

| NO. | DATE | AFFILIATION | REFERENCE NUMBER | COMMENTS | RESPONSE | RESPONDENT |
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| Comments on Pre-Application Public Participation an NOI | | | | | | |
| 1. | 2017-11-06 | DEADP Loretta Osborne | 16/3/3/6/7/1/ B5/2/1358/17 | Appendix F1.1 DEADP acknowledge receipt of Notice of Intend (NOI) | Thank you | Enviro Africa |
| 2 | 2017-11-16 | DEADP Loretta Osborne | 16/3/3/6/7/1/ B5/2/1358/17 | <p>Appendix F1.2 DEADP comment on NOI</p> <ol style="list-style-type: none"> 1. Your document and letter dated 27 October 2017, as received by the department on the same date and the Department's acknowledgement thereof on 6 November 2017, refer. 2. Review of information submitted to the Department 3. Having considered the information contained in the NOI, the Department concurs that the proposed development constitutes listed activities as defined in terms of the NEMA EIA Regulations, 2014 (as amended). However, please note the following: <ul style="list-style-type: none"> • Activity 48 of Government Notice ("GN") No. 327 of 7 April 2017. | <ol style="list-style-type: none"> 1. Noted 2. Please be advised of the proposed further enlargement of the existing Driefontein Dam. It is proposed the dam be enlarged in two Phases. 3. Agree and noted | EnviroArica |

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| | | | | <ul style="list-style-type: none"> • Activity 66 of GN No. 327 of 7 April 2017. • Activity 12 of GN No. 324 of 7 April 2017. <p>4. In the light of the activities identified, you are herewith advised that a Basic Assessment process must be followed in order to apply for Environmental Authorisation.</p> <p>5. The Department reminds you that the "Request for a specific fee reference number" form must be completed and submitted to the Department prior to submission of the formal application for the abovementioned proposed development.</p> <p>6. You are advised that when undertaking the Basic Assessment process, you must take into account all applicable guidelines, including the guidelines developed by the Department.</p> <p>7. Please ensure that the Basic Assessment Report ("BAR") and Environmental Management Programme ("EMPR") contain all the</p> | <p>4. Agreed. Please refer to the Pre-Application BAR for comment July 2018.</p> <p>5. Agreed</p> <p>6. Agreed</p> <p>7. Noted</p> | |
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| | | | | <p>information requirements outlined in Appendices 1 and 4 respectively of GN No. 326.</p> <p>8. A public participation process (“PPP”) that meets the requirements of Regulation 41 of the EIA Regulations, 2014 (as amended) 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 Environmental Assessment Practitioner’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 the potential or registered interested and affected parties to submit comment on the BAR.</p> <p>9. Should a public participation process,</p> | <p>8. Please refer to Section C of the Pre-Application BAR (for comment July 2017) for an explanation of the initial public participation process followed. Please note that the Pre-App BAR for comment will be sent out to all registered I&APs and organs of state to provide their inputs for a commenting period of 30 days. Comment will be captured and attended to in the next round of public participation.</p> <p>9. Noted Please see point 8 above</p> | |
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| | | | | <p>which includes the circulation of the pre-application BAR for comment, be undertaken prior to submission of an Application Form to the Department, in terms of Regulation 40, the pre-application BAR may also be submitted to the Department for commenting purposes. Please ensure a minimum of <u>two</u> printed copies of the pre-application BAR is submitted to the Department for commenting purposes.</p> <p>10. 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 Environmental Assessment Practitioner ("EAP") is responsible for such consultation. Therefore, it is requested</p> | <p>10. Noted. the Pre-App BAR for comment will be sent out to all registered I&APs and organs of state to provide their inputs for a commenting period of 30 days. Comments will be captured and attended to in the next round of public participation.</p> | |
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| | | | | <p>that the EAP include proof of such notification to the relevant State Departments in terms of Section 24O (2) and (3) of the NEMA in the BAR, where appropriate.</p> <p>11. The Department awaits the submission of the Application Form and/or pre-application BAR prescribed by the EIA Regulations, 2014 (as amended). Please note that one printed copy and one electronic copy (saved on CD/DVD) of the Application Form must be submitted.</p> <p>12. Please note that it is an offence in the 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</p> | <p>11. Noted. The Application to be submitted after all comments and concerns on the Pre-Application BAR for comment was dealt with to satisfaction.</p> <p>12. Noted.</p> | |
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| | | | | <p>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.</p> <p>13. Please note that the pre-application consultation is an advisory process and does not pre-empt to outcome of any future application which may be submitted to the Department.</p> | 13. Noted. | |
| 3. | 2017-11-22 | Cape Nature Alana Duffell – Canham | SSD14/2/6/1/9/6/364-33 | <p>Appendix F1.3</p> <ol style="list-style-type: none"> 1. Thank you for providing us with a Background Information Document. 2. Historically, the vegetation on the dam site was Ceres Shale Renosterveld which is currently listed as vulnerable ecosystem although. The site has been largely transformed by cultivation and there is no significant vegetation around the dam. 3. The dam does however appear to be instream and several streams lead into it. These streams have | <ol style="list-style-type: none"> 1. Pleasure 2. The Biodiversity Specialist confirms this. 3. Please refer to Section B (4) of the BAR where the | |

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| | | | | <p>been determined as Ecological Support Areas category 2 (ESA2) which means that ideally they should rehabilitated so that there is some ecological functioning. Please refer to the 2017 Western Cape Biodiversity Spatial Plan (WCBSP). Consideration does therefore need to be given to ecological flow requirements. In addition, if storage capacity of winter runoff increases, abstraction from the streams and other sources should decrease or even stop during summer.</p> | <p>Freshwater specialist's findings regarding the streams and irrigation schemes surrounding Driefontein dam is discussed in detail.</p> <p>The volume of water that is proposed to be stored after the completion of phase 1 & 2 expansion, does not represent any more water that is going to be taken out of a river system. This is water already allocated for irrigation for the farm. This water is delivered to the farm via canal system.</p> <p>The raising of the dam wall would merely store water that is currently flowing through to downstream farming operations. None of this water is currently flowing back to any river and therefore not making any contribution to river health and aquatic ecology.</p> <p>The Biodiversity specialist recommend the potential restoration of the degraded ESA2s. As a potential off-set the re-establishment and protection (fencing them off)</p> | |
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| | | | | <p>4. The dam area (13ha) seems relatively large for the volume (80 000m³). Is this the only design possible and has consideration been given to evaporation? Large shallow dams are more prone to water loss through evaporation than smaller, deeper dams.</p> | <p>of a more natural riparian vegetation along these streams should be considered. But this will be difficult as the area has been subject to intensive agriculture over a long period of time.</p> <p>4. A meeting to be set up to discuss the design aspects of the proposed dam expansion and why a recommendations is not viable.</p> | |
| 4. | 2017-12-14 | BGCMA Jan van Staden Chief Executive Officer | 4/10/2/H10B/Rietvalley364/33 | <p>Appendix F1.4</p> <ol style="list-style-type: none"> 1. Notice for NEMA EIA Public Participation process for the proposed enlargement of Driefontein Dam was received by BGCMA on 17 November 2017. 2. BGCMA would like register as one of the Interested and Affected Parties (I&AP) for the proposed above mentioned project. BGCMA will therefore, wait for the draft EIA in order to provide comments. | <ol style="list-style-type: none"> 1. Noted 2. Noted and registered. | |

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| 5. | 2018-02-12 | HWC Waseefa Dhansay | HM/WINELANDS/ WITZENBERG/ CERES/ PORTIN 33 OF FARM RIETVALLEY 364 | Appendix F1.5 HWC requires that a Heritage Impact Assessment that satisfies the provisions of Section 38(3) of the NHRA be submitted. This HIA must have specific reference to the following: <ul style="list-style-type: none">- A paleontological Impact Assessment- Suggested alternatives to be included | Please refer to Appendix G for the PIA and HIA. | EnviroAfrica |
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