



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: 14/12/16/3/3/2/718/AM2

Enquiries: Mr Herman Alberts

Telephone: (012) 399 9371 E-mail: HAlbertsi@dffe.gov.za

Mr Eugene Marais
South Africa Mainstream Renewable Power Developments (Pty) Ltd
PO Box 45063
Claremont
CAPE TOWN
7735

Telephone Number: (021) 657 4052
Email Address: Eugene.Marais@mainstreamrp.com

PER EMAIL

Dear Mr Marais

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 06 JUNE 2016 (AS AMENDED) FOR THE CONSTRUCTION AND OPERATION OF THE 120 MEGAWATTS (MW) IRENE PHOTOVOLTAIC (PV) SOLAR ENERGY FACILITY AND ITS SUPPORTING ELECTRICAL INFRASTRUCTURE PROPOSED BY SOUTH AFRICA MAINSTREAM RENEWABLE POWER DEVELOPMENTS (PTY) LTD NEAR DEALESVILLE IN THE FREE STATE PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 06 June 2016, the amendment to the EA issued by this Department on 17 May 2021, your application for amendment of the EA received by the Department on 07 December 2022 and the acknowledgement letter dated 16 January 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 EA dated 06 June 2016 as amended, as follows:

Amendment 1: Amendment to increase the generating capacity of the facility:

The title on page 01 of the EA is amended:

From:

"The proposed construction and operation of the 100 Megawatts (MW) Irene Photovoltaic (PV) Solar Energy Facility and supporting electrical infrastructure proposed by South Africa Mainstream Renewable Power Developments (Pty) Ltd near Dealesville in the Free State Province"

To:

"The proposed construction and operation of the 120 Megawatts (MW) Irene Photovoltaic (PV) Solar Energy Facility and supporting electrical infrastructure proposed by South Africa Mainstream Renewable Power Developments (Pty) Ltd near Dealesville in the Free State Province"

The table on page 03 and page 04 of the EA is amended:

From:

<p>GN R.545: Activity 1: <i>"The construction of facilities or infrastructure for the generation of electricity where the electricity</i> (i) <i>Output is 20 megawatts of more."</i></p>	<p><i>The proposed development is for the construction of facilities or infrastructure for the generation of electricity where the electricity output is 100 megawatts.</i></p>
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To:

<p>GN R.545: Activity 1: <i>"The construction of facilities or infrastructure for the generation of electricity where the electricity</i> (i) <i>Output is 20 megawatts of more."</i></p>	<p><i>The proposed development is for the construction of facilities or infrastructure for the generation of electricity where the electricity output is 120 megawatts.</i></p>
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From:

<p>GN R.984: Activity 1: <i>"The development of facilities or infrastructure for the generation of electricity from a renewable resource where the electricity output is 20 megawatts of more."</i></p>	<p><i>The proposed development is for the construction of facilities or infrastructure for the generation of electricity where the electricity output is 100 megawatts.</i></p>
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To:

<p>GN R.984: Activity 1: <i>"The development of facilities or infrastructure for the generation of electricity from a renewable resource where the electricity output is 20 megawatts of more."</i></p>	<p><i>The proposed development is for the construction of facilities or infrastructure for the generation of electricity where the electricity output is 120 megawatts.</i></p>
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Reason for amendment:

The applicant applied to increase the capacity of the Solar PV Facility by 20MW to improve the internal rate of return, i.e. improve the profitability of potential investments, in order to meet financial targets.

This proposed amendment letter must be read in conjunction with the EA dated 06 June 2016 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 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 Regulations.

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 20 (twenty) 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@dfpe.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@dffe.gov.za.

Yours faithfully



Mr Vusi Skosana

Acting Chief Director: Integrated Environmental Authorisations

Department of Forestry, Fisheries and the Environment

Date: 18 January 2023

cc:	Stuart Heather-Clark	SLR Consulting Africa (South Africa) (Pty) Ltd	E-mail: shclark@slrconsulting.com
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Mr. Vusi Skosana
Director: IEA: National Integrated Authorisations

Dear Mr. Skosana

APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 19 DECEMBER 2022 – 31 JANUARY 2023

I hereby inform you that I have decided to appoint you as Acting Chief Director: Integrated Environmental Authorisations, for the period of 19 December 2022 - 31 January 2023 whilst Mr Sabelo Malaza is fulfilling his temporary reassignment function at the Forestry Branch.

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: RCSM (Regulatory Compliance and
Sector Monitoring)**

Date: 1 December 2022

ACKNOWLEDGEMENT

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

Signed:

Date: 05 December 2022