



# 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: 14/12/16/3/3/2/711/AM2

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Mr Warren Morse  
Mulilo Total Coega (Pty) Ltd  
P.O. Box 548  
**HOWARD PLACE**  
7450

Telephone Number : 021 685 3240  
Email Address : [warren@mulilo.com](mailto:warren@mulilo.com)

## PER EMAIL / MAIL

Dear Mr Morse

### **AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 09 NOVEMBER 2015 FOR THE GEMSBOK PV2 75MW SOLAR PV FACILITY ON THE REMAINING EXTENT OF PORTION 3 (ROOIDAM) OF THE FARM GEMSBOK BULT NO. 120, KENHARDT, WITHIN THE IKHEIS LOCAL MUNICIPALITY, NORTHERN CAPE PROVINCE**

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 09 November 2015, the amendment to the EA dated 23 July 2020, your application for amendment of the EA received by the Department on 15 April 2021 and acknowledged on 22 April 2021, refer.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 09 November 2015 as amended, as follows:

#### **Amendment 1: Amendment of the EA holder details:**

(a) The details of the EA holder:

"Mr Warren Morse  
Gemsbok Solar PV2 (Pty) Ltd  
P.O. Box 548  
Howard Place  
**PINELANDS**  
7450

Telephone Number: 021 685 3240  
Fax Number: 086 635 6809  
Email Address: [warren@mulilo.com](mailto:warren@mulilo.com)

**Are hereby amended to:**

“Mr Warren Morse  
 Mulilo Total Coega (Pty) Ltd  
 P.O. Box 548  
**HOWARD PLACE**  
 7450

Telephone Number: 021 685 3240  
 Email Address: [warren@mulilo.com](mailto:warren@mulilo.com)”

**Reason for amendment:**

The EA Holder for the Gemsbok Solar PV2 (14/12/16/3/3/2/711) is Gemsbok Solar PV2 (Pty) Ltd. However, since the project has been bid as part of the RMIPPPP under the name of Mulilo Total Coega (Pty) Ltd, the name of the holder of the EA needs to be changed accordingly.

**Amendment 2: Amendment of farm name:**

- (b) The farm name in the project title and location of activity on page 1; the property description on page 6; the project site line item on page 7; and condition 1 on page 8 of the EA:

“The Remaining Extent of Portion 3 of the Farm Gemsbok Bult 120...”

**Is hereby amended to:**

“The Remaining Extent of Portion 3 (Rooidam) of the Farm Gemsbok Bult No. 120...”

- (c) The activity/project description on Page 3 of the EA:

Listed activities	Activity/Project description
<p><b><u>GN R. 544 Item 10:</u></b>  <i>“The construction of facilities or infrastructure for the transmission and distribution of electricity –                      (i) outside urban areas or industrial complexes with a capacity of more than 33 but less than 275 kilovolts (kV).”</i></p>	<p>The proposed facility will be constructed on a farm, outside an urban area. The facility will entail the construction of medium voltage cables (22 kV/33 kV) on-site that will connect the solar arrays to inverter stations. The inverter stations will then be connected to an onsite 3 bay 132 kV substation, which is connected to the Eskom Nieuwehoop Substation located on the Farm Gemsbok Bult (Remaining Extent of Portion 3 of Farm No. 120) via a 132 kV overhead transmission line (EA for the construction of the 400/50 kV Eskom Nieuwehoop Substation was granted on 21 February 2011 by the DEA (Ref number: 12/12/20/1166) <u>and site preparation for the construction of the substation on site has commenced</u>).</p> <p>A 132 kV feeder bay and busbar will be constructed at Eskom’s Nieuwehoop Substation to connect the transmission line to the substation.</p>

*M.S*

**Is hereby amended to:**

Listed activities	Activity/Project description
<p><u>GN R. 544 Item 10:</u>  <i>"The construction of facilities or infrastructure for the transmission and distribution of electricity –</i>  <i>(i) outside urban areas or industrial complexes with a capacity of more than 33 but less than 275 kilovolts (kV)."</i></p>	<p>The proposed facility will be constructed on a farm, outside an urban area. The facility will entail the construction of medium voltage cables (22 kV/33 kV) on-site that will connect the solar arrays to inverter stations. The inverter stations will then be connected to an onsite 3 bay 132 kV substation, which is connected to the Eskom Nieuwehoop Substation located on the Farm Gemsbok Bult (Remaining Extent of Portion 3 (<b>Rooildam</b>) of Farm No. 120) via a 132 kV overhead transmission line (EA for the construction of the 400/50 kV Eskom Nieuwehoop Substation was granted on 21 February 2011 by the DEA (Ref number: 12/12/20/1166) and the construction of the substation on site has <b>been completed</b>).</p> <p>A 132 kV feeder bay and busbar will be constructed at Eskom's Nieuwehoop Substation to connect the transmission line to the substation.</p>

**Reason for amendment:**

The details of the affected farm property must be amended so that the property name in the EA aligns with the title deed. It must be noted that the actual location of the proposed project will not change i.e. the proposed project will still take place at the same location assessed in the EIA Report and approved in the EA. It is only the reference to the property name that will change.

This amendment letter must be read in conjunction with the EA dated 09 November 2015, as amended.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulates that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA 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 as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribe the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

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:**

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: [appeals@environment.gov.za](mailto:appeals@environment.gov.za);

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

By post: Private Bag X447,  
Pretoria,  
0001;

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, 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 [appeals@environment.gov.za](mailto:appeals@environment.gov.za).

Yours faithfully



**Mr Sabelo Malaza**  
Chief Director: Integrated Environmental Authorisations  
Department of Forestry, Fisheries and the Environment

Date: 13/05/2021

cc:	Kelly Stroebel	CSIR	E-mail: <a href="mailto:kstroebel@csir.co.za">kstroebel@csir.co.za</a> ; <a href="mailto:rabad@csir.co.za">rabad@csir.co.za</a>
	Samantha de la Fontaine	Northern Cape DAEARDLR	E-mail: <a href="mailto:sdelafontaine@gmail.com">sdelafontaine@gmail.com</a>
	Mr Scheepers	!Kheis Local Municipality	E-mail: <a href="mailto:teresascheepers@vodamail.co.za">teresascheepers@vodamail.co.za</a>

