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Ref: EC06/C/LN2/M/37-2020

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

Habata Boerdery (Pty) Ltd
P.O. Box 82,
Kirkwood
6120

Attention: Mr. Salomon Johannes Joubert E-mail: director@habata.co.za

APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED IN TERMS OF SECTION 24 OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, ACT 107 OF 1998 TO UNDERTAKE A LISTED ACTIVITY AS SCHEDULED IN THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014, AS AMENDED: PROPOSED FALCON RIDGE DAM AND ASSOCIATED WATER RETICULATION ON PORTION 274 OF FARM 42 STRATHSOMERS ESTATE AND ASSOCIATED WATER RETICULATION, KIRKWOOD, SUNDAYS RIVER VALLEY MUNICIPALITY.

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1. Refer to the amendment application submitted via electronic data transfer in your email dated 19 September 2023 and registered on 19 September 2023.
2. It is noted that the application for amendment is requesting the following:
   2.1. An extension of the time frame of 24 months relating to commencement of the project as stipulated in condition 3.1.1 of the Environmental Authorisation i.e. with a further 60 months; and
   2.2. An extension of the time frame of 24 months relating to the completion for the project after commencement as stipulated in condition 3.1.2 of the Environmental Authorisation with a period of 12 months i.e. the project must be complete within 36 months of commencement.
3. It is confirmed that the application for amendment was submitted prior to the expiry of the Environmental Authorisation which would have lapsed on 25 October 2023 as required in terms of Regulation 28(1) of the 2014 EIA Regulations as amended on 7 April 2017 and that in terms of Regulation 28(1B) of said regulations the Environmental Authorisation remains valid pending the finalization of this application for amendment.
4. The Department has considered the information submitted as referenced above and the process followed and is satisfied that it meets the procedural requirements for a Part 1 Amendment as contemplated in the 2014 EIA Regulations as amended.
5. The Department is of the opinion that it would be reasonable to extend the timeframe for commencement with a period of 36 months i.e. a period of 60 months from the date of signature of the original Environmental Authorisation. The Department is furthermore of the opinion that it is reasonable to expect construction of the dam to be completed within a period of 24 months as originally authorised as it is reasonable to assume that once construction commences that it will continue unabated unit its completion.
6. You are hereby informed that Condition 3.3.1 of the Environmental Authorisation is hereby amended as follows and as reflected in the attached Amendment Notice #1:

6.1. Condition 3.1.1 has been amended to reflect that the Environmental Authorisation will remain valid for a further period of 36 months i.e. a period of 60 months from the date on which the original Environmental Authorisation was issued.

7. The Department is of the opinion that the amendment will not change the scope of the environmental authorisation nor increase the level or nature of the impact as initially assessed as contemplated in Regulation 29(a) of the 2014 EIA Regulations as amended.

8. You are instructed to notify al registered interested and affected parties in writing and within 14 days of the date of this letter, of the Department's decision in respect of the application for a Part 1 Amendment.

9. This letter and the attached Amendment Notice are to be attached to the original Environmental Authorisation and must be read in conjunction therewith.

DAYALAN GOVENDER
REGIONAL MANAGER: ENVIRONMENTAL AFFAIRS
SARAH BAARTMAN/NMB REGION
DATE: 06 December 2023

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Amendment Notice # 1 to Environmental Authorisation

AUTHORISATION NOTICE REGISTER NUMBER	Provincial Ref No: EC06/C/LN2/M/37-2020 Neas Ref No: ECP/EIA/0000981/2020
LAST AMENDED	06 December 2023
HOLDER OF AUTHORISATION	**Habata Boerdery (Pty) Ltd**
LOCATION OF ACTIVITY	Portion 274 of Farm Strathsomers Estate No. 42, and Portion 20 of Farm Landdrost Veeplaats No. 84

Condition 3.1.1.

Construction of the dam and associated infrastructure as authorised in this Environmental Authorisation must commence within a period of 60 (sixty) months from the date of signature of the original Environmental Authorisation i.e. by 21 October 2026. If commencement of the activity does not occur within this period, this Environmental Authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.

RIYADH CASOOJEE
ENVIRONMENTAL OFFICER: EIM
SARAH BAARTMAN/NMB REGION
DATE: 06 December 2023

DAYALAN GOVENDER
DEPUTY DIRECTOR: ENVIRONMENTAL AFFAIRS
SARAH BAARTMAN/NMB REGION
DATE: 06 December 2023