



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, Arcadia· PRETORIA

DFFE Reference: 14/12/16/3/3/2/686/AM4

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Mr James Cumming
Umsinde Emoyeni Wind Farm (Pty) Ltd
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PER EMAIL / MAIL

Dear Mr Cumming

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 06 SEPTEMBER 2018 FOR THE PROPOSED UMSINDE EMOYENI WIND ENERGY FACILITY (WEF) NEAR MURRAYSBURG, WITHIN THE BEAUFORT WEST LOCAL MUNICIPALITY IN THE WESTERN CAPE PROVINCE AND THE UBUNTU LOCAL MUNICIPALITY IN THE NORTHERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the above application by this Department on 06 September 2018, the amendments to the EA dated 20 April 2021, 07 June 2022 and 29 August 2022, your application for the amendment to the EA received by this Competent Authority (CA) 25 April 2023, acknowledged on 08 May 2023 and revised on 15 May 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 (EIA) Regulations, 2014, as amended, has decided to amend the EA dated 06 September 2018 as amended, as follows:

Amendment 1: Amendment to the site coordinates on page 9 of the EA

From:

	Latitude	Longitude
Site Alternative	24°2'45.48"S	31°50'57.07"E

To:

	Latitude	Longitude
Site Alternative	31°51'14.19"S	24°1'37.13"E

Reason for amendment:

The site coordinates initially provided to the CA as the central coordinates of the Umsinde Emoyeni Wind Energy Site when plotted refer to a site located 95km northeast of Hoedspruit in the Limpopo Province, whereas the authorised Umsinde Emoyeni WEF site is located in the Northern and Western Cape Provinces.

MS

This amendment letter must be read in conjunction with the EA dated 06 September 2018, as amended.

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

Yours faithfully



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

Date: 16/05/2023

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