



## GAUTENG PROVINCE

AGRICULTURE AND RURAL DEVELOPMENT  
REPUBLIC OF SOUTH AFRICA

OFFICE OF THE HEAD OF DEPARTMENT (HOD)  
Diamond Building, 11 Diagonal Street, Newtown  
PO Box 8769, Johannesburg, 2000  
Tel: 011 240 2500  
Fax: 011 240 2700

Reference: Gaut 002/14-15/0061  
Enquiries: Khaka Khaka  
Telephone: 011 240 3392  
E-mail: [Khaka.Khaka@gauteng.gov.za](mailto:Khaka.Khaka@gauteng.gov.za)

BY FASCIMILE: 011 312 8934

BY REGISTERED MAIL

Jumbo Building (Pty) Ltd  
PO Box 7114  
HALFWAY HOUSE  
1685

Telephone No.: 011 312 0083

Dear Mr Jan Van Heerden

**AUTHORISATION GRANTED: THE DEVELOPMENT OF A RESIDENTIAL TOWNSHIP TO BE KNOWN AS CHANTELE EXTENSION 47 ON THE REMAINDER OF PORTION 119 OF THE FARM HARTEBEE SHOEK 303 JR, CITY OF TSHWANE METROPOLITAN MUNICIPALITY**

With reference to the above-mentioned application, please be advised that the Department has decided to grant authorisation. The environmental authorisation and reasons for the decision are attached herewith as Annexure 1.

In terms of Regulation 10 (2) of the Environmental Impact Assessment Regulations, 2010, you are instructed to notify all registered interested and affected parties, in writing and within **twelve (12) calendar days** of the date of this letter, of the Department's decision in respect of your application as well as the provisions regarding the making of appeals that are provided for in the regulations.

Your attention is drawn to Chapter 2 of the National Appeal Regulations, 2014 which regulates the appeal process. Should you wish to appeal any aspect of the decision, you must within **twenty (20) days** of the date of notification of the decision submit your appeal including supporting documents to the appeal administrator by any of the following means:

**Postal Address:**

The Appeals Administrator  
Department of Agriculture and Rural Development  
PO Box 8769  
**JOHANNESBURG**  
2000

**Physical Address:**

The Appeals Administrator  
Department of Agriculture and Rural Development  
11 Diagonal Street  
Diamond Building, 04<sup>th</sup> Floor  
Newtown  
**JOHANNESBURG**  
2001

**Fax No:** 011 240 3158/2700

**Email Address:** [appeals@gauteng.gov.za](mailto:appeals@gauteng.gov.za)

Your appeal must be submitted in the prescribed appeal form obtainable from the appeal administrator, Ms Tsholofelo Mere at telephone number 011 240 3204 or email address [Tsholofelo.mere@gauteng.gov.za](mailto:Tsholofelo.mere@gauteng.gov.za). The appeal form is also available from our website: [www.gdard.gpg.gov.za](http://www.gdard.gpg.gov.za). Should you have queries or require additional information regarding the appeal process, you can contact the appeal administrator on any of the mentioned contact details.

Should you wish to make further enquiries regarding this matter, please do not hesitate to contact Khaka Khaka, the Control Environmental Officer Grade A at telephone number 011 240 3392 or email address [Khaka.khaka@gauteng.gov.za](mailto:Khaka.khaka@gauteng.gov.za).

**Yours faithfully**



**MS. THANDEKA MBASSA**  
**HEAD OF DEPARTMENT**  
DATE: 15/05/11

**GDARD**  
**Office of the HOA**

15 -05-2011 000009



**GAUTENG PROVINCE**

REPUBLIC OF SOUTH AFRICA

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**Office of the BOD**  
**15 -05-20**  
**000009**

**Environmental Authorisation**

**Reference Number:**

**GAUT 002/14-15/0061**

**Holder of authorisation:**

**City of Tshwane Metropolitan Municipality**

**Location of activity:**

**The Remainder Of Portion 119 Of  
The Farm Hartebeeshoek 303 JR**

## 1. Decision

The Department is satisfied, on the basis of information available and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activities specified below.

## 2. Activities authorised

By virtue of the powers conferred by the National Environmental Management Act, 1998 (Act No. 107 of 1998 as amended) and the Environmental Impact Assessment Regulations, 2010, the Department hereby authorises-

### Jumbo Building (Pty) Ltd

with the following contact details –

**Mr. Jan van Heerden (Jnr)**  
PO Box 7114  
**HALFWAY HOUSE**  
1685

**Fax No.:** 011 312 1469

**Tel No.:** 011 312 0083

**GDARD**  
**Office of the HOD**  
15-05-2016 000009

to undertake listing activity number 27 of Listing Notice 1 of GNR 983 of the Environmental Impact Assessment Regulations, 2014 promulgated in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998 as amended). The activities will be undertaken on The Remainder of Portion 119 of the Farm Hartebeeshoek 303 JR (which falls within the jurisdiction of City of Tshwane Metropolitan Municipality).

The granting of this Environmental Authorisation is subject to the conditions set out below.

## 3. Conditions

### 3.1 Specific conditions

- a) Authorisation is granted for the preferred Alternative 1 Proposal which is for the proposed establishment of a residential township comprising of 6 erven. Erven 1 to 4 will be zoned "Residential 3" with a density of 40 dwelling units per hectare. Erf 5 will be zoned "Private Open Space" and will include a clubhouse, children's play area and other social and recreational facilities. Erf 6 will comprise access road and access control and will be zoned "Special".
- b) All construction and operation related recommendations captured in the EMPr must also be strictly implemented in order to preserve the sensitive areas of the subject site.
- c) All waste must be disposed of at a registered or permitted waste disposal site for the type of waste produced.

### 3.2 Management of the activities

3.2 The Environmental Management Programme ("EMPr") submitted as part of the application for Environmental Authorisation is hereby approved and must be strictly adhered to.

### 3.3 Site closure and decommissioning

- a) On completion of the project all litter and construction debris must be removed from the site immediately. Under no circumstances shall litter and debris be buried or hidden on the site after project completion.

### 3.4 General conditions

- a) Conditions of this Environmental Authorisation are binding on the holder of the Environmental Authorisation, including any person acting on his or her behalf, including but not limited to, an agent, sub-contractor, employee or person rendering a service to the holder of the Environmental Authorisation.
- b) The activities which are authorised may only be carried out at the property or site indicated on part 2 above.
- c) Any changes to, or deviations from, the project description set out in this Environmental Authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of the authorisation to apply for further Authorisation or Amendments in terms of the Regulations.
- d) These activities must commence within a period of **ten (10) years** from the date of issue. If commencement of the activities does not occur within that period, the Environmental Authorisation lapses and a new application for Environmental Authorisation must be made in order for the activity to be undertaken.
- g) This Environmental Authorisation does not negate the holder of the Authorisation's responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activities.
- h) A copy of this Environmental Authorisation must be kept at the property where the activities will be undertaken. The Environmental Authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the Environmental Authorisation who works or undertakes work at the property.
- i) Where any of the applicant's contact details change, including the name of the responsible person, the physical or postal address and/ or telephonic details, the applicant must apply for amendment of the Environmental Authorisation to the Department as soon as the new details become known to the applicant.
- j) The holder of the Environmental Authorisation must notify the Department, in writing and within **twenty four (24) hours**, if conditions above cannot be or are not adhered to. In all other cases, the holder of the Environmental Authorisation must notify the Department, in writing, within **seven (7) days** if all other conditions of this Authorisation are not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
- k) Non-compliance with a condition of this Authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 (as amended) and the regulations.

### 4 Appeal of authorisation

- a) The holder of the Environmental Authorisation must notify all registered interested and affected party, in writing and within 12 days of receiving notice of the Department's decision to authorise the activities.
- b) The notification referred to 4.(a) above must –
  - specify the date on which the Environmental Authorisation was issued;
  - inform the registered interested and affected party of the appeal procedure provided for in Chapter 2 of the National Appeals Regulations, 2014; and
  - advise the registered interested and affected party that a copy of the Environmental Authorisation and reasons for the decision will be furnished on request.

Date of Environmental Authorisation: 18/05/13

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## Annexure 1: Reasons for Decision

### 1. Background

The applicant **Jumbo Building (Pty) Ltd** applied for authorisation to undertake the following activity -  
to undertake listing activity number 27 of Listing Notice 1 of GNR 983 of the Environmental Impact Assessment Regulations, 2014 promulgated in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998 as amended). The activities will be undertaken on The Remainder of Portion 119 of the Farm Hartebeeshoek 303 JR (which falls within the jurisdiction of City of Tshwane Metropolitan Municipality).

The applicant appointed **Clean Stream Environmental Services** to undertake a Basic Assessment Process for this application.

### 2. Information considered in making the decision

In reaching its decision, the Department took, *inter alia*, the following into consideration -

- a) The information contained in the Final Basic Assessment Report received by the Department on 25 February 2015.
- b) Relevant information contained in the Departmental information base including -
  - Geographical Information System (GIS);
  - Conservation Plan Version 3.3; and
- c) The objectives and requirements of relevant legislation, policies and guidelines, including section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended).
- d) A site visit conducted by Comfort Mthombothi, an official of this Department on 24 March 2015.

### 3. Key factors considered in making the decision

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were most significant is set out below.

- a) The spatial, environmental and social attributes of the site and its surrounds.
- b) The need and desirability of the proposed development.
- c) The site is an old drive-in theatre area and the original vegetation has been totally destroyed. The area is therefore transformed.
- d) No red data species, protected species or any species of conservation value occur on the site. Instead the *Eucalyptus* and *Hyparrhenia hirta* plant species are prevalent on site.

### 4. Findings

- a) The spatial environmental, social attributes of the site and its surrounds permits that this development can be undertaken on the subject property, mainly because:
  - The site is an old drive-in theatre area and the original vegetation has been totally destroyed. The area is therefore transformed. The plant community represents transformed vegetation highly disturbed with low species richness and low sensitivity.
  - No red data species, protected species or any species of conservation value occur on the site. Instead the *Eucalyptus* and *Hyparrhenia hirta* plant species are prevalent on site.
- b) The Department is content that the development satisfies the principles of sustainable development.

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After consideration of the information and factors listed above, the Department established that the applicant has clearly demonstrated and motivated the need and desirability of the proposed development. That, juxtaposed against the spatial environmental and social attributes of the site and its surrounds, has led the Department to believe that the development satisfies the principles of sustainable development.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the Environmental Authorisation and adherence to the recommendations made in the various specialist studies, the proposed activity will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998 and that any potentially detrimental environmental impacts resulting from the activities can be mitigated to acceptable levels. The Environmental Authorisation is **accordingly granted**.

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