



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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DEA Reference: 14/12/16/3/3/2/850/AM2

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Mr Richard Patrick Gordon
Zolograph Investments (RF) Propriety Limited
2nd floor Fernwood House
The Oval, 1 Oakdale Road
NEWLANDS
7700

Telephone Number: (021) 670 1423
Email Address: Richard.gordon@aiimafrica.com

PER EMAIL / MAIL

Dear Mr Gordon

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 10 JANUARY 2017 (AS AMENDED) FOR THE CONSTRUCTION OF THE 50MW DE WILDT PHOTOVOLTAIC PARK TO BE ESTABLISHED ON PORTION 15, 27 AND 28 OF THE FARM SCHIETFONTEIN 437 JQ WITHIN THE MADIBENG LOCAL MUNICIPALITY IN THE NORTH WEST PROVINCE

The Environmental Authorisation (EA) issued for the above application by this Department on 10 January 2017, your application for amendment of the EA received by this Department on 02 November 2018 and the acknowledgement letter dated 09 November 2018, 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 10 January 2017 as follows:

Amendment 1: Amendment to the layout and co-ordinates of the substation and site boundary:

Page 05 of the EA dated 10 January 2017:

Site:

Boundaries	Latitude	Longitude
A	25° 37' 40.95"S	27° 55' 18.51"E
B	25° 37' 49.47"S	27° 56' 03.35"E
C	25° 38' 07.33"S	27° 56' 4.68"E
D	25° 38' 08.49"S	27° 56' 16.38"E
E	25° 38' 27.76"S	27° 56' 05.07"E
F	25° 38' 27.46"S	27° 56' 13.85"E
G	25° 38' 49.09"S	27° 56' 05.05"E
H	25° 38' 46.39"S	27° 55' 42.07"E

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Project Evacuation Substation:

	Latitude	Longitude
	25° 37' 54.59"S	27° 55' 40.94"E

is hereby amended to:

Site:

Boundaries	Latitude	Longitude
A	25° 37' 40.440" S	27° 55' 18.394" E
B	25° 37' 47.210" S	27° 56' 3.271" E
C	25° 38' 8.221" S	27° 56' 4.063" E
D	25° 38' 8.491" S	27° 56' 16.404" E
E	25° 38' 27.673" S	27° 56' 13.657" E
F	25° 38' 27.719" S	27° 56' 4.808" E
G	25° 38' 39.016" S	27° 56' 5.240" E
H	25° 38' 39.077" S	27° 55' 52.694" E
I	25° 38' 42.390" S	27° 55' 52.820" E
J	25° 38' 42.443" S	27° 55' 40.753" E

Project Evacuation Substation:

	Latitude	Longitude
	25° 37' 58.33" S	27° 55' 38.41" E

The following condition is hereby included into the EA dated 10 January 2017:

14.A. "The Layout Plan Ref. Drawing: DEW-ZA-YE_-EI-LAY-SO-0004 Rev: 02 dated 19 June 2018 is hereby approved. This Layout Plan must be adhered to."

The amendment is within the authorised development footprint and the amended footprint has been submitted for approval in order to comply with Condition 43 of the EA dated 10 January 2017.

Amendment 2: Amendment to the width of the access road:

Page 04 of the EA dated 10 January 2017:

<p>GN R. 985 Item 4: "The development of a road wider than 4 metres with a reserve less than 13, 5 metres. (e) In the North West Province i. Outside urban areas, in: (ee) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans"</p>	<p>The project will develop a road of 6m wide located within the Marikana Bushveld Critical Biodiversity Area (CBA).</p>
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is hereby amended to:

<p>GN R. 985 Item 4: <i>"The development of a road wider than 4 metres with a reserve less than 13, 5 metres. (e) In the North West Province i. Outside urban areas, in: (ee) Critical biodiversity areas (Terrestrial Type 1 and 2) as identified in systematic biodiversity plans adopted by the competent authority or in bioregional plans"</i></p>	<p>The project will develop an access road of 8m wide located within the Marikana Bushveld Critical Biodiversity Area (CBA).</p>
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Page 06 of the EA dated 10 January 2017:

Technical details of the proposed facility:

Component	Description/ Dimensions
Location of the site	Portion 15, 27 and 28 of the Farm Schietfontein 437 JQ, Madibeng Local Municipality in the North West Province
Total Project Development Site	183.8 ha
Export capacity	50 MW
Proposed technology	Photovoltaic
Height of installed panels	Approximately 3m
Width and length of internal roads	Width up to 4m

is hereby amended to:

Technical details of the proposed facility:

Component	Description/ Dimensions
Location of the site	Portion 15, 27 and 28 of the Farm Schietfontein 437 JQ, Madibeng Local Municipality in the North West Province
Total Project Development Site	183.8 ha
Export capacity	50 MW
Proposed technology	Photovoltaic
Height of installed panels	Approximately 3m
Width and length of internal roads	Width up to 4m
Width of access roads	Width up to 8m

The applicant applied to increase the width of the access road from 6m to 8m in order to ensure the safety of large construction vehicles. Given that the western access road has been routed to avoid the delineated watercourse, the road is no longer straight and includes several curves. The additional width is required to ensure that large construction vehicles are able to navigate the revised geometry of the road. Large construction vehicles have a large turning circle, and the additional road width is required to ensure that they will be able to navigate the curve of the access road without driving off the designated road surface. In addition, the requested increase in width will ensure that large construction vehicles are able to pass each other safely.

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Amendment 3: Amendment to the farm name:

Page 01 of the EA dated 10 January 2017:

Location of activity:	<i>Portion 15, 27 and 28 of the Farm Schietfontein 437 JQ 735 within Madibeng Local Municipality in the North West Province</i>
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is hereby amended to:

Location of activity:	<i>Portion 15, 27 and 28 of the Farm Schietfontein 437 JQ within Madibeng Local Municipality in the North West Province</i>
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The applicant applied to correct the location of the activity as the reference to '735' was included in error by the Department. The correct reference to the farm is "Farm Schietfontein 437 JQ" as reflected in the application form and the final EIAR.

Amendment 4: Amendment to the contact details of the holder of the EA:

From:

"Zolograph Investments (RF) Proprietary Limited"

Represented by: Mr Andrew Melville
4th Floor
Global House
28 Sturdee Avenue
ROSEBANK
2196

Telephone Number: (010) 595 3333
Fax Number: (083) 854 1986
E-mail Address: ajohnson@terraform.com

To:

"Zolograph Investments (RF) Proprietary Limited"

Represented by: Mr Richard Patrick Gordon
2nd Floor Fernwood House
The Oval
1 Oakdale Road
NEWLANDS
7700

Telephone Number: (021) 670 1423
Fax Number: (021) 670 1400
Cell phone Number: (083) 318 3982
Email Address: Richard.gordon@aiimafrica.com

The applicant applied to change the contact details of the holder of the EA as this has changed since the EA was issued.

This letter must be read in conjunction with the EA dated 10 January 2017.

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 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 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: appealsdirector@environment.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.environment.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appealsdirector@environment.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations
Department of Environmental Affairs

Date: 26/11/2011

cc:	A Gibb	SIVEST SA (Pty) Ltd	Tel: (011) 780 0600	Email: andreag@sivest.co.za
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