for each specialist conducted.
- For the themes that have been identified as medium which requires compliance statements, please ensure that these compliance statements are attached to the EIAr and that they comply with the requirement of the protocols.

(e) Environmental Management Programme

The EMPr must also include the following:

- All recommendations and mitigation measures recorded in the EIAr and the specialist studies conducted.
- An environmental sensitivity map indicating environmental sensitive areas and features identified during the assessment process.
- Measures to protect hydrological features such as streams, rivers, pans, wetlands, dams and their catchments, and other environmental sensitive areas from construction impacts including the direct or indirect spillage of pollutants.
- In addition to the above, the EMPr must comply with Appendix 4 of the EIA Regulations, 2014, as amended.

General

You are further reminded to comply with Regulation 23(1)(a) of the NEMA EIA Regulations, 2014, as amended, which states that: *“The applicant must within 106 days of the acceptance of the scoping report submit to the competent authority -*

(a) an environmental impact assessment report inclusive of any specialist reports, an EMPr, a closure plan in the case of a closure activity and where the application is a mining application, the plans, report and calculations contemplated in the Financial Provisioning Regulations, which must have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority.”

Should there be significant changes or new information that has been added to the EIAr or EMPr which changes or information was not contained in the reports or plans consulted on during the initial public participation process, you are required to comply with Regulation 23(1)(b) of the NEMA EIA Regulations, 2014, as amended, which states: *“The applicant must within 106 days of the acceptance of the scoping report submit to the competent authority – (b) a notification in writing that the documents contemplated in sub-regulation 1(a) will be submitted within 156 days of acceptance of the scoping report by the competent authority or where regulation 21(2) applies, within 156 days of receipt of the application by the competent authority, as significant changes have been made or significant new information has been added to the documents, which changes or information was not contained in the original documents consulted on during the initial public participation process contemplated in sub-regulation (1)(a), and that the revised documents contemplated in sub-regulation 1(a) will be subjected to another public participation process of at least 30 days”.*

Should you fail to meet any of the timeframes stipulated in Regulation 23 of the NEMA EIA Regulations, 2014, as amended, your application will lapse.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely



Ms Milicent Solomons

Acting Chief Director: Integrated Environmental Authorisations

Department of Forestry, Fisheries and the Environment

Signed by: Dr Danie Smit

Designation: Deputy Director: National Integrated Authorisation Projects

Date: 03/11/2022

cc:	Mr Peter Carl Venn	Emoyeni Renewable Energy Farm	Email: Peter.venn@windlab.com
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Jo-Anne Thomas

From: Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Sent: Monday, 31 October 2022 18:35
To: Jo-Anne Thomas
Cc: Nicolene Venter; Chantelle Geyer
Subject: RE: Umbila Emoyeni Wind Energy Facility site visit - DFFE Ref: 14/12/16/3/3/2/2160; 14/12/16/3/3/2/2161; 14/12/16/3/3/2/2162

Good Day

Please submit the final , we will schedule the site visit for later this month or early December.

Regards

Julliet Mahlangu
Environmental Officer Specialised Production
Chief Directorate Integrated Environmental Authorisation
Department of Forestry, Fisheries and Environment
Cell: 064 880 8742
Tel: (012) 399 9320



From: Jo-Anne Thomas <joanne@savannahsa.com>
Sent: Friday, 28 October 2022 17:47
To: Julliet Mahlangu <JMMahlangu@dffe.gov.za>
Cc: Nicolene Venter <nicolene@savannahsa.com>; Chantelle Geyer <Chantelle@savannahsa.com>
Subject: RE: Umbila Emoyeni Wind Energy Facility site visit - DFFE Ref: 14/12/16/3/3/2/2160; 14/12/16/3/3/2/2161; 14/12/16/3/3/2/2162
Importance: High

Dear Ms. Mahlangu,

The email correspondence below has reference. Please advise your availability for a site visit for the Umbila wind and solar facilities and associated grid connection infrastructure the week of 07 November 2022, or confirm that this site visit can be undertaken after submission of the final EIA Reports.

Kind regards
Jo-Anne

Jo-Anne Thomas
Director | Savannah Environmental (Pty) Ltd
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From: Chantelle Geyer <Chantelle@savannahsa.com>
Sent: Thursday, 13 October 2022 08:31
To: jmmahlangu@dffe.gov.za
Cc: Jo-Anne Thomas <joanne@savannahsa.com>; Nicolene Venter <nicolene@savannahsa.com>

Subject: Ummbila Emoyeni Wind Energy Facility site visit - DFFE Ref: 14/12/16/3/3/2/2160

Importance: High

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Please advise if this will be possible. We are aiming to submit the Final EIA for the Wind Energy Facility tomorrow (14 October '22).

Kind regards,



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