



GAUTENG PROVINCE
AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

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Mr Masopha Moshoeshoe
NEW GX ENVIRO SOLUTIONS AND LOGISTICS HOLDINGS (PTY) LTD
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GDARD
Office of the HOD

14 SEP 2017

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Dear Mr. Moshoeshoe,

RE: AMENDMENT GRANTED: AMENDMENT OF WASTE MANAGEMENT LICENCE FOR THE PROPOSED UPGRADE OF KWAGGASRAND RECYCLING FACILITY FOR NEW GX ENVIRO SOLUTIONS AND LOGISTICS HOLDINGS (PTY) LTD ON PORTION 463 OF THE FARM PRETORIA TOWN AND TOWNLANDS 351 JR, CITY OF TSHWNE METROPOLITAN MUNICIPALITY, WITH REFERENCE NUMBER GAUT006/17-18/W0010

The above matter in respect of your application for an amendment dated August 2017 and received by the Department on 16 August 2017 has reference.

Please be advised that the Department has, under the powers vested in it by Regulation 27(2) (a) and (4) of the Environmental Impact Assessment Regulations, 2014 ("the Regulations"), decided to grant the proposed amendment of Waste Management Licence (Gaut: 002/14-15/W0015) dated 31 March 2016.

The addendum reflecting the amendment and reasons for the decision are attached hereto.

In terms of Regulation 4 (2) of the Environmental Impact Assessment Regulations, 2014, you are instructed to notify all registered interested and affected parties, in writing and within **fourteen (14) days** of the date of this letter, of the Department's decision in respect of your application as well as the provisions regarding the making of appeals that are provided for in the regulations.

Your attention is drawn to Chapter 2 of the National Appeal Regulations, 2014 which regulates the appeal process. Should you wish to appeal any aspect of the decision, you must within **twenty (20) days** of the date of notification of the decision submit your appeal including supporting documents to the appeal administrator by any of the following means:

Postal Address:

The Appeals Administrator
Department of Agriculture and Rural Development
PO Box 8769
JOHANNESBURG
2000

Physical Address:

The Appeals Administrator
Department of Agriculture and Rural Development
56 Eloff Street
Umnotho House, 23rd Floor
Marshalltown
JOHANNESBURG
2000

Fax No: 011 240 3158/2700

Email Address: appeals@gauteng.gov.za

Your appeal must be submitted in the prescribed appeal form obtainable from the appeal administrator, Ms Tsholofelo Mere at telephone number 011 240 3204 or email address Tsholofelo.mere@gauteng.gov.za. The appeal form is also available from our website: www.gdard.gpg.gov.za. Should you have queries or require additional information regarding the appeal process, you can contact the appeal administrator on any of the mentioned contact details.

Kind regards,



Mr BN Nkontwana

HEAD OF DEPARTMENT: AGRICULTURE AND RURAL DEVELOPMENT

Date: 14/9/2017

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CC: Shangoni Management Services (Pty) Ltd

Attn: Mr. K. Venter
Tel: 012 807 7036
Email: Karien@shangoni.co.za

GDARD Compliance Monitoring

Attn: Ms. L. Mkhungo
Fax: 086 420 2110
Email: Lungile.Mkhungo@gauteng.gov.za

GDARD: Pollution and Waste Management

Attn: Ms. N. E. Rammbasa
Tel: 011 240 2682
Fax: 086 632 2017
Email: nkhumeleni.rammbasa@gauteng.gov.za



GAUTENG PROVINCE

AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

Addendum to Waste Management Licence

Licence register number: *Gaut: 002/14-15/W0015*

Amended Application Number: *Gaut: 006/17 -18/W0010*

Waste Management Facility: *Kwaggasrand Recycling Facility*

Holder of licence: *New GX Enviro Solutions and Logistics Holdings (Pty) Ltd*

Location of activity: *Portion of Portion 463 of the farm Pretoria Town and Townlands 351 JR, City of Tshwane Metropolitan Municipality*

Coordinates

<i>Latitude</i>	<i>Longitude</i>
<i>25⁰ 46' 27.68"</i>	<i>28⁰ 05' 57.70"</i>
<i>25⁰ 46' 30.26"</i>	<i>28⁰ 05' 58.50"</i>
<i>25⁰ 46' 31.87"</i>	<i>28⁰ 05' 54.03"</i>
<i>25⁰ 46' 35.14"</i>	<i>28⁰ 05' 42.45"</i>
<i>25⁰ 46' 36.64"</i>	<i>28⁰ 05' 30.69"</i>
<i>25⁰ 46' 29.21"</i>	<i>28⁰ 05' 28.57"</i>
<i>25⁰ 46' 30.03"</i>	<i>28⁰ 05' 35.77"</i>
<i>25⁰ 46' 30.20"</i>	<i>28⁰ 05' 39.01"</i>

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1. Decision

The Department has decided to amend the Waste Management Licence (Gaut: 002/14-15/W0015) dated 31 March 2016 issued to New GX Enviro Solutions and logistics Holdings (Pty) Ltd for Kwaggasrand Recycling facility, in terms of Regulation 29, Part 1 of the Environmental Impact Assessment Regulations, 2014.

2. Amendment

The Waste Management Licence (Gaut: 002/14-15/W0015) dated 31 March 2016 is hereby amended as follows:

- a) Activity applied for which reads: Category B, Listed Activity No. 6: *"The treatment of general waste using any form of treatment at a facility that has the capacity to process in excess of 10 tons but less than 100 tons."*

is hereby amended to read as follows:

"the treatment of general waste in excess of 100 tons per day calculated as a monthly average, using any form of treatment."

- b) Condition 3.1(b) which reads: *"The licence is for the upgrading of Kwaggasrand recycling facility to a multipurpose recycling facility on portion 463 of the farm Pretoria Town and Townlands 351 JR, which will cover an area of 7.13hectares in extent."*

is hereby amended to read as follows:

"The licence is for the upgrading and the operation of Kwaggasrand recycling facility to a multipurpose recycling facility on portion 463 of the farm Pretoria Town and Townlands 351 JR, which will cover an area of 7.13 hectares in extent."

- c) Condition 3.3.7.4(c) which reads: *"New GX Enviro Solutions and Logistics Holdings (Pty) Ltd must ensure that waste containers and concrete areas on which waste is stored or handled are maintained and cleaned effectively daily."*

is hereby amended by removal of the word "daily" to read as follows:

"New GX Enviro Solutions and Logistics Holdings (Pty) Ltd must ensure that waste containers and concrete areas on which waste is stored or handled are maintained and cleaned effectively."

- d) Condition 3.3.4(d) which reads: *"The entire site where waste is stored, treated and loaded must have a roof and impermeable floors with drainage system"*.

is hereby amended by the removal of the requirement for a roof to read as follows:

- i. **"New GX Enviro Solutions and Logistics Holdings (Pty) Ltd** must ensure that the Material Recovery Facility (MRF) and Wet Waste Treatment plant where waste is stored, treated and loaded must have an impermeable floor with drainage system to prevent the leaching of waste."

- ii. **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd** must ensure that the leachate collection pond within the composting facility is impermeable to prevent environmental pollution.
 - iii. **New GX Enviro Solutions and Logistics (Pty) Ltd** must ensure that drainage system is constructed at the composting facility.
- e) Under Annexure 2: 3. Key factors considered in making the decision 3 (e) which reads :*"The meeting held between the Departmental officials, New GX Enviro Solutions and Logistics Holdings (Pty) Ltd director, Shangani Management Services (Pty) Ltd (EAP) and Mr. Sello from CTMM via phone dated 18 March 2016."*

is hereby amended to read as follows:

The meeting held between the Departmental officials, New GX Enviro Solutions and Logistics Holdings (Pty) Ltd director, Shangani Management Services (Pty) Ltd (EAP), Mr. Sello Mphaga via phone dated 18 March 2016."

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3. Conditions of approval of the amendment

- a) **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd** is responsible for all the activities undertaken at the facility.
- b) All other conditions contained in the initial Waste Management Licence dated 31 March 2016 are still applicable and must still be complied with.
- c) No additions, alterations or realignments are to take place which would contravene the conditions of the initial Waste Management Licence.
- d) The Department must be notified in writing should there be any change in the ownership arrangements. The notification of such an intention must be in writing and made at least **one hundred and twenty (120) days** prior to the said transaction. Should the approval be granted, the subsequent licence holder shall remain liable to comply with all licence conditions for the site.

4. Appeal

- a) **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd** must notify all Registered Interested and Affected Parties in writing and within **fourteen (14) days**, of receiving the Department's decision to issue this amendment to the issued waste management licence.
- b) The notification referred to in 4 (a) must:
 - i. Specify the date on which the Addendum was issued and reasons for the decision.
 - ii. Inform the Registered Interested and Affected Parties of the appeal procedure provided for in the National Appeal Regulations, 2014.
 - iii. Advise the Registered Interested and Affected Parties that a copy of the Addendum will be furnished on request by **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd**.

5. General Conditions

- a) A copy of this Addendum together with the copy of the initial Waste Management Licence and the amendments must be kept at the site. These must be produced to any authorised official of the Department who requests to see them and must be made available for inspection by any employee or agent of **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd**, who works or undertakes work at the property. If it is not possible to keep copies on site, they must be kept at the offices of the site manager.

- b) **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd** must notify the Department, in writing within **seven (7) days** if a condition of this Addendum is not adhered to. Any notification must be accompanied by reasons for the non-compliance.
- c) Non-compliance with a condition of this Addendum may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998(Act No.107 of 1998) and the Regulations.

Date of Amendment: 14/9/2017

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REASONS FOR DECISION

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1. Background

The Department issued the Waste Management Licence with reference number Gaut: 002/14-15/W0015 to **New GX Enviro Solutions and Logistics Holdings (Pty) Ltd**, to undertake the following activity –

To upgrade the existing Kwaggasrand recycling facility to include multipurpose recycling facility to handle cardboard, paper, plastics, cans, glass, waste tyres, green waste, wet waste and builder's rubble for processing at Kwaggasrand landfill on portion 463 of the farm Pretoria Town and Townlands 351 JR, which falls within the jurisdiction of City of Tshwane Metropolitan Municipality.

2. Information considered

The Department took, *inter alia*, the following into consideration -

- a) The Waste Management Licence issued by the Department on 31 March 2016.
- b) The information contained in the amendment application form dated 15 August 2017 and received by the Department on 16 August 2017.
- c) Additional information received by the Department on 28 August 2017 via email.

3. Key factors considered

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance is set out below.

- a) Daily cleaning will not be feasible. However the site will be cleaned and maintained effectively so that no nuisance, littering and pollution arises from the site.
- b) A roof over the composting area will hinder the composting process.
- c) No significant environmental impacts are associated with the proposed amendments if the mitigation measures contained in the EMPr and conditions in the Waste Management Licence issued by the Department on 31 March 2016 are adhered to.
- d) The proposed development is situated in the landfill site and is replacing the landfilling of waste on the site.
- e) The proposed activity will significantly decrease the disposal of waste at landfill sites.
- f) The proposed development is situated in the landfill site and is replacing the landfilling of waste on the site.
- g) The landfill site is no longer operational and the alternative landfill site has cost implications to the municipality.

Findings

After consideration of the information and factors listed above, the Department made the following findings -

- a) Three proposed amendments have been clearly demonstrated by the applicant.
- b) Increased and continual waste recycling in the country will increase landfill airspace.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the waste management licence, the proposed activity will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998(Act No. 107 of 1998) and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated to acceptable levels.

The Waste Management Licence is accordingly amended.

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