

**Appendix J: Additional Information**

**Appendix J-1: Original granted EA**



## **environmental affairs**

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

Private Bag X 447, PRETORIA, 0001, Fedsure Building, 315 Pretorius Street, PRETORIA  
Tel (+ 27 12) 310 3911 · Fax (+ 2712) 322 2862

NEAS Reference: DE/A/EIA/0001498/2012

DEA Reference: 12/12/20/2518

Enquiries: Masina Lisoane

Telephone: 012-395-1778 Fax: 012-320-7539 E-mail: [MLisoane@environment.gov.za](mailto:MLisoane@environment.gov.za)

Mr Janse van Rensburg  
Keren Energy Keimoes (Pty) Ltd  
P.O. Box 73  
SOMERSET MALL  
7135

Fax No: 021-853-0269

**PER FACSIMILE / MAIL**

Dear Mr van Rensburg

**APPLICATION FOR ENVIRONMENTAL AUTHORISATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998: GN R.543/544/546: CONSTRUCTION OF KAREN ENERGY KEIMOES CONCENTRATED PHOTOVOLTAIC SOLAR ENERGY FACILITY ON ERF 686, KEIMOES NORTHERN CAPE PROVINCE**

With reference to the above application, please be advised that the Department has decided to grant authorisation. The environmental authorisation (EA) and reasons for the decision are attached herewith.

In terms of regulation 10(2) of the Environmental Impact Assessment Regulations, 2010 (the Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 12 (twelve) days of the date of the EA, of the Department's decision in respect of your application as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 7 of the Regulations, which prescribes the appeal procedure to be followed. This procedure is summarised in the attached document. Kindly include a copy of this document with the letter of notification to interested and affected parties.

Should the applicant or any other party wish to appeal any aspect of the decision a notice of intention to appeal must be lodged by all prospective appellants with the Minister, within 20 days of the date of the EA, by means of one of the following methods:

By facsimile: 012 320 7561;  
By post: Private Bag X447,  
Pretoria, 0001; or  
By hand: 2nd Floor, Fedsure Building, North Tower,  
Cnr. Lillian Ngoyi (Van der Walt) and Pretorius Streets,  
Pretoria.

If the applicant wishes to lodge an appeal, it must also serve a copy of the notice of intention to appeal on all registered interested and affected parties as well as a notice indicating where, and for what period, the appeal submission will be available for inspection, should you intend to submit an appeal.

Please include the Department (*Attention: Director: Integrated Environmental Authorisations*) in the list of interested and affected parties, notified through your notification letter to interested and affected parties, for record purposes.

**Appeals must be submitted in writing to:**

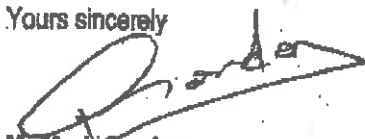
Mr T Zwane, Senior Legal Administration Officer (Appeals), of this Department at the above mentioned addresses or fax number. Mr Zwane can also be contacted at:

Tel: 012-310-3929

Email: [AppealsDirectorate@environment.gov.za](mailto:AppealsDirectorate@environment.gov.za)

The authorised activity/ies shall not commence within twenty (20) days of the date of signature of the authorisation. Further, please note that the Minister may, on receipt of appeals against the authorisation or conditions thereof suspend the authorisation pending the outcome of the appeals procedure.

Yours sincerely



**Mr Mark Gordon**  
**Chief Director: Integrated Environmental Authorisations**  
**Department of Environmental Affairs**  
**Date: 22 January 2013**

CC:	Mr. B. de Witt	EnviroAfrica	Tel: 021-851-1616	Fax: 086-512-0154
	Mr. T. Makauli	DENC	Tel: 053-807-7430	Fax: 053-831-3530
	Mr T Zwane	Appeals Authority (DEA)	Tel: 012-310-3929	Fax: 012-320-7561
	Mr S Malaza	Compliance Monitoring (DEA)	Tel: 012-310-3397	Fax: 012-320-5744

**APPEALS PROCEDURE IN TERMS OF CHAPTER 7 OF THE NEMA EIA REGULATIONS, 2010 (THE REGULATIONS) AS PER GN R. 543 OF 2010 TO BE FOLLOWED BY THE APPLICANT AND INTERESTED AND AFFECTED PARTIES UPON RECEIPT OF NOTIFICATION OF AN ENVIRONMENTAL AUTHORISATION (EA)**

<b>APPLICANT</b>	<b>INTERESTED AND AFFECTED PARTIES (IAPs)</b>
1. Receive EA from the relevant Competent Authority (the Department of Environmental Affairs [DEA]).	1. Receive EA from Applicant/Consultant.
2. Within 12 days of date of the EA notify all IAPs of the EA and draw their attention to their right to appeal against the EA in terms of Chapter 7 of the Regulations.	2. N/A.
3. If you want to appeal against the EA, submit a notice of intention to appeal within 20 days of the date of the EA with the Minister of Water and Environmental Affairs (the Minister).	3. If you want to appeal against the EA, submit a notice of intention to appeal within 20 days of the date of the EA, with the Minister of Water and Environmental Affairs (the Minister).
4. After having submitted your notice of intention to appeal to the Minister, provide each registered IAP with a copy of the notice of intention to appeal within 10 days of lodging the notice.	4. After having submitted your notice of intention to appeal to the Minister, provide the applicant with a copy of the notice of intention to appeal within 10 days of lodging the notice.
5. The Applicant must also serve on each IAP: <ul style="list-style-type: none"> <li>• a notice indicating where and for what period the appeal submission will be available for inspection.</li> </ul>	5. Appellant must also serve on the Applicant within 10 days of lodging the notice, <ul style="list-style-type: none"> <li>• a notice indicating where and for what period the appeal submission will be available for inspection by the applicant.</li> </ul>
6. The appeal must be submitted in writing to the Minister within 30 days after the lapsing of the period of 20 days provided for the lodging of the notice of intention to appeal.	6. The appeal must be submitted to the Minister within 30 days after the lapsing of the period of 20 days provided for the lodging of the notice of intention to appeal.
7. Any IAP who received a notice of Intention to appeal may submit a responding statement to that appeal to the Minister within 30 days from the date that the appeal submission was lodged with the Minister.	7. An Applicant who received notice of Intention to appeal may submit a responding statement to the appeal to the Minister within 30 days from the date that the appeal submission was lodged with the Minister.

**NOTES:**

1. An appeal against a decision must be lodged with:-
  - a) the Minister of Water and Environmental Affairs if the decision was issued by the Director- General of the Department of Environmental Affairs (or another official) acting in his/ her capacity as the delegated Competent Authority;
  - b) the Minister of Justice and Constitutional Development if the applicant is the Department of Water Affairs and the decision was issued by the Director- General of the Department of Environmental Affairs (or another official) acting in his/ her capacity as the delegated Competent Authority;
2. An appeal lodged with:-
  - a) the Minister of Water and Environmental Affairs must be submitted to the Department of Environmental Affairs;
  - b) the Minister of Justice and Constitutional Development must be submitted to the Department of Environmental Affairs;
3. An appeal must be:-
  - a) submitted in writing;
  - b) accompanied by:
    - a statement setting out the grounds of appeal;
    - supporting documentation which is referred to in the appeal; and
    - a statement that the appellant has complied with regulation 62 (2) or (3) together with copies of the notices referred to in regulation 62.



**environmental affairs**

Department  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

## Environmental Authorisation

In terms of regulation 36 of the Environmental Impact Assessment Regulations, 2010

Establishment of 10MW Keren Energy Keimoes Photovoltaic Solar Energy Facility

(Siyanda District Municipality)

<b>Authorisation register number:</b>	12/12/20/2518
<b>NEAS reference number:</b>	DEA/EIA/0001498/2012
<b>Last amended:</b>	First issue
<b>Holder of authorisation:</b>	Keren Energy Keimoes (Pty) Ltd
<b>Location of activity:</b>	NORTHERN CAPE PROVINCE: On Erf 666 Keimoes within Kai !Garib Local Municipality

This authorisation does not negate the holder of the authorisation's responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity.

## Decision

The Department is satisfied, on the basis of information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activities specified below.

Non-compliance with a condition of this authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the EIA regulations.

Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

## Activities authorised

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act 107 of 1998) and the Environmental Impact Assessment Regulations, 2010 the Department hereby authorises –

### **KEREN ENERGY KEIMOES (PTY) LTD**

with the following contact details –

Mr Janse van Rensburg  
Keren Energy Keimoes (Pty) Ltd  
P.O. Box 73  
**SOMERSET MALL**  
7135

Tel: 021-853-0269

Fax: 021-853-0269

Cell: 073-700-0305

E-mail: [fusker@absamail.co.za](mailto:fusker@absamail.co.za)

to undertake the following activities (hereafter referred to as "the activity") indicated in Listing Notices 1, 2 or 3 (GN R.544, 545 & 546):

Listed activities	Activity/Project description
<p><b>GN R. 544 Item 1:</b>                      The construction of facilities or infrastructure for the generation of electricity where:</p> <p>i. the electricity output is more than 10 megawatts but less than 20 megawatts; or</p> <p>ii. the output is 10 megawatts or less but the total extent of the facility covers an area in excess of 1 hectare.</p>	Construction of 7MW - 10 MW solar facility
<p><b>GN R. 544 Item 11:</b>                      The construction of:</p> <p>(x) buildings exceeding 50 square metres in size where such construction occurs within a watercourse or within 32 metres of a watercourse; measured from the edge of a watercourse, excluding where such construction will occur behind the development setback line.</p>	Infrastructural structures associated with the power facility.

at:

Alternative S1	Latitude	Longitude
Preferred site boundaries	28°41'22.63"S	20°58'39.52"E
	28°41'07.68"S	20°59'01.54"E
	28°41'12.07"S	20°59'06.01"E
	28°41'30.70"S	20°58'45.29"E

- for the establishment of 10MW PV solar energy facility on ERF 666 Keimoes, within Kai !Garib Local Municipality in the Northern Cape Province, hereafter referred to as "the property".

The infrastructure associated with this facility includes:

- An array of integrated high concentration photovoltaic systems which would generate between 10 MW;
- Each system includes than 6m tall vertical pedestal with 15m long, 3.2m wide photo voltaic modules;
- The solar arrays would be restricted by the perimeter fire access road;
- The proposed two or four concrete transformers pads will be installed;



- Additional temporary access roads;
- Trenches for underground cabling;
- The construction staging area;
- Maintenance shed/ workshop; and
- A switch panel for the connection to the power grid.

## Conditions of this Environmental Authorisation

### Scope of authorisation

1. The proposed 10MW PV solar energy facility with coordinates above and total footprint of 20ha, preferred crystalline PV technology and final site layout plan is hereby approved.
2. Authorisation of the activity is subject to the conditions contained in this authorisation, which form part of the environmental authorisation and are binding on the holder of the authorisation.
3. The holder of the authorisation is responsible for ensuring compliance with the conditions contained in this environmental authorisation. This includes any person acting on the holder's behalf, including but not limited to, an agent, servant, contractor, sub-contractor, employee, consultant or person rendering a service to the holder of the authorisation.
4. The activities authorised may only be carried out at the property as described above.
5. Any changes to, or deviations from, the project description set out in this authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of the authorisation to apply for further authorisation in terms of the regulations.
6. This activity must commence within a period of three (3) years from the date of issue of this authorisation. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.
7. Commencement with one activity listed in terms of this authorisation constitutes commencement of all authorised activities.
8. The holder of an environmental authorisation must notify the competent authority of any alienation, transfer and change of ownership rights in the property on which the activity is to take place.

#### **Notification of authorisation and right to appeal**

9. The holder of the authorisation must notify every registered interested and affected party, in writing and within 12 (twelve) calendar days of the date of this environmental authorisation, of the decision to authorise the activity.
10. The notification referred to must –
  - 10.1. specify the date on which the authorisation was issued;
  - 10.2. inform the interested and affected party of the appeal procedure provided for in Chapter 7 of the Environmental Impact Assessment Regulations, 2010;
  - 10.3. advise the interested and affected party that a copy of the authorisation will be furnished on request; and
  - 10.4. give the reasons of the competent authority for the decision.
11. The holder of the authorisation must publish a notice –
  - 11.1. informing interested and affected parties of the decision;
  - 11.2. informing interested and affected parties where the decision can be accessed; and
  - 11.3. drawing the attention of interested and affected parties to the fact that an appeal may be lodged against this decision in the newspaper(s) contemplated and used in terms of regulation 54(2) (c) and (d) and which newspaper was used for the placing of advertisements as part of the public participation process.

#### **Management of the activity**

12. The Environmental Management Programme (EMP) submitted as part of the Application for EA is hereby approved. This EMP must be implemented and adhered to.
13. Should there be changes in the operation and management of the authorised activities; the EMP must be amended to accommodate those changes and be submitted to this Department for written approval before implementation.

#### **Monitoring**

14. The applicant must appoint an independent Environmental Control Officer (ECO) for the construction phase of the development that will have the responsibility to ensure that the

- mitigation/rehabilitation measures and recommendations referred to in this authorisation are implemented and to ensure compliance with the provisions of the EMPr.
- 14.1. The ECO shall be appointed before commencement of any authorised activity/ies.
  - 14.2. Once appointed, the name and contact details of the ECO must be submitted to the *Director: Compliance Monitoring* of the Department.
  - 14.3. The ECO shall keep record of all activities on site, problems identified, transgressions noted and a task schedule of tasks undertaken by the ECO.
  - 14.4. The ECO shall remain employed until all rehabilitation measures, as required for implementation due to construction damage, are completed and the site is ready for operation.
  - 14.5. Records relating to monitoring and auditing must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.

#### **Recording and reporting to the Department**

15. All documentation e.g. audit/monitoring/compliance reports and notifications, required to be submitted to the Department in terms of this authorisation, must be submitted to the *Director: Compliance Monitoring* at the Department.
16. The holder of the authorisation must submit an environmental audit report to the Department within 30 days of completion of the construction phase (i.e. within 30 days of site handover) and within 30 days of completion of rehabilitation activities.
17. The environmental audit report must indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the environmental authorisation conditions as well as the requirements of the EMPr.
18. Records relating to monitoring and auditing must be kept on site and made available for inspection to any relevant and competent authority in respect of this development.

#### **Commencement of the activity**

19. The authorised activity shall not commence within twenty (20) days of the date of signature of the authorisation.
20. An appeal under section 43 of the National Environmental Management Act (NEMA), Act 107 of 1998 (as amended), does not suspend an environmental authorisation or exemption, or any provisions or conditions attached thereto, or any directive, unless the Minister, MEC or delegated organ of state directs otherwise.

21. Should you be notified by the Minister of a suspension of the authorisation pending appeal procedures, you may not commence with the activity until such time that the Minister allows you to commence with such an activity in writing.

#### **Notification to authorities**

22. Fourteen (14) days written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which it is anticipated that the activity will commence, as well as a reference number. This notification period may coincide with the notice of intent to appeal period.

#### **Operation of the activity**

23. Fourteen (14) days written notice must be given to the Department that the activity operational phase will commence.

#### **Site closure and decommissioning**

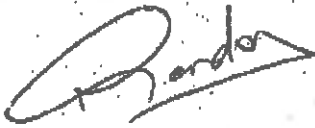
24. Should the activity ever cease or become redundant, the applicant shall undertake the required actions as prescribed by legislation at the time and comply with all relevant legal requirements administered by any relevant and competent authority at that time.

#### **General**

25. A copy of this authorisation and the approved EMPr must be kept at the property where the activity/ will be undertaken. The authorisation and approved EMPr must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property.
26. The holder of the authorisation must notify both the *Director: Integrated Environmental Authorisations* and the *Director: Compliance Monitoring* at the Department, in writing and within 48 (forty eight) hours, if any condition of this authorisation cannot be or is not adhered to. Any notification in terms of this condition must be accompanied by reasons for the non-compliance.
27. National government, provincial government, local authorities or committees appointed in terms of the conditions of this authorisation or any other public authority shall not be held responsible for

any damages or losses suffered by the applicant or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

Date of environmental authorisation: 22 January 2013



**Mr Mark Gordon**

**Chief Director: Integrated Environmental Authorisations  
Department of Environmental Affairs**

## Annexure 1: Reasons for Decision

### 1. Key factors considered in making the decision.

In reaching its decision, the Department took, *inter alia*, the following into consideration -

- a) The information contained in the BAR dated May 2012 and Addendum to the BAR dated September 2012;
- b) The comments received from the organs of state and interested and affected parties as included in the BAR dated May 2012 and Addendum to the BAR dated September 2012;
- c) Mitigation measures as proposed in the BAR dated May 2012 and Addendum to the BAR dated September 2012 and the EMPr;
- d) The information contained in the specialist studies contained within Appendix D of the BAR; and
- e) The objectives and requirements of relevant legislation, policies and guidelines, including section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998).

### 2. Key factors considered in making the decision

After consideration of the information and factors listed above, the Department made the following findings -

- a) The findings of all the specialist studies conducted and their recommended mitigation measures.
- b) The need for the proposed project stems from the provision of electricity to the national grid in terms of the REFIT programme and the provision of electricity from Independent Power Producers as required by the Department of Energy.
- c) The BAR dated May 2012 and Addendum to the BAR dated September 2012 identified all legislation and guidelines that have been considered in the preparation of the BAR dated May 2012 and Addendum to the BAR dated September 2012.
- d) The identification and assessment of impacts are detailed in the BAR dated May 2012 and Addendum to the BAR dated September 2012 and sufficient assessment of the key identified issues and impacts have been completed.

- e) The methodology used in assessing the potential impacts identified in the BAR dated May 2012 and Addendum to the BAR dated September 2012 and the specialist studies have been adequately indicated.
- f) A sufficient public participation process was undertaken and the applicant has satisfied the minimum requirements as prescribed in the EIA Regulations, 2010 for public involvement.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the proposed activity will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998 and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated to acceptable levels. The application is accordingly granted.

**Appendix J-2: Email communication and minutes  
of September 2016 meeting held with DEA**



## Vivienne Thomson

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**From:** Vivienne Thomson <vivienne@enviroafrica.co.za>  
**Sent:** Friday, 17 March 2017 11:48 AM  
**To:** 'tvdmerwe@environment.gov.za'  
**Cc:** Bernard de witt  
**Subject:** NC Solar projects  
**Attachments:** 27 September 2016 DEA Meeting Minutes.docx

Dear Tanet

Thank you for our chat earlier this morning. For record purposes, please see the mails below and attached file.

I acknowledge that application forms for the above DBARs submitted will be couriered to your offices on the 27<sup>th</sup> May 2017, so you should have them before the end of the month. Please confirm your department and floor number for courier purposes.

Thank you,  
Vivienne Thomson  
Telephone: +2721 851 161  
Email: [vivienne@enviroafrica.co.za](mailto:vivienne@enviroafrica.co.za)



**From:** Vivienne Thomson [mailto:[vivienne@enviroafrica.co.za](mailto:vivienne@enviroafrica.co.za)]  
**Sent:** Thursday, 16 March 2017 12:23 PM  
**To:** 'Ephron Maradwa' <[EMaradwa@environment.gov.za](mailto:EMaradwa@environment.gov.za)>  
**Cc:** Bernard de witt <[bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za)>  
**Subject:** RE: Emailing: applicationforenvironmentalauthorisation2016.doc

Dear Ephron

Thank you for your prompt response. Please find attached, the minutes of the meeting held last year which I referred to in our telephonic conversation earlier today, as well as email correspondence (below) with the Department.

Thank you,  
Vivienne Thomson  
Telephone: +2721 851 161  
Email: [vivienne@enviroafrica.co.za](mailto:vivienne@enviroafrica.co.za)



**From:** Clinton [<mailto:clinton@enviroafrica.co.za>]

**Sent:** Monday, 03 October 2016 8:51 AM

**To:** Mahlatse Shubane ([MShubane@environment.gov.za](mailto:MShubane@environment.gov.za)) <[MShubane@environment.gov.za](mailto:MShubane@environment.gov.za)>;  
'halberts@environment.gov.za' <[halberts@environment.gov.za](mailto:halberts@environment.gov.za)>; [bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za); 'info@ventura.co.za'  
<[info@ventura.co.za](mailto:info@ventura.co.za)>; 'Weyers@kerenenergy.com' <[Weyers@kerenenergy.com](mailto:Weyers@kerenenergy.com)>

**Subject:** DEA Meeting minutes - 27 September 2016

Dear All

Please find attached the meeting minutes for the meeting held on 27 September 2016 to discuss the NEMA Application for the proposed solar sites.

Many thanks

Best regards,

**Clinton Geysler**



**Tel. 021 851 1616**

**Email: [clinton@enviroafrica.co.za](mailto:clinton@enviroafrica.co.za)**



27 September 2016

Minutes of Meeting with Department of Environmental Affairs, Keren Energy Holdings and EnviroAfrica

Present:

Mahlatshe Shubane – DEA.	<a href="mailto:mshubane@environment.gov.za">mshubane@environment.gov.za</a>	Tel: 012 399 9417
Herman Alberts – DEA.	<a href="mailto:halberts@environment.gov.za">halberts@environment.gov.za</a>	Tel: 012 399 9371
Bernard de Witt – EnviroAfrica (EAP).	<a href="mailto:Bernard@enviroafrica.co.za">Bernard@enviroafrica.co.za</a>	Tel: 021 851 1616
Clinton Geyser – EnviroAfrica (EAP).	<a href="mailto:Clinton@enviroafrica.co.za">Clinton@enviroafrica.co.za</a>	Tel: 021 851 1616
Fritz Eksteen – Keren Energy Holdings.	<a href="mailto:info@ventura.co.za">info@ventura.co.za</a>	Tel: 012 345 1109
Weyers van Rensburg – Keren Energy Holdings.	<a href="mailto:Weyers@kerenenergy.com">Weyers@kerenenergy.com</a>	Tel: 082 631 7496

Keren Energy Holdings requested the meeting along with EnviroAfrica to discuss the fact that seven EIA's has expired which pertains to Solar projects of Keren Energy Holdings.

Mr. Shubane and Mr. Alberts informed all present that the Basic Assessments has to be completed in full again. However, the specialist studies do not need a full report again if there are no changes. Specialist can just confirm (verify the findings of the original report) or update the previous report. Mr. Alberts emphasized that the specialist must go visit the site again. Specialist not allowed to simply write a confirmation. The specialist studies will include but not limited to agriculture, visuals, bio diversity, heritage, and socio economics.

For public participation the specialist report as well as the application must be submitted using the 2014 format. Any specialist studies conducted in house must be reviewed externally.

It is important to make sure of all the regulations. If anything unclear EnviroAfrica can contact Mr. Shubane and get clarity.

Responses to comments pertaining to public participation must be addressed accordingly and adequately. "Noted" is not a response. There must also be a comment and response report. The comments and where they were addressed in the report must be clear.

The report must include a clarification if there are no alternatives for technology used or alternative sites.

Mr. Alberts advised that applications should be in before 15 December. DEA will be closed 15 December to 5 January 2017. No public participation can take place during this time period

If all specialist studies are completed – one round of public participation will be sufficient. DEA will only provide comment on the Basic Assessment Report once an Application Form has been submitted.

Need and desirability must be addressed in the Basic Assessment Report. Just an “umbrella” response that the project is required to provide additional energy to Eskom is not the only “need”. The Need and Desirability must therefore be addressed in more detail.

When submitting the entire report, an original plus one hard copy and 2 CD's must be submitted. The application must be included on the CD's.

Cumulative impacts must be addressed. The impacts of any other renewable projects within a 30km radius of the site must be evaluated. Specialists must also take this into consideration. The DEA website can be accessed for a database of renewable projects (new builds). Mr. Shubane to email the link to the database to EnviroAfrica.

### Plan of Study

These are the following steps to be conducted for the NEMA Application in terms of the NEMA EIA Regulations 2014 as discussed in the meeting:

- Specialists to conduct site visit and to verify their original findings and/or to update their specialist reports
- EAP to update the Basic Assessment Report (BAR) on the 2014 BAR template.
- EAP to compile 2014 NEMA Application Form and to submit to DEA (90 day legislated timeframe begins)
- EAP to conduct the public participation in terms of the 2014 Regulations. This will include newspaper advertisement, site posters, notification letters to neighbouring land owners and occupiers etc and to other potential I&APs as per the NEMA regulations, as well as to all registered I&APs, notifying them of the NEMA Application, and the availability of the BAR for viewing and comment for a 30 day comment period. The BAR will also be distributed to all relevant State Departments and Organs of State , including DEA, for comment.
- After the 30 day comment period, a Comments and Response report will be compiled. The C&R report will be included in the Final BAR to be submitted to DEA (within the 90 day legislated timeframe) for a decision.
- If required by, and approved by DEA, the 90 day legislated timeframe will be increased by 50 days, if the BAR is substantially amended or substantial additional information is included in the BAR, as a result of comments received on the BAR during the public participation period. The amended BAR will then be submitted for an additional 30 day comment period to registered I&APs.

**Appendix J-3: DEA acknowledgment of receipt of 2017 EA application**



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

Private Bag X 447- PRETORIA · 0001- Environment House · 473 Steve Biko Road, Arcadia · PRETORIA

DEA Reference: 14/12/16/3/3/1/1754  
Enquiries: Azrah Essop  
Tel: 012 399 8529 E-mail: [AEssop@environment.gov.za](mailto:AEssop@environment.gov.za)

Bernard de Witt  
Enviro Africa CC  
P O Box 5367  
HELDERBERG  
7135

Fax: 086 512 0152  
Tel: 021 851 1616  
Email: [admin@enviroafrica.co.za](mailto:admin@enviroafrica.co.za)

PER EMAIL / MAIL

Dear Sir/Madam

**THE NEW APPLICATION FOR ENVIRONMENTAL AUTHORISATION (BASIC ASSESSMENT PROCESS) AND DRAFT BASIC ASSESSMENT REPORT FOR THE PROPOSED KEIMOES SOLAR PV FACILITY WITH ASSOCIATED INFRASTRUCTURE ON ERF 666 KEIMOES, KAI! GARIB LOCAL MUNICIPALITY WITHIN THE NORTHERN CAPE PROVINCE**

The Department confirms having received the Application for Environmental Authorisation and Draft Basic Assessment Report for the abovementioned project on 04 April 2017. You have submitted these documents to comply with the Environmental Impact Assessment Regulations, 2014.

Please note that you have not completed all contact details in the application form.

Further note that in terms of Regulation 45 of the EIA Regulations, 2014 this application will lapse if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless an extension has been granted by the Department in terms of Regulation 3(7) of the EIA Regulations, 2014.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely

**Mr Sabelo Malaza**

**Chief Director: Integrated Environmental Authorisations  
Department of Environmental Affairs:**

**Letter signed by: Ms Azrah Essop**

**Designation: Environmental Officer Specialised Production: EIA Coordination, Strategic Planning and Support**

**Date: 5/4/2017**

CC	Cornelius Weyers Janse van Rensburg	Keren Energy Keimoes (Pty) Ltd	Email: <a href="mailto:weyers@kerenenergy.com">weyers@kerenenergy.com</a>
	G Botha	Northern Cape Department of Environment and Nature Conservation	Email: none provided
	L G Lategaan	Kai! Garib Local Municipality	Email: <a href="mailto:admin@kaiagarib.gov.za">admin@kaiagarib.gov.za</a>

**Appendix J-4: 2017 EA application form (corrected)**

28 July 2017

Dear Ms. Essop / Ms. Nkosi

**re.: Submission of FBAR and corrected EA application form for Keren Energy Keimoes Solar PV Facility (DEA Reference: 14/12/16/3/3/1/1754)**

EnviroAfrica CC was appointed to undertake the Basic Assessment (BA) process for the above environmental authorisation (EA) re-application since the original EA granted in 2012 (as per Appendix J-1 of the accompanying Final Basic Assessment Report (FBAR)) expired before any site work began. EnviroAfrica understands that the Department views this 2017 're-application' as a new application.

However, based on a pre-application meeting held with the DEA in September 2016 and as part of the 're-application' process, towards the end of March 2017 EnviroAfrica submitted a draft BAR in what was intended to be a voluntary round of public participation, prior to submitting a post-application BAR. Email communication and minutes of the September 2016 meeting held with the Department, attached as Appendix J-2 of this FBAR. The draft BAR did not contain amended specialist reports or an EMPr since these updated documents were to be included in the post-application BAR once all the 2017 specialist reports and/or updates, were received.

The actual and planned progress and timelines for this process were captured under Appendix 7 of the 2017 EA application form acknowledged as received by the Department on 04 April 2017 (as per Appendix J-3 of the FBAR). Comments and corrections on the 2017 EA application were received from the respective case officer. Therefore, a corrected/amended 2017 EA application form accompanies this FBAR and a copy of the same is attached as Appendix J-4 of the FBAR.

Subsequent to the application, EnviroAfrica notified the DEA that the FBAR will be submitted within 140 days of receipt of the application by the Department, in terms of regulation 19(1)(b) of the Environmental Impact Assessment Regulations, 2014, since a substantial amount of additional specialist information, as well as information not contained in the draft BAR will be included in the post-application BAR. Acknowledgement of this notification for an extension was received by DEA on 30 May 2017 as per Appendix J-5 attached to the FBAR.

Enclosed, please find the required hard and cd copies of the FBAR and amended/corrected application form for the Department's perusal and decision.

Should you or the respective case officer require additional information, or seek a clarification meeting with EnviroAfrica representatives at your offices or on site, please do not hesitate to contact us at 021-8511616 or [admin@enviroafrica.co.za](mailto:admin@enviroafrica.co.za).

Yours faithfully,  
Vivienne Thomson  
Environmental Consultant  
EnviroAfrica CC





## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

### APPLICATION FORM FOR ENVIRONMENTAL AUTHORISATION

	(For official use only)
File Reference Number:	14/12/16/3/3/1/1754
NEAS Reference Number:	DEA/EIA/
Date Received:	04/04/2017

Application for authorisation in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), (the Act) and the Environmental Impact Assessment Regulations, 2014 (the Regulations)

#### PROJECT TITLE

Proposed Keimoes Solar Photovoltaic (PV) Facility

Indicate if the **DRAFT** report accompanies the application

Yes   
No

#### Kindly note that:

1. This application form is current as of 1 April 2016. It is the responsibility of the applicant to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
2. The application must be typed within the spaces provided in the form. The sizes of the spaces provided are not necessarily indicative of the amount of information to be provided. Spaces are provided in tabular format and will extend automatically when each space is filled with typing.
3. Where applicable **black out** the boxes that are not applicable in the form.
4. The use of the phrase "not applicable" in the form must be done with circumspection.
5. This application must be handed in at the offices of the National Department of Environmental Affairs where the Minister is the competent authority in respect of the application.
6. No faxed or e-mailed applications will be accepted. An electronic copy (in the form of a CD) of the signed application form must be submitted together with two hardcopies (one of which must contain the original signatures).
7. Unless protected by law, all information filled in on this application form may become public information on receipt by the competent authority.
8. Should a specialist report or report on a specialised process be submitted at any stage for any part of this application, the terms of reference for such report and declaration of interest of the specialist must also be submitted.
9. Proof of payment must accompany this application. The application will not be processed without proof of payment unless one of the exclusions provided for the Fee Regulations (Fees for consideration and processing of applications for environmental authorisations and amendments thereto Government Notice No.141, published on 28 February 2014) is applicable AND such information in section 1 of this application form has been confirmed by this Department.

**Departmental Details**

The application must be addressed to the Chief Directorate: Integrated Environmental Authorisations at:

**Postal address:**

Department of Environmental Affairs  
Attention: Director: Integrated Environmental Authorisations  
Private Bag X447  
Pretoria  
0001

**Physical address:**

Department of Environmental Affairs  
Attention: Director: Integrated Environmental Authorisations  
Environment House  
473 Steve Biko Road  
Arcadia  
Pretoria

Queries must be addressed to the contact below:

E-mail: [EIAAdmin@environment.gov.za](mailto:EIAAdmin@environment.gov.za)

***Please note that this form must be copied to the relevant provincial environmental department/s.***

View the Department's website at <http://www.environment.gov.za/> for the latest version of the documents.

**1. PROOF OF PAYMENT**

Applicants are required to tick the appropriate box below to indicate that either proof of payment is attached or that, in the applicant's view, an exclusion applies. Proof and a motivation for exclusions must be attached to this application form in **Appendix 1**.

Proof of payment attached as **Appendix 1**   
 Exclusion applies

An applicant is excluded from paying fees if:

The activity is a community based project funded by a government grant; or  
 The applicant is an organ of state.

TYPE OF EXCLUSION	Tick where applicable. Proper motivation must be attached to the application
The activity is a community based project funded by a government grant	
The applicant is an organ of state	

FEE AMOUNT	Fee
Application for an environmental authorisation for which basic assessment is required in terms of the Environmental Impact Assessment Regulations	R2 000      ✓
Application for an environmental authorisation, for which S&EIR is required in terms of the Environmental Impact Assessment Regulations	

Department of Environmental Affairs' details for the payment of application fees:

Payment Enquiries: Tel: 012 399 9119 Email: <a href="mailto:eiafee@environment.gov.za">eiafee@environment.gov.za</a>  Banking details: ABSA Bank Branch code: 632005 Account number: 1044 2400 72 Current account Reference number : Reference number to be provided in the specific format indicating centre point coordinates of site in decimal degrees to 5 or 6 decimal places: latitude/longitude eg. -33.918861/18.423300  Proof of payment must accompany the application form: Indicate reference number below.  Tax exemption status: Status: Tax exempted
Reference number: -28.688724/20.981188 .....

## 2. PROJECT DESCRIPTION

Please provide a detailed description of the project.

### Activity Overview

The project is the establishment of an array of crystalline solar photovoltaic (PV) modules grouped into tables or panels of 20 modules each, together with associated infrastructure for the generation of 5MW of electricity. The PV tables would form an array covering an area of 20ha, surrounded by a perimeter fire access road and fence. The PV tables will be raised approximately 500mm above ground level and have single axis tracking systems allowing maximisation of solar energy harvesting for conversion to electrical energy. A similar solar PV array is depicted in Figure 1 below.



Figure 1: Single axis solar PV module tables raised 500mm above ground level

Proposed associated infrastructure includes a fenced construction staging area, a maintenance shed, three inverter-transformer stations on concrete pads, one to two office buildings on the 20ha site, a switch panel for connection to the power grid, as well as a three-phase powerline connection from the solar PV array to feed electricity from the proposed development to Eskom's Oasis substation which is located west of the N14 main access road. Figure 2 below indicates the position of the proposed solar PV array with the nearby Oasis substation.

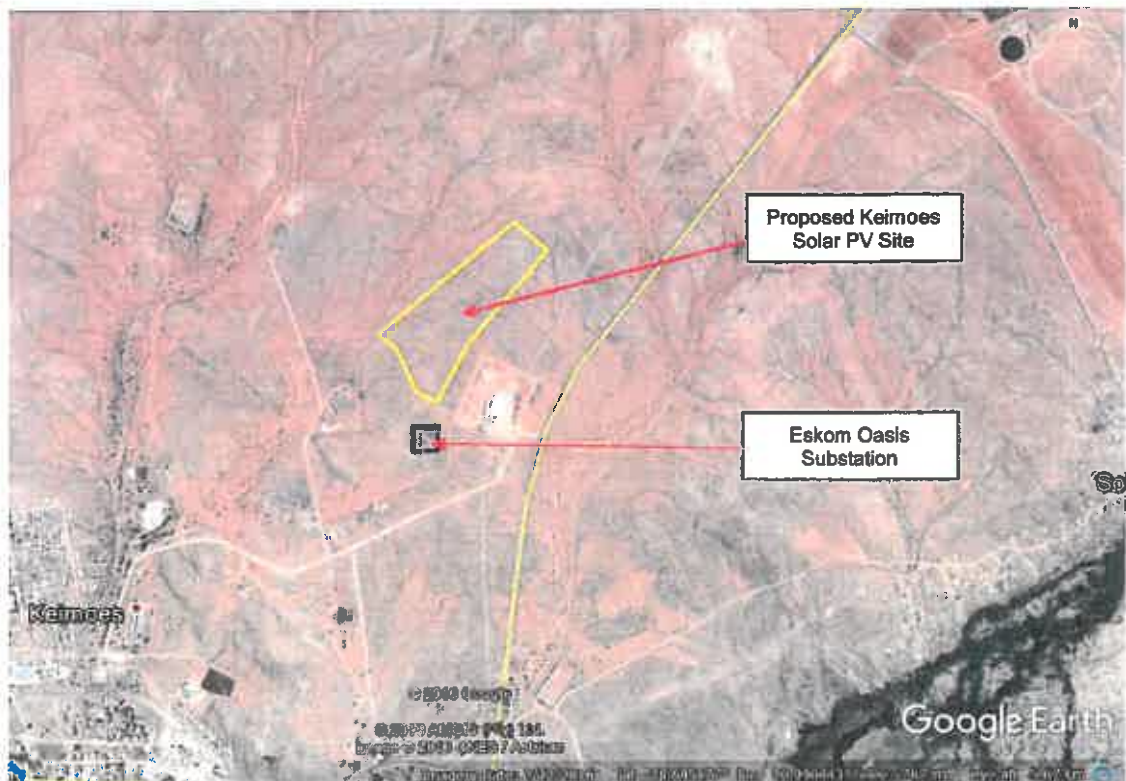


Figure 2: Position of proposed Keimoes solar PV development

### **Application Rationale**

In March 2011, the Department of Energy's (DoE's) Integrated Resource Plan (IRP) 2010-2030 was promulgated with the aim of providing a long-term, cost-effective strategy to meet the electricity demand in South Africa. The IRP 2010-2030 objectives align with Government's in terms of reliable electricity supply, as well as environmental and social responsibilities and economic policies. The study horizon for the IRP was the period from 2010 to 2030.

The short to medium term intentions of the IRP 2010 -2030 are to ascertain the most cost-effective electricity supply option for the country, speak to the opportunities for investment into new power generation projects and determine security of electricity supply.

The IRP's long-term electricity planning goal is to consider social, technical, environmental and economic constraints, as well as other externalities while ensuring sustainable development in the country.

To this end, within the IRP, the DoE set a target electricity supply of 17.8 GW from renewable energy sources by 2030. This target renewable energy capacity would be produced primarily by solar, wind, biomass and small-scale hydro electricity generation (with the bulk being met by wind and solar energy supplies). In addition, the 2030 target ensures that approximately 42% of the country's total estimated electricity generation capacity would be met by renewable energy sources. This application is in response to the DoE's target and IRP 2010-2030 strategy to expand the South African renewable energy electricity generation capacity.

### **Activity Description**

The proponent, Keren Energy Keimoes (Pty) Ltd, plans to establish a 'solar farm' which harvests light energy from the sun using solar PV panels and converts the light energy into electrical energy to be fed into the national (Eskom's) electricity grid. The development footprint is an area not exceeding 20ha on Erf. 666 Keimoes, within the Kail! Garib Local Municipality, District Siyanda, Northern Cape Province. This solar farm is, in essence, a solar power station which will form part of the country's renewable energy electricity generation capacity. The solar PV farm is proposed to be established on a site located at 28°41'19.41"S, 20°58'52.28"E which can be accessed from the N14 using an existing secondary road which leads directly to the site behind the Red Sun Dried Fruit packing shed. However, additional temporary access roads will have to be established (see Figure 3 - Potential cumulative impact radius for proposed solar PV development site relative to other approved renewable energy projects in the region. The proposed site is at centre of green circle as indicated on map. Although this is a reapplication, the original proposed development site which was authorised, was included on the map provided by the DEA on the renewable energy application website at <https://dea.maps.arcgis.com/apps/webappviewer>.

After considering an area of about 500ha on Erf. 666, Keimoes, the most suitable 20ha portion in terms of solar energy harvest potential, topography, accessibility, tie-in to the Eskom grid and minimisation of environmental impact, was chosen on which to establish the facility. The proposed development is an array of 18540 poly-crystalline solar photovoltaic (PV) modules grouped into tables or panels of 20 modules each. The PV panels form an array within the total footprint area of 20ha, surrounded by a perimeter fire access road and fence. The actual array of PV panels will not completely fill the 20ha footprint which also needs to cater for infrastructural requirements.

As per Figure 1 above, the PV tables will be raised approximately 500mm above ground level and will have single axis tracking systems allowing the generation of approximately 5MW of direct current which will be alternating current. Proposed associated infrastructure to be built on the 20ha footprint site includes a fenced construction staging area, a 3m x 6m maintenance shed, three inverter-transformer stations on concrete pads, a switch panel for connection to the power grid and an office with septic tank ablutions, as well as a 22kV powerline from the development site to connect to Eskom's Oasis substation about 500m south of the proposed development site.

The powerline feeding into Eskom's Oasis substation will be three-phase powerlines which may be overhead for a portion of the connection, as well as subsurface (underground) powerlines leading to the Oasis substation. The maximum generation capacity of the facility is approximately 5MW. Solar PV farms produce electricity in direct current which must be converted into alternating current and transformed into the correct voltage before it can be fed into the national grid. This conversion

is done by inverters and transformers which are part of the abovementioned infrastructural development of the project.

### **Description of Development Phases**

#### **Equipment and Material Delivery; Site Preparation:**

The proposed development can be accessed from the N14 using an existing secondary road which leads directly to the site behind the Red Sun Dried Fruit packing shed. However, additional temporary access roads will have to be established on site. PV modules and steel structures will be

transported to site using four interlink trucks. The main transformer, one grader and a 20 ton roller will be delivered to site using abnormal load vehicles. In addition to these vehicles, two drill rigs, two 10m<sup>3</sup> tipper trucks, six tractors and trailers, one waste transport truck, 8 site bakkies, one water tanker truck, a TLB and a trenching machine will also be used on site.

The area will be graded and levelled using a 20 ton roller. Water spray from the water tanker truck will be used to control excessive dust blow off. About three to four internal temporary access roads will have to be established on site, in addition to the long term perimeter fire access road. These internal access roads will enable vehicular access to each solar panel system within the site. All roads created as part of the solar facility will be untarred / unpaved.

#### **Construction:**

Each drilling machine which will be used for drilling the substructure post holes is equipped with a dust control system. The system extracts the dust away from the hole while drilling using vacuum. The collected dust can then be removed in a controlled manner from the back end of the machine once a certain amount is reached.

Concrete transformer pads for each row of solar panels, a switch panel for connection to the power grid, and a 3m x 6m control shed would be constructed on site

Development of the electrical systems would take place in conjunction with installation of the rest of the structures. In brief terms, it includes all electrical cabling and trenching (field trenching in and around the entire site where the units will be installed should take place after the installing the pedestals) that connects all solar units, collects the energy from them, and then routes it to a point of connection with the utility infrastructure system.

Approximately 30 people are envisaged to be required during the construction phase, which is expected to last for 6-8 months. Positions will be filled by mostly local labour from the area where possible and are not to be housed onsite.

#### **Operation:**

The 5MW solar facility is based on the single axis tracking system for adjustment of the panels or tables carrying the solar PV modules. One of the reasons for selecting this tracking system is the configuration flexibility which facilitates good utilisation of the available land and maximises the "pitch" or distance between tables. This minimises the shading effects tables have on each other. Each table is equipped with a bow or curved component which carries a ring gear. The horizontal shafts have short worm gears which run against the ring gears to effect table adjustment. Tracking of the sun in a single axis solar PV system is usually aligned roughly along the north to south axes. The PV farm tracking system can be operated either automatically or remotely. The tracker adjustment range is -50 to +50 degrees. The pitch between tables would be 6m. The tracker controllers are an integral part of the tracking system and they provide backtracking functionality in order to minimise the effects of shadowing.

Twenty solar polycrystalline PV modules will be grouped together in a panel or table. Each table would carry 20 modules, which would be mounted with the long edges perpendicular to the tracking axis. All 20 modules of a table would be electrically interconnected to form a string.

An array of 309 such tables would be connected to 2 x 1000kVA, 1000V inverters, the rating being selected to allow for the Reactive Power requirements of the South African Grid Code. The two inverters of each array would be connected to the Low Voltage windings of a common inverter transformer, and the medium voltage windings of these transformers would be rated at 22kV. Grid connection would also be at 22kV, so that no further stepping-up of the voltage is required.

During periods of high wind or when undergoing maintenance, the solar arrays would be shifted to a stand-by mode, where the panels are placed in a horizontal position (facing upward and parallel to the ground).

Approximately 10 workers (7 direct and 3 indirect) are envisaged to be required during the

operational phase of the proposed solar development. The lifespan of the development is expected to last for +25 years. Positions will be filled by mostly local labour from the area and are not to be housed onsite.

**Maintenance:**

Periodic maintenance activities involve replacing non-functioning cells or other mechanical parts essential to the operation of the arrays. Trips to the solar PV farm to undertake maintenance would occur on an as-needed basis. Maintenance visits may not occur immediately after a module ceases to function or a part becomes damaged – the Project Applicant would determine whether the benefit of the maintenance trip outweighs the cost of that additional trip. It is assumed, however, that maintenance visits would occur four to six times per year. Individuals responsible for maintenance activities would most likely commute from regional offices or nearby operating facilities.

Since sunlight can be absorbed by dust and other impurities on the surface of the photovoltaic panels, washings would periodically be needed. An estimated 1800m<sup>3</sup> of water will be used during construction. During operation and maintenance about 2000m<sup>3</sup> of water per year would be required for cleaning the photovoltaic panels. During maintenance waste separation and recycling will take place as per the facilities environmental management programme.

**Decommissioning:**

The solar energy facility is expected to have a lifespan of +25 years. The facility would only be decommissioned and the site rehabilitated once it has reached the end of its economic life. It would most likely be due to the enhancement of technology/infrastructure in the future of renewable energy.

**Note:** Throughout all phases of the development lifecycle i.e. site preparation, plant construction, operation, maintenance and final decommissioning, waste management in line with the project's environmental management programme includes waste separation, timely periodic waste removal to registered waste sites and recycling where possible.

Does the project form part of any of the Strategic Infrastructure Projects (SIPs) as described in the National Development Plan, 2011?	YES ✓	NO
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If YES, please indicate which SIPs are applicable in **Appendix 2**. You are also required to provide confirmation of SIP applications from the relevant sector representative which must be attached in **Appendix 2**

Is the project subject to the Integrated Resource Plan 2010 – 2030 (IRP) bidding process?	YES ✓	NO
---	-------	----

Please indicate which sector the project falls under by crossing out the relevant block in the table below:

**Table 1**

Green economy + "Green" and energy-saving industries	X	Greenfield transformation to urban or industrial form (including mining)
Infrastructure – electricity (generation, transmission & distribution)	X	Biodiversity or sensitive area related activities
Oil and gas		Mining value chain
Biofuels		Potential of metal fabrication capital & transport equipment – arising from large public investments
Nuclear		Boat building



Basic services (local government) – electricity and electrification	Manufacturing – automotive products and components, and medium and heavy commercial vehicles
Basic services (local government) – area lighting	Manufacturing – plastics, pharmaceuticals and chemicals
Infrastructure – transport (ports, rail and road)	Manufacturing – clothing textiles, footwear and leather
Basic services (local government access roads)	Forestry, paper, pulp and furniture
Basic services (local government) – public transport	Business process servicing
Infrastructure – water (bulk and reticulation)	Advanced materials
Basic services (local government) – sanitation	Aerospace
Basic services (local government) – waste management	Basic services (local government) – education
Basic services (local government) water	Basic services (local government) – health
Agricultural value chain + agro-processing (linked to food security and food pricing imperatives)	Basic services (local government) - housing
Infrastructure – information and communication technology	Basic services (local government) security of tenure
Tourism + strengthening linkages between cultural industries and tourism	Other
Basic services (local government) – public open spaces and recreational facilities	

**Table 2**

Does the listed activity/ies applied for form part of a larger project which is not a listed activity itself e.g. a road that is a listed activity that is needed to access a drilling site where the drilling does not constitute a listed activity.	YES	NO ✓
If indicated yes above, please provide a brief description on how the activity/ies relate to the larger project that forms part there of:		

### 3. GENERAL INFORMATION

Applicant name:	Keren Energy Keimoes (Pty) Ltd.	
Registration number (if applicant is a company):	2012/205996/07	
Trading name (if any):	N/A	
BBBEE status	To be determined	
Responsible person name (If the applicant is a company):	Mr. Cornelius Weyers Janse van Rensburg	
Applicant/Responsible person ID number:	7301275062086	
Responsible position, e.g. Director, CEO, etc.:	Appointed company representative	
Physical address:	20 Victoria Link, Route 21 Corporate Park, Irene, Pretoria, 0157	
Postal address:	P.O. Box 73, Somerset Mall, Western Cape	
Postal code:	7137	Cell: 0826317496
Telephone:	Not provided	Fax: 0862676181
E-mail:	weyers@kerenenergy.com	



Provincial Authority:	Acting Head of Dept. - Northern Cape Province: Department of Environment and Nature Conservation		
Contact person:	Ms. E. Botes		
Postal address:	Private Bag X6010, Kimberley, Northern Cape		
Postal code:	8306	Cell:	Not provided
Telephone:	053 807 7300	Fax:	086 625 6470
E-mail:	bbotes@gmail.com		

Local municipality:	Gai! Garib Local Municipality		
Contact person:	Mr. L.G. Lategaan		
Postal address:	Private Bag X6, Kakamas, Northern Cape		
Postal code:	8870	Cell:	Not provided
Telephone:	054 461 6400	Fax:	054 461 6401
E-mail:	mm@kaigarib.gov.za	or	admin@kaigarib.gov.za

In instances where there is more than one local authority involved, please attach a list of those local authorities with their contact details as **Appendix 3**.

Landowner:	Kai! Garib Local Municipality		
Contact person:	Mr. J. McKay		
Postal address:	Private Bag X6, Kakamas, Northern Cape		
Postal code:	8870	Cell:	Not provided
Telephone:	054 461 6400	Fax:	054 461 6401
E-mail:	admin@kaigarib.gov.za		

In instances where there is more than one landowner, please attach a list of those landowners with their contact details as **Appendix 4**. Unless the application is in respect of linear activities or strategic integrated projects as contemplated in the Infrastructure Development Act, 2014, **written consent** of landowner/s must be submitted in **Appendix 4**.

Identified Competent Authority to consider the application:	National Department of Environmental Affairs
Reason(s) in terms of S24C of NEMA 1998 as amended:	Application is for renewable energy electricity supply into the national Eskom (parastatal) grid and through the Department of Energy, is related to SIPs as described in the National Development Plan, 2011, as well as the IRP bidding process (application formed part of Bid Window 2 of the Renewable Energy Independent Power Producers Procurement Programme).

#### 4. ENVIRONMENTAL ASSESSMENT PRACTITIONER (EAP) INFORMATION

EAP company name:	Enviro Africa CC			
B-BBEE	Contribution level (indicate 1 to 8 or non-compliant)	Level 4	Percentage Procurement recognition	N/A
Professional affiliation/registration:	IAIAsa (Membership Number: 219)			
Contact person:	Bernard de Witt			
Company:	Enviro Africa CC			
Physical address:	29 St. James Street, Somerset West, Western Cape, 7130			
Postal address:	P. O. Box 5367, Helderberg, Western Cape			
Postal code:	7135	Cell:	082 448 9991	
Telephone:	021 851 1616	Fax:	086 512 0152	
E-mail:	admin@enviroafrica.co.za			

The appointed EAP must meet the requirements of Regulation 13 of GN R.982, dated December 2014. The declaration of independence of the EAP and undertaking under oath or affirmation that all the information submitted or to be submitted for the purposes of the application is true and correct must be submitted as Appendix 9.

### 5. SITE DESCRIPTION

Provide a detailed description of the site involved in the application.

Province	Northern Cape Province
District Municipality	ZF Mgcawu District Municipality
Local Municipality	Gai!Garib Local Municipality
Ward number(s)	N/A
Nearest town(s)	Keimoes
Farm name(s) and number(s)	Keimoes Erf. 666
Portion number(s)	N/A

Surveyor General 21 digit code

(If there are more than 4, please attach a list with the rest of the codes as Appendix 5. Where the 21 digit SGID and farm name are not available, the coordinates of the boundary of the property or properties must be provided in Appendix 5.)

C	0	2	8	0	0	0	0	0	0	0	0	0	0	6	6	6	0	0	0	0	0
1	2	3	4	5																	
Are there any other applications for Environmental Authorisation on the same property?																	YES	NO			
																		✓			
If YES, please indicate the following:																					
Competent Authority																					
Reference Number																					
Project Name																					
Please provide details of the steps taken to ascertain this information:																					

### 6. ACTIVITIES TO BE AUTHORISED

For an application for authorisation that involves more than one listed activity that, together, make up one development proposal, all the listed activities pertaining to this application must be indicated.

Detailed description of listed activities associated with the project	
Listed activity as described in GN R 327, 325 and 324	Description of project activity that triggers listed activity
<b>e.g. GN R.327 Item XX(x): The development of bridge exceeding 100 square metres in size within a watercourse</b>	<b>e.g. A bridge measuring 110 square metres will be constructed within the watercourse</b>
GN. R. 327 Item 1(ii): The development of facilities or infrastructure for the generation of electricity from a renewable resource where the output is 10 megawatts (MW) or less but the total	A solar photovoltaic array with an electricity output of less than 10MW and a footprint greater than 1ha but not exceeding 20ha will be developed. The development will supply 5MW of electricity to the national grid (actual contracted

extent of the facility covers an area in excess of 1 hectare (ha) excluding where such development of facilities or infrastructure is for photovoltaic installations and occurs within an urban area	electricity generation capacity) but has a nameplate capacity of 5.75MW).
GN. R. 327 Item 12 (xii)(c): The development of infrastructure or structures with a physical footprint of 100m <sup>2</sup> or more where such development occurs if no development setback exists, within 32m of a watercourse, measured from the edge of a watercourse.	A portion of an intermittent natural drainage line exists within the proposed 20ha site towards the north-west boundary of the development.
GN. R. 327 Item 27: The clearance of an area of 1ha or more, but less than 20ha of indigenous vegetation	Clearance on the 20ha site will be required.

Please note that any authorisation that may result from this application will only cover activities specifically applied for. Co-ordinate points indicating the location of each listed activity must be provided with the relevant report (i.e. either BAR or EIR).

Please provide a project map indicating any sensitive areas (e.g. critical biodiversity area, World Heritage Site, etc.) overlaid by the study area in **Appendix 6**.

A project schedule, indicating the different phases and timelines of the project, must be attached as **Appendix 7**.

## 7. PUBLIC PARTICIPATION

Provide details of the public participation process proposed for the application as required by Regulation 41(2) of GN R .982, dated December 2014.

First round of public participation (PP) process:

Place advertisement in local newspapers regarding project, availability of copies of DBAR and process to register as an I&AP.  
 Send out notifications to previously registered Interested and Affected Parties (I&APs).  
 Send out notifications and copies of DBAR to Authorities  
 Place A2 posters on site  
 Display and place A3 posters, maildrop letters (Municipality, local large retail shops in Keimoes, and at Red Sun Raisins -site neighbour)  
 Copies of DBAR left in public facilities – Municipality and Municipal Manager  
 Display A3 posters in neighbouring community  
 Deliver maildrop letters to neighbouring properties and businesses  
 Make copy of DBAR and all associated documents available on Enviro Africa website for public viewing / comment  
 Email, deliver or post copies of any PP documentation to querying I&APs who request them.

Update I&AP List.

Repeat first round PP process for all registered I&APs for the second round of PP using Final BAR (FBAR).

Await DEA EA decision.  
 Inform I&APs of DEA decision when received.

**Note:** Since this is a re-application for a previously granted EA, Enviro Africa CC used the original EA application I&AP list to specifically send all related PP project information to those I&APs previously registered.

8. OTHER AUTHORISATIONS REQUIRED

LEGISLATION	AUTHORISATION REQUIRED		APPLICATION SUBMITTED	
<b>SEMA's</b>				
National Environmental Management: Air Quality Act	YES	NO ✓		
National Environmental Management: Biodiversity Act	YES	NO ✓		
National Environmental Management: Integrated Coastal Management Act	YES	NO ✓		
National Environmental Management: Protected Areas Act	YES	NO ✓		
National Environmental Management: Waste Act	YES	NO ✓		
<b>National legislation</b>				
Mineral Petroleum Development Resources Act	YES	NO ✓		
National Water Act	YES	NO ✓		
National Heritage Resources Act	YES ✓	NO	YES ✓	NO
Others: Please specify - Land Use Application	YES ✓	NO	YES ✓	NO

If authorisation is necessary in terms of the National Environmental Management: Waste Act, please contact the Department for guidance on the **Integrated Permitting System**.

Note that in terms of sections 7B and 7C of the National Environmental Management: Integrated Coastal Management Act, 2008 (Act No. 24 of 2008) ICMA, a pre-approval for a reclamation application in terms of the ICMA should first be issued by the Minister prior to the submission of a NEMA Chapter 5 EA application to the NEMA competent authority (CA).

9. LIST OF APPENDICES

		SUBMITTED	
Appendix 1	Proof of Payment	YES ✓	NO
Appendix 2	Strategic Infrastructure Projects	YES ✓	N/A
Appendix 3	List of Local Municipalities (with contact details)	YES ✓	N/A
Appendix 4	List of land owners (with contact details) and written consent of land owners.	YES ✓	NO
Appendix 5	List of SGIDs	YES	N/A ✓
Appendix 6	Project map	YES ✓	NO
Appendix 7	Project schedule	YES ✓	N/A
Appendix 8	Declaration of Applicant	YES ✓	NO
Appendix 9	Declaration of EAP and undertaking under oath or affirmation	YES ✓	NO

**APPENDIX 1  
PROOF OF PAYMENT/ MOTIVATION FOR EXCLUSION**

Proof of payment for EA application (BAR) attached as page 13-A.



Internet banking  
Standard Bank Centre  
5 Simmonds Street, Johannesburg,  
2001  
P.O. Box 7725, Johannesburg, 2000  
Telephone: 0860 123 000  
International: +27 11 299 4701  
Fax: +27 11 631 8550  
Website: www.standardbank.co.za

Dear DEA Pretoria Keimoes

We confirm that the following payment has been made into your account from Bernard:

<b>Reference number</b>	1152838689
<b>Beneficiary name</b>	DEPARTMENT OF ENVIR
<b>Bank name</b>	ABSA BANK
<b>Beneficiary account number</b>	0000001044240072
<b>Beneficiary branch number</b>	63200500
<b>Beneficiary reference</b>	-28.688724/20.981188
<b>Amount</b>	R2003,00
<b>Payment date and time</b>	2017-03-24 08h47

If you need more information or have any questions about this payment, please contact:

**Bernard**  
**0824489991**

Payments to Standard Bank accounts may take up to one business day to reflect.  
Payments to other banks may take up to three business days.  
Please check your account to confirm you have received this payment.

Yours sincerely,  
The Internet banking team

The Standard Bank of South Africa Limited (Reg. No 1962/000738/06) Authorised financial services provider and registered credit provider (NCRCP15)

Directors: TS Gcabashe (Chairman) SK Tshabalala\* (Chief Executive) A Dsahnye\* RMW Dunne# G Fraser-Moleketi Shu Gu##### GMB Kennealy BJ Kruger\* JH Maree NNA Matyemza KD Moroka ML Oduor-Otieno## AC Parker ANA Peterside CON### MJD Ruck PD Sullivan#### BS Tshabalala JM Vice Wenbin Wang##### EM Woods

Company Secretary: Z Stephen 21/11/2016

\*Executive Director #British ##Kenyan ###Nigerian ####Australian #####Chinese

**APPENDIX 2  
STRATEGIC INFRASTRUCTURE PROJECTS**

**SIP 1: Unlocking the northern mineral belt with Waterberg as the catalyst**

- Unlock mineral resources
- Rail, water pipelines, energy generation and transmission infrastructure
- Thousands of direct jobs across the areas unlocked
- Urban development in Waterberg - first major post-apartheid new urban centre will be a "green" development project
- Rail capacity to Mpumalanga and Richards Bay
- Shift from road to rail in Mpumalanga
- Logistics corridor to connect Mpumalanga and Gauteng.

**SIP 2: Durban-Free State-Gauteng logistics and industrial corridor**

- Strengthen the logistics and transport corridor between SA's main industrial hubs
- Improve access to Durban's export and import facilities
- Integrate Free State Industrial Strategy activities into the corridor
- New port in Durban
- Aerotropolis around OR Tambo International Airport.

**SIP 3: South-Eastern node & corridor development**

- New dam at Mzimvubu with irrigation systems
- N2-Wild Coast Highway which improves access into KwaZulu-Natal and national supply chains
- Strengthen economic development in Port Elizabeth through a manganese rail capacity from Northern Cape
- A manganese sinter (Northern Cape) and smelter (Eastern Cape)
- Possible Mthombo refinery (Coega) and transshipment hub at Ngqura and port and rail upgrades to improve industrial capacity and performance of the automotive sector.

**SIP 4: Unlocking the economic opportunities in North West Province**

- Acceleration of investments in road, rail, bulk water, water treatment and transmission infrastructure
- Enabling reliable supply and basic service delivery
- Facilitate development of mining, agricultural activities and tourism opportunities
- Open up beneficiation opportunities in North West Province.

**SIP 5: Saldanha-Northern Cape development corridor**

- Integrated rail and port expansion
- Back-of-port industrial capacity (including an IDZ)
- Strengthening maritime support capacity for oil and gas along African West Coast
- Expansion of iron ore mining production and beneficiation.

**SIP 6: Integrated municipal infrastructure project**

Develop national capacity to assist the 23 least resourced districts (19 million people) to address all the maintenance backlogs and upgrades required in water, electricity and sanitation bulk infrastructure. The road maintenance programme will enhance service delivery capacity thereby impacting positively on the population.

**SIP 7: Integrated urban space and public transport programme**

Coordinate planning and implementation of public transport, human settlement, economic and social infrastructure and location decisions into sustainable urban settlements connected by densified transport corridors. This will focus on the 12 largest urban centres of the country, including all the metros in South Africa. Significant work is underway on urban transport integration.

<p><b>SIP 8: Green energy in support of the South African economy</b> Support sustainable green energy initiatives on a national scale through a diverse range of clean energy options as envisaged in the Integrated Resource Plan (IRP2010) and support bio-fuel production facilities.</p> <p><i>Indicate capacity in MW: 5MW</i></p>	✓
<p><b>SIP 9: Electricity generation to support socioeconomic development</b> Accelerate the construction of new electricity generation capacity in accordance with the IRP2010 to meet the needs of the economy and address historical imbalances. Monitor implementation of major projects such as new power stations: Medupi, Kusile and Ingula.</p> <p><i>Indicate capacity in MW: 5MW</i></p>	✓
<p><b>SIP 10: Electricity transmission and distribution for all</b> Expand the transmission and distribution network to address historical imbalances, provide access to electricity for all and support economic development. Align the 10-year transmission plan, the services backlog, the national broadband roll-out and the freight rail line development to leverage off regulatory approvals, supply chain and project development capacity.</p>	
<p><b>SIP 11: Agri-logistics and rural infrastructure</b> Improve investment in agricultural and rural infrastructure that supports expansion of production and employment, small-scale farming and rural development, including facilities for storage (silos, fresh-produce facilities, packing houses); transport links to main networks (rural roads, branch train-line, ports), fencing of farms, irrigation schemes to poor areas, improved R&amp;D on rural issues (including expansion of agricultural colleges), processing facilities (abattoirs, dairy infrastructure), aquaculture incubation schemes and rural tourism infrastructure.</p>	
<p><b>SIP 12: Revitalisation of public hospitals and other health facilities</b> Build and refurbish hospitals, other public health facilities and revamp 122 nursing colleges. Extensive capital expenditure to prepare the public healthcare system to meet the requirements of the National Health Insurance (NHI) system. The SIP contains major builds for 6 hospitals.</p>	
<p><b>SIP 13: National school build programme</b> A national school build programme driven by uniformity in planning, procurement, contract management and provision of basic services. Replace inappropriate school structures and address basic service backlog and provision of basic services under the Accelerated School Infrastructure Delivery Initiative (ASIDI). In addition, address national backlogs in classrooms, libraries, computer labs and admin buildings. Improving the learning environment will strengthen outcomes especially in rural schools, as well as reduce overcrowding.</p>	
<p><b>SIP 14: Higher education infrastructure</b> Infrastructure development for higher education, focusing on lecture rooms, student accommodation, libraries and laboratories, as well as ICT connectivity. Development of university towns with a combination of facilities from residence, retail to recreation and transport. Potential to ensure shared infrastructure such as libraries by universities, FETs and other educational institutions. Two new universities will be built - in Northern Cape and Mpumalanga.</p>	
<p><b>SIP 15: Expanding access to communication technology</b> Provide for broadband coverage to all households by 2020 by establishing core Points of Presence (POPs) in district municipalities, extend new Infracore fibre networks across provinces linking districts, establish POPs and fibre connectivity at local level, and further penetrate the network into deep rural areas. While the private sector will invest in ICT infrastructure for urban and corporate networks, government will co-invest for township and rural access, as well as for e-government, school and health connectivity. The school roll-out focus is initially on the 125 Dinaledi (science and maths-focussed) schools and</p>	



<p>1525 district schools. Part of digital access to all South Africans includes TV migration nationally from analogue to digital broadcasting.</p>
<p><b>SIP 16: SKA &amp; Meerkat</b>  SKA is a global mega-science project, building an advanced radio-telescope facility linked to research infrastructure and high-speed ICT capacity and provides an opportunity for Africa and South Africa to contribute towards global advanced science projects.</p>
<p><b>SIP 17: Regional Integration for African cooperation and development</b>  Participate in mutually beneficial infrastructure projects to unlock long-term socio-economic benefits by partnering with fast growing African economies with projected growth ranging between 3% and 10%.  The projects involving transport, water and energy also provide competitively-priced, diversified, short and medium to long-term options for the South African economy where, for example, electricity transmission in Mozambique (Cesul) could assist in providing cheap, clean power in the short-term whilst Grand Inga in the DRC is long-term.  All these projects complement the Free Trade Area (FTA) discussions to create a market of 600 million people in South, Central and East Africa.</p>
<p><b>SIP 18: Water and sanitation infrastructure</b>  A 10-year plan to address the estimated backlog of adequate water to supply 1.4m households and 2.1m households to basic sanitation.  The project will involve provision of sustainable supply of water to meet social needs and support economic growth. Projects will provide for new infrastructure, rehabilitation and upgrading of existing infrastructure, as well as improve management of water infrastructure.</p>

**Note:** The proposed renewable energy solar PV development will contribute directly to SIP 8 and indirectly to SIP 9 i.e. Green Energy in support of the South African economy and Electricity Generation to support socio-economic development, respectively.

The applicant was part of the Department of Energy's Bid Window 2 under SIP 8 and was awarded the bid and appointed as Preferred Bidder as per attached pages 16-A to 16-K, below.



**energy**

Department:  
Energy  
REPUBLIC OF SOUTH AFRICA

To: **Keren Energy Keimoes (Pty) Ltd**

**PER EMAIL**

Dear Sir / Madam

**THE REPUBLIC OF SOUTH AFRICA - DEPARTMENT OF ENERGY**

**TENDER NO: DOE/004/13/14**

**FOR: NEW POWER GENERATION FACILITIES UNDER THE SMALL PROJECTS  
IPP PROCUREMENT PROGRAMME**

1. The Department refers to the Request for Qualification and Proposals for New Generation Capacity under the Small IPP Procurement Programme dated 21 August 2013 and all associated Briefing Notes issued in terms thereof, under tender number DOE/004/13/14 ("RFP"); and to your Bid Response submitted on 14 June 2016 for the Second Stage 2 Bid Submission Phase, as well as your response to the clarification questions issued to you on 1 July 2016.
2. Capitalised terms used in this letter shall bear the meanings given to them in the RFP, unless they are separately defined in this letter or the context dictates otherwise.
3. **Appointment as a Preferred Bidder**
  - 3.1 Following the evaluation of the Bid Responses submitted on the Second Stage Two Submission Date, the Department wishes to inform you that it has selected Keren Energy Keimoes (Pty) Ltd as a Preferred Bidder in respect of its 5.00 MW Keimoes Solar Facility, located in the Northern Cape, for the

A handwritten signature in black ink, appearing to be a stylized 'K' or similar character.

supply of Solar Photovoltaic Renewable Energy to Eskom Holdings SOC Limited.

3.2 Accordingly, the Department hereby notifies Keren Energy Keimoes (Pty) Ltd of its appointment as a Preferred Bidder, in respect of the Second Stage Two Bid Submission Phase of the Small Projects IPP Procurement Programme. It is noted that the Project will be 100% funded by Debt and that accordingly no Shareholders will be providing any Equity Finance contributions; therefore Keren Energy Keimoes (Pty) Ltd is appointed as a Preferred Bidder on the basis that the Expected Equity Value, as defined in the Implementation Agreement, will be NIL, as it is incalculable in terms of Clause 12.2.4.2.

3.3 In order for the appointment of Keren Energy Keimoes (Pty) Ltd as a Preferred Bidder to take effect, this letter must be returned to the Project Officer, counter-signed by the duly authorised representative of Keren Energy Keimoes (Pty) Ltd, by no later than close of business on the 10<sup>th</sup> (tenth) Business Day after the date of receipt of this letter.

3.4 We draw your attention to the provisions of the RFP which continue to apply to Keren Energy Keimoes (Pty) Ltd as a Preferred Bidder, notwithstanding anything contained in the Bid Response of Keren Energy Keimoes (Pty) Ltd.

3.5 In particular, the Department wishes to confirm that:

3.5.1 In terms of paragraph 5.1.71 of Part A of the RFP, the terms of the draft PPA, Implementation Agreement, Direct Agreement, the Connection Agreements and the Connection Direct Agreement issued with the RFP ("Transaction Agreements") are not negotiable, notwithstanding anything stated by any Member, Lender, Contractor or other participant in Keren Energy Keimoes (Pty) Ltd's Bid Response. In addition, Keren Energy Keimoes (Pty) Ltd, its Members, Lenders, Contractors and any other participant in Keren Energy Keimoes (Pty) Ltd's Bid Response may not raise any comments in respect of or negotiate any of the terms of the Transaction Agreements, save for any comments to address errors or to provide information to the Department to enable it to prepare execution versions of your Transaction Agreements;

3.5.2 the execution versions of the Transaction Agreements will be provided to you by the Department on the basis of the information supplied by



Keren Energy Keimoes (Pty) Ltd in its Bid Response, and shall be the basis upon which Keren Energy Keimoes (Pty) Ltd shall finalise its Project to reach Financial Close. In particular, please note that the schedules to the PPA submitted by Keren Energy Keimoes (Pty) Ltd in its Bid Response (pursuant to paragraph 2.2.3.1.4 of Part C of the RFP), will be used by the Department to populate and finalise the PPA prior to Financial Close. The Department accepts no responsibility and assumes no risk for delays which may be occasioned as a result of incorrect or incomplete information provided by Keren Energy Keimoes (Pty) Ltd in its Bid Response;

3.5.3 the Department's right to call on Keren Energy Keimoes (Pty) Ltd's Preferred Bidder Guarantee in terms of and in the circumstances set out in paragraph 23.3 of Part A of the RFP, is in no way limited by or subject to any of the conditions contained in the letters of support and/or term sheets submitted by the Lenders, providers of Equity Finance and or Corporate Finance. Therefore, notwithstanding all or any of the conditions to the provision of External Debt, Equity Finance or Corporate Finance imposed by relevant financier in the Bid Response the Department reserves fully its right to call on Keren Energy Keimoes (Pty) Ltd's Preferred Bidder Guarantee in the event that Keren Energy Keimoes (Pty) Ltd fails to reach Financial Close within the time period specified;

3.5.4 Keren Energy Keimoes (Pty) Ltd is reminded that the Department anticipates that Financial Close is estimated to be within twelve months from the time of announcement and that Keren Energy Keimoes (Pty) Ltd is required to meet any such timelines as may be determined by the Department;

3.5.5 there will be no upward movement in your Price at Financial Close, with the sole exception of an adjustment for foreign exchange rate movements, if applicable and subject to the limits provided for in paragraph 3.5.1.1 of Volume 4 of the RFP, read with Keren Energy Keimoes (Pty) Ltd's Bid Response;



- 3.5.6 there will be no upward movement in equity IRR as a result of a movement in foreign exchange rates at Financial Close against the benchmark rates set out in Briefing Note 9;
- 3.5.7 if the foreign exchange rate at Financial Close is below the benchmark rates set out in Briefing Note 9, then the Price shall be reduced appropriately to take into account the lower foreign exchange rates;
- 3.5.8 subject to clauses 3.5.5, 3.5.6 and 3.5.7 above, any changes to the Financial Model and or the Price resulting from fluctuation in foreign exchange rates must be disclosed to, agreed with and effected in conjunction with the Department;
- 3.5.9 In terms of paragraph 23.4 of Part A of the RFP, the Project Company will pay a Development Fee calculated as R280 000 per MW of the Contracted Capacity for your Project, within 10 Business Days of the date of signature of the Implementation Agreement, failing which the Department may call Keren Energy Keimoes (Pty) Ltd's Preferred Bidder Guarantee;
- 3.5.10 Keren Energy Keimoes (Pty) Ltd's attention is drawn to the warranties relating to Success Payments in clauses 23.1.14 and 23.1.15 of the Implementation Agreement;
- 3.5.11 any costs relating to interest rate and/or foreign exchange hedging are at Keren Energy Keimoes (Pty) Ltd's risk and there will be no subsequent impact on Price;
- 3.5.12 tax and accounting assumptions are a Preferred Bidder's risk and accordingly, there will be no impact on Price as a result of the adoption of an alternative tax or accounting treatment to that included within the Financial Model submitted as part of the Bid Response;
- 3.5.13 as indicated in paragraph 3.1.6 of Part D of the RFP, the commitments reflected in the Economic Development Scorecard will be migrated to the relevant portions of Schedule 2 to the Implementation Agreement (*Economic Development Obligations*); and
- 3.5.14 as indicated in paragraph 52.7 of Part A of the RFP, the Department reserves the right to seek additional information from Keren Energy



Kelmoes (Pty) Ltd in respect of its Bid Response as the Department may, in its sole discretion, determine, whether such information has been requested under this RFP or otherwise, and may, amongst other things, require the Bidder to provide the Department with supplementary information in respect of its Bid Response, if so required by the Department.

- 3.6 In order to ensure that the requirements of Regulation 9 of the Electricity Regulations on New Generation Capacity of 2011 are satisfied in respect of the Project, the Department reserves the right to negotiate with Keren Energy Kelmoes (Pty) Ltd, and the appointment of Keren Energy Kelmoes (Pty) Ltd as a Preferred Bidder is subject to the Department negotiating with it on whether the Project achieves value for money for the Government and the electricity consumer, as contemplated in paragraph 5.1.6 of Part A of the RFP.
- 3.7 The appointment of Keren Energy Kelmoes (Pty) Ltd as a Preferred Bidder is also subject to Keren Energy Kelmoes (Pty) Ltd demonstrating, pursuant to and in accordance with paragraph 13 of Part A of the RFP, to the satisfaction of the Department, that the application for all Land Use Consents and Environmental Consents required for Keren Energy Kelmoes (Pty) Ltd's proposed Facility to be lawfully developed, connected to a Distribution System or Transmission System and Operated in accordance with the PPA, has been made and has progressed sufficiently so as not to delay Financial Close. The Department will communicate further with Keren Energy Kelmoes (Pty) Ltd regarding the documentation and/or information that it requires pursuant to paragraph 13 of Part A of the RFP in due course. The Department shall be entitled, in its sole discretion, to terminate Keren Energy Kelmoes (Pty) Ltd's status as a Preferred Bidder if Keren Energy Kelmoes (Pty) Ltd fails to timely comply with a request for documentation and/or information pursuant to paragraph 13 of Part A of the RFP, or fails to satisfy the Department that all applications contemplated in that paragraph have been made and have progressed sufficiently so as not to delay Financial Close.
- 3.8 Should Keren Energy Kelmoes (Pty) Ltd fail to act in accordance with the requirements set out in clauses 3.5, 3.6 and 3.7 above at any time, the Department reserves the right to terminate the appointment of Keren Energy Kelmoes (Pty) Ltd as a Preferred Bidder, and to call its Preferred Bidder Guarantee.



3.9 For purposes of finalising and executing the PPA, the Department will apply the Preferred Bidder's fully indexed Price.

**4. Preferred Bidder Guarantee**

In terms of paragraph 23.1 of Part A of the RFP, in order for Keren Energy Keimoes (Pty) Ltd to continue in the Small Projects IPP Procurement Programme as a Preferred Bidder, Keren Energy Keimoes (Pty) Ltd is required to lodge a Preferred Bidder Guarantee (in the form provided in Schedule 26 of Volume 1, Part 2 of the RFP) with the Department in an amount equal to R75 000.00 (Seventy Five Thousand Rands) within 15 Business Days of receipt of this letter. Should Keren Energy Keimoes (Pty) Ltd fail to provide the Preferred Bidder Guarantee in accordance with the requirements in this clause 4, the Department reserves the right to terminate the appointment of Keren Energy Keimoes (Pty) Ltd as a Preferred Bidder.

**5. Proof of Application for Generation Licences**

In accordance with paragraph 18.3 of Part A of the RFP, Keren Energy Keimoes (Pty) Ltd is required to submit evidence to the Department that its generation licence application, together with all the required supporting documentation, has been submitted to and received by NERSA within 14 days of being appointed as Preferred Bidder. The period of 14 days commences on the date on which this letter is returned to the Project Officer, counter-signed by the duly authorised representative of Keren Energy Keimoes (Pty) Ltd, as contemplated in clause 3.8 above. Should Keren Energy Keimoes (Pty) Ltd fail to act in accordance with this clause 5, the Department reserves the right to terminate the appointment of Keren Energy Keimoes (Pty) Ltd as a Preferred Bidder.

**6. Eskom Confirmation**

As a condition to the obtaining of Eskom Board approval of the PPA to be concluded between the Project Company and Eskom Holdings SOC Limited, Keren Energy Keimoes (Pty) Ltd is required to complete the letter attached hereto as Annexure-A (*Confirmation regarding interests in Eskom Holdings SOC Limited*), confirming both its and its Members' interests in relation to Eskom Holdings SOC Limited. This letter must be returned to the Project Officer, signed by the duly authorised representative of the Project Company, by no later than close of business on the 10<sup>th</sup> (tenth) Business Day after the date of receipt of this letter.



**7. Payment of budget quote fee**

As indicated in paragraph 10 (Timetable for Small IPP Procurement Programme) of Part A of the RFP, Keren Energy Keimoes (Pty) Ltd is required to apply for a budget quotation from the Grid Provider and to pay the relevant budget quotation fee within 14 days of being appointed as Preferred Bidder. The period of 14 days commences on the date on which this letter is returned to the Project Officer, counter-signed by the duly authorised representative of Keren Energy Keimoes (Pty) Ltd, as contemplated in clause 3.8 above. Keren Energy Keimoes (Pty) Ltd is required to submit evidence to the Department that it has applied for a budget quote and has paid the budget quotation fee within this 14 day period. Failure to comply with this requirement will entitle the Department to terminate the appointment of Keren Energy Keimoes (Pty) Ltd as a Preferred Bidder, and to call its Preferred Bidder Guarantee.

**8. Change Requests**

8.1 The Department draws your attention to paragraphs 19.3 to 19.7 (Inclusive) of Part A of the RFP in respect of changes to any aspect of a Bid Response of a Preferred Bidder.

8.2 As indicated in paragraph 19.3 of Part A of the RFP, Keren Energy Keimoes (Pty) Ltd is not permitted to change any aspect of its Bid Response without the prior written approval of the Department.

9. We look forward to the successful conclusion of your Project and to those interactions with Keren Energy Keimoes (Pty) Ltd that are necessary, and contemplated by the RFP, for that purpose. Please note that the Department may wish to engage with you about achieving early Financial Close.





10. Please confirm the appointment of Keçan Energy Kalmoss (Pty) Ltd as a Preferred Bidder on the terms and conditions of this letter by having a copy of it signed and returned to the Project Officer, in accordance with clause 3.3 above.

Yours faithfully




Director-General: Department of Energy

Date: 08/12/2015



SP\_PV\_0048\_004  
Solar Photovoltaic  
Second Stage Two Bid Submission Date

Keren Energy Keimoes (Pty) Ltd hereby accepts its appointment as a Preferred Bidder in respect of the Second Stage Two Submission Phase of the Small IPP Procurement Programme, and confirms its acceptance of the terms and conditions of this letter.

  
\_\_\_\_\_  
Signature of duly authorised representative of Keren Energy Keimoes (Pty) Ltd

17/01/2017.  
Date

FRETZ EKSTEEN  
Name

DIRECTOR  
Designation

**ANNEXURE A**

**CONFIRMATION REGARDING INTEREST IN ESKOM HOLDINGS SOC LIMITED**

**Date: 16 January 2017**

**Department of Energy  
192 Visagie Street (corner Visagie Street and Paul Kruger Street)  
Pretoria  
0001  
South Africa**

**THE REPUBLIC OF SOUTH AFRICA – DEPARTMENT OF ENERGY**

**TENDER NO: DOE/004/13/14**

**FOR: NEW POWER GENERATION FACILITIES UNDER THE SMALL IPP PROCUREMENT PROGRAMME**

**Dear Sirs**

**1. Being duly authorised to represent and act on behalf of Keren Energy Keimoes (Pty) Ltd (the "Preferred Bidder"), hereby confirms the following:**

**1.1. No director of the Preferred Bidder is currently, nor will be at the time of signature of the PPA, a director of Eskom Holdings SOC Limited or any of its subsidiary companies, other than as detailed below:**

**1.1.1. None**

**1.2. No director of any Member of the of the Preferred Bidder is currently, nor will be at the time of signature of the PPA, a director of Eskom Holdings SOC Limited or any of its subsidiary companies, other than detailed below:**

**1.2.1. None**

**1.3. No director of Eskom Holdings SOC Limited nor any of its subsidiary companies currently have, nor will have at the time of signature of the PPA, a direct or indirect interest in the Preferred Bidder, other than as detailed below:**

**1.3.1. None**

  
16-J

SP\_PV\_0048\_004  
Solar Photovoltaic  
Second Stage Two Bid Submission date

Yours faithfully,

Signed:  \_\_\_\_\_

Name: FRITZ EKSTEEN

For and on behalf of Keren Energy Keimoes (Pty) Ltd



**APPENDIX 3 (IF APPLICABLE)  
LIST OF LOCAL MUNICIPALITIES**

There is only one Local Municipality i.e. Gai! Garib Local Municipality, ZF Mgcawu District Municipality, Northern Cape Province involved in this application (contact details provided in application form above).

Municipality details (including Ward Councillor where available) as used in first round of public participation process, attached as page 17-A, below. Municipality details highlighted in yellow.

**UPDATED POST APPLICATION BAR IS&AP LIST**



No.		Title	Initials/Name	Surname	Affiliation	Postal Address	Town/City	Code	Telephone	Fax	DEA Ref:	Keimoes Solar PV Facility
First public participation period ended 10 April 2017 (Newspaper advert placed: 2 March 2017) Second public participation period ended 20 July 2017 (Newspaper advert placed: 14 June 2017)												
<b>1. Applicant</b>												
1.1	Mr	CW	Janet V Renschburg		Kern Energy Keimoes (Pty) Ltd	PO Box 73	Sonneset West	7137	021 853 0269	021 853 0269	14/12/16/19/1/1754 (New Application Number)	
<b>2. Prospects / Land Owners</b>												
2.1	Mr	JC	Lesgasa		Municipal Manager, KaiGarib Municipality	Private Bag 66	Kakamas	8870	054 461 6400	054 461 6401		
<b>3. Municipality</b>												
3.1	Mr	JG	Lebgasa		Municipal Manager, KaiGarib Municipality	Private Bag 66	Kakamas	8870	054 461 6400	054 461 6401		
3.2	Mr	BJ	Olyn		Mayor, Kakamas, KaiGarib Municipality	Private Bag 66	Kakamas	8870	054 461 6400	054 461 6411		
3.3	The	Elias	Nicks		ZP Mgrwau District Municipality	Private Bag 6669	Uptington	8800	054 537 2800	054 537 2888		
<b>4. Municipal Ward Councilors</b>												
4.1	Mr	J	Mackay		KaiGarib Municipality	Private Bag 66	Kakamas	8869	054 461 6700	054 461 6401		
4.2	Ms	M	Ranson		KaiGarib Municipality	Private Bag 66	Kakamas	8870	054 461 6700	054 461 6401		
4.3	Ms	D	Pharies		KaiGarib Municipality	Private Bag 66	Kakamas	8870	054 461 6700	054 461 6401		
<b>5. State Organisations</b>												
5.1	Ms	Elnahvb	Botes		Act. Head of Dept. - Dept. Environmental and Nature Conservation NC	Private Bag 26010	Kimberley	8306	053 807 7500	053 807 7528		
5.2	W	Mofihl	Ramwedi		Dept. of Water and Sanitation - NC	162 Comp. Street	Kimberley	8300	053 838 9100	053 832 4328		
5.3	Mr	Mashudu	Steenkamp		Department of Water and Sanitation	28 Central Road, Beaufortfield	Kimberley	8300	(053) 834 7600 ext. 053 842 3258			
5.4	Mr	Kevin	Leak		Ekolom North West Region	120 Henry Street, Westdene	Bloemfontein	9301	051 404 2501			
5.5	Mr	Kevin	Schabetsko		Department of Energy	Private Bag 6093	Johannesburg	2001	072-988-2929			
5.6	Ms	G	Botha		Co-operative Governance, Human Settlements and Social Development	Private Bag 25085	Kimberley	8300	053 836 4000	086 562 7065		
5.7	Ms	Lizell	Boas		South African Civilian Avelon Authority	Private Bag 673	Halfway House	1685	011 545 1232	053 831 4568		
5.8	Ms	Kevin	Nogwill		Dept. of Transport, Roads & Public Works	Private Bag 25042	Kimberley	8300	053 874 9100	058 871 1852		
5.9	Mrs	H	Swanson		Northern Cape Economic Development, Trade and Investment Promotion Agency (NCEDA)	PO Box 3132	Kimberley	8301	053 899 2100	053 899 2291		
5.10	Ms	Ameliza	Collett		NC - Economic Development and Tourism	2nd Floor, Templar Court Building	Kimberley	8300	053 883 1500	053 833 1390		
5.11	Mr	J	Mans		Department of Agriculture, Forestry and Fisheries	Private Bag 60108	Pretoria	0001	012 319 5908	012 329 5918		
5.12	Colone		Rumbel		Dept. of Agriculture, Forestry and Fisheries	P.O. Box 2782	Uptington	8800	054 336386	054 334060		
5.13	Mr	Lizell	Wolfe		Department Transport, Safety and Liaison	P/Bag X 19	Beaufortfield	7555				
5.14	Ms	Mashudu	Mantshoni		Dept. Agriculture, Forestry and Fisheries (Attention: Delegate of the Minister, Act170 of 1970)	Private Bag X120	Pretoria	0001	012 319 7619			
5.15	Ms	Theko	Buthetzi		Dept. Agriculture, Forestry and Fisheries, Agril and Liaison Office (Attention Delegate of the Minister Act170 of 1970)	Debon Building, Cnr Annie Botha & Union Street, Office 270	Pretoria	0001	012 319 7654			
5.16	Mr	John	Corryingh		Ekolom Transmission, Megawatt Park	Megawatt D1Y38 or P.O. Box 1091	Johannesburg	2000	011 516 7233	086 661 4064		
5.17	The	Director			SKA Africa	3rd Floor, The Park Park Road,	Pretoria	7405	021 506 7500	021 506 7375		
<b>6. Neighbourhood (all groups, parties and delegates)</b>												
6.1	Mr	Peter	Kullman		Red Sun Raisers	P. O. Box 767	Keimoes	8860	054 461 0025 / 083 283 6714			
<b>7. Other</b>												
7.1	Ms	Anna	Stausow		Prefer email correspondence				054 331 3442	086 271 3300		
7.2	Ms	Melanie	Miles		Prefer email correspondence				083 683 6317	033 343 5882		
7.3	Mr	Victor	Sacco		Prefer email correspondence				023 345 4910/054 461 0346	054 461 0346		

**APPENDIX 4  
LIST OF LAND OWNERS  
WRITTEN CONSENT OF LAND OWNERS**

There is only one Land Owner i.e. Gai! Garib Local Municipality, involved in this application. Written consent of land owner's form attached as per page 18-A to 18-C, below.

**OWNER OF REGISTERED PROPERTY'S CONSENT**

**CONSENT TO CONTINUE WITH THE PLANNING AND APPLICATION TO OBTAIN THE NECESSARY APPROVALS FOR THE ENVIRONMENTAL IMPACT ASSESSMENT AND OTHER APPLICATIONS FOR THE DEVELOPMENT OF THE PROPOSED**

**5 MW SOLAR PROJECT WITH SOLAR PHOTOVOLTAIC (PV) TECHNOLOGY BY THE COMPANY KEREN ENERGY KEIMoes (PTY) LTD ON THE PROPERTY DESCRIBED AS ERF 666, KEIMoes, IN THE KAI ! GARIB MUNICIPALITY (NC082), COMMONAGE, DISTRICT SIYANDA, NORTHERN CAPE PROVINCE. CO-ORDINATES IN THE CENTRE OF THE AREA BELOW.**

This serves to confirm that I, JOHNNY MCKAY ID: 640725 5218 084, acting for and on behalf of KAI ! GARIB MUNICIPALITY and hereafter referred to as the "Property Owner", hereby consent to continue with the planning and application to obtain the necessary approvals for the Environmental Impact Assessment and other applications for the development of the proposed:

**5 MW SOLAR PROJECT WITH SOLAR PHOTOVOLTAIC (PV) TECHNOLOGY BY THE COMPANY KEREN ENERGY KEIMoes (PTY) LTD ON THE PROPERTY DESCRIBED AS ERF 666, KEIMoes IN THE KAI ! GARIB MUNICIPALITY (NC082), COMMONAGE, DISTRICT SIYANDA, NORTHERN CAPE PROVINCE. CO-ORDINATES IN THE CENTRE OF THE AREA BELOW.**

Co-ordinates of the property: 28°41'31.322" S 20°58'43.909" E

This consent is for the investigation and to undertake the activity/ies on the property necessary for the approval of the Environmental Impact Assessment and applications for the proposed development and is subject to the signing of a final agreement between the parties, the Owner, the applicant as well as the necessary environmental approvals.

Name of the Property/Farm: KEIMoes COMMONAGE, ERF 666

Registered name and number of the property: ERF 666 KEIMoes, IN THE KAI ! GARIB MUNICIPALITY (NC082)

Owner's Address: 11<sup>TH</sup> AVENUE KAKAMAS

Owner's telephone No: 054 431 6300

Owner's e-mail address: [ADMIN@KAIGARIB.CO.ZA](mailto:ADMIN@KAIGARIB.CO.ZA)

SIGNED: SEE ATTACHED FIRST AND LAST PAGE OF THE SIGNED LEASE AGREEMENT FOR THE SOLAR FACILITY.



**DEED OF LEASE**

Between

**KAI !GARIB LOCAL MUNICIPALITY  
(NC082)**

Herein represented by Mr. J. Mac Kay

(the "Lessor")

**KEREN ENERGY KEIMOES (Pty) Ltd  
and/ or its nominee**

Herein represented by Riaan Retief Janse van Rensburg in his capacity as trustee of the company to be incorporated in terms of the Laws of the Republic of South Africa.

(the "Lessee")

**AND THE APPEARER DECLARED THAT:**

**WHEREAS**

(a) The Lessor is the registered owner of immovable Property known as Erf 666 of the KEIMOES Municipal commonage in the Kai !Garib Municipality (NC082), District Siyanda, Northern Cape Province, held by virtue of Deed of Transfer No. G16/1942.

("Property")

(b) The Lessor has agreed to let a portion of the Leased Property to the Lessee for the purposes of constructing, commissioning and operating the Solar Energy Generation Facility, and the Lessee has agreed to hire the Leased Property from the Lessor.

(c) The Parties wish to record in writing their agreement in respect of the above and matters ancillary thereto and to register such Lease against the title deed of the Property.

*JHK*      *Retief* *Janse*  
*JHK:*      *Janse* *Retief*

penalties, cost and the like suffered by the Lessor resulting from the Lessee's failure to do so or to obtain the necessary approvals and/or licences.


42. **SUSPENSIVE CONDITION**


Notwithstanding anything to the contrary in this agreement, this agreement shall lapse and be null and void if the Lessee did not succeed in signing a PPA agreement on or before 30 November 2016.

THUS DONE AND signed at KEIMAES on the 28<sup>th</sup> day of March 2012.

**AS WITNESSES**

1. 

  
LESSOR

2. 

THUS DONE AND signed at STRAND on the 31<sup>st</sup> day of March 2012.

**AS WITNESSES**

1. 

  
LESSEE

2. 

**APPENDIX 5 (IF APPLICABLE)  
LIST OF SGIDS / COORDINATES OF THE BOUNDARY OF THE PROPERTY OR PROPERTIES  
(WHERE SGID AND FARM NAME ARE NOT AVAILABLE)**

There is only one SGID related to this application (details provided in application form above).

**APPENDIX 6  
PROJECT MAP**

Project maps as per pages 20-A and 20-B (Locality maps), as well as page 20-C (Sensitivity map), indicate the sensitive areas overlain by the proposed project site.

## Appendix A-1: Project Maps



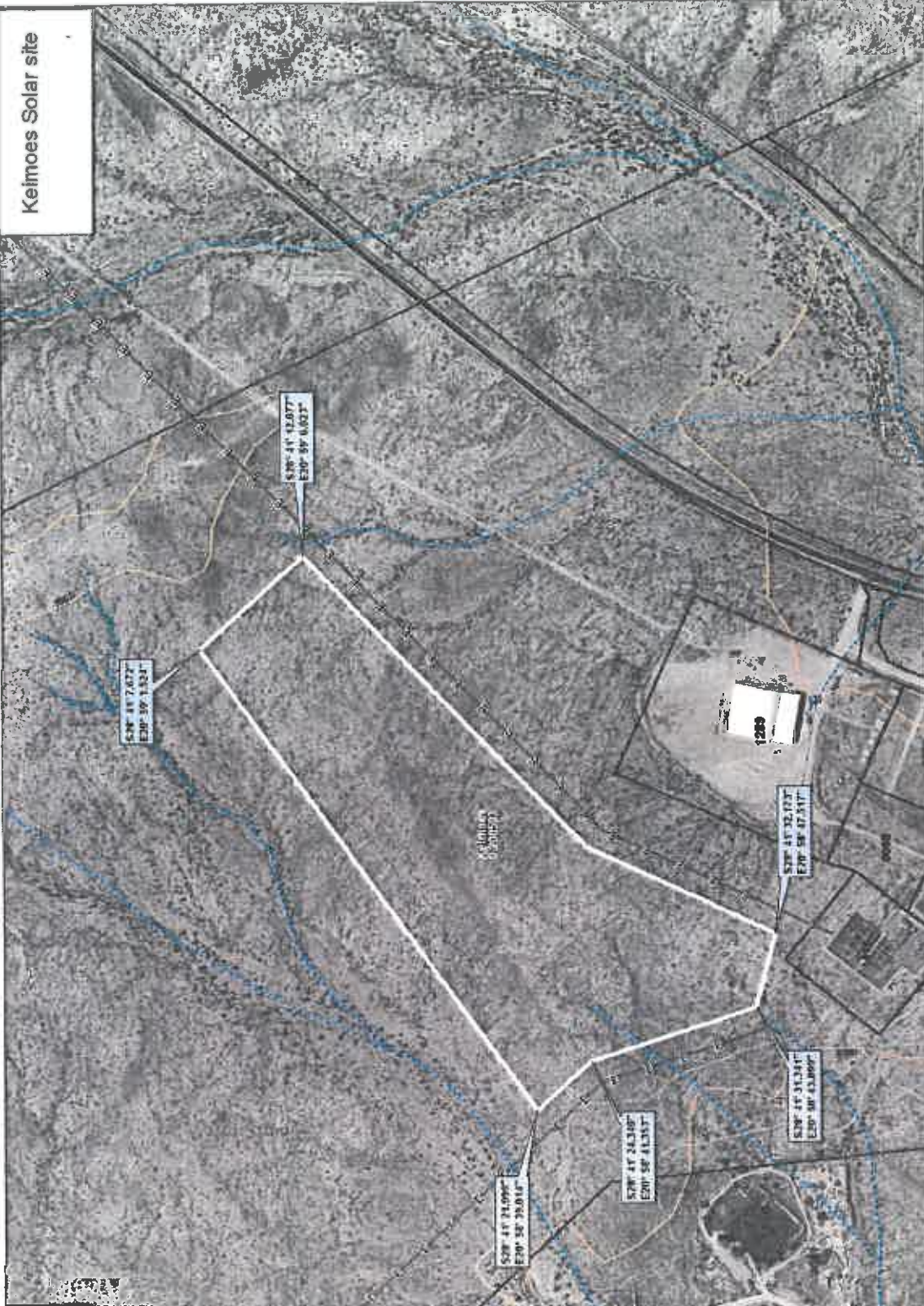


**SHP\_FARMPORTIONS**

- Farm Portions

**NC\_ERVEN**

- Northern Cape Erven



Keimoes Solar site

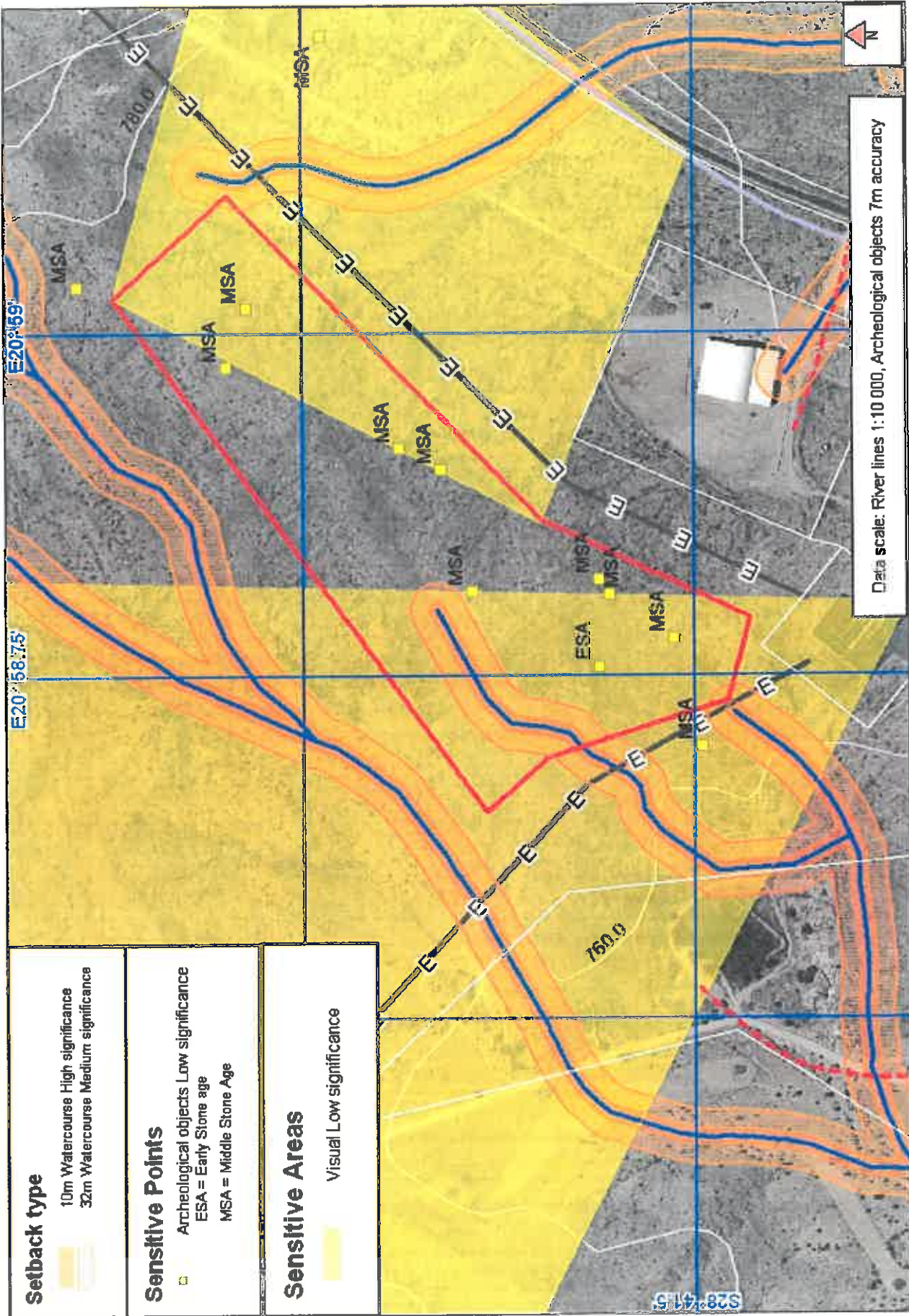
**Notes:**  
Coordinates are approximate based on GIS layers and aerial photography  
(Source: National Geo-Spatial Information)  
Detail survey required to determine exact boundaries.  
30m Buffer with ESKOM powerlines to be surveyed from ESKOM servitude boundary



MN (20.1° W)







**APPENDIX 7  
PROJECT SCHEDULE**

Environmental Authorisation (EA) re-application project plan attached as page 21-A.  
Proposed solar PV facility development original project phases and plan attached as page 21-B (plan indicates original successful EA application timelines).



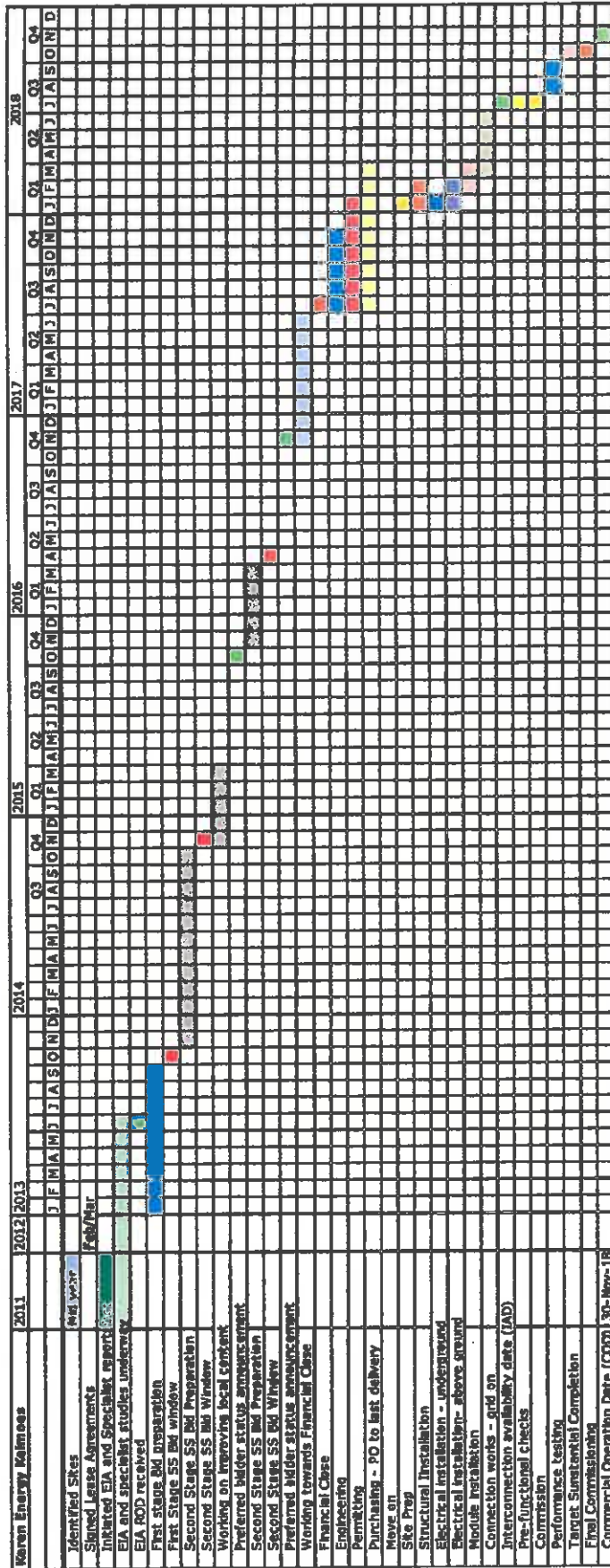
2017 Environmental Impact Assessment Process Project Plan: Roma and Keren Energy Northern Cape Solar PV Facilities			
No.	Action	Initial Target Date	Revised Target Date <sup>#</sup>
1	Clarification meeting with client re. 2016 meeting with National Department of Environmental Affairs (DEA) and change in technical scope	10 February	
2	Appointment of specialists for revised Basic Assessment Report (BAR) assessments	15 February	
3	Compile and finalise Draft BAR (DBAR) using original specialist assessments and environmental authorisation (EA) reference numbers	20 February - 03 March	
4	Site visits for reassessment	06 - 09 March	
5	First round of public participation (PP) starts with issuing of DBAR	10 March	
6	Compile of updated I&AP list and formally respond to PP comments and queries	10 March - 13 April	
7	Start compiling post-application/Final BAR and environmental management programme (EMPr)	13 April - 12 May	
8	Urgent completion of EA application form (change in planned application form submission date of 07 April 2017 after communication with DEA office on 17 March 2017)	17 - 24 March	
9	Received project reference number from DEA	31 March	
10	First round of PP with DBAR ends	10 April	
11	Compile / finalise post-application BAR with EMPr using revised/updated specialist assessments and environmental authorisation (EA) reference numbers.	12 April	
12	Respond to government comments on DBAR and application (need addendum to soil specialist reports particularly for Danielskuil). Capture comments and responses in trail report.	05 April - 12 May	
13	Finalise post-application BAR and EMPr using revised/updated specialist assessments	19 May - 5 June	
14	All specialist reports/updated addendums received.		22 May - 9 June
15	Notify DEA of 140 days hand in period due to revised specialist reports		26 May
16	Second round of PP with issue of post-application BAR to registered I&APs starts	24 April	20 June
17	Second round of PP ends	26 May	20 July
18	Communication with DEA re. PP comments and FBAR issue	31 May	20 July
19	Collate comments into FBAR and issue to DEA for decision and notify I&APs	15 June - 27 June	21-24 July
20	Await DEA EA decision		???
21	Inform registered I&APs of EA application outcome		Within 10 days of DEA decision

#### KEY

Target not met: ■; In progress (target date not met as yet): ■; Target met / met to date: ■

\* Initial (internal) target date for FBAR submission to DEA delayed by three weeks due to changes in specialist report information.

2. Form 2 - Proposed Project Schedule



APPENDIX 8  
DECLARATION OF THE APPLICANT

I, NEVERS JANSE VAN, declare that –  
RENSBURG

- I am, or represent<sup>1</sup>, the applicant in this application;
- I have appointed an Environmental Assessment Practitioner (EAP) to act as the independent EAP for this application / have obtained exemption from the requirement to obtain an EAP<sup>2</sup>;
- I will take all reasonable steps to verify whether the EAP and specialist/s appointed are independent and have expertise in conducting environmental impact assessments or undertaking specialist work as required, including knowledge of the Act, the EIA Regulations and any guidelines that have relevance to the proposed activity;
- I will provide the EAP and the competent authority with access to all information at my disposal that is relevant to the application;
- I will be responsible for the costs incurred in complying with the Regulations, including but not limited to –
  - costs incurred in connection with the appointment of the EAP or any person contracted by the EAP;
  - costs incurred in respect of the undertaking of any process required in terms of the Regulations;
  - costs in respect of any fee prescribed by the Minister or MEC in respect of the Regulations;
  - costs in respect of specialist reviews, if the competent authority decides to recover costs; and
  - the provision of security to ensure compliance with conditions attached to an environmental authorisation, should it be required by the competent authority;
- I will inform all registered interested and affected parties of any suspension of the application as well as of any decisions taken by the competent authority in this regard;
- I am responsible for complying with the conditions of any environmental authorisation issued by the competent authority;
- I hereby indemnify the Government of the Republic of South Africa, the competent authority and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action which the applicant or EAP is responsible for in terms of these Regulations;
- I will not hold the competent authority responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to obtaining an environmental authorisation or prior to an appeal being decided in terms of these Regulations;
- I will perform all obligations as expected from an applicant in terms of the Regulations;
- all the particulars furnished by me in this form are true and correct; and
- I am aware of what constitutes an offence in terms of Regulation 48 and that a person convicted of an offence in terms of Regulation 48(1) is liable to the penalties as contemplated in section 49B of the Act.
- I am aware that in terms of Section 24F of the National Environmental Management Act, Act No 107 of 1998, as amended, that no listed activity may commence prior to an environmental authorisation being granted by the Competent Authority.

*Nevers Janse van Rensburg*  
Signature<sup>3</sup> of the applicant/ Signature on behalf of the applicant

KEREN ENERGY KEIMOES (PTY) LTD.  
Name of company (if applicable)

28 JULY 2017  
Date:

<sup>1</sup> If this is signed on behalf of the applicant, proof of such authority from the applicant must be attached. If the applicant is a juristic person, a signature on behalf of the applicant is required as well as proof of such authority.

<sup>2</sup> If exemption is obtained from appointing an EAP, the responsibilities of an EAP will automatically apply to the person conducting the environmental impact assessment in terms of the Regulations.

<sup>3</sup> Only original signatures will be accepted. No scanned, copied or faxed signatures will be accepted. An EAP may not sign on behalf of an applicant.

APPENDIX 9  
9.1 DECLARATION OF THE EAP

I, BERNARD DE WITT, declare that –

- I act as the independent environmental assessment practitioner in this application;
- I have expertise in conducting environmental impact assessments, including knowledge of the Act, Regulations and any guidelines that have relevance to the proposed activity;
- I will comply with the Act, Regulations and all other applicable legislation;
- I will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the applicant;
- I will take into account, to the extent possible, the matters listed in Regulation 18 of the Regulations when preparing the application and any report relating to the application;
- I undertake to disclose to the applicant and the competent authority all material information in my possession that reasonably has or may have the potential of influencing - any decision to be taken with respect to the application by the competent authority; and - the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority, unless access to that information is protected by law, in which case it will be indicated that such information exists and will be provided to the competent authority;
- I will perform all obligations as expected from an environmental assessment practitioner in terms of the Regulations; and
- I am aware of what constitutes an offence in terms of Regulation 48 and that a person convicted of an offence in terms of Regulation 48(1) is liable to the penalties as contemplated in section 49B of the Act.

**Disclosure of Vested Interest (delete whichever is not applicable)**

- I do not have and will not have any vested interest (either business, financial, personal or other) in the proposed activity proceeding other than remuneration for work performed in terms of the Regulations;
- ~~I have a vested interest in the proposed activity proceeding, such vested interest being:~~

N/A


Signature of the environmental assessment practitioner

Enviro Africa CC  
Name of company:

28 July 2017  
Date


APPENDIX 9  
9.2 UNDERTAKING UNDER OATH/ AFFIRMATION

I, BERNARD DE WITT, swear under oath / affirm that all the information submitted or to be submitted for the purposes of this application is true and correct.

  
\_\_\_\_\_  
Signature of the environmental assessment practitioner

ENVIRO AFRICA CC  
\_\_\_\_\_  
Name of company

28 JULY 2017  
\_\_\_\_\_  
Date

  
**COMMISSIONER OF OATHS**  
**JACQUES ENGELBRECHT**  
Professional Accountant (S.A.)  
P.O. Box 12347, Die Boord, 7613  
021 851 0700

\_\_\_\_\_  
Signature of the commissioner of oaths

2017/07/28  
\_\_\_\_\_  
Date

**Appendix J-5: DEA acknowledgement of notification for an extension**



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

Private Bag X 447- PRETORIA · 0001· Environmental House · 473 Steve Biko Road · PRETORIA

DEA Reference: 14/12/16/3/3/1/1754

Enquiries: Ms Salome Mambane

Telephone: 012 399 9385 E-mail: [SMambane@environment.gov.za](mailto:SMambane@environment.gov.za)

Vivienne Thomson  
EnviroAfrica CC  
P.O Box 5367  
HELDERBERG  
7135

Tell: 021 851 1616  
Email: [admin@enviroafrica.co.za](mailto:admin@enviroafrica.co.za)

PER EMAIL / MAIL

Dear Sir/Madam

### **ACKNOWLEDGEMENT OF NOTIFICATION FOR AN EXTENSION IN TERMS OF REGULATION 19(1)(b) FOR THE PROPOSED KEREN ENERGY KEIMOES SOLAR PV FACILITY, NORTHERN CAPE PROVINCE**

The Department confirms having received the notification for extension on the 30 May 2017.

Please note that should you fail to meet any of the timeframes stipulated in Regulation 19 of the Environmental Impact Assessment Regulations as amended 2014, your application will lapse.

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

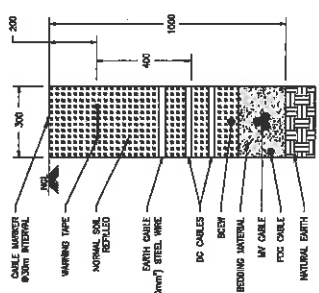
Yours sincerely

**Mr Sabelo Malaza**  
**Chief Director: Integrated Environmental Authorisations**  
**Department of Environmental Affairs**  
Letter signed by: Azrah Essop  
Environmental Officer Specialised Production: EIA Coordination, Strategic Planning and Support  
Date: 31 May 2017

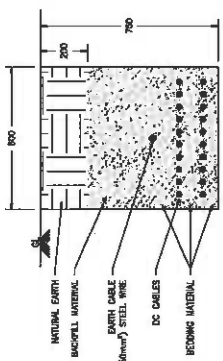
**Appendix J-6: Roads and trenches detail drawing**



01 02 03 04 05 06 07 08 09 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56 57 58 59 60 61 62 63 64 65 66



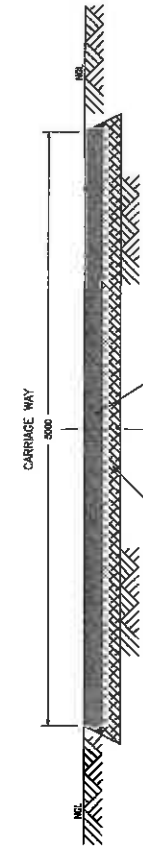
TYPICAL SECTION OF AC  
TRENCH CROSSINGS  
300mm WIDE  
SCALE 1:2



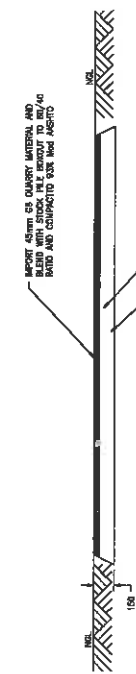
TYPICAL SECTION OF DC  
TRENCH CROSSINGS  
600mm WIDE  
SCALE 1:2



TYPE 3A ROAD



5.0m WIDE MAIN ROAD TYPICAL CROSS SECTION -- TYPE 1



TYPE 3B ROAD



3.5m WIDE ROAD TYPICAL CROSS SECTION -- TYPE 2

Revision		Description		Revision		Revision	
A							

Checked by:	Date:	Drawn:	Date:	Engineer:	Date:	Approved:	Date:	Scale:
CLP	20/10/2020	PJ	20/10/2020	CLP	20/10/2020			1:50

Author:	Drawn:	Checked:	Approved:	Scale:
CLP	PJ	CLP		1:50

Project Name:	Project No.:	Sheet No.:	Total Sheets:
KEREN Energy Kelimoes (Pty) Ltd 201250599607 ROAD AND TRENCHING DETAIL	201250599607	01	A

**Appendix J-7: Proof of proposed rezoning application**

# Munisipaliteit **Kai !Garib** Municipality

Munisipale Gebou  
11<sup>de</sup> Laan  
Tel 054 461 6700  
Faks 054 461 6401  
E-Pos:  
[admin@kaigarib.gov.za](mailto:admin@kaigarib.gov.za)  
Privaatsak X 6  
**KAKAMAS**  
8870  
BTW Reg Nr. 4170193371



Municipal Building  
11<sup>th</sup> Avenue  
Tel 054 461 6700  
Fax 054 461 6401  
E-Mail: [admin@kaigarib.gov.za](mailto:admin@kaigarib.gov.za)  
Private Bag X 6  
**KAKAMAS**  
8870  
VAT Reg No. 4170193371

18 May 2017

Ref no 14.5.1.8.

**Ms J Linneman**  
**CK Rumboll & vennote**  
**Rainiers 16**  
**MALMESBURY**  
**7299**

Sir/Madame

## **PROPOSED LANDUSE CHANGE: PORTION OF ERF 666, KEIMOES**

This office acknowledge receipt of your submission dated 3 April 2017 and has reference.

The application fee for the proposed land use change is R3000,00 and a capital infrastructure fee is payable on the approval of your application.

Please note that the process will only be initiated on the payment of the amount above. The capital contribution calculation will be provided to you with the public participation documents.

**J G LATEGAN**  
**ACTING MUNICIPAL MANAGER**

# Munisipaliteit Kai !Garib Municipality

Munisipale Gebou  
11<sup>de</sup> Laan  
Tel 054 461 6700  
Faks 054 461 6401  
E-Pos: [administrasie@kai-garib.gov.za](mailto:administrasie@kai-garib.gov.za)  
Private Sak X 6  
KAKAMAS  
8870  
DTW Reg No. 4170193371



Municipal Building  
11<sup>th</sup> Avenue  
Tel 054 461 6700  
Fax 054 461 6401  
E-Mail: [administrasie@kai-garib.gov.za](mailto:administrasie@kai-garib.gov.za)  
Private Bag X 6  
KAKAMAS  
8870  
VAT Reg No 4170193371

07 October 2014

Ref Nr. 14.9.1.4

The Manager  
Keren Energy Keimoes (Pty.) Ltd  
Paisane Towers West  
Mentecacine, William Nicol Drive  
FOURWAYS

## PURCHASE OF WATER FOR KEREN ENERGY KEIMOES (PTY.) LTD SOLAR FACILITY ON ERF 666 KEIMOES

Your email dated 07 October 2014 refer.

The Kai !Garib Municipality hereby approves the purchase of 2 000<sup>m</sup><sup>3</sup> water per annum from the Municipality at tariffs as approved by Council for the above mentioned Solar Project on Erf 666 Keimoes for the operational phase and 1 800<sup>m</sup><sup>3</sup> for the seven months of construction.

Yours Faithfully

  
JG LATEGAN  
ACTING MUNICIPAL MANAGER

**Appendix J-9: Biodiversity specialist response to DAFF's comments on post-application BAR**

## Vivienne Thomson

---

**From:** Peet Botes <peetjibotes@gmail.com>  
**Sent:** Monday, 17 July 2017 4:09 PM  
**To:** Vivienne Thomson  
**Subject:** RE: Biodiversity Assessment: Keimoes Solar (Farm 666)

Dear Ms Thomson

As discussed, please find the updated Biodiversity Assessment for the proposed Solar site in order to address the comments made by DAFF (Dated 10 July 2017 on the Danielskuil Biodiversity study). The same corrections will be applicable to this report as well.

Please note that there is only two corrections namely:

- I changed the name of the Front page to Revision 1 (since there is only the one correction within the report, I did not change the date of the Report).
- On Page 9, I corrected the reference to the applicable List of protected tree species in terms of the NFA to GN1602 of 23 December 2016. Please note that I did use the correct version when writing the original report, but neglected to correct the reference on this page.

**With regards to the DAFF comments on the Post Application BAR:**

Point 2.4: The imminent availability of the CBA maps for the Northern Cape is great news. However, at the time of the report and to date, I was not able to get a link to these maps and they are not yet available on the Biodiversity BGIS website.

Kindest regards Peet

**Peet Botes (*Pri. Sci. Nat*)**

*Registered Professional Botanical, Ecological and Environmental Scientist.*

## Vivienne Thomson

---

**From:** Bernard de witt <bernard@enviroafrica.co.za>  
**Sent:** Thursday, 06 July 2017 10:45 AM  
**To:** Vivienne Thomson  
**Cc:** Peet Botes  
**Subject:** FW: N-Cape Draft CBA Map

Hi Viv

See comments below for your information

Bernard de Witt



**EnviroAfrica**

mobile: +27 82 4489991  
Direct fax 0866203308  
Office: tel +27 21 851 1616, fax 0865120154  
P. O. Box 5367, Helderberg, 7135  
29 St James St, Somerset West

**From:** JacolineMa [mailto:JacolineMa@daff.gov.za]  
**Sent:** Monday, July 3, 2017 3:59 PM  
**To:** peet@vodamail.co.za; Bernard De Witt (bernard@enviroafrica.co.za)  
**Subject:** N-Cape Draft CBA Map

Goeiedag Peet en Bernard

Ek hoop dit gaan goed met julle? Ek het van Enviro Africa 5 Basic Assessments ontvang vir 'n klomp projekte wat voorheen goedgekeur was, maar die Omgewingsgoedkeurings het verval. In die opgedateerde Biodiversity Assessments en Botanical Scans noem julle herhaardelik dat "Critical Biodiversity Areas (CBA) or ESA has not yet been defined for this Municipal area". Die draft CBA map is nou beskikbaar die hele Noord-Kaap Provinsie en word reeds gebruik. Ek stel voor julle doen overlays op die draft CBA map, want ek verstaan van Natuurbewaring dat dit nie sommer sal verander nie. Vir 'n link na die CBA kaart, kontak Samantha de la Fontaine ([Sdefontaine@gmail.com](mailto:Sdefontaine@gmail.com)) of tel (054) 338 4806. Ek verstaan van DENC dit is gelaai op SANBI BGIS, maar is nie seker nie.

Groete,

**Jacoline Mans**

**Designation:** Chief Forester (NFARegulation)  
**Directorate:** Forestry Management (Other Regions) Northern Cape  
**Department of Agriculture, Forestry and Fisheries**

**Tel:** 054 338 5909  
**Fax:** 054 334 0030  
**Web:** [www.daff.gov.za](http://www.daff.gov.za)  
**E-mail:** [JacolineMa@daff.gov.za](mailto:JacolineMa@daff.gov.za)

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