



REFERENCE: 16/3/3/5/D1/13/0003/21
ENQUIRIES: Shireen Pullen
DATE OF ISSUE: **18 August 2021**

Ms. S. Vogel
PO Box 2532
PLETTENBERG BAY
6655

Attention: Ms. Saskia Vogel

(044) 553 5194
Email: saskia@ts.org

Dear Madam

REQUEST FOR THE EXTENSION OF THE PRESCRIBED TIMEFRAME IN TERMS OF REGULATION 3(7) OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 FOR THE SUBMISSION OF THE FINAL BASIC ASSESSMENT REPORT (BAR) FOR THE PROPOSED DEVELOPMENT OF HOUSE VOGEL ON ERF 2103, PIESANG VALLEY, PLETTENBERG BAY, BITOU MUNICIPALITY

1. The abovementioned request received by the Directorate: Development Management (Region 3) (hereinafter referred to as "this Directorate") via electronic mail on 16 August 2021, refers.
2. This Directorate notes your request to extend the prescribed timeframe contemplated in Regulation 3(7) of the Environmental Impact Assessment Regulations, 2014 (Government Notice No. R.982 of 4 December 2014, as amended).
3. You are reminded that submission of the final BAR is **6 September 2021**. However, after considering your motivation and the requirements of the EIA Regulations, 2014, this Directorate hereby grants your request in accordance with Regulation 3(7), and agrees to extending the prescribed timeframe as set out below:

- *Submission of the Final BAR*

The final BAR inclusive of any specialist reports, and an EMPr, which must have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments from the competent authority; must be submitted to this Directorate by no later than **01 October 2021**.

4. In the event that the final BAR is not received within the specified timeframe, the application will lapse in terms of Regulation 45 of GN No. R.982 of 4 December 2014 and the file will be closed. Should you wish to continue with the proposed development, a new application for Environmental Authorisation must be submitted to the Department for consideration.
5. Please note that this decision to accept your request for extension can be appealed. The provisions as outlined in Chapter 2 of the Appeal Regulations, 2014, prescribes the appeal procedure, which must therefore be followed.
6. Kindly quote the abovementioned reference number in any future correspondence in respect of the application.
7. Further 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 the undertaking of the activity.
8. This Department reserves the right to revise or withdraw any comments or request further information from you based on any new/revised information received.

Yours faithfully

pp

HEAD OF DEPARTMENT

Copies to:

Ms. Melissa Mackay

Ms. Anje Taljaard

EAP (Cape EAPrac)

Bitou Municipality

Email: me@cape-eaprac.co.za

Email: ajtajaard@bitou.gov.za

Melissa Mackay

From: Melissa Mackay
Sent: Monday, 16 August 2021 10:41 AM
To: DEADP-EIAAdmin George; Shireen Pullen; Malcolm Fredericks
Cc: Meryll Fredericks; saskia@ts.org; Anje Taljaard
Subject: RE: DEA&DP Ref: 16/3/3/5/D1/13/0003/21 - COMMENT ON THE PUBLIC PARTICIPATION PLAN AND SITE VERIFICATION REPORT FOR THE APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (REF: 16/3/3/1/D1/13/0004/18) ISSUED ON 17 SEPTEMBER 2018 FOR THE PROPOSED BIT517 Organs of state and state departments 16Aug21.pdf
Attachments:

Good morning

Thank you for your correspondence and the approval of the PP Plan and Site Sensitivity Report as submitted on 13 July 2021.

We take note of the reference number.

In light of the delay that has arisen due to the approval only being issued on 12 August 2021, this office would like to request that the department provides an extension of time of the Part 2 Amendment process in terms of Regulation 3(7) of GN 982 of the EIA Regulations. This office understands that the submission of 13 July 2021 was not received by the case officer which led to this delay. We therefore request a 30 day extension in order to complete the following:

- The proposal will be advertised in the Knysna / Plett Herald which is only published on Thursdays, thus the advert will appear on Thursday 19th August 2021.
- As per your request in section 4 of your correspondence, the notifications will also be sent out on Thursday 19th August, and as such the 30 day comment period will only commence on Monday 23 August 2021. The closing for comment will be Tuesday 21 September 2021.
- Taking into account staff leave and a public holiday weekend, this office will require at least 10 calendar days to finalise the report on completion of the public participation.
- Thus submission of the final Part 1 Amendment Assessment is envisaged by 1 October 2021.

In order to achieve this, a 30 day extension is thus required.

A copy of the organs of state / state departments stakeholders is also included herewith.

Regards

Melissa Mackay | 084 584 7400
SENIOR CONSULTANT | ECO | GIS
BTech Nat. Con. (NMMU)



T: 044 874 0365

F:

1:

P:

Cape EAPrac



From: DEADP-EIAAdmin George <DEADPEIAAdmin.George@westerncape.gov.za>

Sent: Thursday, 12 August 2021 5:23 PM

To: saskia@ts.org; Melissa Mackay <mel@cape-eaprac.co.za>; Anje Taljaard <ataljaard@plett.gov.za>

Cc: Shireen Pullen <Shireen.Pullen@westerncape.gov.za>; Malcolm Fredericks

<Malcolm.Fredericks@westerncape.gov.za>; Meryll Fredericks <Meryll.Fredericks@westerncape.gov.za>

Subject: DEA&DP Ref: 16/3/3/5/D1/13/0003/21 - COMMENT ON THE PUBLIC PARTICIPATION PLAN AND SITE VERIFICATION REPORT FOR THE APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (REF: 16/3/3/1/D1/13/0004/18) ISSUED ON 17 SEPTEMBER 2018 FOR THE PROPOSED DEVE

Good Day,

Subject:

COMMENT ON THE PUBLIC PARTICIPATION PLAN AND SITE VERIFICATION REPORT FOR THE APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (REF: 16/3/3/1/D1/13/0004/18) ISSUED ON 17 SEPTEMBER 2018 FOR THE PROPOSED DEVELOPMENT OF HOUSE VOGEL, ON ERF 2103, PIESANG VALLEY, PLETTENBERG BAY, BITOU MUNICIPALITY

Please find attached the comment from this Department regarding the aforementioned subject.

For any enquiries please contact:

Mr. Malcolm Fredericks: Malcolm.Fredericks@westerncape.gov.za

Ms. Shireen Pullen: Shireen.Pullen@westerncape.gov.za

Please also copy the email: DEADPEIAAdmin.George@westerncape.gov.za in all electronic correspondence with this department regarding this application.

Kind Regards

DEADP George Admin

Development Management :Region 3

Department of Environmental Affairs and Development Planning

Western Cape Government

93 York Street , 4th Floor , York Park Building, George 6530

Tel: 044 – 814 2002

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BETTER TOGETHER

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If you are not the intended recipient you may not copy or deliver this message to anyone."



REFERENCE: 16/3/3/5/D1/13/0003/21
ENQUIRIES: Shireen Pullen
DATE OF ISSUE: 12 August 2021

Ms. S. Vogel
PO Box 2532
PLETTENBERG BAY
6655

Attention: Ms. Saskia Vogel

(044) 553 5194
Email: saskia@ts.org

Dear Madam

COMMENT ON THE PUBLIC PARTICIPATION PLAN AND SITE VERIFICATION REPORT FOR THE APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (REF: 16/3/3/1/D1/13/0004/18) ISSUED ON 17 SEPTEMBER 2018 FOR THE PROPOSED DEVELOPMENT OF HOUSE VOGEL, ON ERF 2103, PIESANG VALLEY, PLETTENBERG BAY, BITOU MUNICIPALITY

1. The abovementioned documents received by the Directorate: Development Management (Region 3), hereinafter referred to as "this Directorate" via electronic mail on 13 July 2021, refers.
2. This letter serves as an acknowledgment of receipt of the above-mentioned information by this Directorate.
3. Please note that the documents quote the incorrect reference number. The reference number quoted in the top left corner of this letter (16/3/3/5/D1/13/0003/21) is the correct reference number. Please ensure that the correct reference is quoted in all future correspondences relating to the proposed amendment.
4. Public Participation Plan (PP Plan)
This Directorate **agrees** to the proposed actions to conduct a public participation process **subject to the following** aspects or measures which must be addressed/incorporated:
 - A list of the organs of state which has jurisdiction over the activity which will be notified, is included in the PP Plan;

- The afore-mentioned list must include, but is not limited to the Department of Agriculture, the Civil Aviation Authority, the Directorate: Coastal Management of this Department and CapeNature.
- All interested and affected parties ("I&APs") including organs of state, must be afforded a minimum of **three (3) calendar days** from date of notification before the 30-day commenting period on the Draft Environmental Impact Assessment Report ("EIAR") and the link to access the supporting documents, commences.
- However, where the third day falls on a Saturday, Sunday or public holiday, it must be extended to the end of the next day which is not a Saturday, Sunday or public holiday.

5. Site Verification Report

- This Directorate notes that a possibility of 10 specialists' involvement in the process, however, only an updated wetland assessment of what was conducted in the previous application will be undertaken as part of the amendment process.
- This Directorate agrees with the exclusions since this is an amendment and not a new application and the proposed amendment will not constitute any permanent structures, nor does it represent the final state of the proposed site.
- Based on the exclusion of the other specialist reports it is recommended that comment be received from the Department of Agriculture to confirm that the proposed development will not have a significant impact on Agriculture, confirmation from the Civil Aviation Authority that the proposed amendment will not negatively affect civil aviation, comment from CapeNature is obtained in terms of terrestrial animal and vegetation species and input from the Directorate: Coastal Management be obtained on the overall acceptability of the proposed amendment.

6. Kindly quote the abovementioned reference number in any future correspondence in respect of this application.

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

Yours faithfully

pp

HEAD OF DEPARTMENT

Copies to:

Ms. Melissa Mackay

Ms. Anje Taljaard

EAP (Cape EAPrac)

Bitou Municipality

Email: mel@cape-eaprac.co.za

Email: ajtajaard@bitou.gov.za



REFERENCE: 16/3/3/5/D1/13/0003/21
ENQUIRIES: Shireen Pullen
DATE OF ISSUE: 17 June 2021

Ms. S. Vogel
PO Box 2532
PLETTENBERG BAY
6655

Attention: Ms. Saskia Vogel

(044) 553 5194
Email: saskia@ts.org

Dear Madam

ACKNOWLEDGMENT OF RECEIPT OF THE APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (REF: 16/3/3/1/D1/13/0004/18) ISSUED ON 17 SEPTEMBER 2018 FOR THE PROPOSED DEVELOPMENT OF HOUSE VOGEL ON ERF 2103, PIESANG VALLEY, PLETTENBERG BAY, BITOU MUNICIPALITY

1. The abovementioned document received by the Directorate: Development Management (Region 3), hereinafter referred to as "this Directorate" via electronic mail on 7 June 2021, refers.
2. This letter serves as an acknowledgment of receipt of the application for amendment by this Directorate.
3. This Directorate agrees that the application is for a substantive amendment and will be dealt with in terms of Regulation 32 of the NEMA EIA Regulations, 2014 (as amended on 7 April 2017).
4. In accordance with this Department's Circular No. 0001/2021: EIA AND RELATED LICENSING SERVICES AND SUPPORTING PROFESSIONAL SERVICES DURING COVID-19 LOCKDOWN ALERT LEVEL 3 AND FOR THE REMAINDER OF THE COVID-19 NATIONAL STATE OF DISASTER, dated 6 January 2021, you are hereby advised to submit a Public Participation Plan ("PP-Plan") which details the measures to be undertaken in respect of the public participation process and identifies which authorities and potential interested and affected parties (I&APs) will be informed of the proposal. The PP-plan must provide an indication when you wish to comply with the requirements of Regulation 41 of the EIA Regulations, 2014. Kindly be advised that this plan must be agreed to by this Directorate, prior to the Environmental Impact Report (EIR) being made available to the relevant authorities and potential I&APs. As such you are requested to provide this Directorate with the PP-plan, prior to conducting any public participation.

5. The findings of the Screening Tool Report are noted. In accordance with the applicable protocols or minimum information requirements, which have been published in the Government Gazette (i.e. Government Gazette No. 43110 of 20 March 2020 and Government Gazette No. 43855 of 30 October 2020) you are also required to submit a site sensitivity verification report(s) which confirms or disputes the site sensitivities for each of the themes identified in the Screening Tool Report. The site verification report must be submitted to this Directorate along with the PP-Plan.
6. Kindly quote the abovementioned reference number in any future correspondence in respect of this application.
7. This Department reserves the right to revise initial comments and request further information from you based on any new or revised information received.

Yours faithfully

pp
HEAD OF DEPARTMENT

Copies to:

Ms. Melissa Mackay
Ms. Anje Taljaard

EAP (Cape EAPrac)
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