

PUBLIC DOMAIN

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Date:

25 July 2023

Enquiries:

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Our Reference:

INV 90/2023

Dear Joshua

RE: REQUEST FOR LETTER OF CONSENT FOR INTERSECTION OF ILANGA SOLAR SUITE AND EXISTING ESKOM SERVITUDES WITH SG DIAGRAMS NUMBERS 3477/1979; 2418/1986; 6626/2007 AND 0046/2010

YOUR REF:

I refer to your application received 20 July 2023 and wish to inform you that the following Eskom Transmission's (Tx's) overhead power lines will be affected by this application:

- a) Eskom Transmission's Droerivier-Hydra 1, 2 & 3 400kV overhead power lines
- b) Eskom Transmission's Gamma- Grassridge 765kV overhead power line
- c) Eskom Transmission's Gamma- Kappa 765kV overhead power line

The extent and width of the Eskom servitudes is 80 metres and 47metres on either respectively. Eskom rights are held by Notarial Deed of Servitude K799/1987S vide diagram SG 2418/1986; Notarial Deed of Servitude K236/2009S vide diagram SG 6626/2007; Notarial Deed of Servitude K0046/2010S.

Eskom Tx **in principle** will raise no objection to the proposed solar farm project and the rezoning application provided Eskom Tx's rights and services are acknowledged and respected at all times. This approval is not to start with construction. For execution/construction of this project a new application shall be sent together with supporting documents.

Further to the above, the following conditions should be borne in mind:

1. Eskom Tx's rights and services must be acknowledged and respected at all times.

Eskom Transmission
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Megawatt Park 1 Maxwell Drive Sunninghill 2191
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Eskom Holdings SOC Ltd Reg No 2002/015527/30

2. No buildings, covered parking or any structure will be permitted within the Eskom servitude.
3. Eskom Tx shall at **all times** retain unobstructed access to and egress from its servitudes.
4. Eskom Tx's consent does not relieve the applicant from obtaining the necessary statutory, land owner or municipal approvals.
5. The applicant will adhere to all relevant environmental legislation. Any cost incurred by Eskom Tx as a result of non-compliance will be charged to the applicant.
6. All work within Eskom's servitude areas shall comply with the relevant Eskom earthing standards in force at the time. This will also apply to steel fencing- and palisading that may be erected in future.
7. No construction or excavation work shall be executed within 20 metres from any Eskom power line structure.
8. Should the applicant want to put open parking under the power line, a separate application should be submitted.
9. If Eskom Tx has to incur any expenditure in order to comply with statutory clearances or other regulations as a result of the applicant's activities or because of the presence of his equipment or installation within the servitude restriction area, the applicant shall pay such costs to Eskom Tx on demand.
10. The use of explosives of any type within 500 metres of Eskom Tx's services, shall only occur with Eskom Tx's previous written permission. It is advisable to make application separately in this regard.
11. Changes in ground level may not infringe statutory ground to conductor clearances or statutory visibility clearances. After any changes in ground level, the surface shall be rehabilitated and stabilised so as to prevent erosion. The measures taken shall be to Eskom Tx's requirements.
12. Eskom Tx shall not be liable for the death of or injury to any person or for the loss of or damage to any property whether as a result of the encroachment or of the use of the servitude area by the applicant, his/her agent, contractors, employees, successors in title and assignee. The applicant indemnifies Eskom Tx against loss, claims of damages including claims pertaining to consequential damages by third parties and whether as a result of damage to or interruption of or interference with Eskom Tx's services or apparatus or otherwise. Eskom Tx will not be held responsible for damage to the applicant's equipment.
13. No mechanical equipment, including mechanical excavators or high lifting machinery, shall be used in the vicinity of Eskom Tx's apparatus and/or services, without prior written permission having been granted by Eskom Tx. If such permission is granted the applicant must give at least seven working days' notice prior to the commencement of work. This allows time for arrangements to be made for supervision and/or precautionary instructions to be issued by the Lines and Servitudes Manager. **This allows time for arrangements to be made for supervision and/or precautionary instructions to be issued.**

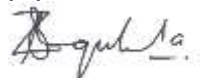
14. Eskom Tx's rights and duties in the servitude shall be accepted as having prior right at all times and shall not be obstructed or interfered with. Note: Where and electrical outage is required, at least fourteen work days are required to arrange it.
15. Under no circumstances shall rubble, earth or other material be dumped within the servitude restriction area. The applicant shall maintain the area concerned to Eskom Tx's satisfaction. The applicant shall be liable to Eskom Tx for the cost of any remedial action which has to be carried out by Eskom Tx.
- 16. The clearances between Eskom Tx's live electrical equipment and the proposed construction work shall be observed as stipulated by the Regulation 19 of Electrical Machinery Regulations 2011 (with reference to SANS10280-1) of the Occupational Health and Safety Act, 1993 (Act 85 of 1993).**
17. Equipment shall be regarded electrically live and therefore dangerous at all times.
18. In spite of the restrictions stipulated by Regulation 15 of the Electrical Machinery Regulations of the Occupational Health and Safety Act, 1993 (Act 85 of 1993), as an additional safety precaution, Eskom Tx will not approve the erection of houses, or structures occupied or frequented by human beings, under the power lines or within the servitude restriction area.
19. Eskom Tx may stipulate any additional requirements to eliminate any possible exposure to Customers or Public to coming into contact or be exposed to any dangers of Eskom Tx plant.
20. It is required of the applicant to familiarize himself with all safety hazards related to Electrical plant.

The individual Title Deeds of those Erven (areas of open space) must be made subject to the Notarial Deeds registered in favour of Eskom Tx.

For any further information please contact the writer at the above mentioned telephone number.

Yours sincerely

p.p



Lungile Motsisi

SERVITUDE ANDLAND MANAGEMENT MANAGER