

Mr S. Malaza
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Department of Environmental Affairs
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0001

Date:
22 November 2017

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Dear Sir

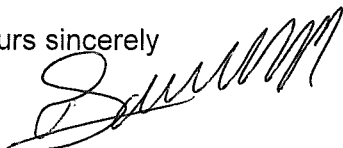
**RE: MOTIVATION FOR FEE APPLICATION EXCLUSION MADE BY AN
ORGAN OF STATE**

Eskom hereby confirms that it is a State Owned Company and the company is excluded from paying the application fees for the Environmental Authorisation and Amendments in terms of regulation 3 of "National Environmental Management Act, 1998 (Act No. 107 of 1998). Fees for the consideration and processing of applications for Environmental Authorisations and Amendments thereto" which were published on 28 February 2014 in the Government Gazette No. 37383.

Eskom was established in South Africa in 1923 as the Electricity Supply Commission. In July 2002, it was converted into a public, limited liability company, wholly owned by government. The constitutional definition of 'organ of state' makes it clear that other institutions and functionaries are organs of state on the basis of what they are and others by virtue of the functions they are engaged in.

Eskom applies for exclusion from payment of the fees applicable to this application, since it is a State Owned Company.

Yours sincerely



Mr David Tunnicliff
Programme Manager
Group Capital Division
Eskom Holdings SOC Limited (Reg No: 2002/15527/6)