



M 3/6/5

Mr K G Randall
HPF Properties (Pty) Ltd
PO Box 522195
SAXONWORLD
2196

email: keithr@hpf.co.za

Dear Mr Randall

APPLICATION FOR THE AMENDMENT OF THE APPEAL ENVIRONMENTAL AUTHORISATION FOR THE CONSTRUCTION OF ARABELLA COUNTRY ESTATE PHASE 2 ON PORTION 1 AND REMAINDER OF PORTION 3 OF CALEDON FARM NO. 542, HERMANUS RIVIER, KLEINMOND

Your application for the amendment of the Appeal Environmental Authorisation ("EA") granted on 2 March 2015, refers.

By virtue of the powers conferred on me by the *National Environmental Management Act, 1998 (Act No. 107 of 1998)* ("NEMA") and the *EIA Regulations (Government Notice No. R. 326 in Government Gazette No. 40772 of 7 April 2017)*, I have decided to amend sections A, D and G of the appeal decision granted on 2 March 2015 as follows:

Section A: APPLICANT

HPF Properties (Pty) Ltd

PO Box 522195

SAXONWORLD

2132

Tel.: 011 994 6300

Fax.: 011 994 6301

Attention: Mr Keith Graham Randall

Section D - PROPERTY DESCRIPTION AND LOCATION

The property is located on portions of Portion 1 and remainder of Portion 3 of Farm No. 542, Kleinmond. Arabella Country Estate lies approximately 8km east of Kleinmond and 11km south of Bot River, and is roughly bisected by Main Road R44 linking these towns. The Estate lies on the north-western shore of the Bot River Vlei.

Co-ordinates: 34° 18' 25" South
19° 07' 32" East

hereinafter referred to as "**the site**".

Section G of the Appeal EA:

Condition 1

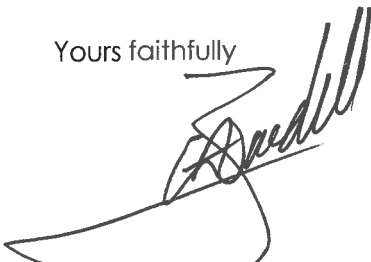
This Amended Appeal Environmental Authorisation is valid for a period of five (5) years from the expiry date of the Appeal Environmental Authorisation, which is five (5) years from 1 March 2020. The holder must commence with all the listed activities within the said period or this Environmental Authorisation lapses and a new application for an Environmental Authorisation must be submitted to the competent authority in terms of the applicable Environmental Impact Assessment Regulations."

REASONS FOR THE DECISION

1. The current weak economic climate that has prevailed over the last four (4) to five (5) years has resulted in the commencement of the construction phase of the development being put on hold. The developer requires more time to ensure the feasibility of the development.
2. Several of the appeal EA conditions require interaction with third parties, specialist assessments and the drawing up, review and revision of various documents.
3. The developer has made notable progress towards ensuring that the fifteen (15) pre-construction conditions and one (1) post-construction condition. Six (6) pre-construction conditions have been fully complied with and the remaining nine (9) are on route to compliance.

4. The applicant's details remain the same however the contact person has changed.
5. The proposed amendment will not change the scope of the valid EA nor increase the level or nature of the impact, which was initially assessed and considered when application was made for the original authorisation.
6. No new activities are triggered by the proposed amendment in terms of the EIA Regulations, 2014 (Government Notices No. R. 983, R. 984 and R. 985 of 4 December 2014 as amended by Government Notices No. R. 324, R. 325 and R. 327 of 7 April 2017 respectively) promulgated in terms of the NEMA.
7. A one (1) degree error was made in the longitudinal coordinates on the appeal environmental authorisation dated 2 March 2015. Section D of the aforesaid EA is therefore amended, as applied for in the original application form in 2003.

Yours faithfully



ANTON BREDELL
MINISTER OF LOCAL GOVERNMENT,
ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

DATE: 8/10/2019

Cc: (1) Ms V Thomson

EnviroAfrica

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