

Comments-Responses Report

PPP on pre-application BAR			
Western Cape Department of Environmental Affairs and Development Planning (18/06/2026)	3. This Directorate's comments are as follow: 3.1 Maintenance Management Plan ("MMP") 3.1.1 This Directorate adopted a MMP for the periodic maintenance activities of existing roads and associated stormwater infrastructure in De Doorns. Confirmation should be provided if the proposed site is included in the adopted MMP. 3.1.2 If the site is included in the adopted MMP, a copy of the adopted MMP should be included in the BAR. 3.1.3 If the clearing of accumulated debris from the bridge and culvert are included in the adopted MMP, it should not be included in the application. 3.1.4 Should the site not be included in the adopted MMP, it is recommended to include an MMP for the future maintenance of the bridge and culvert as well as the proposed gabion baskets. The MMP must include method statements for each maintenance activity. 3.2 Applicable listed activities 3.2.1 It is noted that Activity 12 of Listing Notice 1 will be applied for. Please confirm whether the proposed works will be located entirely within the road reserve. 3.2.2 Should all the proposed works be located within the road reserve, the abovementioned activity will not be applicable.	3.1.1 The proposed site is included in the MMPr adopted for De Doorns The MMPr is attached to the Draft BAR as Appendix H2 Noted 3.1.4 The proposed site is included in the MMPr adopted for De Doorns 3.2.1 and 3.2.2 The proposed works will be confined within the road reserve. Item 12 of Listing Notice 1 has therefore been removed	

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	3.3 Public Participation Process (“PPP”) 3.3.1 It is noted that the newspaper advertisement has been placed on 26 January 2026, and the commenting period closed before a Notice of Intent (“NOI”) was submitted to this Directorate. Your attention is drawn to the requirement of Regulation 40(3) of the EIA Regulations, 2014 (as amended), which requires that potential or registered I&APs must be provided with an opportunity to comment on reports once an application has been submitted to the competent authority. 3.3.2 This Directorate requires that the placement of a newspaper advertisement, the erection of site notices, and the circulation of a draft report only be undertaken after a NOI or an application form has been submitted to the competent authority. 3.3.3 Since the above requirement has not been met, you are required to place a newspaper advertisement after an application form has been submitted to the competent authority to inform Interested and Affected Parties (I&APs) of the public commenting period. 3.3.4 In future, all public participation requirements must be undertaken following the submission of the NOI or application form to the competent authority. 3.3.5 The Public Participation Process must comply with the requirements of Regulation 41 of the NEMA EIA Regulations, 2014, and proof of compliance with all the steps undertaken must be included in the Final BAR.	3.3.1 Noted 3.3.2 to 3.3.5 Noted	
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	3.4 According to the available mapping resources and the locality map provided, the culvert is over the Rooi-Elskloof River and not the Sand River. The BAR, Freshwater Report and the Biodiversity Compliance Statement must assess and refer to the correct river for the culvert. Clarity in this regard is required. 3.5 A comment from the relevant water management authority must be included in the BAR. Confirmation of whether a General Authorisation or WULA in terms of the National Water Act, 1998 (Act No. 36 of 1998) is required must be provided. If a WULA is required, the WULA must be included in the Final BAR. 3.6 Please advise what the estimated duration of the construction phase will be. 3.7 Appendix B1.2-SDP for Bridge 0496 contains the screening tool report and not the SDP. This must be corrected in the BAR. 3.8 Comments from the following authorities, but not limited to, must be obtained and included in the Final BAR: 3.9. Please note that a comprehensive Comments and Response Report that includes all the comments received and the responses thereto must be included in the Final BAR. In addition, please ensure that copies of all the comments received are attached to the Final BAR. 3.10 Please be advised that the signed and dated applicant declaration is required to be submitted with the final BAR to this Department for decision-making. It is important to note that by signing	3.4 It has been ensured throughout the Draft BAR and its appendices, that Culvert 10432 is mentioned as located in the Rooi-Elskloof River. 3.5 The Breede-Olifants Catchment Management Agency has been requested to provide comment on the development proposal and the comment has not yet been received. 3.6 The construction phase will last approximately six months. 3.7 Corrected 3.8 Noted 3.9 Noted 3.10 Noted	
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	this declaration, the applicant is confirming that they are aware and have taken cognisance of the contents of the report submitted for decision-making. Furthermore, through signing this declaration, the applicant is making a commitment that they are both willing and able to implement the necessary mitigation, management and monitoring measures recommended within the report with respect to this application. 3.11 In addition to the above, please ensure that the signed and dated Environmental Assessment Practitioner (“EAP”) and Specialist declarations are also submitted with the final BAR for decision-making.	3.11 Noted	
Pre-application PPP on (Background Information Document)			
Hex Valley Water Users Association (30/01/2025)	1.Reference is made to the notice and call for comments. 2.Attached hereto is a Google Earth image indicating the approximate location of the existing pipelines. Prior to any detailed design or construction activities, a mandatory site inspection must be undertaken in consultation with the Hex Valley Water Users Association to accurately determine the exact alignment of the pipelines and the extent of the registered servitudes. This is required to ensure that the proposed works do not encroach on or compromise the existing infrastructure and that adequate provision is made for future access, maintenance, and replacement of the pipelines.	1. Noted 2. The technical drawings depicting the proposed development will be made available for comment during the next round of public consultation on the development proposal. The comments received concerning the technical drawings will be used to determine whether the site inspection that you are requesting is still required and whether any amendments to the technical drawings are required.	EnviroAfrica

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Western Cape Department of Environmental Affairs and Development Planning (16/04/2025)	1. Following the review of the information submitted to this Directorate, the following is noted: 2. The proposed development entails the maintenance work and installation of gabion baskets at culvert C10432 and bridge No. 0496, DR 1489 in De Doorns. 3. The proposed development will have footprint of approximately 100m². 4. The site is mapped to contain Breede Alluvium Fynbos vegetation, which is classified as endangered. 5. Watercourses are present on the site. 6. The site is located outside the urban area of De Doorns. Screening Tool 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 it is noted that some of the Protocols are applicable to your proposed development. According to the Protocols, before commencing with a specialist assessment, the current	1. 1. to 17. Noted. The requirements specified by the competent authority will be met	EnviroAfrica

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	use of the land and environmental sensitivity of the site under consideration identified by the screening tool must be confirmed by undertaking a site sensitivity verification. The outcome of the 2. site sensitivity verification must be recorded in the format of a report and must be appended to the Basic Assessment Report. This Directorate notes that the two Screening Reports (both dated 9 December 2026) has identified the same nine specialist studies to be conducted. Confirmation of the relevant specialist studies and a motivation as to why some of these specialist studies will not be conducted have been included in a Site Sensitivity Verification Report ("SSVR"). Please note that should any authority that have jurisdiction in respect of any aspect of the proposed development request that further specialist studies be conducted, and where the request is supported by this Directorate, this must take precedence. Water use license 1. It is noted that an application for a water use license in terms of the National Water Act, 1998 (Act No. 36 of 1998) is required. Please note that proof of submission of the application form for a water use license and comment regarding the development within a watercourse must be obtained from the relevant water authority and included in the BAR. Process 1. Having considered the information contained in the Nol, this Directorate concurs that the proposed development constitutes listed activities as defined in terms of the EIA Regulations, 2014 (as amended).		
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	1. A Basic Assessment process must be followed to apply for Environmental Authorisation. Only the activities applied for shall be considered for authorisation. The onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the Basic Assessment process. 1 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.kznsshf.gov.za/your-resource-library). In particular, the guidelines that may be applicable to the proposed development include, inter alia, the following: 2 Guideline for the Review of Specialist Input in the EIA process (June 2005). 3 Guideline for Environmental Management Plans (June 2005). 4 Guideline on Alternatives (March 2013). 5 Guideline on Need and Desirability (March 2013). 1. Please ensure the Basic Assessment Report and Environmental Management Programme contain all information requirements outlined in Appendices 1 and 4 respectively of EIA Regulations, 2014. Omission of any required information may result in the application for Environmental Authorisation being refused. Public Participation 1. A public participation process ("PPP") that meets the requirements of Regulation 41 of the EIA Regulations, 2014 must be		
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	undertaken. You are advised that public participation may be undertaken prior to the submission of the application, although this is not mandatory. It is the Environmental Assessment Practitioner's discretion at what stage the requirements of Regulation 41 are met, whether during the proposed application (pre-application) process or formal application process. You are reminded that a period of at least 30 days must be provided to all potential or registered interested and affected parties to submit comment on the BAR. 1. Should a public participation process, which includes the circulation of the pre-application BAR for comment, be undertaken prior to submission of an Application Form to this Directorate, in terms of Regulation 40, the pre-application BAR may also be submitted to this Directorate for commenting purposes. Please ensure that an electronic copy of the pre-application BAR is submitted to this Directorate for commenting purposes. 1. In terms of Section 24O (2) and (3) of NEMA and Regulations 7(2) and 43(2) of the EIA Regulations, 2014, any State Department that administers a law relating to a matter affecting the environment relevant to the application must be requested to comment within 30 days. Please note that the Environmental Assessment Practitioner ("EAP") is responsible for such consultation. Therefore, it is requested that the EAP include proof of such notification to the relevant State Departments in terms of Section 24O		
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	(2) and (3) of NEMA in the BAR, where appropriate. 1. This Directorate awaits the submission of the Application Form and/or pre-application BAR prescribed by the EIA Regulations, 2014. Please note that an electronic copy of the Application Form must be submitted. 1. 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. 1. Be advised 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 Directorate. 1 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: 2 that additional information or documents will not be requested; 3 of the outcome of the application. This Directorate reserves the right to revise or withdraw initial comments		
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	or request further information from you based on any information received.		