



NOTICE OF INTENT

to submit an application in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and the 2014 Environmental Impact Assessment Regulations; and/or the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008), and/or the National Exemption Regulations.

Form Number NOI 12/2014

December 2014

(For official use only)	
DEA&DP Reference Number:	
EIA Reference Number:	
Date Received by Department:	
Date Received by Component:	
Application fee amount:	
Specific Fee Reference Number:	
Application fee paid on:	

PROJECT TITLE

The proposed development of a 30m high telecommunication mast on Remainder of Farm No. 365, Luipaardsberg, Swellendam, Western Cape

PRE-APPLICATION CONSULTATION

The information submitted with this Notice of Intent will allow for the Department to provide informed guidance to a proponent and Environmental Assessment Practitioner (EAP) on the process to be followed as well as to confirm the application fee and provide a specific fee reference number. Please also indicate whether the intention is to request a pre-application consultation meeting with the Department:

Do you intend to request a pre-application consultation meeting with the Department?	YES	NO
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Note the following:

1. An application for Environmental Authorisation/Amendment lapses if the applicant fails to meet any of the timeframes prescribed in terms of the 2014 EIA Regulations. If authorisation is required from a number of different authorities, the authorities might also require that an integrated process be followed. As such, it is recommended that the proponent and EAP approach the Department prior to submission of an application for guidance on the process to be followed by submitting this **Notice of Intent** form to the Department. The Department will respond in writing and provide guidance on the process to be followed, confirm the application fee to be paid and provide a specific fee reference number.
2. The content of the Department's Circular EADP 0028/2014 on the "One Environmental Management System" and the EIA Regulations (dated 9 December 2014) must be taken into account when completing this Notice of Intent.
3. This form is current as of **December 2014**. It is the responsibility of the Applicant / Environmental Assessment Practitioner ("EAP") to ascertain whether subsequent versions of the form have been released by the Department.
4. An **application fee is applicable to an application for Environmental Authorisation and an application for Amendment (refer to section 1 on page 3)**.
5. The required information 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. The tables may be expanded where necessary.
6. The use of "not applicable" in the form must be done with circumspection. The more comprehensive the information provided to the Department, the more informed the guidance by the Department will be.
7. Unless protected by law all information contained in, and attached to this application, will become public information on receipt by the Department. Upon request, the applicant/EAP must provide any interested and affected party with the information contained in or submitted with this form.
8. This form must be submitted to the Department at the details provided below. **If this Notice of Intent relates to an intended application for Waste Management Licence, this Notice of Intent must also be submitted for the attention of the Director: Waste Management (tel: 021 483 2756 and fax: 021 483 4425) at the same postal address as the Cape Town Office.**

DEPARTMENTAL DETAILS

CAPE TOWN OFFICE: REGION 1 (City of Cape Town & West Coast District)	CAPE TOWN OFFICE: REGION 2 (Cape Winelands District & Overberg District)	GEORGE OFFICE: REGION 3 (Central Karoo District & Eden District)
<p>Applications and requests for specific fee reference numbers must be sent to the following details:</p> <p>Department of Environmental Affairs and Development Planning Attention: Directorate: Development Management (Region 1) Private Bag X 9086 Cape Town, 8000</p> <p>Registry Office 1st Floor Utilitas Building 1 Dorp Street, Cape Town</p> <p>Queries should be directed to the Directorate: Development Management (Region 1) at: Tel: (021) 483-5829 Fax (021) 483-4372</p>	<p>Applications and requests for specific fee reference numbers must be sent to the following details:</p> <p>Department of Environmental Affairs and Development Planning Attention: Directorate: Development Management (Region 2) Private Bag X 9086 Cape Town, 8000</p> <p>Registry Office 1st Floor Utilitas Building 1 Dorp Street, Cape Town</p> <p>Queries should be directed to the Directorate: Development Management (Region 2) at: Tel: (021) 483-5842 Fax (021) 483-3633</p>	<p>Applications and requests for specific fee reference numbers must be sent to the following details:</p> <p>Department of Environmental Affairs and Development Planning Attention: Directorate: Development Management (Region 3) Private Bag X 6509 George, 6530</p> <p>Registry Office 4th Floor, York Park Building 93 York Street George</p> <p>Queries should be directed to the Directorate: Development Management (Region 3) at: Tel: (044) 805-8600 Fax (044) 874-2423</p>

View the Department's website at <http://www.westerncape.gov.za/dept/eadp> for the latest version of this document.

1. FEES

- A proponent must pay a fee for the processing of environmental impact assessment applications as set out in the Fee Regulations¹ published in terms of sections 24(5) and 44(1) of the National Environmental Management Act, 1998 (Act No. 107 of 1998). A fee of **R2 000** is applicable to an application which must be subjected to Basic Assessment and an application for amendment of an Environmental Authorisations, and a fee of **R10 000** is applicable to an application which must be subjected to Scoping and Environmental Impact Reporting.
- **An applicant is excluded from having to pay the application fee if:**
 - The activity is a community based project funded by a government grant; or
 - The applicant is an organ of State.
- Where an applicant is **not required** to pay a fee, the applicant must inform the Department in writing by attaching proof thereof and a motivation to the application form.

Department of Environmental Affairs and Development Planning banking details:

Bank:	Nedbank
Branch Code:	145209
Account Number:	145 204 5003
Type of Account:	Current Account
Status:	Tax exempted

- **NB: Your specific fee reference number MUST be used as a deposit reference when making a payment.**
- You are required to complete the information in the **Request for a specific fee reference number** form attached to this form as Appendix 1 and submit the form to the Department as directed. Once a specific fee reference number has been obtained from the Department, it must be inserted into the application form and proof of payment attached when the application form is submitted to the Department. An application may not be submitted without the specific fee reference number and proof of payment. The Department will respond to a request for a specific fee reference number in writing.
- If there is uncertainty as to the application process that must be followed (particularly if a **Waste Management Licence** is also required), the Department should be approached for guidance prior to submission of the application.
- In the event that any **refunding of fees paid is required**, the "BAS Entity Maintenance" form must be completed, which can be obtained from the Department. Any refund must first be confirmed with the Department.
- Please refer to the national guideline *Guidance Document on the Fee Regulations* (April 2014), obtainable from <http://www.environment.gov.za/legislation/guidelines> for more information.

¹ Government Notice No. 141 published in Government Gazette No. 37383 on 28 February 2014 refers.

2. BACKGROUND INFORMATION

Highlight the Departmental Region in which the intended application will fall	CAPE TOWN OFFICE: REGION 1 (City of Cape Town & West Coast District)	CAPE TOWN OFFICE: REGION 2 (Cape Winelands District & Overberg District)	GEORGE OFFICE: REGION 3 (Central Karoo District & Eden District)
Duplicate this section where there is more than one proponent	Warren Petterson Planning		
Name of proponent: RSA Identity/ Passport Number:	671205 5044 08 9		
Name of contact person for applicant (if other): RSA Identity/ Passport Number:	Warren Petterson 671205 5044 08 9		
Company/ Trading name (if any):	Warren Petterson Planning		
Company Registration Number:	2010/010982/23		
Postal address:	PO Box 150		
	Century City	Postal code: 7446	
Telephone:	(021) 552 5255	Cell: 083 639 8888	
E-mail:	warren@wpplanning.co.za	Fax: 086 537 9187	
Company of Environmental Assessment Practitioner (EAP):	EnviroAfrica cc		
EAP name:	Emile Esquire		
Postal address:	P. O. Box 5367,		
	Helderberg	Postal code: 7135	
Telephone:	(021) 851 1616	Cell:	
E-mail:	emile@enviroafrica.co.za	Fax: 086 512 0154	
EAP Qualifications:	<u>Emile Esquire</u> : BA (Geography & Environmental Studies); EIA Short course <u>Bernard de Witt</u> : B.Sc. Forestry (Stellenbosch); B.A. (Hons) Public Administration (Stellenbosch); National Diploma in Parks and Recreation Management; EIA Short course (UCT); ISO 14001 Auditors course (SABS)		
EAP Registrations/Associations:	<u>Bernard de Witt</u> : AIAI-SA		
Name of landowner:	Johann David Beyers Testamentary Trust		
Name of contact person for landowner (if other):	Ms Rykie Hodd		
Postal address:	PO Box 34		
	Swellendam	Postal code: 6740	
Telephone:		Cell:	
Name of Person in control of the land:	Ms Rykie Hodd		
Name of contact person for person in control of the land:	Ms Rykie Hodd		
Postal address:	PO Box 34		
	Swellendam	Postal code: 6740	
Telephone:		Cell:	
E-mail:		Fax:	

Note: In instances where there is more than one landowner or person in control of the land, a list of landowners/persons in control of the land, with their contact details, must be attached to the back of this form.

Municipality in whose area of jurisdiction the proposed activity will fall:	Swellendam Municipality		
Contact person:	Mr. Anton Groenewald (Municipal Manager)		
Postal address:	PO Box 20		
	Swellendam	Postal code: 6740	
Telephone:	028 514 8500	Cell:	
E-mail:	info@swellenmun.co.za mm@swellenmun.co.za	Fax: 028 514 2694	

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Note: In instances where there is more than one Municipality involved, please attach a list of Municipalities, with their respective contact details, to the back of this form.

Property location of all proposed sites:	Off R319, Luipaardsberg, Swellendam, Western Cape		
Farm/Erf name(s) & number(s) (including portion) of all proposed sites:	Remainder of Farm No. 365		
Property size(s) (m ²) of all proposed sites:	102.90 Ha		
Development footprint size(s) in m ² :	Approximately 121 m ²		
SG Digit code(s) of all proposed sites:	C0730000000036500000		
Coordinates of all proposed sites: Latitude (S)	34 ⁰	7'	53.16"
Longitude (E)	20 ⁰	18'	20.51"

Note: Coordinates must be provided in degrees, minutes and seconds using the Hartebeesthoek94 WGS84 co-ordinate system. Where numerous properties/sites are involved (e.g. linear activities), you may attach a list of property descriptions and street addresses to this form.

Street address of all proposed sites:	Off R319, Luipaardsberg, Swellendam, Western Cape		
Magisterial District or Town:	Swellendam		
Closest City/Town:	Swellendam	Distance	16 km
Current zoning of all proposed sites:	Agriculture zoned		

Note: In instances where more than one zoning is applicable, attach a list or map of the properties that indicates their respective zoning to this form.

Is a rezoning application required?	YES	NO
Is a consent use application required?	YES	NO
Locality map:	<p>A locality map must be attached to the application form, as an Appendix. The scale of the locality map must be at least 1:50 000. For linear activities of more than 25 kilometres, a smaller scale e.g. 1:250 000 can be used. The scale must be indicated on the map. The map must include the following:</p> <ul style="list-style-type: none"> • an accurate indication of the project site position as well as the positions of the alternative sites, if any; • road names or numbers of all the major roads as well as the roads that provide access to the site(s) • a north arrow; • a legend; • the prevailing wind direction; and • GPS co-ordinates (Indicate the position of the proposed activity with the latitude and longitude at the centre point for each alternative site. The co-ordinates should be in degrees and decimal minutes. The minutes should be to at least three decimal places. The projection that must be used in all cases is the WGS-84 spheroid in a national or local projection) 	
Landowner(s) Consent:	<p>If the applicant is not the owner or person in control of the land on which the activity is proposed to be undertaken, he/she must obtain written consent from all landowners or persons in control of the land (of the site and all alternative sites). The written consent must be attached to Application for Environmental Authorisation. See Appendix 1 to the Application for Environmental Authorisation Form.</p> <p>Note: The consent of the landowner or person in control of the land is not required for: a) linear activities; b) an activity directly related to prospecting or exploration of a mineral and petroleum resource or extraction and primary processing of a mineral resource; or c) strategic integrated projects ("SIPs") as contemplated in the Infrastructure Development Act, 2014 (Act No. 23 of 2014).</p>	
Project Plan	A project schedule should be submitted as an Appendix, and include milestones for:	

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(e.g. Gantt chart)	<ul style="list-style-type: none"> public participation (dates for advertisements, workshops and other meetings, obtaining comment from organs of state including state departments); the commencement of parallel application processes required in terms of other statutes and where relevant, the alignment of these application processes with the EIA process; the submission of the key documents (e.g. Application Form, Basic Assessment Report, Scoping Reports, EIA Reports and Environmental Management Programmes). <p>Note:</p> <ul style="list-style-type: none"> All the above dates must take into account the statutory timeframes for authority responses that are stipulated in the 2014 NEMA EIA Regulations. Possible appeals may impact on project timeframes/milestones. Regulation 45 states that "An application in terms of these Regulations lapses, and a competent authority will deem the application as having lapsed, if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless extension has been granted in terms of regulation 3(7)." It is recommended that the Department be approached for guidance on the process to be followed, prior to submitting an application.
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3. PROJECT DESCRIPTION

3.1 Will the proposed application be subjected to Basic Assessment?	YES	NO
3.2 Will the proposed application be subjected to Scoping and EIR?	YES	NO
3.3 Provide a detailed description of the proposed project, its associated infrastructure, and the availability of bulk services. A clear, accurate and comprehensive description will obviate any requests for additional information by the Department.		
The proposed installation of a 30m high telecommunications mast and bases station base station on Remainder of Farm No. 365, Luipaardsberg, Swellendam, Western Cape.		
The proposed mast will be a lattice mast and will be 30m in height and will have a development footprint of 121m ² (11m X 11m). Antennas will be placed on top the top part of the mast. The mast base station will be enclosed with a 2.4m high steel palisade fence for safety and security reasons (please refer to Appendix 2). The mast and base station will have three equipment containers for future clients and will have an access gate. No pipelines will be installed. No roads will be constructed. Electricity to power the mast will be sourced from Eskom. The site co-ordinates are 34° 7' 53.16" S, 20° 18' 20.51" E .		
3.4 Is the activity to be applied for:		
3.4.1 a linear activity?	YES	NO
3.4.2 an activity directly related to prospecting or exploration of a mineral and petroleum resource or extraction and primary processing of a mineral resource?	YES	NO
3.4.3 a strategic integrated projects ("SIPs) as contemplated in the Infrastructure Development Act, 2014 (Act No. 23 of 2014)?	YES	NO

3.5 Waste, effluent and emission management

3.5.1 Solid waste management

(i) Will the activity produce any solid waste (including rubble) during the construction or operational phases?	YES	NO	UNCERTAIN
(ii) If YES, will it feed into a municipal waste stream?	YES	NO	UNCERTAIN
(iii) If NO to (ii) above, describe the types of solid waste and how each will be treated / disposed of.			
Construction solid waste will be disposed of at the applicable waste disposal facility within the local municipality.			

3.5.2 Effluent

(i) Will the activity produce sewage and or any other effluent?	YES	NO	UNCERTAIN
(ii) If YES, will the sewage / effluent be treated and/or disposed of in a municipal system?	YES	NO	UNCERTAIN
(iii) If NO to (ii) above, briefly describe the nature of the sewage / effluent and how it will be treated and/or disposed of:			
No permanent toilets will be on site. During the construction phase, a portable chemical toilet will be placed on site and removed once the construction is completed.			

3.5.3 Emissions into the atmosphere

(i) Will the activity produce emissions that will be disposed of into the atmosphere?	YES	NO	UNCERTAIN
(ii) If YES, describe the emissions in terms of type and concentration and how it will be treated/mitigated:			
N/A			

3.6 Water Use

Please indicate the source(s) of water for the activity by highlighting the appropriate box (es)

Municipal	Water board	Groundwater	River, Stream, Dam or Lake	Other	The activity will not use water
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If water is to be extracted from groundwater, river, stream, dam, lake or any other natural feature, please indicate the volume that will be extracted per month:		N/A
Please provide proof of assurance of water supply eg. Letter of confirmation from municipality / water board, yield of borehole		
Does the activity require a water use permit / licence from the National Water Act?	YES	NO
If YES, describe:		

3.7 Power Supply

3.7.1 Please indicate the source of power supply eg. Municipality / Eskom / Renewable energy source

Power will be sourced directly from Eskom.
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3.7.2 If power supply is not available, where will power be sourced from?

Power will be sourced directly from Eskom.
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3.8 Land use description

3.8.1 Describe the current land use of the proposed site(s) for the activity

The proposed site is zoned for agricultural purposes and is surrounded by agricultural land uses. However, the area immediately west and east of the proposed site is existing buildings with lattice masts. The site is located between two
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existing buildings with lattice masts. The existing lattice masts are not able to accommodate any additional infrastructure. The proposed site is located on a flat surface area and has no slope. A consent use application will be submitted to Swellendam Municipality in due course. Please refer to **Appendix 2** for the site plans.

3.8.2 Describe the surrounding land uses

The proposed site is zoned for agricultural purposes and is surrounded by agricultural land uses. However, the area immediately west and east of the proposed site is existing buildings with lattice masts. The site is located between two existing buildings with lattice masts. The surrounding areas is characterised by cultivated land and orchards and displays a typical rural landscape. There is a water reservoir approximately 455m north-west of the proposed. There is an existing dirt access road leading towards the proposed site. Please refer to **Appendix 1** and **Figures 1 – 3** below.

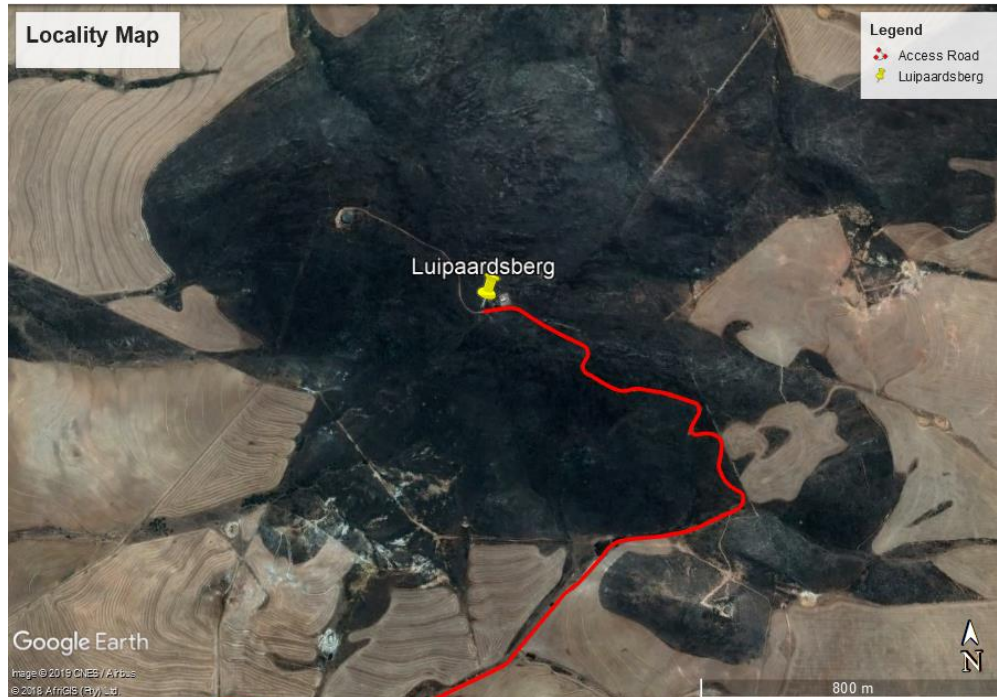


Figure1: Google Earth aerial view of the proposed site (yellow placemark) in relation to the surrounding area.



Figure 2: Google Earth aerial view of the proposed site (yellow placemark) in relation to the surrounding area.

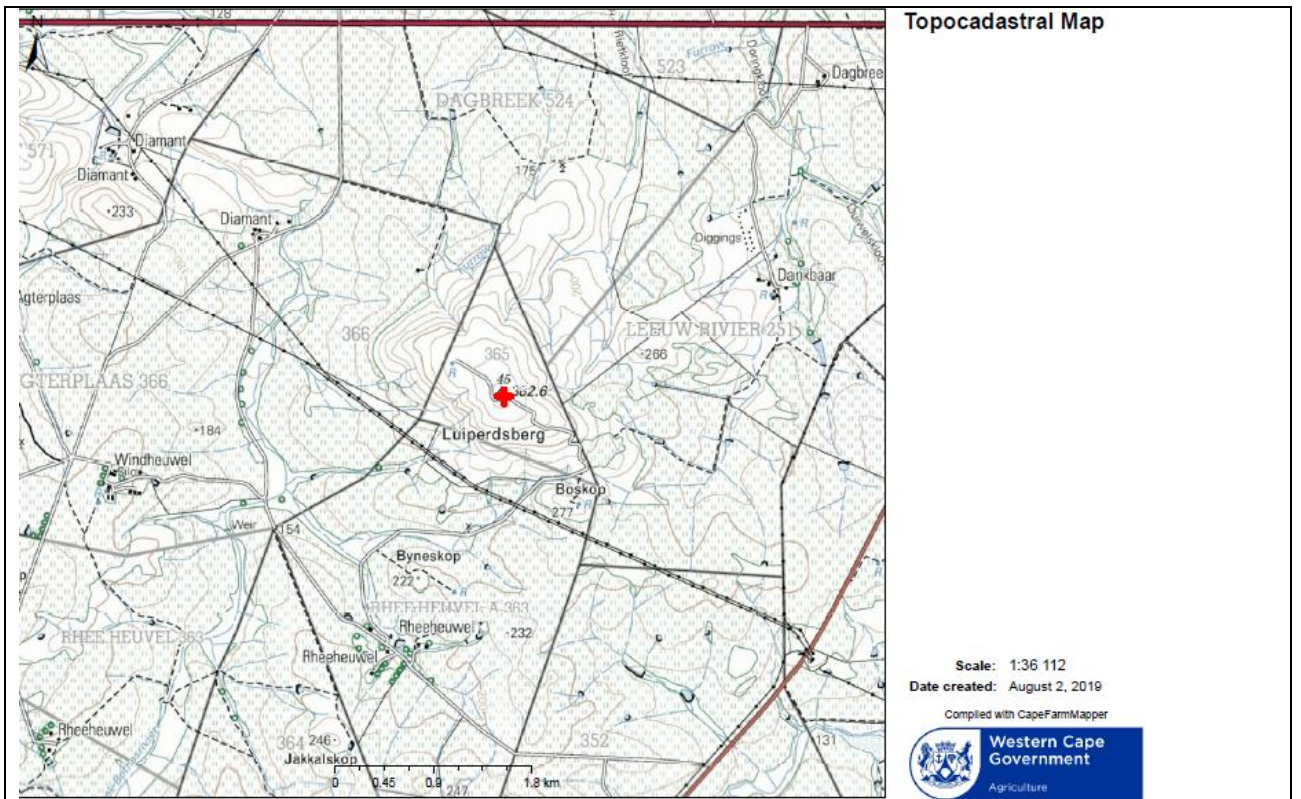


Figure 3: Topocadastral Map showing the site (red cross) in relation to the surrounding area. The site is located on a mountain koppie and is surrounded with agricultural land uses.

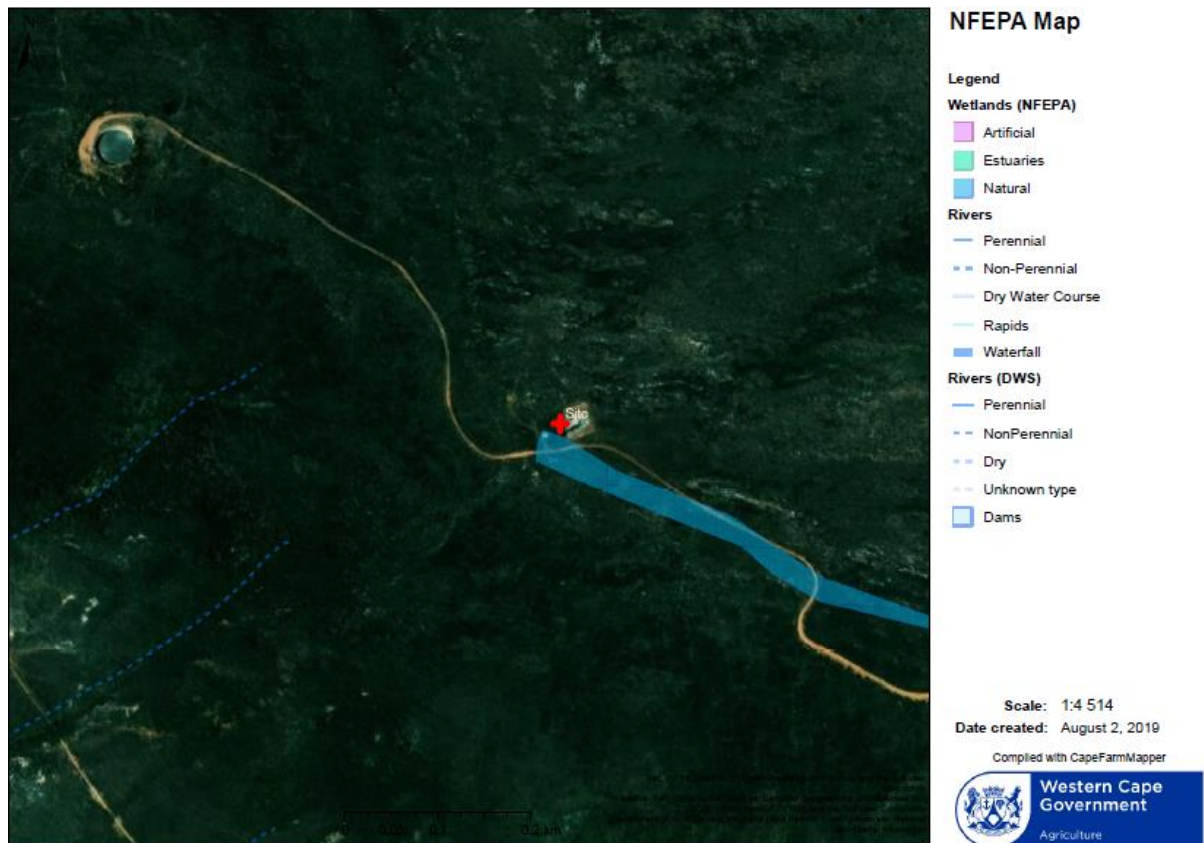


Figure 4: The proposed site (red cross) is approximately 15m north of a natural wetland.

3.9 Groundcover

Highlight the types of groundcover present on the site.

Indigenous vegetation—good condition	Indigenous vegetation with scattered aliens	Indigenous vegetation with heavy alien infestation	Veld-dominated by alien species	Gardens	Other
Sport field	Cultivated land	Paved surface	Building or other structure	Bare soil	

4. ACTIVITIES THAT WILL BE APPLIED FOR

All activities listed in GN No. R. 983, GN No. R. 984 and GN No. R. 985 that are associated with the proposed project must be provided below.

Activity No(s):	Provide the relevant Basic Assessment Listed Activity(ies) as set out in Listing Notice 1 (GN No. R. 983)
N/A	
Activity No(s):	Provide the relevant Basic Assessment Listed Activity(ies) as set out in Listing Notice 3 (GN No. R. 985)
3	<p>The development of masts or towers of any material or type used for telecommunication broadcasting or radio transmission purposes where the mast or tower;</p> <p>(a) is to be placed on a site not previously used for this purpose; and</p> <p>(b) will exceed 15 metres in height but excluding attachments to existing buildings and masts on rooftops.</p> <p><u>In the Western Cape</u></p> <p>i) All areas outside urban areas; or</p> <p>ii) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority, or zoned for a conservation purpose, within urban areas.</p>
Activity No(s):	Provide the relevant Scoping and EIR Listed Activity(ies) as set out in Listing Notice 2 (GN No. R. 984)
N/A	
Activity No(s):	Provide the relevant Category A Waste Management Activity(ies) as set out in List of Waste Management Activities (GN No. R. 921)
N/A	
Activity No(s):	Provide the relevant Category B Waste Management Activity(ies) as set out in List of Waste Management Activities (GN No. R. 921)
N/A	

Note:

- A Scoping and Environmental Impact Reporting (S&EIR) process must be followed for all the activities (NEMA Listed Activities and/or Waste Management Activities) if any of the activities must be subjected to S&EIR.
- Only those activities listed above shall be considered for authorisation. The onus is on the applicant to ensure that all applicable listed activities are included in the application. Environmental Authorisation must be obtained prior to commencement with each applicable listed activity. If a specific listed activity is not included in an Environmental Authorisation, an application for amendment or a new application for Environmental Authorisation will have to be submitted.

OTHER APPLICATIONS

5.1 Intended Application for Exemption

Note: An application for Exemption from provisions of NEMA and the EIA Regulations must be submitted on a separate Exemption Application Form. An application for Exemption from a provision of NEM: WA must be made as part of the application for a Waste Management Licence.

Please provide a description (including the relevant NEMA provision or EIA Regulation number(s) for which exemption will be applied for:

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N/A

5.2 Intended Applications in terms of the National Environmental Management Act (“NEMA”) & specific environmental management Acts (“SEMA’s”)

Does the proposed project require an application for a waste management license in terms of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008)? Note: Ensure that the correct application fees have been paid (refer to section 1 above).	YES	NO
If yes, has an application been submitted to the licensing authority?	YES	NO
Does the proposed project require an application for a water use license in terms of the National Water Act, 1998 (Act No. 36 of 1998)?	YES	NO
If yes, has an application been submitted to the licensing authority?	YES	NO
Does the proposed project require an application for an Atmospheric Emission License in terms of the National Environmental Management: Air Quality Act, 2004 (Act No. 39 of 2004)?	YES	NO
If yes, has an application been submitted to the licensing authority?	YES	NO
Does the proposed project require an application in terms of the National Environmental Management: Integrated Coastal Management Act (NEM: ICMA)?	YES	NO
If yes, has an application been submitted to the relevant competent authority?	YES	NO
If yes, provide more details of the application submitted/to be submitted in terms of the NEM: ICMA:		

Note: If an Environmental Authorisation is required in terms of the 2014 NEMA EIA Regulations as well as a Waste Management Licence in terms of the Waste Act, 2008 and/or an Atmospheric Emission Licence in terms of the NEM: AQA, 2004, then separate application forms in terms of the applicable legislation must be completed and submitted simultaneously to the relevant competent authorities for these licences, but a single EIA process must be undertaken.

5.3 Heritage Impact Assessment

Please be advised that every application for Environmental Authorisation including an application for a Waste Management Licence, must include, where applicable the investigation, assessment and evaluation of the impact of any proposed listed or specified activity on any national estate referred to in section 3(2) of the National Heritage Resources Act, 1999 (Act No. 25 of 1999), excluding the national estate contemplated in section 3(2)(i)(vi) and (vii) of that Act.

Please further be advised that if section 38 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) is applicable to your proposed development, then you are requested to submit the Notice of Intent form developed by Heritage Western Cape to Heritage Western Cape and attach a copy to this form. If Heritage Western Cape requires that a Heritage Impact Assessment will be required, the Heritage Impact Assessment must be undertaken as one of the specialist studies of the EIA process to be undertaken in terms of the 2014 NEMA EIA Regulations.

Section 38 of the Act states as follows:

38. (1) Subject to the provisions of subsections (7), (8) and (9), any person who intends to undertake a development categorised as-
- (a) the construction of a road, wall, powerline, pipeline, canal or other similar form of linear development or barrier exceeding 300m in length;
 - (b) the construction of a bridge or similar structure exceeding 50m in length;
 - (c) any development or other activity which will change the character of a site-
 - (i) exceeding 5 000 m² in extent; or
 - (ii) involving three or more existing erven or subdivisions thereof; or
 - (iii) involving three or more erven or divisions thereof which have been consolidated within the past

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- five years; or
 (iv) the costs of which will exceed a sum set in terms of regulations by SAHRA or a provincial heritage resources authority;
 (d) the re-zoning of a site exceeding 10 000 m² in extent; or
 (e) any other category of development provided for in regulations by SAHRA or a provincial heritage resources authority, must at the very earliest stages of initiating such a development, notify the responsible heritage resources authority and furnish it with details regarding the location, nature and extent of the proposed development.

Does the proposed development constitute the undertaking of any of the categories of development set out in Section 38(1) of the National Heritage Resources Act?	YES	NO
If yes, please explain:		
A Notice of Intent to Develop (NID) will be submitted to Heritage Western Cape in due course.		

If the proposed development does constitute the undertaking of any of the categories of development set out in Section 38(1) of the National Heritage Resources Act, has a Notice of Intent been submitted to Heritage Western Cape?	YES	NO
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Note: A copy of the Notice of Intent submitted to Heritage Western Cape must be submitted with this form.

5.4 Intended Applications in terms of other legislation

Is any permission, licence or other approval required in terms of any other legislation? (Please tick)	YES	NO
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If yes, please complete the table below:

Type of approval required (List the applicable legislation & approval required):	Name of the authority responsible for administering the applicable legislation	Application submitted (Yes/ No)	Status of application (e.g. pending/ granted/ refused)
Swellendam Municipality: By-Law on Municipal Land use Planning, 2015 – consent use approval	The Land Use Planning Application will be launched once an Environmental Authorization has been issued.	No	Application will be submitted upon approval of this EIA application.

6. PLANNING CONTEXT

Is the activity permitted in terms of the property's existing land use rights?	YES	NO	Please explain
The proposed site is zoned Agriculture and is surrounded by agricultural land uses. The proposed site is surrounded by agricultural land uses. In terms of the Swellendam Municipal Land Use Planning By-Law, the primary land use for the site is for Agriculture, and that a consent use will be required for a freestanding base telecommunication station. Please note that a Consent Use Application will be lodged after this NEMA EIA Application.			
Will the activity be aligned with the following:			
The Provincial Spatial Development Framework (PSDF)	YES	NO	Please explain
The proposed development of a 30m high telecommunications mast on Remainder of Farm No. 365, Luipaardsberg, Swellendam, is not likely to have a negative impact on the Province's PSDF. A consent use application will be submitted upon finalisation of this NEMA EIA application. The benefits of telecommunications services in modern society are potentially limitless. The proposed activity will increase the coverage of these telecommunications services, including providing a more reliable and wider coverage.			
The edge of the built environment for the area	YES	NO	Please explain
The proposed mast will not have a negative impact on the built environment of the area. The proposed site is located on a property that is zoned for agricultural purposes and is located outside of the urban area / built-up area of Swellendam. The proposed site is zoned for agricultural purposes and is surrounded by agricultural land uses. However, the area immediately west and east of the proposed site is existing buildings with lattice masts. The site is located between two existing buildings with lattice masts. The surrounding areas is characterised by cultivated land and orchards and displays			

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a typical rural landscape. There is a water reservoir approximately 455m north-west of the proposed. There is an existing dirt access road leading towards the proposed site. Please refer to Appendix 1 and Figures 1 – 3 above.			
The Integrated Development Plan of the Local Municipality	YES	NO	Please explain
The proposed development of a 30m high telecommunications mast on Remainder of Farm No. 365, Luipaardsberg, is not likely to have a negative impact on Swellendam Municipality's IDP. A consent use application will be submitted upon finalisation of this NEMA EIA application. The benefits of telecommunications services in modern society are potentially limitless. The proposed activity will increase the coverage of these telecommunication services, including providing a more reliable and wider coverage.			
The Spatial Development Framework of the Local Municipality.	YES	NO	Please explain
The proposed development will be in line with the SDF of the municipality. A consent use application will be submitted upon finalisation of this NEMA EIA application. The benefits of telecommunications services in modern society are potentially limitless. The proposed activity will increase the coverage of these telecommunications services, including providing a more reliable and wider coverage.			
An Environmental Management Framework (EMF)	YES	NO	Please explain
The proposed development will be line with the municipality's EMF for the area.			
Any other Plans	YES	NO	Please explain
N/A			
Are any Amendments of the above-mentioned required?	YES	NO	Please explain.
Will the proposed development lie within coastal public property, the coastal protection zone, or coastal access land as defined in terms of the NEM: ICMA, 2008?			
	YES	NO	Please explain.
N/A			

7. PUBLIC PARTICIPATION

7.1 Public participation process

The person conducting the public participation process must fulfil the requirements outlined in Chapter 6 of the 2014 NEMA EIA Regulations and must take into account any applicable guidelines published in terms of Section 24J of NEMA, the Department's Circular EADP 0028/2014 on the "One Environmental Management System" and the EIA Regulations (dated 9 December 2014) as well as any other guidance provided by the Department. Note that the public participation requirements are applicable to all proposed sites.

Please highlight the appropriate box below to indicate the public participation process that has been or will be undertaken to give notice of the application to all potential interested and affected parties, including exemptions that have been/will be applied for:

1. In terms of regulation 41 of the EIA Regulations, 2014 -			
(a) fixing a notice board at a place conspicuous to and accessible by the public at the boundary, on the fence or along the corridor of -			
(i) the site where the activity to which the application relates is or is to be undertaken; and	YES	EXEMPTION	
(ii) any alternative site	YES	EXEMPTION	
(b) giving written notice, in any manner provided for in section 47D of the NEMA, to –			
(i) the occupiers of the site and, if the applicant is not the owner or person in control of the site on which the activity is to be undertaken, the owner or person in control of the site where the activity is or is to be undertaken or to any alternative site where the activity is to be undertaken;	YES	EXEMPTION	N/A
(ii) owners, persons in control of, and occupiers of land adjacent to the site where the activity is or is to be undertaken or to any alternative site where the activity is to be undertaken;	YES	EXEMPTION	
(iii) the municipal councillor of the ward in which the site or alternative site is situated and any organisation of ratepayers that represent the community in the area;	YES	EXEMPTION	
(iv) the municipality (Local and District Municipality) which has jurisdiction in the area;	YES	EXEMPTION	
(v) any organ of state having jurisdiction in respect of any aspect of the activity; and	YES	EXEMPTION	
(vi) any other party as required by the Department;	YES	EXEMPTION	N/A
(c) placing an advertisement in -			
(i) one local newspaper; or	YES	EXEMPTION	

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(ii) any official <i>Gazette</i> that is published specifically for the purpose of providing public notice of applications or other submissions made in terms of these Regulations;	YES	EXEMPTION	N/A
(d) placing an advertisement in at least one provincial newspaper or national newspaper, if the activity has or may have an impact that extends beyond the boundaries of the metropolitan or district municipality in which it is or will be undertaken	YES	EXEMPTION	N/A
(e) using reasonable alternative methods, as agreed to by the Department, in those instances where a person is desirous of but unable to participate in the process due to— (i) illiteracy; (ii) disability; or (iii) any other disadvantage.	YES	EXEMPTION	N/A
If you have indicated that "EXEMPTION" applies to any of the above, then a separate Application for Exemption must be submitted.			
2. The NEM: AQA and NEM:WA requires that a notice must be placed in at least two newspapers.			
If applicable, have/will an advertisement be placed in at least two newspapers?	YES	NO	
If "NO", then an application for exemption from the requirement must be applied for.			

Note: It is no longer possible to obtain permission to deviate from the requirements to give notice to potential interested and affected parties. Unless exemption has been granted from a particular requirement, the requirement must be met. If an application for exemption is refused, the requirement in question must be met.

7.2 Public participation undertaken prior to the submission of this Notice of Intent

Where public participation in terms of Regulations 40(3) and 41 was undertaken prior to submission of this Notice of Intent, please provide a summary of the steps followed to date.
No PPP undertaken to date.

7.3 List of State departments consulted/to be consulted

Provide a list of all the State departments that will be/have been consulted, including the name and contact details of the relevant official.
Heritage Western Cape
Department of Water and Sanitation
Department of Agriculture
Department of Health
CapeNature
Swellendam Local Municipality
District Municipality
Breede Gouritz Catchment Management Agency (BGCMA).

Note: A State department consulted in terms of Section 24O(2) of NEMA and Regulations 3(4) and 43(2) must within 30 days from the date of the Department's request for comment, submit such comment in writing to the Department. The applicant/EAP is therefore required to inform this Department in writing when the Basic Assessment Report / Scoping Report / Environmental Impact Assessment Report is submitted to the relevant State Departments. Upon receipt of this confirmation, this Department will in accordance with Section 24O (2) & (3) of the NEMA (as amended), inform the relevant State Departments of the commencement date of the 30 day commenting period.

8. DECLARATIONS

8.1 THE APPLICANT

Note: Duplicate this section where there is more than one applicant.

I....., in my personal capacity or duly authorized thereto hereby declare/affirm all the information submitted or to be submitted as part of the application is true and correct, and that I:

- am fully aware of my responsibilities in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA"), the Environmental Impact Assessment Regulations ("EIA Regulations") in terms of NEMA (Government Notice No. R. 982 refers) and any relevant specific environmental management act and that failure to comply with these requirements may constitute an offence in terms of relevant environmental legislation;
- appointed the environmental assessment practitioner, where applicable, which meets all the requirements in terms of regulation 13 of GN No. R 982 to act as independent environmental assessment practitioner for this application;
- will provide the environmental assessment practitioner and specialist, where applicable, and the competent authority with access to all information at my disposal that is relevant to the application;
- will be responsible for the costs incurred in complying with the NEMA EIA Regulations, 2014 and other environmental legislation including but not limited to –
 - costs incurred in connection with the appointment of the environmental assessment practitioner or any person contracted by the environmental assessment practitioner;
 - 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 applicable management and mitigation measures;
- am responsible for complying with conditions that may be attached to any decision(s) issued by the competent authority;
- will ensure that the environmental assessment practitioner is competent to comply with the requirements of NEMA EIA Regulations, 2014 other environmental legislation;
- hereby indemnify, the government of the Republic, 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 for which the applicant or environmental assessment practitioner is responsible in terms of the NEMA EIA Regulations, 2014 and any specific environmental management act; and
- will not hold the competent authority responsible for any costs that may be incurred by the applicant in proceeding with an activity prior to an appeal being decided in terms of the NEMA Regulations, 2014.

Note: If acting in a representative capacity, a certified copy of the resolution or power of attorney must be attached.

Signature of the applicant:

Name of company:

Date:

8.2 THE ENVIRONMENTAL ASSESSMENT PRACTITIONER (EAP) (WHERE APPLICABLE)

I, as the appointed environmental assessment practitioner ("EAP") hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent:
 - other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or
 - am not independent, but another EAP that meets the general requirements set out in Regulation 13 have been appointed to review my work (Note: a declaration by the review EAP must be submitted);
- in terms of the remainder of the general requirements for an EAP, am fully aware of and meet all of the requirements and that failure to comply with any the requirements may result in disqualification;
- have disclosed/will disclose, to the applicant, the specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application;
- have ensured/will ensure that information containing all relevant facts in respect of the application was/will be distributed or was/will be made available to interested and affected parties and the public and that participation by interested and affected parties was/will be facilitated in such a manner that all interested and affected parties were/will be provided with a reasonable opportunity to participate and to provide comments;
- have ensured/will ensure that the comments of all interested and affected parties were/will be considered, recorded and submitted to the Department in respect of the application;
- have ensured/will ensure the inclusion of inputs and recommendations from the specialist reports in respect of the application, where relevant;
- have kept/will keep a register of all interested and affected parties that participate/d in the public participation process; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

Note: The terms of reference of the EAP must be attached.

Signature of the environmental assessment practitioner:

Name of company:

Date:

8.3 THE REVIEW ENVIRONMENTAL ASSESSMENT PRACTITIONER (REAP) (WHERE APPLICABLE)

I, as the appointed review environmental assessment practitioner ("REAP") hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent, other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity;
- in terms of the remainder of the general requirements for an EAP, am fully aware of and meet all of the requirements and that failure to comply with any the requirements may result in disqualification;
- have reviewed/will review all the work undertaken by the EAP;
- have disclosed/will disclose, to the applicant, the EAP, the specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

Note: The terms of reference of the review EAP must be attached.

Signature of the review environmental assessment practitioner:

Name of company:

Date:

8.4 THE SPECIALIST (WHERE APPLICABLE)

Note: Duplicate this section where there is more than one specialist.

I, as the appointed specialist hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent:
 - other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity; or
 - am not independent, but another specialist that meets the general requirements set out in Regulation 13 have been appointed to review my work (Note: a declaration by the review specialist must be submitted);
- in terms of the remainder of the general requirements for a specialist, am fully aware of and meet all of the requirements and that failure to comply with any the requirements may result in disqualification;
- have disclosed/will disclose, to the applicant, the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application;
- have ensured/will ensure that information containing all relevant facts in respect of the application was/will be distributed or was/will be made available to interested and affected parties and the public and that participation by interested and affected parties was/will be facilitated in such a manner that all interested and affected parties were/will be provided with a reasonable opportunity to participate and to provide comments;
- have ensured/will ensure that the comments of all interested and affected parties were/will be considered, recorded and submitted to the Department in respect of the application;
- have ensured/will ensure the inclusion of inputs and recommendations from the specialist reports in respect of the application, where relevant;
- have kept/will keep a register of all interested and affected parties that participate/d in the public participation process; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

Note: The terms of reference of the review specialist must be attached.

Signature of the specialist:

Name of company:

Date:

8.5 THE REVIEW SPECIALIST (WHERE APPLICABLE)

I, as the appointed review specialist hereby declare/affirm the correctness of the information provided or to be provided as part of the application, and that I:

- in terms of the general requirement to be independent, other than fair remuneration for work performed/to be performed in terms of this application, have no business, financial, personal or other interest in the activity or application and that there are no circumstances that may compromise my objectivity;
- in terms of the remainder of the general requirements for a specialist, am fully aware of and meet all of the requirements and that failure to comply with any the requirements may result in disqualification;
- have reviewed/will review all the work undertaken by the specialist;
- have disclosed/will disclose, to the applicant, the EAP, the specialist (if any), the Department and interested and affected parties, all material information that have or may have the potential to influence the decision of the Department or the objectivity of any report, plan or document prepared or to be prepared as part of the application; and
- am aware that a false declaration is an offence in terms of regulation 48 of the 2014 NEMA EIA Regulations.

Note: The terms of reference of the review specialist must be attached.

Signature of the review specialist:

Name of company:

Date:

APPENDIX 1

REQUEST FOR A SPECIFIC FEE REFERENCE NUMBER

A: Applicant's details:

Name: **Warren Petterson Planning** ID Number: **671205 5044 08 9**
 Residential Address: **Unit H, 3rd Floor, The Matrix Building, Bridge Way, Century City, 7441**
 Postal Address: **PO Box 150, Century City, 7446**
 Telephone no.: **(021) 552 5255** Cellular no.: **083 639 8888**
 Facsimile no.: **086 609 2734** Email address: warren@wpplanning.co.za

Note: Please duplicate where there is more than one applicant.

B: Provide a brief description of the proposed project:

The proposed development of a 30m high telecommunication mast on Remainder of Farm No. 365, Luipaardsberg, Swellendam, Western Cape. The proposed development is to clear an area of 121m² (11m x 11m) to erect a 30m high lattice mast. Antennas will be attached to the top of the proposed mast and will have a 2.4m high palisade fence. No roads will be constructed as an existing access road will be used to gain access to the proposed site.

C: Indicate the process to which the application must be subjected:

The applicable listed activities to be applied for are (list the respective activity numbers):

Basic Assessment:	Activity Number	Scoping & EIR:	Activity Number	NEM: Waste Act:	Activity Number
Listing Notice 1		Listing Notice 2		Category A	
Listing Notice 3	3			Category B	

The process to which the proposed application is to be subjected is (tick the relevant box):

Basic Assessment:	<input checked="" type="checkbox"/>	Scoping and EIR:	<input type="checkbox"/>	Non-substantive Amendment	<input type="checkbox"/>	Substantive Amendment	<input type="checkbox"/>
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D: Application Fee:

Indicate the fee to be paid:

Application Fee	R2 000
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Note: The Department will confirm the amount to be paid. Where permission has been granted for a combined application to be submitted as contemplated in Regulation 11, the fee payable in terms of the application in question must be confirm with the Department prior to submission of the application.

E: Departmental region within which the application will be administered (tick the relevant box):

CAPE TOWN OFFICE: REGION 1 (City of Cape Town & West Coast District) Fax: (021) 483 4372	<input checked="" type="checkbox"/>	CAPE TOWN OFFICE: REGION 2 (Cape Winelands District & Overberg District) Fax: (021) 483 3633	<input type="checkbox"/>	GEORGE OFFICE: REGION 3 (Central Karoo District & Eden District) Fax: (044) 874 2423	<input type="checkbox"/>
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I, **Cornelis Wessels**, herewith request the Department to provide me with a specific fee reference number in order that I may make payment of the application fee. I am fully aware of my responsibility to ensure that the correct fee is paid and that proof of such payment must be attached to my application form. I further confirm that the information I have provided herein is true and correct.

Applicant's signature

Date

(For official use only)					
Captured by : _____	Date received: _____	Date captured: _____			
EIA Process (tick) : Basic Assessment (R2 000)	Scoping and EIR (R10 000)	Joint EIA/WML	Category A (R2 000)	Category B (R10 000)	Amendment (R2 000)
Amount to be paid: _____		Specific fee reference number: _____			
Process and amount approved by Control EO: _____		Name		Signature	

**THIS FORM MUST BE FAXED TO THE RELEVANT REGION REFLECTED IN THE DEPARTMENTAL DETAILS ABOVE
 THE APPLICATION FEE MUST BE MADE INTO THE DEPARTMENTAL BANKING ACCOUNT USING THE SPECIFIC FEE REFERENCE NUMBER.**

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