



## forestry, fisheries & the environment

Department:  
Forestry, Fisheries and the Environment  
**REPUBLIC OF SOUTH AFRICA**

Private Bag X 447 · PRETORIA · 0001 · Environment House · 473 Steve Biko Road, Arcadia · PRETORIA

**DFFE Reference:** 14/12/16/3/3/1/2065/MP1

**Enquiries:** Mr Herman Alberts

**Telephone:** (012) 399 9371 **E-mail:** HAlberts@dfpe.gov.za

Ms Justine Wyngaardt  
Eskom Holdings SOC Limited  
PO Box 222  
**BRACKENFELL**  
7560

**Telephone Number:** (021) 980 3112  
**Email Address:** wyngaajo@eskom.co.za

### PER E-MAIL

Dear Ms Wyngaardt

### **APPROVAL OF THE FINAL ENVIRONMENTAL MANAGEMENT PROGRAMME (EMPR) AND LAYOUT PLAN FOR THE 320MWH SKAAPVLEI SUBSTATION BATTERY STORAGE FACILITY, MATZIKAMMA LOCAL MUNICIPALITY, WESTERN CAPE PROVINCE**

The Environmental Authorisation (EA) issued for the above application by this Department on 10 February 2020 and the final EMPr and layout plan received by the Department on 15 November 2022 refer.

The final EMPr and layout plan was submitted to fulfil the requirements of Conditions 13, 14, 15 and 31 of the EA dated 10 February 2020 which stated that:

#### **Condition13:**

*"A copy of the final site layout map must be made available for comments by registered Interested and Affected Parties and the holder of this environmental authorisation must consider such comments. Once amended, the final development layout map must be submitted to the Department for written approval prior to commencement of the activity. All available biodiversity information must be used in the finalisation of the layout map. Existing infrastructure must be used as far as possible e.g. roads. The layout map must indicate the following:...."*

#### **Condition14:**

*"The Environmental Management Programme (EMPr) submitted as part of the BAR is not approved and must be amended to include measures as dictated by the final site lay-out map and the provisions of this environmental authorisation. The EMPr must be made available for comments by registered Interested and Affected Parties and the holder of this environmental authorisation must consider such comments. Once amended, the final EMPr must be submitted to the Department for written approval prior to commencement of the activity. Once approved the EMPr must be implemented and adhered to."*

#### **Condition15:**

*"The EMPr amendment must include the following:*

**15.1** *The requirements and conditions of this Environmental Authorisation.*



- 15.2 The specific risk and management plans which is applicable to the impacts associated to the preferred technology/technology mix.
- 15.3 All recommendations and mitigation measures recorded in the BAR and the specialist studies conducted.
- 15.4 The final preferred layout map.
- 15.5 An environmental sensitivity map indicating environmental sensitivity areas and features identified during the assessment process."

**Condition 31:**

*"The holder of the EA must decide on the preferred technology or technology mixture and inform this Department prior to commencement of construction."*

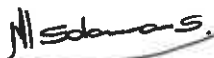
This Department has evaluated the final EMPr (dated September 2022, prepared by SRK Consulting) and final Site Layout Plan (Eskom Skaapvlei BESS Project, dated 20 September 2022). It is this Department's opinion that the revised EMPr (dated September 2022, prepared by SRK Consulting) which includes the final Site Layout Plan complies and fulfils the requirements of Conditions 13, 14, 15 and 31 of the EA dated 10 February 2020. The final EMPr addresses possible impacts associated with the construction and operational phases of the authorised project. Therefore, the final EMPr and Layout Plan is hereby **approved**.

This EMPr approval must be read in conjunction with all the conditions contained within the abovementioned EA dated 10 February 2020. This EMPr should be regarded as a 'living document', which may be amended from time to time as and when the need arises.

In terms of Regulation 36. (1) & (2) of the Environmental Impact Assessment Regulations, 2014, as amended, the following is drawn to your attention:

1. Regulation 36(1), "where an amendment is required to the impact management **actions** of an EMPr, such amendments may immediately be effected by the holder and reflected in the next environmental audit report submitted as contemplated in the environmental authorisation and regulation 34. In terms of Regulation 36(1), an amendment to an impact management action, which does not result in the amendment of the impact management outcomes of the EMPr, may therefore be immediately effected by the holder, provided that such is reflected in the next environmental audit report as per Regulation 36(1).
2. Regulation 36(2), "where an amendment to the impact management outcomes of an EMPr is required before an audit is required in terms of the environmental authorisation, an EMPr may be amended on application by the holder of the EA". This process also requires a public participation process per Regulation 37(2), as well as submission of the amended EMPr to the Competent Authority for comment and approval.

Yours faithfully



**Ms Millicent Solomons**  
**Acting Chief Director: Integrated Environmental Authorisations**  
**Department of Forestry, Fisheries and the Environment**  
**Date: 09/12/2022.**

cc:	Ryan Jonas	JG Afrika	E-mail: jonasr@jgafrika.com
-----	------------	-----------	-----------------------------



## forestry, fisheries & the environment

Department:  
Forestry, Fisheries and the Environment  
REPUBLIC OF SOUTH AFRICA

Private Bag X447 PRETORIA 0001 Environment House · 473 Steve Biko Road, Arcadia · PRETORIA  
Tel(+ 27 12 ) 399 9000

Enquiries: Devinagie Bendeman Telephone: 012 399 9337 E-mail: [vbendeman@dffe.gov.za](mailto:vbendeman@dffe.gov.za)

Ms. Milicent Solomons  
Director: Prioritised Infrastructure Projects

Dear Ms. Solomons

### APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 01 NOVEMBER 2022 – 16 DECEMBER 2022

I hereby inform you that I have decided to appoint you as Acting Chief Director: Integrated Environmental Authorizations, for the period of 01 November 2022 – 16 December 2022 whilst Mr Sabelo Malaza is fulfilling his temporary reassignment function at the Forestry Branch.

All the correspondence and other documents that are usually signed by the Chief Director: Integrated Environmental Authorizations must be signed under Acting Chief Director: Integrated Environmental Authorisations during the above-mentioned period.

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1996), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the Promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standard, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of these legislations and policies and the amendments thereof. (Copies of Departmental policies can be obtained from the Human Resource Office).

Please accept my heartfelt gratitude for all your assistance on behalf of the department.

Yours sincerely

Ms. Devinagie Bendeman  
Deputy Director-General: RSCM (Regulatory Compliance and  
Sector Monitoring)

Date: 31 October 2022

#### ACKNOWLEDGEMENT

I ACCEPT / ~~DO NOT ACCEPT~~  
appointment as Acting Chief  
Director: Integrated Environmental  
Authorisations

Signed:

Date: 21/10/2022.