



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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DEA Reference: 12/12/20/2499/AM4

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Mr Warren Morse
Mulilo De Aar PV (Pty) Ltd
PO Box 548
Howard Place
CAPE TOWN
7450

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

PER EMAIL / MAIL

Dear Mr Morse

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 09 JULY 2012 FOR THE 100MW PHOTOVOLTAIC (SOLAR) ENERGY FACILITY ON THE REMAINDER OF PORTION 1 OF THE FARM DE AAR NO. 180 WITHIN THE EMTHANJENI LOCAL MUNICIPALITY NEAR DE AAR IN THE NORTHERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the above application by this Department on 09 July 2012, the amendments to the EA dated 28 September 2012, 08 March 2013 and 15 April 2015, and your application for amendment of the EA received by this Department on 14 March 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, has decided to amend the EA dated, 09 July 2012 as amended, as follows:

Amendment 1: Amendment of the contact details of the holder of the EA:

From:

"Mulilo De Aar PV (Pty) Ltd"

Represented by: Mr Warren Morse
PO Box 50
CAPE TOWN INTERNATIONAL AIRPORT
7525

Telephone Number: (021) 934 5278
Fax Number: (021) 935 0505
Email Address: warren@mulilo.com

To:

"Mulilo De Aar PV (Pty) Ltd"

Represented by: Mr Warren Morse
PO Box 548
Howard Place
CAPE TOWN
7450

Telephone Number: (021) 685 3240
Fax Number: (086) 635 6809
Cell phone Number: (083) 760 9586
Email Address: warren@mulilo.com

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

Amendment 2: 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 09 July 2012 as amended (i.e. the EA lapses on 09 July 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 for a second time as the development was not awarded preferred bidder status in the DoE REIPPP. The applicant intends to bid this project in the DoE REIPPP future rounds.

Amendment 3: Amendment to the project description:

The title on Page 01 of the EA dated 09 July 2012 is amended from:

"100MW photovoltaic (solar) energy facility on portion 1 of farm Badenhorst dam no. 180 within the Emthanjeni Local Municipality near De Aar in the Northern Cape Province"

Is hereby amended to:

"100MW Photovoltaic (Solar) Energy Facility on the Remainder of Portion 1 of the Farm De Aar No. 180 within the Emthanjeni Local Municipality near De Aar in the Northern Cape Province"

Page 04 of the EA dated 09 July 2012 is amended from:

"- for the construction of the Photovoltaic (PV) solar energy facility to generate approximately 100MW on an area covering 225ha to 450ha in the Badenhorst farm (Portion 1 of farm No. 180) within the Emthanjeni Local Municipality near De Aar Northern Cape Province, hereafter referred to as "the property"."

Is hereby amended to:

"- for the construction of the Photovoltaic (PV) solar energy facility to generate approximately 100MW on an area covering 225ha to 450ha on the Remainder of Portion 1 of the Farm De Aar No. 180 within the Emthanjeni Local Municipality near De Aar Northern Cape Province, hereafter referred to as "the property"."

The applicant applied to amend the farm portions as described in the EA to correctly the farm portion as described in the title deed.

This proposed amendment letter must be read in conjunction with the EA dated 09 July 2012 as amended.

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

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 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: 06/04/2017

cc: Ms Nicole Holland	Holland and Associates Environmental Consultants	Email: Nicole@hollandandassociates.net
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