

SUMMARY OF THE PUBLIC PARTICIPATION PROCESS

This section of the report is included in compliance with the Regulations. Public participation is an integral part of the EIA process, and affords potentially interested and potentially affected parties (I&APs) an opportunity to participate in the EIA process, or to comment on any aspect of the development proposals.

Other relevant considerations regarding the public participation process being undertaken for this project are that:

- The public participation process being undertaken for this project complies with the requirements of the Regulations.
- The description of the public participation process included in sections below itemises the steps and actions undertaken.

Adverts were placed in the following newspaper:

- Langeberg Bulletin on the **10th of February 2017.**

The notice boards were placed on site from **6th of February 2017.**

One hundred and ten (110) notices were sent via registered mail on **20 February 2017** owners and occupiers of land adjacent to the site where the activity is undertaken. The notice requested them to register as Interested and Affective Parties (I&APs) and invited them to provide written comments together with the above reference number, their name, contact details and an indication of any direct business, financial, personal or other interest which they have in the application to the contact person indicated below within 30 days from the date of this notice. The notice also requested the owner to inform all persons residing on the property.

The **Pre-Application, Draft Scoping Report and Draft EIR were sent** to all registered I&APs and the following key Departments:

1. Department of Human Settlements: The Director
2. Breede-Gouritz Catchment Management Agency: Ms Elkerine Rossouw
3. CapeNature: Alana Duffell-Canham
4. DEA&DP Pollution & Chemicals Management: The Director – Mrs Wilna Kloppers
5. DEA&DP Waste Management: The Director – Mr Eddie Hanekom
6. Department of Agriculture: Mr Brandon Layman
7. Heritage Western Cape: Mr Andrew September
8. Overberg District Municipality: The Municipal Manager, Mayor and Ward Councillors
9. Swellendam Municipality: The Municipal Manager, Mayor and Ward Councillors

STEPS TAKEN TO NOTIFY POTENTIALLY INTERESTED AND AFFECTED PARTIES

This section of the report is included in compliance with the Regulations.

Potential I&APs were notified about the project by:

1. Fixing a notice board at the boundary of the site in compliance with the Regulations. All relevant and required information was displayed on the notice board. The notice board contained the following minimum information (Size of Board 70 x 50 cm):
 - how to register as an interested and affected party;
 - the manner in which representations on the application may be made;
 - where further information on the application or activity can be obtained; and
 - the contact details of the person(s) to whom representations may be made.The fact that the public participation process had commenced, that a basic assessment process will be followed, the dates within which they can register or send comments and what the proposed activity constituted, was displayed.

Photos of the notice board are included. The notice board was placed on site on 6th of February 2017.
2. Giving written notice to owners and occupiers of land adjacent to the site where the activity is to be undertaken, the municipal councillor of the ward within which the site is located, the local municipality and those organs of state having jurisdiction in respect of any aspect of the project as required by the Regulations.
3. Placing an advertisement in a local newspaper in compliance with the Regulations. An advert was placed in the Langeberg Bulletin on the 10th of February 2017 notifying the public of the development and inviting them to register as Interested and Affected Parties within 30 days.
4. Lists of Identified and Registered Interested and Affected Parties
This section of the report is included in compliance with the Regulations. This list includes the potential as well as the registered Interested and Affected Parties. The list of parties who were identified as potential I&APs as per the requirements of the Regulations and the list of parties who requested registration as an I&AP, and who are registered on the I&AP database for the project as required in terms of the Regulations were included. A Comments and Response Report from registered I&AP's will be included.
5. Workshop with Key Role players
No workshops were held.

NOTICE SENT TO NEIGHBOURS

PUBLIC PARTICIPATION PROCESS

PROPOSED RESIDENTIAL DEVELOPMENT ON REMAINDER OF ERF NO 1 SWELLENDAM

DEA&DP REFERENCE NR: 16/3/3/6/7/2/E3/10/1022/17

Notice is given of the public participation process commenced by Swellendam Municipality for the proposed residential development on remainder of erf no 1 Swellendam.

Location: Remainder of Erf 1, Swellendam.

Site H: To the east of Aster Avenue and Abelia Street. Site H is in-between the residential area and the railway line of Swellendam South.

Site E: To the south of Reisiebaan Street. Site E is southeast of the primary school and residential areas of Swellendam South.

Listed Activities:

Activity No(s):	Provide the relevant Basic Assessment Listed Activity(ies) as set out in Listing Notice 1 (GN No. R. 983)
9	The development of infrastructure exceeding 1000 metres in length for the bulk transportation of water or storm water (i) with an internal diameter of 0,36 metres or more; or (ii) with a peak throughput of 120 lit & GNR 985 res per second or more; excluding where (a) such infrastructure is for bulk transportation of water or storm water or storm water drainage inside a road reserve; or (b) where such development will occur within an urban area.
10	The development and related operation of infrastructure exceeding 1000 metres in length for the bulk transportation of sewage, effluent, process water, waste water, return water, industrial discharge or slimes (i) with an internal diameter of 0,36 metres or more; or (ii) with a peak throughput of 120 litres per second or more; excluding where- (a) such infrastructure is for bulk transportation of sewage, effluent, process water, waste water, return water, industrial discharge or slimes inside a road reserve; or (b) where such development will occur within an urban area.
12	The development of- (i) canals exceeding 100 square metres in size; (ii) channels exceeding 100 square metres in size; (iii) bridges exceeding 100 square metres in size; (iv) dams, where the dam, including infrastructure and water surface area, exceeds 100 square metres in size; (v) weirs, where the weir, including infrastructure and water surface area, exceeds 100 square metres in size; (vi) bulk storm water outlet structures exceeding 100 square metres in size; (vii) marinas exceeding 100 square metres in size; (viii) jetties exceeding 100 square metres in size; (ix) slipways exceeding 100 square metres in size; (x) buildings exceeding 100 square metres in size; (xi) boardwalks exceeding 100 square metres in size; or (xii) infrastructure or structures with a physical footprint of 100 square metres or

	<p>more;</p> <p>where such development occurs-</p> <p>(a) within a watercourse;</p> <p>(b) in front of a development setback; or</p> <p>(c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse; -</p> <p>excluding-</p> <p>(aa) the development of infrastructure or structures within existing ports or harbours that will not increase the development footprint of the port or harbour;</p> <p>(bb) where such development activities are related to the development of a port or harbour, in which case activity 26 in Listing Notice 2 of 2014 applies;</p> <p>(cc) activities listed in activity 14 in Listing Notice 2 of 2014 or activity 14 in Listing Notice 3 of 2014, in which case that activity applies;</p> <p>(dd) where such development occurs within an urban area; or</p> <p>(ee) where such development occurs within existing roads or road reserves.</p>
19	<p>The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from-</p> <p>(i) a watercourse;</p> <p>(ii) the seashore; or</p> <p>(iii) the littoral active zone, an estuary or a distance of 100 metres inland of the high-water mark of the sea or an estuary, whichever distance is the greater</p> <p>but excluding where such infilling, depositing , dredging, excavation, removal or moving-</p> <p>(a) will occur behind a development setback;</p> <p>(b) is for maintenance purposes undertaken in accordance with a maintenance management plan; or</p> <p>(c) falls within the ambit of activity 21 in this Notice, in which case that activity applies.</p>
24	<p>The development of (i) a road for which an environmental authorisation was obtained for the route determination in terms of activity 5 in Government Notice 387 of 2006 or activity 18 in Government Notice 545 of 2010; or</p> <p>(ii) a road with a reserve wider than 13,5 meters, or where no reserve exists where the road is wider than 8 metres;</p> <p>but excluding</p> <p>(a) roads which are identified and included in activity 27 in Listing Notice 2 of 2014; or</p> <p>(b) roads where the entire road falls within an urban area.</p>
Activity No(s):	Provide the relevant Basic Assessment Listed Activity(ies) as set out in Listing Notice 3 (GN No. R. 985)
4	<p>The development of a road wider than 4 metres with a reserve less than 13,5 metres.</p> <p>(f) In Western Cape:</p> <p>i. Areas outside urban areas;</p> <p>(aa) Areas containing indigenous vegetation;</p>
12	<p>The clearance of an area of 300 square meters or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan</p> <p>(a) In Eastern Cape, Free State, Gauteng, Limpopo, North West and Western Cape provinces:</p>

	ii. Within critical biodiversity areas identified in bioregional plans;
18	The widening of a road by more than 4 metres, or the lengthening of a road by more than 1 kilometre. (f) In Western Cape: All areas outside urban areas: (aa) Areas containing indigenous vegetation;
Activity No(s):	Provide the relevant Scoping and EIR Listed Activity(ies) as set out in Listing Notice 2 (GN No. R. 984)
15	The clearance of an area of 20 hectares or more of indigenous vegetation , except where such clearance of indigenous vegetation is required for- (i) the undertaking of a linear activity; or (ii) maintenance purposes undertaken in accordance with a maintenance management plan.

Exemption: No application for any exemption is sought.

Opportunity to participate: Interested and Affected Parties are invited to register interest within the process, or provide written comments to Eco Impact within 30 days of this notice. The project title, your full name, contact details, plus indication of any direct business, financial, personal or other interest you may have in this application must please be provided and fully described.

The landowners of neighbouring properties (as notified) must please ensure that all persons residing on his land are informed of the application.

Contact: Jessica Le Roux
PO Box 45070, Claremont, 7735
Fax: 088 021 671 1660
Tel: 021 671 1660
Email: admin@ecoimpact.co.za



Date: 17 February 2017

NOTICE ERECTED ON SITE

PUBLIC PARTICIPATION PROCESS

PROPOSED RESIDENTIAL DEVELOPMENT ON REMAINDER OF ERF NO 1 SWELLENDAM DEA&DP REFERENCE NR: 16/3/3/6/7/2/E3/10/1022/17

Notice is given of the public participation process commenced by Swellendam Municipality for the proposed residential development on remainder of erf no 1 Swellendam.

Location: Remainder of Erf 1, Swellendam.

Site H: To the east of Aster Avenue and Abelia Street. Site H is in-between the residential area and the railway line of Swellendam South.

Site E: To the south of Reisiebaan Street. Site E is southeast of the primary school and residential areas of Swellendam South.

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12	The development of- (i) canals exceeding 100 square metres in size; (ii) channels exceeding 100 square metres in size; (iii) bridges exceeding 100 square metres in size; (iv) dams, where the dam, including infrastructure and water surface area, exceeds 100 square metres in size; (v) weirs, where the weir, including infrastructure and water surface area, exceeds 100 square metres in size; (vi) bulk storm water outlet structures exceeding 100 square metres in size; (vii) marinas exceeding 100 square metres in size; (viii) jetties exceeding 100 square metres in size; (ix) slipways exceeding 100 square metres in size;

	<p>(x) buildings exceeding 100 square metres in size; (xi) boardwalks exceeding 100 square metres in size; or (xii) infrastructure or structures with a physical footprint of 100 square metres or more;</p> <p>where such development occurs- (a) within a watercourse; (b) in front of a development setback; or (c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse; -</p> <p>excluding-</p> <p>(aa) the development of infrastructure or structures within existing ports or harbours that will not increase the development footprint of the port or harbour; (bb) where such development activities are related to the development of a port or harbour, in which case activity 26 in Listing Notice 2 of 2014 applies; (cc) activities listed in activity 14 in Listing Notice 2 of 2014 or activity 14 in Listing Notice 3 of 2014, in which case that activity applies; (dd) where such development occurs within an urban area; or (ee) where such development occurs within existing roads or road reserves.</p>
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Exemption: No application for any exemption is sought.

Opportunity to participate: Interested and Affected Parties are invited to register interest within the process, or provide written comments to Eco Impact within 30 days of this notice. The project title, your full name, contact details, plus indication of any direct business, financial, personal or other interest you may have in this application must please be provided and fully described.

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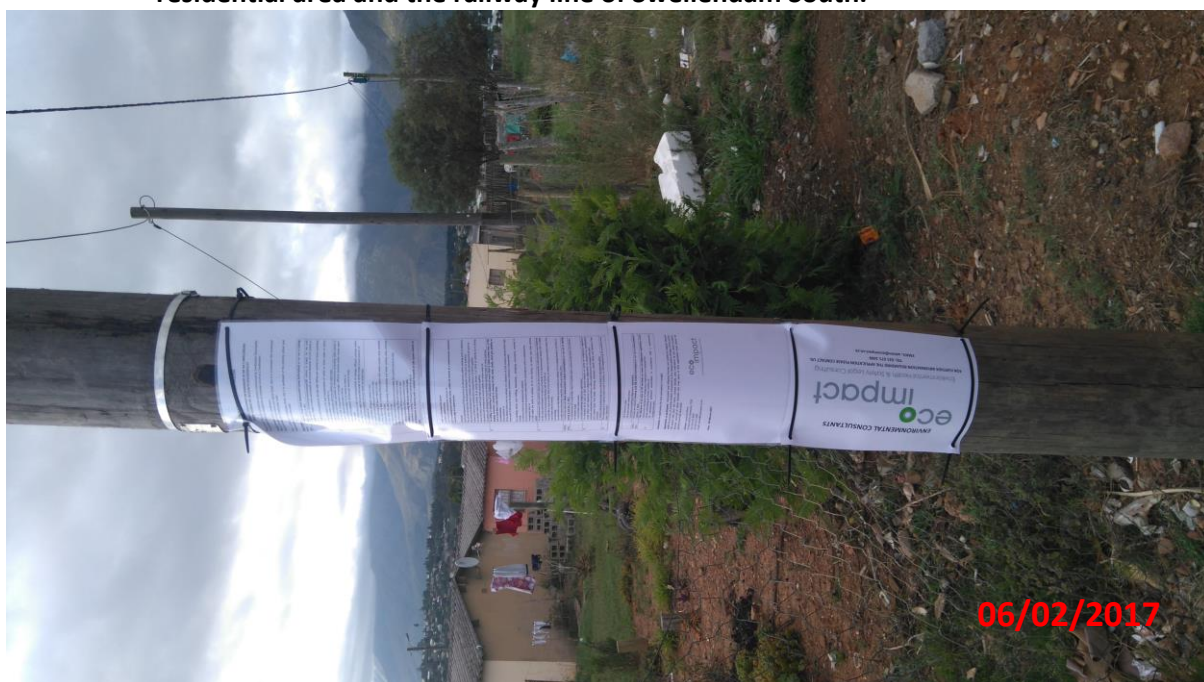


Date: 10 February 2017

PROOF OF NOTICES ERECTED ON SITE. PHOTOGRAPHS TAKEN 6 FEBRUARY 2017.



SITE H Site H: To the east of Aster Avenue and Abelia Street. Site H is in-between the residential area and the railway line of Swellendam South.



Site E: To the south of Reisiebaan Street. Site E is southeast of the primary school and residential areas of Swellendam South.

NOTICE PUBLISHED IN NEWSPAPER

PUBLIC PARTICIPATION PROCESS

PROPOSED RESIDENTIAL DEVELOPMENT ON REMAINDER OF ERF NO 1 SWELLENDAM

DEA&DP REFERENCE NR: 16/3/3/6/7/2/E3/10/1022/17

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Listed Activities: GNR 983 Listing Notice 1 - Listed Activity 9, 10, 12, 19, 24 & GNR 985 Listing Notice 3 – Listed Activity 4, 12, 18 & GNR 984 Listing Notice 2 – Listed Activity 15.

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10/02/2017

LANGE BERG BULLETIN

7

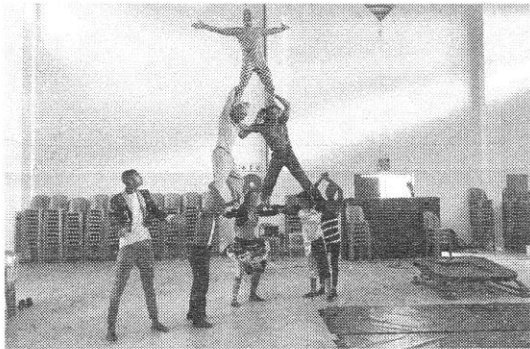
RAILTON FOUNDATION SWELLEN DAM
THE CIRCUS WAS IN TOWN

The ActionArte Foundation S.A, a non-profit organization based in Observatory but working close with the community of Hanover Park, Cape Flats, contacted the Railton Foundation to collaborate and form a long term partnership with us because the two organisations have common objectives.

Their objective is to explore circus as a launch pad for physical and playful activities

that can provide a safe place for kids outside of the realities of daily life, a space for the kids to express themselves and to build social relations (across communities) in the area. ActionArte is also a facilitator program, aiming at creating skillful social circus instructors and professional performers.

They were on a high school tour to facilitate workshops in Knysna and agreed to stop over in Swellendam on 30 January



2017 on their way and visit our Arts & Culture Development project to give a workshop and a mini circus show. Learners from Olyfrans College, Bontebok Primary, VRT Pitt Primary and Swellendam Secondary School participated in the 2 hour workshop, covering stations of different circus disciplines.

The feedback from the participants was that it was very interactive, fun and tested their physical and mental abilities at the same time. Everyone enjoyed

the show and their coordinator, Hanne Le Cour, indicated that they would like to come back and facilitate more workshops and present a bigger show!

We also wish to thank our sponsors, Winterson and Somerkoelte and Reitzhof for their contribution to make this initiative a success.

So watch this space for the next show!

"From the Community, With the Community"

PUBLIC PARTICIPATION PROCESS
PROPOSED RESIDENTIAL DEVELOPMENT ON
REMAINDER OF ERF NO 1 SWELLEN DAM

DEA&DP REFERENCE NR:

16/3/3/6/7/2/E3/10/1022/17

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eco impact

Environmental Health & Safety Legal Consulting

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Tel: 0285143942
Cel: 082 4556136 / 0792480487
Fax: 0866 349 522
email: actionaluminium@mweb.co.za
Koringland Street, Swellendam

PROOF OF POSTAGE / DELIVERY – NOTICE TO NEIGHBOURS

MAILING LIST – SWELLENDAM NEIGHBOURS NOTICE

Erf 1698 / Transnet

Posbus 5527

Kaapstad

8000

REGISTERED LETTER
(with a domestic insurance option)

RC230530121ZA

A BOOK COPY

RE/155 – Swellendam Municipality

Posbus 20

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530135ZA

A BOOK COPY

RE/2633 - Department of Public Works

Swellendam Sekondere Skool

Private Bag X9160

Cape Town

8000

REGISTERED LETTER
(with a domestic insurance option)

RC230530081ZA

A BOOK COPY

RE/2101 – Swellendam Munisipaliteit

Railton Sportgronde

Posbus 20

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530095ZA

A BOOK COPY

RE/6914 – Mr J Julies

Asterlaan 9 C

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530104ZA

A BOOK COPY

RE/6917 – Mr M Kees

Asterlaan 2B

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530118ZA

A BOOK COPY

RE/6919 Mr P Rooi

Asterlaan 4B

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230523505ZA

A BOOK COPY

RE/6921 – Mr J. Jumbo

Asterlaan 6B

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230523620ZA

A BOOK COPY

RE/157 – Transnet

Posbus 5527

Kaapstad

8000

REGISTERED LETTER
(with a domestic insurance option)

RC230530183ZA

A BOOK COPY

RE/5338 – SAN Parks

Bontebok Nationale Park

Posbus 149

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530197ZA

A BOOK COPY

RE/2065 – Dept of Public Works

Bontebok Primere Skool

Private Bag X 9160

Cape Town

8000

REGISTERED LETTER
(with a domestic insurance option)

RC230530149ZA

A BOOK COPY

RE/7295 – Swellendam Munisipaliteit

Kanna Street 30

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530152ZA

A BOOK COPY

RE/6916 – Mr W Visser

Asterlaan 2A

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530166ZA

A BOOK COPY

RE/6918 - B Amsterdam

Asterlaan 4A

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230530170ZA

A BOOK COPY

RE/6920 – Ms E September

Asterlaan 6A

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230523562ZA

A BOOK COPY

RE/6922 – Mr PJ Davids

Asterlaan 8A

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)

RC230523681ZA

A BOOK COPY

GLOSDERRY
POST OFFICE
2017 -02- 20

FOLIO 2

RE/6923 – Mr L Nomgcawule

Asterlaan 8B
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523338ZA
A BOOK COPY

RE/6925 – Mr S Alberts

Asterlaan 10 B
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523488ZA
A BOOK COPY

RE/6927 – Mr S Hendricks

Asterlaan 12B
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523664ZA
A BOOK COPY

RE/6931 – Ms J Rossouw

Asterlaan 11
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523528ZA
A BOOK COPY

RE/6933 – Ms CL Conradie

Asterlaan 15
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523847ZA
A BOOK COPY

RE/6935 – Mr SA Marcus

Asterlaan 19
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523355ZA
A BOOK COPY

RE/6937 – Ms E Hartnick

Asterlaan 23
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523386ZA
A BOOK COPY

RE/6939 – Ms S Edelaar

Asterlaan 27
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523307ZA
A BOOK COPY

RE/6941 – Mr H Kees

Asterlaan 31
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523426ZA
A BOOK COPY

RE/6924 – Mr Abrahams

Asterlaan 10A
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523545ZA
A BOOK COPY

RE/6926 – Mr J Joseph

Asterlaan 12A
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523602ZA
A BOOK COPY

RE/6928 – Mr J Bron

Asterlaan 16
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523315ZA
A BOOK COPY

RE/6932 – Ms J Kleinhans

Asterlaan 13
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523580ZA
A BOOK COPY

RE/6934 – Mr T De Wee

Asterlaan 17
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523704ZA
A BOOK COPY

RE/6936 – Mr AJ Arendse

Asterlaan 21
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523324ZA
A BOOK COPY

RE/6938 – Mr JL Ludick

Asterlaan 25
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523432ZA
A BOOK COPY

RE/6940 – Mr A Jacobs

Asterlaan 29
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523369ZA
A BOOK COPY

RE/6942 – Ms M Williams

Asterlaan 33
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230523341ZA
A BOOK COPY

GLOSDERRY
POST OFFICE
2017 -02- 20

FOLIO 2

RE/6943 – Ms M Jansen

Asterlaan 35
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230523409ZA
A BOOK COPY

RE/6945 – Mr JJ Rudolph

Asterlaan 39
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230523559ZA
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RE/6947 – Ms DE Thompson

Asterlaan 43
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230530033ZA
A BOOK COPY

RE/6949 – Ms P Witbooi

Asterlaan 47
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230530055ZA
A BOOK COPY

RE/ 6951 – Mr VJ Shibili

Asterlaan 51
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230530078ZA
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RE/6953 – Mr P Pieters

Asterlaan 55
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526127ZA
A BOOK COPY

RE/6955 – Mr NJ Moodie

Asterlaan 59
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526060ZA
A BOOK COPY

RE/6957 – Mr JA Du Plessis

Asterlaan 63
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526087ZA
A BOOK COPY

RE/6959 – Ms RCM Snyders

Asterlaan 67
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526100ZA
A BOOK COPY

RE/6944 – Mr DF Pietersen

Asterlaan 37
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230523465ZA
A BOOK COPY

RE/6946 – Ms M De Vie

Asterlaan 41
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230530020ZA
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RE/6948- Mr DT Daries

Asterlaan 45
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230530047ZA
A BOOK COPY

RE/6950 – Mr C Hlomela

Asterlaan 49
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230530064ZA
A BOOK COPY

RE/6952 – Mr J Pieters

Asterlaan 53
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526161ZA
A BOOK COPY

RE/6954 – Ms L Slingers

Asterlaan 57
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526144ZA
A BOOK COPY

RE/6956 – Ms AR Murphy

Asterlaan 61
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526135ZA
A BOOK COPY

RE/6958 – Ms H Davids

Asterlaan 65
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526158ZA
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RE/6960 – Ms UM Gertzen

Asterlaan 69
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526175ZA
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GLOSDERRY
POST OFFICE
2017 -02- 20

FOLIO 2

RE/3316 Mr Brooks/Brink/Esau
Reisiebaan Straat 79
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525342ZA
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RE/3318 – Ms JSM Swanepoel
Reisiebaan Straat 75
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525461ZA
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RE/3320 – Mr RJ – Franse
Reisiebaan Straat 71
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525585ZA
A BOOK COPY

RE/3323 – Mr AS Heunis
Reisiebaan Straat 65
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525705ZA
A BOOK COPY

RE/3325 – Ms NK – Witbooi
Reisiebaan Straat 61
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525824ZA
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RE/3327 – Ms MS Snyman
Reisiebaan Straat 57
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525943ZA
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RE/Ms C Mans
Reisiebaan Straat 53
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525360ZA
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RE/3331 – Mr H Snyman
Reisiebaan Straat 49
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525489ZA
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RE/8058- Mr Dowrie
Reisiebaan Straat
Nitrophoska Huisie
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
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RE/3317 – Mr J Windvoel
Resiebaan Straat 77
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525400ZA
A BOOK COPY

RE/3319 – Windvogel
Reisiebaan Straat 73
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
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RE/3322 – Mr D Marthinus
Resiebaan Straat 67
Swellendam
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REGISTERED LETTER
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RC230525648ZA
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RE/3324 – Mr J Adams
Reisiebaan Straat 63
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525767ZA
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RE/3326 – Mr JJ Frederick
Resiebaan Straat 59
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525886ZA
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RE/3328 – Mr HJ Jonkers
Reisiebaan Straat 55
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526008ZA
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RE/3330 – Ms I Kiewiets
Resiebaan Straat 51
Swellendam
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(with a domestic insurance option)
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RE/3332 – Ms CM Witbooi
Reisiebaan Straat 47
Swellendam
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RE/8064 – Mr A Januarie
Reisiebaan Straat
Nitrophoska Huisie
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
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GLOSDERRY
POST OFFICE
2017 -02- 20

FOLIO 2

RE/7247 – Ms K Windvoel

Laventel Straat 3
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525722ZA
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RE/7249 – Mr T Ntai

Abelia Straat 4
Swellendam
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(with a domestic insurance option)
RC230525841ZA
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RE/7251 – Mr R Manuel

Abelia Straat 8
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525900ZA
A BOOK COPY

RE/7253 – Ms E Jonas

Abelia Straat 12
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230526025ZA
A BOOK COPY

RE/7255- Ms V Vollenhoven

Abelia Straat 16
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525387ZA
A BOOK COPY

RE/7257 – Ms ME Davids

Abelia Straat 20
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525625ZA
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RE/7259 – Mr VE Schoeman

Abelia Straat 24
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525740ZA
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RE/7261 – Ms E Porter

Abelia Straat 26A
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525869ZA
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RE/7263 – Mr HJ Kannemeyer

Abelia Straat 28
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230525988ZA
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RE/7248 – Mr JJ Arendse

Abelia Straat 2
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525784ZA
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RE/7250 – Ms H Marthinus

Abelia Straat 10
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525444ZA
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R/7252 – Mr JJ Stanley

Abelia Straat 6
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525965ZA
A BOOK COPY

RE/7254 – Ms D Jantjies

Abelia Straat 14
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525501ZA
A BOOK COPY

RE/7256 – Mr N Makhala

Abelia Straat 18
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525563ZA
A BOOK COPY

RE/7258 – Mr C Thompson

Abelia Straat 22
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525682ZA
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RE/7260 – Ms H Petersen

Abelia Straat 26
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525807ZA
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RE/7262 – Mr PD Slingers

Abelia Straat 26B
Swellendam
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(with a domestic insurance option)
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RE/7264 – Mr D Petersen

Abelia Straat 30
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
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GLOSDERRY
POST OFFICE
2017 -02- 20

FOLIO 2

RE/7265 – Ms M Kapiva

Abelia Straat 32
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
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A BOOK COPY

RE/7267 – Mr J Kees

Abelia Straat 36
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525104ZA
A BOOK COPY

RE/7269 – Mr D Balani

Abelia Straat 40
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525223ZA
A BOOK COPY

RE/7271 – Ms E Biko

Abelia Straat 46
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230525285ZA
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RE/7273 – Ms A Jansen

Abelia Straat 48
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525121ZA
A BOOK COPY

RE/7275 – Ms LD Pekeur

Abelia Straat 52
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525245ZA
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RE/7277 – Mr NDC George

Abelia Straat 56
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525020ZA
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RE/7279 – Mr A Meiring

Abelia Straat 60
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525149ZA
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RE/7281 – Mr G Claassen

Abelia Straat 64
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525268ZA
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RE/7266 – Mr JJ Temmers

Abelia Straat 34
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525047ZA
A BOOK COPY

RE/7268 – Mr W Platjies

Abelia Straat 38
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525166ZA
A BOOK COPY

RE/7270 – Mr MD Moingqi

Abelia Straat 42
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525002ZA
A BOOK COPY

RE/7272 – Ms R Biko

Abelia Straat 44
Swellendam
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REGISTERED LETTER
(with a domestic insurance option)
RC230525064ZA
A BOOK COPY

RE/7274 – Ms EE Cupido

Abelia Straat 50
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230525183ZA
A BOOK COPY

RE/7276 – Mr J Marthinus

Abelia Straat 54
Swellendam
6740
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(with a domestic insurance option)
RC230525308ZA
A BOOK COPY

RE/7278 – Ms D Goliath

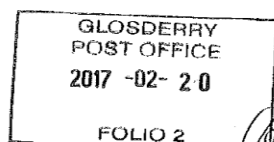
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Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230525081ZA
A BOOK COPY

RE/7280 – Mr L October

Abelia Straat 62
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230525206ZA
A BOOK COPY

RE/7282 – Ms D Evertson

Abelia Straat 66
Swellendam
6740
REGISTERED LETTER
(with a domestic insurance option)
RC230525325ZA
A BOOK COPY



RE/7283 – Mr H Manuels
Abelia Straat 68
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230526731ZA
A BOOK COPY

RE/7285 – Mr F Slingers
Abelia Straat 72
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230526855ZA
A BOOK COPY

RE/7284 – Mr C Buthi
Abelia Straat 70
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230526793ZA
A BOOK COPY

RE/7286 – Ms P Matthyse
Abelia Straat 74
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
RC230526918ZA
A BOOK COPY

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POST OFFICE
2017 -02- 20
FOLIO 2

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TABLE 1: LIST OF KEY DEPARTMENTS

STAKEHOLDER	CONTACT PERSON	TELEPHONE	FAX NUMBER	EMAIL ADDRESS
Breede-Gouritz Catchment Management Agency Private Bag X3055 Worcester 6850	Elkerine Rossouw	023 346 8000	023 347 2010	erossouw@bocma.co.za
Department of Agriculture Private Bag X1 Elsenburg 7606	Cor van der Walt	021 808 5099	021 808 5092	LandUse.Elsenburg@elsenburg.com
Overberg District Municipality Private Bag X22 Bredasdorp 7280	The Municipal Manager, Mayor and Ward Councillors	028 425 1157	028 425 1014	info@odm.org.za
Swellendam Local Municipality PO Box 20 Swellendam 6740	Mayor / Municipal Manager / Ward Councillor(s)	028 514 8500	028 514 2694	info@swellenmun.gov.za
CapeNature Private Bag X5014 Stellenbosch 7599	Alana Duffell-Canham	021 866 8000	021 866 1523	aduffell-canham@capenature.co.za
DEA&DP: Pollution Management Private Bag X9086 Cape Town 8000	Ms. W Kloppers	021 483 2752	021 483 3254	Wilna.kloppers@westerncape.gov.za
DEA&DP: Waste Management Private Bag X9086 Cape Town 8000	Mr. Eddie Hanekom	021 483 2728	021 483 4425	ehanekom@westerncape.gov.za

Department of Human Settlements Western Cape Private Bag X9083 Cape Town 8000	The Director	021 483 6488 / 3112 / 0611	021 483 4785	Human.settlements@westerncape.gov.za
Heritage Western Cape Private Bag X9067 Cape Town 8000DEA	Mr. Andrew September	021 483 9543	021 483 9842	andrew.september@westerncape.gov.za

NEIGHBOURS

Erf 1698 / Transnet
Posbus 5527
Kaapstad
8000

RE/155 – Swellendam Municipality
Posbus 20
Swellendam
6740

RE/2633 - Department of Public Works
Swellendam Sekondere Skool
Private Bag X9160
Cape Town
8000

RE/2101 – Swellendam Munisipaliteit
Railton Sportgronde
Posbus 20
Swellendam
6740

RE/6914 – Mr J Julies
Asterlaan 9 C
Swellendam
6740

RE/6917 – Mr M Kees
Asterlaan 2B
Swellendam
6740

RE/6919 Mr P Rooi
Asterlaan 4B
Swellendam
6740

RE/6921 – Mr J. Jumbo
Asterlaan 6B
Swellendam
6740

RE/6923 – Mr L Nomgcawule
Asterlaan 8B
Swellendam
6740

RE/157 – Transnet
Posbus 5527
Kaapstad
8000

RE/5338 – SAN Parks
Bontebok Nasionale Park
Posbus 149
Swellendam
6740

RE/2065 – Dept of Public Works
Bontebok Primere Skool
Private Bag X 9160
Cape Town
8000

RE/7295 – Swellendam Munisipaliteit
Kanna Street 30
Swellendam
6740

RE/6916 – Mr W Visser
Asterlaan 2A
Swellendam
6740

RE/6918 - B Amsterdam
Asterlaan 4A
Swellendam
6740

RE6920 – Ms E September
Asterlaan 6A
Swellendam
6740

RE/6922 – Mr PJ Davids
Asterlaan 8A
Swellendam
6740

RE/6924 – Mr Abrahams
Asterlaan 10A
Swellendam
6740

RE/6925 – Mr S Alberts
Asterlaan 10 B
Swellendam
6740

RE/6927 – Mr S Hendricks
Asterlaan 12B
Swellendam
6740

RE/6931 – Ms J Rossouw
Asterlaan 11
Swellendam
6740

RE/6933 – Ms CL Conradie
Asterlaan 15
Swellendam
6740

RE/6935 – Mr SA Marcus
Asterlaan 19
Swellendam
6740

RE/6937 – Ms E Hartnick
Asterlaan 23
Swellendam
6740

RE/6939 – Ms S Edelaar
Asterlaan 27
Swellendam
6740

RE/6941 – Mr H Kees
Asterlaan 31
Swellendam
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RE/6943 – Ms M Jansen
Asterlaan 35
Swellendam
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RE/6945 – Mr JJ Rudolph
Asterlaan 39
Swellendam
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RE/6926 – Mr J Joseph
Asterlaan 12A
Swellendam
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RE/6928 – Mr J Bron
Asterlaan 16
Swellendam
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RE/6932 – Ms J Kleinhans
Asterlaan 13
Swellendam
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RE/6934 – Mr T De Wee
Asterlaan 17
Swellendam
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RE/6936 – Mr AJ Arendse
Asterlaan 21
Swellendam
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RE/6938 – Mr JL Ludick
Asterlaan 25
Swellendam
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RE/6940 – Mr A Jacobs
Asterlaan 29
Swellendam
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RE/6942- Ms M Williams
Asterlaan 33
Swellendam
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RE/6944 – Mr DF Pietersen
Asterlaan 37
Swellendam
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RE/6946 – Ms M De Vie
Asterlaan 41
Swellendam
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RE/6947 – Ms DE Thompson
Asterlaan 43
Swellendam
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RE/6949 – Ms P Witbooi
Asterlaan 47
Swellendam
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RE/ 6951 – Mr VJ Shibili
Asterlaan 51
Swellendam
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RE/6953 – Mr P Pieters
Asterlaan 55
Swellendam
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RE/6955 – Mr NJ Moodie
Asterlaan 59
Swellendam
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RE/6957 – Mr JA Du Plessis
Asterlaan 63
Swellendam
6740

RE/6959 – Ms RCM Snyders
Asterlaan 67
Swellendam
6740

RE/3316 Mr Brooks/Brink/Esau
Reisiebaan Straat 79
Swellendam
6740

RE/3318 – Ms JSM Swanepoel
Reisiebaan Straat 75
Swellendam
6740

RE/3320 – Mr RJ – Franse
Reisiebaan Straat 71
Swellendam
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RE/6948- Mr DT Daries
Asterlaan 45
Swellendam
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RE/6950 – Mr C Hlomela
Asterlaan 49
Swellendam
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RE/6952 – Mr J Pieters
Asterlaan 53
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RE/6954 – Ms L Slingers
Asterlaan 57
Swellendam
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RE/6956 – Ms AR Murphy
Asterlaan 61
Swellendam
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RE/6958 – Ms H Davids
Asterlaan 65
Swellendam
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RE/6960 – Ms UM Gertzen
Asterlaan 69
Swellendam
6740

RE/3317 – Mr J Windvoel
Resiebaan Straat 77
Swellendam
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RE/3319 – Windvogel
Reisiebaan Straat 73
Swellendam
6740

RE/3322 – Mr D Marthinus
Resiebaan Straat 67
Swellendam
6740

RE/ 3323 – Mr AS Heunis
Reisiebaan Straat 65
Swellendam
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RE/3325 –Ms NK – Witbooi
Reisiebaan Straat 61
Swellendam
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RE/3327 – Ms MS Snyman
Reisiebaan Straat 57
Swellendam
6740

RE/Ms C Mans
Reisiebaan Straat 53
Swellendam
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RE/3331 –Mr H Snyman
Reisiebaan Straat 49
Swellendam
6740

RE/8058- Mr Dowrie
Reisiebaan Straat
Nitrophoska Huisie
Swellendam
6740

RE/7247 – Ms K Windvoel
Laventel Straat 3
Swellendam
6740

RE/7249 – Mr T Ntai
Abelia Straat 4
Swellendam
6740

RE/7251 – Mr R Manuel
Abelia Straat 8
Swellendam
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RE/7253 – Ms E Jonas
Abelia Straat 12
Swellendam
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RE/3324 – Mr J Adams
Reisiebaan Straat 63
Swellendam
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RE/3326 – Mr JJ Frederick
Resiebaan Straat 59
Swellendam
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RE/3328 – Mr HJ Jonkers
Reisiebaan Straat 55
Swellendam
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RE/3330 – Ms I Kiewiets
Resiebaan Straat 51
Swellendam
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RE/3332 – Ms CM Witbooi
Reisiebaan Straat 47
Swellendam
6740

RE/8064 –Mr A Januarie
Reisiebaan Straat
Nitrophoska Huisie
Swellendam
6740

RE/7248 – Mr JJ Arendse
Abelia Straat 2
Swellendam
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RE/7250 – Ms H Marthinus
Abelia Straat 10
Swellendam
6740

R/7252 – Mr JJ Stanley
Abelia Straat 6
Swellendam
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RE/7254 – Ms D Jantjies
Abelia Straat 14
Swellendam
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RE/7255- Ms V Vollenhoven
Abelia Straat 16
Swellendam
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RE/7257 – Ms ME Davids
Abelia Straat 20
Swellendam
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RE/7259 – Mr VE Schoeman
Abelia Straat 24
Swellendam
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RE/7261 – Ms E Porter
Abelia Straat 26A
Swellendam
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RE/7263 – Mr HJ Kannemeyer
Abelia Straat 28
Swellendam
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RE/7265 – Ms M Kapiva
Abelia Straat 32
Swellendam
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RE/7267 – Mr J Kees
Abelia Straat 36
Swellendam
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RE/7269 – Mr D Balani
Abelia Straat 40
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RE/7271 – Ms E Biko
Abelia Straat 46
Swellendam
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RE/7273 – Ms A Jansen
Abelia Straat 48
Swellendam
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RE/7256 – Mr N Makhala
Abelia Straat 18
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RE/7258 – Mr C Thompson
Abelia Straat 22
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RE/7260 – Ms H Petersen
Abelia Straat 26
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RE/7262 – Mr PD Slingers
Abelia Straat 26B
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RE/7264 – Mr D Petersen
Abelia Straat 30
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RE/7266 – Mr JJ Temmers
Abelia Straat 34
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RE/7268 – Mr W Platjies
Abelia Straat 38
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RE/7270 – Mr MD Mqingqi
Abelia Straat 42
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RE/7272 – Ms R Biko
Abelia Straat 44
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RE/7274 – Ms EE Cupido
Abelia Straat 50
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RE/7275 – Ms LD Pekeur
Abelia Straat 52
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RE/7277 – Mr NDC George
Abelia Straat 56
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RE/7279 – Mr A Meiring
Abelia Straat 60
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RE/7281 – Mr G Claassen
Abelia Straat 64
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RE/7283 – Mr H Manuels
Abelia Straat 68
Swellendam
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RE/7285 – Mr F Slingers
Abelia Straat 72
Swellendam
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RE/7276 – Mr J Marthinus
Abelia Straat 54
Swellendam
6740

RE/7278 – Ms D Goliath
Abelia Straat 58
Swellendam
6740

RE/7280 – Mr L October
Abelia Straat 62
Swellendam
6740

RE/7282 – Ms D Evertson
Abelia Straat 66
Swellendam
6740

RE/7284 – Mr C Buthi
Abelia Straat 70
Swellendam
6740

RE/7286 – Ms P Matthyse
Abelia Straat 74
Swellendam
6740

TABLE 2: LIST OF KEY DEPARTMENTS AND REGSITERED INTERESTED & AFFECTED PARTIES

KEY DEPARTMENTS				
STAKEHOLDER	CONTACT PERSON	TELEPHONE	FAX NUMBER	EMAIL ADDRESS
Breede-Gouritz Catchment Management Agency Private Bag X3055 Worcester 6850	Elkerine Rossouw	023 346 8000	023 347 2010	erossouw@bocma.co.za
Department of Agriculture Private Bag X1 Elsenburg 7606	Cor van der Walt	021 808 5099	021 808 5092	LandUse.Elsenburg@elsenburg.com
Overberg District Municipality Private Bag X22 Bredasdorp 7280	The Municipal Manager, Mayor and Ward Councillors	028 425 1157	028 425 1014	info@odm.org.za
Swellendam Local Municipality PO Box 20 Swellendam 6740	Mayor / Municipal Manager / Ward Councillor(s)	028 514 8500	028 514 2694	info@swellenmun.gov.za
CapeNature Private Bag X5014 Stellenbosch 7599	Alana Duffell-Canham	021 866 8000	021 866 1523	aduffell-canham@capenature.co.za
DEA&DP: Pollution Management Private Bag X9086 Cape Town 8000	Ms. W Kloppers	021 483 2752	021 483 3254	Wilna.kloppers@westerncape.gov.za
DEA&DP: Waste Management Private Bag X9086 Cape Town 8000	Mr. Eddie Hanekom	021 483 2728	021 483 4425	ehanekom@westerncape.gov.za

Department of Human Settlements Western Cape Private Bag X9083 Cape Town 8000	The Director	021 483 6488 / 3112 / 0611	021 483 4785	Human.settlements@westerncape.gov.za
Heritage Western Cape Private Bag X9067 Cape Town 8000DEA	Mr. Andrew September	021 483 9543	021 483 9842	andrew.september@westerncape.gov.za
REGSITERED INTERESTED & AFFECTED PARTIES				
11 Aanhuizen St Swellendam 6740	CAROL PODD	071 528 7559	NA	carolannpodd@gmail.com
Asterlaan 43 Swellendam 6740	Ms DE Thompson	NA	NA	NA
Transnet Posbus 5527 Kaapstad 8000	Johannes Hanekom	021 449 4529	NA	Johannes.Hanekom@transnet.net



Environmental Health & Safety Legal Consulting

26 January 2017

DEA&DP Development Management
Private Bag X9086
CAPE TOWN
8000

Attention: The Director Region 2



SWELLENDAM HOUSING PROJECT - NOTICE OF INTENT TO DEVELOP

Enclosed please find 3 printed copies and a CD copy of the Notice of Intent to Develop for the above mentioned. Please note that the applicant is a Municipality and thus no application fees were paid.

Also attached please find a copy of the HWC NID to be submitted to Heritage Western Cape.

Regards

A handwritten signature in cursive script, appearing to read 'JLR' or similar, representing Jessica Le Roux.

Jessica Le Roux
Senior EAP



26 January 2017

Heritage Western Cape
Private Bag X 9067
Cape Town
8000

Attention: Case Officer

**SWELLENDAM HOUSING PROJECT ON REMAINDER OF ERF 1, SWELLENDAM –
NOTICE OF INTENT TO DEVELOP
HERITAGE WESTERN CAPE REFERENCE NUMBER: 17011306**

Good day,

Enclosed please find 4 printed copies and a CD copy of the Notice of Intent to Develop for the above mentioned.

Please note that a copy of the NID and Appendixes was sent on the 25 January 2017 to:

Swellendam Heritage Association

Carol Anne Podd

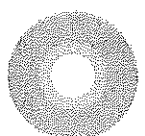
Email: carolannpodd@gmail.com

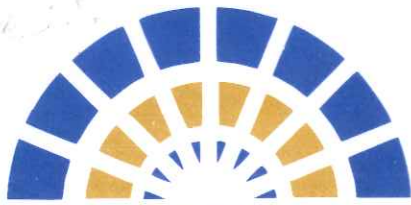
Also enclosed please find a printed copy of the DEA&DP: NID submitted to the Department on 25 January 2017.

Yours sincerely,



Jessica Le Roux
Senior EAP





ILifa leMveli leNtshona Koloni
Erfenis Wes-Kaap
Heritage Western Cape

8574

HWC Receipt 26 / 01 / 2017

For office use only

APPLICANT INFORMATION:

Contact Person: L. Abrahams

Contact Number: 021 671 1660

SITE INFORMATION:

Site address: Swellendam Housing Project on
Rem of erf 1, Swellendam

Erf:

Case no: 17011305

Received by: Monceba

NOTE:

- No telephone calls or other queries will be accepted or responded to until 10 working days have elapsed since delivery.

Application

Initial the box if checked

	1	2	3	4
Proof of payment	✓			
Correct reference number	✓			
Required forms / document submitted	✓			
Correct amount paid	✓			
Application complete	✓			
Total amount paid	R 330.00			

SWELLENDAM MAILING LIST
PRE-APPLICATION SCOPING

ATT: Elkerine Rossouw

Breede-Gouritz Catchment Management

Agency **PRIVATE BAG X3055** **REGISTERED LETTER**
WORCESTER (with a domestic insurance option)
6850 **RC250844760ZA**
A BOOK COPY

ATT: Cor van der Walt

Department of Agriculture

Private Bag X1

Eisenburg

7606

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC250844787ZA
CUSTOMER COPY 30102

ATT: Municipal Manager, Mayor & WCs

Overberg District Municipality

Private Bag X22 **REGISTERED LETTER**
(with a domestic insurance option)

Bredasdorp **RC250844773ZA**

7280 **A BOOK COPY**

ATT: MM, Mayor & WC, Ms D Kotze

Swellendam Local Municipality

PO Box 20

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)
RC250844742ZA
A BOOK COPY

ATT: Alana Duffell-Canham

CapeNature

Private Bag X5014

Stellenbosch

7599

REGISTERED LETTER
(with a domestic insurance option)
RC250844739ZA
A BOOK COPY

ATT: Director

Department of Human Settlements

Private Bag X9083

Cape Town

8000

REGISTERED LETTER
(with a domestic insurance option)
RC250844756ZA
A BOOK COPY

CD's ONLY (I&APs)

ATT: Carol Podd

11 Aanhuizen St

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)
RC250844946ZA
A BOOK COPY

ATT: Ms DE Thompson

Asterlaan 43

Swellendam

6740

REGISTERED LETTER
(with a domestic insurance option)
RC250844711ZA
A BOOK COPY

ATT: Johannes Hanekom

Transnet

Posbus 5527

Kaapstad

REGISTERED LETTER
(with a domestic insurance option)
RC250844725ZA
A BOOK COPY

GLOSDEP
POST OFF

2017 -04- 2

FOLIO 2

Proof

eco impact

Environmental Health & Safety Legal Consulting

28 April 2017

DEA&DP: Development Management
Private Bag X 9086
Cape Town
8000



Attention: Ms. Arabel McClelland

**PRE-APPLICATION DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING
EXTENT OF ERF 1, SWELLENDAM
DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17**

Good day,

Enclosed please find 2 (two) printed copies and a CD copy of the PRE-APPLICATION SCOPING Report for review and comment prior to submission of the EIA Application to DEA&DP.

Further electronic copies of the PRE-APPLICATION SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period or by 31 May 2017.

Trust the above is in order.

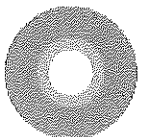
Yours sincerely

NZ Loebenberg (Ms)
EIA Administration and Compliance

Eco Impact Legal Consulting (Pty) Ltd
Reg: 2010/015546/07
Directors: Mark Duckitt
Nicolaas Hanekom
Daniel Weber

Postal Address:
PO Box: 45070
Claremont
South Africa
7735

Office: +27 (0) 21 671 1660
Fax: +27 (0) 21 671 9976
Email: admin@ecoimpact.co.za
Web: www.ecoimpact.co.za



28 April 2017

DEA&DP: Pollution Management
Private Bag X 9086
Cape Town
8000



Attention: Ms Wilna Kloppers

PRE-APPLICATION DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM
DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

Good day,

Enclosed please find a printed copy of the PRE-APPLICATION SCOPING Report for review and comment prior to submission of the EIA Application to DEA&DP.

Further electronic copies of the PRE-APPLICATION SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period or by 31 May 2017.

Trust the above is in order.

Yours sincerely

NZ Loebenberg (Ms)
EIA Administration and Compliance



PROOF

eco impact

Environmental Health & Safety Legal Consulting

28 April 2017

DEA&DP: Waste Management
Private Bag X 9086
Cape Town
8000



Attention: Mr Eddie Hanekom

**PRE-APPLICATION DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING
EXTENT OF ERF 1, SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

Good day,

Enclosed please find a printed copy of the PRE-APPLICATION SCOPING Report for review and comment prior to submission of the EIA Application to DEA&DP.

Further electronic copies of the PRE-APPLICATION SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period or by 31 May 2017.

Trust the above is in order.

Yours sincerely

NZ Loebenberg (Ms)
EIA Administration and Compliance

Eco Impact Legal Consulting (Pty) Ltd
Reg: 2010/015546/07
Directors: Mark Duckitt
Nicolaas Hanekom
Daniel Weber

Postal Address:
PO Box: 45070
Claremont
South Africa
7735

Office: +27 (0) 21 671 1660
Fax: +27 (0) 21 671 9976
Email: admin@ecoimpact.co.za
Web: www.ecoimpact.co.za



PROOF.

eco impact

Environmental Health & Safety Legal Consulting

28 April 2017

Heritage Western Cape
Private Bag X 9087
Cape Town
8000

Attention: Andrew September

**PRE-APPLICATION DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING
EXTENT OF ERF 1, SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

Good day,

Enclosed please find a CD copy of the PRE-APPLICATION SCOPING Report for review and comment prior to submission of the EIA Application to DEA&DP.

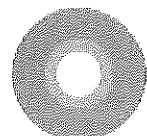
Further electronic copies of the PRE-APPLICATION SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period or by 31 May 2017.

Trust the above is in order.

Yours sincerely



NZ Loebenberg (Ms)
EIA Administration and Compliance





Customer Care: 0860 123 000
Website: www.standardbank.co.za
13 January 2017

Payment receipt

Beneficiary name

HERITAGE WESTERN CAP

Account number

1452048924

Bank

NEDBANK

Branch

CORPORATE CLIENT SERVICES CT (14520900)

Beneficiary reference

17011306

Your reference

Swellendam

Payment date

13 January 2017

Amount

R 330.00

The Standard Bank of South Africa Limited (Reg. No. 1962/000738/06. Authorised financial services provider. VAT Reg No. 4100105461 Registered credit provider (NCRCP15). We subscribe to the Code of Banking Practice of the Banking Association South Africa and, for unresolved disputes, support resolution through the Ombudsman for Banking Services.

PROOF

eco impact

Environmental Health & Safety Legal Consulting

14 June 2018

DEA&DP: Development Management Region 2
Private Bag X9086
Cape Town
8000

Attention: Ms. Arabel McClelland

SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM
DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

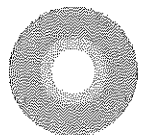
Good day,

Enclosed please find three (3) printed copies and one (1) CD copy of the Application for Environmental Authorisation for the SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM.

Kind regards,



Mrs Jessica Le Roux
Senior EAP



SWELLENDAM MAILING LIST

DRAFT SCOPING

POST:

ATT: Elkerine Rossouw
Breede-Gouritz Catchment Management
Agency
Private Bay X3055
6850

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244658ZA
CUSTOMER COPY 301028R

ATT: C. van der Walt/B. Layman
Department of Agriculture
Private Bag X1
Elsenburg
7606

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244613ZA
CUSTOMER COPY 301028R

ATT: Municipal Manager, Mayor & WCs
Overberg District Municipality
Private Bag X22
Bredasdorp
7280

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244635ZA
CUSTOMER COPY 301028R

ATT: Municipal Manager, Mayor & WCs
Swellendam Local Municipality
PO Box 20
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244644ZA
CUSTOMER COPY 301028R

ATT: A. Duffell-Canham/R. Smart (plus CD)
CapeNature
Private Bag X5014
Stellenbosch
7599

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244661ZA
CUSTOMER COPY 301028R

ATT: The Director
Department of Human Settlements
Private Bag X9083
Cape Town
8000

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244627ZA
CUSTOMER COPY 301028R

ATT: Carol Podd (CD ONLY - I&AP)
11 Aanhuizen St
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244573ZA
CUSTOMER COPY 301028R

ATT: Ms DE Thompson (CD ONLY - I&AP)
Asterlaan 43
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244600ZA
CUSTOMER COPY 301028R

ATT: Johannes Hanekom (CD ONLY - I&AP)
Transnet
Posbus 5527
Kaapstad
8000

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC283244587ZA
CUSTOMER COPY 301028R



Eco Impact
P.O. Box 45070
CLAREMONT
7735

9
M. H. H. H.

HAND DELIVERY:

ATT: Ms. W Kloppers
DEA&DP: Pollution Management
Private Bag X9086
Cape Town
8000

ATT: Mr. Eddie Hanekom
DEA&DP: Waste Management
Private Bag X9086
Cape Town
8000

ATT: Ms. Arabel McClelland (deciding authority)
Two printed copies of the Scoping Report as requested
DEADP: Development Management (Region 2)
Private Bag X9086
Cape Town
8000

ATT: Andrew September (CD only)
Heritage Western Cape
Private Bag X9067
Cape Town
8000



Eco Impact
P.O. Box 45070
CLAREMONT
7735

①

Interfester

14 June 2018

DEA&DP: Pollution Management
Private Bag X 9086
Cape Town
8000

Attention: Ms Wilna Kloppers

**DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

Good day,

Enclosed please find a printed copy of the DRAFT SCOPING Report for review and comment.

Further electronic copies of the DRAFT SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period.

Y. Henstock
Yours sincerely
Yolandie Henstock



14 June 2018

DEA&DP: Waste Management
Private Bag X 9086
Cape Town
8000

Attention: Mr Eddie Hanekom

**DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

Good day,

Enclosed please find a printed copy of the DRAFT SCOPING Report for review and comment.

Further electronic copies of the DRAFT SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period.

YH

Yours sincerely
Yolandie Henstock



14 June 2018

DEA&DP: Development Management R2
Private Bag X 9086
Cape Town
8000

Attention: Ms. Arabel McClelland

**DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

Good day,

Enclosed please find 2 (two) printed copies and a CD copy of the DRAFT SCOPING Report for review and comment.

Further electronic copies of the DRAFT SCOPING REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period.


Yours sincerely
Yolandie Henstock



20 July 2018

DEA&DP: Development Management (Region2)
Private Bag X 9086
Cape Town
8000

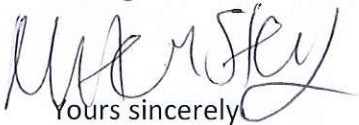
Attention: Ms. Arabel McClelland

**FINAL SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENDAM**

DEA&DP REF NO: 16/3/3/2/E3/10/1036/18

Good day,

Enclosed please find 2 (two) printed copies and a CD copy of the FINAL SCOPING Report for decision making.



Yours sincerely
Yolandie Henstock
Administration



MAILING LIST

DRAFT EIR – ASLA - SWELLENDAM HOUSING

Breede-Gouritz Catchment Management

Att: Elkerine Rossouw

Private Bag X 3055

Worcester

6850

Department of Agriculture

Att: Cor van der Walt

Private Bag X 1

Elsenburg

7606

Overberg District Municipality

Att: Municipal Manager, Mayor& WC

Private Bag X22

Bredasdorp

7280

Swellendam Municipality

Att: Municipal Manager, Mayor& WC

P.O. Box 20

Swellendam

6740

Cape Nature

Att: A Duffell – Canham

Private Bag X5014

Stellenbosch

7599

Department of Human Settlement

Att: The Director

Private Bag X9083

Cape Town

8000

BY HAND:

DEA&DP: Pollution Management

Att: Mrs W. Kloppers

Private Bag X9086

Cape Town

8000

DEA&DP: Waste Management

Att: Eddie Hanekom

Private Bag X9086

Cape Town

8000

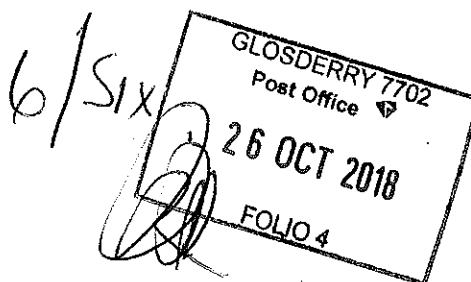
DEA&DP: Development Management (X2)

Att: Ms. Arabel McClelland

Private Bag X9086

Cape Town

8000



Eco Impact
P.O. Box 45070
CLAREMONT
7735

WHEAT

6

MAILING LIST

DRAFT EIR – ASLA - SWELLENDAM HOUSING

Heritage Western Cape
Att: Andrew September
Private Bag X9067
Cape Town
8000

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC324202116ZA
CUSTOMER COPY 301028R

REGISTERED I & AP's

Carol Podd
11 Aanhuizen St
Swellendam
6740

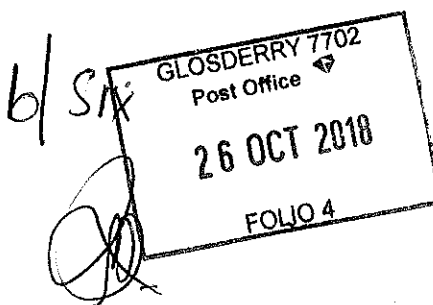
REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC324202204ZA
CUSTOMER COPY 301028R

Ms DE Thompson
Asterlaan 3
Swellendam
6740

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC324202221ZA
CUSTOMER COPY 301028R

Transnet
Att: Johannes Hanekom
P.O. Box 5527
Cape Town
8000

REGISTERED LETTER
(with a domestic insurance option)
ShareCall 0860 111 502 www.sapo.co.za
RC324202195ZA
CUSTOMER COPY 301028R



Handwritten signature

Eco Impact
P.O. Box 45070
CLAREMONT
7735

4

PACK PARCELS SECURELY TO PREVENT DAMAGE
VOORKOM BESKADIGING DEUR STEWIGE VERPAKKING

ACKNOWLEDGEMENT OF POSTING
INLEWERINGSBEWYS

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 259 625 ZA
CUSTOMER COPY 301016

2990024

(Must be completed by sender / Moet deur afsender ingevul word)

BAGX5014
CAPE N

Contents / Inhoud:

Value / Waarde:

PACK PARCELS SECURELY TO PREVENT DAMAGE
VOORKOM BESKADIGING DEUR STEWIGE VERPAKKING

ACKNOWLEDGEMENT OF POSTING

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 260 306 ZA

2991173

(Must be completed by sender / Moet deur afsender ingevul word)

BAGX1
Eisenburg

Contents / Inhoud:

Value / Waarde:

PACK PARCELS SECURELY TO PREVENT DAMAGE
VOORKOM BESKADIGING DEUR STEWIGE VERPAKKING

ACKNOWLEDGEMENT OF POSTING
INLEWERINGSBEWYS

(Must be completed by sender / Moet deur afsender ingevul word)

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 259 682 ZA
CUSTOMER COPY 301016

2991173

BAGX16

Contents / Inhoud:

Value / Waarde:

PACK PARCELS SECURELY TO PREVENT DAMAGE
VOORKOM BESKADIGING DEUR STEWIGE VERPAKKING

ACKNOWLEDGEMENT OF POSTING
INLEWERINGSBEWYS

(Must be completed by sender / Moet deur afsender ingevul word)

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 260 249 ZA
CUSTOMER COPY 301016

2990027

BAGX22
Bosonadorp

Contents / Inhoud:

Value / Waarde:

BAGX3055

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 260 028 ZA
CUSTOMER COPY 301016

GLOSDERRY 7702
Post Office

26 OCT 2018

FOLIO 4

Label & Citho (012) 333 9925

PACK PARCELS SECURELY TO PREVENT DAMAGE
VOORKOM BESKADIGING DEUR STEWIGE VERPAKKING

ACKNOWLEDGEMENT OF POSTING
INLEWERINGSBEWYS

(Must be completed by sender / Moet deur afsender ingevul word)

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 260 249 ZA
CUSTOMER COPY 301016

2990027

BAGX22
Bosonadorp

Contents / Inhoud:

Value / Waarde:

BAGX20

SWELLONDAM

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 260 181 ZA
CUSTOMER COPY 301016

GLOSDERRY 7702
Post Office

26 OCT 2018

FOLIO 4

Label & Citho (012) 333 9925

BAGX5014

ORDINARY PARCEL
ShareCall 0860 111 502 www.sapo.co.za
PE 899 259 965 ZA
CUSTOMER COPY 301016

GLOSDERRY 7702
Post Office

26 OCT 2018

FOLIO 4

Label & Citho (012) 333 9925

**eco
impact**

Environmental Health & Safety Legal Consulting

26 October 2018

DEA&DP: Development Management
Private Bag X9086
Cape Town
8000

Attention: Ms. Arabel McClelland

**DRAFT EIR REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

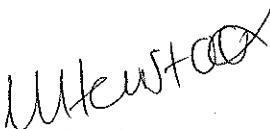


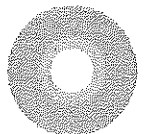
Good day,

Enclosed please find two (2) printed copies and 1 CD copy of the DRAFT EIR Report for review and comment.

Further electronic copies of the DRAFT EIR REPORT and appendices is available on our website at www.ecoimpact.co.za/public-participation. Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period or by 26 November 2018.

Yours sincerely


Yolandie Henstock
Administration



~~proof~~

eco impact

Environmental Health & Safety Legal Consulting

DEA&DP: Pollution Management
Private Bag X9086
Cape Town
8000

Attention: Mrs. Wilna Kloppers

**DRAFT EIR REPORT FOR SWELLENHAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENHAM**

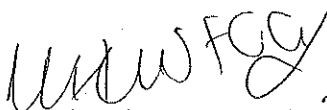
DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17

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Yours sincerely


Yolandie Henstock
Administration



~~PR 001~~

eco impact

Environmental Health & Safety Legal Consulting

DEA&DP: Waste Management
Private Bag X9086
Cape Town
8000

Attention: Mr. Eddie Hanekom

**DRAFT EIR REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1,
SWELLENDAM**

DEA&DP REF NO: 16/3/3/6/7/2/E3/10/1022/17



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Yours sincerely

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Administration

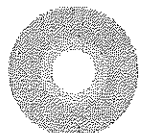


TABLE 3: COMMENTS AND RESPONSES TABLE

[illegible]

		<p>watercourses and Critical Biodiversity Areas.</p> <p>3.8. The vegetation type present on site is categorised as Swellendam Silcrete Fynbos a Vulnerable ecosystem in terms of section 52 of the National Environmental Management Biodiversity Act. 2004 (Act No. 10 of 2004).</p> <p>3.9. The site is considered to be located outside an urban area.</p> <p>4. Please note that if Activity 15 of GN No. R. 984 is triggered. Activity 27 of GN No. R. 983 cannot be applicable.</p> <p>10. Should a public participation process, which includes the circulation of the pre-application Scoping Report for comment, be undertaken prior to submission of an Application Form to the Department in terms of Regulation 40, the pre-application Scoping Report may also be submitted to the Department for commenting purposes. Please ensure a minimum of two printed copies of the pre-application Scoping Report is submitted to the Department for commenting purposes.</p>	<p>Agreed.</p> <p>Site H (Aster Avenue) is INSIDE the urban edge as defined in the 2015 SDF of the municipality. Site E (Resiesbaan avenue) is outside the urban edge.</p> <p>Activity 27 has not been included in the scoping report.</p> <p>A public participation process, which includes the circulation of the pre-application Scoping Report for comment, will be undertaken prior to submission of an Application Form to the Department. The pre-application Scoping Report will also be submitted to the Department for commenting purposes. A minimum of two printed copies of the pre-application Scoping Report will be submitted to the Department for</p>
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		<p>12. Section 5.2 of the Notice of Intent to submit an application notes the requirement for a Water Use Licence Application ("WULA") in terms of the National Water Act, 1998 (Act 36 of 1998). Please be advised that proof of submission of the WULA to the Department of Water and Sanitation along with the WULA assessment information must be provided to this Department with the EIR for decision-making.</p>	<p>commenting purposes.</p> <p>The WULA will be included as a specialist report with the EIR.</p>
Heritage Western Cape	08 February 2017	<p><u>Case number: 17011306AS0126E</u> <u>Response to NID: Final</u></p> <p>You are hereby notified that since there is no reason to believe that the proposed housing development will impact on heritage resources, no further action under section 38 of the National heritage Resources Act (act 25 of 1999) is required. However, should any heritage resources, including evidence of graves and human burials, archaeological material and paleontological material be discovered during the excavation of the activities above, all works must be stopped immediately and Heritage Western cape must be notified without delay.</p>	Noted and stated in EMP.
Swellendam Heritage Association	11 February 2017	The Committee of the Swellendam Heritage Association has studied the documents and visited the proposed site and agrees with the description of the area. The development should not impact on the visual character of	Please note that a full scoping EIA is to be conducted and confirmation of services will be provided by the municipality in the

		the town. For such a large project, it is felt that the correct 'impact assessments' be conducted, and being assured there are sufficient services available would recommend that they and the roads be constructed before the houses. Otherwise there is no objection to the proposal.	next phase of the process. Noted.
Registration Period			
Johannes Hanekom TRANSNET	16 March 2017	Good day Jessica Le Roux Your reference DEA & DP Reference no: 16/3/3/6/7/2/E3/10/1022/17 refers. Thank you for the notification. Can you please provide more information/ plans indicating the proposed development for our record? With thanks. Kind regards	Please find the current proposed SDP attached Please note that Transnet is registered an Interested and affected Party and documentation will be made available via the details below for comment during the official commenting periods: Transnet Posbus 5527 Kapaastad 8000 Please let me know if you have any further requests, questions or concerns.

PRE-APPLICATION SCOPING REPORT		
BGCMA – 17 May 2017	Letter from Swellendam Municipality to confirm that the existing Sewage Plant has sufficient capacity to cater sewage disposal from the proposed development.	The Municipality is to provide this in the EIR phase.
	Sewage infrastructure should be designed with sufficient capacity.	Noted. Service Report to be included in EIR.
	Details pertaining to the source, availability and quality of water used for domestic purpose, must be clearly investigated to ensure that there is enough supply to cater for this proposed development, without compromising the existing development(s). Should water be source from the municipality, service agreement from the Swellendam Municipality must be submitted to BGCMA;	The Municipality is to provide this in the EIR phase.
	Proposed storm water infrastructure development within 100 metres of a watercourse (river, spring, natural channel, wetland, a lake or dam) triggers a water use activity as in accordance with Section 21 c & i of the National Water Act, 1998 (Act 36 of 1998) that must be applied for with BGCMA. Should there be an activity within this regulated area, a water use authorisation application must be lodged with BGCMA before this activity commences. Risk Matrix must be submitted to enable BGCMA to determine type of authorisation required by the development;	Pre-application enquiry phase 1 will be submitted on e-wulaas soonest.
	No storm water runoff from any premises containing waste, or water containing waste emanating from industrial activities and premises may be discharged into a water resource. Polluted storm water must be contained. Municipal Bylaw must be adhere to.	Stated in EMP.
	The Geotechnical assessment must be utilised to give indication about the geology of the proposed development site, and the typical construction material and associated choice of structure(s) (particularly sewer pipelines and such) that will be suitable as per the geology of the area of the proposed development; and	Geotechnical assessment will be included in the EIR.
	The EMP should include mitigation measures to prevent impacts generated by the activity.	Noted.
Cape Nature – 12 June 2017	Two sites are under investigation for proposed housing projects on the subject property. Both the eastern (Site H) and southern (Site E) components of the proposed development are classified as Ecological Support Area (ESA) according to the Western Cape Biodiversity Spatial Plan (WCBSP, March 2017). It is noted that the WCBSP has been included as Appendix E (Biodiversity Maps), however the biodiversity baseline survey has included the previous Overberg Conservation Plan/Western Cape Biodiversity Framework (2010) which mapped the eastern	Updated EBS included in Draft Scoping. Western Cape Biodiversity Spatial Plan (WCBSP, March 2017) is referenced.

	section of Site H as Critical Biodiversity Area (CBA) and the other areas as No Natural.	
	<p>The natural vegetation occurring in the study area is Swellendam Silcrete Fynbos listed as Vulnerable.</p> <p>There are no wetlands or watercourses within the development footprint, however there are two minor watercourses between Site E and Site H and to the east of the railway line east of the site.</p>	<p>Changed from Vulnerable to Endangered.</p> <p>Agreed.</p>
	An ecological baseline assessment was undertaken. For Site E, a small section of "alien encroached areas" was mapped in the north adjacent to the existing settlement, with the remainder mapped as high botanical sensitivity. For Site H, a patch of medium botanical sensitivity was mapped with remainder considered of low botanical sensitivity.	Agreed.
	The description of the site includes a general basic habitat description, which would appear to support the designations of botanical sensitivity. Historical Google Earth imagery does indicate the presence of contours in the area designated as low botanical sensitivity within Site H which would support the assumption that this area was previously cultivated, although this would have occurred prior to 2006, which is the oldest imagery available.	Agreed.
	The contents of the ecological baseline assessment are acceptable for the Scoping Phase of the project. However, the description of the vegetation only includes a very brief high level overview and there is a limited plant species list provided, with several species that could not be identified to species level. The information provided supports a relatively low confidence level in the botanical assessment of the site.	<p>Noted.</p> <p>Independent specialist appointed to conduct additional botanical assessment and this will be included in EIR phase.</p>
	It is recommended that an independent ecological specialist is undertaken for the EIA Phase of the project by an appropriately qualified independent specialist that has a good knowledge of the local vegetation and plant species. CapeNature prefers that specialist studies are undertaken by independent specialists.	Independent specialist appointed and this will be included in EIR phase.
	The faunal component of the ecological specialist study is accepted, and it is agreed that the proposed project footprint is unlikely to have a significant impact on the global population of any faunal species. The general habitat description can be used as a surrogate for anticipated faunal occurrence. However, due to the exceptionally	Agreed.

	high diversity of plants within the Cape Floral Kingdom including many threatened species with highly localized distributions, there remains the possibility that there may be important populations on the site, although this is highly unlikely in the previously ploughed areas.	
	The alternatives section included three alternative sites including the two above (Sites E and H) as well as an additional site (Site I) to the north. This site was not included in the ecological baseline assessment. This site includes areas classified as CBA, ESA and No Natural. According to the site description in the alternatives section, this area is transformed and does not contain natural vegetation. No watercourses or wetlands are present. Site I is likely to provide opportunities for development from a biodiversity perspective, subject to more detailed ecological sensitivity mapping.	EBS updated to include alternatives sites.
	The proposed layout has taken into account the ecological baseline assessment findings, with the development proposed on the low sensitivity areas for Site H and the alien invaded areas for Site E. While the proposed layout is likely to be suitable, this needs to be verified through an EIA Phase independent botanical specialist study as described above.	Agreed.
	It should be noted that areas invaded by alien invasive species often do contain important populations of threatened species and can be restored with a suitable alien clearing programme. It is recommended that evidence is obtained of the historical ploughing on site including the time that has elapsed since the last ploughing. This could potentially also have a bearing on the WCBSP mapping for the site.	Unable to obtain evidence of the historical ploughing on site including the time that has elapsed since the last ploughing.
	It would appear that the layout does not encroach within the recommended minimum 32 m of the watercourse or the 1 in 100-year floodline, however proof should be provided in this regard.	The layout does not encroach within 32 m of the watercourse except for: <ol style="list-style-type: none"> 1. Upgrades to attenuation dam 5 2. Upgrades to attenuation dam 4 3. Road crossing See 32 m buffer map included in Appendix E.
	No wetlands are included in the desktop mapping of the site, although an artificial farm dam is evident in the northern section. Should the independent botanical specialist study identify any evidence of wetland conditions or if the development	Noted. Independent botanical specialist study to be included in EIR.

	<p>does encroach within the recommended buffer or floodline, a separate freshwater specialist study would be required.</p> <p>It must be ensured that the stormwater management plan for the proposed project ensures that there will be minimal impact on the freshwater environment.</p>	<p>Stormwater management plan to be included in EIR.</p>
DEADP _ DM – 30 May 2017	<p>2.1. The proposal entails the development of a subsidised housing project, comprising of 961 residential, 86 GAP residential, two business, three mixed use and twelve public open space erven. Associated infrastructure, including internal roads, service infrastructure and attenuation dams, will also be constructed.</p> <p>2.2. The total area to be developed is approximately 27.08ha.</p> <p>2.3. The proposed development will be located on the remainder of Erf NO.1, on the eastern edge of Swellendam.</p> <p>2.4. Two sites have been proposed, namely a small hill south east of the primary school adjacent to Aster Avenue (site H) and an undulating area between the railway line and Resiebaan Street in Swellendam South (site E).</p> <p>2.5. Currently the subject portions of the property are largely transformed and vacant.</p> <p>2.6. The property is currently zoned "Undetermined".</p> <p>2.7. According to SANBI's BGIS, the sites contain mapped watercourses and Critical Biodiversity Areas.</p> <p>2.8. The vegetation type present on site is categorised as Swellendam Silcrete Fynbos, a Vulnerable ecosystem in terms of section 52 of the National Environmental Management Biodiversity Act, 2004 (Act No. 10 of 2004).</p> <p>2.9. The site is considered to be located outside an urban area.</p>	<p>The site itself does not contain mapped watercourses.</p> <ul style="list-style-type: none"> • A watercourse runs between site E and site H. • A watercourse runs to the north (adjacent to the railway) of site H. <p>Site H is mapped as an ESA. Site E is mapped as 50% Critical Biodiversity Area (degraded).</p> <p>Swellendam Silcrete Fynbos Status 2014: Vulnerable (VU) Status 2016: Endangered (EN)</p>
	<p>3.1. On 7 April 2017 the Minister of Environmental Affairs amended the regulations promulgated on 4 December 2014 in terms of Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA"), viz, the Environmental Impact Assessment ("EIA") Regulations 2014 (as amended) (Government Notice ("GN") No. R. 324, R. 325, R. 326 and R. 327 in Government Gazette No. 40772 of 7 April 2017). Please ensure the correct legislation in terms of the amended EIA Regulations, 2014, are referred to throughout the Scoping Report and any subsequent reports. Specifically, please note that the aforementioned government notices replace GN Nos. 982, 983, 984 and 985.</p>	<p>Amended in draft scoping.</p>

	<p>3.2. Further to the above, please correct the respective mentions of "GN No. R.544, 545 and 546 of 2010", and "Environmental Authorisation in terms of the EIA Regulations, 2010", as stated on page 7, and the regulation applicable to public participation noted on page 8. Similarly, the Environmental Assessment Practitioner is requested to review references to specific regulations of the EIA Regulations, 2014 (as amended) within the SR to ensure their applicability.</p>	
	<p>3.3. The SR and ecological baseline assessment refer to the following findings:</p> <ul style="list-style-type: none"> •Site H has been previously transformed and supports no intact natural habitat and very low to mainly non-existent indigenous plant diversity, comprising mostly agricultural weeds and grasses. •Site E is also relatively transformed and comprises degraded indigenous vegetation. •It is further noted that only portions of the full extent of Sites Hand E are proposed for development and that large tracts of the sites have been excluded from the development footprint due to, inter alia, the presence of intact indigenous vegetation. <p>In the Department's correspondence in response to the Notice of Intent to submit an application, dated 1 February 2017, it was noted that Activity 15 of Listing Notice 2 was being applied for and this thereby warranted a Scoping/EIA application process. It was stated in Point 6 of the aforementioned correspondence that "[The onus is on the applicant/Environmental Assessment Practitioner ("EAP") to provide evidence that an area of less than 20ha of indigenous vegetation is to be cleared in order to render this activity [Activity 15 of Listing Notice 2] not applicable and thereby warrant a Basic Assessment process." Based on the information provided in the SR and the findings of the botanical specialist, it is requested that the EAP liaise with CapeNature in order to confirm the findings of the botanical specialist, and reconsider if the 20ha threshold of clearance of indigenous vegetation, the trigger relevant to Activity 15 of Listing Notice 2, remains applicable to this development or not. In the event that it is established that less than 20ha of indigenous vegetation will be cleared, a Scoping/EIA process is not required and a Basic Assessment application process must be followed in order to apply for environmental authorisation.</p>	<p>Noted.</p> <p>Agreed.</p> <p>A full scoping is to be applied. The legal definition of "indigenous vegetation" refers to vegetation consisting of indigenous plant species occurring naturally in an area, <u>regardless of the level of alien infestation</u> and where the topsoil has not been lawfully disturbed during the preceding ten years.</p> <p>Approximately 25.3 ha will be cleared.</p> <p>Cape Nature confirmed that a full scoping process must be followed.</p>
	<p>3.4. Minimal information has been provided with respect to associated infrastructure and services for the proposed development. In addition, particularly</p>	<p>Services engineering report will be included in the EIR.</p>

	<p>given the watercourse traversing the site and the surrounding topography, no mention is made with respect to underground service infrastructure or potential crossings of the watercourse.</p> <p>In addition, it is clear that storm water facilities, in the form of attenuation ponds, are proposed within the watercourse. Furthermore, the EAP is reminded to ensure that associated infrastructure forms a part of the development description and assessment, where appropriate, particularly as listed activities related to infrastructure components have been triggered by the proposed development.</p>	Noted.
	<p>3.5. It is requested that a Storm Water Management Plan is compiled during the environmental application process and appended to the Environmental Impact Assessment Report ("EIR"). Alternatively, management of storm water can be included in the engineering report to show it has been appropriately and sufficiently addressed within the design of the development.</p>	Storm Water Management Plan to be included in EIR.
	<p>3.6. You are reminded that the relevant service providers are to provide written confirmation of sufficient capacity to provide the necessary services for the proposed development specifically with respect to sewage and effluent disposal, waste management, storm water management, water and electricity supply.</p>	Municipality to provide in EIR phase.
	<p>3.7. It is essential that the mandated authorities responsible for both biodiversity and water resources, notably CapeNature and the Department of Water and Sanitation ("DWS"), or its delegated authority the Breede Gouritz Catchment Management Agency {"BGCMA"}, comment on the proposed development and the findings and recommendations of the specialist(s).</p>	BGCMA and CapeNature have both commented.
	<p>3.8. Comments from, but not limited to, the following relevant authorities must be obtained during the Public Participation Process ("PPP"):</p> <ul style="list-style-type: none"> • CapeNature; • BGCMA; • Department of Agriculture; • Department of Human Settlements; and • Swellendam Municipality (technical input required from the engineering, planning and environmental components). 	<p>Await comments from the following:</p> <ul style="list-style-type: none"> • Department of Agriculture • Department of Human Settlements
	<p>3.9. Confirmation must be provided on the applicability of Section 21 of the National Water Act, 1998 (Act No. 36 of 1998) in terms of a Water Use Licence ("WULA").</p>	Will be provided in EIR phase.

	<p>Please be advised that if required, proof of submission of such an application to the BGCMA, along with the WULA assessment information, must be provided to this Department with the EIR submitted for decision-making.</p>	
	<p>3.10. The second page of Appendix D refers to the placement of an advert in the "Swartland Gazette on the 28th June 2016" whereas the SR and first page of Appendix D state "Langeberg Bulletin on the 10th February 2017". Please amend accordingly.</p>	<p>Langeberg Bulletin on the 10th February 2017 is correct. Has been amended in PPP appendix.</p>
	<p>3.11. In accordance with the requirements of the EIA Regulations, 2014, a description is required of the process followed to reach the preferred alternative within the site, including detailed descriptions of all the alternatives considered. It is also evident that the proposed alternatives would be informed by the outcomes of the specialist assessments, which at this stage have not as yet been incorporated into the process. As the specialists and stakeholder engagement process will further inform the environmental application process, the Department takes cognisance of the fact that the development proposal may be amended and additional alternatives may be proposed through the Scoping process and into the EIA phase of the application.</p> <p>The Department advises that in terms of the EIA Regulations and NEMA, the investigation of alternatives is mandatory. All alternatives identified must therefore be investigated to determine if they are feasible and reasonable. In this regard it must be noted that the Department may grant authorisation for an alternative as if it has been applied for or may grant authorisation in respect of all or part of the activity applied for. Alternatives are not limited to activity alternatives, but include layout alternatives, design, operational and technology alternatives. Every EIA process must therefore identify and investigate alternatives, with feasible and reasonable alternatives to be comparatively assessed. Reasons must be provided why each of the alternatives considered during the process were either preferred or not preferred.</p> <p>Given the scale and nature of the proposed development, it is apparent that consideration can therefore be given to layout alternatives. Where no feasible and</p>	<p>Further alternatives have been included.</p>

	<p>reasonable alternatives are found to be viable, proof of the investigation undertaken and motivation indicating that no reasonable or feasible alternatives other than the preferred option and the no-go option exist must be provided to the Department. Please refer to the Department's Guideline on Alternatives available on the Department's website http://eadpwesterncape.kznsshf.gov.za/your-resource-library}. </p>	
	<p>3.12. In light of the fact that Activity 19 of GN No. R.327 is triggered and future maintenance work may be required within the watercourses/wetlands on site, the Department recommends that a Maintenance Management Plan ("MMP") forms a component of the EMPr to be incorporated into the Plan of Study for the Environmental Impact Assessment ("EIA") phase. Should the Department agree to the proposed MMP, future maintenance work specified within the MMP would not require an Environmental Authorisation prior to the undertaking thereof. Please be advised that the MMP relates to the aforementioned listed activity only.</p>	MMP to be included in EIR.
	<p>3.13. The following provisional comments have been provided by the Directorate: Development Management (Region 2) Regulatory Planning Advisory Service with respect to the proposed development and pre-application SR:</p> <p>3.13.1. The proposal for 961 residential erven on Site H is in line with the proposal made in the Swellendam Spatial Development Framework ("SSDF"), is inside the urban edge and is earmarked for high density residential development, with a minimum density of 35 units/ha.</p> <p>3.13.2. Site E, however, is located outside the urban edge. The site is identified as being Buffer 1. No motivation has been provided in the SR for the choice of site, despite the SSDF identifying several "New Development Areas" and "Densification Areas" inside the urban edge.</p> <p>3.13.3. The urgent need for "gap" housing for residents who do not qualify for housing subsidy has been acknowledged and the SSDF has specifically identified areas that are ideally suited for these types of projects and where gap housing can be integrated with developments for various other income groups.</p> <p>3.13.4. Therefore, the development of Site E raises concerns at this time due to its location outside of the urban edge and the lack of motivation to deviate from the relevant forward planning for the area or consideration of alternative sites within the urban edge of Swellendam.</p>	<p>Agreed.</p> <p>Site E has been removed from the application. The 2018 layout (preferred alternative) excludes site E.</p> <p>As above.</p>

	3.13.5. Page 18 of the SR makes reference to the Overberg/Cape Agulhas Spatial Development Framework as a policy for consideration, when reference should be made to the Swellendam Spatial Development Framework.	Amended in draft scoping.
	<p>3.14. In light of the above, concerns are therefore noted with respect to the need and desirability of the proposed development of Site E. This is as the proposal is not aligned with the applicable forward planning documents for the municipality. It is therefore requested that additional clarity is provided on the reasoning behind the selection of site E for development of GAP housing, as opposed to alternative sites earmarked for development elsewhere within Swellendam. The SR must reflect how the strategic context of the site in relation to the broader surrounding area has been considered in addressing need and desirability. Please refer to the Department's Guideline on Need and Desirability (March 2013).</p> <p>3.15. Please note that omission of any required information in terms of Appendix 2 of GN R. 326 with regards to the submission to the Department of Scoping Report may result in the application for environmental authorisation being refused.</p>	Site E no longer included in the application.
DEADP WASTE – 24 May 2017	2.1 Waste material generated during the construction of the housing project may only be disposed of at a licensed waste disposal facility. Skips can be placed at the Facility for temporary storage of this waste.	Stated in EMP.
	2.2 Waste minimisation should be implemented during both the construction and operational phases of the project such as the avoidance, reduction, re-use and recycling of waste, before considering the disposal of such waste.	Stated in EMP.
	2.3 A letter of confirmation from the municipality stating that they have sufficient capacity to dispose of the waste generated by the new development, must be obtained.	Municipality to provide in EIR phase.
	2.4 Waste which is temporarily stored at the Facility may not be stored for a period longer than 90 (ninety) days. Please adhere to the 'National Norms and Standards for the Storage of Waste' in terms of Government Notice No. 926 of 29 November 2013, if the volumes of waste stored exceeds 80m ³ for hazardous waste and/or 100m ³ for general waste.	Not applicable. Temporary storage of waste only.
Overberg District municipality –	This Department will support the Site H alternative as this site has the least ecological conservation value. The housing development should be restricted within the boundaries of the cultivated land as proposed in the Ecological Baseline	Noted.

31 May 2017	Assessment.	
	Continuous alien vegetation clearing should take place on the Erf in order to limit fire risk and further loss of areas with a conservation value.	Stated in EMP.
	Confirmation should be obtained from the Swellendam Municipality if their municipal services such as the waste water treatment works do have sufficient capacity to accommodate this housing development. Support for this application will only be given based on sufficient and effective service provision that will not contribute to any further negative impact on the receiving environment.	Municipality to confirm in EIR phase.
Application		
	<p><u>Specialist input/ assessment required</u> Please ensure that all specialist reports contain all the information specified in Appendix 6 of the EIA Regulations, 2014 (as amended). Please note that the specialist report(s) and input must be appended to the EIA Report ("EIR").</p> <p><u>Water Use Licence Application</u> Sections 5.2 and 5.4 indicate that a Water Use Licence Application ("WULA") in terms of the National Water Act, 1998 (Act No. 36 of 1998) ("NWA") is required and will be submitted to the Department of Water and Sanitation ("DWS"). In terms of the Agreement for the One Environmental System (section 50A of the National Environmental Management Act (Act No. 107 of 1998) ("NEMA") and sections 41 (5) and 63A of the NWA) the processes for a Water Use Licence Authorisation and for an EIA must be aligned and integrated with respect to the fixed and synchronised timeframes, as prescribed in the EIA Regulations, 2014 (as amended), as well as the 2017 WULA Regulations.</p> <p>Please note that in line with the requirements of Regulation 26(d) (ii) and Appendix 1 (3) (q) of GN No. 326 of the EIA Regulations, 2014 (as amended), the Department requires the inclusion of a start and completion date where operational aspects are not covered in the listed activities applied for as part of the environmental authorisation. In other words, in addition to the period for which the environmental authorisation is required (i.e. the date by when the listed activity/ies will be commenced with), an indication of the date on which the activity will be concluded must also be supplied. In the event listed activities relating to both development and</p>	<p>Noted.</p> <p>Noted. Phase 1 e-Wuula to be submitted and proof of such will be submitted with the Draft EIR.</p>

	<p>operational activities are triggered, please indicate separately the appropriate timeframes relevant to the listed activities where no operational aspects apply only.</p> <p>A register of I&APs must be opened and maintained. The register must also be submitted to the Department. The EAP must record and respond to all comments received. The comments and responses must be captured in a Comments and Responses Report and must also include a description of the public participation process followed. This report must also be included in the public participation information attached to the Scoping Report and EIA Report to be submitted for decision.</p> <p>Regulation 21 of GN No. 326 of 7 April 2017, the Department hereby stipulates that the Scoping Report must be submitted to this Department for decision within 44 days from the date of receipt of the application by the Department, calculated from 14 June 2018.</p>	<p>It has and is included in this document. The register was submitted to the Department in the draft scoping phase. And the final scoping phase. See this document.</p> <p>Noted. Starting date is June 14, 2018 so that means that 44 days later would be July 28, 2018.</p>
DRAFT SCOPING		
DEADP_DM - 10 July 2018	<p>3.2 It is noted that off-site infrastructure upgrades have been included in the project description, however, very limited information has been provided with respect to the required associated infrastructure and services for the proposed development, as well as the proposed upgrade of attenuation dams 4 and 5 within the watercourse to the north west of the site. The draft SR and Plan of Study refers to the inclusion of an engineering report in the Environmental Impact Assessment ("EIA") phase of the application. However, the associated infrastructure and proposed upgrades relate specifically to the listed activities and therefore must be described in detail and potential impacts identified for assessment in the EIA phase of the application. The EAP is reminded to ensure that associated infrastructure forms a part of the development description and assessment.</p>	<p>More information is provided with regard to the off-site infrastructure upgrades on 3 and 11 of the final scoping report. Executive summary and section 1.1 project description have been updated to be more detailed.</p> <p>Appendix B includes map of the water and sewer upgrades proposed.</p> <p>Potential impacts for off-site infrastructure upgrades are listed on page 35 and are limited to the construction phase. These include for example but not limited to:</p> <ul style="list-style-type: none"> • Soil disturbances will occur • Increased erosion risk due • Impacts on freshwater fauna and flora

		<ul style="list-style-type: none"> • Potential impacts on water quality
	<p>3.3 In addition to the above, based on the maps contained in Appendix E, it is evident that the proposed upgraded attenuation dams 4 and 5 are not located on the site that is the subject of this environmental application, namely the remaining extent of Erf no. 1. As the proposed works will likely trigger listed activities in terms of the EIA Regulations, 2014 (as amended), specifically Activity 19 of Listing Notice I, it is required that the property details (including erf numbers, SG codes and coordinates) are included in the application and reports. These sites must also be described in the SR.</p>	<p>Dam 5 is on the same erf as the housing development (on RE/1). Dam 5 is located at 34° 1'41.42"S and 20°26'45.03"E. However, Dam 4 is on erf 1698 and re/157. 34° 1'45.43"S 20°26'49.18"E. Section 2.1 on page 19 has been amended to include the above.</p> <p>An amended application will be submitted.</p>
	<p>3.4 In accordance with the requirements of the EIA Regulations, 2014 (as amended), a description is required of the process followed to reach the preferred alternative within the site, including detailed descriptions of all the alternatives considered. The pre-application Scoping Report and 28 August 2017 Layout, referred to in Section 4.3 of the draft SR and Appendix B, shows the inclusion of GAP housing on a portion of the property located separately and to the west of the bulk of the development (Site E). Although Section 4.1 of the draft SR refers to a 20ha site as Site E that has been considered, there is no further explanation on why the first layout is no longer preferred, especially as it is evident that the additional GAP housing only equated to approximately 1.78ha of the development footprint (and not the entire site identified as 20ha). It is therefore required that the Scoping Report contain reasons why this alternative layout is no longer the preferred development proposal and that the process of reaching the two layout alternatives is elaborated upon.</p>	<p>Section 4.3 indicates that LA 1 is not preferred as Site E is located outside the urban edge. Refer to comments from this directorate above.</p>
	<p>3.5 It is reiterated that the proposed alternatives, including those for associated infrastructure, would be informed by the outcomes of the specialist assessments, which at this stage have not as yet been incorporated into the process. As the specialists and stakeholder engagement process will further inform the environmental application process, the Department takes cognisance of the fact that the development proposal may be amended and additional alternatives may be proposed through the Scoping process and into the EIA phase of the application.</p>	<p>Noted.</p>
	<p>3.6 The Department supports the undertaking of the specialist studies identified in the Plan of Study, notably the Freshwater Impact Assessment and Botanical Assessment. In line with CapeNature's comment, dated 12 June 2017, it is required that these assessments are undertaken by appropriately qualified independent</p>	<p>A Freshwater Impact Assessment including a risk matrix (as required by WULA) will be conducted.</p> <p>The additional Botanical Assessment will be</p>

	specialists.	conducted by Nick Helme.
	3.7 The SR notes a Water Use Licence Application ("WULA") will be made in terms of the National Water Act, 1998 (Act No. 36 of 1998). Please ensure, as per the One Environmental System (section 50A of the NEMA and sections 41 (5) and 163A of the NWA) that the processes for a WULA and the EIA are aligned and integrated, as prescribed in the EIA Regulations, 2014 (as amended), as well as the 2017 WULA Regulations.	Please note that WULAs now have to be submitted on e-Wuulas. To be submitted asap.
	3.8.1 The current proposal for the housing development on preferred Site H is in line with proposal made in the Swellendam Spatial Development Framework ("SSDF") (as re-adopted by Council on 30 May 2017), is located inside the urban edge and is earmarked for high density residential development, with a minimum density of 35 units/ha.	Noted.
	3.8.2 In terms of the draft SR, the 25.3ha site has been completely transformed, presumably by previous cultivation activities that took place on the site. The exact date of when the area was ploughed and cultivated is currently unknown, but will need to be established.	Exact dates unknown and we have not been able to establish this. The municipality has been unable to indicate when it was ploughed. Arial Photography indicates that that land would have been ploughed prior to 2006.
	3.8.3 Should the land prove to have been cultivated in the 10-year period immediately preceding the proposed land development, a land development application to this Department in terms of section 53 of the Land Use Planning Act (Act No. 3 of 2014) will be required.	Not applicable. Not ploughed between 2006 to current as evidenced in Arial photography.
	3.9 Please note that the draft SR did not contain any figures or maps, as referred to in the text of the report. In addition, please be advised that although the Comments and Response Report included the Directorate: Development Management's comment on the pre-application SR, a copy of the comment was not included in Appendix D.	The only reference to "figures" was reference to figure 5, which has been removed. The only reference to maps is map 1 which can be found on page 20 of 45.
	3.10 Please note that omission of any required information in terms of Appendix 2 of GN No. 326 with regards to the submission to the Department of the Scoping Report may result in the application for environmental authorisation being refused.	Noted.
DEADP WASTE – 26 June 2018	3. The Department supports the preferred alternative (Alternative H), as the proposed development in this area would have minimal environmental impact.	Noted.
Overberg District	This department hereby request detail impact reports on bulk services Page 23 Basic Services:	<u>DRINKING WATER PLANT CAPACITY</u> Swellendam receives raw water from the Klip

municipality – 05 July 2018	<ul style="list-style-type: none"> • drinking water plant capacity • sewerage purification plant capacity • landfill site capacity 	<p>River via the Grootkloof Dams. In accordance with the Comprehensive Bulk Infrastructure Master Plan (BIMP) the average yields available from the Klip River are sufficient to provide in Swellendam's bulk water needs until well past 2035 (Considering a 1:20 year draught factor.). Afri-Coast Consulting Engineers prepared a Technical Report, as support to a MIG Application for the Extension and Upgrading of the Swellendam Water Treatment Works, in 2012. The WTW capacity required up to 2030 is 10,596 Kℓ/day. Afri-Coast Consulting Engineers completed Phase 1 of the required upgrading, at a growth rate of 2%, to ensure sufficient capacity in Swellendam's current up to 2030 demands.</p> <p><u>SEWERAGE PURIFICATION PLANT CAPACITY</u></p> <p>The new Waste Water Treatment Works was completed in 2015 and consists over a treatment capacity of 4 Mℓ/day. The WWTW allows for a growth rate of 2% per annum and will supply sufficient treatment capacity till 2035. The new WWTW consist of an activated sludge plant which produces effluent that complies with the General Limit required in terms of the National Water Act. Sufficient treatment capacity exists within the existing WWTW for the proposed development.</p> <p><u>LANDFILL SITE CAPACITY</u></p> <p>There is sufficient capacity in the waste collection process and at the waste disposal dump site that will ensure that this service will be available to all members of the community in the proposed housing development.</p>
DEADP P & CM	The Directorate: Pollution & Chemicals Management (D: PCM) hereby acknowledges	Noted.

– 11 July 2018	receipt of the Draft Scoping Report. The directorate has reviewed the application and will reserve its comments during the Basic Assessment phase of the application.	
Overberg District municipality – 11 July 2018	<p>This Department support the proposed location for the housing development as this location has a low conservation value due to the previous land-use. It is also commended that the preferred layout will also exclude the adjacent portion of land which have been identified as a "botanically sensitive area" that consist of Swellendam Silcrete Fynbos which is an endangered ecosystem.</p> <p>An adequate buffer should be established and maintained to protect this botanically sensitive area from impacts relating to the construction and operational phase of this proposed development.</p> <p>With reference to this Departments comments submitted on 31 May 2017, it is noted that the request for the Swellendam Municipality to confirm their municipal services infrastructure's capacity has not been addressed sufficiently in this Scoping Report.</p> <p>With reference to the section - Socio Economic Elements: Basic Services: - Refuse Removal: Mention is made that the Bontebok landfill site can be extended. To increase landfill capacity once the current dumping site reached full capacity requires a substantial capital expense. The Swellendam Municipality's 2018/19 IDP review states in section 2.4.5 that: "The landfill site management in accordance of the legislative framework require much more funding and other enabling resources that falls outside the municipal financial ability."</p>	<p>Noted.</p> <p>Noted. This will be further explored in the EIR phase and will be dealt with in the EMPr.</p> <p>A letter from the municipality has been provided in Appendix G in the final Scoping Report. A full services report will be included in the EIR.</p> <p>A letter from the municipality has been provided in Appendix G in the final Scoping Report.</p> <p><i>"There is sufficient capacity in the waste collection process and at the waste disposal dump site that will ensure that this service will be available to all members of the community in the proposed housing development."</i></p>

	<p>- Sanitation: It is noted that the Swellendam waste water treatment plant is in the process of being upgraded to accommodate for lost capacity, due to the closure of one waste water treatment facility, and to make provision for future growth. Currently the waste water treatment plant is already overloaded beyond the designed capacity and the water quality no longer comply with the prescribed standards - Swellendam Municipality 2018/19 IDP review.</p>	<p>The Klipperivier Waste Water Treatment Works has sufficient capacity to accept the additional sewerage that will come from the housing development. The Waste Water Treatment Works last upgrading was completed in 2015 and consists over a residential treatment capacity of 4 Ml/day.</p> <p>A letter from the municipality has been provided in Appendix G in the final Scoping Report. <i>"We confirm that the existing Treatment Plant has sufficient capacity to accommodate the sewage disposal from the proposed development, the design and construction of the bulk link services will form part of the housing development and must make adequate capacity available for the planned development in Railton."</i></p>
	<p>The lack of current capacity in terms of the municipal services infrastructure and financial limitations to rectify the situation is a cause for concern considering the impact that this housing development (950 residential erven) could have on these services and receiving environment.</p>	<p>A letter from the municipality has been provided in Appendix G in the final Scoping Report. A full services report will be included in the EIR.</p>
Swellendam Local Municipality	<p>Confirmation of services letter dated 21 June 2018 – attached as appendix G.</p>	<p>Noted and incorporated.</p>
BGCMA	<p>The Draft Scoping Report dated 14 June 2018 with DEA&OP reference no: 16/3/3/6/7/1/E3/10/1022/17. BGCMA letter dated 13 December 2016 and 17 May 2017 submitted on behalf of Swellendam Local Municipality by Eco Impact Legal Consulting (Pty) Ltd has reference.</p> <p>The Breede- Gouritz Catchment Management Agency (BGCMA) has reviewed the information provided to the BGCMA. The BGCMA supports the proposed development with the following conditions:</p>	<p>A water use licence application has been submitted on e-wuulas (see proof in Appendix H).</p>

	<p>1. The proposed development constitute Water Use Licence in term of Section 21 water use activities of the National Water Act, no.36 of 1998 for the following water uses and must be lodged at this office:</p> <ul style="list-style-type: none"> • Upgrades to attenuation of Dam 4 & 5- triggers water use authorisation in terms Section 21 (b) of the National. Water Act, 1998 (Act 36 of NWA, 1998); • Due to the location of the proposed upgrades of dams within non perennial drainage line, a water use authorization is therefore required for the activities; • The applicant must investigate whether the sewage infrastructure will passes any water resource. Should it cross water resource water use authorisation will also be required for this activity; • Road crosses water resource- triggers water use authorisation Section 21 (c) & (i) of the National Water Act, 1998 (Act 36 Of NWA, 1998) <p>2. Assessment of any water use activity which might have negative impact on the water resource must be done;</p> <p>3. Copy of Environmental Authorisation in support of proposed development must be submitted to this office; and</p> <p>4. Support of the proposed development depends also on public participation positive comments.</p> <p>There is now an online application of water use authorization and the link is http://1164.151.129.107/ewulaasprod/ and then go to Applicant-Register on the site. Please register as an applicant, once you register you will be provided with the password, then apply and upload supporting document</p> <p>Please be advised that no activities may commence without the appropriate approvals/authorizations where needed from the responsible authority. The onus remains with the registered property owner to confirm adherence to any relevant legislation that such activities might trigger and/or need authorization for.</p>	<p>We applied for section 21 b, c and I as per the comments received from BGCMA.</p>
Cape Nature	<p>CapeNature's comments on the pre-application scoping report (12 June 2017) remain relevant for this round of public participation. In particular, the request for an independent botanical specialist study.</p>	<p>To be included in EIR.</p> <p>It is apparent that this area has not been ground-truthed as this site is degraded. In any event the independent botanical assessment will be</p>

	<p>According to the Western Cape Biodiversity Spatial Plan (2017), the proposed road in the north-western section of Site H will intersect with a fragment of Critical Biodiversity Area in good condition (CBA1) that is associated with the non-perennial watercourse. The remainder of this watercourse is classified as an Ecological Support Area with restoration potential (ESA2); it is within this watercourse that four attenuation dams are proposed. Given that the watercourse will be adversely impacted upon by the development, CapeNature suggests that a freshwater ecology specialist is consulted for input.</p> <p>Several upgrades are required for basic service delivery. CapeNature requests that the applications for these upgrades are submitted to CapeNature for comment.</p>	<p>provided in the EIR.</p> <p>Agreed.</p> <p>Attenuation dams are existing. Dam 4 and 5 will be upgraded.</p> <p>A freshwater impact assessment will be included in the EIR s this along with the DWS Risk Assessment is required for the water use licence process.</p> <p>Details of service upgrades are included in the final scoping and will be detailed in the EIR.</p>
Department of Agriculture	NO COMMENT RECIEVED TO DATE	
Department of Human Settlements	NO COMMENT RECIEVED TO DATE	
FINAL SCOPING		
	<ol style="list-style-type: none"> 1. The final Scoping Report dated July 2018, received by this Department on 20 July 2018, and the Department's correspondence dated 30 July 2018, refer. 2. This letter serves to inform you that the abovementioned document has been accepted by the Department. 3. You are hereby advised that the Environmental Impact Assessment ("EIA") Report must contain all information set out in Appendix 3 of the EIA Regulations, 2014, and must also include the information requested in this letter. Omission of any of the said information may result in the application for Environmental Authorisation being refused. 4. An Environmental Management Programme ("EMPr") that contains all information set out in Appendix 4 of the EIA Regulations, 2014, must be compiled that addresses the potential environmental impacts of the activity on the environment throughout the project life cycle, i.e. the EMPr must address impacts in respect of the planning and design, pre-construction and construction activities, operation of the activity, rehabilitation of the environment and closure/decommissioning (if applicable). The Department would like to advise that in 	Noted.

	<p>compiling the EMPr the Department's Guideline for Environmental Management Programmes (available from the Department's website (http://www.westerncape.gov.za/eng/your_gov/406/services/11537110199) must be taken into account.</p> <p>5. Note that the specialist reports must be appended to the EIA Report. Please ensure that these specialist reports contain all information specified in Appendix 6 of the EIA Regulations, 2014.</p> <p>6. In addition to the above, the Environmental Assessment Practitioner ("EAP") must submit a minimum of two copies of the draft EIA Report and EMPr to the Department for a 30-day comment period. The draft EIA Report and EMPr must also be made available to all relevant State Departments/Organs of State that administer laws relating to a matter affecting the environment, for a 30-day comment period. The EAP must notify the Department in writing of the date the draft EIA Report and EMPr was submitted to the relevant State Departments/Organs of State and clearly indicate whether or not such State Departments/Organs of State were notified of the 30-day comment period in terms of Section 240 of NEMA. It is imperative that State Departments/Organs of State are in possession of the draft Reports when the EAP issues them with the notice in terms of Section 240 of NEMA. Please note that the EAP is responsible for such consultation.</p> <p>Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments/Organs of State in terms of Section 240(2) and (3) of NEMA in the draft EIA Report, where appropriate.</p> <p>7. The practitioner must record and respond to all comments received. The comments and responses must be captured in a Comments and Responses Report and must also include a description of the public participation process followed. This report must also be included in the public participation information to be attached to the EIA report submitted for a decision.</p> <p>8. Please ensure that comments from all the relevant Organs of State, including any comments from the Department, are submitted with the EIA Report.</p> <p>9. You must now proceed with the EIA process in accordance with the tasks outlined in the plan of study for the EIA.</p> <p>10. The Department awaits the submission of the EIA Report as prescribed by the EIA Regulations, 2014. In accordance with Regulation 23(1) of the EIA Regulations,</p>	
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	<p>2014, the EIA Report and EMPr must be submitted to this Department for decision within a period of 106 days from the date of this letter. If, however, significant changes have been made or significant new information has been added to the EIA Report, the applicant/EAP must notify the Department that an additional 50 days (i.e. 156 days from the date of the acceptance of the Scoping Report by the Department) would be required for the submission of the EIA Report. The additional 50 days must include a minimum 30-day commenting period to allow registered I&APs to comment on the revised report and/or additional information.</p> <p>11. If the EIA Report and EMPr are not submitted within the prescribed timeframe, the application will lapse in terms of Regulation 45 of the EIA Regulations, 2014, and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated. A new Application Form would have to be submitted and the prescribed application fee would have to be paid again.</p> <p>12. Please note that two printed copies as well as two electronic copies (saved on CD/DVD) of the final EIA Report and EMPr must be submitted to the Department for decision.</p>	<p>106 days from Aug 31, 2018 is 15 DECEMBER 2018. The final will be submitted prior to 15 December 2018.</p> <p>Not an extension has been granted.</p>
Comments on the DRAFT EIR		
ODM	<p>The Environmental Management Services Department of the Overberg District Municipality take cognisance of the draft Environmental Impact Assessment. This Department has no objection in terms of the site location and preferred layout of the proposed housing development.</p> <p>With reference to previous correspondence (31 May 2017 and 11 July 2018) the main concern remains the impact the proposed development will have on the existing service delivery infrastructure. The letter from Swellendam Municipality, dated 21 June 2018, confirming infrastructure capacity is noted.</p>	Noted.
BGCMA	<p>BGCMA would like to acknowledge receipt of a Water Use Licence Application (WULA) for the proposed development as reflected in the acknowledgement letter of 18 July 2018 which was generated by the ewulaas. It is therefore, during this process of WULA evaluation that all water resources related issues would be comprehensively addressed.</p> <p>NOTE: For any further communication, it is of paramount importance to reflect both</p>	<p>Noted and agreed.</p> <p>Noted.</p>

	<p>the WULA's file number and reference number when referring to the submitted WULA.</p> <p><u>General</u></p> <ul style="list-style-type: none"> • No water must be taken from a water resource for any purpose without authorisation from the National Water Act, 1998 (Act 36 of 1998). • No waste or water containing waste may be disposed without authorisation from the National Water Act, 1998 (Act 36 of 1998) and National Environmental Management: Waste Act, 2008 (Act 59 of 2008). • All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to. • No pollution of surface water or groundwater resources may occur. • Stormwater management must be addressed both in terms of flooding, erosion and pollution potential. • No stormwater runoff from any premises containing waste, or water containing waste emanating from industrial activities and premises may be discharged into a water resource. Polluted stormwater must be contained. <p>Please be advised that no activities may commence without the appropriate approvals/authorisations where needed from the responsible authority. The onus remains with the registered property owner to confirm adherence to any relevant legislation that such activities might trigger and/or need authorisation for. The Department of Water and Sanitation (DWS) has issued notice no 131 of 2017 regulations that require the taking of water for irrigation purposes be measured, recorded and reported.</p>	<p>Stated in EMPr.</p>
DEADP: Pollution and Chemicals	<p>2.1 The D: PCM notes the fact that, currently, the Swellendam Waste Water Treatment Works (WWTW) does not have sufficient capacity to accommodate sewage flows from the proposed development.</p> <p>2.2 With the current capacity shortfall at the Stanford WWTW, the D: PCM does not support the commencement of construction work for the development until such time that the Swellendam WWTW has been fully upgraded to accommodate the sewage load from the proposed development.</p>	<p>Incorrect. As per the letter from the municipality and as per the engineering services report <i>"The new Waste Water Treatment Works was completed in 2015 and consists over a treatment capacity of 4 Mℓ/day. The WWTW allows for a growth rate of 2% per annum and will supply sufficient treatment capacity till 2035. The new WWTW consist of an activated sludge plant which</i></p>

		<i>produces effluent that complies with the General Limit required in terms of the National Water Act. Sufficient treatment capacity exists within the existing WWTW for the proposed development."</i>
DEADP WM	<p>The Sub-Directorate: Waste Management Planning appreciates that the previous comments have been taken into consideration, however the applicant must ensure that waste which is temporarily stored at the facility, may not be stored for a period longer than 90 (ninety) at the facility referred to our letter dated 25 May 2018, has not been addressed.</p> <p>The applicant is required to adhere to the "National Norms and Standards for the Storage of Was" in terms of Government Notice No. 926 of 29 November 2013, if the volumes of waste stored exceeds 80m3 for hazardous waste and/or 100m3 for general waste.</p>	The norms and standards are not applicable to waste which is stored for less than 90 days. This was conformed by DEADP WM in email correspondence following receipt of this comment.
DEADP DM	<p>3.1. Comments from, but not limited to, the following relevant authorities must be obtained during the Public Participation Process ("PPP"):</p> <ul style="list-style-type: none"> • Department of Agriculture; • Breede Gouritz Catchment Management Agency ("BGCMA"); • CapeNature; • Overberg District Municipality; and • Swellendam Municipality: Environmental and Planning Section 	<p>No comments from agriculture to date.</p> <p>Second request for comment with this report.</p>
	3.2. Please note that the descriptions of the listed activities contained in Table 2 (pages 21 to 23) are not the latest versions of the listed activities. Please ensure the listed activities included in the EIR reflect the amendments promulgated for the Environmental Impact Assessment Regulations and Listing Notices 1, 2 and 3 on 7 April 2017.	<p>Amended as requested.</p> <ul style="list-style-type: none"> • 1=9, 10, 12, 19, 24, • 2=15 • 3=4,18
	3.3. Based on the additional information relating to service infrastructure associated with the proposed development, it is noted that the proposed bulk water and sewer reticulation pipelines do not exceed the thresholds applicable to Activities 9 and 10 of Listing Notice 1. Furthermore, it is evident that some upgrades to the existing water and sewer networks will be undertaken within the urban area to the south and west of the site, and therefore fall within the exclusionary provision of these listed activities. Therefore, Activities 9 and 10 of Listing Notice 1 are not considered	Noted.

	to be triggered by the proposed development.	
	<p>3.4. Further to the above, however, it is noted that infrastructure connecting to the new development site will extend beyond the urban area and will necessitate crossing the drainage channel to the west of the site. On this basis, Activity 12 of Listing Notice 1 will be triggered by the construction and installation of the new road and pipelines on the western edge of the site, where the structures and infrastructure will result in a development footprint of 100m² or more within 32m of the watercourse.</p>	Activity 12 of listing notice 1 has been applied for.
	<p>3.5. The Plan of Study for the EIA phase of the environmental application, accepted by the Department on 31 August 2018, stated a "second assessment by a 3rd party specialist" with respect to the undertaking of a Botanical Assessment. Based on the documentation submitted with the draft EIR, the Ecological Baseline Assessment, dated May 2018, as previously included with the Scoping phase of the application, has been supplemented by an initial "Botanical Baseline Assessment of five potential housing sites in Swellendam", compiled by Nick Helme Botanical Surveys and dated 29 November 2017, which predates the revised ecological baseline assessment.</p> <p>It is evident that this "assessment" is similarly a relatively high-level screening assessment of the housing sites initially proposed by the applicant. It does not assess in detail the preferred site, identify potential impacts or recommend mitigation measures. The preferred site, and subject of the current application, is described in a single paragraph on page 10 of the report.</p> <p>This specialist report, therefore, does not adequately meet the requirements of a botanical assessment for the EIA phase of the environmental application, as outlined in Appendix 6 of the EIA Regulations, 2014, or as implied by the Plan of Study submitted to the Department with the final Scoping Report, or in the responses provided to the Competent Authority and commenting authorities in the Comments and Response Report (included in Appendix D of the draft EIR).</p> <p>The third bullet point on page 14 of the report states that "Areas H and I present no significant botanical constraints to the proposed development, and these areas thus present the best opportunities for the expansion of housing in the study area, along</p>	<p>The 3rd party report by Nik Helm does not pre-date the EBA by Eco Impact. The EBA by Eco Impact was included in the PRE-APPLICATION scoping report and was dated October 2015. The EBA was only updated in 2018 in line with new spatial planning tools.</p> <p>Noted. Nick Helm has done a subsequent additional assessment.</p> <p>The Eco Impact EBA plus Nick helms Report and additional Report together should meet the requirements.</p> <p>Cape Natures comment in included below.</p>

	<p>the low sensitivity portion of Area B." This, coupled with the conclusion of the ecological baseline assessment, indicates that the potential impact of the proposed development on the receiving environment from a botanical perspective may be low. However, it is requested that CapeNature provide comment on the adequacy of the botanical input received to date and the findings and recommendations of the specialist input included with the EIR.</p>	
	<p>3.6. It is noted that the Freshwater Ecological Impact Assessment (dated 23 September 2018) was compiled by Eco Impact Legal Consulting (Pty) Ltd. Please be advised that as previously indicated a Freshwater Impact Assessment must be conducted by an appropriately qualified independent specialist with the relevant expertise.</p> <p>Please note that a Freshwater Ecological Impact Assessment compiled by an appropriately qualified independent specialist, or an independent external review of the existing Freshwater Ecological Impact Assessment, conducted by an appropriately qualified independent specialist, must be undertaken and included in a revised EIR. This revised EIR must be made available to registered interested and affected parties and commenting authorities for a 30-day commenting period.</p>	<ul style="list-style-type: none"> • The Freshwater Ecological Impact Assessment (dated 23 September 2018) was compiled by Eco Impact Legal Consulting (Pty) Ltd • Review by Stephen van Staden of SAS dated 07 December 2018. • Revised Freshwater Ecological Impact Assessment by Eco Impact dated 11 December 2018. • Freshwater Resource Verification for The Proposed Swellendam Housing and Bulk Sewer and Water Pipelines, Western Cape by SAS dated January 2019. <p>This is the REVISED DRAFT EIR for comment.</p>
	<p>3.7. Please ensure all mitigation measures proposed by the specialists are included in the EIR and the Environmental Management Programme ("EMPr"), where relevant. This is with particular reference to watercourse related management and mitigation measures during the construction phase.</p>	<p>All mitigation measures proposed by the specialists are included in the EIR and the Environmental Management Programme.</p>
	<p>3.8. Appendix FI contains a Maintenance Management Plan ("MMP"), inclusive of method statements. However, although it is accepted that "Activity C" (page 21) and "Activity D" (page 22), which relate to erosion protection and removal of sediment, will be largely similar in terms of actions, it is queried whether these method statements should be identical. It is recommended that the method statements are reviewed and tailored to the specific actions.</p>	<p>MMP method statements amended.</p>

	3.9. You are reminded to include all correspondence with the BGCMA in the final EIR submitted to the Department for decision-making, including where this correspondence relates to the Water Use Licence Application that is currently underway.	Noted. Appendix H has been updated with such correspondence.
	<p>3.10. The applicant/Environmental Assessment Practitioner ("EAP") is reminded to include the following PPP information, in terms of the EIA Regulations, 2014 (as amended), in the EIR for decision-making:</p> <p>3.10.1 . Details of the public participation process undertaken in terms of regulation 41 of these Regulations, including copies of the supporting documents and inputs; and</p> <p>3.10.2. A summary of the issues raised by Interested and Affected Parties ("I&APs"), and an indication of the manner in which the issues were incorporated, or the reasons for not including them.</p>	<p>Updated EIR with summary of comments.</p> <p>Refer to section 4 of the EIR.</p>
	3.11 . Please note that omission of any required information in terms of Appendices 3 and 4 of the EIA Regulations, 2014, with regards to the submission to the Department of the EIR may result in the application for environmental authorisation being refused.	Noted.
Cape Nature	The impact table provided in the main report states that the residual impact of the development on the loss of indigenous vegetation is medium after mitigation.	<p>The EAP did their own impact tables based on information in the specialist studies but using specified methodology. Reasons for difference in impact tables in EBA, BBA and EIR include:</p> <ul style="list-style-type: none"> • EBA grouped construction and operational. • Impact assessed in EBA was Impact of proposed development activities on surrounding indigenous vegetation areas. • Impact in BBA assessed was habitat fragmentation and loss of current ecological connectivity across site; loss of ESA. No methodology was provided. • Impact assessed (for construction phase) in EIR was Loss of indigenous vegetation areas

	<p>However, the botanical baseline assessment did not assess Site H in detail nor was a detailed impact table provided.</p> <p>Additionally, this impact significance differs from that mentioned in the ecological baseline study (updated May 2018).</p> <p>CapeNature requires clarification on the source of this impact significance.</p> <p>Furthermore, CapeNature requests clarification on the link between the botanical baseline study and the ecological baseline study,</p> <p>and how these two reports were integrated into the main report.</p> <p>The botanical baseline assessment was compiled in November 2017, but was omitted from the Draft Scoping Report in July 2018, and only included in the current Draft EIR.</p> <p>CapeNature requests that the botanical specialist provide further assessment of Site</p>	<p>as part of ESAs.</p> <p>Nick Helm has provided a second report including an impact table.</p> <ul style="list-style-type: none"> • Significance before mitigation-Low negative • Significance after mitigation-Low negative <p>As above.</p> <p>EBA</p> <ul style="list-style-type: none"> • Significance before mitigation-High negative • Significance after mitigation-Low negative <p>EIR</p> <ul style="list-style-type: none"> • Significance before mitigation-High negative • Significance after mitigation-Medium negative <p>As above.</p> <p>There is no link between the botanical baseline study and the ecological baseline study. These studies were conducted independently.</p> <p>The EAP used the information in both reports but conducted their own impact assessment based on the methodology in the EIR.</p> <p>DEADP have indicated no specialist studies should be included in the scoping phase.</p> <p>Nick Helm has provided an additional report with</p>
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	<p>H and a detailed impact table thereof. CapeNature also requests clarification of the reasons for omitting the botanical baseline report from the Draft Scoping Report.</p> <p>The botanical specialist reported that some areas mapped as ESA and CBA2 were pristine and should have been rather categorised as CBA1. However, note that the ESA and CBA categorisations themselves cannot be ground-truthed by botanical specialists. Rather, botanical specialists may ground-truth the parameters of the modelling algorithm. A verification protocol and submission form may be obtained from http://bgis.sanbi.org/Projects/Detail/194 should the specialist wish to submit ground-truthed parameters.</p> <p>CapeNature supports the request from the Department of Environmental Affairs and Development Planning (reference: 16/3/3/2/E3/10/1036/18) that an independent freshwater specialist undertakes the freshwater specialist study, or at the least, an independent freshwater specialist vets the current freshwater report.</p> <p>In conclusion, CapeNature requests further botanical detail on Site H, and input from an independent freshwater specialist</p>	<p>impact table. As above.</p> <p>Noted.</p> <p>An independent freshwater specialist has done a peer review and verification assessment.</p> <p>Additional report by Nick Helm and Additional reports by SAS.</p>
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REFERENCE: 16/3/3/6/7/2/E3/10/1022/17

ENQUIRIES: Ms. Arabel McClelland

DATE: 2017-02-01

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100

Fax: (028) 514 2694

Dear Sir

**ACKNOWLEDGEMENT OF RECEIPT OF THE NOTICE OF INTENT FOR THE PROPOSED
SWELLENDAM HOUSING PROJECT ON THE REMAINDER OF ERF NO. 1, SWELLENDAM**

1. The abovementioned correspondence, dated 26 January 2017, received by the Department on the same day, refers.
2. This letter serves to acknowledge that the Department has received the aforementioned correspondence.
3. Following review of the information submitted to this Department, we note the following:
 - 3.1. The proposal entails the development of a subsidised housing project, comprising of 961 residential, 86 GAP residential, two business, three mixed use and twelve public open space erven. Associated infrastructure, including internal roads, service infrastructure and attenuation dams, will also be constructed.
 - 3.2. The total area to be developed is approximately 27.08ha.
 - 3.3. The proposed development will be located on the remainder of Erf No. 1, on the eastern edge of Swellendam.
 - 3.4. Two sites have been proposed, namely a small hill south east of the primary school adjacent to Aster Avenue (site H) and an undulating area between the railway line and Reisiebaan Street in Swellendam South (site E).
 - 3.5. Currently the subject portions of the property are largely transformed and vacant.
 - 3.6. The property is currently zoned "Undetermined".
 - 3.7. According to SANBI's BGIS, the sites contain mapped watercourses and Critical Biodiversity Areas.

- 3.8. The vegetation type present on site is categorised as Swellendam Silcrete Fynbos, a Vulnerable ecosystem in terms of section 52 of the National Environmental Management Biodiversity Act, 2004 (Act No. 10 of 2004).
- 3.9. The site is considered to be located outside an urban area.

Process

4. After considering the information provided in the Notice of Intent the Department concurs that the proposed development constitutes listed activities as defined in terms of the NEMA EIA Regulations, 2014 (GN No. R. 983, R. 984 and R. 985 of 4 December 2014), with the exception of Activity 27 of GN No. R. 983. Please note that if Activity 15 of GN No. R. 984 is triggered, Activity 27 of GN No. R. 983 cannot be applicable.
5. Further to the above, you are therefore advised that a Scoping/Environmental Impact Reporting (Scoping/"EIR") process must be followed in order to apply for Environmental Authorisation. Only those activities applied for shall be considered for authorisation. The onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the Scoping/EIR process.
6. Please note that Section 3.1 of the Notice of Intent to submit an application incorrectly states that the application is to be subjected to a Basic Assessment process and not a Scoping/EIR process. Please note that as Activity 15 of GN No. R.984 is triggered, the Scoping/EIR process must be followed. The onus is on the applicant/Environmental Assessment Practitioner ("EAP") to provide evidence that an area of less than 20ha of indigenous vegetation is to be cleared in order to render this activity not applicable and thereby warrant a Basic Assessment process.
7. You are advised that when undertaking the Scoping/EIR process, you must take into account applicable guidelines, including the guidelines developed by the Department. These can be downloaded from the Department's website, (<http://eadp-westerncape.kznshf.gov.za/your-resource-library/policies-guidelines>). In particular, the guidelines that may be applicable to the proposed development include, inter alia, the following:
 - Circular EADP 0028/2014: One Environmental Management System;
 - Guideline for Involving Biodiversity Specialists in the EIA Process (2005);
 - Guideline for Involving a Heritage Specialist in an EIA Process (2005);
 - Guideline for Involving Hydrogeologists in the EIA Process (2005);
 - Guideline for Involving Visual and Aesthetic Specialists in the EIA Process (2005);
 - Guideline for the Review of Specialist Input in the EIA process (June 2005);
 - Guideline for Environmental Management Plans (June 2005);
 - Guideline on Alternatives (March 2013); and
 - Guideline on Need and Desirability (March 2013).
8. Please ensure the Scoping Report contains all information requirements outlined in Appendix 2 of GN R. 982.

Public Participation

9. A public participation process ("PPP") that meets the requirements of Regulation 41 of the EIA Regulations, 2014 must be undertaken. You are advised that public participation may be undertaken prior to the submission of the application, although this is not mandatory. It is the EAP's discretion at what stage the requirements of Regulation 41 are met, whether during the proposed application (pre-application) process or formal application process. You are reminded that a period of at least 30 days must be provided to all potential or registered interested and affected parties to submit comment on the Scoping Report.
10. Should a public participation process, which includes the circulation of the pre-application Scoping Report for comment, be undertaken prior to submission of an Application Form to the Department, in terms of Regulation 40, the pre-application Scoping Report may also be submitted to the Department for commenting purposes. Please ensure a minimum of two printed copies of the pre-application Scoping Report is submitted to the Department for commenting purposes.
11. In terms of Section 24O(2) and (3) of NEMA and Regulations 7(2) and 43(2) of the EIA Regulations, 2014, any State Department that administers a law relating to a matter affecting the environment relevant to the application must be requested to comment within 30 days. **Please note that the EAP is responsible for such consultation.** Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments in terms of Section 24O (2) and (3) of NEMA in the Scoping Report, where appropriate.
12. Section 5.2 of the Notice of Intent to submit an application notes the requirement for a Water Use Licence Application ("WULA") in terms of the National Water Act, 1998 (Act 36 of 1998). Please be advised that proof of submission of the WULA to the Department of Water and Sanitation along with the WULA assessment information must be provided to this Department with the EIR for decision-making.
13. The Department awaits the submission of the Application Form and/or pre-application Scoping Report prescribed by the EIA Regulations, 2014.
14. Please note that it is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an Environmental Authorisation for undertaking it. Failure to comply with the requirements of Section 24F of the NEMA shall result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.
15. Please note that the pre-application consultation is an advisory process and does not pre-empt the outcome of any future application which may be submitted to the Department.

16. No information provided, views expressed and/or comments made by officials during the pre-application consultation should in any way be seen as an indication or confirmation:
- that additional information or documents will not be requested
 - of the outcome of the application
17. This Department reserves the right to revise or withdraw initial comments or request further information from you based on any information received.

Yours faithfully



HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

CC: (1) Ms. J. Le Roux (Eco Impact Legal Consulting (Pty) Ltd)

Fax: (088) 021 671 1660

Our Ref: HM/OVERBERG/SWELLENDAM/ERF 1
Case No.: 17011306AS0126E
Enquiries: Andrew September
E-mail: andrew.september@westerncape.gov.za
Tel 021 483 9543
Date: 08 February 2017



Jessica Le Roux
PO Box 45070
Claremont
7735
admin@ecoimpact.co.za

RESPONSE TO NOTIFICATION OF INTENT TO DEVELOP: FINAL
In terms of Section 38(8) of the National Heritage Resources Act (Act 25 of 1999) and the Western Cape
Provincial Gazette 6061, Notice 298 of 2003

NOTIFICATION OF INTENT TO DEVELOP: PROPOSED HOUSING PROJECT ON THE REMAINDER OF ERF 1, SWELLENDAM, SUBMITTED IN TERMS OF SECTION 38(8) OF THE NATIONAL HERITAGE RESOURCES ACT (ACT 25 OF 1999)

CASE NUMBER: 17011306AS0126E

The matter above has reference.

Heritage Western Cape is in receipt of your application for the above matter received on 26 January 2017.

You are hereby notified that, since there is no reason to believe that the proposed development will impact on heritage resources, no further action under Section 38 of the National Heritage Resources Act (Act 25 of 1999) is required.

However, should any heritage resources, including evidence of graves and human burials, archaeological material and paleontological material be discovered during the execution of the activities above, all works must be stopped immediately and Heritage Western Cape must be notified without delay.

This letter does not exonerate the applicant from obtaining any necessary approval from any other applicable statutory authority.

HWC reserves the right to request additional information as required.

Should you have any further queries, please contact the official above and quote the case number.

Yours faithfully


.....
Mr Mxolisi Dlamuka
Chief Executive Officer, Heritage Western Cape

www.westerncape.gov.za/cas

Street Address: Protea Assurance Building, Green Market Square, Cape Town, 8000 • **Postal Address:** Private Bag X9067, Cape Town,
• **Tel:** +27 (0)21 483 5959 • **E-mail:** ceheritage@westerncape.gov.za

Straatadres: Protea Assuransie-gebou, Groentemarkplein, Kaapstad, 8000 • **Posadres:** Privaatsak X9067, Kaapstad, 8001

Jessica

From: Jessica <jessica@ecoimpact.co.za>
Sent: Thursday, 16 March 2017 2:58 PM
To: Johannes.Hanekom@transnet.net
Subject: RE: PROPOSED RESIDENTIAL DEVELOPMENT ON REMAINDER OR ERF 1 SWELLENDAM
Attachments: AppendixA_Locality_and_SiteLayoutMaps.pdf

Good day Johannes

Please find the current proposed SDP attached

Please note that Transnet is registered an Interested and affected Party and documentation will be made available via the details below for comment during the official commenting periods:

Transnet
Posbus 5527
Kapaastad
8000

Please let me know if you have any further requests, questions or concerns,
Kind regards,

Jessica Le Roux
Head of Training
ISO50001 Energy Expert
Pr.Sci.Nat. 400192/16



Eco Impact Legal Consulting (Pty) Ltd
Reg: 2010/015546/07
P.O. Box 45070 **Office:** +27 (0) 21 671 1660
Claremont **Fax:** +27 (0) 21 671 9976
South Africa **Email:** jessica@ecoimpact.co.za
7735 **Web:** www.ecoimpact.co.za

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From: accounts@ecoimpact.co.za [mailto:accounts@ecoimpact.co.za]
Sent: Thursday, March 16, 2017 1:01 PM
To: 'Jessica @ Eco Impact'
Subject: FW: PROPOSED RESIDENTIAL DEVELOPMENT ON REMAINDER OR ERF 1 SWELLENDAM

FYA

Kind regards
Carol
Accounts



Eco Impact Legal Consulting (Pty) Ltd
Reg: 2010/015546/07
P.O. Box 45070 **Office:** +27 (0) 21 671 1660
Claremont **Fax:** +27 (0) 21 671 9976
South Africa **Email:** accounts@ecoimpact.co.za
7735 **Web:** www.ecoimpact.co.za

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From: Johannes Hanekom *Transnet Property CPT [mailto:Johannes.Hanekom@transnet.net]
Sent: 16 March 2017 12:35 PM
To: admin@ecoimpact.co.za
Cc: Burton Siljeur *Transnet Property CPT
Subject: PROPOSED RESIDENTIAL DEVELOPMENT ON REMAINDER OR ERF 1 SWELLENDAM

Good day Jessica Le Roux

Your reference **DEA & DP Reference no: 16/3/3/6/7/2/E3/10/1022/17** refers.

Thank you for the notification.

Can you please provide more information/ plans indicating the proposed development for our record.

With thanks.

Kind regards

Jaco Hanekom

Senior Property Technician

Geo-Spatial: Western Region, Transnet Property

5th Floor, No. 1 Adderley Street, Cape Town



johannes.hanekom@transnet.net



021 449 4529



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BREEDE-GOURITZ

Catchment Management Agency
Opvanggebied Bestuursagentskap
I-Arhente yoLawulo lomMandla nokungqongileyo
51 Baring Street Worcester 6850, Private Bag X3055 Worcester 6850

Enquiries: N. Feni

Tel: 023-3468000

Fax: 0865156323

E-mail: nfeni@bgcma.co.za

Your Ref: 1-04/2017

Our Ref: 4/10/2/H70D/Erf1

Date:

17/05/2017

Eco Impact Legal Consulting (Pty) Ltd
P.O. Box 45070
Claremont
7735

Attention: Jessica Le Roux
(Per email: admin@ecoimpact.co.za)

COMMENTS: PRE –APPLICATION DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1: **SWELLENDAM**

The Pre Application Draft Scoping Report for Swellendam Housing Project submitted by *Eco Impact Legal Consulting (Pty) Ltd* has reference.

The Breede- Gouritz Catchment Management Agency (BGCMA) has reviewed the information provided and require the following information to enable decision making.

- Letter from Swellendam Municipality to confirm that the existing Sewage Plant has sufficient capacity to cater sewage disposal from the proposed development;
- Sewage infrastructure should be designed with sufficient capacity;
- Details pertaining to the source, availability and quality of water used for domestic purpose, must be clearly investigated to ensure that there is enough supply to cater for this proposed development, without compromising the existing development(s). Should water be source from the municipality, service agreement from the Swellendam Municipality must be submitted to BGCMA;
- Proposed storm water infrastructure development within 100 metres of a watercourse (**river, spring, natural channel, wetland, a lake or dam**) triggers a water use activity as in accordance with Section 21 c& i of the National Water Act, 1998 (Act 36 of 1998) that must be applied for with BGCMA. Should there be an activity within this regulated area, a water use authorisation application must be lodged with BGCMA before this activity commences. Risk Matrix must be submitted to enable BGCMA to determine type of authorisation required by the development;
- No storm water runoff from any premises containing waste, or water containing waste emanating from industrial activities and premises may be discharged into a water

resource. Polluted storm water must be contained. Municipal Bylaw must be adhere to;

- The Geotechnical assessment must be utilised to give indication about the geology of the proposed development site, and the typical construction material and associated choice of structure(s) (particularly sewer pipelines and such) that will be suitable as per the geology of the area of the proposed development; and
- The EMP should include mitigation measures to prevent impacts generated by the activity.

Please be advised that no activities may commence without the appropriate approvals/authorizations where needed from the responsible authority. The onus remains with the registered property owner to confirm adherence to any relevant legislation that such activities might trigger and/or need authorization for.

This office reserves the right to amend and revise its comments as well as to request any further information.

Please do not hesitate to contact this office if you have any further queries. Please ensure to quote the above reference in doing so.

Yours faithfully,



PHAKAMANI BUTHELEZI
CHIEF EXECUTIVE OFFICER

SCIENTIFIC SERVICES

postal Private Bag X5014 Stellenbosch 7599
physical Assegaaibosch Nature Reserve Jonkershoek
website www.capenature.co.za
enquiries Rhett Smart
telephone +27 21 866 8017 **fax** +27 21 866 1523
email rsmart@capenature.co.za
reference SSD14/2/6/1/7/3/1_housing_Swellendam
date 12 June 2017

Eco Impact Legal Consulting
P.O. Box 45070
Claremont
7551

Attention: Nicole Loebenberg
By email: admin@ecoimpact.co.za

Dear Nicole

Pre-Application Scoping Report for the Proposed Swellendam Housing Project on Remaining Extent of Erf 1, Swellendam
(DEA&DP ref. no. 16/3/3/6/7/2/E3/10/1022/17)

CapeNature would like to thank you for the opportunity to comment on the proposed development and would like to make the following comments. Please note that our comments only pertain to the biodiversity related impacts and not to the overall desirability of the proposed development.

Two sites are under investigation for proposed housing projects on the subject property. Both the eastern (Site H) and southern (Site E) components of the proposed development are classified as Ecological Support Area (ESA) according to the Western Cape Biodiversity Spatial Plan (WCBSP, March 2017). It is noted that the WCBSP has been included as Appendix E (Biodiversity Maps), however the biodiversity baseline survey has included the previous Overberg Conservation Plan/Western Cape Biodiversity Framework (2010) which mapped the eastern section of Site H as Critical Biodiversity Area (CBA) and the other areas as No Natural.

The natural vegetation occurring in the study area is Swellendam Silcrete Fynbos listed as Vulnerable. There are no wetlands or watercourses within the development footprint, however there are two minor watercourses between Site E and Site H and to the east of the railway line east of the site.

An ecological baseline assessment was undertaken. For Site E, a small section of “alien encroached areas” was mapped in the north adjacent to the existing settlement, with the remainder mapped as high botanical sensitivity. For Site H, a patch of medium botanical sensitivity was mapped with remainder considered of low botanical sensitivity.

The description of the site includes a general basic habitat description, which would appear to support the designations of botanical sensitivity. Historical Google Earth imagery does indicate the presence of contours in the area designated as low botanical sensitivity within Site H which would support the assumption that this area was previously cultivated, although this would have occurred prior to 2006, which is the oldest imagery available.

The contents of the ecological baseline assessment are acceptable for the Scoping Phase of the project. However, the description of the vegetation only includes a very brief high level overview and there is a limited plant species list provided, with several species that could not be identified to species level. The information provided supports a relatively low confidence level in the botanical assessment of the site.

It is recommended that an independent ecological specialist is undertaken for the EIA Phase of the project by an appropriately qualified independent specialist that has a good knowledge of the local vegetation and plant species. CapeNature prefers that specialist studies are undertaken by independent specialists.

The faunal component of the ecological specialist study is accepted, and it is agreed that the proposed project footprint is unlikely to have a significant impact on the global population of any faunal species. The general habitat description can be used as a surrogate for anticipated faunal occurrence. However, due to the exceptionally high diversity of plants within the Cape Floral Kingdom including many threatened species with highly localized distributions, there remains the possibility that there may be important populations on the site, although this is highly unlikely in the previously ploughed areas.

The alternatives section included three alternative sites including the two above (Sites E and H) as well as an additional site (Site I) to the north. This site was not included in the ecological baseline assessment. This site includes areas classified as CBA, ESA and No Natural. According to the site description in the alternatives section, this area is transformed and does not contain natural vegetation. No watercourses or wetlands are present. Site I is likely to provide opportunities for development from a biodiversity perspective, subject to more detailed ecological sensitivity mapping.

The proposed layout has taken into account the ecological baseline assessment findings, with the development proposed on the low sensitivity areas for Site H and the alien invaded areas for Site E. While the proposed layout is likely to be suitable, this needs to be verified through an EIA Phase independent botanical specialist study as described above.

It should be noted that areas invaded by alien invasive species often do contain important populations of threatened species and can be restored with a suitable alien clearing programme. It is recommended that evidence is obtained of the historical ploughing on site including the time that has elapsed since the last ploughing. This could potentially also have a bearing on the WCBSP mapping for the site.

It would appear that the layout does not encroach within the recommended minimum 32 m of the watercourse or the 1 in 100 year floodline, however proof should be provided in this regard. No wetlands are included in the desktop mapping of the site, although an artificial farm dam is evident in the northern section. Should the independent botanical specialist study identify any evidence of wetland conditions or if the development does encroach within the recommended buffer or floodline, a separate freshwater specialist study would be required. It must be ensured that the stormwater management plan for the proposed project ensures that there will be minimal impact on the freshwater environment.

CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.

Yours sincerely



Rhett Smart
For: Manager (Scientific Services)

cc. Arabel McClelland, Department of Environmental Affairs and Development Planning



**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/6/7/2/E3/10/1022/17

ENQUIRIES: Ms. Arabel McClelland

DATE: 2017 -05- 04

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100

Fax: (028) 514 2694


Dear Sir

ACKNOWLEDGEMENT OF RECEIPT OF THE PRE-APPLICATION SCOPING REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINDER OF ERF NO. 1, SWELLENDAM

1. The abovementioned correspondence, dated April 2017, received by the Department on 26 April 2017, refers.
2. This letter serves as an acknowledgement of receipt of the aforementioned document by this Department.
3. Please note that this Department will consider the pre-application Scoping Report and issue a comment within the prescribed 30 day period.
4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



**HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1) Ms. J. Le Roux (Eco Impact Legal Consulting (Pty) Ltd)

Fax: (021) 671 9976



**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/6/7/2/E3/10/1022/17

ENQUIRIES: Ms. Arabel McClelland

DATE: 2017 -05- 30

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

COMMENT ON THE PRE-APPLICATION SCOPING REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINDER OF ERF NO. 1, SWELLENDAM

1. The abovementioned correspondence, dated April 2017, received by the Department on 26 April 2017, refers.
2. Further to review of the information submitted to this Department, the following is noted:
 - 2.1. The proposal entails the development of a subsidised housing project, comprising of 961 residential, 86 GAP residential, two business, three mixed use and twelve public open space erven. Associated infrastructure, including internal roads, service infrastructure and attenuation dams, will also be constructed.
 - 2.2. The total area to be developed is approximately 27.08ha.
 - 2.3. The proposed development will be located on the remainder of Erf No. 1, on the eastern edge of Swellendam.
 - 2.4. Two sites have been proposed, namely a small hill south east of the primary school adjacent to Aster Avenue (site H) and an undulating area between the railway line and Resiebaan Street in Swellendam South (site E).
 - 2.5. Currently the subject portions of the property are largely transformed and vacant.
 - 2.6. The property is currently zoned "Undetermined".
 - 2.7. According to SANBI's BGIS, the sites contain mapped watercourses and Critical Biodiversity Areas.
 - 2.8. The vegetation type present on site is categorised as Swellendam Silcrete Fynbos, a Vulnerable ecosystem in terms of section 52 of the National Environmental Management Biodiversity Act, 2004 (Act No. 10 of 2004).
 - 2.9. The site is considered to be located outside an urban area.

3. The following is the Department's provisional comment on the pre-application Scoping Report ("SR"):

- 3.1. On 7 April 2017 the Minister of Environmental Affairs amended the regulations promulgated on 4 December 2014 in terms of Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA"), *viz*, the Environmental Impact Assessment ("EIA") Regulations 2014 (as amended) (Government Notice ("GN") No. R. 324, R. 325, R. 326 and R. 327 in Government Gazette No. 40772 of 7 April 2017). Please ensure the correct legislation in terms of the amended EIA Regulations, 2014, are referred to throughout the Scoping Report and any subsequent reports. Specifically, please note that the aforementioned government notices replace GN Nos. 982, 983, 984 and 985.
- 3.2. Further to the above, please correct the respective mentions of "GN No. R.544, 545 and 546 of 2010", and "Environmental Authorisation in terms of the EIA Regulations, 2010", as stated on page 7, and the regulation applicable to public participation noted on page 8. Similarly, the Environmental Assessment Practitioner is requested to review references to specific regulations of the EIA Regulations, 2014 (as amended) within the SR to ensure their applicability.
- 3.3. The SR and ecological baseline assessment refer to the following findings:
- Site H has been previously transformed and supports no intact natural habitat and very low to mainly non-existent indigenous plant diversity, comprising mostly agricultural weeds and grasses.
 - Site E is also relatively transformed and comprises degraded indigenous vegetation.
 - It is further noted that only portions of the full extent of Sites H and E are proposed for development and that large tracts of the sites have been excluded from the development footprint due to, *inter alia*, the presence of intact indigenous vegetation.

In the Department's correspondence in response to the Notice of Intent to submit an application, dated 1 February 2017, it was noted that Activity 15 of Listing Notice 2 was being applied for and this thereby warranted a Scoping/EIA application process. It was stated in Point 6 of the aforementioned correspondence that "[T]he onus is on the applicant/Environmental Assessment Practitioner ("EAP") to provide evidence that an area of less than 20ha of indigenous vegetation is to be cleared in order to render this activity [Activity 15 of Listing Notice 2] not applicable and thereby warrant a Basic Assessment process." Based on the information provided in the SR and the findings of the botanical specialist, it is requested that the EAP liaise with CapeNature in order to confirm the findings of the botanical specialist, and reconsider if the 20ha threshold of clearance of indigenous vegetation, the trigger relevant to Activity 15 of Listing Notice 2, remains applicable to this development or not. In the event that it is established that less than 20ha of indigenous vegetation will be cleared, a

Scoping/EIA process is not required and a Basic Assessment application process must be followed in order to apply for environmental authorisation.

- 3.4. Minimal information has been provided with respect to associated infrastructure and services for the proposed development. In addition, particularly given the watercourse traversing the site and the surrounding topography, no mention is made with respect to underground service infrastructure or potential crossings of the watercourse. In addition, it is clear that storm water facilities, in the form of attenuation ponds, are proposed within the watercourse. Furthermore, the EAP is reminded to ensure that associated infrastructure forms a part of the development description and assessment, where appropriate, particularly as listed activities related to infrastructure components have been triggered by the proposed development.
- 3.5. It is requested that a Storm Water Management Plan is compiled during the environmental application process and appended to the Environmental Impact Assessment Report ("EIR"). Alternatively, management of storm water can be included in the engineering report to show it has been appropriately and sufficiently addressed within the design of the development.
- 3.6. You are reminded that the relevant service providers are to provide written confirmation of sufficient capacity to provide the necessary services for the proposed development, specifically with respect to sewage and effluent disposal, waste management, storm water management, water and electricity supply.
- 3.7. It is essential that the mandated authorities responsible for both biodiversity and water resources, notably CapeNature and the Department of Water and Sanitation ("DWS"), or its delegated authority the Breede Gouritz Catchment Management Agency ("BGCMA"), comment on the proposed development and the findings and recommendations of the specialist(s).
- 3.8. Comments from, but not limited to, the following relevant authorities must be obtained during the Public Participation Process ("PPP"):
 - CapeNature;
 - BGCMA;
 - Department of Agriculture;
 - Department of Human Settlements; and
 - Swellendam Municipality (technical input required from the engineering, planning and environmental components).
- 3.9. Confirmation must be provided on the applicability of Section 21 of the National Water Act, 1998 (Act No. 36 of 1998) in terms of a Water Use Licence ("WULA"). Please be advised that, if required, proof of submission of such an application to the BGCMA, along with the WULA assessment information, must be provided to this Department with the EIR submitted for decision-making.

- 3.10. The second page of Appendix D refers to the placement of an advert in the "Swartland Gazette on the 28th June 2016" whereas the SR and first page of Appendix D state "Langeberg Bulletin on the 10th February 2017". Please amend accordingly.
- 3.11. In accordance with the requirements of the EIA Regulations, 2014, a description is required of the process followed to reach the preferred alternative within the site, including detailed descriptions of all the alternatives considered. It is also evident that the proposed alternatives would be informed by the outcomes of the specialist assessments, which at this stage have not as yet been incorporated into the process. As the specialists and stakeholder engagement process will further inform the environmental application process, the Department takes cognisance of the fact that the development proposal may be amended and additional alternatives may be proposed through the Scoping process and into the EIA phase of the application.

The Department advises that in terms of the EIA Regulations and NEMA, the investigation of alternatives is mandatory. All alternatives identified must therefore be investigated to determine if they are feasible and reasonable. In this regard it must be noted that the Department may grant authorisation for an alternative as if it has been applied for or may grant authorisation in respect of all or part of the activity applied for. Alternatives are not limited to activity alternatives, but include layout alternatives, design, operational and technology alternatives. Every EIA process must therefore identify and investigate alternatives, with feasible and reasonable alternatives to be comparatively assessed. Reasons must be provided why each of the alternatives considered during the process were either preferred or not preferred.

Given the scale and nature of the proposed development, it is apparent that consideration can therefore be given to layout alternatives. Where no feasible and reasonable alternatives are found to be viable, proof of the investigation undertaken and motivation indicating that no reasonable or feasible alternatives other than the preferred option and the no-go option exist must be provided to the Department. Please refer to the Department's Guideline on Alternatives available on the Department's website <http://eadp-westerncape.kznshf.gov.za/your-resource-library>).

- 3.12. In light of the fact that Activity 19 of GN No. R.327 is triggered and future maintenance work may be required within the watercourses/wetlands on site, the Department recommends that a Maintenance Management Plan ("MMP") forms a component of the EMP to be incorporated into the Plan of Study for the Environmental Impact Assessment ("EIA") phase. Should the Department agree to the proposed MMP, future maintenance work specified within the MMP would not require an Environmental Authorisation prior to the undertaking thereof. Please be advised that the MMP relates to the aforementioned listed activity only.

- 3.13. The following provisional comments have been provided by the Directorate: Development Management (Region 2) Regulatory Planning Advisory Service with respect to the proposed development and pre-application SR:
- 3.13.1. The proposal for 961 residential erven on Site H is in line with the proposal made in the Swellendam Spatial Development Framework ("SSDF"), is inside the urban edge and is earmarked for high density residential development, with a minimum density of 35 units/ha.
 - 3.13.2. Site E, however, is located outside the urban edge. The site is identified as being Buffer 1. No motivation has been provided in the SR for the choice of site, despite the SSDF identifying several "New Development Areas" and "Densification Areas" inside the urban edge.
 - 3.13.3. The urgent need for "gap" housing for residents who do not qualify for housing subsidy has been acknowledged and the SSDF has specifically identified areas that are ideally suited for these types of projects and where gap housing can be integrated with developments for various other income groups.
 - 3.13.4. Therefore, the development of Site E raises concerns at this time due to its location outside of the urban edge and the lack of motivation to deviate from the relevant forward planning for the area or consideration of alternative sites within the urban edge of Swellendam.
 - 3.13.5. Page 18 of the SR makes reference to the Overberg/Cape Agulhas Spatial Development Framework as a policy for consideration, when reference should be made to the Swellendam Spatial Development Framework.
- 3.14. In light of the above, concerns are therefore noted with respect to the need and desirability of the proposed development of Site E. This is as the proposal is not aligned with the applicable forward planning documents for the municipality. It is therefore requested that additional clarity is provided on the reasoning behind the selection of site E for development of GAP housing, as opposed to alternative sites earmarked for development elsewhere within Swellendam. The SR must reflect how the strategic context of the site in relation to the broader surrounding area has been considered in addressing need and desirability. Please refer to the Department's Guideline on Need and Desirability (March 2013).
- 3.15. Please note that omission of any required information in terms of Appendix 2 of GN R. 326 with regards to the submission to the Department of Scoping Report may result in the application for environmental authorisation being refused.
- 4. The Department awaits the submission of the Application Form prescribed by Regulation 16 of the EIA Regulations, 2014 (as amended).
 - 5. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
 - 6. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the

Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

7. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



**HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1) Ms. J. Le Roux (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelser (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

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OVERBERG

DISTRIKSMUNISIPALITEIT
DISTRICT MUNICIPALITY
UMASIPALA WESITHILI



MELD ASB/PLEASE QUOTE

Ons Verw./Our Ref.: 18/5/5/4

Navrae/Enquiries: Francois Kotze

Bylyn/Ext.:

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31 May 2017

ECO IMPACT ENVIRONMENTAL HEALTH & SAFETY LEGAL CONSULTING

P.O Box 45070
Claremont
7735

For attention: N.Z Loebenberg

RE: PRE-APPLICATION DRAFT SCOPING REPORT FOR SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM

DEA&DP REF: 16/3/3/6/7/2/E3/10/1022/17

The Overberg District Municipality's department of Environmental Management Services values the opportunity to give input on the proposed development.

This Department will support the Site H alternative as this site has the least ecological conservation value. The housing development should be restricted within the boundaries of the cultivated land as proposed in the Ecological Baseline Assessment.

Continuous alien vegetation clearing should take place on the Erf in order to limit fire risk and further loss of areas with a conservation value.

Confirmation should be obtained from the Swellendam Municipality if their municipal services such as the waste water treatment works do have sufficient capacity to accommodate this housing development. Support for this application will only be given based on sufficient and effective service provision that will not contribute to any further negative impact on the receiving environment.

Yours faithfully

D-P BERETTI
MUNICIPAL MANAGER



REFERENCE: 19/2/5/7/E3/10/WL0042/17

The Director/s

Eco Impact Legal Consulting (Pty) Ltd

PO Box 45070

CLAREMONT

7735

Tel: (021) 671 1660

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For attention: Ms Jessica Le Roux

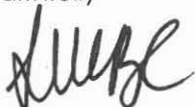
Dear Madam

COMMENT ON THE PRE-APPLICATION DRAFT SCOPING REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT, REMAINING EXTENT OF ERF 1, SWELLENDAM

1. To respond to a request for comments on the above-mentioned pre-application draft Scoping Report dated April 2017, as received by this Department on 26 April 2017.
2. The Sub-Directorate: Waste Management Licensing has the following comment:
 - 2.1 Waste material generated during the construction of the housing project may only be disposed of at a licensed waste disposal facility. Skips can be placed at the Facility for temporary storage of this waste.
 - 2.2 Waste minimisation should be implemented during both the construction and operational phases of the project, such as the avoidance, reduction, re-use and recycling of waste, before considering the disposal of such waste.
 - 2.3 A letter of confirmation from the municipality, stating that they have sufficient capacity to dispose of the waste generated by the new development, must be obtained.
 - 2.4 Waste which is temporarily stored at the Facility may not be stored for a period longer than 90 (ninety) days. Please adhere to the 'National Norms and Standards for the Storage of Waste' in terms of Government Notice No. 926 of 29 November 2013, if the volumes of waste stored exceeds 80m³ for hazardous waste and/or 100m³ for general waste.

3. The Department reserves the right to revise initial comments and request further information based on new information received.

Yours faithfully



LANCE MCBAIN-CHARLES

DEPUTY DIRECTOR: WASTE MANAGEMENT LICENSING

DATE: 2017/5/24



**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/2/E3/10/1036/18

ENQUIRIES: Ms. Arabel McClelland

DATE: 2018 -06- 25

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

**ACKNOWLEDGEMENT OF RECEIPT OF THE APPLICATION IN TERMS OF THE ENVIRONMENTAL
IMPACT ASSESSMENT REGULATIONS, 2014 (AS AMENDED) FOR THE PROPOSED SWELLENDAM
HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM**

1. The abovementioned correspondence, dated 14 June 2018, received by the Department on the same day, refers.
2. This letter serves as an acknowledgement of receipt of the aforementioned document by the Department.
3. Further to review of the information submitted to this Department, the following is noted:
 - 3.1. The proposal entails the development of a subsidised housing project, comprising of 950 residential, four community, two business, three mixed use and ten public open space erven. Associated infrastructure, including internal roads, service infrastructure and attenuation dams, will also be constructed. The proposal also includes offsite upgrades of infrastructure.
 - 3.2. The total area to be developed is approximately 25.3ha.
 - 3.3. The proposed development will be located on the remaining extent of Erf No. 1, on the eastern edge of Swellendam.
 - 3.4. Currently the subject portions of the property are largely transformed and vacant.
 - 3.5. The site is considered to be located outside an urban area.

4. Please note the following advice pertaining to the application:

4.1. Applicable listed activities

Having considered the information contained in the Application Form, you are hereby advised that only those activities applied for will be considered for

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authorisation. The onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the Environmental Impact Assessment ("EIA") process.

4.2. Specialist input/ assessment required

Please ensure that all specialist reports contain all the information specified in Appendix 6 of the EIA Regulations, 2014 (as amended). Please note that the specialist report(s) and input must be appended to the EIA Report ("EIR").

4.3. Water Use Licence Application

Sections 5.2 and 5.4 indicate that a Water Use Licence Application ("WULA") in terms of the National Water Act, 1998 (Act No. 36 of 1998) ("NWA") is required and will be submitted to the Department of Water and Sanitation ("DWS"). In terms of the Agreement for the One Environmental System (section 50A of the National Environmental Management Act (Act No. 107 of 1998) ("NEMA") and sections 41(5) and 163A of the NWA) the processes for a Water Use Licence Authorisation and for an EIA must be aligned and integrated with respect to the fixed and synchronised timeframes, as prescribed in the EIA Regulations, 2014 (as amended), as well as the 2017 WULA Regulations.

4.4. Please note that in line with the requirements of Regulation 26(d)(ii) and Appendix 1(3)(q) of GN No. 326 of the EIA Regulations, 2014 (as amended), the Department requires the inclusion of a start and completion date where operational aspects are not covered in the listed activities applied for as part of the environmental authorisation. In other words, in addition to the period for which the environmental authorisation is required (i.e. the date by when the listed activity/ies will be commenced with), an indication of the date on which the activity will be concluded must also be supplied. In the event listed activities relating to both development and operational activities are triggered, please indicate separately the appropriate timeframes relevant to the listed activities where no operational aspects apply only.

5. Please note the following requirements to be complied with in respect to all applications for Environmental Authorisation in terms of the NEMA and the EIA Regulations, 2014 (as amended):

5.1. Alternatives

Be advised that in terms of the EIA Regulations (as amended) and NEMA, the investigation of alternatives is mandatory. All alternatives identified must therefore be investigated to determine if they are feasible and reasonable. In this regard it must be noted that the Department may grant authorisation for an alternative as if it has been applied for or may grant authorisation in respect of all or part of the activity applied for. Alternatives are not limited to activity alternatives, but include layout alternatives, design, operational and technology alternatives. You are hereby reminded that it is mandatory to investigate and assess the option of not proceeding with the proposed activity (the "no-go" option) in addition to the other alternatives identified. Every EIA process must therefore identify and investigate

alternatives, with feasible and reasonable alternatives to be comparatively assessed.

If, however, after having identified and investigated alternatives, no feasible and reasonable alternatives were found, no comparative assessment of alternatives, beyond the comparative assessment of the preferred alternative and the option of not proceeding, is required during the assessment. What would, however, be required in this instance is that proof of the investigation undertaken and motivation indicating that no reasonable or feasible alternatives other than the preferred option and the no-go option exist must be provided to the Department. Refer to the Department's Guideline on Alternatives available on the Department's website (<https://www.westerncape.gov.za/eadp/resource-library>).

5.2. Public participation

The Scoping Report must be subject to a Public Participation Process that must comply with Chapter 6 of the EIA Regulations, 2014 (as amended).

In addition to the above, the EAP must submit a minimum of two printed copies of the draft Scoping Report to the Department for a **30-day** comment period. The draft Scoping Report must also be made available to all relevant State Departments/Organs of State that administer laws relating to a matter affecting the environment, for a **30-day** comment period. The Environmental Assessment Practitioner ("EAP") must notify the Department in writing of the date the draft Scoping Report was submitted to the relevant State Departments/Organs of State and clearly indicate whether or not such State Departments/Organs of State were notified of the 30-day comment period in terms of Section 24O of NEMA. It is imperative that State Departments/Organs of State are in possession of the draft Reports when the EAP issues them with the notice in terms of Section 24O of NEMA. **Please note that the EAP is responsible for such consultation.** Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments/Organs of State in terms of Section 24O(2) and (3) of NEMA in the Scoping Report, where appropriate.

In terms of good practice you are encouraged to engage with State Departments and other Organs of State early in the EIA process to solicit their inputs on any of their requirements to be addressed in the EIA process. Please note that this does not replace the requirement of making the draft Scoping Report available to State Departments/Organs of State as stipulated above.

A register of I&APs must be opened and maintained. The register must also be submitted to the Department.

The EAP must record and respond to all comments received. The comments and responses must be captured in a Comments and Responses Report and must also include a description of the public participation process followed. This report must also be included in the public participation information attached to the Scoping Report and EIA Report to be submitted for decision.

5.3. Plan of Study

A Plan of Study for EIA, which sets out the approach to the EIA in accordance with Appendix 2 of GN No. 326 of 7 April 2017 must be compiled and submitted together with the Scoping Report.

5.4. Guidelines

When undertaking the EIA process, you must take into account applicable guidelines, including the guidelines developed by this Department. These can be downloaded from the Department's website (<https://www.westerncape.gov.za/eadp/resource-library>). In particular, the guidelines that may be applicable to the proposed development include, *inter alia*, the following:

- Circular EADP 0028/2014: One Environmental Management System.
- Guideline for the Review of Specialist Input in the EIA process (June 2005).
- Guideline for Involving Biodiversity Specialists in the EIA process (June 2005).
- Guideline for Involving Hydrogeologists in the EIA Process (2005).
- Guideline for Involving a Heritage Specialist in an EIA Process, 2005.
- Guideline for Involving Visual and Aesthetic Specialists in the EIA Process, 2005.
- Guideline for Environmental Management Plans (June 2005).
- Guideline on Alternatives (March 2013).
- Guideline on Need and Desirability (March 2013).

5.5. Need & Desirability

In terms of the NEMA EIA Regulations (as amended), when considering an application, the Department must take into account a number of specific considerations including *inter alia*, the need for and desirability of any proposed development. As such, the need for and desirability of the proposed activity must be considered and reported on in the Scoping and EIA Reports. The Scoping and EIA Reports must reflect how the strategic context of the site in relation to the broader surrounding area, has been considered in addressing need and desirability. Refer to the Department's Guideline on Need and Desirability (March 2013).

5.6. NEMA Principles

In addition to the above, you must clearly show how the proposed development complies with the principles contained in Section 2 of the NEMA and must also show how the proposed development meets the requirements of sustainable development.

5.7. Scoping Report Requirements

The Scoping Report must contain all the information outlined in Appendix 2 of GN No. 326 of 7 April 2017 and must also include the information requested in this letter. Failure to submit any information prescribed in Appendix 2 of GN No. 326 may result in Environmental Authorisation being refused.

The Department awaits the submission of the Scoping Report as prescribed by Regulation 21 of the EIA Regulations, GN No. 326 of 7 April 2017. In accordance with

Regulation 21 of GN No. 326 of 7 April 2017, the Department hereby stipulates that the Scoping Report must be submitted to this Department for decision within **44 days** from the date of receipt of the application by the Department, calculated from 14 June 2018.

If the Scoping Report is not submitted within the prescribed timeframe, the application will lapse in terms of Regulation 45 of GN No. 326 of 7 April 2017 and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated. A new Application Form would have to be submitted and the prescribed application fee would have to be paid.

Please note that two printed copies as well as two electronic copies (saved on CD/DVD) of the Scoping Report must be submitted to the Department

6. General

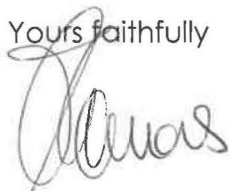
The Scoping and EIA phases of the EIA process are two distinctly separate phases, each having its own requirements and reports to be submitted. The Department will not accept Scoping and EIA Reports where the processes or information of the two phases were combined into a single process or report.

Kindly quote the abovementioned reference number in any future correspondence in respect of the application.

Please note that the activity may not commence prior to an Environmental Authorisation being granted by the Department. It is an offence in terms of Section 49A of the NEMA for a person to commence with a listed activity unless the Department has granted an Environmental Authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F and 49A of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department for prosecution. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

The Department reserves the right to revise initial comments and request further information based on the information received.

Yours faithfully



**HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1) Ms. J. Hansen (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelsner (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

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**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/6/7/2/E3/10/1022/17

ENQUIRIES: Ms. Arabel McClelland

DATE: 2018 -06- 25

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

RE: PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINDER OF ERF NO. 1, SWELLENDAM

1. The pre-application Scoping Report dated April 2017, received by the Department on 26 April 2017, the Department's correspondence dated 4 May 2017 and 30 May 2017, the meeting held with the Environmental Assessment Practitioner on 24 October 2017, the Department's correspondence dated 8 March 2018, the electronic correspondence received on 16 March 2018, the Department's correspondence dated 22 March 2018, and the Application Form, received by the Department on 14 June 2018, refer.
2. This letter serves to inform you that since an application has been lodged with the Department (DEA&DP Reference: 16/3/3/2/E3/10/1036/18), the pre-application file has been closed for administrative purposes.
3. Kindly quote the aforementioned application's reference number in any future correspondence in respect of this application.
4. The Department reserves the right to revise or withdraw comments or request further information based on any information received.

Yours faithfully

HEAD OF COMPONENT

ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

CC: (1) Ms. J. Le Roux (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelsner (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

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**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/2/E3/10/1036/18
ENQUIRIES: Ms. Arabel McClelland
DATE: 2018 -06- 25

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

ACKNOWLEDGEMENT OF RECEIPT OF THE DRAFT SCOPING REPORT IN TERMS OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 (AS AMENDED) FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM

1. The draft Scoping Report dated 14 June 2018, received by this Department on the same day, refers.
2. This letter serves as an acknowledgement of receipt of the aforementioned document by this Department.
3. Please note that this Department will consider the draft Scoping Report and issue a comment within the prescribed 30-day period.
4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



**HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1) Ms. Y. Henstock (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelsner (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

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REFERENCE: 16/3/3/2/E3/10/1036/18
ENQUIRIES: Ms. Arabel McClelland
DATE: 2018-07-10

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

COMMENT ON THE DRAFT SCOPING REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM

1. The draft Scoping Report dated 14 June 2018, received by this Department on the same day, and the Department's correspondence dated 25 June 2018, refer.
2. Further to review of the information submitted to this Department, the following is noted:
 - 2.1. The proposal entails the development of a subsidised housing project, comprising of 950 residential, four community facility, two business, three mixed use and ten public open space erven. Associated infrastructure, including internal roads, service infrastructure and attenuation dams, will also be constructed. The proposal also includes offsite upgrades of infrastructure.
 - 2.2. The total area to be developed is approximately 25.3ha.
 - 2.3. The proposed development will be located on the remaining extent of Erf No. 1, on the eastern edge of Swellendam.
 - 2.4. Currently the subject portions of the property are largely transformed and vacant.
 - 2.5. The site is considered to be located outside an urban area.
3. The following is the Department's provisional comment on the draft Scoping Report ("SR"):
 - 3.1. Comments from, but not limited to, the following relevant authorities must be obtained during the Public Participation Process ("PPP"):
 - CapeNature;
 - Breede Gouritz Catchment Management Agency ("BGCMA");
 - Department of Agriculture;

- Department of Human Settlements; and
 - Swellendam Municipality (technical input required from the engineering, planning and environmental components).
- 3.2. It is noted that off-site infrastructure upgrades have been included in the project description, however, very limited information has been provided with respect to the required associated infrastructure and services for the proposed development, as well as the proposed upgrade of attenuation dams 4 and 5 within the watercourse to the north west of the site. The draft SR and Plan of Study refers to the inclusion of an engineering report in the Environmental Impact Assessment ("EIA") phase of the application. However, the associated infrastructure and proposed upgrades relate specifically to the listed activities and therefore must be described in detail and potential impacts identified for assessment in the EIA phase of the application. The EAP is reminded to ensure that associated infrastructure forms a part of the development description and assessment.
- 3.3. In addition to the above, based on the maps contained in Appendix E, it is evident that the proposed upgraded attenuation dams 4 and 5 are not located on the site that is the subject of this environmental application, namely the remaining extent of Erf no. 1. As the proposed works will likely trigger listed activities in terms of the EIA Regulations, 2014 (as amended), specifically Activity 19 of Listing Notice 1, it is required that the property details (including erf numbers, SG codes and co-ordinates) are included in the application and reports. These sites must also be described in the SR.
- 3.4. In accordance with the requirements of the EIA Regulations, 2014 (as amended), a description is required of the process followed to reach the preferred alternative within the site, including detailed descriptions of **all the alternatives considered**. The pre-application Scoping Report and 28 August 2017 Layout, referred to in Section 4.3 of the draft SR and Appendix B, shows the inclusion of GAP housing on a portion of the property located separately and to the west of the bulk of the development (Site E). Although Section 4.1 of the draft SR refers to a 20ha site as Site E that has been considered, there is no further explanation on why the first layout is no longer preferred, especially as it is evident that the additional GAP housing only equated to approximately 1.78ha of the development footprint (and not the entire site identified as 20ha). It is therefore required that the Scoping Report contain reasons why this alternative layout is no longer the preferred development proposal and that the process of reaching the two layout alternatives is elaborated upon.
- 3.5. It is reiterated that the proposed alternatives, including those for associated infrastructure, would be informed by the outcomes of the specialist assessments, which at this stage have not as yet been incorporated into the process. As the specialists and stakeholder engagement process will further inform the environmental application process, the Department takes cognisance of the fact that the development proposal may be amended and additional alternatives

may be proposed through the Scoping process and into the EIA phase of the application.

- 3.6. The Department supports the undertaking of the specialist studies identified in the Plan of Study, notably the Freshwater Impact Assessment and Botanical Assessment. In line with CapeNature's comment, dated 12 June 2017, it is required that these assessments are undertaken by appropriately qualified independent specialists.
- 3.7. The SR notes a Water Use Licence Application ("WULA") will be made in terms of the National Water Act, 1998 (Act No. 36 of 1998). Please ensure, as per the One Environmental System (section 50A of the NEMA and sections 41(5) and 163A of the NWA) that the processes for a WULA and the EIA are aligned and integrated, as prescribed in the EIA Regulations, 2014 (as amended), as well as the 2017 WULA Regulations.

In terms of the Standard Operating Procedure ("SOP") between this Department and the Department of Water and Sanitation ("DWS"), which came into effect on 1 July 2017, the EAP must submit a written water use pre-application request to DWS to determine whether or not a General Authorisation or WULA is required. The pre-application request should clearly indicate whether or not an EIA is required in terms of the NEMA. It is requested that correspondence with the DWS, or delegated authority, the BGCMA, in this regard, is included in the SR documentation going forward.

- 3.8. The following provisional comments have been provided by the Directorate: Development Management (Region 2) Regulatory Planning Advisory Service with respect to the proposed development and draft SR:
 - 3.8.1. The current proposal for the housing development on preferred Site H is in line with proposal made in the Swellendam Spatial Development Framework ("SSDF") (as re-adopted by Council on 30 May 2017), is located inside the urban edge and is earmarked for high density residential development, with a minimum density of 35 units/ha.
 - 3.8.2. In terms of the draft SR, the 25.3ha site has been completely transformed, presumably by previous cultivation activities that took place on the site. The exact date of when the area was ploughed and cultivated is currently unknown, but will need to be established.
 - 3.8.3. Should the land prove to have been cultivated in the 10-year period immediately preceding the proposed land development, a land development application to this Department in terms of section 53 of the Land Use Planning Act (Act No. 3 of 2014) will be required.
- 3.9. Please note that the draft SR did not contain any figures or maps, as referred to in the text of the report. In addition, please be advised that although the Comments and Response Report included the Directorate: Development Management's comment on the pre-application SR, a copy of the comment was not included in Appendix D.

- 3.10. Please note that omission of any required information in terms of Appendix 2 of GN No. 326 with regards to the submission to the Department of the Scoping Report may result in the application for environmental authorisation being refused.
4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.
6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

CC: (1) Ms. Y. Henstock (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelser (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

Email: admin@ecoimpact.co.za
Fax: (021) 483 5510
Fax: (028) 514 2694



REFERENCE: 19/2/5/7/E3/10/WL0042/17

The Director/s

Eco Impact Legal Consulting (Pty) Ltd

PO Box 45070

CLAREMONT

7735

Tel: (021) 671 1660

Fax: (021) 671 9976

Email: admin@ecoimpact.co.za

For attention: Ms Jessica Le Roux

Dear Madam

**COMMENT ON THE DRAFT SCOPING REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT,
REMAINING EXTENT OF ERF 1, SWELLENDAM**

1. To respond to a request for comments on the above-mentioned draft Scoping Report dated 14 June 2018, as received by this Department of Environmental Affairs & Development Planning, Sub-directorate: Waste Management Planning ("the Department"), on the same day.
2. The Sub-Directorate: Waste Management Planning appreciates that the previous comments have been taken into consideration and addressed.
3. The Department supports the preferred alternative (Alternative H), as the proposed development in this area would have minimal environmental impact.
4. The Department reserves the right to revise initial comments and request further information based on new information received.

Yours faithfully

AUGUST HOON

DEPUTY DIRECTOR: WASTE MANAGEMENT PLANNING

DATE: 26/6/2018

CC: Arabel McClelland

DEADP: Development Management

Email: Arabel.McClelland@westerncape.gov.za

Tel: (021) 483 2660

CC: Melinda Groenewald

DEADP: Waste Management

Email: Melinda.Groenewald@westerncape.gov.za

Tel: (021) 483 2756

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OVERBERG

DISTRIKSMUNISIPALITEIT
DISTRICT MUNICIPALITY
UMASIPALA WESITHILI



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05 July 2018

Eco Impact Legal Consulting (Pty)
P.O. Box 45070
Claremont
South Africa
7735

Jessica le Roux
admin@ecoimpact.co.za

SCOPING REPORT: SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM

Referring to the above mentioned project.

The Overberg District Municipality, Department: Municipal Health Services take cognisance of the following:

- applicable legislation. 1.4 LEGISLATIVE ASPECTS Table 2

This department hereby request detail impact reports on bulk services Page 23 Basic Services:

- drinking water plant capacity
- sewerage purification plant capacity
- landfill site capacity

Regards

Municipal Manager



**Western Cape
Government**

Environmental Affairs and
Development Planning

POLLUTION & CHEMICALS MANAGEMENT

REFERENCE: 16/3/3/6/7/2/E3/10/1022/17

ENQUIRIES: M. Natus
Attention: Jessica Le Roux

Eco Impact
P.O. Box 45070
Claremont
7735

Tel: 021 671 1660
Email: admin@ecoimpact.co.za

**COMMENTS ON THE PROPOSED HOUSING PROJECT ON REMAINING EXTENT OF
ERF1, SWELLENDAM; DRAFT SCOPING REPORT (DSR).**

The Directorate: Pollution & Chemicals Management (D: PCM) hereby acknowledges receipt of the Draft Scoping Report . The directorate has reviewed the application and will reserve its comments during the Basic Assessment phase of the application.

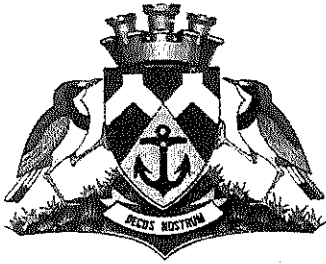
For any queries please contact Ms Monique Natus.

AP 

Wilna Kloppers (Mrs.)
Director: Pollution & Chemicals Management

Date: 4 July 2018

OVERBERG DISTRIKSMUNISIPALITEIT DISTRICT MUNICIPALITY UMASIPALA WESITHILI



MELD ASB/PLEASE QUOTE

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11 July 2018

ECO IMPACT ENVIRONMENTAL HEALTH & SAFETY LEGAL CONSULTING

P.O Box 45070
Claremont
7735

For attention: Jessica le Roux

RE: SCOPING REPORT: SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM

DEA&DP REF: 16/3/3/6/7/2/E3/10/1022/17

The Environmental Management Services Department of the Overberg District Municipality take cognisance of the proposed development as proposed in the Scoping Report and would like to submit the following comments.

This Department support the proposed location for the housing development as this location has a low conservation value due to the previous land-use. It is also commended that the preferred layout will also exclude the adjacent portion of land which have been identified as a "botanically sensitive area" that consist of Swellendam Silcrete Fynbos which is an endangered ecosystem. An adequate buffer should be established and maintained to protect this botanically sensitive area from impacts relating to the construction and operational phase of this proposed development.

With reference to this Departments comments submitted on 31 May 2017, it is noted that the request for the Swellendam Municipality to confirm their municipal services infrastructure's capacity has not been addressed sufficiently in this Scoping Report.

With reference to the section – Socio Economic Elements: Basic Services:

- Refuse Removal:

Mention is made that the Bontebok landfill site can be extended. To increase landfill capacity once the current dumping site reached full capacity requires a substantial capital expense. The Swellendam Municipality's 2018/19 IDP review states in section 2.4.5 that: "The landfill site management in accordance of the legislative framework require mush more funding and other enabling resources that falls outside the municipal financial ability."

- Sanitation:

It is noted that the Swellendam waste water treatment plant is in the process of being upgraded to accommodate for lost capacity, due to the closure of one waste water treatment facility, and to make provision for future growth.

Currently the waste water treatment plant is already overloaded beyond the designed capacity and the water quality no longer comply with the prescribed standards – Swellendam Municipality 2018/19 IDP review.

The lack of current capacity in terms of the municipal services infrastructure and financial limitations to rectify the situation is a cause for concern considering the impact that this housing development (950 residential erven) could have on these services and receiving environment.

Yours faithfully



D P BERETTI
MUNICIPAL MANAGER

BREED-OURITZ

Catchment Management Agency
Opvanggebied Bestuursagentskap
I-Arhente yoLawulo lomMandla nokungqongileyo
51 Baring Street Worcester 6850, Private Bag X3055 Worcester 6850

Enquiries: N. Feni

Tel: 023-3468000

Fax: 0865156323

E-mail: nfeni@bgcma.co.za

Your Ref:

Our Ref: 4/10/H70D/Erf 1

Date: 20/07/2018

16/3/3/6/7/1/E3/10/1022/17

Eco Impact Legal Consulting (Pty) Ltd
P.O. Box 45070
Claremont
7735

Attention: Nicolaas Hanekom
(Per email: admin@ecoimpact.co.za.)

COMMENTS: DRAFT SCOPING REPORT FOR PROPOSED SWELLENDAM HOUSING PROJECT ON PORTION OF ERF 1, SWELLENDAM, WESTERN CAPE PROVINCE

The Draft Scoping Report dated 14 June 2018 with DEA&DP reference no: **16/3/3/6/7/1/E3/10/1022/17**. BGCMA letter dated 13 December 2016 and 17 May 2017 submitted on behalf of Swellendam Local Municipality by *Eco Impact Legal Consulting (Pty) Ltd* has reference.

The Breede- Gouritz Catchment Management Agency (BGCMA) has reviewed the information provided to the BGCMA. The BGCMA supports the proposed development with the following conditions:

1. The proposed development constitute Water Use Licence in term of Section 21 water use activities of the National Water Act, no.36 of 1998 for the following water uses and must be lodged at this office:
 - Upgrades to attenuation of Dam 4 & 5- triggers water use authorisation in terms Section 21 (b) of the National Water Act, 1998 (Act 36 of NWA, 1998);
 - Due to the location of the proposed upgrades of dams within non perennial drainage line, a water use authorization is therefore required for the activities;
 - The applicant must investigate whether the sewage infrastructure will passes any water resource. Should it cross water resource water use authorisation will also be required for this activity;
 - Road crosses water resource- triggers water use authorisation Section 21 (c) & (i) of the National Water Act, 1998 (Act 36 Of NWA, 1998)
2. Assessment of any water use activity which might have negative impact on the water resource must be done;
3. Copy of Environmental Authorisation in support of proposed development must be submitted to this office; and
4. Support of the proposed development depends also on public participation positive comments.

There is now an online application of water use authorization and the link is <http://164.151.129.107/ewulaasprod/> and then go to Applicant-Register on the site. Please register as an applicant, once you register you will be provided with the password, then apply and upload supporting document

Please be advised that no activities may commence without the appropriate approvals/authorizations where needed from the responsible authority. The onus remains with the registered property owner to confirm adherence to any relevant legislation that such activities might trigger and/or need authorization for.

This office reserves the right to amend and revise its comments as well as to request any further information.

Please do not hesitate to contact this office if you have any further queries. Please ensure to quote the above reference in doing so.

Yours faithfully,



MR JAN VAN STADEN

CHIEF EXECUTIVE OFFICER (Acting)

postal Private Bag X5014 Stellenbosch 7599
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website www.capenature.co.za
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email crampartab@capenature.co.za
reference SSD14/2/5/1/7/3/Erf1_housing_Swellendam
date 25 July 2018

Eco Impact Environmental Consulting
P.O. Box 45070
Claremont
7735

Attention: Yolandie Henstock

Dear Ms. Henstock

Draft Scoping Report for Swellendam Housing Project: Erf 1/Re, Swellendam
(DEA&DP ref no: 16/3/3/6/7/2/E3/10/1022/17)

CapeNature would like to thank you for the opportunity to comment on the application and would like to make the following comments. Please note that our comments only pertain to the biodiversity-related impacts and not to the overall desirability of the application.

CapeNature's comments on the pre-application scoping report (12 June 2017) remain relevant for this round of public participation. In particular, the request for an independent botanical specialist study.

According to the Western Cape Biodiversity Spatial Plan (2017), the proposed road in the north-western section of Site H will intersect with a fragment of Critical Biodiversity Area in good condition (CBA1) that is associated with the non-perennial watercourse. The remainder of this watercourse is classified as an Ecological Support Area with restoration potential (ESA2); it is within this watercourse that four attenuation dams are proposed. Given that the watercourse will be adversely impacted upon by the development, CapeNature suggests that a freshwater ecology specialist is consulted for input.

Several upgrades are required for basic service delivery. CapeNature requests that the applications for these upgrades are submitted to CapeNature for comment.

CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.

Yours sincerely



Chanel Rampartab
For: Manager (Scientific Services)

cc. Rhett Smart, CapeNature



**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/2/E3/10/1036/18
ENQUIRIES: Ms. Arabel McClelland
DATE: 2018 -07- 30

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

ACKNOWLEDGEMENT OF RECEIPT OF THE FINAL SCOPING REPORT AND AMENDED APPLICATION FORM IN TERMS OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014, FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM

1. The final Scoping Report dated July 2018, received by this Department on 20 July 2018, refers.
2. This letter serves as an acknowledgement of receipt of the aforementioned document by this Department.
3. This Department will consider the Scoping Report within the prescribed time period and advise you accordingly.
4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

CC: (1) Ms. Y. Henstock (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelsner (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

Email: admin@ecoimpact.co.za
Fax: (021) 483 5510
Fax: (028) 514 2694



**Western Cape
Government**

Environmental Affairs and
Development Planning

Directorate: Development Management
(Region 2)

REFERENCE: 16/3/3/2/E3/10/1036/18

ENQUIRIES: Ms. Arabel McClelland

DATE: 31/08/2018

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100

Fax: (028) 514 2694

Dear Sir

ACCEPTANCE OF THE FINAL SCOPING REPORT AND PLAN OF STUDY FOR AN ENVIRONMENTAL IMPACT ASSESSMENT IN TERMS OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014, FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM

1. The final Scoping Report dated July 2018, received by this Department on 20 July 2018, and the Department's correspondence dated 30 July 2018, refer.
2. This letter serves to inform you that the abovementioned document has been accepted by the Department.
3. You are hereby advised that the Environmental Impact Assessment ("EIA") Report must contain all information set out in Appendix 3 of the EIA Regulations, 2014, and must also include the information requested in this letter. Omission of any of the said information may result in the application for Environmental Authorisation being refused.
4. An Environmental Management Programme ("EMPr") that contains all information set out in Appendix 4 of the EIA Regulations, 2014, must be compiled that addresses the potential environmental impacts of the activity on the environment throughout the project life cycle, i.e. the EMPr must address impacts in respect of the planning and design, pre-construction and construction activities, operation of the activity, rehabilitation of the environment and closure/decommissioning (if applicable). The Department would like to advise that in compiling the EMPr the Department's Guideline for Environmental Management Programmes (available from the Department's website (http://www.westerncape.gov.za/eng/your_gov/406/services/11537/10199) must be taken into account.

5. Note that the specialist reports must be appended to the EIA Report. Please ensure that these specialist reports contain all information specified in Appendix 6 of the EIA Regulations, 2014.
6. In addition to the above, the Environmental Assessment Practitioner ("EAP") must submit a minimum of two copies of the draft EIA Report and EMPr to the Department for a **30-day** comment period. The draft EIA Report and EMPr must also be made available to all relevant State Departments/Organs of State that administer laws relating to a matter affecting the environment, for a 30-day comment period. The EAP must notify the Department in writing of the date the draft EIA Report and EMPr was submitted to the relevant State Departments/Organs of State and clearly indicate whether or not such State Departments/Organs of State were notified of the **30-day** comment period in terms of Section 24O of NEMA. It is imperative that State Departments/Organs of State are in possession of the draft Reports when the EAP issues them with the notice in terms of Section 24O of NEMA. **Please note that the EAP is responsible for such consultation.** Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments/Organs of State in terms of Section 24O(2) and (3) of NEMA in the draft EIA Report, where appropriate.
7. The practitioner must record and respond to all comments received. The comments and responses must be captured in a Comments and Responses Report and must also include a description of the public participation process followed. This report must also be included in the public participation information to be attached to the EIA report submitted for a decision.
8. Please ensure that comments from all the relevant Organs of State, including any comments from the Department, are submitted with the EIA Report.
9. You must now proceed with the EIA process in accordance with the tasks outlined in the plan of study for the EIA.
10. The Department awaits the submission of the EIA Report as prescribed by the EIA Regulations, 2014. In accordance with Regulation 23(1) of the EIA Regulations, 2014, the EIA Report and EMPr must be submitted to this Department for decision within a period of **106 days from the date of this letter**. If, however, significant changes have been made or significant new information has been added to the EIA Report, the applicant/EAP must notify the Department that an additional 50 days (i.e. 156 days from the date of the acceptance of the Scoping Report by the Department) would be required for the submission of the EIA Report. The additional 50 days must include a minimum 30-day commenting period to allow registered I&APs to comment on the revised report and/or additional information.
11. If the EIA Report and EMPr are not submitted within the prescribed timeframe, the application will lapse in terms of Regulation 45 of the EIA Regulations, 2014, and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated. A new Application Form would have to be submitted and the prescribed application fee would have to be paid again.

12. Please note that two printed copies as well as two electronic copies (saved on CD/DVD) of the final EIA Report and EMPr must be submitted to the Department for decision.
13. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
14. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.
15. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



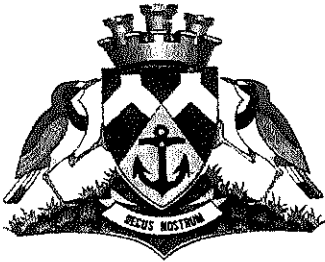
HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 2
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

CC: (1) Ms. Y. Henstock (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelser (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

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OVERBERG

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20 November 2018

ECO IMPACT ENVIRONMENTAL HEALTH & SAFETY LEGAL CONSULTING

P.O Box 45070
Claremont
7735

For attention: Jessica le Roux

**RE: DRAFT ENVIRONMENTAL IMPACT ASSESSMENT REPORT: SWELLENDAM
HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM**

DEA&DP REF: 16/3/3/2/E3/10/1036/18

The Environmental Management Services Department of the Overberg District Municipality take cognisance of the draft Environmental Impact Assessment.

This Department has no objection in terms of the site location and preferred layout of the proposed housing development.

With reference to previous correspondence (31 May 2017 and 11 July 2018) the main concern remains the impact the proposed development will have on the existing service delivery infrastructure. The letter from Swellendam Municipality, dated 21 June 2018, confirming infrastructure capacity is noted.

Yours faithfully

**D P BERETTI
MUNICIPAL MANAGER**

BREDE-GOURITZ

Catchment Management Agency
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E-mail: slupa@bgcma.co.za
Date: 23/11/2018

Ecoimpact
P. O. Box 45070
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admin@ecoimpact.co.za

Attention: Yolandie Henstock

COMMENT: DRAFT ENVIRONMENTAL IMPACT ASSESSMENT REPORT FOR THE SWELLENDAM HOUSING PROJECT ON REMAINING EXTENT OF ERF 1, SWELLENDAM.

A Draft Environmental Impact Assessment Report for the Swellendam Housing Project on Remaining Extent of ERF 1, Swellendam received by BGCMA on 30 October 2018 has reference.

BGCMA would like to acknowledge receipt of a Water Use Licence Application (WULA) for the proposed development as reflected in the acknowledgement letter of 18 July 2018 which was generated by the ewulaas. It is therefore, during this process of WULA evaluation that all water resources related issues would be comprehensively addressed.

NOTE: For any further communication, it is of paramount importance to reflect both the WULA's file number and reference number when referring to the submitted WULA.

General

- No water must be taken from a water resource for any purpose without authorisation from the National Water Act, 1998 (Act 36 of 1998).
- No waste or water containing waste may be disposed without authorisation from the National Water Act, 1998 (Act 36 of 1998) and National Environmental Management: Waste Act, 2008 (Act 59 of 2008).
- All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to.
- No pollution of surface water or groundwater resources may occur.
- Stormwater management must be addressed both in terms of flooding, erosion and pollution potential.
- No stormwater runoff from any premises containing waste, or water containing waste emanating from industrial activities and premises may be discharged into a water resource. Polluted stormwater must be contained.

Please be advised that no activities may commence without the appropriate approvals/authorisations where needed from the responsible authority. The onus remains with the registered property owner to confirm adherence to any relevant legislation that such activities might trigger and/or need authorisation for. The Department of Water and Sanitation (DWS) has issued notice no 131 of 2017 regulations that require the taking of water for irrigation purposes be measured, recorded and reported.

This office reserves the right to amend and revise its comments as well as to request any further information.

Please do not hesitate to contact this office if you have any further queries. Please ensure to quote the above reference in doing so.

Yours faithfully,



JAN VAN STADEN
CHIEF EXECUTIVE OFFICER (ACTING)



ENQUIRIES: G. Frantz

Attention: Ms Yolandi Henstock
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Claremont
7735

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**COMMENTS ON THE PROPOSED SWELLENDAM HOUSING PROJECT ON REMAINDER
EXTENT ON ERF 1, SWELLENDAM. DRAFT ENVIRONMENTAL IMPACT REPORT (DEIR).**

The Directorate: Pollution & Chemicals & Chemicals Management (D: PCM) hereby acknowledges receipt of the above-mentioned application on 26 October 2018. The D: PCM has reviewed the above-mentioned document and has the following comments:

Sanitation Management

- 2.1 The D: PCM notes the fact that, currently, the Swellendam Waste Water Treatment Works (WWTW) does not have sufficient capacity to accommodate sewage flows from the proposed development.
- 2.2 With the current capacity shortfall at the Stanford WWTW, the D: PCM does not support the commencement of construction work for the development until such time that the Swellendam WWTW has been fully upgraded to accommodate the sewage load from the proposed development.

Please contact Gunther Frantz at the contact details indicated, should you have any enquiries to these comments.

Yours faithfully,

Wilna Kloppers (Mrs)

Director: Pollution & Chemicals Management

Date: 23/11/2018



REFERENCE: 16/3/3/2/E3/10/1036/18

ENQUIRIES: Ms. Arabel McClelland

DATE: 2018 -11- 29

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

COMMENT ON THE DRAFT ENVIRONMENTAL IMPACT ASSESSMENT REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM

1. The Environmental Impact Assessment Report ("EIR") dated October 2018, received by this Department on 26 October 2018, and the Department's correspondence dated 31 October 2018, refer.
2. Further to review of the information submitted to this Department, the following is noted:
 - 2.1. The proposal entails the development of a subsidised housing project, comprising of 950 residential, four community facility, two business, three mixed use and ten public open space erven.
 - 2.2. Associated infrastructure, including internal roads, service infrastructure and attenuation dams, will also be constructed. The proposal also includes offsite upgrades of infrastructure.
 - 2.3. The total area to be developed is approximately 25.3ha.
 - 2.4. The proposed development will be located on the remaining extent of Erf No. 1, on the eastern edge of Swellendam.
 - 2.5. Currently the subject portions of the property are vacant and considered to be located outside an urban area.
3. The following is the Department's provisional comment on the draft EIR:
 - 3.1. Comments from, but not limited to, the following relevant authorities must be obtained during the Public Participation Process ("PPP"):

- Department of Agriculture;
 - Breede Gouritz Catchment Management Agency ("BGCMA");
 - CapeNature;
 - Overberg District Municipality; and
 - Swellendam Municipality: Environmental and Planning Section.
- 3.2. Please note that the descriptions of the listed activities contained in Table 2 (pages 21 to 23) are not the latest versions of the listed activities. Please ensure the listed activities included in the EIR reflect the amendments promulgated for the Environmental Impact Assessment Regulations and Listing Notices 1, 2 and 3 on 7 April 2017.
- 3.3. Based on the additional information relating to service infrastructure associated with the proposed development, it is noted that the proposed bulk water and sewer reticulation pipelines do not exceed the thresholds applicable to Activities 9 and 10 of Listing Notice 1. Furthermore, it is evident that some upgrades to the existing water and sewer networks will be undertaken within the urban area to the south and west of the site, and therefore fall within the exclusionary provision of these listed activities. Therefore, Activities 9 and 10 of Listing Notice 1 are not considered to be triggered by the proposed development.
- 3.4. Further to the above, however, it is noted that infrastructure connecting to the new development site will extend beyond the urban area and will necessitate crossing the drainage channel to the west of the site. On this basis, Activity 12 of Listing Notice 1 will be triggered by the construction and installation of the new road and pipelines on the western edge of the site, where the structures and infrastructure will result in a development footprint of 100m² or more within 32m of the watercourse.
- 3.5. The Plan of Study for the EIA phase of the environmental application, accepted by the Department on 31 August 2018, stated a "*second assessment by a 3rd party specialist*" with respect to the undertaking of a Botanical Assessment. Based on the documentation submitted with the draft EIR, the Ecological Baseline Assessment, dated May 2018, as previously included with the Scoping phase of the application, has been supplemented by an initial "Botanical Baseline Assessment of five potential housing sites in Swellendam", compiled by Nick Helme Botanical Surveys and dated 29 November 2017, which predates the revised ecological baseline assessment. It is evident that this "assessment" is similarly a relatively high-level screening assessment of the housing sites initially proposed by the applicant. It does not assess in detail the preferred site, identify potential impacts or recommend mitigation measures. The preferred site, and subject of the current application, is described in a single paragraph on page 10 of the report. This specialist report, therefore, does not adequately meet the requirements of a botanical assessment for the EIA phase of the environmental application, as outlined in Appendix 6 of the EIA Regulations, 2014, or as implied by the Plan of Study submitted to the Department with the final Scoping Report, or in the responses provided to the Competent Authority and commenting authorities in the Comments and Response Report (included in Appendix D of the draft EIR).

The third bullet point on page 14 of the report states that *“Areas H and I present no significant botanical constraints to the proposed development, and these areas thus present the best opportunities for the expansion of housing in the study area, along the low sensitivity portion of Area B.”* This, coupled with the conclusion of the ecological baseline assessment, indicates that the potential impact of the proposed development on the receiving environment from a botanical perspective may be low. However, it is requested that CapeNature provide comment on the adequacy of the botanical input received to date and the findings and recommendations of the specialist input included with the EIR.

- 3.6. It is noted that the Freshwater Ecological Impact Assessment (dated 23 September 2018) was compiled by Eco Impact Legal Consulting (Pty) Ltd. Please be advised that as previously indicated a Freshwater Impact Assessment must be conducted by an appropriately qualified independent specialist with the relevant expertise. Please note that a Freshwater Ecological Impact Assessment compiled by an appropriately qualified independent specialist, or an independent external review of the existing Freshwater Ecological Impact Assessment, conducted by an appropriately qualified independent specialist, must be undertaken and included in a revised EIR. This revised EIR must be made available to registered interested and affected parties and commenting authorities for a 30-day commenting period.
- 3.7. Please ensure all mitigation measures proposed by the specialists are included in the EIR and the Environmental Management Programme (“EMPr”), where relevant. This is with particular reference to watercourse related management and mitigation measures during the construction phase.
- 3.8. Appendix F1 contains a Maintenance Management Plan (“MMP”), inclusive of method statements. However, although it is accepted that “Activity C” (page 21) and “Activity D” (page 22), which relate to erosion protection and removal of sediment, will be largely similar in terms of actions, it is queried whether these method statements should be identical. It is recommended that the method statements are reviewed and tailored to the specific actions.
- 3.9. You are reminded to include all correspondence with the BGCMA in the final EIR submitted to the Department for decision-making, including where this correspondence relates to the Water Use Licence Application that is currently underway.
- 3.10. The applicant/Environmental Assessment Practitioner (“EAP”) is reminded to include the following PPP information, in terms of the EIA Regulations, 2014 (as amended), in the EIR for decision-making:
 - 3.10.1. Details of the public participation process undertaken in terms of regulation 41 of these Regulations, including copies of the supporting documents and inputs; and

- 3.10.2. A summary of the issues raised by Interested and Affected Parties ("I&APs"), and an indication of the manner in which the issues were incorporated, or the reasons for not including them.
- 3.11. Please note that omission of any required information in terms of Appendices 3 and 4 of the EIA Regulations, 2014, with regards to the submission to the Department of the EIR may result in the application for environmental authorisation being refused.
4. Kindly quote the abovementioned reference number in any future correspondence in respect of the pre-application.
5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.
6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



**HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 1
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1) Ms. Y. Henstock (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelser (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)
(4) Mr. A. Oosthuizen (DEA&DP: Directorate Development Facilitation)
(5) Ms. C. Rampartab (CapeNature)

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The Director/s
Eco Impact Legal Consulting (Pty) Ltd
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7735

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For attention: Ms Jessica Hansen

Dear Madam

**COMMENT ON THE DRAFT EIR REPORT FOR THE PROPOSED SWELLENDAM HOUSING PROJECT, REMAINING
EXTENT OF ERF 1, SWELLENDAM, DEA&DP REF NO. 16/3/3/6/7/2/E3/10/1022/17**

1. To respond to a request for comments on the above-mentioned draft EIR Report dated 26 October 2018, as received by this Department of Environmental Affairs & Development Planning, Sub-directorate: Waste Management Planning ("the Department"), on the same day.
2. The Sub-Directorate: Waste Management Planning appreciates that the previous comments have been taken into consideration, however the applicant must ensure that waste which is temporarily stored at the facility, may not be stored for a period longer than 90 (ninety) at the facility referred to our letter dated 25 May 2018, has not been addressed. The applicant is required to adhere to the "National Norms and Standards for the Storage of Was" in terms of Government Notice No. 926 of 29 November 2013, if the volumes of waste stored exceeds 80m³ for hazardous waste and/or 100m³ for general waste.
3. The Department reserves the right to revise initial comments and request further information based on new information received.

Yours faithfully

AUGUST HOON

DEPUTY DIRECTOR: WASTE MANAGEMENT

DATE: 26/11/2018

CC: Arabel McClelland

DEADP: Development Management

Email: Arabel.McClelland@westerncape.gov.za

Tel: (021) 483 2660

CC: Melinda Groenewald

DEADP: Waste Management

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reference SSD14/2/5/1/7/3/Erf1_housing_Swellendam2
date 11 December 2018

Eco Impact Environmental Consulting
P.O. Box 45070
Claremont
7735

Attention: Yolandie Henstock

Dear Ms. Henstock

Draft Environmental Impact Report for housing project: Erf 1/Re, Swellendam
(DEA&DP ref no: 16/3/3/6/7/2/E3/10/1022/17)

CapeNature would like to thank you for the opportunity to comment on the application and would like to make the following comments. Please note that our comments only pertain to the biodiversity-related impacts and not to the overall desirability of the application.

CapeNature commented previously on this application, particularly requesting an independent botanical study and a freshwater ecology study.

The impact table provided in the main report states that the residual impact of the development on the loss of indigenous vegetation is medium after mitigation. However, the botanical baseline assessment did not assess Site H in detail nor was a detailed impact table provided. Additionally, this impact significance differs from that mentioned in the ecological baseline study (updated May 2018). CapeNature requires clarification on the source of this impact significance. Furthermore, CapeNature requests clarification on the link between the botanical baseline study and the ecological baseline study, and how these two reports were integrated into the main report.

The botanical baseline assessment was compiled in November 2017, but was omitted from the Draft Scoping Report in July 2018, and only included in the current Draft EIR. CapeNature requests that the botanical specialist provide further assessment of Site H and a detailed impact table thereof. CapeNature also requests clarification of the reasons for omitting the botanical baseline report from the Draft Scoping Report.

The botanical specialist reported that some areas mapped as ESA and CBA2 were pristine and should have been rather categorised as CBA1. However, note that the ESA and CBA categorisations themselves cannot be ground-truthed by botanical specialists. Rather, botanical specialists may ground-truth the parameters of the modelling algorithm. A verification protocol and submission form may be obtained from <http://bgis.sanbi.org/Projects/Detail/194> should the specialist wish to submit ground-truthed parameters.

CapeNature supports the request from the Department of Environmental Affairs and Development Planning (reference: 16/3/3/2/E3/10/1036/18) that an independent freshwater specialist undertakes the freshwater specialist study, or at the least, an independent freshwater specialist vets the current freshwater report.

In conclusion, CapeNature requests further botanical detail on Site H, and input from an independent freshwater specialist.

CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.

Yours sincerely



Chanel Rampartab

For: Manager (Scientific Services)

cc. Rhett Smart, CapeNature
Arabel McClelland, Department of Environmental Affairs and Development Planning



REFERENCE: 16/3/3/2/E3/10/1036/18

ENQUIRIES: Ms. Arabel McClelland

DATE: 2018 -12- 1 9

The Municipal Manager
Swellendam Municipality
Private Bag X11
SWELLENDAM
6740

Attention: Mr. J. Engel

Tel: (028) 514 1100
Fax: (028) 514 2694

Dear Sir

ACKNOWLEDGEMENT OF RECEIPT OF THE NOTIFICATION OF EXTENSION IN TERMS OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 FOR THE PROPOSED SWELLENDAM HOUSING PROJECT ON THE REMAINING EXTENT OF ERF NO. 1, SWELLENDAM

1. The Environmental Impact Assessment Report ("EIR") dated October 2018, received by this Department on 26 October 2018, the Department's correspondence dated 31 October 2018 and 29 November 2018, and the correspondence dated 14 December 2018, as received by the Department on the same day, refer.
2. This letter serves as an acknowledgement of receipt of the aforementioned correspondence by this Department.
3. The Department notes that in terms of sub-regulation 23(1)(b) of the Environmental Impact Assessment ("EIA") Regulations, 2014 (as amended), the final EIR for decision must be submitted within **156 days** of Acceptance of the Scoping Report by the Department, calculated from 31 August 2018.
4. Please be reminded that the additional 50 days must include a minimum 30-day commenting period to allow registered interested and affected parties to comment on the revised report.
5. In the event that the final EIR is not received within the specified timeframe, the application will lapse in terms of Regulation 45 of the EIA Regulations, 2014, and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated. A new Application Form would have to be submitted and the prescribed application fee would have to be paid again.

6. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
7. Please note that the activity may not commence prior to an Environmental Authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an Environmental Authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.
8. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully



**HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 1
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1) Ms. J. Hansen (Eco Impact Legal Consulting (Pty) Ltd)
(2) Ms. E. Pelsner (Department of Human Settlements)
(3) Mr. R. Brunings (Swellendam Municipality)

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