

I refer to your request of 29 November 2005 regarding the above-mentioned matter. The department has evaluated your request and associated site plans and drawings pertinent to the above-mentioned proposal. Your organisation is hereby exempted from the fulfilment of GN R.1183 of 5 September in respect of the activity mentioned above. By virtue of the power delegated to me in terms of section 33 (1) of the Environment Conservation Act, 1989 (Act No. 73 of 1989), I hereby in terms of section 28A of the said Act, exempt Eskom Transmission Services from further compliance with the requirements of Regulation 1183 for the :

**Upgrading and extension of Eiger, Taunus, Lepini and Esselen substations.**

**REQUEST FOR EXEMPTION IN TERMS OF SECTION 28A OF THE ENVIRONMENT CONSERVATION ACT, 1989: UPGRADING AND EXTENSION OF EIGER, TAUNUS, LEPINI AND ESSELEN ELECTRICAL SUBSTATIONS**

Dear Mr Geerlingh

Mr John Geerlingh  
 Eskom Transmission Services: Land and Rights  
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 Johannesburg  
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- 1.11 This department must be notified, within 30 days thereof, of any change of ownership and/or project developer. Conditions imposed in this record of decision must be made known to the new owner
- 1.10 This department may add to, change and/or amend any of the conditions in this authorization if, in the opinion of the department, the addition, change or amendment is environmentally justified.
- 1.9 Changes in the project resulting in significant environmental impacts are only permissible if approved in writing by this department.
- 1.8 Records relating to the compliance and non-compliance with the conditions of the exemption must be kept in good order. Such records shall be made available to this department within seven days of receipt of a written request by the department for such records.
- 1.7 A copy of the exemption shall be available on site during construction and all staff, contractors and sub-contractors shall be familiar with or be made aware of the contents of this exemption.
- 1.6 The applicant must notify this department, in writing, within 24 hours thereof if any condition of the exemption is not complied with.
- 1.3 The conditions of this exemption must be brought to the attention of all persons (employees, sub-consultants, contractors etc.) associated with the undertaking of this activity and the applicant must take such measures necessary to bind such persons to these conditions. The applicant must carry out regular environmental audits to establish compliance with the conditions of this exemption.
- 1.2 This exemption refers only to the activity as specified and described above. Any other activity listed under section 21 of the Environment Conservation Act, 1989 (No. 73 of 1989) which is not specified above, is not covered by this exemption, and must therefore comply with the requirements of the Act, Government Notice R. 1183 and its amendments.
- 1.1 This exemption is granted only in terms of section 22 of the Environment Conservation Act, 1989 (Act No. 73 of 1989) and does not exempt the holder thereof from compliance with any other legislation.

**STANDARD CONDITIONS**

**conditions:**

**Your proposal is exempted from further compliance with the regulations subject to the following**

- Taurus substation: The extension of the existing busbars to accommodate a new feeder bay on the extension of the terrace as shown on the site layout drawing.
- Lepini substation: The extension of the existing busbars to accommodate two (2) new feeder bays on the extension of the terrace as shown on the site layout drawing.
- Eiger substation: Replacement of two existing transformers with bigger transformers and installing a third transformer to improve the supply.
- Esselen substation: The extension of the existing busbars to accommodate two (2) new feeder bays on the extension of the terrace as shown on the site layout drawing.

**The development entails the construction of the following:**

- and/or developer and are binding on the new owner and/or developer.
- 1.12 This department must be notified of any change of address of the applicant.
- 1.13 If any condition imposed in terms of this authorisation is not being complied with, the authorisation may be withdrawn after 30 days written notice to the applicant in terms of section 22(4).
- 1.14 Failure to comply with any of these conditions shall also be regarded as an offence and may be dealt with in terms of sections 29, 30 and 31 of the Environmental Conservation Act, 1989 (Act No. 73 of 1989), as well as any other appropriate legal mechanisms.
- 1.15 The applicant shall be responsible for all costs necessary to comply with the above conditions unless otherwise specified.
- 1.16 Any complaint from the public during the construction of the facilities must be attended to as soon as possible to the satisfaction of the parties concerned. A complaint register must be kept up to date and shall be produced upon request.
- 2. PROJECT SPECIFIC CONDITION:**
- 2.1 Eskom must appoint or designate an official (Environmental Control Officer), whose duty will be to ensure that the conditions stipulated in this exemption are implemented. The name of such an Environmental Control Officer shall be made available to the authorities for communication purposes.
- 2.2 A detailed Environmental Management Plan must be developed and implemented on site by the responsible Environmental Control Officer. A copy of this Environmental Management Plan must be kept on site at all times. Any change of scope of work must be covered by an amendment to the Environmental Management Plan.
- 2.3 The proposed development is authorised on condition that it adheres to the site layout diagram submitted with this application. Any changes to the scope of works that may have a significant impact on the environment must be communicated to this department.
- 2.4 Should any archaeological artefact be exposed during the excavation of foundations, the construction in the vicinity of the finding must be stopped. Under no circumstances shall any artefact be destroyed. Such an archaeological site must be marked, fenced and avoided by this development. The South African Heritage Resource Agency must be contacted to this effect.
- 2.5 An integrated waste management approach that is based on best practices that incorporates reduction, recycling, re-use and disposal must be used. Any solid waste must be disposed of at a landfill, licensed in terms of section 20 of the Environmental Conservation Act, 1989 (Act No. 73 of 1989)

**3. KEY FACTORS FOR THE DECISION**

- 3.1 There is a clearly defined need and desirability for the proposed development.
- 3.2 The proposed development falls within the existing boundaries of the Eskom substations.
- 3.3 This development is envisaged to benefit the surrounding communities in terms of security of electrical supply.
- 3.4 Should conditions stipulated in this record of decision be implemented, no significant negative environmental impacts are anticipated.

Yours sincerely



**DIRECTOR-GENERAL**

DATE: 31/01/2006

