



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: 14/12/16/3/3/2/685/AM1

Enquiries: Ms Samkelisiwe Dlamini

Telephone: (012) 399 9379 E-mail: SDlamini@dfpe.gov.za

Mr James Cumming
Emoyeni Wind Farm Project (Pty) Ltd
PO Box 23101
CLAREMONT
7735

Telephone Number: 083 318 3982
Email Address: stephnie.kot@aced.co.za

PER EMAIL / MAIL

Dear Mr Cumming

AMENDMENT OF ENVIRONMENTAL AUTHORISATION ISSUED ON 06 SEPTEMBER 2018 FOR THE PROPOSED PHASE 2 UMSINDE EMOYENI WIND ENERGY FACILITY GRID CONNECTION NEAR MURRAYSBURG, WESTERN CAPE PROVINCE.

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 06 September 2018, your application for amendment of the EA received by the Department on 07 June 2023, the acknowledgement letter dated 19 June 2023, 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 contact person, contact details and extend the validity period the EA dated 06 September 2018, as amended, as follows:

Amendment 1: Extension of Validity Period:

"The activity must commence within a period of ten (10) years from the date of expiry of the EA issued on 06 September 2018 (i.e. the EA lapses on 06 September 2028). If commencement of the activity does not occur within that period, the authorisation lapses and a new application for the environmental authorisation must be made in order for the activity to be undertaken."

Reason for above amendment:

The proposed grid infrastructure will service the authorised Khangela Emoyeni Wind Energy Facility which has been selected as a preferred bidder project via a private procurement process and set to commence with construction in late 2023, and therefore the EA for the grid infrastructure needs to remain valid to allow for construction to commence and allow for the WEF to evacuate electricity to the National Grid.

Amendment 2: Change in contact person and contact details for the holder of the EA:

Cover page and Page 3 of the EA, as amended typed as:

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Mr Peter Venn
Postnet Suite
Private Bag X26
CAPE TOWN
7966

Telephone Number: (021) 701 1292
Email address: peter.venn@windlab.com

is hereby amended to:

Mr James Cumming
PO Box 23101
CLAREMONT
7735

Cellphone Number: 083 318 3982
Email address: stephanie.kot@aced.co.za

Reason for above amendment:

Mr Peter Venn is one of the Directors of Emoyeni Wind Farm Project (Pty) Ltd. Mr James Cumming is also a Director and it requested the details for the contact person for the applicant be updated accordingly

This proposed amendment letter must be read in conjunction with the EA dated 06 September 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 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 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

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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@dfef.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.dffe.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appeals@dfef.gov.za.

Yours faithfully



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

Date: 10/09/2023

cc:	Arlene Singh	Nala Environmental (Pty) Ltd	Email: arlene@veersgroup.com
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