

APPENDIX G: SUPPORTING DOCUMENTATION

WATER USE LICENCE



water & sanitation

Department:
Water and Sanitation
REPUBLIC OF SOUTH AFRICA

Private Bag X313, Pretoria, 0001, Sedibeng Building, 185 Francis Baard Street, Pretoria,
Tel: (012) 3367500 Fax (012) 323-4472 / (012) 326 - 2715

LICENCE IN TERMS OF CHAPTER 4 OF THE NATIONAL WATER ACT, 1998 (ACT NO. 36 OF 1998) (THE ACT)

I, **Anil Singh**, in my capacity as Director-General (Acting) in the Department of Water and Sanitation and acting under authority of the powers delegated to me by the Minister of Water and Sanitation, hereby authorise the following water use in respect of this licence.

SIGNED:

DATE: 8/8/16

LICENCE NO: 17/N40E/AB/4671
FILE NO: 27/2/1/N540/10/1

1. **Licensee:**
Postal Address:
Ikamva Lethu (Pty) Ltd
Private Bag X24
Addo
6105
2. **Water Use**
 - 2.1 Section 21(a) of the Act: Taking of water from a water resource, subject to the conditions set out in Appendices I and II.
3. **Properties in respect of which this licence is issued**
 - 3.1 Remainder of Farm 653, Uitenhage RD
4. **Registered owner of the Properties**
 - 4.1 Ikamva Lethu (Ltd) Pty
5. **Licence and Review Period**
 - 5.1 This licence is valid for a period of twenty (20) years from the date of issuance and it may be reviewed at intervals of not more than five (5) years.

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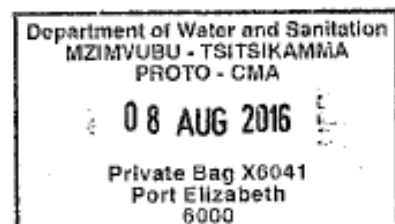
6. Definitions

Any terms, words and expressions as defined in the National Water Act, 1998 (Act 36 of 1998) shall bear the same meaning when used in this licence.

"The Provincial Head" means the Head of Provincial Operations: Eastern Cape Provincial Operations, Department of Water and Sanitation, P.O Box 7019, East London, 5200".

7. Description of the activities

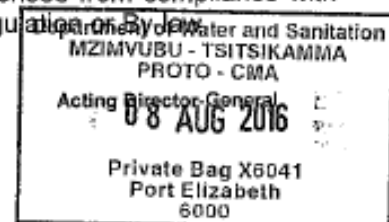
This water use licence authorises the maximum taking of 6 075 000m³ of water per annum from the Lower Sunday River. The abstraction point will be located at 33° 28' 07.4" S 25° 36' 30.9" E within N40E quaternary catchment on the Remainder of Farm 653, Uitenhage Registration Division, Sundays River Valley Municipality.



APPENDIX I

General conditions for the licence

1. This licence is subject to all applicable provisions of the National Water Act, 1998 (Act 36 of 1998).
2. The responsibility for complying with the provisions of the licence is vested in the Licensee and not any other person or body.
3. The Licensee must immediately inform the Regional Head of any change of name, address, premises and/or legal status.
4. If the property in respect of which this licence is issued is subdivided or consolidated, the Licensee must provide full details of all changes in respect of the properties to the Regional Head of the Department within 60 days of the said change taking place.
5. If a water user association is established in the area to manage the resource, membership of the Licensee to this association is compulsory.
6. The Licensee shall be responsible for any water use charges or levies imposed by a Responsible Authority.
7. While effect must be given to the Reserve as determined in terms of the Act, where a desktop determination of the Reserve has been used in issuance of a licence, when a comprehensive determination of the Reserve has finally been made; it shall be given effect to.
8. The licence and amendment of this licence are also subject to all the applicable procedural requirements and other applicable provisions of the Act, as amended from time to time.
9. The Licensee shall conduct an annual internal audit on compliance with the conditions of licence. A report on the audit shall be submitted to the Regional Head within one month of the finalisation of the audit.
10. The Licensee shall appoint an independent external auditor to conduct an annual audit on compliance with the conditions of this licence. The first audit must be conducted within 3 (three) months of the date this licence and a report on the audit shall be submitted to the Regional Head within one month of finalisation of the report.
11. Flow metering, recording and integrating devices shall be maintained in a sound state of repair and calibrated by a competent person at intervals of not more than two years. Calibration certificates shall be available for inspection by the Regional Head or his representative upon request.
12. Any incident that causes or may cause water pollution shall be reported to the Regional Head or his/her designated representative within 24 hours.
13. The licence shall not be construed as exempting the Licensee from compliance with the provisions of any other applicable Act, Ordinance, Regulation or By-Law.



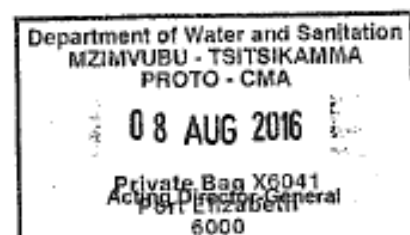
APPENDIX II

Section 21(a): Taking water from a water resource

1. This licence authorises the abstraction of a maximum quantity of 6 075 000m³/a (six million and seventy five cubic metres of water per annum) from the Lower Sundays River Water User Association at geographical position 33° 28' 07.4" S and 25° 36' 30.9" E , N40E quaternary catchment, for the irrigation of citrus crops.
2. The quantity of water authorised to be taken in terms of this licence may not be exceeded.
3. This licence does not imply any guarantee that the said quantity and quality of water will be available at present or at any time in the future.
4. The Licensee shall continually investigate new and emerging technologies and put into practice water efficient devices or apply technique for the re-use of water containing waste, in an endeavour to conserve water at all times.
5. The Licensee shall install and monitor appropriate water measuring devices to measure the amount of water abstracted, received and/or consumed, as applicable to the infrastructure. The Licensee shall ensure that all measuring devices are properly maintained and in good working order and must be easily accessible. This shall include a programme of checking, calibration, and/ or renewal of measuring devices. No water taken may be pumped, stored, diverted, or alienated for purposes other than intended in this licence, without written approval by the Minister or his/her delegated person

All water taken from the resource shall be measured as follows:

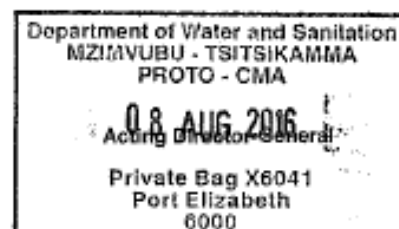
- 5.1 The daily quantity of water taken must be metered or gauged and the total recorded at the last day of each month; and
- 5.2 The Licensee shall keep record of all water measurements taken and a copy of the records shall be forwarded to the Regional Head on or before 25 January and 25 July of each year.
6. Notices written in all official languages prohibiting unauthorised persons from entering the certain areas, as well as internationally acceptable signs indicating the risks involved in case of an unauthorised entry must be displayed along the boundary fence of these areas.
7. The Department accepts no liability for any damage, loss or inconvenience, of whatever nature, suffered as a result of:
 - 7.1 shortage of water;
 - 7.2 inundations or flood;
 - 7.3 siltation of the resource; and
 - 7.4 required reserve releases.



8. The Licensee shall establish a programme of formal Information Management System, which maintains a database on water supply, distribution and delivery infrastructure.
9. The Licensee shall report on an annual basis in a format approved by the Responsible Authority
 - 9.1. Details of crops
 - 9.2. Irrigation system types

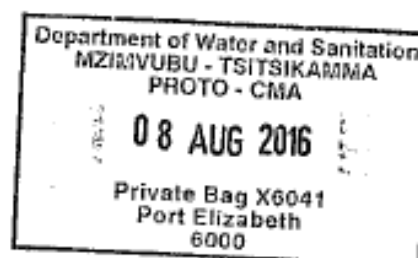
The record mentioned in Clause 9 shall be submitted to the Regional Head annually.

10. The Licensee shall establish and implement a continual process of raising awareness amongst itself, its workers and stakeholders with respect to Water Conservation and Water Demand Management initiatives.
11. The Licensee must comply with the motivation for contributing to the need to redress the results of past racial and gender discrimination, including the equitable access to the water resources and the benefits derived from the use of such resources as contained in the "Shareholder Agreement" dated 06 August 2015. A report to this regard must be submitted annually to the Provincial Head, for the full duration of this licence.
12. The shareholding of Worker's Trust and within SRCC Grower's Trust for the staff/employees in Ikamva Lethu Farms (Pty) Ltd must be maintained at 59% or more of the total shares at all times.
13. No limitations or ceiling may be placed on the percentage shareholding of both the Worker's Trust and SRCC Grower's Trust in Ikamva Lethu Farms (Pty) Ltd.
14. The shareholders of the Worker's Trust and SRCC Grower's Trust (Staff/Employees) must comprise of historically disadvantaged individuals for the duration of this licence.
15. Any change in the shareholder's agreement of Ikamva Lethu Farms (Pty) Ltd submitted with this water use licence application, which may reduce the shares for Worker's Trust and SRCC Grower's Trust will result in the withdrawal of this licence.
16. The Licensee must on annual basis submit the audited financial statements and reports to the Provincial Head. These reports must clearly indicate how the benefits, specifically shareholding, management control, economic and skills development accrue to the historically disadvantaged individuals or Worker's Trust and SRCC Grower's Trust.
17. In the event Ikamva Lethu Farms (Pty) Ltd is disposed to another legal entity, the successor must maintain the same or higher shareholding apportioned to the historically disadvantaged individuals.
18. The water use authorised by this licence must only be exercised by Ikamva Lethu Farms (Pty) Ltd on the property stipulated in this licence and may not be transferred or leased temporarily or permanently with prior approval of the Responsible Authority.



19. In the event Ikamva Lethu Farms (Pty) Ltd is abolished or cease to exist, the validity of this water use licence shall be deemed terminated or withdrawn with immediate effect as of the date the company is abolished or cease to exist.
20. If the property in respect of which this licence is issued be subdivided and be subject to change in ownership, the licence may not form part of such an agreement without prior approval from the Minister of this Department or any person delegated by him/her.

[END OF LICENCE]



DAFF PERMIT: CULTIVATION OF VIRGIN LAND



agriculture,
forestry & fisheries

Department:
Agriculture, Forestry and Fisheries
REPUBLIC OF SOUTH AFRICA

Directorate: Land Use and Soil Management
Private Bag X 4, TECOMA, 5214
9 Arundel Crescent, Arundel Park Office, Stirling, East London
Tel: 043 704 6800, Fax: 043 704 6812, Email: GcInileD@daff.gov.za
Enquiries: G P Dumse, Reference: 19.7.3.77/Ikamva Lethu, Date issued: 03.02.2017

IKAMVA LETHU FARMS (PTY) LTD
Private Bag X 24
ADDO
6105

Dear Mr. K. N. Nieuwenhuizen

CULTIVATION OF VIRGIN SOIL (Regulation 2)

FARM UNIT: REMAINDER OF FARM NO. 653

DISTRICT: SARA BAARTMAN DM

LOCAL MUNICIPALITY: SUNDAY'S RIVER VALLEY

MAGISTERIAL DISTRICT: UITENHAGE

GPS COORDINATES: S 33° 35' 15" E 25° 34' 15"

TITLE DEED: T000058905/2015

GPS COORDINATES: S 33° 33' 35" E 25° 34' 35"

With reference to your application dated 2016/12/08 in terms of the provision of Regulation 2 of the Conservation of Agricultural Resources Act 1983 (Act 43 of 1983):

Permission is hereby granted to cultivate **650 hectares** of virgin soil on above mentioned farm for establishment of Citrus orchards under irrigation as mentioned in your application.

Permission to cultivate virgin soil can unfortunately not be granted for the following reasons:

Protection of the land by means of soil conservation works is under present circumstances not necessary. Should it in future occur that the land is liable to erosion the necessary protection measures must be implemented.

Soil Conservation works must be implemented.

Permission to cultivate virgin soil Ikamva Lethu Farms Pty Ltd Remainder of no. 653


- Before any cultivation may take place, a proper water runoff control planning must be done or planning against water erosion must be done to the satisfaction of the Executive Officer.
- If in future it occurs that land is subject to drowning conditions or the soil become salinated the necessary steps must be taken to install a subsurface drainage system.
- Planning and designing of soil conservation works can be done by any institution of your choice but these plans and specifications must comply with the regulations as stipulated by the Department of Agriculture and constructed to the satisfaction of the Executive Officer
- Other conditions:
1. The permit is only valid for Citrus Orchards establishment and planting of permanent pastures between the rows.
 2. Amelioration measures must be strictly adhered to i.e. deep soil tillage should be done to improve water drainage and avoid water logging.
 3. Quality of irrigation water must be monitored.
 4. Improve drainage to reduce the risk of salinization in soils with poor drainage.
 5. Free lime in the subsoil associated with soft carbonate horizons may pose a problem for crops sensitive to alkaline pH conditions.
 6. All the wetlands and associated vegetation must be delineated and be excluded from any form of cultivation or mechanical disturbance. No development of drainage lines or natural water ways must be excluded from any form of disturbance.
 7. The use of Category 2 plants for windbreakers will require a demarcation permit in terms of CARA Act 43 of 1983 Regulation 15B.
 8. The Annexure A & B Portion South and North Ikamva Lethu Farms Pty Ltd maps attached form an integral part of this permit.
 9. The land preparation and planting of crops must take place within 24 months of receiving this permit or else a new permit to be applied for.
 10. **This permit does not exempt you from obtaining any other Environmental Authorization in terms of National Environmental Management Act, National Forest Act and National Water Act.**

Permission to cultivate virgin soil Ikamva Lethu Farms Pty Ltd Remainder of no. 653

Your attention is drawn to the fact that above mentioned conditions are granted in terms of Act 43 of 1983. Failure to comply with the conditions is an offence and may lead to prosecution. If you experience any problem with the interpretation of this letter or any other problem concerning the above mentioned, do not hesitate to contact our office on the above mentioned address.

Should you feel aggrieved by this decision you may lodge an appeal in writing within 14 days of receipt of this letter to: The Director: Land Use and Soil Management, Private bag X120, Pretoria. 0001

Prepared by
G P Dumse
Resource Auditor

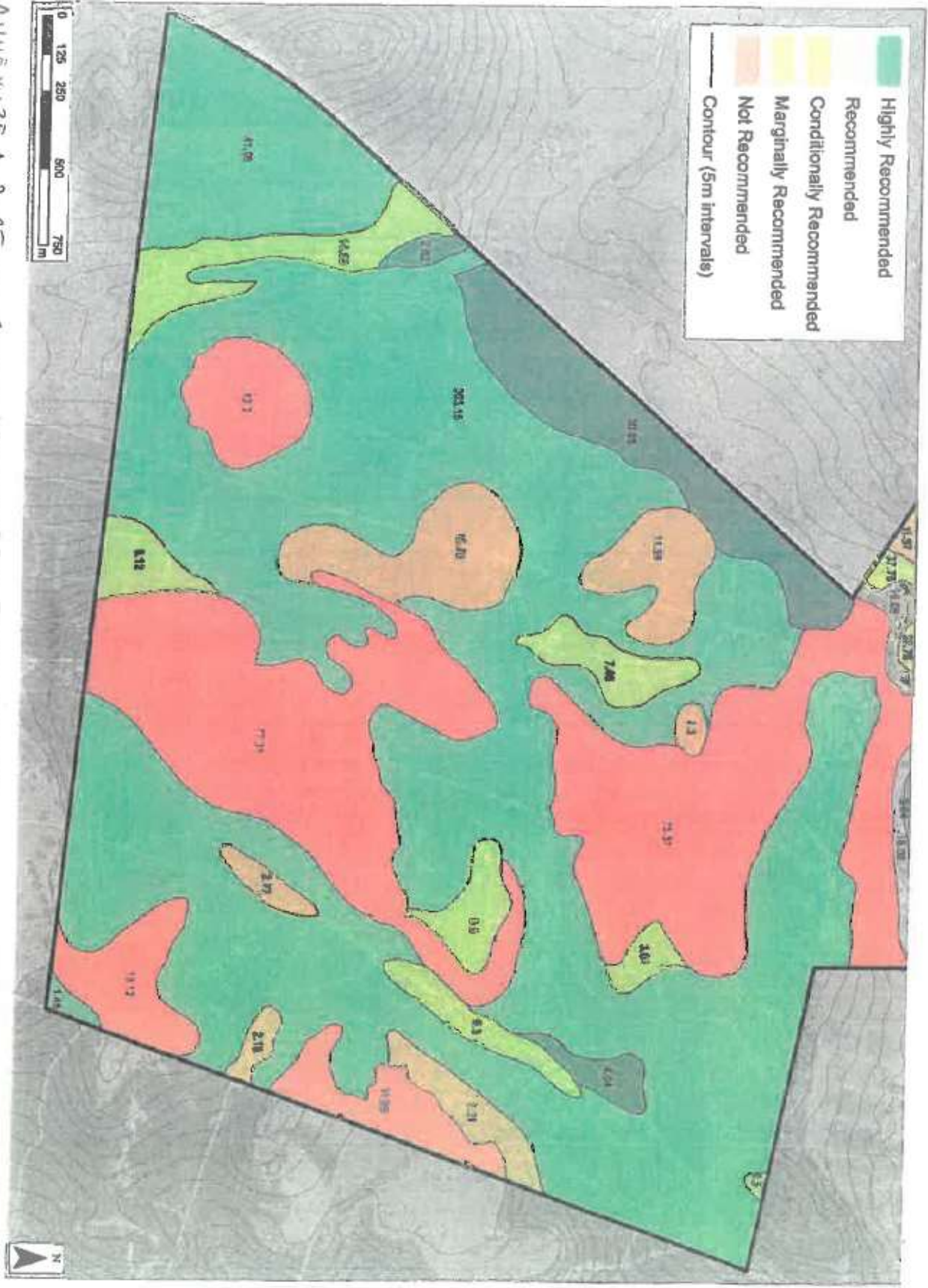




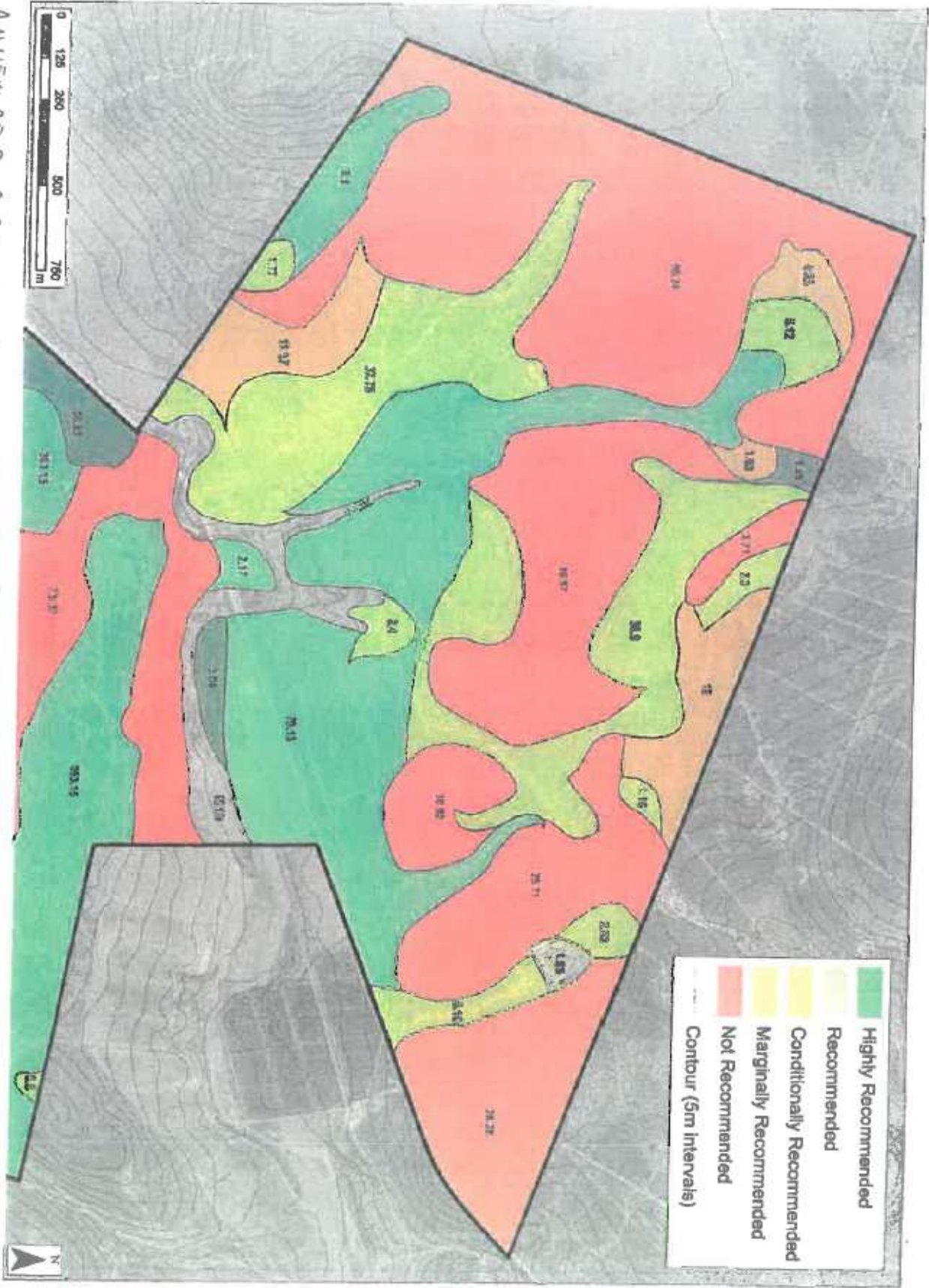
ppEXECUTIVE OFFICER: ACT NO.43 of 1983

Permission to cultivate virgin soil Ikamva Lethu Farms Pty Ltd Remainder of no. 653

ANNEXURE A PORTION SOUTH LEANVALETHU FARMS PTG 17N



ANNEXURE B PORTION NORTH IKAMVA LETHU FARMS DTN 175



ESKOM CONFIRMATION OF SUPPLY

From: Tiekies Renken [<mailto:tiekies@srvalley.co.za>]
Sent: 30 May 2016 12:53 PM
To: 'Andre Mostert'
Cc: Ken Nieuwenhuizen; Frikkie Olivier
Subject: RE: Potential additional load at Nooitgedacht/Dunbrody feeder

Hallo Andre

Baie dankie vir al jou moeite, waardeer baie.

Tiekies
0823075866

The existing network is capable of supplying the required 1MVA load. Volt drop at PCC is less than 3%. There are no network issues.

Hope you will find the above in order.



Ntombekhongo Nomarwayi
Snr Planning Technician-Pr Techni Eng

Eskom Holdings SOC Limited
Distribution Division|
Eastern Cape Operating Unit
Asset Creation | Network Planning
Mutual Place | 4th floor D-block
Conner of Langehoven & Cape Road
Greenacres
Port Elizabeth | 6045
South Africa

+27 (0)41 502 4051
+27 (0)86 537 5216
NomarwN@eskom.co.za
www.eskom.co.za



REMEMBER YOUR POWER *49m*

GUIDELINES FOR THE SAFE STORAGE OF CHEMICALS

The purpose of this guideline is to assist personnel to store chemicals in a manner that is safe.

Storage procedures

When keeping chemicals in storage, the following precautions should be observed:

- Ensure chemical containers and their seals or stoppers are appropriate for the type and quantity of chemical stored. As far as is practicable, chemicals should be stored in the containers in which they are supplied.
- Containers that have held hazardous chemicals shall be treated as full, unless the receptacle or package has been rendered free from hazardous chemicals.
- All packages in storage shall be labeled to allow unmistakable identification of the contents.
- Storage of chemicals, including wastes shall be based on the properties and mutual reactivity's of the chemicals. Incompatible chemicals shall be kept segregated from one another, e.g. by fire isolation in a chemical storage cabinet or segregation in space. A separate spill catchment shall be provided for each incompatible liquid.
- Opening of packages, transferring of contents, dispensing of chemicals or sampling shall not be conducted in or on top of a cabinet or a cupboard for storing chemicals unless it is specifically designed for this purpose and appropriate procedures and equipment are used.
- Packages shall be inspected regularly to ensure their integrity. Leaking or damaged packages shall be removed to a safe area for repacking or disposal. Labels shall be reattached or replaced, as necessary, to clearly identify the contents of the package.
- Where flammable vapours or combustible dusts may be present as part of normal or abnormal operations, the relevant requirements concerning avoidance of ignition sources shall be complied with in situations other than those where the ignition source is controlled and is necessary for experimental purposes, such as the use of a Bunsen burner. Electrical equipment shall comply with appropriate standards.
- Procedures shall be established to deal with clean up and safe disposal of spillages. Supplies and materials needed to control the spillages shall be readily accessible.
- Substances, which are unstable at ambient temperature, shall be kept in a controlled temperature environment set to maintain an appropriate temperature range. Reliable alternative safety measures shall be provided for situations when utilities, such as power, fail. Substances that can present additional hazards on heating shall be clearly identified.
- Sunlight can affect some plastic containers or the chemical contents. Containers or chemicals that can be affected shall not be stored in a laboratory where they can be exposed to direct sunlight.
- Regularly review the chemicals held in storage and correctly dispose of those no longer required.
- Chemicals must be stored compatibly with one another. Refer to Annexure B for guideline.
- Tanks holding more than 500L of LPG or 450L of other classes of stated dangerous goods and combustible liquids must display a clearly visible information placard.

To avoid the possibility of an explosion or the emission of toxic flammable or corrosive gases:

- Store two incompatible goods at least 3m apart.
- Where the goods could react violently, store them at least 5m apart.
- Consider storing some goods (especially highly pyrophoric or unstable goods e.g. Class 4.2 or 5.2) in separate fire rated enclosures or separate buildings with appropriate fire suppression equipment.

Separate enclosures or buildings may also be required for those goods with special fire suppression requirements (e.g. Class 4.3 goods react adversely with water).

Chemicals kept on shelves or racks shall be subject to the following restrictions:

- Shelving and its fixtures shall be compatible with the goods stored, or shall be suitably protected from the goods (NOTE: the use of particleboard is not recommended as they may fail when subjected to moisture or chemicals)
- The maximum holding capacity of the shelving systems shall not be exceeded
- Shelves used for chemical storage shall be restrained against lateral movement and shall have lips on them to prevent containers being pushed through to the other side.

