

8th October 2014

Our Reference: 400361-73

EDTEA Reference: DC21/AMEND/0018/2013

Dear Interested and Affected Party,

RE: AMENDMENT TO ENVIRONMENTAL AUTHORISATION DC21/0018/09– PROPOSED UPGRADE OF NDUNGE ACCESS ROAD ON LOT T4 8927, DINGLEY DELL 7640, LANGA 11676 AND REM OF SACRED HEART 14319, NDUNGE, UMZUMBE MUNICIPALITY, UGU DISTRICT MUNICIPALITY.

Notification is given in terms of the National Environmental Management Act, 1998 (Act No 107 of 1998), and Environmental Impact Assessment Regulations, 2010, as amended, as published in GNR 543 of 2010, of an amendment to the Environmental Authorisation (EA) for the Ndunge Access Road, Umzumbe Local Municipality, KwaZulu-Natal – Ref: DC21/0018/09.

Please note that the amendment decision was granted on the **3 November 2014** by the Department of Economic Development, Tourism & Environmental Affairs (EDTEA) as an addendum to the abovementioned EA. The substantive amendment has been granted under the Departmental Reference Number **DC21/AMEND/0018/2013**.

Details of the amendment granted by the EDTEA include the following key changes:

1. Name of the holder of the Environmental Authorisation to be amended;
2. Proposed realignment of the approved Phase 2 to include an additional portion of land associated with the road alignment on the property Sacred Heart 14319;
3. Amendment of the layout plan to include the realignment of the upgrade of the Ndunge access road.

A full copy of the amendment granted by the EDTEA is attached to this correspondence as Annexure A and includes the reasons for the Department's decision.

Appeals:

Should you wish to appeal the Department's decision, a Notice of Intention to Appeal must be lodged with the MEC of EDTEA as per the requirements of Chapter 7 of the EIA Regulations, GNR 543, 2010 by the **5th December 2014**. Further detail regarding the appeals process can be obtained from the environmental consultant on request.

Proponent: Umzumbe Local Municipality

Consultant: Imke Summers

Contact Details: Terratest (Pty) Ltd, PO Box 794, Hilton, 3245

Tel/fax: 033 343 6789 / 033 343 6701

Email: summersi@jgi.co.za

Yours sincerely,



IMKE SUMMERS
For Terratest (Pty) Ltd

Annexure A – Amendment Application Decision



edtea

Department :
Economic Development, Tourism and
Environmental Affairs
PROVINCE OF KWAZULU-NATAL

Enquiries: Mr.S Ngcobo
Imibuzo :
Navrae :

Telephone: 039 682 2045
Ucingo :
Telefoon :

Private Bag : X885
Isikhwama Seposi : Port Shepstone
Privaat Sak : 4240

Reference: DC21/AMEND/0018/2014
Inkomba :
Verwysing:

Fax : 039 682 3325
iFeksi :
Faks :

Date : 03 / 11 / 2014
Usuku :
Datum :

Fax Transmission

Jmzumbe Local Municipality
P.O Box 561
Hibberdene
3201

Attention: Ms N.C Mgijima
Fax no: 039 972 0099
Tel no: 039 972 0005

Dear Madam

DC21/AMEND/0018/2014: AMENDMENT OF THE HOLDER OF THE ENVIRONMENTAL AUTHORISATION THE REALIGNMENT OF PHASE 2, THE LAYOUT PLAN AND ADDITIONAL PORTION OF LAND ASSOCIATED WITH THE ROAD ALIGNMENT FOR THE UPGRADE OF NDUNGE ACCESS ROAD ON LOT T4 8927 DINGLEY DELL 7640 LANGA 11676 AND REM OF SACRED HEART 14319 OF NDUNGE LOCATED WITHIN UMZUMBE LOCAL MUNICIPALITY, UGU DISTRICT,

1. The Environmental Authorization for the abovementioned project (dated 01 December 2009) and your application for amendment of the environmental authorisation (dated 25 March 2013) in terms of the provisions of sub-regulation 39(1) of the EIA Regulations, 2010, refers.
2. The KwaZulu-Natal Department of Economic Development, Tourism and Environmental Affairs (hereafter referred to as "the Department), has in terms of sub-regulation 42(4) of the EIA Regulations, 2010 decided to grant the application for an amendment to your environmental authorization. This Department accordingly, in terms of sub-regulation 42(5) of the EIA Regulations, 2010, issues an amendment as attached.
3. Reasons for this decision are as follows:
 - a. This Department considered the amendment application to be substantive and thus a public participation process was required as the development foot print would increase, thereby negatively affecting the environment and the rights of Interested and Affected Parties.
 - b. The Interested and Affected Parties were notified, as requested by the Department

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- c. This Department did not receive any objections from the Interested And Affected Parties
4. An appeal against the Department's decision may be lodged in terms of the provisions of Chapter 7 of the EIA Regulations, 2010.
5. Your attention is drawn to the following requirements of sub-regulation 10(2) of the EIA Regulations, 2010:
- The applicant must in writing **within 12 days** of the date of this decision notify all registered interested and affected parties of the outcome of this decision and provide the Department's reasons for the decision.
 - In addition the applicant must draw the attention of all registered interested an affected parties to the fact that an appeal may be lodged in terms of Chapter 7 of the EIA Regulations 2010.
 - The applicant must also comply with the requirements with regard to access to this decision and notification of interested and affected parties in terms of sub-regulations 10(2)(c)-(d) in the EIA Regulations, 2010.
6. Please contact this Department if you have any queries regarding this correspondence.

Yours faithfully



For **Mr D. K Golding**
Head of Department:
KwaZulu-Natal Department of Economic Development, Tourism and Environmental Affairs

cc: Terratest (Pty) Ltd Miss Imke Summers Fax: 033 343 6788 Tel no: 033 343 6789



edtea

Department :

Economic Development, Tourism and
Environmental Affairs

PROVINCE OF KWAZULU-NATAL

ADDENDUM TO ENVIRONMENTAL AUTHORIZATION

Amendment

Amendment to the Environmental Authorization in terms of Regulation 42(5) Of the Environmental Impact Assessment Regulations, 2010

AMENDMENT: THE HOLDER OF THE ENVIRONMENTAL AUTHORISATION, THE REALIGNMENT OF PHASE 2, THE LAYOUT PLAN AND ADDITIONAL PORTION OF LAND ASSOCIATED WITH THE ROAD ALIGNMENT FOR THE UPGRADE OF NDUNGE ACCESS ROAD ON LOT T4 8927 DINGLEY DELL 7640 LANGA 11676 AND REM OF SACRED HEART 14319 OF NDUNGE LOCATED WITHIN UMZUMBE LOCAL MUNICIPALITY, UGU DISTRICT, DC21

Application number:	DC21/AMEND/0018/2013
Date of authorization:	01 December 2009
Date of amendment:	<u>03 / 11</u> 2014
Holder of authorisation:	Umzumbe Local Municipality
Location of activity:	Rem of Sacred Heart 14319 of Ndunge Umzumbe Local Municipality Ugu District DC21

Decision

The Department of **Economic Development, Tourism and Environmental Affairs** (hereafter referred to as "the Department") hereby issues an amendment in the form of an addendum to the environmental authorization (**DC21/0018/09**) issued for the:

PROPOSED UPGRADE OF NDUNGE ACCESS ROAD ON LOT T4 8927, DINGLEY DELL 7640, LANGA 11676 IN NDUNGE, UGU DISTRICT MUNICIPALITY

Issued on **01 December 2009**

To **Umzumbe Local Municipality**

Details of the contact person:

Ms N.C Mgijima

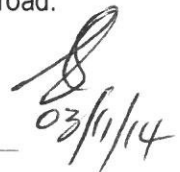
Umzumbe Local Municipality
P.O Box 561
Hibberdene
3201

Tel: 039 972 0005

Fax: 039 972 0099

1 Details of amendment

- 1.1 An application for a first amendment was received by the Department on 25 March 2014.
- 1.2 The applicant applied for the name and holder of the Environmental Authorisation to be amended.
- 1.3 Proposed realignment of the approved Phase 2 to include an additional portion of land associated with the road alignment on the Property Sacred Heart 14319.
- 1.4 To amend the layout plan to include the realignment of the upgrade of Ndunge access road.



- 1.5 A public participation process was required for the amendment process as the amendment was considered substantive.
- 1.6 Based on the information provided to the Department, the Department as allowed for in sub-regulation 42(9) of the EIA Regulations, 2010, hereby amends the original EA as follows:
- 1.7 The project description is amended in the original Environmental authorisation (DC21/0018/09) detailed on page 1 of 18 to read :
The upgrade of Ndunge Access Road on T4 8927 Dingley Dell 7640 Langa 11676 and Rem of Sacred Heart 14319 Ndunge Umzumbe Municipality Ugu Distract Municipality,DC21
- 1.8 The Holder of the Environmental Authorisation is amended to read:
Details of the contact person:
Ms N.C Mjijima
Umzumbe Local Municipality
Siphofu Road
Mathulini Tribal Authority
4220
Tel: 039 972 0005
Fax: 039 972 0099
- 1.1 The amendment of the layout plan and drawing references Drawing Number 400361/73/001 prepared by Terratest Geotechnical Environmental and earth Science Consultants dated August 2014 have been amended and attached herewith.
- 1.2 The realignment of phase two for the upgrade of the Ndunge Access Road have been included in the site plans attached herewith.

2 Conditions of amendment

- 2.1 The following documentation was taken into consideration for the amendment decision:
a. The EA dated 01 December 2009 (DC21/0018/09) and;


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b. An "Application for an Amendment of an Environmental Authorization" submitted to the Department on 26 March 2014; and

2.2 This amendment must be implemented in conjunction with the Environmental Authorisation (DC21/0018/09) issued on 01 December 2009.

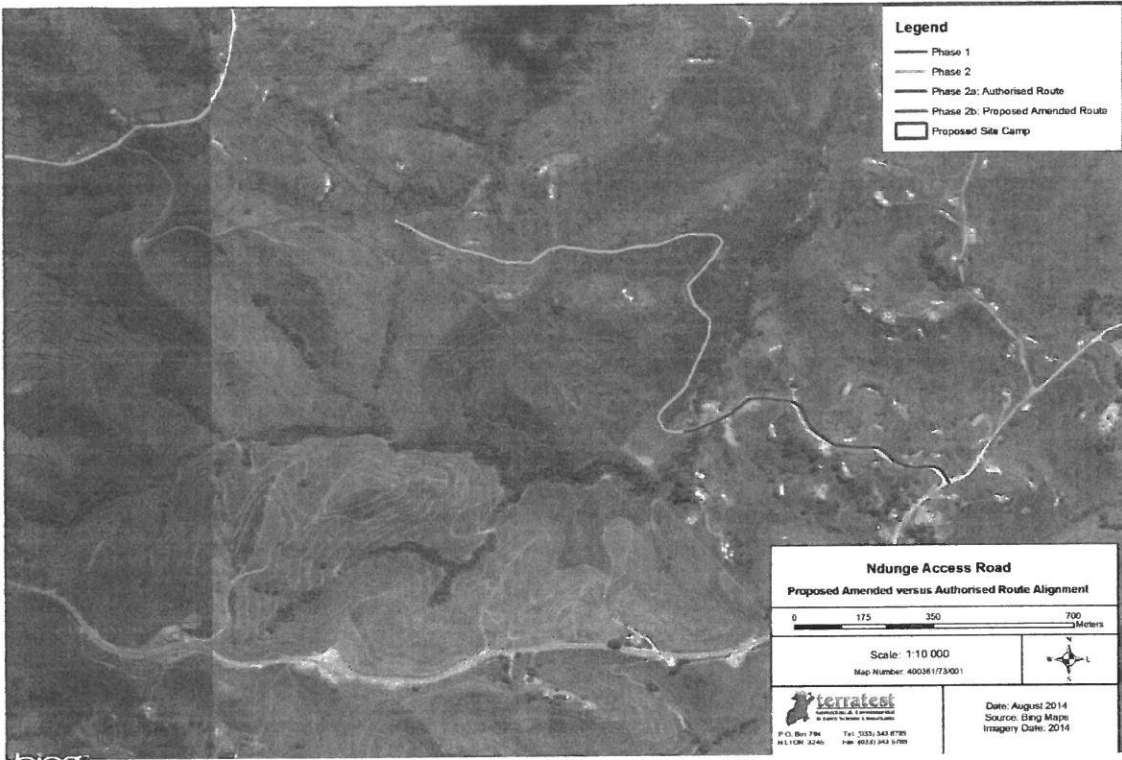
2.3 Furthermore, the development must comply substantially with the Site Plan Drawing Number 400361/73/001 prepared by Terratest Geotechnical Environmental and earth Science Consultants dated August 2014.

Date of amendment of environmental authorisation: 03/11/2014



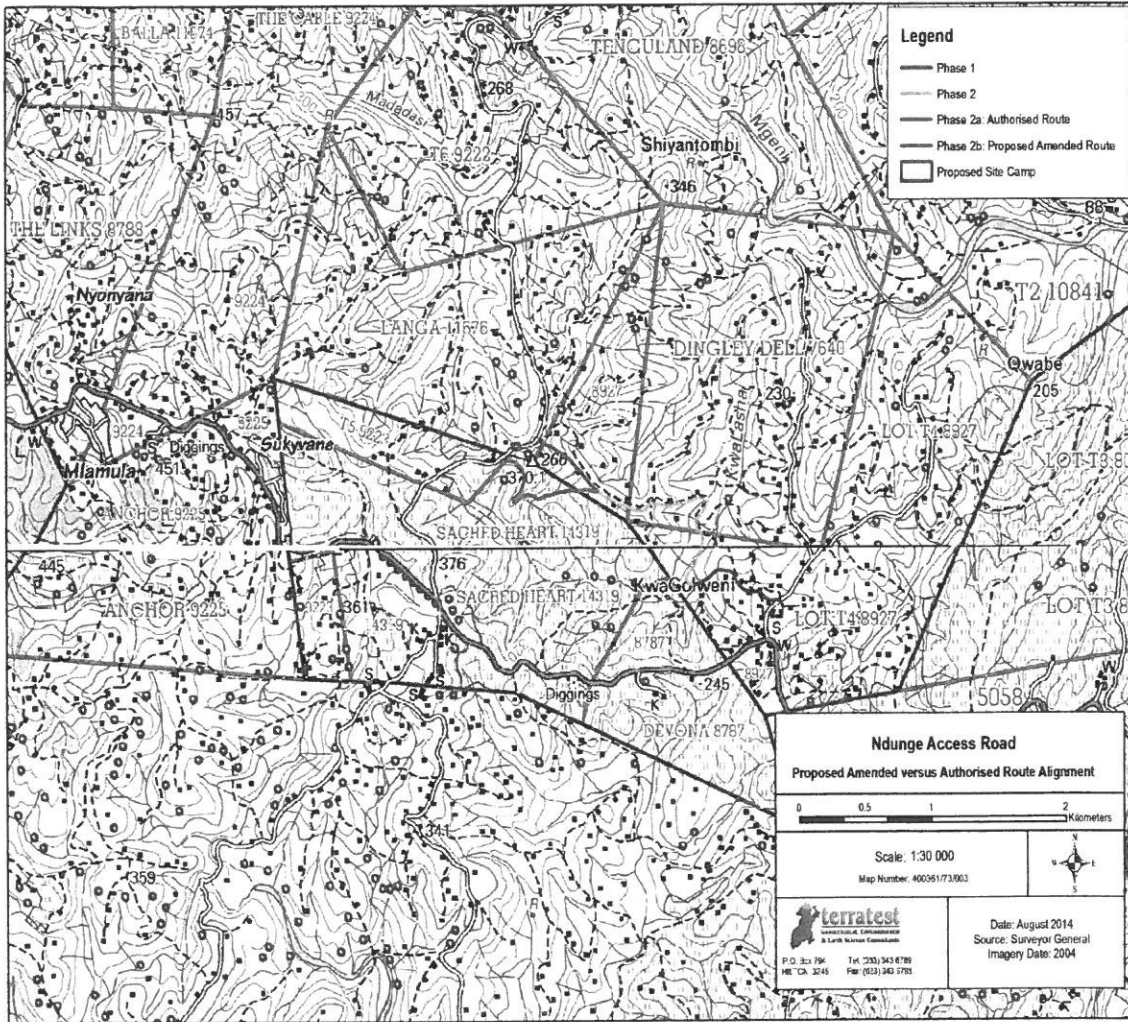
for. **Mr. D.K Golding**
Head of Department:
KwaZulu-Natal Department of Economic Development, Tourism and Environmental Affairs

Site Plan



S
03/11/14

Locality Map



S
03/11/14

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