bianca@enviroafrica.co.za

From: Rafeeq Le Roux <rleroux@bocma.co.za>
Sent: Wednesday, 23 September 2026 09:13
To: bianca@enviroafrica.co.za
Subject: COMMENT ON THE NEMA PPP:THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO.596,HEMEL EN AARDE, HERMANUS. DEA&DP REFERENCE NUMBER 16/3/3/6/7/2/E2/1542/26.
Attachments: XWERXU3_confirmationletter.pdf; 4 10 2 G40J SANDFONTEIN 596 2 HERMANUS.pdf

Good day

Please find attached comment.

Thanks and regards

Rafeeq Le Roux | Water Use Officer | Breede-Olifants Catchment Management Agency
Reg. EAP (EAPASA) - 2020/666
Pr.Sci.Nat. (SACNASP) - 128582
Tel: 023 346 8000 | Fax: 023 347 2012 | Email rleroux@bocma.co.za
Corner of East Lake View & Mountain Mill Roads, Worcester, 6850 | Private Bag X3055,Worcester, 6850

BREEDE-OLIFANTS
CATCHMENT MANAGEMENT AGENCY

BREEDE-OLIFANTS
CATCHMENT MANAGEMENT AGENCY
A. Corner Mountain Mill & Eastlake Road.
Worcester. Western Cape.
South Africa 6850
T. 023 346 8000 E. info@bocma.co.za W. www.breedegouritzcma.co.za

Enquiries: Rafeeq Le Roux
Ref: 4/10/2/G40J/SANDFONTEIN 596/2, HERMANUS
Date: 23/09/2026

Enviro Africa
P.O. Box 5367
Helderberg
7135
bianca@enviroafrica.co.za

Attention: Ms. Bianca Gilfillan

COMMENT ON THE NEMA PPP:THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO.596,HEMEL EN AARDE, HERMANUS. DEA&DP REFERENCE NUMBER 16/3/3/6/7/2/E2/1542/26.

With reference to the above Public Participation Process notice received on **07/09/2026**, please be advised as follows:

1. The Breede – Olifants Catchment Management Agency (BOCMA) hereby register as an Interested & Affected Party (I &AP) and request to be provided with copies of all the information as part of the NEMA process.

2. **Water Use**

The following water uses as defined in Section 21 of the National Water Act, 1998 (Act 36 of 1998) are applicable:

Section 21 (a) – taking of water
Section 21 (b) – storing water
Section 21 (c) – impeding or diverting the flow of water in a watercourse
Section 21 (i) - altering the bed, banks, course or characteristics of a watercourse

3. **Water Use Authorisation:**

The above water uses described requires/required Water Use Authorisation (Water Use License) before the water use may have commenced.

A review of available records indicates that the property has confirmed Validated and Verified Exiting Lawful Water Use ELU with reference number *4/4/3/0718-W031C013000000000596000020* dated **17/04/2015**. The ELU confirmation is attached for ease of reference and summarised in Table 1 below.

According to the ELU confirmation, the total Section 21 (a) – Taking of water for non -irrigation purposes Water Use authorised is 12 000m^3/a and the total Section 21 (b) volume is 23 022m^3/a. According to these volumes additional storage volume is not required or justified as there is a bigger storage capacity already existing than the volume of water that can lawfully be abstracted. According to the figures there therefore exist sufficient capacity to store the Section 21 (a) abstraction.

The applicant must therefore apply for an obtain water use authorisation. An application can be made on the electronic Water Use License and Authorisation Application System (e-WULAAS).

PROPERTY DESCRIPTION: W031C01300000000596000020, 2/596, 104.581 ha

You are hereby informed that the lawfulness and extent of your water use on the above-mentioned property has been determined by the responsible authority, as delegated by the Minister of Water and Sanitation, in terms of Section 35(4) of the National Water Act, 1998 (Act 36 of 1998) (NWA) as follows:

Section of NWA	Type of Water Use	Existing Lawful Water Use		
		Volume (m^3/annum)*	Source	Irrigation Board or Water User Association Scheme
21(b)	Storage of water	23 022		
21(a)	Taking of water for non-irrigation purposes	12 000	Ground water	

*In the case of **Storage of water**, the Existing Lawful Water Use is in m^3

Table 1: Summary of confirmed ELU for Portion 2 of Farm No 596, Hermanus, Caledon RD.

1. Information Required

The above comments are made based on the currently available information and may be reviewed if further clarifying information is submitted. The following information is therefore requested:

1.1. Water Balance (substantiated with aerial photos indicating where and how water is used).
1.2. Proof of Existing Lawful Water Use, if different from the confirmation as supplied attached.
1.3. Proof that the Water Users account has been paid and is up to date.
1.4. Freshwater Impact Assessment and Risk Matrix.
1.5. Dam survey and draft operational rules .
1.6. Civil drawing.
1.7. Master Layout plan.
1.8. Method Statements.
1.9. Rehabilitation Plan.
1.10. Stormwater Management Plan
1.11. Hydrological and/or geohydrological report including catchment runoff assessment and hydrocensus

<u>General comments:</u>

2. All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to.

3. No use of surface water and/or storage of water is permitted, unless the applicant has formally obtained a license in terms of Section 41 of the National Water Act (Act 36 of 1998) and/or formal authorisation in terms of General Authorisations issued under Section 39 (Government Notice 538 of 2016), and/or if it is authorised under Schedule 1 of the National Water Act, 1998 (Act 36 of 1998) and/or if it is an Existing Lawful Water Use in terms of the National Water Act,1998 (Act 36 of 1998).

A. Corner Mountain Mill & Eastlake Road.
Worcester. Western Cape.
South Africa 6850
T. 023 347 0200 E. info@bocma.co.za W. www.breedegouritzcma.co.za

4. The registration of all water uses as defined in Section 21 of the National Water Act 36 of 1998 that need to be registered. The relevant registration forms may be accessed on the www.breedegouritzcma.co.za website or alternatively this office may be approached for assistance.

5. Where the applicant has an existing lawful registered water use, used for agricultural purposes thus far, application should be made to the Water Users

   Association to amend such use proportionally per annual volume for domestic, commercial, industrial and/or agricultural, if this is applicable.

6. No pollution of surface water or ground water resources may occur due to any activity.

7. No stormwater runoff from any premises containing waste, or water containing waste emanating from industrial activities and premises may be discharged into a water resource. Polluted storm water must be contained.

8. All relevant sections and regulations of the National Environmental Management: Waste Act 2008 (Act 59 of 2008) regarding the disposal of solid waste must be adhered to. Solid waste may only be disposed of onto an authorized solid waste facility in terms of abovementioned legislation.

9. No permanent structures maybe constructed within the regulated area of a watercourse (as defined) without firstly obtaining authorization in terms of Section 21 (c) and (i) of the National Water Act, 1998 (Act 36 of 1998).

10. The water provided for domestic use must comply with the SANS 241: 2015 guidelines for drinking water (edition 1). Regular monitoring must be done to ensure compliance. If the quality of the water is of such a nature that it is a threat to human health, then this office and the Provincial Department of Health must be informed of the procedures to rectify the problem.

Disposal of sewage

11. The disposal of sewage must at all times comply with the requirements of Sections 22 and 40 of the National Water Act 36, Act 36 of 1998.

12. The construction site for a conventional sewerage disposal system (french drain system) and/or conservancy tank must be placed above the 100 year flood line, or alternatively, more than 100 metres from the edge of a water resource, whichever is further.

13. Conventional sewerage disposal systems can only be considered where the residential structures are more than a 75m radius apart and are limited only to single residential units, if and where the geology supports such system and must be supported by District Municipal Health.

    (Conference facilities, lodges, schools, restaurants, tasting facilities and hotels will require alternative methods of sewage treatment for disposal and/or treatment.)

14. The construction of a conservancy tank must be of such a nature that no water will enter the system or leave it by means of seepage. Special care must be taken with the placing of the damp proof coarse during the construction phase. The tank needs to be inspected

A. Corner Mountain Mill & Eastlake Road.
Worcester. Western Cape.
South Africa 6850
T. 023 347 0200 E. info@olifants.co.za W. www.olifants.co.za

on a regular basis for seepage as a precautionary approach against any sewage leaving the system and causing pollution.

15. When a conservancy tank is used for the disposal of sewage, this office must be furnished with a signed copy of the contract between the contractor or the *Overstrand Municipality* which is appointed to pump the conservancy tank and the applicant. A contingency plan must be developed and furnished to this office.

16. The volume of sewage needs to be metered on a monthly basis and a removal programme needs to be scheduled to ensure that the conservancy tank is pumped well within time before overflowing. Alternatively, floating devices should be installed within the tanks that initiate an alarm at 75% full capacity to arrange for collection and disposal

Please be advised that all relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to. The use of water without the required authorization in terms of the National Water Act, 1998 (Act 36 of 1998) may be regarded as unlawful and a criminal offence.

The onus remains on the registered property owner to confirm adherence to any relevant legislation with regards to the activities which might trigger and/or need authorization for

Please do not hesitate to contact this office if you have any further queries.

Please ensure to quote the above reference in doing so.

Yours Faithfully

MR. JAN VAN STADEN

CHIEF EXECUTIVE OFFICER (ACTING)

Department of Environmental Affairs and Development Planning
Sumaya Arendse
Directorate: Development Management, Region 1
Sumaya.Arendse@westerncape.gov.za
DEADPEIAadmin@westerncape.gov.za Tel: 021 483 2700

REFERENCE NUMBER: **16/3/3/6/7/2/E2/15/1542/26**
DATE OF ISSUE: **3 September 2026**

The Trustees
JHN Hanekom Trust
PO Box 303
MOOREESBURG
7310

Attention: Mr. J. Hanekom

Tel: 022 433 3304
E-mail: jhnh@sllocal.co.za

Dear Sir

ACKNOWLEDGEMENT OF RECEIPT OF THE NOTICE OF INTENT ("NOI") TO SUBMIT AN APPLICATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 AND THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014: PROPOSED PAD DAM LOCATED ON PORTION 2 OF THE FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS.

1. The abovementioned document dated 18 August 2026, and associated appendices received by this received by the Directorate: Development Management (Region 1) ("this Directorate") on 24 August 2026, refer.

2. This letter serves as an acknowledgement of receipt of the abovementioned documents.

3. This Directorate will provide a comment on the NOI within 30 days from the date of receipt.

4. Please note that the proposed activities may not commence prior to an Environmental Authorisation being granted by the Department.

5. This Directorate reserves the right to revise initial comments and request further information based on any new or revised information received.

Yours faithfully

Digitally signed by Andrea Thomas
Date: 2026.09.03 07:42:23 +02'00'

PP HEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 1
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

CC: (1) Ms. Bianca Gilfillan (EAP- EnviroAfrica cc) Email: bianca@enviroafrica.co.za
(2) Dr Dean O'Neill (Overstrand Local Municipality) Email: mm@overstrand.gov.za

Western Cape Government

Department of Environmental Affairs and Development Planning
Sumaya Arendse
Directorate: Development Management, Region 1
Sumaya.Arendse@westerncape.gov.za | Tel: 021 483 8332

REFERENCE: **16/3/3/6/7/2/E2/15/1542/26**
DATE: **23 September 2026**

The Trustees
JHN Hanekom Trust
PO Box 303
MOOREESBURG
7310

Attention: Mr. J. Hanekom

Tel: 022 433 3304
E-mail: jhnh@sllocal.co.za

Dear Sir

COMMENT THE NOTICE OF INTENT ("NOI") TO SUBMIT AN APPLICATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT (ACT NO. 107 OF 1998) ("NEMA") ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 ("EIA") (AS AMENDED): THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS.

1. The NOI dated 18 August 2026 and associated documentation, as received by the Directorate: Development Management Region 1 (hereinafter referred to as "this Directorate") on 24 August 2026, refer.

2. This letter serves as an acknowledgment of receipt of the abovementioned documents.

3. Following the review of the information submitted to this Department, the following is noted:
   - 3.1 The proposed development entails the construction of the Pad Dam and associated infrastructure on Portion 2 of Farm Sandfontein No. 596 (Farm Avondsrust), situated within the Hemel-en-Aarde Valley, Hermanus.
   - 3.2 The proposed Pad Dam is intended to support the existing agricultural activities on the property through the provision of agricultural water storage.
   - 3.3 The proposal includes an instream earth fill storage dam with an approximate gross storage capacity of 45 000m³, a dam wall length and height of approximately 240m and 11m, respectively, and a 4.5m wide crest. The development footprint is however not provided.
   - 3.4 The development will further include an outlet structure and a spillway, embankment works, and associated construction activities necessary for the establishment of the dam.
   - 3.5 The proposed development footprint is located within an agricultural landscape and the surrounding land use is characterised by established agricultural activities, including cultivated lands, vineyards, farm roads, irrigation infrastructure and associated agricultural water supply systems.
   - 3.6 The proposed farm is accessed from the R320 (Hemel-en-Aarde Road), from which existing internal farm roads provide access to the proposed dam footprint.
   - 3.7 A Water Use License is currently being applied for, and proof of the submission will be provided in the Pre-Application Scoping Report.
   - 3.8 The vegetation on the farm is mapped as Elim Ferricrete Fynbos, which is classified as an endangered ecosystem in terms of Section 52 of National Environmental Management

Biodiversity Act, 2004 (Act No. 10 of 2004) ("NEMBA"), with Critical Biodiversity Areas ("CBA's") also mapped in close proximity to the proposed development footprint.

4. This Directorate has the following comment pertaining to information contained in the NOI:

4.1 Please note the following statements contained on Page 7 of 29 of the NOI, *"No new public access roads are required as part of the proposed development. Existing farm roads will be utilised as far as possible during both the construction and operational phases of the project. Where minor improvements to existing farm tracks are required to facilitate construction activities, these will be limited to maintenance and upgrading within the existing disturbed road reserves, where practicable"*.

These statements are too vague, and do not consider the possibility of any upgrading of existing roads that could trigger any possible listed activities. If applicable, this must be included, assessed and addressed.

4.2 The proposed dam development footprint is not indicated in NOI. Confirmation is required whether Activity 27 of Listing Notice 1 will be triggered. If applicable this listed activity must also be included, assessed and addressed in the Scoping/Environmental Impact Reporting ("S/EIR") process.

4.3 Only those activities applied for shall be considered for authorisation. The onus is on the applicant to ensure that all the applicable activities listed are applied for and assessed as part of the S&EIR process.

5. Please note the following pertaining to your submission of the Notice of Intent ("NOI"):

5.1 <u>Screening tool/Protocols</u>

- 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 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 site sensitivity verification must be recorded in the format of a report and must be appended to the Scoping Report.

- This Directorate notes that the Screening Report (dated 9 July 2026) has identified several specialist studies to be conducted. Confirmation of the relevant specialist studies and a motivation as to why most of these specialist studies will not be conducted have been included in a Site Sensitivity Verification Report ("SSVR"). The SSVR must be appended to the draft report that will be circulated during the public participation process for both the pre-application and formal application processes.

- Please note that should any authority that have jurisdiction in respect of any aspect of the proposed development request that a specialist study be conducted, and where the request is supported by this Directorate, this must take precedence. Where a specialist assessment is required and a specific environmental theme protocol has been prescribed, the requirement of Appendix 6 of the EIA Regulations, 2014 (as amended) are replaced by the Protocols. The relevant specialist assessments must therefore comply with the requirements of the Protocols.

5.2 Process:

- A S/EIR process must be followed in order to apply for Environmental Authorisation. Only those activities applied for shall be considered for authorisation. It is reiterated that the onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the S/EIR process.

- You are advised that when undertaking the S/EIR 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:

  - Circular EADP 0028/2014: One Environmental Management System
  - 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).

- Please ensure the Scoping Report, Environmental Impact Assessment Report and Environmental Management Programme ("EMPr") contain all information requirements outlined in Appendices 2, 3 and 4 respectively of EIA Regulations 2014 (as amended).

5.3 Public Participation:

- A PPP that meets the requirements of Regulation 41 of the EIA Regulations, 2014 (as amended) must be 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 Scoping Report.

- Should a PPP, which includes the circulation of the pre-application Scoping Report for comment, be undertaken prior to submission of an Application Form to the Department, in terms of Regulation 40, the pre-application Scoping Report must also be submitted to the Department for commenting purposes via e-mail or, if too large to attach to an e-mail, via an electronic link provided in an e-mail that is accessible to the Department.

- In terms of Section 24O (2) and (3) of NEMA and Regulations 7(2) and 43(2) of the EIA Regulations, 2014 (as amended), 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 (2) and (3) of NEMA in the Scoping Report, where appropriate.

5.4 Signatures:

- Please be advised that updated signed and dated declarations from the applicant are required to be submitted with each of the report to be submitted to this Department. It is important to note that by signing this declaration, the applicant is confirming that they are aware and have taken cognisance of the contents of the report submitted especially the one 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.

5.5 General:

- 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 the 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
  - of the outcome of the application.

6. The proposed activities may not commence prior to an Environmental Authorisation being granted by the Department.

7. This Directorate reserves the right to revise initial comments and request further information based on any new or revised information received.

Yours faithfully

Digitally signed by Andrea Thomas
Date: 2026.09.23 09:21:00 +02'00'

ppHEAD OF COMPONENT
ENVIRONMENTAL IMPACT MANAGEMENT SERVICES: REGION 1
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

Cc to: (1) Ms. Bianca Gilfillan (EnviroAfrica cc) Email: bianca@enviroafrica.co.za
(2) Dr. Dean O'Neill (Overstrand Municipality) Email: mm@overstrand.gov.za
(3) Ms. P Aplon (Overstrand Municipality) Email: paplon@overstrand.gov.za

bianca@enviroafrica.co.za

From: Hettie Ludik <hettieludik@gmail.com>
Sent: Wednesday, 16 September 2026 09:37
To: bianca@enviroafrica.co.za
Subject: Re: Sandfontein Dam

Morning Bianca

How can I oppose if I do not know where the dam will be. I do not understand is this 1 dam or 2 seperate dams. Surely if you give me time to participate I need the correct information.

HETTIE

On Wed, 16 Sept 2026, 08:05 , <bianca@enviroafrica.co.za> wrote:

> Good morning, Hettie.
>
> Thank you for the email. I hereby acknowledge receipt.
>
> I will respond as part of the next phase of the process.
>
> Have a good day.
>
> Should you require any information, please do not hesitate to contact me.
>
> Best regards,
>
> Bianca Gilfillan (Ms)
>
> Reg. EAP (EAPASA): 2023/7929

Enviroafrica cc

p:+27 21851 1616

f: +27 86 512 0154

c: +27 79 189 5060

a: Unit 7, Pastorie Park, Reitz Street, Somerset West,7130

Postnet Suite 341, Private Bag X29, Somerset West 7129.

W: www.enviroafrica.co.za e: bianca@enviroafrica.co.za

BE100%GREEN, READ FROM THE SCREEN

From: Hettie Ludik <hettieludik@gmail.com>
Sent: Tuesday, 15 September 2026 15:15
To: bianca@enviroafrica.co.za
Subject: Fwd: Sandfontein Dam

Bianca

Please see the email that was sent to admin@enviroafrica on Friday. Could you be so kind to acknowledge receipt of the email and give urgent feedback on the location of the dam.

H Ludik

---------- Forwarded message ---------
From: **Hettie Ludik** <hettieludik@gmail.com>
Date: Fri, 11 Sept 2026 at 13:58

Subject: Sandfontein Dam
To: Admin <admin@enviroafrica.co.za>

Dear Bianca

I am writing in response to the notification dated 7 September 2026 regarding the proposed Pad Dam on Portion 2 of Farm Sandfontein no 596 (Farm Avondrust) Hemel en Aarde Valley.

1. Discrepancy in the coordinates of the proposed dam

There appears to be a significant discrepancy between the coordinates provided on page 1 and 2 of the notification.On **page 1**, under "Project Description & Location", the proposed dam's approximate centre point is stated as:

34°19′42.60″ S, 19°22′01.75″ E

But on **page 2**, alongside the locality map, "SITE CO-ORDINATES (approximate centre points)" are:

34°19′25.11″ S, 19°22′11.25″ E

The 2 coordinates appear to identify materially different locations, when plotted, appear to fall on different sides of the road.

Could you please confirm which coordinates are correct and provide us with a detailed map showing the actual proposed dam footprint, dam wall, inundation area, spillway, associated infrastructure and affected watercourse?

2. Existing Lawful Water use(ELU)

Could you please provide futher information regarding the ELU being relied upon, including, insofar as this information forms part of the application

-the source of the water

-the volume of the ELU

-proposed abstraction point

-how water will enteror be transferred into the proposed dam

-whether the ELU has been formally verified

3.Water use Licence Application

I Note that the notification identifies water uses under sections 21(a), (b),(c),and (i) of the national water Act. As an affected neighbouring landowner, please provide me with access to the Water Use Licence application.

My intention at this stage is simply to obtain an accurate understanding of where the proposed dam will actually be situated and what effect, if any,it may have on the watercourse and our existing downstream water resources.

Please acknowledge receipt of this email.

H Ludik

Sandfontein 596/RE

bianca@enviroafrica.co.za

From: hugh@cordale.co.za
Sent: Tuesday, 06 October 2026 16:35
To: bianca@enviroafrica.co.za; admin@enviroafrica.co.za
Cc: jdavison@isales.co.za; Eben van Wyk; JP Maurel
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

Dear Bianca,

Please register Vrede Vineyards (Pty) Ltd, the owner of the neighbouring property farm portion 1/596 Vrede Farm, Hemel -en-Aarde Valley, Caledon, Western Cape, as an I&AP for both the NEMA and NWA applications as referred to in your letter of notification dated 7/09/2026.

At this stage, the proposed new dam development raises a number of concerns and questions listed below:-

1. What source of water will be used to fill the dam?

If it is water pumped from one of the three new boreholes,[as yet not in daily use], on Avondrust, Sandfontein farm portion 2/596 Farm, Hemel -en-Aarde Valley, Caledon, Western Cape we have concerns in respect of the supply and effect this level of pumping will have on the underground water resource for ourselves and other neighbours.

This will directly affect and impact our commercial farming viability, current irrigation rights and needs, and create a potential severe water shortage for water users that pump water out of the faultline - particularly in the summer months when flow is greatly diminished. Similarly, pumping out of the stream on the northern and/or southern portion of Avondrust may also create problems for neighbours .

2. We are concerned that the owner of Avondrust has cleared fynbos with an excavator on the Avondrust Farm.

3. It is also of concern to us that the owner of Avondrust has sunk a borehole approximately fifty meters from our existing borehole supply.

We can be contacted using the details listed below with our preferred communication by email.

We await to hear from you.

Regards,

Hugh Davison

CORDALE FARMING ENTERPRISES
Vat Nr 4290271024

Cordale Farms
R320 road, Hemel-and-Aarde Valley
P. O Box 577,
CALEDON 7230
Phone: (021) 2000 571 / 028 2122301
Cell: 083 300 2009
Email: hugh@cordale.co.za

---------- Forwarded message ---------
From: **Admin** <admin@enviroafrica.co.za>
Date: Mon, 7 Sept 2026 at 12:28
Subject: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE
To: <bianca@enviroafrica.co.za>

Dear Interested and Affected Party

NEMA PUBLIC PARTICIPATION PROCESS
THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

WCDEADP reference: 16/3/3/6/7/2/E2/15/1542/26

I trust this email finds you well. Please receive the above-mentioned notification as mentioned in the subject line.

Please take note of the following:

Public Participation:

Interested and Affected Parties (I&APs) are hereby notified of the proposed application and 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 **9 October 2026** in terms of the environmental aspects (NEMA Application) and on or before **9 November 2026** for water related issues (NWA application). In order to register or submit a comment, I&APs should refer to the project name and provide their name, address & 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. Please note that future correspondence will only be sent to registered Interested and Affected Parties. You are also requested to pass this information to any person you feel should be notified.

You are also requested to pass this information to any person you feel should be notified

Comments are to be submitted to the:
EnviroAfrica CC
ATT: Bianca
Gilfillan

P.O. Box 5367
Helderberg
7135
Tel: 021 8511616
E-mail: bianca@enviroafrica.co.za

Should you require any information, please do not hesitate to contact me.

Best regards,

Bianca Gilfillan (Ms)
Reg. EAP (EAPASA): 2023/7929

EnviroAfrica
Environmental Management and Impact Assessment
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DISCLAIMER: This email is confidential and intended solely for the addressee. If received in error, please notify us immediately by replying to the sender and deleting it from your system. Unauthorised use, disclosure, or copying of the email or its contents is prohibited. We respect your privacy and understand that this email may contain personal information. By responding, you consent to us processing this information in accordance with POPIA, our Privacy Policy and our standard Section 18 Consent documentation. Our spam filters occasionally block legitimate client emails – accordingly, please ensure acknowledgement of receipt of instructions. We also recommend performing a virus check before opening any email or attachment, as we do not accept liability for any virus-related

damages. FRAUD ALERT: To ensure the accuracy of our banking information and prevent unauthorised changes, we kindly request that you contact our office directly via telephone to confirm the details before proceeding with any payments. If you receive any communication suggesting a change in our banking details, please notify us immediately.

bianca@enviroafrica.co.za

From: James Davison <jdavison@isales.co.za>
Sent: Friday, 02 October 2026 08:52
To: bianca@enviroafrica.co.za
Cc: 'Hugh Davison Cordale'; 'Peter'; jdavison@isales.co.za
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

Dear Bianca,

Please register Cordale Farms as an I&AP for both the NEMA and NWA applications as referred to in your letter of notification dated the 7/09/2026.

The proposed development raises a number of concerns and questions listed but not limited to below:-

1.Please clarify the Existing Lawful water use[ELU] as referred to in your notification letter circulated on the 7/09/2026? Our understanding is that the Farm Avondrust/Sandfontein no.596,Hemel -en-Aarde Valley ,Caledon,Western Cape.,has no historically registered water rights save perhaps a domestic registration?

2.What source of water will be used to fill the dam?
If it is water pumped from the river this will directly affect and impact our commercial viability, current irrigation rights and needs aswell as create a severe water shortage for water users that pump water out of the Hartebees tributary ,[both up and down stream],particularly in the summer months when flow is greatly diminished.

3.We place on record that it is of concern to us the the JHN Hanekom trust has cleared fynbos with an excavator on the Farm Sandfontein no.596,Hemel -en-Aarde Valley ,Caledon,Western Cape.

4.It is in addition of great concern to us that the JHN Hanekom trust ,[without any consultation whatsoever],has recently sunk three boreholes directly adjacent to the farm Vrede vineyards PTY Ltd.in which we are shareholders.
One of the boreholes has been sunk approximately +/- fifty meters from our existing borehole supply.
This will directly and very negatively affect our commercial viability and ability to irrigate vineyards on the farm portion 1/596 Vrede Farm.,Hemel -en-Aarde Valley ,Caledon,Western Cape.
We view this as an act of hostility,the opposite of good neighbourliness and intend to vigorously defend our water rights in this this regard.

5.Boreholes in our area are generally do not have the water delivery volume that can sustain significant areas of fruit orchards and or high volume applications such as irrigated pastures etc.

6.Has the correct procedure been followed in circulating the notice of intent?
We have by chance received the notice from a concerned neighbour.We have received no direct communications from your office despite us being neighbours with multiple properties that will be affected by the development.
In addition the onsite notice has the incorrect cut off registration date of 9/11/2025 .

We can be contacted using the details listed below with our preferred communication by email and in writing.

James Davison
Rep.Cordale Farming Partnership
Cordale Farms,
Hemel en Aarde valley,

R320 Hemel en Aarde Rd,
Caledon, 7230.
P.O.Box 577,Caledon,7230.
Cell:-0824237312
Ll:-0282122303
Email:- jdavison@isales.co.za

From: Hugh Davison Cordale <hugh@cordale.co.za>
Sent: Saturday, 12 September 2026 10:02
To: James Davison <jdavison@isales.co.za>; pdavison@twk.co.za
Cc: hugh@cordale.co.za
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

From: Hettie Ludik <hettieludik@gmail.com>
Sent: Friday, 11 September 2026 09:35
To: hugh@cordale.co.za
Subject: Fwd: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

Hugh

Aangeheg die brief van Enviro met koordinate van Dam

Henriette

---------- Forwarded message ---------
From: **Admin** <admin@enviroafrica.co.za>
Date: Mon, 7 Sept 2026 at 12:28
Subject: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE
To: <bianca@enviroafrica.co.za>

Dear Interested and Affected Party

NEMA PUBLIC PARTICIPATION PROCESS

THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

WCDEADP reference: 16/3/3/6/7/2/E2/15/1542/26

I trust this email finds you well. Please receive the above-mentioned notification as mentioned in the subject line.

Please take note of the following:

Public Participation:

Interested and Affected Parties (I&APs) are hereby notified of the proposed application and 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 **9 October 2026** in terms of the environmental aspects (NEMA Application) and on or before **9 November 2026** for water related issues (NWA application). In order to register or submit a comment, I&APs should refer to the project name and provide their name, address & 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. Please note that future correspondence will only be sent to registered Interested and Affected Parties. You are also requested to pass this information to any person you feel should be notified.

You are also requested to pass this information to any person you feel should be notified

Comments are to be submitted to the:

EnviroAfrica CC

ATT: Bianca Gilfillan

P.O. Box 5367
Helderberg
7135
Tel: 021 8511616
E-mail: bianca@enviroafrica.co.za

Should you require any information, please do not hesitate to contact me.

Best regards,

Bianca Gilfillan (Ms)

Reg. EAP (EAPASA): 2023/7929

EnviroAfrica
Environmental Management and Impact Assessment
Omgewingsbestuur en Impakbeoordeling

Virus-free.www.avast.com

bianca@enviroafrica.co.za

From: Carolyn Martin <carolyn@creationwines.com>
Sent: Friday, 02 October 2026 15:02
To: Jean-Claude Martin; jdavison@isales.co.za; bianca@enviroafrica.co.za
Subject: Re: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

Subject: I&AP REGISTRATION: PROPOSED PAD DAM, PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY (WCDEADP REF: 16/3/3/6/7/2/E2/15/1542/26)

Dear Bianca

Please register Creation Wines (Pty) Ltd as an Interested and Affected Party for both the NEMA and NWA applications for the proposed pad dam on Portion 2 of Farm Sandfontein No. 596. These applications are referred to in your notification dated 7 September 2026.

Our interest in the application

Creation Wines is a family-owned wine estate and hospitality business on the Hemel-en-Aarde Ridge. Our vineyards, winery, restaurant and tourism business all depend on a reliable, sustainable water supply and on the ecological health of this catchment. Any change to surface or groundwater availability in the valley directly affects our farming, our business and the people we employ.

Our concerns and questions

1. **Source of water:** Please confirm how the dam will be filled. If the water comes from the river, its tributaries or groundwater, we are concerned about the impact on downstream and neighbouring users, especially in summer when flows are lowest and demand is highest.

2. **Existing Lawful Use:** Please clarify the Existing Lawful Water Use mentioned in your notification. Please also give the volumes and the registration or verification status that the application relies on.

3. **Groundwater depletion:** We share our neighbours' concern about the new boreholes recently sunk on the property. Please confirm whether these boreholes are part of this application. Please also confirm whether a geohydrological assessment has been done, or will be done, on the cumulative effect on the aquifer and on existing boreholes in the area.

4. **Cumulative impact on the catchment:** The Hemel-en-Aarde Valley is a water-sensitive catchment shared by many farms. We ask that the assessment considers the combined impact of this dam and any related abstraction on all existing users, river flows and long-term water security, rather than looking at the property alone.

5. **Biodiversity and land clearing:** We note with concern reports that fynbos has been cleared with an excavator on the property. Please confirm whether this clearing was authorised. Please also confirm whether the site falls within, or near, any Critical Biodiversity Area or Ecological Support Area.

6. **Notification process:** We, along with several neighbours, received the notice indirectly and not from your office. We understand that the on-site notice also shows an incorrect registration date. Please confirm that the public participation process will be corrected so that all affected landowners are properly notified.

Information requested

Please send us the following as they become available:

- the Background Information Document
- the dam's design capacity, footprint and intended use
- details of the water source and abstraction volumes
- any hydrological, geohydrological and botanical specialist studies

We reserve the right to make further comments as more information becomes available, including on the NWA application by 9 November 2026.

Contact details

We prefer to receive all correspondence by email and in writing.

Jean-Claude and Carolyn Martin
Creation Wines (Pty) Ltd
Hemel-en-Aarde Ridge, R320 Hemel-en-Aarde Road
PO BOX 1772 Hermanus 7200
Tel: 028 212 1107

Wishes
Carolyn on behalf of JC Martin

THE WORLD'S 50 BEST VINEYARDS 2025
No 7 in the World

Carolyn Martin
E: carolyn@creationwines.com
M: +27 (0)72-673-1880 | T: +27 (0)28-212-1107
Hemel-en-Aarde Road, R320, Hermanus
www.creationwines.com

experience
CREATION

From: James Davison <jdavison@isales.co.za>
Sent: Friday, 02 October 2026 11:45
To: Jean-Claude Martin <jc@creationwines.com>
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

fyi

From: James Davison <jdavison@isales.co.za>
Sent: Friday, 02 October 2026 09:20
To: 'Eben van Wyk' <e.vanwyk@spoor.com>
Cc: jdavison@isales.co.za
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

Good Morning Eben,

FYI-Below.

I know how inundated you are so will take the liberty of sending you a draft letter/email for you to cut and paste.
I think the important thing at this stage is just to register Vrede as an interested and affected party.
I am co-ordinating same with JC /Creation and seven other neighbours.

Regards,

James

From: James Davison <jdavison@isales.co.za>
Sent: Friday, 02 October 2026 08:52
To: bianca@enviroafrica.co.za
Cc: 'Hugh Davison Cordale' <hugh@cordale.co.za>; 'Peter' <pdavison@twk.co.za>; jdavison@isales.co.za
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

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James Davison
Rep.Cordale Farming Partnership
Cordale Farms,
Hemel en Aarde valley,
R320 Hemel en Aarde Rd,
Caledon, 7230.
P.O.Box 577,Caledon,7230.
Cell:-0824237312
Ll:-0282122303
Email:- jdavison@isales.co.za

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Sent: Saturday, 12 September 2026 10:02
To: James Davison <jdavison@isales.co.za>; pdavison@twk.co.za
Cc: hugh@cordale.co.za
Subject: FW: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

From: Hettie Ludik <hettieludik@gmail.com>
Sent: Friday, 11 September 2026 09:35
To: hugh@cordale.co.za
Subject: Fwd: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

Hugh

Aangeheg die brief van Enviro met koordinate van Dam

Henriette

---------- Forwarded message ---------
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Date: Mon, 7 Sept 2026 at 12:28
Subject: NEMA PUBLIC PARTICIPATION PROCESS: THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE
To: <bianca@enviroafrica.co.za>

Dear Interested and Affected Party

NEMA PUBLIC PARTICIPATION PROCESS
THE PROPOSED PAD DAM LOCATED ON PORTION 2 OF FARM SANDFONTEIN NO. 596, HEMEL-EN-AARDE VALLEY, HERMANUS, WESTERN CAPE

WCDEADP reference: 16/3/3/6/7/2/E2/15/1542/26

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Comments are to be submitted to the:
EnviroAfrica CC
ATT: Bianca
Gilfillan

P.O. Box 5367
Helderberg
7135

Tel: 021 8511616
E-mail: bianca@enviroafrica.co.za

Should you require any information, please do not hesitate to contact me.

Best regards,

Bianca Gilfillan (Ms)
Reg. EAP (EAPASA): 2023/7929

EnviroAfrica
Environmental Management and Impact Assessment
Omgewingsbestuur en Impakbeoordeling


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bianca@enviroafrica.co.za

From: Leon <lentebaden@whalemail.co.za>
Sent: Monday, 14 September 2026 19:10
To: bianca@enviroafrica.co.za
Cc: 'DC Beukes'
Subject: Affected Party
Attachments: Notification Letter.pdf

Hallo Bianca

Ek en Dc wil ook regestreer as n affected party ivm die dam wat op Avondrust beplan word.

Groete
Leon


Virus-free.www.avast.com

BREEDE-GOURITZ
Catchment Management Agency
Opvanggebied Bestuursagentskap
I-Arhente yoLawulo lomMandla nokungqongileyo

51 Baring Street Worcester 6850, Private Bag X3055 Worcester 6850

Jan van Staden

(023) 346 8000

4/4/3/0718-W031C01300000000596000020

REGISTERED MAIL

Dr HJP van der Merwe
P.O.Box 5675
Tygervalley
7530

Dear Water User

APPLICATION FOR THE VERIFICATION OF EXISTING LAWFUL WATER USE IN TERMS OF THE NATIONAL WATER ACT, 1998 (ACT 36 OF 1998): CONFIRMATION OF EXISTING LAWFUL WATER USE IN TERMS OF SECTION 35(4)

PROPERTY DESCRIPTION: W031C01300000000596000020, 2/596, 104.581 ha

You are hereby informed that the lawfulness and extent of your water use on the above-mentioned property has been determined by the responsible authority, as delegated by the Minister of Water and Sanitation, in terms of Section 35(4) of the National Water Act, 1998 (Act 36 of 1998) (NWA) as follows:

Section of NWA	Type of Water Use	Existing Lawful Water Use		
		Volume (m³/annum)*	Source	Irrigation Board or Water User Association Scheme
21(b)	Storage of water	23 022		
21(a)	Taking of water for non-irrigation purposes	12 000	Ground water	

*In the case of Storage of water, the Existing Lawful Water Use is in m³

In terms of Section 35(4) of the NWA, this determination is also the extent of the Existing Lawful Water Use as contemplated in Section 32(1) for this property, which may be continued with under Section 34(1) subject to any existing conditions or obligations related to the water use.

No water use in excess of the Existing Lawful Water Use as set out herein may be used on this property without authorisation by the responsible authority.

In terms of Section 148(1)(e) of the NWA, you may appeal against any decision on the verification of these water use(s) to the Water Tribunal within 30 (thirty) days from the date of this letter. The Registrar of the Water Tribunal is Mr. Robert Mabe and his contact details are:

Postal Address
The Registrar
Water Tribunal
Private Bag X316
Pretoria
0001

Physical Address
Room 322
Waterbron Building
191 Francis Baard Street
Pretoria
0002

Contact
Tel: 012 336 7034
Cell: 082 611 1691
Email: MabeR@dwa.gov.za

A copy of the appeal must be submitted to this office.

Your water use registration will be amended to reflect the above details. A new registration certificate will then be issued to you. If an appeal is lodged, your registration certificate may be amended again depending on the outcome of the appeal.

Yours faithfully,



PHAKAMANI BUTHELEZI
CHIEF EXECUTIVE OFFICER

Date: 17 April 2015