



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA · 0001· Environment House · 473 Steve Biko, Arcadia· PRETORIA  
Tel (+ 27 12) 399 9372

DEA Reference: 14/12/16/3/3/2/504/AM1

Enquiries: Mr Vincent Chauke

Telephone: (012) 399 9399 E-mail: [vchauke@environment.gov.za](mailto:vchauke@environment.gov.za)

Mr Warren Morse  
Badenhorst Solar PV2 (Pty) Ltd  
P.O. Box 548  
Howard Place  
**CAPE TOWN**  
7450

Telephone Number: (021) 685 3240  
E-mail Address: [warren@mulilo.com](mailto:warren@mulilo.com)

### **PER E-MAIL / MAIL**

Dear Mr Morse

### **AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 08 AUGUST 2014 THE PROPOSED CONSTRUCTION OF 75MW PV 2 PHOTOVOLTAIC ENERGY FACILITY ON REMAINDER OF PORTION 1 OF THE FARM DE AAR No. 180 NEAR DE AAR WITHIN THE EMTHANJENI LOCAL MUNICIPALITY IN THE NORTHERN CAPE**

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 08 August 2014 and your application for amendment of the EA received by the Department on 11 April 2017 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, on 07 April 2017, has decided to amend the EA dated 08 August 2014, as follows:

#### **Amendment 1: Amendment to the contact details of the EA:**

##### **Current contact details**

Mr Warren Morse  
Badenhorst Solar PV2 (Pty) Ltd  
P.O. Box 50  
**CAPE TOWN INTERNATIONAL AIRPORT**  
7525

Tel: (021) 934 5278  
Fax: (021) 935 0505  
Cell: (083) 760 9586  
E-mail: [warren@mulilo.com](mailto:warren@mulilo.com)

*MS*

**To**

Mr Warren Morse  
Badenhorst Solar PV2 (Pty) Ltd  
P.O. Box 548  
Howard Place  
**CAPE TOWN**  
7450

Telephone Number: (021) 685 3240  
Cell phone Number: (083) 760 9586  
Fax Number: (086) 635 6809  
E-mail Address: [warren@mulilo.com](mailto:warren@mulilo.com)

The applicant applied to amend contact details of the EA because the holder of the EA has recently moved office premises. The EA must include up to date contact details for the holder of the EA for future correspondence.

**Amendment 2: Amendment to property description of the EA:**

1. Project description (Page 1 of the EA)

**Current project title**

*"For the proposed 75MW PV 2 Photovoltaic Energy Facility on Badenhorst Dam Farm near De Aar within Emthanjeni Local Municipality in the Northern Cape"*

**To**

*"For the proposed 75MW PV 2 Photovoltaic Energy Facility on Remainder of Portion 1 of the Farm De Aar No. 180 near De Aar within the Emthanjeni Local Municipality in the Northern Cape"*

2. Location of activity (Page 1 of the EA)

**Current location of activity**

Authorisation register number:	14/12/16/3/3/2/504
NEAS reference number:	DEA/EIA/0001751/2013
Last amended:	First issue
Holder of authorisation:	Mulilo Renewable Energy (Pty) Ltd
Location of activity:	Portion 1 of Farm 180 Badenhorst Dam Farm Emthanjeni Local Municipality Pixley ka Seme District Municipality Northern Cape Province

**To**

Authorisation register number:	14/12/16/3/3/2/504
NEAS reference number:	DEA/EIA/0001751/2013
Last amended:	First issue
Holder of authorisation:	Mulilo Renewable Energy (Pty) Ltd

Location of activity:	Remainder of Portion 1 of Farm 180 Farm De Aar Emthanjeni Local Municipality Pixley ka Seme District Municipality Northern Cape Province
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3. Table in page 5 of the EA

**Current location of activity**

Alternative (preferred site)	Latitude	Longitude
Badenhorst Dam Farm – PV2 Portion 1 of farm 180	30° 40'01.72"S	24° 02'08.86"E
	30° 39'46.18"S	24° 03'41.19"E
	30° 40'23.39"S	24° 04'04.93"E
	30° 40'08.97"S	24° 03'04.35"E
	30° 40'31.96"S	24° 03'07.86"E
	30° 40'26.07"S	24° 02'13.35"E
	30° 40'15.72"S	24° 02'08.35"E
Powerline		
Start	30° 40'21.15"S	24° 03'59.62"E
Middle	30° 40'40.95"S	24° 03'56.21"E
End	30° 40'35.30"S	24° 04'15.87"E

**To**

Alternative (preferred site)	Latitude	Longitude
Farm De Aar – PV2 Remainder of Portion 1 of farm 180	30° 40'01.72"S	24° 02'08.86"E
	30° 39'46.18"S	24° 03'41.19"E
	30° 40'23.39"S	24° 04'04.93"E
	30° 40'08.97"S	24° 03'04.35"E
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End	30° 40'35.30"S	24° 04'15.87"E

4. Page 5 of the EA

**Current location of activity**

*" - for the proposed 75MW PV 2 Photovoltaic Energy Facility on Badenhorst Dam Farm near De Aar within Emthanjeni Local Municipality in the Northern Cape, hereafter referred to as "the property".*

**To**

*" - for the proposed 75MW PV 2 Photovoltaic Energy Facility on Remainder of Portion 1 of the Farm De Aar near De Aar within Emthanjeni Local Municipality in the Northern Cape, hereafter referred to as "the property".*

5. Amendment to amend condition 1 of the environmental authorisation (Page 6 of the EA)

**From**

*"The preferred alternative, Alternative 1 and associated infrastructure for the proposed PV 2 Photovoltaic Energy Facility on Badenhorst Dam Farm near De Aar within Emthanjeni Local Municipality in the Northern Cape are approved".*

**To**

*"The preferred alternative, Alternative 1 and associated infrastructure for the proposed PV 2 Photovoltaic Energy Facility on Remainder of Portion 1 of the Farm De Aar No. 180 near De Aar within Emthanjeni Local Municipality in the Northern Cape are approved".*

The applicant applied to amend the property description of the EA so that it correlates with the property description in the title deed for the affected property.

**Amendment 3: Amendment to extend the validity period of the EA:**

The activity must commence within a period of three (03) years from the date of expiry of the EA issued on 08 August 2014 (i.e. the EA lapses on 08 August 2020). If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.

The applicant applied to extend the validity period of the EA as the development was not awarded preferred bidder status in the DoE REIPPPP. The applicant intends to bid this project in the DoE REIPPPP future rounds.

This amendment letter must be read in conjunction with the EA dated 08 August 2014.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014 (the 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 decision in respect of your application as well as the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations, and the provisions regarding the submission of appeals as contained in the Regulations.

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:**

Mr Z Hassam, Director: Appeals and Legal Review of this Department at the below mentioned addresses.

**By Email:** [appealsdirector@environment.gov.za](mailto: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, 1998, 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](https://www.environment.gov.za/documents/forms#legal_authorisations) or request a copy of the documents at [appealsdirector@environment.gov.za](mailto:appealsdirector@environment.gov.za).

Yours faithfully



**Mr Sabelo Malaza**  
**Chief Director: Integrated Environmental Authorisations**  
**Department of Environmental Affairs**  
Date: 03/05/2017

cc:	Ms N Holland	Holland & Associates Environmental Consultants	Email: <a href="mailto:nicole@hollandandassociates.net">nicole@hollandandassociates.net</a>
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