



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia· PRETORIA

DEFF Reference: 14/12/16/3/3/2/1018/AM3

Enquiries: Kevin Mathebula

Telephone: (012) 399 9216 E-mail: KLMathebula@environment.gov.za

Mr Eugene Marais
!Xha Boom Wind Farm (Pty) Ltd
PO Box 45063
CLAREMONT
7735

Telephone Number : 021 657 4045
Cellphone Number : 073 871 5781
Email Address : eugene.marais@mainstreammrp.com

PER EMAIL / MAIL

Dear Mr Marais

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 29 MARCH 2018 FOR THE PROPOSED CONSTRUCTION OF THE 235MW !XHA BOOM WIND ENERGY FACILITY (WEF) AND ASSOCIATED INFRASTRUCTURE SITUATED NEAR LOERIESFONTEIN, HANTAM LOCAL MUNICIPALITY IN THE NORTHERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 29 March 2018, subsequent EA amendments issued on the 13 May 2019 and 09 March 2020, and your application for amendment of the EA received by the Department on 18 June 2021, and the acknowledgement letter dated 24 June 2021, 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, has decided to amend the EA dated 29 March 2018, as follows:

Amendment 1: Amendment of EA holder:

The holder of the EA:

“South Africa Mainstream Renewable Power Developments (Pty) Ltd

Represented by : Mr Eugene Marais
South Africa Mainstream Renewable Power Developments (Pty) Ltd
PO Box 45063
CLAREMONT
7735

Telephone Number : 021 657 4045
E-mail Address : eugene.marais@mainstreammrp.com”

Is hereby amended to:

!Xha Boom Wind Farm (Pty) Ltd

Represented by : Mr Eugene Marais
!Xha Boom Wind Farm (Pty) Ltd
PO Box 45063
CLAREMONT
7735
Telephone Number : 021 657 4045
Cellphone Number : 073 871 5781
E-mail Address : eugene.marais@mainstreammrp.com

Reason for amendment:

South Africa Mainstream Renewable Power Developments (Pty) Ltd transferred the rights to the Environmental Authorisations and associated amendments mentioned above to !Xha Boom Wind Farm (Pty) Ltd, a fully owned subsidiary of Mainstream.

Amendment 2: Amendment of project name

The project name on page 1; the property description on page 7; and condition 1 on page 8 of the EA:

"...construction of the !Xha Boom Wind Farm near Loeriesfontein, Hantam Local Municipality in the Northern Cape Province..."

Is hereby amended to:

"...construction of the 235MW !Xha Boom Wind Energy Facility (WEF) and associated infrastructure situated near Loeriesfontein, Hantam Local Municipality in the Northern Cape Province..."

Reason for amendment:

The project name needs to be amended to include "associated infrastructure" due to the inclusion of the BESS.

Amendment 3: Inclusion of the Battery Energy Storage System (BESS):

a) The following coordinates for the proposed BESS facility is added on page 07 of the EA:

Battery Energy Storage System	30°17' 41.614"S	19°16'50.509"E
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b) The table of technical details on page 07 of the EA is amended to include:

Component	Description/Dimensions
Battery Energy Storage System	<ul style="list-style-type: none">• Up to 4ha footprint• 200MWh capacity• Lithium-Ion technology

c) Condition 13.2 on page 10 of the EA:

"Substation(s) inverters and/or transformer(s) sites including their entire footprint;"

Is hereby amended to:

"Substation(s) inverters and/or transformer(s) sites, Battery Energy Storage system sites, including their entire footprint"

Reason for amendment:

To ensure adequate energy supply of electricity from the wind farm, !Xha Boom is proposing the addition of a Battery Energy Storage System (BESS) with a capacity of up to 200MWh. The BESS will cover an area of 4ha and will be located within the authorised substation footprint of the 235MW !Xha Boom Wind Energy Facility.

This proposed amendment letter must be read in conjunction with the EA dated 29 March 2018.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulate that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA 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 as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribes the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

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:

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: appeals@environment.gov.za;

By hand: Environment House
473 Steve Biko,
Arcadia,

DFFE REFERENCE: 14/12/16/3/3/2/1018/AM3

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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, Act No. 107 of 1998, as amended, 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 appeals@environment.gov.za.

Yours faithfully



Mr Vusi Skosana

**Acting Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment**

Date: 26 July 2021

cc:	MS Liandra Scott-Shaw	SLR Consulting (South Africa) (Pty) Ltd	E-mail: iscottshaw@slrconsulting.com
	Mr. T Mthombeni	Northern Cape (DENC)	E-mail: tmthombeni@ncpg.gov.za
	Mr. Riaan Van Wyk	Hantam Local Municipality	E-mail: municipalmanager@hantam.gov.za
	Mr Obakeng J Isaacs	Khai-Ma Local Municipality	E-mail: munman@khaima.gov.za



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Private Bag X 447 · PRETORIA · 0001 · Environment House · Cnr Soutpansberg & Steve Biko Roads · Pretoria Tel (+27 12) 399 9000

Enquiries: Devinagie Bendeman Tel: 012 399 9337

Email: vbendeman@environment.gov.za

Mr. Vusi Skosana
Director: Strategic co-ordination planning and support

Dear Mr. Vusi Skosana

APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 26 JULY 2021 UNTIL 3rd AUGUST 2021.

This serves to confirm your appointment as Acting Chief Director: integrated environmental authorisations, from 26 July 2021 until 3rd August 2021, whilst Mr Sabelo Malaza is on Annual Leave.

You will act in this capacity with the full responsibilities and duties attached to the post, including the activities entrusted to the Acting Chief Director: integrated environmental authorisations by or in terms of the Acts administered by the Department.

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1998), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standards, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of the legislations and policies and the amendments thereof. (Copies of departmental policies can be obtained from the Human Resource Office).

Yours Sincerely

~~Devinagie Bendeman~~

Acting Deputy Director-General: RCSM (Regulatory Compliance and Sector Monitoring)

Date: 9/07/2021



ACKNOWLEDGEMENT

I ACCEPT / ~~DO NOT ACCEPT~~
appointment as Acting Chief
Director: integrated environmental
authorizations

Signed:

Date: 14 July 2021