



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

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### PER E-MAIL / MAIL

Dear Ms Gresse

### COMMENTS ON THE DRAFT SCOPING REPORT FOR THE PROPOSED EXPANSION OF THE ASH DISPOSAL FACILITY FOR KRIEL POWER STATION, MPUMALANGA PROVINCE

The draft Scoping Report (DSR) together with the application form received by this Department on 21 November 2016, and the acknowledgement letter of the application form and the SR issued by this Department on 23 November 2016 refer.

This Department has the following comments on the abovementioned application:

- i. The project title indicates that the proposed development is for expansion of ash disposal facility (ADF). However, the project description indicates that the new ash disposal facility is proposed. You are therefore requested to clarify why the project title does not relate to the project description.
- ii. It is noted that the MTE (Monitored Trial Embankment) and Ash dam 4.3 does not form part of this EIA and that it will be investigated at later stage. If this EIA is for a new ADF as depicted in the project description, why would the MTE be investigated at later stage as according to the approved MTE, the MTE was recommended to collect data to design barrier system for the new ADF?
- iii. Equally important, on page 16 of the report, it is stated that 'it was concluded that the MTE to investigate pit backfill settlement will only be needed for Ash dam 4.3 of the new proposed ash dam'. Please clarify how many new proposed dams are proposed for Kriel Power Station.
- iv. Please ensure that all relevant listed activities are applied for, are specific and that it can be linked to the development activity or infrastructure as described in the project description.
- v. An amended application form with **original signatures** must be submitted. Please note that the Department's application form template has been amended and can be downloaded from the following link [www.environment.gov.za/documents/forms](http://www.environment.gov.za/documents/forms).
- vi. Please ensure that all issues raised and comments received during the circulation of the draft SR from registered I&APs and organs of state which have jurisdiction in respect of the proposed activity are adequately addressed in the Final SR. Proof of correspondence with the various stakeholders must be included in the Final SR. Should you be unable to obtain comments, proof should be submitted to the Department of the attempts that were made to obtain comments. The Public Participation Process must be conducted in terms of Regulation 39, 40 41, 42, 43 & 44 of the EIA Regulations 2014.

- vii. Please provide a description of any identified alternatives for the proposed activity that are feasible and reasonable, including the advantages and disadvantages that the proposed activity or alternatives will have on the environment and on the community that may be affected by the activity as per Appendix 1 (2) (e) and 3 (1) (h) (i) of GN R.982 of 2014. Alternatively, you should submit written proof of an investigation and motivation if no reasonable or feasible alternatives exist in terms of Appendix 1.
- viii. In accordance with Appendix 1 (3) (1) (a) of the EIA Regulations 2014, the details of—
  - (i) the EAP who prepared the report; and
  - (ii) the expertise of the EAP to carry out Scoping and Environmental Impact assessment procedures; must be submitted.
- ix. You are further reminded that the final SR to be submitted to this Department must comply with all the requirements in terms of the scope of assessment and content of Scoping reports in accordance with Appendix 2 and Regulation 21(1) of the EIA Regulations, 2014.
- x. Further note that in terms of Regulation 45 of the EIA Regulations 2014, this application will lapse if the applicant fails to meet any of the timeframes prescribed in terms of these Regulations, unless an extension has been granted in terms of Regulation 3(7).

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No 107 of 1998, as amended, that no activity may commence prior to an environmental authorisation being granted by the Department.

Yours faithfully



**Mr Sabelo Malaza**  
**Chief Director: Integrated Environmental Authorisations**  
**Department of Environmental Affairs**  
**Letter signed by: Ms Pumeza Skepe-Mngciza**  
**Designation: Deputy-Director: CIPS & S24G**  
**Date: 19/12/2016**

cc:	D. Herbst	Eskom Holdings SOC Ltd	Email: <a href="mailto:HerbstDL@eskom.co.za">HerbstDL@eskom.co.za</a>
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