



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: 12/12/20/1778/5/AM7

Enquiries: Ms Mathodi Mogorosi

Telephone: (012) 399 9388 E-mail: MMogorosi@dfre.gov.za

Mr Douglas Jenman
Spreeukloof Wind Farm (Pty) Ltd
PO Box 163
Newlands
CAPE TOWN
7725

Telephone Number: (021) 674 0429
Email Address: doug@rainmakerenergy.co.za

PER EMAIL / MAIL

Dear Mr Jenman

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 02 NOVEMBER 2012 FOR THE PROPOSED CONSTRUCTION OF THE SPREEUKLOOF WIND ENERGY FACILITY AND ITS ASSOCIATED INFRASTRUCTURE NEAR STERKSTROOM, EASTERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 02 November 2012, the first EA amendment dated 20 May 2013, the second EA amendment dated 23 February 2015, the third EA amendment dated 13 June 2016, the fourth EA amendment dated 15 November 2018, the fifth EA amendment dated 13 January 2022, your application for amendment of the EA received by the Department on 04 July 2022, the acknowledgement thereof on 13 July 2022, the draft Amendment Motivation Report dated July 2022, and received by the Department on 27 July 2022, the comments on the draft Motivation Report dated 25 August 2022, and the final Motivation Report dated September 2022, and received by the Department on 13 September 2022, refer.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 02 November 2012 as amended, as follows:

Amendment 1: Extension of the Environmental Authorisation (EA) validity by an additional three years:

The current validity period of the EA dated 02 November 2012 as amended expires on 02 November 2022 (per page 1 of the EA Amendment dated 15 November 2018, DFFE Reference: 12/12/20/1778/5/AM4). The validity period of the EA is hereby extended by an additional three (03) years to **02 November 2025**. As such, condition 7 of the EA dated 02 November 2012 is amended as follows:

"7 This activity must commence within a period of thirteen (13) years from the date of issue of the authorisation (i.e. the EA lapses on 02 November 2025). If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken."

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Reason for the amendment:

It is the applicant's intention to bid the Spreeukloof Wind Farm in the next bidding window of the South African Government's Renewable Energy Independent Power Producer Procurement Programme (REIPPPP). To date there have been five bidding windows in the REIPPPP, and the validity period of the EA will expire on 02 November 2022. Should the wind farm be successfully selected as a Preferred Bidder in Round 6 of the REIPPPP, construction would be expected to commence in late 2022 or early 2023. The extension of the EA validity is therefore required to enable the holder of the EA to bid the project into upcoming round/s of the REIPPPP and be able commence construction in 2022/2023 (or later) should the project be selected as a Preferred Bidder in REIPPPP.

General

This EA amendment letter must be read in conjunction with the EA dated 02 November 2012 as amended.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulate that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of the Department's decision, as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribes the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

Should any person wish to lodge an appeal against this decision, he/she must submit the appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party, and any organ of state with interest in the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant; or the date that the notification of the decision was sent to the applicant by the Department, whichever is applicable.

Appeals must be submitted in writing in the prescribed form to:

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: appeals@dffe.gov.za;

By hand: Environment House
473 Steve Biko,
Arcadia,
Pretoria,
0083; or

By post: Private Bag X447,
Pretoria,
0001;

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, the lodging of an appeal will suspend the environmental authorisation or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at https://www.environment.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appeals@dffe.gov.za.

Yours faithfully



Mr Vusi Skosana

**Acting Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment**

Date: 07 October 2022

cc:	Jo-Anne Thomas	Savannah Environmental (Pty) Ltd	E-mail: joanne@savannahsa.com
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REPUBLIC OF SOUTH AFRICA

Private Bag X447 PRETORIA 0001 Environment House - 473 Steve Biko Road, Arcadia - PRETORIA
Tel(+ 27 12) 399 9000

Enquiries: Devinagie Bendeman Telephone: 012 399 9337 E-mail: vbendeman@ffe.gov.za

Mr. Vusi Skosana
Director: IEA: National Integrated Authorisations

Dear Mr. Skosana

APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 26 SEPTEMBER 2022 UNTIL 14 OCTOBER 2022

I hereby inform you that I have decided to appoint you as Acting Chief Director: Integrated Environmental Authorisations, for the period of 26 September 2022 until 14 October 2022 whilst Ms Milicent Solomons is on annual leave.

All the correspondence and other documents that are usually signed by the Chief Director: Integrated Environmental Authorisations must be signed under Acting Chief Director: Integrated Environmental Authorisations during the above-mentioned period.

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1996), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the Promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standard, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of these legislations and policies and the amendments thereof. (Copies of Departmental policies can be obtained from the Human Resource Office).

Please accept my heartfelt gratitude for all your assistance on behalf of the department.

Yours sincerely

Ms Devinagie Bendeman
Deputy Director-General: RSCM (Regulatory Compliance and
Sector Monitoring)
Date: 23/09/2022

ACKNOWLEDGEMENT

I ACCEPT / ~~DO NOT ACCEPT~~
appointment as Acting Chief
Director: Integrated Environmental
Authorisations
Signed:

Date: 26 September 2022