

INITIAL PPP: PUBLIC PARTICIPATION COMMENTS RECEIVED - PROPOSED DEVELOPMENT OF A 30m HIGH TELECOMMUNICATION MAST ON PORTION 13 OF THE FARM HEMEL EN AARDE NO. 587, HERMANUS, WESTERN CAPE

Date	Comment	I&AP	Project	Response	Respondent
27/02/2019	<p>1. The abovementioned correspondence dated 12 February 2019, received by the Department on 13 February 2019, refers.</p> <p>2. This letter serves as an acknowledgement of receipt by the Department of the aforementioned correspondence.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>Dear Saa-rah,</p> <p>The Department's comment dated 27 February 2019 as received by EnviroAfrica on 28 February 2019, refers.</p> <p>Please note that your comment is duly noted.</p> <p>Kindly see responses to your points raised below:</p> <p>2. Noted.</p>	EnviroAfrica
"	<p>3. Further to review of the information submitted to this Department, the following is noted:</p> <p>3.1. The proposed development entails the proposed construction of a 30m high telecommunication mast and associated infrastructure on Portion 14 of Farm No. 587. The development of the proposed telecommunications base station will be 64m².</p> <p>3.2. According to available mapping information sources, the area should be covered with Elim Ferricrete Fynbos which is categorised as Critically Endangered in terms of Section 52 of NEMBA. However, the area to be developed is covered with kukuyu grass with an existing farmhouse on site.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	3. Noted.	EnviroAfrica
"	<p><u>Process</u></p> <p>4. After considering the the information in the Notice of Intent, the Department concurs that the proposed development constitutes listed activities as defined in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA"), EIA Regulations, 2014, as amended and Listing Notices 1, 2 and 3.</p> <p>5. A Basic Assessment process must be followed in order to apply for Environmental Authorisation. Only the activities applied for shall be considered for authorisation. The onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the Basic Assessment process.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>4. Noted.</p> <p>5. Noted.</p>	EnviroAfrica
"	<p>6. You are advised that when undertaking the Basic Assessment process, you must take into account the applicable guidelines, including the guidelines developed by the Department. These can be downloaded from the Department's website (http://www.westerncape.gov.za/eadp/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"> * Circular EADP 0028/2014: One Environmental Management System; * Guideline for the Review of Specialist Input in the EIA process (June 2005); * Guideline for Environmental Management Plans (June 2005); * Guideline for Alternatives (March 2013); * Guideline on Need and Desirability (March 2013). <p>7. Please ensure the Basic Assessment Report ("BAR") and Environmental Management Programme ("EMPr") contain all information requirements outlined in Appendices 1 and 4 respectively of GN No. 326.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>6. Noted. The Department's guidelines are being used in the compilation of the Pre-Application BAR.</p> <p>7. Noted.</p>	EnviroAfrica
"	<p><u>Public Participation</u></p> <p>8. A public participation process ("PPP") that meets the requirements of Regulation 41 of the EIA Regulations, 2014 (as amended), must be undertaken. You are advised that public participation may be undertaken prior to submission of the application, although this is not mandatory. It is the Environmental Assessment Practitioner's discretion at what stage the requirements of Regulation 41 are met, whether during the proposed application (pre-application) process or formal application process. You are reminded that a period of at least 30 days must be provided to all potential or registered interested and affected parties to submit comment on the BAR and EMPr.</p> <p>9. Should a public participation process, which includes the circulation of the pre-application BAR for comment, be undertaken prior to submission of an Application Form to the Department, in terms of Regulation 40, the pre-application BAR may also be submitted to the Department for commenting purposes. Please ensure a minimum of two printed copies of the pre-application BAR are submitted for commenting purposes.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>8. Noted.</p> <p>9. Noted.</p>	EnviroAfrica

"	<p>10. In terms of Section 240 (2) and (3) of NEMA and Regulations 7(2) and 43(2) of the EIA Regulations, 2014 (as amended), any State Department that administers a law to a matter affecting the environment relevant to the application must be requested to comment within 30 days. Please note that the Environmental Assessment Practitioner ("EAP") is responsible for such consultation. Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments in terms of Section 240 (2) and (3) of NEMA in the BAR, where appropriate.</p> <p>11. The Department awaits the submission of the Application Form prescribed by the EIA Regulations, 2014 (as amended). Please note that one printed copy and one electronic copy (saved on CD/DVD) of the Application Form must be submitted.</p> <p>12. Please note that it is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an Environmental Authorisation for undertaking it. Failure to comply with the requirements of Section 24F of the NEMA shall result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or both such fine and imprisonment.</p> <p>13. Please note that the pre-application consultation is an advisory process and does not pre-empt the outcome of any future application which may be submitted to the Department.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>10. Noted.</p> <p>11. Noted.</p> <p>12. Noted.</p> <p>13. Noted.</p>	EnviroAfrica
"	<p>14. No information provided, views expressed and/or comments made by officials during the pre-application consultation should in any way be seen as an indication or confirmation: * that additional information will not be requested; or * of the outcome of the application.</p> <p>15. This Department reserves the right to revise or withdraw initial comments or request further information from you based on any information received.</p> <p>Yours faithfully Head of Component</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>14. Noted.</p> <p>15. Noted.</p> <p>Thank you for providing comment on the aforementioned project.</p> <p>Kind regards,</p>	EnviroAfrica
03/04/2019	<p>Hi Emile,</p> <p>My colleague Chanel Rampartab deals with development applications in the Hermanus area. I've attached our standard letter which details our requirements for providing comment – at the end of the letter is a map indicating which areas each CapeNature Land use advisor deals with along with their contact details.</p> <p>Kind regards,</p>	CapeNature	NGK Hermanus Telecommunication Mast	<p>Dear Philippa,</p> <p>Thank you for providing the attached document detailing the contact details of CapeNature's various land use adviser for the various regions.</p> <p>Kind regards,</p>	EnviroAfrica
13/06/2019	<p>Dear Petrus,</p> <p>Our telecom earlier today, refers.</p> <p>Please note that your name is now placed on the list of registered Interested and Affected Parties (I&APs) and you will receive an electronic copy of the Pre-Application Basic Assessment Report (Pre-App BAR) that will go out for public comment in due course.</p> <p>I am currently busy compiling the Pre-App BAR for comment.</p> <p>Please don't hesitate to contact me should you require any additional information.</p> <p>Kind regards,</p>	Petrus Bothma	NGK Hermanus Telecommunication Mast	<p>Dear Petrus,</p> <p>Our telecom earlier today, refers.</p> <p>Please note that your name is now placed on the list of registered Interested and Affected Parties (I&APs) and you will receive an electronic copy of the Pre-Application Basic Assessment Report (Pre-App BAR) that will go out for public comment in due course.</p> <p>I am currently busy compiling the Pre-App BAR for comment.</p> <p>Please don't hesitate to contact me should you require any additional information.</p> <p>Kind regards,</p>	EnviroAfrica