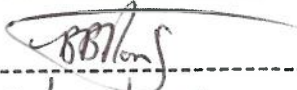


B.B. NONCEMBU

REGIONAL MANAGER: ENVIRONMENTAL AFFAIRS
AMATHOLE REGIONAL

SIGNATURE: _____

DATE: _____


27/06/2019



Province of the
EASTERN CAPE
ECONOMIC DEVELOPMENT,
ENVIRONMENTAL AFFAIRS & TOURISM

Alderwood House, Palm Square Business Park,
Bonza Bay Road, Beacon Bay, East London, 5241
P/Bag X9060, East London, South Africa, 5200

Tel: 043 707 4000

Fax: 043 748 2069

Cell: 082 959 3993

Email: Briant.Noncembu@dedea.gov.za

Web: www.dedea.gov.za



Attention: Mr M. Mbambanisi
Applicant: Department of Human Settlements
Fax Number: 058 303 5732

Enquiries: R. Casoojee
Our Ref: EC/7/A/LN2/15/15-07

Dear Sir/Madam

RE: AMENDED ENVIRONMENTAL AUTHORIZATION FOR THE PROPOSED ORANGE GROVE 3500 RESIDENTIAL DEVELOPMENT ON THE REMAINDER OF FARM 862, EAST LONDON, BUFFALO CITY METROPOLITAN MUNICIPALITY, EASTERN CAPE PROVINCE

1. With reference to the above-mentioned application, please be advised that the Department has decided to grant Environmental Authorization. The Environmental Authorization and reasons for the decision are attached herewith.
2. In terms of Regulation 4(2) you are instructed to notify all registered interested and affected parties, in writing and within 14 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 EIA Regulations.
3. Your attention is drawn to Chapter 2 of the National Appeal Regulations which regulate appeal procedures. Should you wish to appeal any aspect of the decision, you must, lodge a notice of intention to appeal with the MEC within 20 days of receiving this letter, by means of one of the following methods: By facsimile: [043] 605 7300 By post: Private Bag x 0054, Bhisho, 5605; By hand: 2nd floor Hockley Close, Beacon Hill Centre, King William's Town, 5600.
4. Should you decide to appeal, you must serve a copy of your notice of intention to appeal on all registered interested and affected parties as well as a notice indicating where and for what period the appeal submission will be available for inspection.

Yours faithfully



**B.B. NONCEMBU: REGIONAL MANAGER
ENVIRONMENTAL AFFAIRS – AMATHOLE REGION**

Date 27/06/2019

The case officer must please fax copies of this letter and the attached Environmental Authorization, as follows:

Organization	Contact Person	Fax number
NSVT Consultants	Ms. Lorato Tigedi	086 239 9133



Alderwood House, Palm Square Business Park, Bonza Bay Road,
Beacon Bay, East London, 5241
P/Bag X9060, East London, South Africa, 5200
Tel: 043 707 4000 Fax: 043 748 2069 / 086 599 7730 Cell: 082 959 3993
Email: Briant.Noncembu@dedea.gov.za Web: www.dedea.gov.za

Environmental Authorisation Amendment

Authorisation register number	EC/7/A/LN2/15/15-07
NEAS number	ECP/EIA/0000023/2015
Last amended	27/06/2019
Holder of authorisation	Eastern Cape Department of Human Settlement
Location of activity	EASTERN CAPE PROVINCE: Farm 862, East London, Buffalo City Metropolitan Municipality

DEFINITIONS

The following definitions are applicable to this Environmental Authorisation:

“EIA regulations” – These are the 2014 Environmental Impact Assessment Regulations in terms of Chapter 5 of the National Environmental Management Act, Act 107 of 1998 as amended.

“The Department” – The Department of Economic Development, Environmental Affairs and Tourism, Eastern Cape Province.

“EAP” – The appointed Environmental Assessment Practitioner represented by NSVT Consultants.

“Scoping Report” - The Final Scoping Report titled “Proposed Orange Grove 3500 Residential Development on Remainder of Farm 862, Buffalo City Metropolitan Municipality” compiled by NSVT Consultants, dated July 2015.

“FEIR” - The Final Environmental Impact Report titled “Proposed Orange Grove 3500 Residential Development on Remainder of Farm 862, Buffalo City Metropolitan Municipality” compiled by NSVT Consultants, dated November 2015.

“EA Amendment Report – Orange Grove 3500”- The Amendment Report for Environmental Authorisation issued for the Orange Grove 3500 Residential Development on the Remainder of Farm 862, East London in Buffalo City

Metropolitan Municipality” as compiled by NSVT Environmental & Social Scientists Consultants, dated February 2019.

“Commencement”- Any physical activity on site that can be viewed as associated with the construction of the housing development and associated infrastructure, inclusive of initial site preparation.

“ECO” – Environmental Control Officer.

“NEMA” – National Environmental Management Act, Act 107 of 1998, as amended.

“EMPR” – The Amendment Environmental Management Programme, as contained in Appendix 13 of the EA Amendment Report – Orange Grove 3500.

1) **Decision**

The Department is satisfied, on the basis of information available to it and subject to compliance with the Conditions of this Environmental Authorisation, that the applicant should be authorised to undertake the activities specified below.

Details regarding the basis on which the Department reached this decision are set out in Chapter 5 of this authorisation.

2) **Activities authorised**

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act No. 107 of 1998) as amended and the Environmental Impact Assessment (EIA) Regulations, 2014, the Department hereby authorises the **Eastern Cape Department of Human Settlement**, being the legal or natural person who has applied for this authorisation, with the following contact details:

Name	Eastern Cape Department of Human Settlement		
Address	Private Bag X 31008 Cambridge Chiselhurst East London 5206		
Telephone	0437119500	Fax	058 303 5732
Cell	082 828 3534		
Contact	Mr Mthobeli Mbambanisi	E-mail	mthobeliM@ecdhs.gov.za

To undertake the following activities (hereafter referred to as “the activities” indicated in Listing Notice 2, GNR 984 of the NEMA EIA Regulations, 2014:

GNR. 984 Activity 15	The clearance of an area of 20 hectares or more of indigenous vegetation
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At the locality defined in the Table below, and hereafter referred to as “the property”:

District	Amathole
Municipal Area	Buffalo City Metropolitan Municipality
Farm Name	N/A
Farm Number and Portion	Farm 862, Remainder of Farm 862
Erf Number and Township Extension or Suburb	N/A
Co-ordinates of corners of property:	32°01'44.16” S and 27°.40'.11” E
Physical address	N/A

3) **Departmental Declarations and Conditions**

Scope of authorisation

- a) This authorisation is for the amendment of the authorisation issued for the Orange Grove 3500 Residential Development on Remainder of Farm 862 in order to accommodate the rezoning of part of the Site of Special Scientific Interest (SSSI) for the residential development, and is hereby approved.
- b) Authorisation of the activities is subject to the Conditions as contained in this authorisation and is binding on the holder of the authorisation.
- c) The holder of the authorisation, as well as the Buffalo City Metropolitan Municipality shall be responsible for ensuring compliance with the Conditions as contained in this Environmental Authorisation. This includes any person acting on the holder’s behalf, including but not limited to, an agent, contractor, sub-contractor, employee, consultant or person rendering a service to the holder of the authorisation.
- d) The activities authorised may only be carried out at the property as described above in this authorisation.

- e) Any changes to, or deviations from, the project description set out in this 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 in terms of the EIA Regulations.
- f) The activities must commence within a period of five (5) years from the date of issue of this authorisation. If commencement of the activity/ies does/do not occur within that period, the authorisation lapses and a new application for an Environmental Authorisation must be made in order for the activity/ies to be undertaken.
- g) This 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 activity/ies.
- h) Archaeological remains, artificial features and structures older than 60 years are protected by the National Heritage Resources Act, 1999 (Act No. 25 of 1999) as amended. Should any archaeological artefacts be exposed during excavation for the purpose of construction, construction in the vicinity of the finding must be stopped immediately. A registered Heritage Specialist must be called to the site for inspection. Under no circumstances shall any heritage material be destroyed or removed from the site and the relevant heritage resources agency must be informed about the finding. Heritage remains uncovered or disturbed during earthworks must not be disturbed further until the necessary approval has been obtained from the Eastern Cape Provincial Heritage Resources Agency (ECPHRA).
- i) This Environmental Authorisation does not negate the holder thereof of his/her responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity. Relevant legislation that must be complied with by the holder of this authorisation includes, inter alia:
 - o All provisions of the Occupational Health and Safety Act, 1993 (Act 85 of 1993).
 - o All provisions of the National Water Act, 1998 (Act 36 of 1998).
 - o All provisions of the National Forests Act, 1998 (Act 84 of 1998).

- All provisions of the National Environmental Management: Biodiversity Act, 2004 (Act 10 of 2004).
 - All provisions of the National Environmental Management: Protected Areas Act, 2003 (Act 57 of 2003) and its Regulations.
 - The Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) administered by the Department of Mineral Resources.
 - The legislations indicated in the S&EIR, as submitted by NSVT Consultants, and the EA Amendment Report – Orange Grove 3500 as submitted by NSVT Consulting, respectively.
- j) In the event of any dispute as to what constitutes environmental damage, this Department's opinion will prevail.
- k) Should fill material be required for any purpose, the use of borrow pits must comply with the provisions of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) as administered by the Department of Mineral Resources.
- l) Vegetation clearing must be kept to an absolute minimum and limited to the development footprint. Mitigation measures must be implemented to reduce the risk of erosion and the invasion of alien species.
- m) Construction must include appropriate design measures that allow surface and sub-surface movement of water along drainage lines so as not to impede natural surface and sub-surface flows.
- n) An integrated waste management approach that based on waste minimisation and must incorporate reduction, re-use, recycling and disposal where appropriate, must be implemented. Any solid waste shall be disposed of at a landfill site licenced in terms of section 20 (b) of the National Environmental Management: Waste Act, 2008 (Act 59 of 2008)
- o) The holder of an Environmental Authorisation has the responsibility to notify the competent authority of any alienation, transfer and change of ownership rights in the property on which the activity is to take place.
- p) Vegetation clearing and topsoil removal must be limited to the construction area only.

Monitoring

- q) The applicant must appoint a suitably qualified and experienced Environmental Control Officer (ECO) for the construction phase of the

development. The ECO will have the responsibility to ensure that the mitigation/rehabilitation measures and conditions referred to in this authorisation are implemented and will also ensure compliance with the provisions of the Environmental Management Programme(EMPr)

- r) The ECO must be appointed before commencement of any land clearance or construction activities.
- s) The ECO must keep record of all activities on site, problems identified, transgressions noted and a schedule of tasks to be / undertaken by the ECO.
- t) Records relating to monitoring and auditing must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.
- u) The ECO must remain employed until all rehabilitation measures, as required for implementation due to the construction damage, are completed and the site is ready for operation.

Recording and reporting to the Department

- v) The holder of the authorisation (Department of Human Settlements) must submit an environmental audit report to the Department upon completion of the construction and rehabilitation activities.
 - (i) The environmental audit report must indicate, the name of the auditor and the outcome of the audit in terms of compliance with the Environmental Authorisation Conditions as well as the requirements of the EMPr.
 - (ii) Records relating to monitoring and auditing must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.

Management of the activity

- w) The Amendment EMPr for the construction phase which was submitted as part of the Application for this Amendment Environmental Authorisation is hereby approved.
- x) The recommendations and mitigation measures recorded in the S&EIR, EA Amendment Report – Orange Grove 3500, including specialist reports therein, must be adhered to and incorporated as part of the EMPr.

- y) Any updates or amendments to the EMPr must be submitted to the Department of Economic Development, Environmental Affairs and Tourism and must be decided upon within a period of 30 days of the submission.
- z) All correspondence with regard to this application must be forwarded for attention of: The Regional Manager: Environmental Affairs – Amathole Region; within the Department.

Commencement of the activity

- aa) The authorised activity shall not commence within twenty (20) days of the date of signature of this authorisation.
- bb) Should the applicant be notified by the MEC of the suspension of the authorisation pending appeal procedures, the applicant may not commence with the activity/ies unless authorised by the MEC in writing to do so.

Notification to authorities of commencement

- cc) Fourteen (14) days written notice must be given to the Department to indicate that the activity/ies will commence. Commencement for the purpose of this Condition includes site preparation. The notice must indicate a date on which it is anticipated that the activity/ies will commence.

Site closure and decommissioning

- dd) Should the activity ever cease or become redundant, the applicant shall undertake the required action prescribed by legislation at the time and comply with all relevant legal requirements administered by the relevant and competent authority at that time.
- ee) All construction areas disturbed by the development must be rehabilitated to their former or better condition. These sites and areas must be re-vegetated with indigenous plants upon completion of the construction. Such rehabilitation must be undertaken within 3 months of constructive activities.
- ff) The ECO must audit the sites at the end of the contractor's retention period to establish whether rehabilitation has been successfully carried out, and report in this regard must be submitted to this Department.

Specific Conditions

- gg) No concrete mixing is to take place within 32m of the Gxulu River or any drainage lines and wetlands.
- hh) The construction site must be clearly demarcated, and all construction activities including constructing camp site, stockpiling and building material must be strictly confined to the demarcated area.
- ii) The contractor must ensure that erosion that results from site activities is minimised.
- jj) Sign boards informing the public and residents of the presence of heavy vehicles and construction activities on site, must be erected and installed before commencement of construction activities.
- kk) Any topsoil removed must be stockpiled and used for rehabilitation of disturbed areas within the development footprint, in accordance with the following:
 - (a). *Stockpiles must not be situated in areas where they will obstruct natural water pathways and drainage lines.*
 - (b). *Stockpiles must be covered and may not exceed 2.5 metres in height.*
- ll) Where present, protected plant species in terms of the National Forest Act, 1998 (Act 84 of 1998), must be avoided or the necessary permits obtained from the Department of Agriculture, Forestry and Fisheries (DAFF) for their removal.
- mm) A 32m vegetation buffer must be kept between the development and the Gxulu River. This must be demarcated using a fence of at least 1m in height which will allow for the free movement of small buck species and the like, but also serve to demonstrate the buffer to the public. This fence is to be maintained by the Buffalo City Metropolitan Municipality.
- nn) The applicant is required to inform the DAFF and this Department should the removal of protected species, medicinal plants and "data deficient" plant species be required.
- oo) Newly disturbed areas must be replanted with indigenous vegetation and managed by the contractor to minimize re-establishment of noxious weeds and to avoid soil erosion.
- pp) The contractor must provide adequate waste disposal and sanitation facilities for workers on site and must ensure that these facilities are properly used and maintained. These must be removed after construction and disposed of at a

- suitable, registered waste disposal site. Such facilities must be removed within 3 months of the completion of construction activities.
- qq) The applicant must ensure that contractors, sub-contractors and all staff are informed in writing of the contents of this authorisation and contents of the EMPR for the proposed housing development. It is the responsibility of the applicant to ensure that contractors, sub-contractors and construction staff adhere to legislation.
 - rr. No exotic plants may be used for rehabilitation purpose. Only indigenous plants of the area may be utilised.
 - ss. It is the responsibility of the holder of the authorisation to ensure that waste management practices that prevent pollution and ecological degradation during the construction and operational phases of the project, are adopted and implemented.
 - tt. A Water use licence and any other permits required to implement the proposed development must be obtained before the commencement of construction activities.
 - uu. The holder of this authorisation must obtain a Registration Certificate to operate a transfer station.
 - vv. A Storm Water Management plan must be developed and endorsed by this Department and the Department of Water and Sanitation (DWS).
 - ww. A Botanist must be appointed before the construction phase commences in order to undertake a search and rescue operation of Red Data species should they occur on site.
 - xx. A biodiversity offset will need to be designed and implemented; if land use activities are unavoidable in CBA1 and ESA1 areas. The decision in this regard must be communicated and discussed with this Department, by the ECO, and implemented before commencement of project implementation.
 - yy. The open spaces outside of the development and erven must be managed as an ecosystem process area in order to protect and promote long term environmental sustainability and landscape integrity.
 - zz. A conservation management plan must be developed for the area. This plan must be compiled and submitted to this Department for approval before commencement of the operational phase of the project.
 - aaa. The South African Institute for Aquatic Biodiversity (SAIAB) in Makhanda must be tasked / appointed to monitor the Gxulu River and associated tributaries for

samples, this is to ascertain location of the *Sandelia bainsii* in the development area. A progress report in this regard must be submitted to this Department and SANBI, on a quarterly basis.

- bbb. No fishing or discharge of any effluent or deposition of solid waste may be done within the within any watercourse located within the SSSI. In this regard signboards with clear details of the prohibition, must be installed and maintained within a visible distance from the edge of the fence line.
- ccc. Furthermore, public residing within close proximity to the SSSI must be educated about the importance of the site and the conservation status of the fish species located within the SSSI, and the reasons for it to be conserved.
- ddd. The VIPs that are convertible to a future waterborne system as indicated in BCMM's letter of Commitment to the Department, dated 10 June 2019, must be installed and be operational before occupation of the houses from the project.
- eee. A waste water treatment works for this housing must be constructed in full compliance of the applicable environmental legislation (e.g. EIA & Waste Management Regulations) and operationalised within three (3) years of the completion of construction of the Orange Grove Housing Development.
- fff. Development may not take place within the areas recommended for no development to take place, as referred to within the Orange Grove: Amendment to Ecological and Wetland Report, dated 01/11/2018 as compiled by Enviro-Niche Consulting.

General

1. A copy of this authorisation must be kept at the property where the activity (i.e.) will be undertaken. The 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 authorisation who works or undertakes work at the property.
2. 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 notify the Department as soon as the new details become known to the applicant.
3. The holder of the authorisation must notify the Department, in writing and within 48 (forty-eight) hours, if any Condition of this authorisation cannot be or is not adhered to. Any notification in terms of this Condition must be

accompanied by reasons for the non-compliance. Non-compliance with any Condition of this authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the EIA Regulations.

4. National government, provincial government, local authorities or committees appointed in terms of the Conditions of this authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the applicant with the Conditions of authorisation as set out in this document or any other subsequent document emanating from these Conditions of authorisation.

4. Reasons for Decision

1. Background

The application is for the amendment of the Environmental Authorisation issued for the Orange Groove 3500 Residential Development on the Remainder of Farm 862, East London in Buffalo City Metropolitan Municipality, and falls within the ambit of G.N.R 984 Activities with the following activity/ties that are being applied for:
Item 15: The clearance of an area of 20 hectares or more of indigenous vegetation, excluding where such clearance of indigenous vegetation is required for-

- (1) the undertaking of a linear activity; or
- (2) maintenance purpose undertaken in accordance with a maintenance management plan.

With a specific purpose being to allow rezoning of a Portion of the Site of Special Scientific Interest (SSSI) in order to accommodate some units of the proposed Housing / Residential Development, as described in the Amendment Report for the Environmental Authorization issued for the proposed Orange Groove 3500 Residential Development, on the Remainder of Farm 862, East London. BCMM, in the Province of the Eastern Cape, dated February 2019.

The applicant appointed NSVT Consulting to undertake an Amendment Report for the Environmental Authorization issued, as required by Regulation 19 of the EIA Regulations, 2014 in this regard.

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 Scoping Report, and EIR for the proposed Orange Grove Housing Development, at Farm 862, East London, BCMM, dated July and November 2015, respectively;
- b) Mitigation measures as proposed in the EIR, dated November 2015 and the EMPr;
- c) The findings of the site visits undertaken by Mr T.Sigabi from this Department, and Ms L. Tigedi from NSVT Consultants;
- d) The information and mitigation measures as contained within the Amendment Report, dated February 2019 for the proposed Orange Grove Housing Development, at Farm 862, East London, BCMM.
- e) The objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998).

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 of the most significance is set out below:

- a) The Scoping and EIR, as well as the Amendment Report, dated July and November 2015 and February 2019, respectively, included a description of the environment that may be affected by the activity and the manner in which the physical, biological, social, economic and cultural aspects of the environment may be affected by the proposed activity.
- b) The Scoping and EIR, as well as the Amendment Report, dated July, November 2015, and February 2019, respectively, identified all legislation and guidelines that have been considered in the preparation of Scoping, EIR and the Amendment Report.
- c) The proposed methodology used in assessing the potential impacts identified in the Scoping Report, dated July 2015, and the Amendment Report, dated February 2019, have been adequately covered.

- d) Adequate opportunity was offered for the presentation of views by all parties with significant economic, social, or environmental interest.
- e) There is opportunity for monitoring of the *Eastern Cape Rocky (Sandelia bainsii)*, and this will provide more research information that is currently not available as the area has never been sampled for fish species. This research will not only be about the presence /absence of the species but the genetic makeup, population, etc.
- f) There will be an opportunity to establish “Environmental clubs” at the schools included in the layout, which could also play a significant role in protecting the Gxulu River and its protective buffer zone, as part of their environmental awareness training.
- g) There will be social infrastructure investments, which will benefit the surrounding communities e.g. improvement in public transport, whereby new bus routes will be planned, access to basic services, new schools, etc.
- h) The newly planned social infrastructure will bring an opportunity for job creation, e.g. need for educators to be placed at new schools included in the development.
- i) The relocation would render the current area vacant, therefore other land use or economic driven opportunities could be put in place to ensure the area is not illegally occupied.

4. Findings

After consideration of the information and factors listed above, the Department made the following findings:

- The negative environmental impacts associated with the proposed activity will be manageable and not unacceptable provided the Conditions of this Environmental Authorisation are adhered to and fully implemented.
- The identification and assessment of impacts are detailed in the S&EIR and Amendment Report, and sufficient assessment of the key identified issues and impacts have been completed.
- The procedure followed for impact assessment is adequate for the decision-making process.
- The proposed mitigation of impacts identified and assessed, adequately mitigates against the identified impacts.

- All legal and procedural requirements have been met.
- The information as contained in the S&EIR and Amendment Report, is accurate and credible.
- EMPr measures for the pre-construction, construction and rehabilitation phases of the development were proposed and included in the S&EIR and the Amendment Report, and will be implemented to manage the identified environmental impacts during the construction process and post construction.

In view of the above, the Department is satisfied that, subject to compliance with the Conditions contained in this Environmental Authorisation, the proposed activity/ies will not conflict with the general objectives of integrated environmental management as laid down in Chapter 5 of the National Environmental Management Act, 1998 and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated to acceptable levels. The application is accordingly granted.

5. APPEAL OF AUTHORISATION

- 5.1. In terms of Regulation 4 (2) of the Environmental Impact Assessment Regulations, 2014, you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) calendar days of the date of this letter, of the Department's decision in respect of your application.
- 5.2. The notification referred to in Condition 5.1 above in this Authorisation must-
 - 5.2.1. Specify the date on which the authorisation was issued;
 - 5.2.2. Inform interested and affected parties of the appeal procedure provided for in the Appeal Regulations published in G.N. 993 of 8 December 2014 in terms of Section 44 read together with Section 43 of the National Environmental Management Act, Act 107 of 1998 as amended; and
 - 5.2.3. Advise interested and affected parties that a copy of the Environmental Authorisation and reasons for the decision will be furnished on request.
- 5.3. Any appeal against the decision as contained in this authorisation must be addressed in writing, to the MEC for Economic Development, Environmental Affairs & Tourism (hereinafter referred to as "the MEC") in terms of Regulation 4(1) of the NEMA Appeal Regulations 2014 and within 20 (twenty) days after the appellant has been notified in terms of paragraphs 5.1 and 5.2, of the decision.

- 5.4. An Appeal Submission must be made on a form obtainable from the Department Appeal Administrator and/or the Departmental website on www.dedea.gov.za or relevant Regional Office; and
- 5.5. The Appellant must also serve a copy of the appeal to the regional office that processed the application.
- 5.6. In the event that an appeal is lodged, copies of such appeal must be served on the applicant (if not the appellant), all registered interested and affected parties as well as juristic state departments (organ of state with interest in the matter) within 20 days of having been notified in accordance with the requirements as stipulated in paragraphs 5.1 and 5.2 of the decision.
- 5.7. The address to which the **original** of any appeal must be mailed is outlined below. Please note that originals may also be delivered per hand or courier.

Department	Economic Development, Environmental Affairs & Tourism
Attention	Senior Manager: Environmental Impact Management
Postal Address	Private Bag X0054, BHISHO , 5605
Hand Delivery	Beacon Hill, Hockley Close, King Williams Town
In order to facilitate efficient administration of appeals, copies of application form to appeal and any subsequent appeal documentation must also be submitted as follows:	
General Manager: - Environmental Impact Management per fax:	[043] 605 7300
Manager: Environmental Affairs per fax:	[043] 605 7300
It is strongly recommended that electronic copies of all appeal documentation also be e-mailed	E-mail addresses will be supplied on request

5.8. In the event that an appeal is lodged with regard to this authorisation, the Listed Activities described in this authorisation may not commence prior to the resolution of the appeal in favour of the applicant and prior to the Department's written confirmation of compliance with all Conditions that must be met before construction can commence, whichever event is the latter.

Compiled by:


.....

Date: 27/06/2019.....

Mr R.S. Casoojee

Environmental Officer: Environmental Impact Management

Amathole Regional Office

Authorised by:

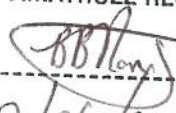

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Date: 27/06/2019.....

Mr B.B. Noncembu

Regional Manager: Environmental Affairs

Amathole Regional Office

B.B. NONCEMBU	
REGIONAL MANAGER: ENVIRONMENTAL AFFAIRS	
AMATHOLE REGIONAL	
SIGNATURE:	
DATE:	27/06/2019