

## Appendix F

### Proof of pre-application public participation



Die Witzenberg Herald word uitgegee vir die eienaars, Snyman, Voortrekkerstraat 35, Ceres en gedruk deur Paarfoidset, Lynstraat 5, Paarden Eiland. Geen advertensie/redaksionele materiaal mag sonder die verloop van die eienaars volgens Art. 12 (7) Wet op Ou-teursreg 1978 gerepro-duseer word nie.



# Witzenberg Herald Sport



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## Boland Rolbal vergader op Tulbagh

**BOLAND Rolbal het onlangs hul nuwe bestuur vir 2022/2023 verkies. Boland Rolbal het Vrydag 21 Oktober 'n strategiese sessie by Tulbagh rolbalklub aangebied. AGTER: Leon Meyer (Weskus president), Hannes Pieterse van Tulbagh (edewerwing en bemerking) en Pierre Paul (Overberg president en Boland sekretaris). VOOR: Charmaine Mostert van Ceres (Wynland president), Tom Tromp (Boland president), Rika Mitchell (Boland vise-president), Kevin Knight (Boland tesourier) en Braslervan Schoor (Boland wedstrydsekretaris).**



## Nuwe komitee verkies

**CASPER de Bruin het Saterdag 29 Oktober die Individuele stableford klubkompetisie met 36 punte gewen.**

David Cohen was tweede met 36 punte gevolg deur Johann van der Merwe, JC Hagen en Willie Baron, almal met 35 punte.

### Jaarvergadering

Die algemene jaarvergadering van Ceres gholffklub het verlede week plaasgevind. Die nuwe komitee vir 2022/23 is verkies en nuwe speelfooie en jaargelde is ook tydens die vergadering aanvaar.

**Die nuwe komitee is:** Casper de Bruin (klubkaptein), Bennie van Rensburg (onderkaptein), Henry Brown (tesourier), Francois Snyman (wedstrydsekretaris), Vickus Filmlater (klubbestuurder), Glenville Nasson en Wilhelm Muller (addisionele lede).



**CERES kriketklub het Sondag 23 Oktober teen Bergrivier gespeel en die wedstryd met 23 lopies verloor. VLNR: Kyle Nasson (44 lopies), Geraldo Poole (4 paaltjies) en Wilbren Krotz (49 lopies) het vir Ceres uitgeblink.**



## MTB/PRETDRAF OP-DIE-BERG GEMEENTE

**SATERDAG, 26 NOVEMBER 2022**

REGISTRASIE VANAF 06:30 BY BRONAAR  
GROENTE-PAKSTOOR.

<b>MTB</b>	<b>PRETDRAF</b>
50KM   R250   07:30	25KM   R150   07:40
35KM   R200   08:00	5KM   R50   08:40
25KM   R150   08:30	(KINDERS KAN DIE 5KM FIETSRY OOK)

**DRYE VIR DIE EERSTE DRIE POSISIES IN ELKE ITEM. MEDALJES VIR ALMAL. GELUKKIGE TREKKINGS!**

NAVRAE: KONTAK VIR RIAAN (082 563 2072) EN HEINIE (083 229 9132). VIR AKKOMMODASIE-PAKETTE, KONTAK JEANETTE (083 562 1925)

INSKRYWINGS DEUR **ENTRYNINJA**  
<https://www.entryninja.com/events/78277-op-die-berg-mtb-and-trail-run>



OP-DIE-BERG  
GEMEENTE



Bergfiets  
wedren  
'n groot  
sukses op  
Wolseley

**DIE Wolseley MTB byeenkoms is Saterdag 29 Oktober in die omgewing van die Mountainridge wynkelder aangebied. Ceres Cycle het ook 'n span ingeskryf wat aan die byeenkoms deelneem het. Ivan Hanekom het tweede geëindig in die 35km wedren. VLNR: Raymond Petersen, Ivan Hanekom, Rashid van Rhyen, Charlton Zimri, Bernard Cupido en Johannes Jacobs.**

WITZENBERG LOCAL MUNICIPALITY

ENVIROAFRICA CC

NEMA PUBLIC PARTICIPATION PROCESS

**PROPOSED ABOVE-GROUND 2.5KM LONG BULK WATER SUPPLY PIPELINE ON ERVEN 1886 AND 1887, CERES**

Notice is hereby given of the intention to submit an application, and the public participation process, in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended ("NEMA") and Environmental Impact Assessment ("EIA") Regulations, 2014 (as amended). The approximately 2.5km long proposed bulk water supply pipeline includes activities listed in terms of the EIA Regulations, 2014 (as amended).

EnviroAfrica cc has been appointed by the Witzenberg Local Municipality to manage the process of applying for an environmental authorisation.

**Application for environmental authorization to undertake the following listed activities**

GN No. R. 984 of 2014 (as amended): Items 9 and 19 and

GN No. R. 986 of 2014 (as amended): Item 12

\*Please note that the listed activities above may change during the course of the EIA Application. Registered I&APs will be notified of any changes.

**Project Description and Location:** A bulk water supply pipeline of approximately 2.5km in length and 350mm in width is proposed on Erven 1886 and 1887, Ceres to supply water to the town of Wolseley. The proposed above-ground pipeline will be on small stilts placed at 4 - 5m intervals and will extend from an abstraction point in the Tiershokskloof Stream to the Witbrug Water Purification Plant, alongside the old water supply pipeline that was constructed in 1953. The existing pipeline will no longer be used when the proposed pipeline becomes operational.

The proposed site is largely located on a mountainside and the co-ordinates along the route thereof include the following:

Abstraction point in Tiershokskloof Stream (33° 25' 44.71"S, 19° 17' 0056"E), Waypoints (33° 25' 20.52"S, 19° 16' 57.04"E) and (33° 25' 14.84"S, 19° 16' 28.74"E) and End point at Witbrug Water Purification Plant (33° 25' 19.20"S, 19° 15' 59.74"E)

**Public Participation:** Interested and Affected Parties ("I&APs") are hereby notified of the intended application and are invited to register (in writing) and/or provide initial comments and identify any issues, concerns or opportunities relating to this project to the contact details provided below, on or before 14 December 2022.

**Consultant:** EnviroAfrica CC, P.O. Box 5367, Helderberg, 7135/ Fax: 086-512-0154 / Tel.: (021) 851-1616 / E-mail: maboee@enviroafrica.co.za



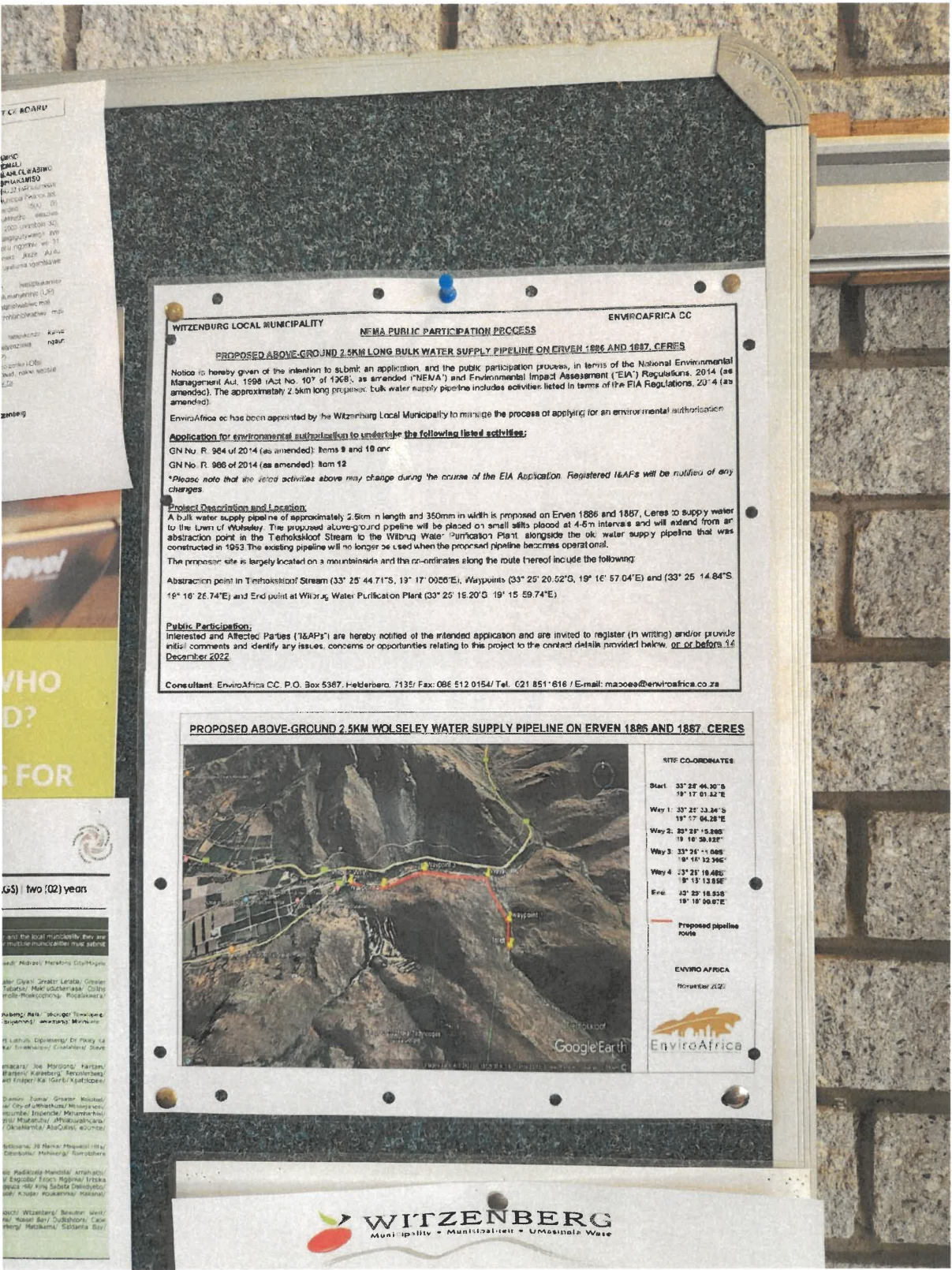


Photo 1: View of public notice on notice board at offices of Witzenberg Local Municipality





**Photo 2:** Public notice placed on gate of of house near Wittebrug WPP



**Photo 3:** View of public notice placed on gate at Wittebrug WPP



11 November 2022

Dear Interested and affected party ("I&AP")

**NEMA PUBLIC PARTICIPATION PROCESS**  
**(INVITATION TO REGISTER AS AN I&AP)**

**PROPOSED 2.5KM LONG BULK WATER SUPPLY PIPELINE ON ERVEN 1886 AND 1887, CERES**

Notice is hereby given of the intention to submit an application, and the public participation process thereof, in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended ("NEMA") and Environmental Impact Assessment ("EIA") Regulations, 2014 (as amended). The approximately 2.5km long proposed bulk water supply pipeline falls within the ambit of activities listed in terms of the EIA Regulations, 2014 (as amended).

EnviroAfrica cc has been appointed by the Witzenburg Local Municipality to manage the process of applying for an environmental authorisation.

**Application for environmental authorization to undertake the following listed activities:**

GN No. R. 984 of 2014 (as amended): Items **9** and **19** and GN No. R. 986 of 2014 (as amended): Item **12**

*\*Please note that the listed activities above may change during the course of the EIA Application. Registered I&APs will be notified of any changes.*

**Project Description and Location:**

A bulk water supply pipeline of approximately 2.5km in length and approximately 350mm in width is proposed on Erven 1886 and 1887, Ceres to supply water to the town of Wolseley. The proposed above-ground pipeline will be placed on small stilts placed at 4-5m intervals and will extend from an abstraction point in the Tierhokskloof Stream to the Wittebrug Water Purification Plant, alongside the old water supply pipeline that was constructed in 1953. The existing pipeline will no longer be used when the proposed pipeline becomes operational.

The proposed site is on a mountainside and the co-ordinates along the route thereof include the following:

Abstraction point in Tierhokskloof Stream (33° 25' 44.30"S, 19° 17'01.32"E), Waypoints (33° 25' 33.24"S, 19° 17' 04.28"E), (33° 25' 15.26"S, 19° 16' 59.02"E), (33 25 11.08, 19 16 32.39), (33 25 19.49, 19 16 13.85"S) and End point at Witbrug Water Purification Plant (33° 25' 18.53"S, 19° 16' 00.07"E)

**Public Participation:**

Interested and Affected Parties ("I&APs") are hereby notified of the intended application and are invited to register (in writing) and/or provide comments and identify any issues, concerns or opportunities relating to this project to the contact details provided below, on or before **14 December 2022**. To register or submit comment, I&APs should refer to the project name, provide their name, address and contact details (*indicating your preferred method of notification*) and an indication of any direct business, financial, personal, or other interest which they have in the application. You are also requested to pass this information on to any person that you think should be notified.

Please note that only Registered I&APs will be notified of the environmental reports that become available for public comment and will be notified of the outcome of the application, the reasons for the decision. Registered I&APs will be notified of the applicant's intention to appeal the decision of the competent authority.

**Consultant:** EnviroAfrica CC. P.O. Box 5367, Helderberg, 7135/ Fax: 086 512 0154/ Tel.: 021 8511616 / E-mail: [maboee@enviroafrica.co.za](mailto:maboee@enviroafrica.co.za)

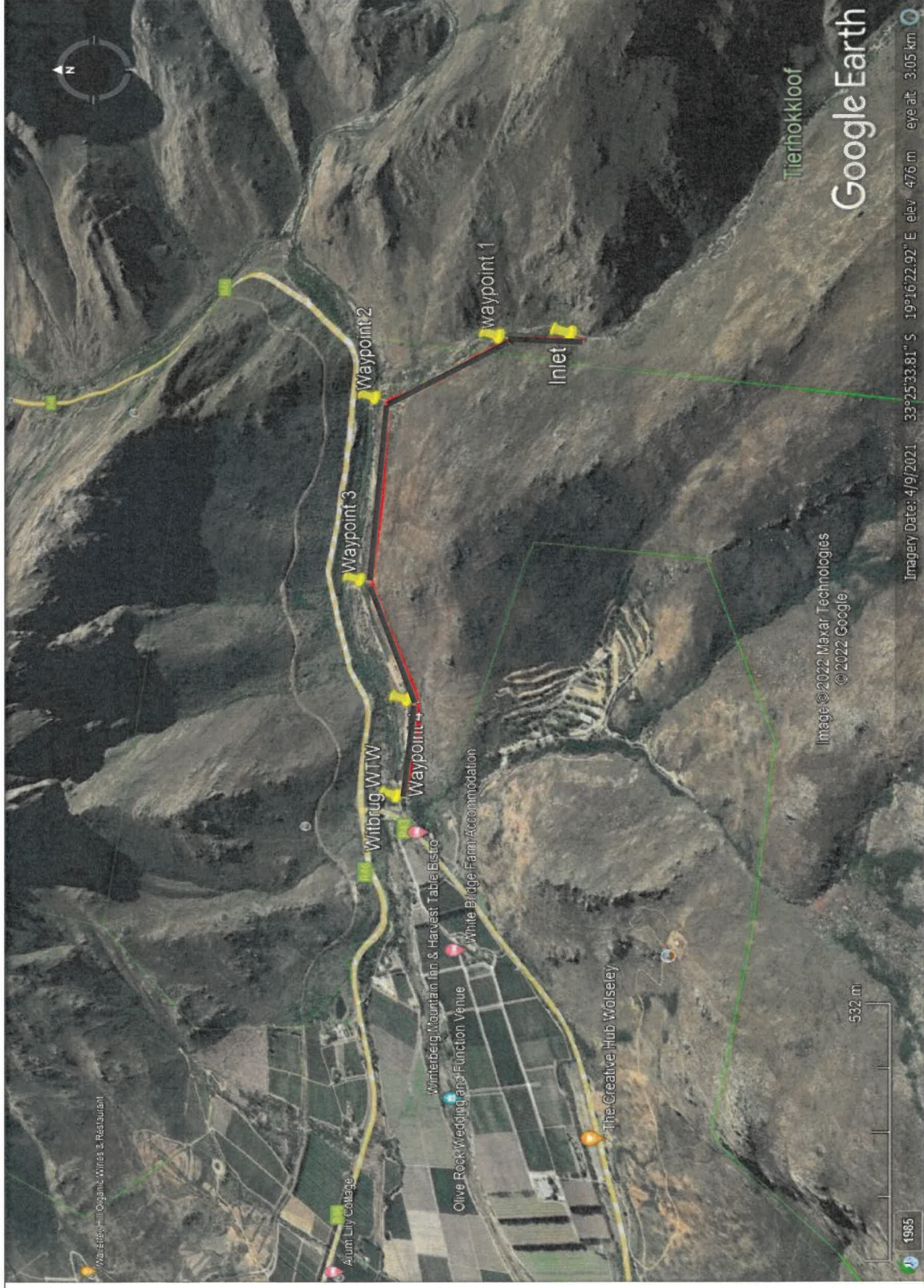
Should you have any further queries, please do not hesitate to contact us.

Yours sincerely



Maboee Nthejane

**PROPOSED ABOVE-GROUND 2.5KM WOLSELEY WATER SUPPLY PIPELINE ON ERVEN 1886 AND 1887, CERES**



**SITE CO-ORDINATES:**

- Start:** 33° 25' 44.30"S  
19° 17' 01.32"E
- Way 1:** 33° 25' 33.24"S  
19° 17' 04.28"E
- Way 2:** 33° 25' 15.26"S  
19° 16' 59.02"E
- Way 3:** 33° 25' 11.08"S  
19° 16' 32.39"E
- Way 4:** 33° 25' 19.49"S  
19° 16' 13.85"E
- End:** 33° 25' 18.53"S  
19° 16' 00.07"E

Proposed pipeline route

**ENVIRO AFRICA**

November 2022



Google Earth

Image © 2022 Maxar Technologies  
© 2022 Google

Imagery Date: 4/9/2021 33°25'33.81" S 19°16'22.92" E elev 476 m eye alt 3.05 km

532 m

1985



Re: NEMA PUBLIC PARTICIPATION PROCESS: PROPOSED ABOVE -GROUND WATER SUPPLY PIPELINE ON ERVEN 1886 AND 1887, CERES - Message (...

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Re: NEMA PUBLIC PARTICIPATION PROCESS: PROPOSED ABOVE -GROUND WATER SUPPLY PIPELINE ON ERVEN 1886 AND 1887, CERES

Thu 2022/11/10 09:28

Like Reply Reply All Forward

**M** Margaret | Enviro Africa <info@enviroafrica.co.za>  
 To: 'Maboe'  
 Cc: 'arnoret@enviroafrica.co.za'  
 Bcc: 'david@wizenberg.gov.za'; 'michelle@wizenberg.gov.za'; 'dirk@wizenberg.gov.za'; 'jzalie@wizenberg.gov.za'; 'henniesmit@wizenberg.gov.za'; 'visagie@wizenberg.gov.za'; 'sdebruin@wizenberg.gov.za'; 'gfranse@wizenberg.gov.za'; 'esidego@wizenberg.gov.za'; 'kadams@wizenberg.gov.za'; 'erossouw@bgma.co.za'; 'aduffell-canham@capenature.co.za'; 'hwc@pgwc.gov.za'; 'corvdw@elsenburg.com'

You forwarded this message on 2022/11/14 08:07.  
 NEMA PUBLIC PARTICIPATION PROCESS\_ PROPOSED ABOVE -GROUND 2,5 KM LONG BULK WATER SUPPLY PIPELINE.pdf  
 459 KB

Dear Registered Interested an Affected Party  
 I trust this email finds you well. Kindly find attached notice as mentioned in the subject line.  
 For more information please contact Mr Maboe Nthejane [maboe@enviroafrica.co.za](mailto:maboe@enviroafrica.co.za)

Kind regards  
**Margaret Christians**



18°C Party sunny

Search

ENG US

15:38 2023/05/23

## Maboee

---

**From:** Maboee <maboee@enviroafrica.co.za>  
**Sent:** Friday, 03 March 2023 16:44  
**To:** 'dg.pa@dpw.gov.za'  
**Cc:** 'frederick.johnson@dpw.gov.za'; 'matthews.nyali@dpw.gov.za'; 'bernard@enviroafrica.co.za'; 'Margaret | Enviro Africa'  
**Subject:** Proposed water supply pipeline on Erf 1886 and 1887, Ceres in the Western Cape  
**Attachments:** Appendix B1 - Proof of land ownership.pdf; Appendix B2 - Proof of land ownership.pdf; Appendix I - BID.pdf; Appendix H - Locality map.pdf; Landowner's consent form- Department of Public Works.doc

Dear Sir or Madam,

Please be informed that EnviroAfrica has been appointed by the Witzenberg Local Municipality to submit an application for environmental authorisation in order to replace the old water supply pipeline that exists on Erf 1886, Ceres and Erf 1887, Ceres. The old pipeline was constructed in 1953 and is therefore so old that a replacement pipeline is now required.

It was initially thought that the Witzenberg Local Municipality owns both of the aforesaid erven, however, it has recently been learned that Erf 1886 is in fact owned by the National Government of the Republic of South Africa and so the National Department of Public Works is the State Department from which landowner's consent must be obtained before the application for environmental authorisation can be proceeded with.

In light of the above, a draft landowner's consent form has been attached hereto in which it is requested that your Department grant the required landowner's consent to the Witzenberg Local Municipality. You may make any amendments to the draft landowner's consent form that you deem necessary.

In addition, it is hereby confirmed that the National Department of Public Works is an Interested and Affected Party regarding the proposed construction of the proposed water supply pipeline. In light of this, please find attached hereto, documents providing further information on the proposed construction of the water supply pipeline and an invitation to your Department to comment on the matter.

The National Department of Public Works may provide comment on the proposed pipeline within the period starting on 03 March 2023 and ending on 04 April 2023.

Kind regards,



**Maboee Nthejane**



**EnviroAfrica**

Environmental Management and Impact Assessment  
Omgewingsbestuur en Impakbeoordeling



EnviroAfrica cc

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## Comments-Responses Table

Initial pre-application phase			
I&AP	Comment received	Response to	Respondent
<p>Department of Environmental Affairs and Development Planning (09/12/2022)</p>	<p>4. It is noted that the duly dated and signed declaration of the applicant and the Environmental Assessment Practitioner have not been included in the NOI. This must be submitted as a matter of urgency.</p> <p>7.2 Should watercourses be located on or adjacent to the proposed site, the applicability of Activity 12 of Listing Notice 1 of the EIA Regulations, 2014 (as amended) must be confirmed.</p> <p>7.3 It is noted that Activity 12 of Listing Notice 3 of the EIA Regulations, 2014 (as amended) is being applied for. However, the vegetation occurring (North Hex Sanstone Fynbos) on the proposed site has not been classified as a critically endangered or endangered ecosystem in terms of the National Environmental Management: Biodiversity Act, (Act 10 of 2004) ("NEM:BA"), List of Threatened Ecosystems in Need of Protection.</p> <p>9.4. The Department therefore awaits the submission of the SSV report prior to the commencement of any public participation process.</p> <p>11. Page 12 of NOI (point 2.3) indicates that the National Water Act, 1998 (Act No. 36 of 1998) may be applicable to the proposed</p>	<p>4. The Declarations page signed by the EAP has now been forwarded to the competent authority</p> <p>The Tierhokskloof Stream and Breede River are within proximity to the proposed site</p> <p>7.3 Item 12 of Listing Notice 3 is applicable, as Erf 1886 is located within the proclaimed Wittebrug Nature Reserve</p> <p>9.4 A Site Sensitivity Verification Report has been compiled and appended to the Draft BAR</p> <p>11. Comment was requested from the Breede Gouritz Catchment Management Agency but no comment has been received. A request</p>	<p>EnviroAfrica</p>



	<p>development. Confirmation must be obtained from the relevant water authority with respect to the process to be followed and the comment from the water authority must be included in the pre-application Basic Assessment Report.</p> <p>12. It is also noted that the proposal triggers Section 38(1) of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) (“NHRA”). A Notice of Intent to Develop (“NID”) will be submitted to Heritage Western cape (“HWC”). Comment from Heritage Western cape must be included in the pre-application Basic Assessment Report.</p> <p>13.1. A Public Participation Process (“PPP”) that meets the requirements of Regulation 41 of the EIA Regulations, 2014 (as amended) must be undertaken.</p>	<p>for comment has been sent out again to the Breede Gouritz Catchment Management Agency concerning the Draft BAR</p> <p>12. Comment has been received from Heritage Western Cape and is appended to the Draft BAR</p> <p>Done. Please Appendix F</p>	
<p>CapeNature (02/03/2023)</p>	<p>Dear Maboe</p> <p>Apologies for the delay in getting back to you.</p> <p>We have made the following decision: Even though the pipeline does not have a registered servitude, it has been mapped in the Hexriver Complex Protected Area</p>	<p>Noted</p>	<p>EnviroAfrica</p>

	<p>Management Plan (PAMP) – please see attached. We therefore are of the opinion that an amendment to the PAMP will not be required.</p> <p>However, it is still the responsibility of the applicant (in this case Witzenberg Municipality) to confirm whether they do need to register a servitude for the pipeline as part of a planning process.</p>		
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Proof of comments received

## Maboee

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**From:** Alana Duffell-Canham <aduffell-canham@capenature.co.za>  
**Sent:** Thursday, 02 March 2023 08:38  
**To:** Maboee; Antoinette Veldtman  
**Cc:** 'Bernard de witt'; 'Margaret | Enviro Africa'; Odiele Parrington  
**Subject:** RE: Wolseley water supply pipeline: Erven 1886 and 1887, Ceres  
**Attachments:** HEXR WHS PAMP Map 06 - Infrastructure A3 Map v03.jpeg

Dear Maboee

Apologies for the delay in getting back to you.

We have made the following decision: Even though the pipeline does not have a registered servitude, it has been mapped in the Hexriver Complex Protected Area Management Plan (PAMP) – please see attached. We therefore are of the opinion that an amendment to the PAMP will not be required.

However, it is still the responsibility of the applicant (in this case Witzenberg Municipality) to confirm whether they do need to register a servitude for the pipeline as part of a planning process.

Also, FYI I received the following comment from BCGMA:

*“Our interest, would be if the pipeline would affect any water resources, e.g. does it cross a water resource or encroach/affect any wetland? S21c&i water uses have only been introduced since 1998. This means that any NEW development (pipeline or development in or near a watercourse/resource) first needs to obtain a water use authorisation.*

*However, this pipeline had been in existence, so my taking on it, would be that, only if the existing footprint be altered and the route e.g. be changed which affect a water resource, then you would need water use authorisation.”*

They would like to see a method statement.

I hope this helps.

Kind regards,  
Alana



**Alana Duffell-Canham**  
Landscape Conservation Intelligence Manager | Landscape Central  
Conservation Operations  
t: 021 866 8029



**From:** Maboeë <maboeë@enviroafrica.co.za>  
**Sent:** Tuesday, 21 February 2023 08:43  
**To:** Alana Duffell-Canham <aduffell-canham@capenature.co.za>; Antoinette Veldtman <aveldtman@capenature.co.za>  
**Cc:** 'Bernard de witt' <bernard@enviroafrica.co.za>; 'Margaret | Enviro Africa' <info@enviroafrica.co.za>  
**Subject:** RE: Wolseley water supply pipeline: Erven 1886 and 1887, Ceres

**Caution:** This is an external email and may be malicious. Please take care when clicking links or opening attachments.

Dear Alana,

The existing pipeline was constructed in 1953, making the pipeline approximately 70 years old.

Kind regards,

**Maboeë Nthejane**



**EnviroAfrica cc**  
p: +27 21 851 1616 m: 084 037 2477

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a: Unit 7, Pastorie Park, Reitz St, Somerset West 7130  
P. O. Box 5367, Helderberg 7135  
w: [www.enviroafrica.co.za](http://www.enviroafrica.co.za) e: [info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)

From: Alana Duffell-Canham <[aduffell-canham@capenature.co.za](mailto:aduffell-canham@capenature.co.za)>  
Sent: Monday, 20 February 2023 09:13  
To: Maboe <[maboe@enviroafrica.co.za](mailto:maboe@enviroafrica.co.za)>; Antoinette Veldtman <[aveldtman@capenature.co.za](mailto:aveldtman@capenature.co.za)>  
Cc: 'Bernard de witt' <[bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za)>; 'Margaret | Enviro Africa' <[info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)>  
Subject: RE: Wolseley water supply pipeline: Erven 1886 and 1887, Ceres

Dear Maboe

I am in the process of sourcing a decision on a similar application that will hopefully allow the EIA to proceed without a PAMP amendment. Please can you confirm the age of the existing pipeline?

Kind regards,  
Alana

**Alana Duffell-Canham**  
Landscape Conservation Intelligence Manager | Landscape Central  
Conservation Operations  
t: 021 866 8029



**From:** Maboee <[maboee@enviroafrica.co.za](mailto:maboee@enviroafrica.co.za)>  
**Sent:** Tuesday, 14 February 2023 09:49  
**To:** Alana Duffell-Canham <[aduffell-canham@capenature.co.za](mailto:aduffell-canham@capenature.co.za)>  
**Cc:** 'Bernard de witt' <[bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za)>; 'Margaret | Enviro Africa' <[info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)>  
**Subject:** RE: Wolseley water supply pipeline: Erven 1886 and 1887, Ceres

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Hello Alana,

Please indicate when EnviroAfrica can expect feedback from you regarding the discussions that you held with the lawyers of CapeNature.

Kind regards,

**Maboee Nthejane**



**EnviroAfrica cc**  
**p:** +27 21 851 1616 m: 084 037 2477  
**f:** +27 86 512 0154  
**a:** Unit 7, Pastorie Park, Reitz St, Somerset West 7130  
P. O. Box 5367, Helderberg 7135  
**w:** [www.enviroafrica.co.za](http://www.enviroafrica.co.za) e: [info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)



From: Alana Duffell-Canham <[aduffell-canham@capenature.co.za](mailto:aduffell-canham@capenature.co.za)>  
Sent: Tuesday, 24 January 2023 12:41  
To: Maboee <[maboee@enviroafrica.co.za](mailto:maboee@enviroafrica.co.za)>  
Cc: Bernard de witt <[bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za)>; 'Margaret | Enviro Africa' <[info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)>  
Subject: RE: Wolseley water supply pipeline: Erven 1886 and 1887, Ceres

Hi Maboee

I will consult with our legal department and get back to you.

Regards,  
Alana

**Alana Duffell-Canham**  
Landscape Conservation Intelligence Manager | Landscape Central  
Conservation Operations  
t: 021 866 8029



From: Maboee <[maboee@enviroafrica.co.za](mailto:maboee@enviroafrica.co.za)>  
Sent: Tuesday, 24 January 2023 12:33  
To: Alana Duffell-Canham <[aduffell-canham@capenature.co.za](mailto:aduffell-canham@capenature.co.za)>  
Cc: Bernard de witt <[bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za)>; 'Margaret | Enviro Africa' <[info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)>  
Subject: Wolseley water supply pipeline: Erven 1886 and 1887, Ceres

**Caution:** This is an external email and may be malicious. Please take care when clicking links or opening attachments.

Hi Alana,

Please be informed that since the existing water supply pipeline was established in 1958, a servitude for the pipeline was never registered on Erf 1887, Ceres which is owned by the Witzenberg Local Municipality. In addition, a servitude was never registered for the pipeline on Erf 1886, Ceres which is owned by the National Government.

Please advise EnviroAfrica on the way forward concerning the proposed establishment of the new pipeline that is intended to replace the old pipeline on the aforesaid erven.

Kind regards,

**Maboee Nthejane**



**EnviroAfrica cc**

**p: +27 21 851 1616 m: 084 037 2477**

**f: +27 86 512 0154**

**a: Unit 7, Pastorie Park, Reitz St, Somerset West 7130**

**P. O. Box 5367, Helderberg 7135**

**w: [www.enviroafrica.co.za](http://www.enviroafrica.co.za) e: [info@enviroafrica.co.za](mailto:info@enviroafrica.co.za)**

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## Maboee

**From:** Maboee <maboee@enviroafrica.co.za>  
**Sent:** Tuesday, 29 November 2022 03:52  
**To:** 'DEADP EIA Admin'  
**Cc:** Bernard de witt; 'Margaret | Enviro Africa'  
**Subject:** Wolseley water supply pipeline: Erven 1886 and 1887, Ceres  
**Attachments:** Appendix B1 - Proof of land ownership.pdf; Appendix B2- Proof of land ownership.pdf; Appendix D- Screening Tool Report.pdf; Appendix H- Locality map.pdf; Appendix I- BID.pdf; Wolseley supply pipeline Project Plan.pdf; NOI.pdf

Dear Sir or Madam,

Please find attached hereto, the completed application notice and associated appendices for the above-mentioned development proposal.

Please do not hesitate to contact EnviroAfrica for any further information on the development proposal.

Kind regards,

**Maboee Nthejane**



EnviroAfrica cc  
p: +27 21 851 1616 m: 084 037 2477  
f: +27 86 512 0154  
a: Unit 7, Pastorie Park, Reitz St, Somerset West 7130  
P. O. Box 5367, Helderberg 7135



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## Maboee

**From:** Maboee <maboee@enviroafrica.co.za>  
**Sent:** Tuesday, 13 December 2022 12:07  
**To:** 'Ndivhuho.Mudau@westerncape.gov.za'  
**Cc:** Bernard de witt  
**Subject:** NOI 16/3/3/6/7/1/B5/2/1524/22  
**Attachments:** SKM\_C250i22121311190.pdf

Hi Ndivhuho,

Please find attached hereto, the signed Declarations section for the proponent and the EAP for the above-mentioned development proposal.

The other matters raised in the letter acknowledging receipt of the application notice will be dealt with in dies course.

Kind regards,

**Maboee Nthejane**



**EnviroAfrica**

Environmental Management and Impact Assessment  
Omgewingsbestuur en Impakbeoordeling

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**REFERENCE:** 16/3/3/6/7/1/B5/2/1524/22  
**DATE OF ISSUE:** 9 December 2022

The Proponent  
Witzenberg Local Municipality  
50 Voortrekker Street  
**CERES**  
6385

**Attention: Mr. David Nasson**

Tel.: (023) 316 8196  
E-mail: [david@witzenberg.gov.za](mailto:david@witzenberg.gov.za)

Dear Sir

**ACKNOWLEDGEMENT OF RECEIPT AND COMMENT ON THE NOTICE OF INTENT (“NOI”) TO SUBMIT AN APPLICATION FORM FOR ENVIRONMENTAL AUTHORISATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998) (“NEMA”) AND THE ENVIRONMENTAL IMPACT ASSESSMENT (“EIA”) REGULATIONS, 2014 (AS AMENDED): THE PROPOSED ESTABLISHMENT OF AN APPROXIMATELY 2.5KM LONG WATER SUPPLY PIPELINE ON ERVEN 1886 AND 1887, WOLSELEY.**

1. The NOI and supporting documentation received by this Department via electronic mail correspondence on 29 November 2022, refers.
2. This serves as an acknowledgement of receipt of the NOI and supporting documentation by this Department.
3. Your attention is drawn to the following Regulations in terms of the EIA Regulations, 2014 (as amended):

Regulation 3(2) states, *“For any action contemplated in terms of these Regulations for which a timeframe is prescribed, the period of 15 December to 5 January must be excluded in the reckoning of days.”*

Regulation 3(3) states, *“Unless justified by exceptional circumstances, as agreed to by the competent authority, the proponent and applicant must refrain from conducting any public participation process during the period of 15 December to 5 January.”*

4. It is noted that the duly dated and signed declaration of the applicant and the Environmental Assessment Practitioner have not been included in the NOI. This must be submitted as a matter of urgency.
5. Based on the information provided by you, the proposed development will entail the construction of a pipeline that is 0.35m wide and 2.5km long on Erven 1886 and 1887, Wolseley.
6. **Activity description**
  - 6.1. The NOI indicates that the pipeline will be *approximately 2500m long and approximately 0.35m wide. However, the diameter of the pipeline is not stipulated.*

- 6.2. The diameter of the pipeline must be included in all subsequent documents submitted to this Department.
- 6.3. Furthermore, the correct development footprint depending on the pipeline diameter also needs to be confirmed.

7. Applicable Listed Activities

- 7.1. Activity 19 of Listing Notice 1 of the EIA Regulations, 2014 (as amended) is applied for. However, page 14 of the NOI states that there are no watercourses on or adjacent to the proposed site. The presence of watercourses must be confirmed.
- 7.2. Should watercourses be located on or adjacent to the proposed site, the applicability of Activity 12 of Listing Notice 1 of the EIA Regulations, 2014 (as amended) must be confirmed.
- 7.3. It is noted that Activity 12 of Listing Notice 3 of the EIA Regulations, 2014 (as amended) is being applied for. However, the vegetation occurring (North Hex Sanstone Fynbos) on the proposed site has not been classified as a critically endangered or endangered ecosystem in terms of the National Environmental Management: Biodiversity Act, (Act 10 of 2004) ("NEM:BA"), List of Threatened Ecosystems in Need of Protection.
- 7.4. The applicability of the abovementioned listed activities must be confirmed and a clear motivation must be provided as to how the listed activities are applicable to the proposed development.

8. Screening Report

This Directorate notes that the Screening Report (dated 6 November 2022) has identified a number of specialist studies to be conducted. No motivation has been provided as to why certain specialist studies will not be conducted.

9. Protocols

- 9.1. The "*Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation*" ("*the Protocols*") were published on 20 March 2020 (Government Notice No. 320 as published in Government Gazette No. 43110 on 20 March 2020) and the Protocols are applicable to your proposed development.
- 9.2. According to the Protocols, before commencing with a specialist assessment, the current use of the land and environmental sensitivity of the site under consideration identified by the screening tool must be confirmed by undertaking site sensitivity verification. The outcome of the site sensitivity verification must be recorded in the format of a report.
- 9.3. Be advised that the Protocols must be complied with for every new application that is submitted after 9 May 2020. Specialist studies/compliance statements conducted during the pre-application phase must meet the requirements of the Protocols by the time they are submitted as part of an in-process draft report.
- 9.4. **The Department therefore awaits the submission of the SSV report prior to the commencement of any public participation process.**

10. Process

- 10.1. A Basic Assessment process must be followed in order to apply for Environmental Authorisation. Only those 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.

10.2. 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. 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:

- Guideline for the Review of Specialist Input in the EIA process (June 2005).
- Guideline for Environmental Management Plans (June 2005).
- Guideline on Alternatives (March 2013).
- Guideline on Need and Desirability (March 2013).

10.3. Please ensure the Basic Assessment Report and Environmental Management Programme contains all information requirements outlined in Appendices 1 and 4 respectively of EIA Regulations, 2014 (as amended). Omission of any required information may result in the application for Environmental Authorisation being refused.

11. Page 12 of NOI (point 2.3) indicates that the National Water Act, 1998 (Act No. 36 of 1998) may be applicable to the proposed development. **Confirmation must be obtained from the relevant water authority with respect to the process to be followed and the comment from the water authority must be included in the pre-application Basic Assessment Report.**

12. It is also noted that the proposal triggers Section 38(1) of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) ("NHRA"). A Notice of Intent to Develop ("NID") will be submitted to Heritage Western cape ("HWC"). **Comment from Heritage Western cape must be included in the pre-application Basic Assessment Report.**

13. Public Participation Process ("PPP")

13.1. A Public Participation Process ("PPP") that meets the requirements of Regulation 41 of the EIA Regulations, 2014 (as amended) must be undertaken.

13.2. The BAR must be made available to the Interested and Affected Parties ("I&APs"), including all the relevant State Departments that administer laws relating to a matter affecting the environment, for **comment for a minimum period of 30 days.**

13.3. In terms of good environmental practice, you are encouraged to engage with State Departments and other Organs of State early in the pre-application and formal EIA process to solicit their inputs on any of their requirements to be addressed in the pre-application and formal EIA process. Please note that this does not replace the requirement of making the pre-application and formal BAR available to State Departments/Organs of State as stipulated above. The following State Departments, Organs of State and other authorities must be consulted during the pre-application and EIA processes:

- CapeNature;
- Heritage Western Cape;
- DEA&DP;
- Witzenberg Local Municipality;
- Cape Winelands District Municipality; and
- Western Cape Department of Agriculture.

14. 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 to both such fine and imprisonment.

## 15. General

- 15.1. 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 this Department. 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 or documents will not be requested, or of the outcome of an application.
- 15.2. 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 or documents will not be requested; and
  - of the outcome of the application.

This Department reserves the right to revise or withdraw initial comments or request further information from you based on any information received.

Your interest in the future of our environment is greatly appreciated.

Yours faithfully

**Melanese Schippers**  
Digitally signed by  
Melanese Schippers  
Date: 2022.12.09  
12:12:00 +02'00'

*pp* **HEAD OF COMPONENT**

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**

CC: (1). Mr. B. de Witt (EnviroAfrica CC)  
(2). Mr. J. Barnard (Witzenberg Municipality)

E-mail: [bernard@enviroafrica.co.za](mailto:bernard@enviroafrica.co.za)  
Email: [joseph@witzenberg.gov.za](mailto:joseph@witzenberg.gov.za)