



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA · 0001· Environment House · 473 Steve Biko, Arcadia· PRETORIA
Tel (+ 27 12) 399 9372

DEA Reference: 12/12/20/2370/2/AM3

Enquiries: Mr Vincent Chauke

Telephone: (012) 399 9399 E-mail: vchauke@environment.gov.za

Mr William Price
ACED Renewables Hidden Valley (Pty) Ltd
102 Rivonia Road
Sandton
JOHANNESBURG
2196

Telephone Number: (010) 344 0220

E-mail Address: mantwa.mathebula@enel.com / trenisha.hardev@enel.com

PER EMAIL / MAIL

Dear Mr Price

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 12 AUGUST 2014 FOR THE PROPOSED 140 MEGAWATTS (MW) SOETWATER WIND ENERGY FACILITY (PHASE 2) AND ASSOCIATED INTRASTRUCTURE ON THE REMAINDER OF AND PORTIONS 1, 2 AND 4 OF THE FARM ORANGE FONTEIN 203 AND ANNEX ORANGE FONTEIN 185, FARM LEEUWE HOEK 183 AND FARM ZWANPELSHOEK WITHIN THE KAROO HOOGLAND LOCAL MUNICIPALITY, NORTHERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 12 August 2014, the first amendment to the EA dated 03 May 2016, the second amendment to the EA dated 13 October 2016, and your application for amendment of the EA received by the Department on 11 April 2017 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, on 07 April 2017, has decided to amend the EA dated 12 August 2014 as follows:

Amendment 1: Amendment to extend the validity period of the EA:

The activity must commence within a period of two (02) years from the date of expiry of the EA issued on 12 August 2014 (i.e. the EA lapses on 12 August 2019). If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.

The applicant applied to extend the validity period of the EA as the above-mentioned development was awarded preferred bidder status in May 2015 during round four of the bidding window. Construction was meant to commence after financial close was achieved, of which the target was Quarter 2 of 2016. However, as a result of delays to the process imposed by Eskom and Department of Energy (DoE) under the REIPPPP, construction has not yet commence and hence the request for extension.

This amendment letter must be read in conjunction with the EA dated 12 August 2014, as amended.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014 (the 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 in respect of your application as well as the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations, and the provisions regarding the submission of appeals as contained in the Regulations.

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:

Mr Z Hassam, Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By Email: appealsdirector@environment.gov.za;

By hand: Environment House
473 Steve Biko,
Arcadia,
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, 1998, 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 appealsdirector@environment.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations
Department of Environmental Affairs

Date: 03/05/2017

cc:	Ms Jo-Anne Thomas	Savannah Environmental (Pty) Ltd	Email: joanne@savannahsa.com
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