

PRE-APP BAR: PUBLIC PARTICIPATION COMMENTS RECEIVED - PROPOSED DEVELOPMENT OF A 25M HIGH TELECOMMUNICATION MAST ON FARM NO. 551, DAL JOSAFAT, PAARL, WESTERN CAPE

A. PRE-APP BAR COMMENTS ON FARM NO. 551, DAL JOSAFAT, PAARL, WESTERN CAPE					
Date	Comment	I&AP	Project	Response	Respondent
18/11/2018	Dear Emily The email below refers, Please note the comment issued by HWC dated 10 August 2018 still applies.	Heritage Western Cape	Dal Josafat Telecommunication Mast	Dear Ms. Dhansay, I hereby acknowledge receipt of your email dated 18 November 2018. Please note that your comment is duly noted. Kind regards,	EnviroAfrica
19/11/2018	1. The pre-application Draft BAR and letter dated 13 November 2018, received by this Department on 14 November 2018, refer. 2. This letter serves as an acknowledgement of receipt of the aforementioned document by this Department. 3. Please note that this Department will consider the pre-application Draft BAR and issue a comment within the prescribed 30-day commenting period which ends on 14 December 2018. 4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application. 5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. 6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	Dear Bernadette, The Department's acknowledgement letter dated 19 November 2018, refers. Please note that your comment is duly noted. Kind regards,	EnviroAfrica
03/12/2018	To Whom it may concern With reference to previous comments as per Annexure 7, it is not clear from documentation 1. Why the proposed location is seen as the best option?	Lodewikus Hanekom	Dal Josafat Telecommunication Mast	Dear Mr. Hanekom, Your email comment dated 03 December 2018, refers. Please note that your comment is noted. Please see responses to your points raised below: 1. This option causes the least harm to the environment as the site is not located within a Critical Biodiversity Area (CBA) or Ecological Support Area (ESA). It is strategically placed due to its proximity to existing masts, coverage needed and thus the coverage it can provide.	EnviroAfrica
"	2. Why this tower is required within 1 km from tower just recently erected on Dal Josaphat-BoDalPad?	Lodewikus Hanekom	Dal Josafat Telecommunication Mast	2. The proposed mast is strategically placed due to its proximity to existing masts, coverage needed and thus the coverage it can provide.	EnviroAfrica
"	3. Why the HRW did not visit my house and the site Most affected as mentioned in my letter, annexure 7 to your documentation.	Lodewikus Hanekom	Dal Josafat Telecommunication Mast	3. Maildrops were done at your property and an advertisement was placed in the local newspaper.	EnviroAfrica
"	4. Why a shorter less intrusive tower is not considered?	Lodewikus Hanekom	Dal Josafat Telecommunication Mast	4. Please note that alternatives were considered under Section E of the Pre-App Basic Assessment Report ("BAR").	EnviroAfrica
"	5. Why a tower on higher ground is not considered, taking into account that this site is in "Die Dal" so-called due to its low lying area.	Lodewikus Hanekom	Dal Josafat Telecommunication Mast	5. The proposed mast is strategically placed due to its proximity to existing masts, coverage needed and thus the coverage it can provide. The current site causes the least harm to the environment.	EnviroAfrica
"	6. Why your map does not indicate the extensive water area on the neighbouring farm 548, which will impact on birdlife and flight paths. Your research does not seem conclusive! I still maintain you might find a better option by allocating your new facility in an area not currently covered by existing suppliers. Can you prove the viability and feasibility with operators who would like to support your facility financially! Or is this another Me-too attempt to cover the area in poles every kilometre? Thank you	Lodewikus Hanekom	Dal Josafat Telecommunication Mast	6. Please note that a copy of the National Freshwater Ecosystems Priority Areas Map of the site can be seen on page 19 of the Pre-App BAR. Thank you for providing comment on the Pre-App BAR. Please note that a copy of the Final BAR will go out for comment in due course. Kind regards,	EnviroAfrica

14/12/2018	<p>Dear Emile,</p> <p>RE: CapeNature comment on Pre-Application BAR for the proposed development of 25m high telecommunications mast on Farm 551 Paarl.</p> <p>CapeNature would like to thank you for the opportunity to comment on the above application and wish to make the following comments. Please note that our comments pertain only to the biodiversity and ecological aspects of the receiving environment and not to the overall desirability of the application.</p> <p>1. Our comments of 14 August 2018 are correctly captured in the comments and responses table.</p> <p>The response to the query regarding access to the site is noted with the use of an existing road meaning no additional environmental impact.</p> <p>2. It is confirmed that there is no further comment or objection from CapeNature.</p> <p>CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.</p> <p>Yours sincerely</p>	CapeNature	Dal Josafat Teleocmmunication Mast	<p>Dear Philippa,</p> <p>I hereby acknowledge receipt of the attached comment dated 14 December 2018.</p> <p>Please note that your comment is duly noted.</p> <p>Thank you for providing comment on the aforementioned NEMA application.</p> <p>Kind regards,</p>	EnviroAfrica
18/12/2018	<p>1. The pre-application Draft BAR and letter dated 13 November 2018 and this Department's acknowledgement letter dated 19 November 2019, refer.</p> <p>2. This letter serves as comment on the aforementioned document by this Department.</p>	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	<p>Dear Bernadette,</p> <p>The Department's comment dated 18 December 2018, refers.</p> <p>Please see the responses to your points raised below:</p> <p>2. Noted.</p>	EnviroAfrica
"	<p>3. According to the information submitted to this Department, the following is noted:</p> <ul style="list-style-type: none"> * The proposal entails the development of a 25m high lattice mast on Farm No. 551, Dal Josafat, Paarl. * The proposal will have a development footprint of approximately 144m². * No indigenous vegetation is present on the site. * No watercourses are present on the site or within 32m of the proposed site. * Electricity supply and access to the proposed site exists. * Antennas will be attached at the top of the mast and the mast's base station will be closed with a 2.4m high palisade fence. * The site is zoned for Agriculture and is located outside the urban area of Paarl. 	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	<p>3. Noted.</p>	EnviroAfrica
"	<p>4. This Department's comments are as follows:</p> <p>4.1. The Environmental Management Programme ("EMPr") must include details of the following:</p> <p>4.1.1. The EAP who prepared the EMPr; and</p> <p>4.1.2. The expertise of the EAP to prepare an EMPr, including a curriculum vitae.</p>	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	<p>4.1.1. Noted. Please note that the details of the Environmental Assessment Practitioner (EAP) who prepared the Environmental Management Programme (EMPr) was added as Appendix K9 of the Final Bar for Comment as well as on page 2 of the EMPr.</p> <p>4.1.2. Noted. The Expertise of the EAP who compiled the EMPr was inserted on Page 2 of the EMPr and the Curriculum Vitae of the EAP was added as Appendix K9 of the FBAR for comment.</p>	EnviroAfrica
"	<p>4.2. It was indicated that the EMPr that an environmental audit report will be submitted to the Department within six months after construction activities has been completed and after the site have been rehabilitated. Please be advised that in terms of Regulation 34(2)(d) of the NEMA EIA Regulations, 2014, the environmental audit report must be conducted and submitted to the Department at intervals indicated in the environmental authorisation.</p>	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	<p>4.2. Noted. Corrections were made to the auditing requirements under point 16.3 of the EMPr (page 17 of EMPr).</p>	EnviroAfrica
"	<p>4.3. It is indicated that the power will be sourced from the landowner. Please provide written confirmation that there is sufficient capacity to accommodate the proposed development.</p> <p>4.4. Since the site is zoned for agricultural use, comment from the Department of Agriculture must be included in the BAR.</p>	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	<p>4.3. Please note that after consultation with the land owner and the applicant, it was now confirmed that the power will be sourced from the Drakenstein Municipality. An application to obtain power for the proposed mast was submitted to Drakenstein Municipality.</p> <p>4.4. Noted. However, please note that no comment was received from the Department of Agriculture to date. An Initial notification letter was sent to the Department of Agriculture on 05 July 2018 and the Pre-Application BAR was distributed to the Department of Agriculture on 14 November 2018. No comments were received from the Department of Agriculture. The FBAR that will go out for comment will be distributed to the Department of Agriculture in due course. Please refer to Appendix F12 for the proof of notifications.</p>	EnviroAfrica

"	4.5. The Public Participation Process must comply with the requirements of Regulation 41 of the EIA Regulations 2014, and proof of compliance with all the steps undertaken must be included in the BAR.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	4.5. Noted. Please refer to Appendix F for the PPP undertaken.	EnviroAfrica
"	4.6. Omission of any required information in terms of Appendices 1 and 4 of the EIA Regulations 2014, with regards to the final submission of the BAR and EMP, respectively to the Department, may result in the application for Environmental Authorisation being refused.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	4.6. Noted.	EnviroAfrica
"	4.7. Be advise dthat an originally signed and dated applicant declaration is required to be submitted with the final BAR to this Department for decision-making. It is important to note that by signing this declaration, the applicant is confirming that they are aware and have taken cognisance of the contents of the report submitted for decision-making. Furthermore, through signing this declaration, the applicant is making a commitment that they are both willing and able to implement the necessary mitigation, management and monitoring measures recommended within the report with respect to this application.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	4.7. Noted.	EnviroAfrica
"	4.8. In addition to the above, please ensure that original signed and dated Environmental Assessment Practitioner ("EAP") declaration is also submitted with the final BAR for decision-making.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	4.8. Noted.	EnviroAfrica
"	5. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	5. Noted.	EnviroAfrica
"	6. Please note that it is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an Environmental Authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding 10 million or to imprisonment for a period not exceeding 10 years, or both such fine and imprisonment.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	6. Noted.	EnviroAfrica
"	7. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	7. Noted. Thank you for providing comment on the Pre-Application for the aforementioned proposed development.	EnviroAfrica
11/03/2019	Good day Emile, please could I refer yourself to the SACAA Obstacle application process (Part 139-27 Obstacle application), as the process confirm the comments from this Authority. Please refer back to application for such as the comments and Marking Condition would be applied to this process. Kind regards	South African Civil Aviation Authority	Dal Josafat Teleocmmunication Mast	Dear Lizell, Your email dated 11 March 2019, refers. Your comment is duly noted. Kind regards,	EnviroAfrica
12/03/2019	Dear Emile Please note a formal NID is required in order for HWC to provide comment. Attached is the HWC NID application form required for submission.	Heritage Western Cape	Dal Josafat Teleocmmunication Mast	Dear Waseefa, Your email correspondence of earlier today, refers. I hereby acknowledge receipt of Heritage Western Cape's new NID application forms. However, please note that HWC already issued final comment on 10 August 2018 (Case No.: 18072422HB0726E). Please note that should comment be requested in future for new NEMA EIA Applications, then the new application form will be submitted for comment. Thank you. Kind regards,	EnviroAfrica

A. POST-APPLICATION DRAFT BAR COMMENTS ON FARM NO. 551, DAL JOSAFAT, PAARL, WESTERN CAPE (DEA&DP Ref: 16/3/3/1/83/38/1012/19)

15/03/2019	<p>1. The Application Form and letter dated 08 March 2019, as received by this Department on the same date, refer.</p> <p>2. This letter serves as an acknowledgement of receipt of the abovementioned document.</p> <p>3. According to the information submitted to this Department, it is noted that the proposal entails the following:</p> <ul style="list-style-type: none"> * The proposal entails the development of a 25m high lattice mast on Farm No. 551, Dal Josafat, Paarl. * The proposal will have a development footprint of approximately 144m². * No indigenous vegetation is present on the site. * No watercourses are present on the site or within 32m of the site. * Electricity supply and access to the site exists. * Antennas will be attached to the top of the mast and the mast's base station will be enclosed with a 2.4m high palisade fence. * The site is zoned for Agricultural use and is located outside the urban area of Paarl. 	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	<p>Dear Bernadette,</p> <p>I hereby acknowledge receipt of the attached acknowledgement letters for the Application Form and the Draft Basic Assessment Report.</p> <p>Please note that the attached correspondences dated 15 March 2019 is duly noted.</p> <p>Kind regards,</p>	EnviroAfrica
"	<p>4. Please note the following advice pertaining to the application:</p> <p>4.1. Applicable listed activities</p> <p>Having considered the information contained in the Application Form, you are hereby advised that only the activity applied for will be considered for authorisation. The onus is on the applicant to ensure that all the applicable listed activities are applied for an assessed as part of the EIA process. Omission of any activity may invalidate the application.</p> <p>5. Please note the following requirements to be complied with in respect of the all applications for Environmental Authorisation in terms of the National Environmental Management Act (Act No. 107 of 1998) ("NEMA") and the EIA Regulations, 2014:</p>	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	Noted.	EnviroAfrica
"	<p>5.1. Alternatives</p> <p>Be advised that in terms of the EIA Regulations and NEMA, the investigation of alternatives is mandatory. All alternatives identified must therefore be investigated to determine if they are feasible and reasonable. In this regard it must be noted that the Department may grant authorisation for an alternative as if it has been applied for or may grant authorisation in respect of all or part of the activity applied for. Alternatives are not limited to activity alternatives, but include layout alternatives, design, operational and technology alternatives. You are hereby reminded that is mandatory to investigate and assess the option of not proceeding with the proposed activity (the "no-go" option) in addition to the other alternatives identified.</p> <p>If, however, after having identified and investigated alternatives, no feasible and reasonable alternatives were found, no comparative assessment of alternatives, beyond the comparative assessment of the preferred alternatives and the option of not proceeding, is required during the assessment. What would, however, be required in this instance is that proof of the investigation undertaken and motivation indicating that no reasonable or feasible alternatives other than the preferred option and the no-go option exist must be provided to the Department. Refer to the Department's website http://eadp-westerncape.kznshf.gov.za/your-resource-library.</p>	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	Noted.	EnviroAfrica
"	<p>5.2. Public Participation</p> <p>When notifying Interested and Affected Parties ("I&APs") of the application, the minimum information provided in a notice, which includes placing an advertisement or fixing a notice board, must contain, inter alia, whether a Basic Assessment or Scoping and EIR process is to be followed and information on how to register as an I&AP. A register of I&APs must be opened, maintained and made available to any person requesting access to the register in writing. The register must also be submitted together with the BAR.</p> <p>Please be advised that the EAP must submit a copy of the draft BAR to the Department for comment, which must also be made available to all relevant State Departments/Organs of State that administer laws relating to a matter affecting the environment, for a 30-day comment period. The Environmental Assessment Practitioner ("EAP") must notify the Department in writing of the date the draft BAR was submitted to the relevant State Departments/Organs of State and clearly indicate whether or not such State Departments/Organs of State were notified of the 30-day comment period in terms of Section 24O of NEMA. It is imperative that State Departments/Organs of State are in possession of the draft Reports when the EAP issues them with the notice in terms of Section 24O of NEMA. Please note the EAP is responsible for such consultation. The draft BAR must be made available to I&APs for a minimum of 30 days.</p>	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	Noted.	EnviroAfrica

"	<p>In terms of good environmental practise you are encouraged to engage with State Departments and other Organs of State in the pre-application phase or early in the EIA process to solicit their inputs on any of their requirements to be addressed in the EIA process. Please note that this does not replace the requirement of making the draft BAR available for State Department/Organs of State as stipulated above.</p> <p>The practitioner must record and respond to all comments received. The comments and responses must be captured in a Comments and Responses Report and must also include a description of the public participation process followed. This report must also be included in the public participation information attached to the BAR to be submitted for decision-making.</p> <p>5.3. Environmental Management Programme ("EMPr") In accordance with Section 24N of the NEMA and Regulation 19 of the EIA Regulations 2014, the Department hereby requires the submission of an Environmental Management Programme ("EMPr"). The contents of the EMPr must meet the requirements outlined in Section 24N (2) and (3) of the NEMA and Appendix 4 of the EIA Regulations 2014. The EMPr must address the potential environmental impacts of the activity throughout the life cycle, including an assessment of the effectiveness of monitoring and management arrangements after implementation (auditing). The EMPr must be submitted together with the BAR. When compiling the EMPr, the Department's Guideline on Environmental Management Plans (June 2005), available on the Department's website (http://eadp-westerncape.kznshf.gov.za/your-resource-library).</p>	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	Noted.	EnviroAfrica
"	<p>5.4. Guidelines When undertaking the EIA process, you must take into account the applicable guidelines including the guidelines developed by the Department. The Department's guidelines can be downloaded from the Department's website (http://eadp-westerncape.kznshf.gov.za/your-resource-library). In particular, the guidelines that may be applicable to the proposed development include, inter alia, the following:</p> <ul style="list-style-type: none"> * Guideline for the Review of Specialits Input in the EIA process (June 2005). * Guideline for Environmental Management Plans (June 2005). * Guidelines on Alternatives (March 2013). * Guideline on Need and Desirability (March 2013). <p>5.5. Need and Desirability Interms of the NEMA EIA Regulations, when considering an application, the Department must take into account a number of specific considerations including inter alia, the need fo and desirability of any proposed development. As such, the need for and desirability of the proposed activity must be considered and reported on in the BAR. The BAR must reflect how the strategic context of the site in relation to the broader surrounding area, has been considered in addressing need and desirability. Refer to the Department's Guideline on Need and Desirability (March 2013).</p>	DEA&DP: Region 1	Dal Josafat Teleocmmunication Mast	Noted.	EnviroAfrica

"	<p>5.6. NEMA Principles In addition to the above, you must clearly show how the proposed development complies with the principles contained in Section 2 of the NEMA and must also show how the proposed development meets the requirements of sustainable development.</p> <p>5.7. BAR Requirements The BAR must contain all information outlined in Appendix 1 of the EIA Regulations 2014 and must also include the information requested in this letter. Omission of any of the said information may result in the application for Environmental Authorisation being refused.</p> <p>The Department awaits the submission of the BAR prescribed by Regulation 19 of the EIA Regulations, 2014. In accordance with Regulation 19 of the EIA Regulations 2014, the Department hereby stipulates that the BAR must be submitted to the Department for decision within 90 days from the date of receipt of the application by the Department, calculated from 08 March 2019. If, however, significant changes have been made or significant new information has been added to the BAR, the applicant/EAP must notify the Department that an additional 50 days (i.e. 140 days from receipt of the application) would be required for submission of the submission of the BAR. The additional 50 days must include a minimum of 30-day commenting period to allow registered I&APs to comment on the revised report/additional information.</p> <p>If the BAR is not submitted within 90 days or 140 days, where an extension is applicable, the application will lapse in terms of Regulation 45 of the EIA Regulations 2014 and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated. A new Application Form would have to be submitted and the prescribed application fee would have to be paid.</p> <p>Please note that two printed copies as well as two electronic copies (saved on CD/DVD) of the BAR must be submitted to the Department.</p>			Noted.	EnviroAfrica
"	<p>5.8. General Kindly quote the abovementioned reference number in any future correspondence in respect of the application.</p> <p>Please note that the activity may not commence prior to an Environmental Authorisation being granted by the Department. It is an offence in terms of Section 49A of the NEMA for a person to commence with a listed activity unless the Department has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F and 49A of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department for prosecution. A person convicted of an offence in terms of the above is liable to a fine not exceeding R 10 million or to imprisonment for a period not exceeding 10 years, or both such fine and imprisonment.</p> <p>The Department reserves the right to revise initial comments and request further information based on the information received.</p>	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	Noted.	EnviroAfrica
15/03/2019	<p>1. The Draft BAR and letter dated 08 March 2019, received by this Department on the same day, refer.</p> <p>2. This letter serves as an acknowledgement of receipt of the aforementioned document by this Department.</p> <p>3. Please note that this Department will consider the Draft BAR and issue a comment within the prescribed 30-day commenting period which ends 15 April 2019.</p> <p>4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.</p> <p>5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department.</p> <p>6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.</p>	DEA&DP: Region 1	Dal Josafat Telecommunication Mast	<p>Dear Bernadette,</p> <p>I hereby acknowledge receipt of the attached acknowledgement letters for the Application Form and the Draft Basic Assessment Report.</p> <p>Please note that the attached correspondences dated 15 March 2019 is duly noted.</p> <p>Kind regards,</p>	EnviroAfrica

02/04/2019	<p>CapeNature would like to thank you for the opportunity to comment on the above application and wish to make the following comments. Please note that our comments pertain only to the biodiversity and ecological aspects of the receiving environment and not to the overall desirability of the application.</p> <ol style="list-style-type: none"> Our previous comments are correctly captured in the comments and responses table. It is confirmed that there is no further comment or objection from CapeNature. <p>CapeNature reserves the right to revise initial comments and request further information based on any additional information that may be received.</p> <p>Yours sincerely Philippa Huntly</p>	CapeNature	Dal Josafat Teleocmmunication Mast	<p>Dear Philippa,</p> <p>I hereby acknowledge receipt of the attached comment dated 02 April 2019.</p> <p>CapeNature's comment is duly noted.</p> <p>Thank you for providing comment on the aforementioned application.</p> <p>Kind regards,</p>	EnviroAfrica
12/05/2019	<p>Reference is made to the Basic Assessment Report (BAR) for the proposed development of a 25m high telecommunication mast on the abovementioned property.</p> <p>Having reviewed the FBAR, the Environmental management Division is satisfied that all environmental concerns have been addressed in the report. However, the preferred alternative, i.e. a lattice mast is not supported due to the following reason:</p> <p><u>Mast design and location</u> Due to the location of the site outside the urban edge, within the Dal Josafat agricultural valley, it is recommended that alternative 2, i.e. the tree mast option be the preferred alternative in order to maintain the integrity of the surrounding landscape.</p> <p>It is further recommended that the mast and associated infrastructure be located closer to the adjacent building and mature trees than what is currently suggested on the site plans.</p>	Drakenstein Municipality	Dal Josafat Teleocmmunication Mast	<p>Dear Lauren,</p> <p>I hereby acknowledge receipt of Drakenstein Municipality's comment dated 12 April 2019.</p> <p>Please note that your comment is duly noted.</p> <p>Your comments that the proposed site be changed to a tree mast is noted. I have asked the applicant to provide the updated site plans for a tree mast with the new proposed location and will provide it to you in due course.</p> <p>Furthermore, your recommended mitigation measures will be included into the Environmental Management Programme.</p> <p>Thank you for providing comment on this NEMA EIA Application.</p> <p>Kind regards,</p>	EnviroAfrica
"	<p><u>Environmental Management Programme (EMPr)</u> The Division is satisfied with the EMPr, subject to the following additions: * Pg. 12, Section 8: Please add that the penalty amounts paid by or deducted from the contractor for non-compliance, must be applied to the benefit of the surrounding environment/local community and should not be the benefit of the developer.</p> <p>* While noise during the construction phase has been addressed in the EMPr, noise to be generated by the on-site generator during power interruptions have not been noted or addressed in the report or EMPr. It is recommended that mitigation measures be included in the EMPr under the Operational Phase to address the possible noise nuisance generated by the on-site generator.</p> <p>Should you wish to discuss the above comments, please do not hesitate to contact Lauren King (see above for contact details)</p>	Drakenstein Municipality	Dal Josafat Teleocmmunication Mast	<p>Dear Lauren,</p> <p>My e-mail correspondence earlier today, refer.</p> <p>Please find attached map showing the location of the proposed tree mast (green placemark).</p> <p>Kind regards,</p>	EnviroAfrica
18/04/2019	<p>Dear Bernadette,</p> <p>Comments from Drakenstein Municipality were received on 12 April 2019 which requested the applicant to make alternative 2: Tree mast the preferred alternative and not the lattice mast as was preferred in the Draft Basic Assessment Report (BAR) that was made available for public comment.</p> <p>In addition, Drakenstein Municipality also requested the applicant to move the proposed site closer to the existing building and trees to the east of the existing proposed site.</p> <p>Given the mast type would change from a lattice to a tree mast and that the location would change from where it currently is located means that the BAR needs to go out for an additional 30 day public participation to give all registered interested and Affected Parties (IA&Ps) and opportunity to give comment.</p> <p>To be able to comply to the relevant regulations, regulation 23 of the Environmental Impact Assessment Regulations, 2014 (as amended), the 50 day extension period (140 days of receipt of the application) for handing in the Final BAR is required.</p> <p>Please find attached comment from Drakenstein Municipality dated 12 April 2019.</p> <p>Kind regards,</p>	EnviroAfrica	Dal Josafat Teleocmmunication Mast	<ol style="list-style-type: none"> The abovementioned notification dated 15 April 2019, as received by the Department on 18 April 2019, refers. This letter serves as an acknowledgement of the aforementioned notification by this Department. The Department notes that in terms of sub0regulation 19(1)(b) of the EIA Regulations 2014, the final BAR for decision will be submitted within 140 days of receipt of the application by the Department (calculated from 08 March 2019). Please be reminded that the additional 50 days must include a minimum 30-day commenting period to allow all registered interested and affected parties to comment on the revised report. In the event that the final BAR is not received within the specified timeframe, the application will lapse in terms of Regulation 45 of the EIA Regulations 2014 and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated by paying the prescribed application fee and submitting a new Application Form. 	DEA&DP

"	"	EnviroAfrica	Dal Josafat Telecommunication Mast	<p>6. Please note that the activity may not commence prior to an Environmental Authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the National Environmental Management Act, 1998 (Act 107 of 1998) ("NEMA") for a person to commence with a listed activity unless the Competent Authority has granted an Environmental Authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.</p> <p>7. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.</p>	DEA&DP
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