

## **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 **10<sup>th</sup> of February 2017.**

The notice boards were placed on site from **6<sup>th</sup> 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 AND Draft Scoping Reports 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 6<sup>th</sup> 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 <b>Basic Assessment Listed Activity(ies)</b> as set out in <b>Listing Notice 1</b> (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 litres 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	<b>The development of-</b> (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) <b>buildings exceeding 100 square metres in size;</b> (xi) boardwalks exceeding 100 square metres in size; or (xii) <b>infrastructure or structures with a physical footprint of 100 square metres or</b>

	<p><b>more;</b></p> <p><b>where such development occurs-</b></p> <p><b>(a) within a watercourse;</b>  (b) in front of a development setback; or  <b>(c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse; -</b></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>
19	<p><b>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-</b></p> <p><b>(i) a watercourse;</b>  (ii) the seashore; or  (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;  (b) is for maintenance purposes undertaken in accordance with a maintenance management plan; or  (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  (ii)a road with a reserve wider than 13,5 meters, or where no reserve exists where the road is wider than 8 metres;  but excluding  (a)roads which are identified and included in activity 27 in Listing Notice 2 of 2014; or  (b)roads where the entire road falls within an urban area.</p>
Activity No(s):	Provide the relevant <b>Basic Assessment Listed Activity(ies)</b> as set out in <b>Listing Notice 3</b> (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:  i. Areas outside urban areas;  (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 <b>Scoping and EIR Listed Activity(ies)</b> as set out in <b>Listing Notice 2</b> (GN No. R. 984)
15	<b>The clearance of an area of 20 hectares or more of indigenous vegetation</b> , 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](mailto: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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	<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-</p> <p>(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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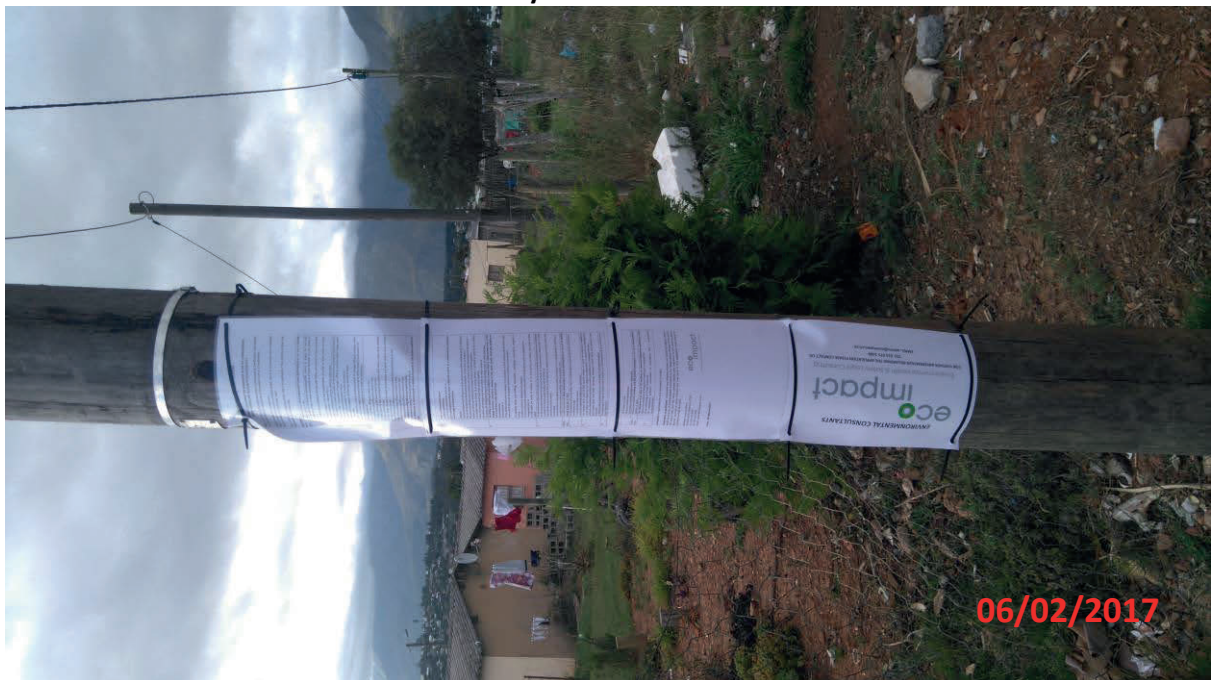
**Date: 10 February 2017**



**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.**



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## NOTICE PUBLISHED IN NEWSPAPER

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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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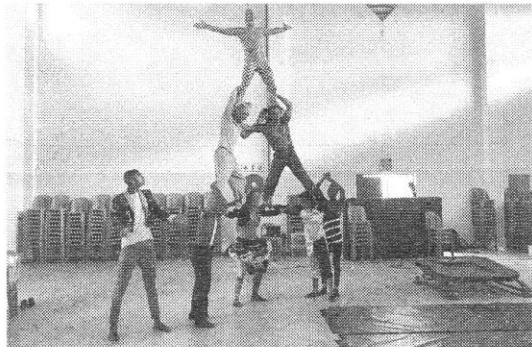
**RAILTON FOUNDATION SWELLENDAM  
THE CIRCUS WAS IN TOWN**

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 Olyfkrans 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 SWELLENDAM  
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

110

16

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

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC23052338ZA  
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

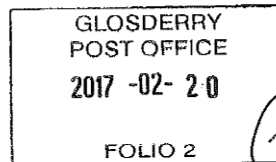
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230523443ZA  
A BOOK COPY

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



18

RE/6943 – Ms M Jansen  
Asterlaan 35  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230523408ZA  
**A BOOK COPY**

RE/6945 – Mr JJ Rudolph  
Asterlaan 39  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230523559ZA  
**A BOOK COPY**

RE/6947 – Ms DE Thompson  
Asterlaan 43  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230530033ZA  
**A BOOK COPY**

RE/6949 – Ms P Witbooi  
Asterlaan 47  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230530055ZA  
**A BOOK COPY**

RE/ 6951 – Mr VJ Shibili  
Asterlaan 51  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230530078ZA  
**A BOOK COPY**

RE/6953 – Mr P Pieters  
Asterlaan 55  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526127ZA  
**A BOOK COPY**

RE/6955 – Mr NJ Moodie  
Asterlaan 59  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526060ZA  
**A BOOK COPY**

RE/6957 – Mr JA Du Plessis  
Asterlaan 63  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526087ZA  
**A BOOK COPY**

RE/6959 – Ms RCM Snyders  
Asterlaan 67  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526100ZA  
**A BOOK COPY**

RE/6944 – Mr DF Pietersen  
Asterlaan 37  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230523465ZA  
**A BOOK COPY**

RE/6946 – Ms M De Vie  
Asterlaan 41  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230530020ZA  
**A BOOK COPY**

RE/6948- Mr DT Daries  
Asterlaan 45  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230530047ZA  
**A BOOK COPY**

RE/6950 – Mr C Hlomela  
Asterlaan 49  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230530064ZA  
**A BOOK COPY**

RE/6952 – Mr J Pieters  
Asterlaan 53  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526161ZA  
**A BOOK COPY**

RE/6954 – Ms L Slingers  
Asterlaan 57  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526144ZA  
**A BOOK COPY**

RE/6956 – Ms AR Murphy  
Asterlaan 61  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526135ZA  
**A BOOK COPY**

RE/6958 – Ms H Davids  
Asterlaan 65  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526158ZA  
**A BOOK COPY**

RE/6960 – Ms UM Gertzen  
Asterlaan 69  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526175ZA  
**A BOOK COPY**

GLOSDERRY  
POST OFFICE  
2017 -02- 20  
FOLIO 2

18

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

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525342ZA  
A BOOK COPY

RE/3317 – Mr J Windvoel  
Resiebaan Straat 77  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525400ZA  
A BOOK COPY

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

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525461ZA  
A BOOK COPY

RE/3319 – Windvogel  
Reisiebaan Straat 73  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525528ZA  
A BOOK COPY

RE/3320 – Mr RJ – Franse  
Reisiebaan Straat 71  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525585ZA  
A BOOK COPY

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

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525648ZA  
A BOOK COPY

RE/3323 – Mr AS Heunis  
Reisiebaan Straat 65  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525705ZA  
A BOOK COPY

RE/3324 – Mr J Adams  
Reisiebaan Straat 63  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525767ZA  
A BOOK COPY

RE/3325 – Ms NK – Witbooi  
Reisiebaan Straat 61  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525824ZA  
A BOOK COPY

RE/3326 – Mr JJ Frederick  
Resiebaan Straat 59  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525886ZA  
A BOOK COPY

RE/3327 – Ms MS Snyman  
Reisiebaan Straat 57  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525943ZA  
A BOOK COPY

RE/3328 – Mr HJ Jonkers  
Reisiebaan Straat 55  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526008ZA  
A BOOK COPY

RE/Ms C Mans  
Reisiebaan Straat 53  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525360ZA  
A BOOK COPY

RE/3330 – Ms I Kiewiets  
Resiebaan Straat 51  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525427ZA  
A BOOK COPY

RE/3331 – Mr H Snyman  
Reisiebaan Straat 49  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525489ZA  
A BOOK COPY

RE/3332 – Ms CM Witbooi  
Reisiebaan Straat 47  
Swellendam  
6740

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525546ZA  
A BOOK COPY

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

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525603ZA  
A BOOK COPY

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

**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525665ZA  
A BOOK COPY

GLOSDERRY  
POST OFFICE  
2017 -02- 20

FOLIO 2

18

RE/7247 – Ms K Windvoel  
Laventel Straat 3  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525722ZA  
A BOOK COPY

RE/7249 – Mr T Ntai  
Abelia Straat 4  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525841ZA  
A BOOK COPY

RE/7251 – Mr R Manuel  
Abelia Straat 8  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525900ZA  
A BOOK COPY

RE/7253 – Ms E Jonas  
Abelia Straat 12  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526025ZA  
A BOOK COPY

RE/7255- Ms V Vollenhoven  
Abelia Straat 16  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525387ZA  
A BOOK COPY

RE/7257 – Ms ME Davids  
Abelia Straat 20  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525625ZA  
A BOOK COPY

RE/7259 – Mr VE Schoeman  
Abelia Straat 24  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525740ZA  
A BOOK COPY

RE/7261 – Ms E Porter  
Abelia Straat 26A  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525869ZA  
A BOOK COPY

RE/7263 – Mr HJ Kannemeyer  
Abelia Straat 28  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525988ZA  
A BOOK COPY

RE/7248 – Mr JJ Arendse  
Abelia Straat 2  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525784ZA  
A BOOK COPY

RE/7250 – Ms H Marthinus  
Abelia Straat 10  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525444ZA  
A BOOK COPY

R/7252 – Mr JJ Stanley  
Abelia Straat 6  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525965ZA  
A BOOK COPY

RE/7254 – Ms D Jantjies  
Abelia Straat 14  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525501ZA  
A BOOK COPY

RE/7256 – Mr N Makhala  
Abelia Straat 18  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525563ZA  
A BOOK COPY

RE/7258 – Mr C Thompson  
Abelia Straat 22  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525682ZA  
A BOOK COPY

RE/7260 – Ms H Petersen  
Abelia Straat 26  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525807ZA  
A BOOK COPY

RE/7262 – Mr PD Slingers  
Abelia Straat 26B  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525926ZA  
A BOOK COPY

RE/7264 – Mr D Petersen  
Abelia Straat 30  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230526042ZA  
A BOOK COPY

GLOSDERRY  
POST OFFICE  
2017 -02- 20  
FOLIO 2



*[Handwritten signature]*



RE/7265 – Ms M Kapiva  
Abelia Straat 32  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230524982ZA  
**A BOOK COPY**

RE/7267 – Mr J Kees  
Abelia Straat 36  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525104ZA  
**A BOOK COPY**

RE/7269 – Mr D Balani  
Abelia Straat 40  
Swellendam  
6740  
**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  
**A BOOK COPY**

RE/7273 – Ms A Jansen  
Abelia Straat 48  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525121ZA  
**A BOOK COPY**

RE/7275 – Ms LD Pekeur  
Abelia Straat 52  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525245ZA  
**A BOOK COPY**

RE/7277 – Mr NDC George  
Abelia Straat 56  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525020ZA  
**A BOOK COPY**

RE/7279 – Mr A Meiring  
Abelia Straat 60  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525149ZA  
**A BOOK COPY**

RE/7281 – Mr G Claassen  
Abelia Straat 64  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525268ZA  
**A BOOK COPY**

RE/7266 – Mr JJ Temmers  
Abelia Straat 34  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525047ZA  
**A BOOK COPY**

RE/7268 – Mr W Platjies  
Abelia Straat 38  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525166ZA  
**A BOOK COPY**

RE/7270 – Mr MD Maingqi  
Abelia Straat 42  
Swellendam  
6740  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525002ZA  
**A BOOK COPY**

RE/7272 – Ms R Biko  
Abelia Straat 44  
Swellendam  
6740  
**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  
**REGISTERED LETTER**  
(with a domestic insurance option)  
RC230525308ZA  
**A BOOK COPY**

RE/7278 – Ms D Goliath  
Abelia Straat 58  
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**

GLOSDERRY  
POST OFFICE  
2017 -02- 20  
FOLIO 2

18/2

RE/7283 – Mr H Manuels ✓  
Abelia Straat 68 **REGISTERED LETTER**  
(with a domestic insurance option)  
Swellendam RC230526731ZA  
6740 **A BOOK COPY**

RE/7285 – Mr F Slingsers ✓  
Abelia Straat 72 **REGISTERED LETTER**  
(with a domestic insurance option)  
Swellendam RC230526855ZA  
6740 **A BOOK COPY**

RE/7284 – Mr C Buthi ✓  
Abelia Straat 70 **REGISTERED LETTER**  
(with a domestic insurance option)  
Swellendam RC230526793ZA  
6740 **A BOOK COPY**

RE/7286 – Ms P Matthyse ✓  
Abelia Straat 74 **REGISTERED LETTER**  
(with a domestic insurance option)  
Swellendam RC230526918ZA  
6740 **A BOOK COPY**

GLOSDERRY  
POST OFFICE  
2017 -02- 20  
FOLIO 2

4

**TABLE 1: LIST OF KEY DEPARTMENTS**

<b>STAKEHOLDER</b>	<b>CONTACT PERSON</b>	<b>TELEPHONE</b>	<b>FAX NUMBER</b>	<b>EMAIL ADDRESS</b>
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	<a href="mailto:info@odm.org.za">info@odm.org.za</a>
Swellendam Local Municipality PO Box 20 Swellendam 6740	Mayor / Municipal Manager / Ward Councillor(s)	028 514 8500	028 514 2694	<a href="mailto:info@swellenmun.gov.za">info@swellenmun.gov.za</a>
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	<a href="mailto:Wilna.kloppers@westerncape.gov.za">Wilna.kloppers@westerncape.gov.za</a>
DEA&DP: Waste Management Private Bag X9086 Cape Town 8000	Mr. Eddie Hanekom	021 483 2728	021 483 4425	<a href="mailto:ehanekom@westerncape.gov.za">ehanekom@westerncape.gov.za</a>

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  
6740

RE/6943 – Ms M Jansen  
Asterlaan 35  
Swellendam  
6740

RE/6945 – Mr JJ Rudolph  
Asterlaan 39  
Swellendam  
6740

RE/6926 – Mr J Joseph  
Asterlaan 12A  
Swellendam  
6740

RE/6928 – Mr J Bron  
Asterlaan 16  
Swellendam  
6740

RE/6932 – Ms J Kleinhans  
Asterlaan 13  
Swellendam  
6740

RE/6934 – Mr T De Wee  
Asterlaan 17  
Swellendam  
6740

RE/6936 – Mr AJ Arendse  
Asterlaan 21  
Swellendam  
6740

RE/6938 – Mr JL Ludick  
Asterlaan 25  
Swellendam  
6740

RE/6940 – Mr A Jacobs  
Asterlaan 29  
Swellendam  
6740

RE/6942- Ms M Williams  
Asterlaan 33  
Swellendam  
6740

RE/6944 – Mr DF Pietersen  
Asterlaan 37  
Swellendam  
6740

RE/6946 – Ms M De Vie  
Asterlaan 41  
Swellendam  
6740

RE/6947 – Ms DE Thompson  
Asterlaan 43  
Swellendam  
6740

RE/6949 – Ms P Witbooi  
Asterlaan 47  
Swellendam  
6740

RE/ 6951 – Mr VJ Shibili  
Asterlaan 51  
Swellendam  
6740

RE/6953 – Mr P Pieters  
Asterlaan 55  
Swellendam  
6740

RE/6955 – Mr NJ Moodie  
Asterlaan 59  
Swellendam  
6740

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  
6740

RE/6948- Mr DT Daries  
Asterlaan 45  
Swellendam  
6740

RE/6950 – Mr C Hlomela  
Asterlaan 49  
Swellendam  
6740

RE/6952 – Mr J Pieters  
Asterlaan 53  
Swellendam  
6740

RE/6954 – Ms L Slingers  
Asterlaan 57  
Swellendam  
6740

RE/6956 – Ms AR Murphy  
Asterlaan 61  
Swellendam  
6740

RE/6958 – Ms H Davids  
Asterlaan 65  
Swellendam  
6740

RE/6960 – Ms UM Gertzen  
Asterlaan 69  
Swellendam  
6740

RE/3317 – Mr J Windvoel  
Reisiebaan Straat 77  
Swellendam  
6740

RE/3319 – Windvogel  
Reisiebaan Straat 73  
Swellendam  
6740

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

RE/ 3323 – Mr AS Heunis  
Reisiebaan Straat 65  
Swellendam  
6740

RE/3325 –Ms NK – Witbooi  
Reisiebaan Straat 61  
Swellendam  
6740

RE/3327 – Ms MS Snyman  
Reisiebaan Straat 57  
Swellendam  
6740

RE/Ms C Mans  
Reisiebaan Straat 53  
Swellendam  
6740

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  
6740

RE/7253 – Ms E Jonas  
Abelia Straat 12  
Swellendam  
6740

RE/3324 – Mr J Adams  
Reisiebaan Straat 63  
Swellendam  
6740

RE/3326 – Mr JJ Frederick  
Resiebaan Straat 59  
Swellendam  
6740

RE/3328 – Mr HJ Jonkers  
Reisiebaan Straat 55  
Swellendam  
6740

RE/3330 – Ms I Kiewiets  
Resiebaan Straat 51  
Swellendam  
6740

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  
6740

RE/7250 – Ms H Marthinus  
Abelia Straat 10  
Swellendam  
6740

R/7252 – Mr JJ Stanley  
Abelia Straat 6  
Swellendam  
6740

RE/7254 – Ms D Jantjies  
Abelia Straat 14  
Swellendam  
6740



RE/7255- Ms V Vollenhoven  
Abelia Straat 16  
Swellendam  
6740

RE/7257 – Ms ME Davids  
Abelia Straat 20  
Swellendam  
6740

RE/7259 – Mr VE Schoeman  
Abelia Straat 24  
Swellendam  
6740

RE/7261 – Ms E Porter  
Abelia Straat 26A  
Swellendam  
6740

RE/7263 – Mr HJ Kannemeyer  
Abelia Straat 28  
Swellendam  
6740

RE/7265 – Ms M Kapiva  
Abelia Straat 32  
Swellendam  
6740

RE/7267 – Mr J Kees  
Abelia Straat 36  
Swellendam  
6740

RE/7269 – Mr D Balani  
Abelia Straat 40  
Swellendam  
6740

RE/7271 – Ms E Biko  
Abelia Straat 46  
Swellendam  
6740

RE/7273 – Ms A Jansen  
Abelia Straat 48  
Swellendam  
6740

RE/7256 – Mr N Makhala  
Abelia Straat 18  
Swellendam  
6740

RE/7258 – Mr C Thompson  
Abelia Straat 22  
Swellendam  
6740

RE/7260 – Ms H Petersen  
Abelia Straat 26  
Swellendam  
6740

RE/7262 – Mr PD Slingers  
Abelia Straat 26B  
Swellendam  
6740

RE/7264 – Mr D Petersen  
Abelia Straat 30  
Swellendam  
6740

RE/7266 – Mr JJ Temmers  
Abelia Straat 34  
Swellendam  
6740

RE/7268 – Mr W Platjies  
Abelia Straat 38  
Swellendam  
6740

RE/7270 – Mr MD Mqingqi  
Abelia Straat 42  
Swellendam  
6740

RE/7272 – Ms R Biko  
Abelia Straat 44  
Swellendam  
6740

RE/7274 – Ms EE Cupido  
Abelia Straat 50  
Swellendam  
6740

RE/7275 – Ms LD Pekeur  
Abelia Straat 52  
Swellendam  
6740

RE/7277 – Mr NDC George  
Abelia Straat 56  
Swellendam  
6740

RE/7279 – Mr A Meiring  
Abelia Straat 60  
Swellendam  
6740

RE/7281 – Mr G Claassen  
Abelia Straat 64  
Swellendam  
6740

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

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

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**

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

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
<b>REGSITERED INTERESTED &amp; AFFECTED PARTIES</b>				
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 Kaaopstad 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



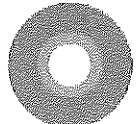
**SWELLENDAM HOUSING PROJECT - NOTICE OF INTENT TO DEVELOP**

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

Jessica Le Roux  
Senior EAP



PROOF NID

# eco impact

Environmental Health & Safety Legal Consulting

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,



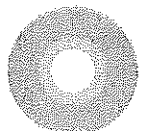
Jessica Le Roux  
Senior EAP



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





**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			

# SWELLENHAM MAILING LIST PRE-APPLICATION SCOPING

ATT: Elkerine Rossouw  
Breede-Gouritz Catchment Management  
Agency **PRIVATE BAG X3055**  
6850 **WORCESTER**

**REGISTERED LETTER**  
(with a domestic insurance option)  
**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  
Bredasdorp  
7280

**REGISTERED LETTER**  
(with a domestic insurance option)  
**RC250844773ZA**  
**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**

GLOSDEF  
POST OFF  
2017 -04-  
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](http://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.

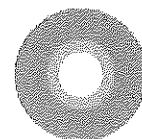
Yours sincerely

NZ Loebenbergh (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](mailto:admin@ecoimpact.co.za)  
Web: [www.ecoimpact.co.za](http://www.ecoimpact.co.za)



Proof

# eco impact

Environmental Health & Safety Legal Consulting

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.

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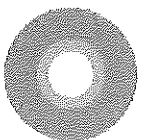
Yours sincerely

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](mailto:admin@ecoimpact.co.za)  
Web: [www.ecoimpact.co.za](http://www.ecoimpact.co.za)



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.

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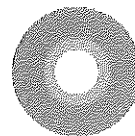
Yours sincerely

NZ Loebenberg (Ms)  
EIA Administration and Compliance

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

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PO Box: 45070  
Claremont  
South Africa  
7735

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

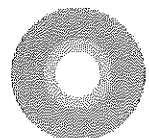


NZ Loebenberg (Ms)  
EIA Administration and Compliance

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

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PO Box: 45070  
Claremont  
South Africa  
7735

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Fax: +27 (0) 21 671 9976  
Email: [admin@ecoimpact.co.za](mailto:admin@ecoimpact.co.za)  
Web: [www.ecoimpact.co.za](http://www.ecoimpact.co.za)





## 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.

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**

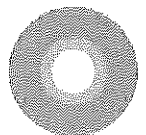
Good day,

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

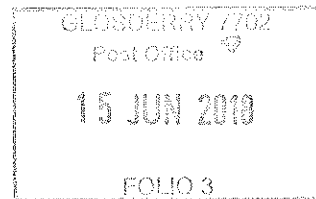
**REGISTERED LETTER**  
(with a domestic insurance option)  
ShareCall 0860 111 502 www.sapo.co.za  
**RC283244573ZA**  
CUSTOMER COPY 301028R

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.

**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

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*Handwritten signature*



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](http://www.ecoimpact.co.za/public-participation). Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period.

  
Yours sincerely  
Yolandie Henstock



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

Postal Address:  
PO Box: 45070  
Claremont  
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Web: [www.ecoimpact.co.za](http://www.ecoimpact.co.za)



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**

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*Yolandie Henstock*

Yours sincerely  
Yolandie Henstock



PROOF

# eco impact

Environmental Health & Safety Legal Consulting

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](http://www.ecoimpact.co.za/public-participation). Your comment (if ANY) would be appreciated within the regulatory 30 day commenting period.

  
Yours sincerely  
Yolandie Henstock



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

20 July 2018

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

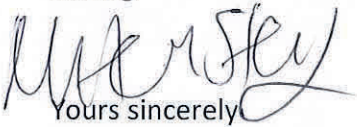
Attention: Ms. Arabel McClelland

**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





		<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><b><u>Case number: 17011306AS0126E</u></b>  <b><u>Response to NID: Final</u></b>  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.
<b>Registration Period</b>			
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 Kaaopstad 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.

	<p>section of Site H as Critical Biodiversity Area (CBA) and the other areas as No Natural.</p>	
	<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>
	<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.</p>	<p>Agreed.</p>
	<p>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.</p>	<p>Agreed.</p>
	<p>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>	<p>Noted. Independent specialist appointed to conduct additional botanical assessment and this will be included in EIR phase.</p>
	<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.</p>	<p>Independent specialist appointed and this will be included in EIR phase.</p>
	<p>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</p>	<p>Agreed.</p>

	<p>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.</p>	
	<p>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.</p>	<p>EBS updated to include alternatives sites.</p>
	<p>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.</p>	<p>Agreed.</p>
	<p>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.</p>	<p>Unable to obtain evidence of the historical ploughing on site including the time that has elapsed since the last ploughing.</p>
	<p>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.</p> <p>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</p>	<p>The layout does not encroach within 32 m of the watercourse except for:</p> <ol style="list-style-type: none"> <li>1. Upgrades to attenuation dam 5</li> <li>2. Upgrades to attenuation dam 4</li> <li>3. Road crossing</li> </ol> <p>See 32 m buffer map included in Appendix E.</p> <p>Noted. Independent botanical specialist study to be included in EIR.</p>

	<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>
<p>DEADP _ DM – 30 May 2017</p>	<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"> <li>• A watercourse runs between site E and site H.</li> <li>• A watercourse runs to the north (adjacent to the railway) of site H.</li> </ul> <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"> <li>•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.</li> <li>•Site E is also relatively transformed and comprises degraded indigenous vegetation.</li> <li>•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.</li> </ul> <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"> <li>• CapeNature;</li> <li>• BGCMA;</li> <li>• Department of Agriculture;</li> <li>• Department of Human Settlements; and</li> <li>• Swellendam Municipality (technical input required from the engineering, planning and environmental components).</li> </ul>	<p>Await comments from the following:</p> <ul style="list-style-type: none"> <li>• Department of Agriculture</li> <li>• Department of Human Settlements</li> </ul>
	<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 <a href="http://eadpwesterncape.kznshf.gov.za/your-resource-library">http://eadpwesterncape.kznshf.gov.za/your-resource-library</a>).</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>	<p>MMP to be included in EIR.</p>
	<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>



	<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.</p>	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	<p>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.</p>	Stated in EMP.
	<p>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.</p>	Stated in EMP.
	<p>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.</p>	Municipality to provide in EIR phase.
	<p>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<sup>3</sup> for hazardous waste and/or 100m<sup>3</sup> for general waste.</p>	Not applicable. Temporary storage of waste only.
Overberg District municipality –	<p>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</p>	Noted.

31 May 2017	<p>Assessment.</p> <p>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.</p> <p>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.</p>	<p>Stated in EMP.</p> <p>Municipality to confirm in EIR phase.</p>
<b>Application</b>		
	<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&amp;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>
<b>DRAFT SCOPING</b>		
<p>DEADP_DM - 10 July 2018</p>	<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"> <li>• Soil disturbances will occur</li> <li>• Increased erosion risk due</li> <li>• Impacts on freshwater fauna and flora</li> </ul>

	<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>• Potential impacts on water quality</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"> <li>• drinking water plant capacity</li> <li>• sewerage purification plant capacity</li> <li>• landfill site capacity</li> </ul>	<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.

<p>– 11 July 2018</p>	<p>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.</p>	
<p>Overberg District municipality – 11 July 2018</p>	<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: - <b>Refuse Removal:</b> 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>- <b>Sanitation:</b> 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 <b>upgrading was completed in 2015</b> 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>
<p>Swellendam Local Municipality</p>	<p>Confirmation of services letter dated 21 June 2018 – attached as appendix G.</p>	<p>Noted and incorporated.</p>
<p>BGCMA</p>	<p>The Draft Scoping Report dated 14 June 2018 with DEA&amp;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"> <li>• Upgrades to attenuation of Dam 4 &amp; 5- triggers water use authorisation in terms Section 21 (b) of the National. Water Act, 1998 (Act 36 of NWA, 1998);</li> <li>• 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;</li> <li>• 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;</li> <li>• Road crosses water resource- triggers water use authorisation Section 21 (c) &amp; (i) of the National Water Act, 1998 (Act 36 Of NWA, 1998)</li> </ul> <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 <a href="http://1164.151.129.107/ewulaasprod/">http://1164.151.129.107/ewulaasprod/</a> 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. 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	
<b>FINAL SCOPING</b>		
	<ol style="list-style-type: none"> <li>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.</li> <li>2. This letter serves to inform you that the abovementioned document has been accepted by the Department.</li> <li>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.</li> <li>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</li> </ol>	<p>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](http://www.westerncape.gov.za/eng/your_gov/406/services/11537110199)) 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 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.

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.

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,

<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&amp;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>
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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  
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**Date:** 08 February 2017



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7735  
[admin@ecoimpact.co.za](mailto: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

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

[www.westerncape.gov.za/cas](http://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:** [ceoheritage@westerncape.gov.za](mailto:ceoheritage@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  
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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**  
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Claremont            **Fax:** +27 (0) 21 671 9976  
South Africa        **Email:** accounts@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](mailto: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](mailto: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](mailto: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](mailto: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** Assegaibosch Nature Reserve Jonkershoek  
**website** [www.capenature.co.za](http://www.capenature.co.za)  
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**telephone** +27 21 866 8017 **fax** +27 21 866 1523  
**email** [rsmart@capenature.co.za](mailto: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](mailto: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



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

**ENQUIRIES:** Ms. Arabel McClelland

**DATE:** 2017 -05- 3 0

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 28<sup>th</sup> June 2016" whereas the SR and first page of Appendix D state "Langeberg Bulletin on the 10<sup>th</sup> 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. Pelsler (Department of Human Settlements)  
(3) Mr. R. Brunings (Swellendam Municipality)

Fax: (021) 671 9976  
Fax: (021) 483 5510  
Fax: (028) 514 2694

# 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**

Alle korrespondensie moet aan die Munisipale Bestuurder gerig word.  
All correspondence must be addressed to the 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

Fax: (021) 671 9976

Email: [admin@ecoimpact.co.za](mailto:admin@ecoimpact.co.za)

**For attention:** Ms Jessica Le Roux

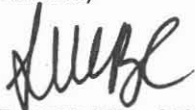
Dear Madam

**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 80m<sup>3</sup> for hazardous waste and/or 100m<sup>3</sup> 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



**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

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. Pelsler (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:** 16/3/3/6/7/2/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. Pelsler (Department of Human Settlements)  
(3) Mr. R. Brunings (Swellendam Municipality)

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2<sup>nd</sup> Floor, 1 Dorp Street, Cape Town, 8001  
Tel: +27 21 483 2660 Fax: +27 21 483 3633  
Email: Arabel.McClelland@westerncape.gov.za

Private Bag X9086, Cape Town, 8000  
www.westerncape.gov.za/eadp





**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. Pelsler (Department of Human Settlements)  
(3) Mr. R. Brunings (Swellendam Municipality)

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



**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. Pelsler (Department of Human Settlements)  
(3) Mr. R. Brunings (Swellendam Municipality)

Email: [admin@ecoimpact.co.za](mailto: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](mailto: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](mailto:Arabel.McClelland@westerncape.gov.za)

Tel: (021) 483 2660

**CC: Melinda Groenewald**

**DEADP: Waste Management**

Email: [Melinda.Groenewald@westerncape.gov.za](mailto:Melinda.Groenewald@westerncape.gov.za)

Tel: (021) 483 2756

Fax: (021) 483 3200



# OVERBERG

DISTRIKSMUNISIPALITEIT  
DISTRICT MUNICIPALITY  
UMASIPALA WESITHILI



*MELD ASB/PLEASE QUOTE*

*Ons Verw/Our Ref:*

18/3/9/6/2/3

*Navrae/Enquiries: Riaan du Toit*

Privaatsak:

Private Bag: X22

BREDASDORP

7280

Tel: (028) 425 1157

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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](mailto: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.

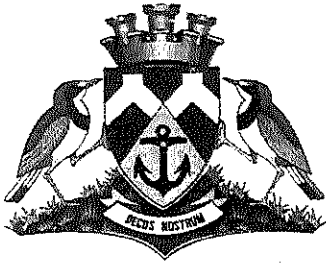
For any queries please contact Ms Monique Natus.

*W. Kloppers*

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

Date: *11 July 2018*

# OVERBERG DISTRIKSMUNISIPALITEIT DISTRICT MUNICIPALITY UMASIPALA WESITHILI



*MELD ASB/PLEASE QUOTE*

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

*Navrae/Enquiries:* Francois Kotze

*Bylyn/Ext.:*

Privaatsak: X22

Private Bag:  
BREDASDORP  
7280

Tel.: (028) 4251157

Faks/Fax: (028) 4251014

E-mail/E-pos: [rvolschenk@odm.org.za](mailto:rvolschenk@odm.org.za)

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."

Alle korrespondensie moet aan die Munisipale Bestuurder gerig word.  
All correspondence must be addressed to the Municipal Manager

- 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-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](mailto: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](mailto: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  
**physical** Assegaaibosch Nature Reserve Jonkershoek  
**website** www.capenature.co.za  
**enquiries** Chanel Rampartab  
**telephone** +27 21 866 8017 **fax** +27 21 866 1523  
**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



**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. Pelsler (Department of Human Settlements)  
(3) Mr. R. Brunings (Swellendam Municipality)

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



**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](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. Pelsler (Department of Human Settlements)  
(3) Mr. R. Brunings (Swellendam Municipality)

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