



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia· PRETORIA

DEA Reference: 14/12/16/3/3/2/2921/AM1

Enquiries: Ms Julliet Mahlangu

Telephone: (012) 399 9320 E-mail: JMMahlangu@dfre.gov.za

Mr Dirk Muller
K2022578692 South Africa (Pty) Ltd
Unit 15, Canal Edge 2, Tyger Waterfront
BELLVILLE
CAPE TOWN
7530

Telephone Number : 079 367 2593
Email Address : dirk@agv-za.co.za

PER EMAIL / MAIL

Dear Mr Muller

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 16 MAY 2024 FOR THE FOR THE PROPOSED DEVELOPMENT OF UP TO 500MW RHENOSTERKOP SOLAR PHOTOVOLTAIC FACILITY AND ASSOCIATED INFRASTRUCTURE (CONSISTING OF UP TO 250MW RHINO PV ON REMAINDER OF FARM RHENOSTERKOP 155 AND UP TO 250MW SUNNYSIDE PV ON FARM 400) NEAR BEAUFORT WEST, WESTERN CAPE PROVINCE

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 16 May 2024, your application for amendment of EA received by the Department on 08 July 2024 and the acknowledgement letter dated 18 July 2024 refer.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 16 May 2024, as follows:

Amendment 1: Amendment to Condition 15 of the EA to approve the amended Part C of Generic Environmental Management Programme (EMPr) "for the development and expansion of substation infrastructure for the transmission and distribution of electricity"

From:

15. Part C of the Generic Environmental Management Programme (EMPr), "for the development and expansion of substation infrastructure for the transmission and distribution of electricity" specifically Part C: Site Specific Environmental Attributes for the construction of 132kV On-site Substations for Rhinosterkop Solar Photovoltaic Facility (Rhino PV and Sunnyside PV) dated 26 March 2026 submitted as part of the BAR, is not approved. Part B, Section 2 of the generic EMPr (Site specific information) must be amended to include the following and once amended, the generic EMPr must be submitted to the Department for written approval of Part C prior to commencement of the activity:

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- 15.1 The detailed project description of the proposed 132kV substations (Rhino and Sunnyside PV) including the zoomed maps of the proposed substations.
- 15.2 Coordinates of the proposed substations for Rhino PV and Sunnyside PV (centre coordinates and corner coordinates).
- 15.3 Maps provided under figure 3 until figure 32 must be amended, as they are referred as maps showing the powerline location in relations to themes identified by the screening tool. These maps must be amended to show the location of the proposed substation since the generic EMPr is for substation and not powerline.
- 15.4 Date of the signature under the applicant's declaration must be amended from 2026 to 2024.

Is amended to:

15. The Generic Environmental Management Programme (EMPr), *"for the development and expansion of substation infrastructure for the transmission and distribution of electricity"* specifically Part C: Site Specific Environmental Attributes for the construction of 132kV On-site Substations for Rhenosterkop Solar Photovoltaic Facility (Rhino PV and Sunnyside PV) dated 07 June 2024 submitted as part of the application for amendment of EA is approved and must be implemented and adhered to.

Reason for amendment:

The updated generic EMPr *"for the development and expansion of substation infrastructure for the transmission and distribution of electricity"* is submitted to comply with the condition 15 of the EA.

This amendment letter must be read in conjunction with the EA dated 16 May 2024.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulate that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of the EA, of the Department's decision, as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribes the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

Should any person wish to lodge an appeal against this decision, he/she must submit the appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party, and any organ of state with interest in the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant; or the date that the notification of the decision was sent to the applicant by the Department, whichever is applicable.

Appeals must be submitted in writing in the prescribed form to:

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

DEA Reference: 14/12/16/3/3/1/2921/AM1

AMENDMENT OF THE GENERIC SUBSTATION ENVIRONMENTAL MANAGEMENT PROGRAMME (EMPR) FOR THE ENVIRONMENTAL AUTHORISATION ISSUED ON 16 MAY 2024 FOR THE FOR THE PROPOSED DEVELOPMENT OF UP TO 500MW RHENOSTERKOP SOLAR PHOTOVOLTAIC FACILITY AND ASSOCIATED INFRASTRUCTURE (CONSISTING OF UP TO 250MW RHINO PV ON REMAINDER OF FARM RHENOSTERKOP 155 AND UP TO 250MW SUNNYSIDE PV ON FARM 400) NEAR BEAUFORT WEST, WESTERN CAPE PROVINCE

By email: appeals@dfre.gov.za ;

By hand: Environment House
473 Steve Biko,
Arcadia,
Pretoria,
0083; or

By post: Private Bag X447,
Pretoria,
0001;

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, the lodging of an appeal will suspend the environmental authorisation, or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at https://www.environment.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appeals@dfre.gov.za.

Yours faithfully



Mr Vusi Skosana

Acting Chief Director: Integrated Environmental Authorisations
Department of Environment, Forestry and Fisheries

Date: 02 August 2024

cc: Ms Natalie Pullen

SIVEST SA (Pty) Ltd (SIVEST)

E-mail: nataliep@sivest.com



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REPUBLIC OF SOUTH AFRICA

Private Bag X447, Pretoria, 0001, Environment House, 473 Steve Biko Road, Pretoria, 0002 Tel: +27 12 399 9000, Fax: +27 86 625 1042

Ref: Acting Arrangements

Enquiries: Devinagie Bendeman

Tel: 012 399 9337 **Email:** vbendeman@dffe.gov.za

Mr. Vusi Skosana

Director: IEA: National Integrated Authorisations

Dear Mr. Skosana

APPOINTMENT AS CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS (ACTING), FROM 02 AUGUST 2024 UNTIL 02 AUGUST 2024

I hereby inform you that you have been appointed to act in the post of Chief Director: Integrated Environmental Authorisations from **02 August 2024 until 02 August 2024**. Please note that acting arrangements may be terminated by any party giving 24 hours written notification.

All correspondence and other documents that are usually signed by the Chief Director: Integrated Environmental Authorisations must be signed under **Chief Director: Integrated Environmental Authorisations (Acting)** during the above-mentioned period

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1996), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the Promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standard, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of these legislations and policies and the amendments thereof. (Copies of Departmental policies can be obtained from the Human Resource Office).

Yours sincerely

Ms Devinagie Bendeman

DDG: Regulatory Compliance & Sector Monitoring

Date: 31 July 2024

ACKNOWLEDGEMENT

I ACCEPT / ~~DO NOT ACCEPT~~

appointment as Chief Director: Integrated Environmental Authorisations (Acting)

Signed:

Date: 2 August 2024



Batho pele – putting people first

The processing of personal information by the Department of Forestry, Fisheries and the Environment is done lawfully and not excessive to the purpose of processing in compliance with the POPI Act, any codes of conduct issued by the Information Regulator in terms of the POPI Act and/or relevant legislation providing appropriate security safeguards for the processing of personal information of others.