



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

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

**DEA Reference:** 14/12/16/3/3/1/1705

**Enquiries:** Ms Dakalo Netshiombo

**Telephone:** (012) 399 8877 **E-mail:** [DNetshiombo@environment.gov.za](mailto:DNetshiombo@environment.gov.za)

Ms Yoliswa Zokufa  
Eskom Holdings SOC Ltd  
Level O Eskom Office Blocks  
1 Grobie Street, Newlands  
**PRETORIA**  
0181

Tel no : (012) 421 3160  
E-mail: [zokufayo@eskom.co.za](mailto:zokufayo@eskom.co.za)

### **PER FACSIMILE / MAIL**

Dear Ms Zokufa

### **APPLICATION FOR ENVIRONMENTAL AUTHORISATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998: GN R. 982/983/984/985: PROPOSED DEVELOPMENT OF ±5,5 KM 88kV POWER LINE FROM ESKOM TWEEDRACHT SUBSTATION TO THE EXISTING SAR KAMEEL-SAR KLEINFONTEIN POWER LINE IN GAUTENG PROVINCE.**

With reference to the above application, please be advised that the Department has decided to grant authorisation. The environmental authorisation (EA) and reasons for the decision are attached herewith.

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](mailto:appealsdirector@environment.gov.za);

By hand: Environment House  
473 Steve Biko,  
Arcadia,  
Pretoria,  
0083; or

S<sub>1</sub>

By post: Private Bag X 447,  
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](https://www.environment.gov.za/documents/forms#legal_authorisations) or request a copy of the documents at [appealsdirector@environment.gov.za](mailto:appealsdirector@environment.gov.za).

Yours faithfully



**Mr Obopeng Gaoraelwe**  
**Acting Chief Director: Integrated Environmental Authorisations**  
**Department of Environmental Affairs**

Date: 23/06/2017

CC:	Mrs M Rikhotso	Nsovo Environmental Consultin	Tel: (012) 460 6043	Email: <a href="mailto:munyadzi@nsovo.co.za">munyadzi@nsovo.co.za</a>
	Mr N Mokutu	GDARD	Tel: (011) 240 3889	Email: <a href="mailto:Mokutu.Nketu2@gauteng.gov.za">Mokutu.Nketu2@gauteng.gov.za</a>
	Ms L Puling	City of Tshwane Metropolitan Municipality	Tel: (012) 358 8714	Email: <a href="mailto:lelokop@tshwane.gov.za">lelokop@tshwane.gov.za</a>



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

# Environmental Authorisation

In terms of regulation 25 of the Environmental Impact Assessment Regulations, 2014

The development of ±5.5km, 88kV power line from Eskom Tweedracht Substation to the existing SAR Kameel - SAR Kleinfontein power line in Gauteng Province

City of Tshwane Metropolitan Municipality

<b>Authorisation register number:</b>	<i>14/12/16/3/3/1/1705</i>
<b>Last amended:</b>	<i>First issue</i>
<b>Holder of authorisation:</b>	<i>Eskom Holdings SOC Ltd</i>
<b>Location of activity:</b>	<i>GAUTENG PROVINCE: City of Tshwane Metropolitan Municipality</i>

This environmental authorisation does not negate the holder of the authorisation's responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity.

## Decision

The Department is satisfied, on the basis of information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activities specified below.

Non-compliance with a condition of this environmental authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the EIA regulations.

Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

## Activities authorised

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act No.107 of 1998) and the Environmental Impact Assessment Regulations, 2014 the Department hereby authorises –

### **ESKOM HOLDINGS SOC LTD**

with the following contact details –

Ms Yoliswa Zokufa  
Eskom Holdings SOC Ltd  
Level O Eskom Office Blocks  
1 Grobie Street, Newlands  
**PRETORIA**  
0181

Tel: (012) 421 3160  
E-mail: zokufayo@eskom.co.za

to undertake the following activities (hereafter referred to as "the activity") indicated in Listing Notice 1 (GN R. 983):

Listed activities	Activity/Project description
<p><u>GN R. 983 Item 11:</u></p> <p><i>The development of facilities or infrastructure for the transmission and distribution of electricity-</i></p> <p><i>(i) outside urban areas or industrial complexes with a capacity of more than 33 but less than 275 kilovolts.</i></p>	<p>The proposed project activity entails the development of approximately 5.5km, 88kV power line from Eskom Tweedracht Substation to the existing SAR Kameel-SAR Kleinfontein power line.</p>
<p><u>GN R.983, Activity 12:</u></p> <p><i>The development of-</i></p> <p><i>(xii) infrastructure or structures with a physical footprint of 100 square meters or more where such development occurs</i></p> <p><i>(a) within a watercourse;</i></p> <p><i>(c) if no development setback exists within 32m of a watercourse measured from the edge of a watercourse</i></p>	<p>All 3 Alternative routes under consideration cross non-perennial streams. Further Alternative 1 is in close proximity to a wetland.</p>

as described in the Basic Assessment Report (BAR) dated March 2017 at:

Farm Name: Kameel Zyn Kraal – 519 JR, 547, and 547 JR, Kleinzonderhout 519 JR, and Tweedracht 516 JR.

21 Digit SG code:

T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	3	7
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	4	0
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	3	4
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	3	5
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	3	6
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	3	9
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	1	0
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	1	0

T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	5	0
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	0	5
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	0	6
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	0	7
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	1	5
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	1	7
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	1	7
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	2	5
T	0	J	R	0	0	0	0	0	0	0	0	0	5	4	7	0	0	0	2	6
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	9	0	0	0	1	5
T	0	J	R	0	0	0	0	0	0	0	0	0	5	1	6	0	0	0	0	0

Powerline corridor	Latitude	Longitude
Starting point of activity	25° 53' 25.99" S	28° 31' 11.33" E
Middle point of activity	25°53' 48.85" S	28° 32' 20.96" E
End point of activity	25° 53' 33.69" S	28° 33' 24.02" E

-for the proposed development of ±5,5km 88kV power line from Eskom Tweedracht Substation to the existing SAR Kameel-SAR Kleinfontein power line in Gauteng Province, hereafter referred to as "the property".

The project involves the following components:

- ± 5,5km 88kV Panther line from the existing Tweedracht Substation to SAR Kleinfontein line as a "Tee" in the existing SAR Kameel; and
- Installation of 2 x 132kV isolators on ±5,5m 4-pole supports to be installed on the SAR Kameel-SAR Kleinfontein 88kV line on either side.

## Conditions of this Environmental Authorisation

### Scope of authorisation

1. The preferred Alternative 1 overhead powerline for the proposed development of  $\pm 5,5$  88kV power line from Eskom Tweedracht Substation to the existing SAR Kameel-SAR Kleinfontein power line in Gauteng Province, with the above coordinates is approved.
2. Authorisation of the activity is subject to the conditions contained in this environmental authorisation, which form part of the environmental authorisation and are binding on the holder of the authorisation.
3. The holder of the authorisation is responsible for ensuring compliance with the conditions contained in this environmental authorisation. This includes any person acting on the holder's behalf, including but not limited to, an agent, servant, contractor, sub-contractor, employee, consultant or person rendering a service to the holder of the authorisation.
4. The activities authorised must only be carried out at the property as described above.
5. Any changes to, or deviations from the project description set out in this environmental authorisation must be approved, in writing by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of the authorisation to apply for further environmental authorisation in terms of the regulations.
6. The holder of an environmental authorisation must apply for an amendment of the environmental authorisation with the competent authority for any alienation, transfer or change of ownership rights in the property on which the activity is to take place.
7. Commencement with one activity listed in terms of this environmental authorisation constitutes commencement of all authorised activities.

### Notification of authorisation and right to appeal

8. The holder of the authorisation must notify every registered interested and affected party, in writing and within 14 (fourteen) calendar days of the date of this environmental authorisation, of the decision to authorise the activity.

9. The notification referred to must –
  - 9.1. specify the date on which the authorisation was issued;
  - 9.2. inform the interested and affected party of the appeal procedure provided for in the National Appeal Regulations, 2014;
  - 9.3. advise the interested and affected party that a copy of the authorisation will be furnished on request; and
  - 9.4. give the reasons of the competent authority for the decision.

#### **Commencement of the activity**

10. The authorised activity shall not commence until the period for the submission of appeals has lapsed as per the National Appeal Regulations, 2014 and no appeal has been lodged against the decision. In terms of section 43(7), an appeal under section 43 of the National Environmental Management Act, 1998 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 has been finalised.

#### **Management of the activity**

11. The Environmental Management Programme (EMPr) submitted as part of the Application for EA is hereby approved. This EMPr must be implemented and adhered to.


#### **Frequency and process of updating the EMPr**

12. The EMPr must be updated where the findings of the environmental audit reports, contemplated in Condition 23 below, indicate insufficient mitigation of environmental impacts associated with the undertaking of the activity, or insufficient levels of compliance with the environmental authorisation or EMPr.
13. The updated EMPr must contain recommendations to rectify the shortcomings identified in the environmental audit report.
14. The updated EMPr must be submitted to the Department for approval together with the environmental audit report, as per Regulation 34 of GN R. 982. The updated EMPr must be subjected to a public participation process, which process has been agreed to by the Department, prior to submission of the updated EMPr to the Department for approval.



15. In assessing whether to grant approval of an EMPr which has been updated as a result of an audit, the Department will consider the processes prescribed in Regulation 35 of GN R.982. Prior to approving an amended EMPr, the Department may request such amendments to the EMPr as it deems appropriate to ensure that the EMPr sufficiently provides for avoidance, management and mitigation of environmental impacts associated with the undertaking of the activity.
16. The holder of the authorisation may apply for an amendment of an EMPr, if such amendment is required before an audit is required. The holder must notify the Department of its intention to amend the EMPr at least 60 days prior to submitting such amendments to the EMPr to the Department for approval. In assessing whether to grant such approval or not, the Department **will** consider the processes and requirements prescribed in Regulation 37 of GN R. 982.

### Monitoring

17.  The holder of the authorisation must appoint an experienced independent Environmental Control Officer (ECO) for the construction phase of the development that will have the responsibility to ensure that the mitigation/rehabilitation measures and recommendations referred to in this environmental authorisation are implemented and to ensure compliance with the provisions of the approved EMPr.
  - 17.1. The ECO must be appointed before commencement of any authorised activities.
  - 17.2. Once appointed, the name and contact details of the ECO must be submitted to the Director: Compliance Monitoring of the Department.
  - 17.3. The ECO must keep record of all activities on site, problems identified, transgressions noted and a task schedule of tasks undertaken by the ECO.
  - 17.4. The ECO must remain employed until all rehabilitation measures, as required for implementation due to construction damage, are completed and the site is ready for operation.

### Recording and reporting to the Department

18. All documentation e.g. audit/monitoring/compliance reports and notifications, required to be submitted to the Department in terms of this environmental authorisation, must be submitted to the *Director: Compliance Monitoring* of the Department.
19. The holder of the environmental authorisation must, for the period during which the environmental authorisation and EMPr remain valid, ensure that project compliance with the conditions of the

environmental authorisation and the EMPr are audited, and that the audit reports are submitted to the *Director: Compliance Monitoring* of the Department.

20. The frequency of auditing and of submission of the environmental audit reports must be as per the frequency indicated in the EMPr, taking into account the processes for such auditing as prescribed in Regulation 34 of GN R. 982.
21. The holder of the authorisation must, in addition, submit an environmental audit reports to the Department within 30 days of completion of the construction phase (i.e. within 30 days of site handover) and a final environmental audit report within 30 days of completion of rehabilitation activities.
22. The environmental audit reports must be compiled in accordance with appendix 7 of the EIA Regulations, 2014 and must indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the environmental authorisation conditions as well as the requirements of the approved EMPr.
23. Records relating to monitoring and auditing must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.

#### **Notification to authorities**

24. A written notification of commencement must be given to the Department no later than fourteen (14) days prior to the commencement of the activity. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which it is anticipated that the activity will commence, as well as a reference number.

#### **Operation of the activity**

25. A written notification of operation must be given to the Department no later than fourteen (14) days prior to the commencement of the activity operational phase.

#### **Site closure and decommissioning**

26. Should the activity ever cease or become redundant, the holder of the authorisation must undertake the required actions as prescribed by legislation at the time and comply with all relevant legal requirements administered by any relevant and competent authority at that time.

### **Specific conditions**

27. Vegetation clearing must be kept to the development footprint and mitigation measures must be implemented to reduce the risk of erosion.
28. Vegetation must be removed in a manner that allows the roots of bushes and shrubs to remain in the ground as far as possible so that there is a chance of re-growth.
29. No exotic plants must be used for rehabilitation purposes. Only indigenous plants of the area must be utilised.
30. Permits must be obtained from the Department of Agriculture, Forestry and Fisheries should there be any removal or disturbance of protected plants species during the construction phase.
31. No activities will be allowed to encroach into a water resource without a water use authorisation being in place from the Department of Water and Sanitation.
32. Should any archaeological sites, artefacts, paleontological fossils or graves be exposed during construction work, work must be stopped immediately and the South African Heritage Resources Agency (SAHRA) must be informed and the services of an accredited heritage professional obtained for an assessment of the heritage resources must be made.
33. The power line must be routed to the west of existing power line to avoid the burial site.
34. All construction material, equipment and any other foreign objects brought into the area by contractors and staff must be removed immediately after construction.
35. The Applicant must ensure that the location of fuel storage areas, hazardous materials (oils, chemicals, and cement), waste storage areas, ablution any other potentially polluting activities are in bunded areas and are 100m away from river or stream to avoid any pollution.
36. Any solid waste must be disposed of at a landfill licensed in terms of section 20 (b) of the National Environment Management Waste Act, 2008 (Act No.59 of 2008).

### **General**

37. A copy of this environmental authorisation, the audit and compliance monitoring reports, and the approved EMPr, must be made available for inspection and copying-
  - 37.1. at the site of the authorised activity;
  - 37.2. to anyone on request; and
  - 37.3. where the holder of the environmental authorisation has a website, on such publicly accessible website.

38. National government, provincial government, local authorities or committees appointed in terms of the conditions of this authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the holder of the authorisation or his/her successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the holder of the authorisation with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

Date of environmental authorisation: 28/06/2017



**Mr Obopeng Gaoraelwe**

**Acting Chief Director: Integrated Environmental Authorisations**

**Department of Environmental Affairs**

## **Annexure 1: Reasons for Decision**

### **1. Information considered in making the decision**

In reaching its decision, the Department took, *inter alia*, the following into consideration -

- a) The information contained in the BAR dated March 2017 which was received by the Department on 09 March 2017.
- b) Mitigation measures as proposed in the BAR dated March 2017 and the EMPr.
- c) The information contained in the specialist studies contained within Appendix D of the BAR; and
- d) The objectives and requirements of relevant legislation, policies and guidelines, including section 2 of the National Environmental Management Act, 1998 (Act No.107 of 1998).

### **2. Key factors considered in making the decision**

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance is set out below.

- a) The findings of all the specialist studies conducted and their recommended mitigation measures.
- b) The need for the proposed project which is to link the existing substation and the existing SAR Kameel 88kV power line in order to provide adequate and reliable electricity within Gauteng Province.
- c) The BAR dated March 2017 identified all legislations and guidelines that have been considered in the preparation of the BAR.
- d) The methodology used in assessing the potential impacts identified in the BAR dated March 2017 and the specialist studies have been adequately indicated.
- e) A sufficient public participation process was undertaken and the applicant has satisfied the minimum requirements as prescribed in the EIA Regulations, 2014 for public involvement.

### 3. Findings

After consideration of the information and factors listed above, the Department made the following findings –

- a) The identification and assessment of impacts are detailed in the BAR dated March 2017 and sufficient assessment of the key identified issues and impacts have been completed.
- b) The procedure followed for impact assessment is adequate for the decision-making process.
- c) The proposed mitigation of impacts identified and assessed, adequately curtails the identified impacts.
- d) The EMPr proposed mitigation measures for the pre-construction, construction and rehabilitation phases of the development and were included in the BAR. The EMPr will be implemented to manage the identified environmental impacts during the construction phase.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the authorised activities will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998 and that any potentially detrimental environmental impacts resulting from the authorised activities can be mitigated to acceptable levels. The environmental authorisation is accordingly granted.



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

Private Bag X447 PRETORIA 0001 Environment House · 473 Steve Biko Road, Arcadia · PRETORIA  
Tel(+27 12) 398 9372

Enquiries: Mr Ishaam Abader Telephone: 012 399 9330 E-mail: labader@environment.gov.za

Mr. Obopeng Gaoraelwe  
Director: Integrated Environmental Authorisations

Dear Mr. Gaoraelwe

### **APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 19 JUNE 2017 UNTIL 30 JUNE 2017.**

I hereby inform you that I have decided to appoint you as the Acting Chief Director: integrated environmental authorisations for the period 19 June 2017 until 30 June 2017 while Mr. Sabelo Malaza will be on annual leave.

All the correspondence and other documents that are usually signed by the Chief Director: integrated environmental authorisations 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 this 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

Mr. Ishaam Abader

DDG: LACE

Date: 14.06.17

#### **ACKNOWLEDGEMENT**

I ~~ACCEPT~~ / ~~DO NOT ACCEPT~~ appointment  
as Acting Chief Director: integrated  
environmental authorisations

Signed: 

Date: 15/06/2017