

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

PRE-APP BAR COMMENTS AND RESPONSES REPORT - NGK HERMANUS

Date	Comment	I&AP	Project	Response	Respondent
11/07/2019	<p>Dear Ms. Waseefa Dhansay,</p> <p>Your department has 30 days to comment on the Pre-App BAR for comment (as per DEADP requirement). Should comments not be received within the prescribed timeframes, it would be assumed that no comments are forthcoming and DEADP will continue to process the application in the absence of your department's comments. Please note that a copy of the Pre-App BAR can be accessed on our website at https://enviroafrica.co.za/projects/for-public-participation/ . An electronic copy of the Pre-App BAR was also posted to your office. The commenting period ends 12 August 2019.</p> <p>Comments are to be submitted to the: Department of Environmental Affairs and Development Planning (DEADP) Directorate: Development Management (Region 1) Attention: Ms. Saa-rah Adams Private Bag X9086, Cape Town, 8000 Tel: 021 483 0773 / Fax: 021 483 3098/ Saa-rah.Adams@westerncape.gov.za</p> <p>Should you have any further queries, please do not hesitate to contact us.</p> <p>Yours sincerely</p>	EnviroAfrica	NGK Hermanus Telecommunication Mast	<p>Dear Emile</p> <p>The email below refers Do you have a HWC reference number as I am not locating 14/587 Hermanus.</p> <p>Kind regards,</p>	HWC
"	<p>Dear Waseefa,</p> <p>Your email earlier today, refers.</p> <p>I do not yet have a reference number from Heritage Western Cape (HWC).</p> <p>I have completed the NID for Portion 14 of the Farm Hemel en Aarde No. 587.</p> <p>Please advise what the application fee is, as I would like to submit the NID to HWC.</p> <p>Your urgent response would be highly appreciated.</p> <p>Kind regards,</p>	EnviroAfrica	NGK Hermanus Telecommunication Mast	<p>Good Day</p> <p>Thank you for your enquiry, the email below has reference.</p> <p>Kindly note the case number for your request is : 19071608</p> <p>Please use the new reference number above for payment.</p> <p>The deposit can be made into the attached bank account. Please find the attached checklist as well for application requirements.</p> <p>Please submit it hardcopy and soft copy to our offices.</p> <p>NB: It is essential that you ensure that the case number is used as the bank reference for any payment made to us. Failure to do so will determine that HWC will regard your application as unpaid</p> <p>Please note that HWC is open for the public from 9am-12pm.</p> <p>Kind Regards ,</p>	HWC
11/07/2019	<p>Dear Ms Chanel,</p> <p>Your department has 30 days to comment on the Pre-App BAR for comment (as per DEADP requirement). Should comments not be received within the prescribed timeframes, it would be assumed that no comments are forthcoming and DEADP will continue to process the application in the absence of your department's comments. Please note that a copy of the Pre-App BAR can be accessed on our website at https://enviroafrica.co.za/projects/for-public-participation/ . An electronic copy of the Pre-App BAR was also posted to your office. The commenting period ends 12 August 2019.</p> <p>Comments are to be submitted to the: Department of Environmental Affairs and Development Planning (DEADP) Directorate: Development Management (Region 1) Attention: Ms. Saa-rah Adams Private Bag X9086, Cape Town, 8000 Tel: 021 483 0773 / Fax: 021 483 3098/ Saa-rah.Adams@westerncape.gov.za</p> <p>Should you have any further queries, please do not hesitate to contact us.</p>	EnviroAfrica	NGK Hermanus Telecommunication Mast	<p>Dear Emile</p> <p>Thank you for email. Note that CapeNature has previously provided commented to the Overstrand Municipality (see attached), and noted that significant biodiversity impacts are unlikely.</p> <p>CapeNature would like to thank you for the opportunity to comment on the application and would like to make the following comments. Please note that our comments only pertain to the biodiversity-related impacts and not to the overall desirability of the application.</p> <p>The application is for the permanent departure and consent use for a 22 m high telecommunications mast on FA 587/14, Hemel en Aarde Valley, Hermanus.</p> <p>Elim Ferricrete Fynbos (critically endangered) would have occurred on site; however, according to satellite imagery and the Western Cape Biodiversity Spatial Plan (CapeNature 2017), no natural vegetation remains. The site is significantly buffered from the Onrus River and its associated seep wetlands by more than 130 m.</p>	CapeNature

11/07/2019	<p>Dear Chanel,</p> <p>Your email correspondence with attached comment from CapeNature dated 30 January 2019, refers.</p> <p>Please note that EnviroAfrica takes note of the contents of your comment and agrees that no biodiversity impacts would occur on site as the site is completely transformed and degraded.</p> <p>Thank you for providing comment on the aforementioned development proposal.</p> <p>Kind regards,</p>	EnviroAfrica	NGK Hermanus Telecommunication Mast	<p>Impacts on biodiversity are likely to be limited to the construction phase, which should be appropriately mitigated. Therefore, CapeNature does not object to the application.</p> <p>However, attention is drawn to the National Environmental Management Act (NEMA) Listing Notice 3, Activity 3(i): The development of masts or towers of any material or type used for telecommunication broadcasting or radio transmission purposes where the mast or tower (a) is to be placed on a site not previously used for this purpose; and (b) will exceed 15 metres in height in all areas outside urban areas.</p> <p>CapeNature recommends that the applicant consult the Department of Environmental Affairs and Development Planning for Environmental Authorisation.</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
27/06/2019	<p>With reference to the above-mentioned document received by this office on 17/05/2019.</p> <p>* The Breede-Gouritz Catchment Management Agency would like to register as interested and affected party and will therefore request a report for commenting when it becomes available.</p> <p>* All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered.</p> <p>* Please note that engaging in activity that triggers the National Water Act without authorisation is an offence in terms of the National Water Act, 1998 (Act 36 of 1998).</p> <p>This office reserves the right to amend and revise its comments as well as to request any further information.</p> <p>Please do not hesitate to contact this office if you have any further queries.</p> <p>Yours Faithfully</p>	BGCMA	NGK Hermanus Telecommunication Mast	<p>Dear Vhengani,</p> <p>Your Department's correspondence dated 27 June 2019 as received by EnviroAfrica on 22 July 2019, refers.</p> <p>Your attached comment dated 27 June 2019 is duly noted.</p> <p>BGCMA is now placed on the list of registered Interested and Affected Parties (I&APs).</p> <p>Please note that the Pre-Application Basic Assessment Report (Pre-App BAR) is currently out for public comment and ends on 12 August 2019.</p> <p>An electronic copy of the Pre-App BAR can be accessed on our website at https://enviroafrica.co.za/projects/for-public-participation/</p> <p>Please don't hesitate to contact me should you require any additional information.</p> <p>Kind regards,</p>	EnviroAfrica
04/07/2019	<p>Your application on 03 April 2019 has reference.</p> <p>The Western Cape Department of Agriculture has no objection against the proposed application.</p> <p>Please note:</p> <p>* Kindly quote the above-mentioned reference number in any future correspondence in respect of the application.</p> <p>* The Department reserves the right to revise initial comments and request further information based on the information received.</p> <p>Your sincerely</p>	Department of Agriculture	NGK Hermanus Telecommunication Mast	<p>Dear Mr CJ van de Walt,</p> <p>Your Department's comment on the Pre-Application BAR for the aforementioned development dated 04 July 2019, as received by EnviroAfrica today, refers.</p> <p>Your comment dated 04 July 2019 is duly noted.</p> <p>Thank you for providing comment on the aforementioned Pre-App BAR.</p> <p>Kind regards,</p>	EnviroAfrica

<p>18/07/2019</p>	<p>Good morning</p> <p>Please note that the land use application refers to a 22m high tower.</p> <p>Should the applicant proceed with a 30m tower an amended land use application needs to be submitted and redistributed for comment.</p> <p>Please note that extension of time is required to a 60 day period in order to comment on the application.</p> <p>Please confirm the extension requested.</p> <p>Regards,</p> <p>Haneen van der Stoep Senior Town Planner, Town & Spatial Planning</p>	<p>Overstrand Municipality</p>	<p>NGK Hermanus Telecommunication Mast</p>	<p>Dear Haneen,</p> <p>Your email comment dated 18 July 2019 and our telecom earlier today, refers.</p> <p>Please note that this NEMA EIA Application is for the proposed development of a 30m high tree telecommunication mast on Portion 14 of the Farm Hemel en Aarde No. 587, Hermanus.</p> <p>However, please note we are still busy with our pre-application public participation process in terms of NEMA and you will be given an opportunity to comment on any new reports that will be going out for public comment in due course.</p> <p>The applicant informed me that a land use application will be lodged for the 30m high telecommunication mast on the forementioned site.</p> <p>Thank you for providing comment on the Pre-Application Basic Assessment Report (Pre-App BAR).</p> <p>Should you require any additional information in relation to the land use application, then please contact the applicant for more details. The applicant details are provided in the Pre-App BAR and can also be accessed on our website at http://enviroafrica.co.za/projects/for-public-participation/</p> <p>Thank you for providing comment on the Pre-App BAR.</p> <p>Kind regards,</p>	<p>EnviroAfrica</p>
<p>19/07/2019</p>	<ol style="list-style-type: none"> 1. The pre-application draft BAR and letter dated 10 July 2019, as received by this Department on 11 July 2019, 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 draft Basic Assessment Report and issue a comment accordingly. 4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application. 5. Please note that the activity may not commence prior to an environmental authorisation being granted by the Department. It is an offence in terms of Section 49A(1)(a) of the NEMA for a person to commence with a listed activity unless the Competent Authority has granted an environmental authorisation for the undertaking of the activity. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment. 6. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received. <p>Yours faithfully</p>	<p>DEA&DP: Region 1</p>	<p>NGK Hermanus Telecommunication Mast</p>	<p>Dear Ms Saa-rah,</p> <p>The Department's correspondence dated 19 July 2019, refers.</p> <p>Please note that the aforementioned correspondence dated 19 July 2019 is duly noted.</p> <p>Thank you.</p> <p>Kind regards,</p>	<p>EnviroAfrica</p>
<p>05/08/2019</p>	<p>Good day I am requesting to register as an I&AP for the development of the Telecommunication.</p> <p>The concerns I have are centred largely around potential biophysical and to a lesser extent socio-economic implications of the proposed development.</p>	<p>Linda Mahlangu</p>	<p>NGK Hermanus Telecommunication Mast</p>	<p>Dear Linda,</p> <p>Your comment received today, refers.</p> <p>Please note that your name will be placed on the list of registered Interested and Affected Parties (I&APs).</p> <p>Your comment is duly noted.</p> <p>Kind regards,</p>	<p>EnviroAfrica</p>

12/08/2019	<p>The Overberg District Municipality's department of Environmental Management Services values the opportunity to give input on the pre-application Basic Assessment Report.</p> <p>It is noted that the proposed development is situated in a highly degraded area and therefore has no impact on any ecosystems listed under Section 52 of the National Environmental: Biodiversity Act of 2004 (Act 10 of 2004).</p> <p>It is acknowledged that the development is not within the 32m buffer area of any non-perennial stream or wetland.</p> <p>The use of a tree mast instead of lattice mast is supported as it limits the negative visual impact on the immediate surrounding and users of Hemel and Aarde road.</p> <p>It is acknowledged that the proposed development to improve the network coverage will have a positive social impact.</p> <p>Your Sincerely Municipal Manager</p>	Overberg District Municipality	NGK Hermanus Telecommunication Mast	<p>Dear Rulien,</p> <p>I hereby acknowledge receipt of the attached comment form Overberg District Municipality dated 12 August 2019.</p> <p>Please note that your municipality's comment is duly noted.</p> <p>Thank you for providing comment on the Pre-Application Basic Assessment Report (Pre-App BAR) for aforementioned development.</p> <p>Kind regards,</p>	EnviroAfrica
19/08/2019	<p>1. The draft BAR and letter dated 10 July 2019, as received by the Department on 11 July 20-19 and the Department's letter issued on 19 July 2019, refer.</p> <p>2. Please find herewith the Department's comment on the draft BAR:</p> <p>2.1. The applicant/Environmental Assessment Practitioner ("EAP") is reminded to include the following PPP information, in terms of the EIA Regulations, 2014 (as amended), in the BAR for decision-making:</p> <p>2.1.1. Details of the public participation process undertaken in terms of regulation 41 of these Regulations, including copies of the supporting documents and inputs; and</p> <p>2.1.2. A summary of the issues raised by Interested and Affected Parties ("I&APs"), and an indication of the manner in which the issues were incorporated, or the reasons for not including them.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>Dear Saa-rah,</p> <p>The Department's comment on the Pre-Application DBAR dated 19 August 2019, refer.</p> <p>I hereby acknowledge receipt of the attached comment dated 19 August 2019.</p> <p>Please see responses to your points raised in the aforementioned letter dated 19 August 2019 below:</p> <p>1. Noted.</p> <p>2.1. Noted.</p> <p>2.1.1. Noted. The PPP information will be included into the BAR under Appendix F.</p> <p>2.1.2. Noted. The PPP information will be included into the BAR under Appendix F.</p>	EnviroAfrica
"	<p>2.2. Please ensure that original signed and dated applicant, EAP and specialist declaration are submitted with the final BAR to this Department for decision-making.</p> <p>2.3. Please note that omission of any required information in terms of Appendices 1 and 4 of the EIA Regulations, 2014 (as amended), with regards to the final submission to the Department of the BAR and EMPr respectively, may result in the application for environmental authorisation being refused.</p> <p>2.4. All recommendations and mitigation measures proposed by the Environmental Assessment Practitioner and specialist studies must be incorporated into the final BAR and in the EMPr.</p> <p>3. The Department awaits the submission of the Application Form prescribed by Regulations 16 of the EIA Regulations, 2014 (as amended).</p> <p>4. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.</p>	DEA&DP: Region 1	NGK Hermanus Telecommunication Mast	<p>2.2. Noted. Original signed declarations will be included in the final BAR for decision-making.</p> <p>2.3. Noted.</p> <p>2.4. Noted. All recommendations will be incorporated into the final BAR and EMPr.</p> <p>3. Noted. The Application Form will be submitted in due course.</p> <p>4. Noted.</p>	EnviroAfrica
"	<p>5. 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 the above is liable to fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.</p> <p>6. The 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>5. Noted.</p> <p>6. Noted.</p> <p>Thank you for providing comment on the Pre-App BAR for the aforementioned proposal.</p> <p>Kind regards,</p>	EnviroAfrica

22/08/2019	<p>The matter above has reference.</p> <p>Heritage Western Cape is in receipt of your application for the above matter received on 05 August 2019. This matter was discussed at the Heritage Officers meeting held on 12 August 2019.</p> <p>You are hereby notified that, since there is no reason to believe that the proposed 30m telecommunication tower, will impact on heritage resources, no further action under Section 38 of the National Heritage Resources Act (Act 25 of 1999) is required.</p> <p>However, should any heritage resources, including evidence of graves and human burials, archaeological material and paleontological material be discovered during excavation of the activities above, all works must be stopped immediately and Heritage Western Cape must be notified without delay.</p> <p>This letter does not exonerate the applicant from obtaining any necessary approval from any other applicable statutory authority.</p> <p>HWC reserves the right to request additional information as required.</p> <p>Should you have any further queries, please contact the official above and quote the case number.</p> <p>Yours faithfully CEO</p>	Heritage Western Cape	NGK Hermanus Telecommunication Mast	<p>Dear Stephanie,</p> <p>I hereby acknowledge receipt of the attached letter dated 22 August 2019.</p> <p>Please note that your Department's comment dated 22 August 2019 is duly noted.</p> <p>Thank you for providing comment on the aforementioned proposal.</p> <p>Kind regards,</p>	EnviroAfrica
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