



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: 14/12/16/3/3/1/2514/AM1

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PER EMAIL

Dear Mr Muller

AMENDMENT OF ENVIRONMENTAL AUTHORISATION ISSUED ON 11 AUGUST 2022 FOR THE DEVELOPMENT OF THE RED SANDS PV3 FACILITY AND ASSOCIATED INFRASTRUCTURE ON A SITE LOCATED APPROXIMATELY 22KM NORTH-EAST OF GROBLERSHOOP, WITHIN THE !KHEIS LOCAL MUNICIPALITY AND THE ZF MGCAWU DISTRICT MUNICIPALITY, IN THE NORTHERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Competent Authority (CA) on 11 August 2022, your application for amendment of the EA received by the CA on 06 April 2023, and the acknowledgement letter dated 18 April 2023, refer.

Based on a review of the reason for requesting an amendment to the above EA, this CA, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 11 August 2022, as follows:

Amendment 1: Amendment of the name of the Local Municipality on the EA cover page, page 5 and 7 of the EA

From:

Tsantsabane Local Municipality

To:

!Kheis Local Municipality

MS

Reason for amendment:

The Applicant request to amend the name of the Local Municipality, because the name of the Local Municipality included in the EA differ from those provided in the EIA Application form and the Final BAR date June 2022.

Amendment 2: Amendment to the technical details of the proposed development**From:**

| Components | Description/Dimensions |
|--------------------------------------|---|
| Battery Energy Storage System (BESS) | Maximum height: 2.7m Volume (m ³): 17,070.75 (45X 379.35m ² units) Capacity: 45 (45X 1MWh units) BESS Area: 0.1405ha |
| Other Infrastructure | Fence around the project development area Camera surveillance Internet connection Batter Energy Storage System (BESS) located within substation footprint. Site offices and maintenance buildings, including workshop areas for maintenance and storage. Laydown areas |

To:

| Components | Description/Dimensions |
|--------------------------------------|--|
| Battery Energy Storage System (BESS) | Maximum height: Up to 3.5m Capacity: 153MW and 800MW BESS Area: Up to 5ha |
| Other Infrastructure | Fence around the project development area Camera surveillance Internet connection Batter Energy Storage System (BESS) located adjacent to the substation footprint. Site offices and maintenance buildings, including workshop areas for maintenance and storage. Laydown areas. |

Reason for amendment:

The Applicant request to amend the BESS specifications i.e., area, height and capacity, to comply with the requirements for the Battery Energy Storage Capacity IPP Procurement Programme by DMRE.

Amendment 3: Amendment of the coordinates of the site**From:**

| Project Site | | |
|--------------|---------------|--------------|
| A | 28°42'40.34"S | 22°5'56.43"E |
| B | 28°43'50.72"S | 22°6'20.98"E |
| C | 28°44'11.78"S | 22°6'8.74"E |
| D | 28°43'19.59"S | 22°5'29.66"E |

MS

To:

| <i>Project Site</i> | | |
|---------------------|---------------|---------------------|
| A | 28°42'40.34"S | 22°5'56.43"E |
| B | 28°43'50.72"S | 22°6'27.98"E |
| C | 28°44'11.78"S | 22°6'8.74"E |
| D | 28°43'19.59"S | 22°5'29.66"E |

Reason for amendment:

The Applicant request to amend the coordinates of the site as the site coordinates included in the EA differ from those provided in the final BAR.

Amendment 4: Amendment of the coordinates for the BESS location**From:**

| <i>Battery Energy Storage System coordinates (BESS)</i> | | |
|---|-----------------|-----------------|
| A | 28°42'51.2912"S | 22°05'52.1568"E |
| B | 28°42'51.7323"S | 22°05'52.8924"E |
| C | 28°42'53.3829"S | 22°05'51.7194"E |
| D | 28°42'52.9093"S | 22°05'50.9997"E |

To:

| <i>Battery Energy Storage System coordinates (BESS)</i> | | |
|---|----------------------|---------------------|
| A | 28°43'18.08"S | 22°5'33.58"E |
| B | 28°43'20.46"S | 22°5'37.61"E |
| C | 28°43'10.63"S | 22°5'45.16"E |
| D | 28°43'7.79"S | 22°5'41.29"E |

Reason for amendment:

The Applicant request to amend the coordinates for the BESS location, because the BESS will be located adjacent to the substation footprint, to accommodate the sizing required for the IPP Procurement Programme by DMRE.

This proposed amendment letter must be read in conjunction with the EA dated 11 August 2022.

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 fourteen (14) days of the date of the decision, of the Department's decision as well as the provisions regarding the submission of appeals that are contained in the EIA Regulations.

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.

Your attention is drawn to Chapter 2 of the 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 twenty (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: appealsdirector@dfre.gov.za

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

By post: Private Bag X 447
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.dfre.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appealsdirector@dfre.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment
Date: 05/05/2023

| | | | |
|-----|----------------|----------------------------------|---|
| Cc: | Jo-Anne Thomas | Savannah Environmental (Pty) Ltd | Email: joanne@savannahsa.com |
| | Bryan Fisher | Northern Cape (DAERD&LR) | Email: Bfisher@ncpg.gov.za |
| | Fanus van Eck | !Kheis Local Municipality | Email: fvaneck@gmail.com |