



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: 14/12/16/3/3/1/1847/AM1

Enquiries: Mr Jay-Jay Mpelane

Telephone: (012) 399 9404 E-mail: jmpelane@environment.gov.za

Ms Thabelo Mugwedi
Eskom Holdings SOC Ltd
120 Henry Street Eskom Centre 1st Floor,
BLOEMFONTEIN
9301

Telephone Number: (051) 404 5031
Email Address: mugwedt@eskom.co.za

PER EMAIL / MAIL

Dear Ms Mugwedi

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 13 JUNE 2018 FOR THE CONSTRUCTION OF THE 132KV OVERHEAD POWERLINE FROM THE MELKSPRUIT SUBS TO THE ROUXVILLE SUBS WITHIN THE EASTERN CAPE AND THE FREE STATE PROVINCES

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 13 June 2018, your application for amendment of the EA received by the Department on 12 October 2020 and the acknowledgement letter dated 14 October 2020, 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 13 June 2018 as amended, as follows:

Amendment 1: Change in the initial approved alignment

The authorised power line route is deviating from its initial alignment around a property for about 6 kilometres as land rights cannot be obtained for a portion of land in the approved development corridor. The proposed distribution line will thus deviate from its initial approved alignment.

The description of EA dated 13 June 2018 is amended as follows:

a) From:

Walter Sisulu Local Municipality, Joe Gqabi District Municipality Free State Province: Poortjie 38; Klein Poortjie 1082; Orangia A 1043; Waaipolaats No. 61; Annex Uitspanning 1044; Orangia 810; Nuwejaarspruit 1089; The Willow 636; Witpoort No. 39; Noordwegen No. 463; Beestekraal No. 64; Beestekraal No. 64; Esperance No. 1018; Steynsbergvlei No. 863; La Esperance 1024; Botha's Kop No. 528; Kippersol No. 882; Stoltzkraal No. 66; Avignon No. 961; Driekop No. 94; Gedachtenis No. 561; Dorpsgronden Van Rouxville No. 108.

MS

To:

Walter Sisulu Local Municipality, Joe Gqabi District Municipality Free State Province: Poortjie 38; Klein Poortjie 1082; Orangia A 1043; Waaipolaats No. 61; Annex Uitspanning 1044; Orangia 810; Nuwejaarspruit 1089; The Willow 636; Witpoort No. 39; Noordwegen No. 463; Beestekraal No. 64; Beestekraal No. 64; Esperance No. 1018; Steynsbergvlei No. 863; La Esperance 1024; Botha's Kop No. 528; Kippersol No. 882; Stoltzkraal No. 66; Avignon No. 961; Driekop No. 94; Gedachtenis No. 561; Dorpsgronden Van Rouxville No. 108, and **Wanga Nella No. 994**

b) From:

Length 37km

To:

Length 38km

c) From:

Farm and SG Codes Free State Province:

- Poortjie38-F029000000000380000 (Parent Farm),
- Poortjie 38-F029000000000380001 (Subdivision),
- Klein Poortjie 1082- F0290000000010820000,
- Orangia A 1043-F0290000000010430001 (Subdivision),
- Orangia A 1043-F0290000000010430002 (Subdivision),
- Orangia A 1043-F0290000000010430003 (Subdivision),
- Waaipolaats No. 61- F0290000000006100000,
- Annex Uitspanning 1044- F02900000000104400000 (Subdivision of Orangia 810),
- Orangia 810-F0290000000008100000 (Parent Farm),
- Orangia 810- F02900000000081000001 (Subdivision),
- Orangia 810- F02900000000081000003 (Subdivision),
- Nuwejaarspruit 1089- F02900000000108900000,
- The Willow 636- F02900000000063600000,
- Witpoort No. 39- F0290000000003900001,
- Noordwegen No. 463- F02900000000046300000,
- Beestekraal No. 64- F0290000000006400000 (Parent Farm),
- Beestekraal No. 64- F0290000000006400001 (Subdivision),
- Esperance No. 1018- F02900000000101800000,
- Steynsbergvlei No. 863- F02900000000086300000,
- La Esperance 1024- F02900000000102400000,
- Botha's Kop No. 528- F02900000000052800000,
- Kippersol No. 882- F02900000000088200000,
- Stoltzkraal No. 66- F0290000000006600000,
- Avignon No. 961- F029000000000961000,
- Driekop No. 94- F02900000000094000,
- Gedachtenis No. 561- F029000000000561000,
- Dorpsgronden Van Rouxville No. 108- F029000000000108000.

To:

Farm and SG Codes Free State Province

- Poortjie38-F029000000000380000 (Parent Farm),
- Poortjie 38-F029000000000380001 (Subdivision),
- Klein Poortjie 1082- F0290000000010820000,
- Orangia A 1043-F0290000000010430001 (Subdivision),
- Orangia A 1043-F0290000000010430002 (Subdivision),

- Orangia A 1043-F0290000000010430003 (Subdivision),
- Waaiplaats No. 61- F02900000000006100000,
- Annex Uitspanning 1044- F02900000000104400000 (Subdivision of Orangia 810),
- Orangia 810-F0290000000008100000 (Parent Farm),
- Orangia 810- F02900000000081000001 (Subdivision),
- Orangia 810- F02900000000081000003 (Subdivision),
- Nuwejaarspruit 1089- F02900000000108900000,
- The Willow 636- F02900000000063600000,
- Witpoort No. 39- F02900000000003900001,
- Noordwegen No. 463- F02900000000046300000,
- Beestekraal No. 64- F0290000000006400000 (Parent Farm),
- Beestekraal No. 64- F0290000000006400001 (Subdivision),
- Esperance No. 1018- F02900000000101800000,
- Steynsbergvlei No. 863- F02900000000086300000,
- La Esperance 1024- F02900000000102400000,
- Botha's Kop No. 528- F02900000000052800000,
- Kippersol No. 882- F02900000000088200000,
- Stoltzkraal No. 66- F0290000000006600000,
- Avignon No. 961- F029000000000961000,
- Driekop No. 94- F02900000000094000,
- Gedachtenis No. 561- F029000000000561000,
- Dorpsgronden Van Rouxville No. 108- F029000000000108000
- **Poortje 38-F029000000000380002 (Subdivision),**
- **Waaiplaats No. 61- F0290000000006100001,**
- **Wanga Nella No. 994- F0290000000009940000, and**
- **Wanga Nella No. 994- F02900000000099400001**

Reasons for the abovementioned amendments:

The authorised power line route is deviating from its initial alignment around a property for about 6 kilometres because the land rights cannot be obtained for a portion of land in the approved development corridor.

This amendment letter must be read in conjunction with the EA dated 13 June 2018 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 stipulates 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 abuses or compromises 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 EA, of the Department's 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 prescribe 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@environment.gov.za

By hand: Environment House
473 Steve Biko Road
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@environment.gov.za

Yours faithfully,


Mr Sabelo Malaza
Chief Director Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Date: 03/05/2021

CC:	Dirk Prinsloo	GA Environment	E-mail: dirkp@gaenvironment.com
	Ms Grace Mkhosana	Free State Department of Economic, Small Business Development, Tourism and Environmental Affairs	Email: Mkhosana@detea.fs.gov.za