



11 May 2021

Dear Interested and Affected Party,

**RE: NOTICE OF PART 1 AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED FOR THE GEMSBOK SOLAR PV5 75 MW SOLAR PHOTOVOLTAIC (PV) FACILITY AND ASSOCIATED INFRASTRUCTURE ON THE REMAINING EXTENT OF PORTION 8 (ROOIDAM) (A PORTION OF PORTION 3) OF THE FARM GEMSBOK BULT NO. 120, AND THE REMAINING EXTENT OF PORTION 3 (ROOIDAM) OF THE FARM GEMSBOK BULT NO. 120, NORTH-EAST OF KENHARDT, NORTHERN CAPE PROVINCE****Reference Numbers: 14/12/16/3/3/2/843 and 14/12/16/3/3/2/843/AM2**

The proposed Gembok Solar PV5 75 MW solar photovoltaic (PV) facility and associated infrastructure project, located north-east of Kenhardt within the !Kheis Local Municipality in the Northern Cape was granted Environmental Authorisation (EA) on 19 November 2018 (Reference Number 14/12/16/3/3/2/843) by the Department of Environmental Affairs (DEA), now operating as the Department of Forestry, Fisheries and the Environment (DFFE). An amended EA was granted on 19 July 2019 (Reference Number 14/12/16/3/3/2/843) with the removal of condition 35 of the EA dated 19 November 2018.

As a registered Interested and Affected Party (I&AP) on the project database, in terms of Regulation 4 (2) of the National Environmental Management Act (Act 107 of 1998, as amended) (NEMA) Environmental Impact Assessment (EIA) Regulations promulgated on 8 December 2014 and as amended on 7 April 2017 in Government Notice (GN) R326, R327, R325 and R324, you are hereby notified that the Competent Authority (i.e. DFFE) has granted a Part 1 Amendment to the EA for the proposed Gembok Solar PV5 75 MW project. The Amendment to the EA is dated **5 May 2021** and has the following reference number: **14/12/16/3/3/2/843/AM2**. Please find attached the decision from DFFE to grant a Part 1 Amendment in terms of Regulations 29 and 30 of the 2014 NEMA EIA Regulations (as amended). The approved amendments comprise of the following:

Amendment	Description
Amendment 1	<p>Change of ownership of the proposed project and resultant transfer of rights and obligations of the original and amended EAs from "Gembok Solar PV5 (Pty) Ltd" to "<b>Mulilo Total Coega (Pty) Ltd</b>". Therefore, <b>Mulilo Total Coega (Pty) Ltd</b> is the new holder of the EA.</p> <p>In terms of background, on 22 December 2020, <b>Mulilo Total Coega (Pty) Ltd</b> submitted a Bid (Reference Number: RM-TA-0180-002) in response to the Risk Mitigation Independent Power Producer Procurement Programme (RMIPPPP) Tender No: DMRE001/2020/21. The proposed Mulilo Total Coega project was selected as a Preferred Bidder and as a result of the nature of the proposed project, it has been formally declared a Strategic Integrated Project (SIP) under SIP project No. 20 (Energy) Sub-Project (a). Emergency/Risk Mitigation Power Purchase Procurement Programme (2000MW): National as Gazetted in Government Gazette 43547, Government Notice 812 on 24 July 2020. Therefore, the holder of the EA needed to be changed.</p>
Amendment 2	<p>a) Change of the details of the affected farm property so that it aligns with the title deed, as specified below:</p> <ul style="list-style-type: none"> <li>▪ "Remaining Extent of Portion 3 of the Farm Gembok Bult 120" to "<b>Remaining Extent of Portion 3 (Rooidam) of the Farm Gembok Bult No. 120</b>"; and</li> <li>▪ "Portion 8 of the Gembok Bult Farm 120" to "<b>Remaining Extent of Portion 8 (Rooidam) (a Portion of Portion 3) of the Farm Gembok Bult No. 120</b>".</li> </ul> <p>Note that the actual location of the proposed project has not changed i.e. the proposed project will still take place at the same location assessed in the Final EIA Report dated May 2016, and approved in the original and amended EAs. It is only the reference to the property name that has changed.</p> <p>b) Inclusion of the "<b>Remaining Extent of Portion 3 (Rooidam) of the Farm Gembok Bult No. 120</b>" as an <b>affected</b> property</p> <p>Inclusion of the above property as an affected property to ensure that the property on which the power line connection and associated infrastructure will be constructed is included in the EA. It must be noted that the power line connection and associated infrastructure occurring on the abovementioned property was assessed and included in the EIA Process and Final EIA Report dated May 2016. Furthermore, the power line and associated infrastructure is included in the Original EA, dated 19 November 2018.</p>

The amended EA (dated 5 May 2021, Reference Number: 14/12/16/3/3/2/843/AM2) can be downloaded from the project website (<https://www.csir.co.za/environmental-impact-assessment>), as well as the following link on Google Drive: <https://drive.google.com/drive/folders/1le9ZV1V426piBTD3XU7DMeDMAmFwFCgq?usp=sharing>

The amended EA (dated 5 May 2021, Reference Number: 14/12/16/3/3/2/843/AM2) must be read in conjunction with the original EA (dated 19 November 2018) and the amended EA (dated 19 July 2019). Therefore, a copy of the original EA (dated 19 November 2018) and the amended EA (dated 19 July 2019) can also be downloaded from the above links for information purposes only.

A copy of the amended EA (dated 5 May 2021, Reference Number: 14/12/16/3/3/2/843/AM2) can also be provided to I&APs upon request, by contacting the CSIR Project Manager using the contact details provided above.

Your attention is drawn to Chapter 2 of the National Appeal Regulations published in GN R993 on 8 December 2014, and as amended in GN R205 on 12 March 2015, which prescribes the appeal procedure to be followed. These regulations have been attached to this correspondence. Should you wish to appeal any aspect of the decision (i.e. **the amended EA dated 5 May 2021, Reference Number: 14/12/16/3/3/2/843/AM2**), an appeal must be submitted to the Appeal Administrator by the Appellant, and a copy thereof must be submitted to the Applicant, any registered I&AP and any Organ of State that has interest in the matter, within 20 days from the date that the notification of the decision was sent to the registered I&APs by the Applicant. Based on the above, you are hereby informed that the appeal period extends from **11 May 2021 to 31 May 2021**.

The appeals must be submitted in writing in the prescribed form (obtainable from the Appeal Administrator or DFFE website) to:

The Director: Appeals and Legal Review of the National DFFE, at the below mentioned addresses:  
By Email: [appeals@environment.gov.za](mailto:appeals@environment.gov.za)  
By Hand: Environment House, 473 Steve Biko Road, Arcadia, Pretoria, 0083  
By Post: Private Bag X447, Pretoria, 0001.

Please visit the DFFE's website at [https://www.environment.gov.za/documents/forms#legal\\_authorisations](https://www.environment.gov.za/documents/forms#legal_authorisations) to obtain the prescribed appeal form and for guidance on the submission of appeals, or request a copy of the documents by sending an e-mail to: [appeals@environment.gov.za](mailto:appeals@environment.gov.za)

Should you have any queries or require additional information please do not hesitate to contact the undersigned using the contact details provided above.



---

Paul Lochner  
Project Leader and EAP  
CSIR Environmental Management Services



---

Kelly Stroebel  
Project Manager and EAP  
CSIR Environmental Management Services