



REFERENCE: 16/3/3/5/D1/6/0003/24
ENQUIRIES: Dorien Werth
DATE OF ISSUE: **22 April 2024**

Cava Mola Mining (Pty) Ltd
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APPLICATION FOR AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION (REFERENCE: 16/3/3/1/D1/6/0011/21) ISSUED ON 01 JULY 2022 FOR ERF 141 & ERF 390, KEURBOOMSTRAND, BITOU MUNICIPALITY

With reference to your application for the amendment of the environmental authorisation issued on 01 July 2022, Reference Number: 16/3/3/1/D1/6/0011/21), find below the amendment to the aforementioned Environmental Authorisation in respect of this application.

ADDENDUM TO ENVIRONMENTAL AUTHORISATION

A. DECISION

1. By virtue of the powers conferred on it in terms of Regulation 30 of the Environmental Impact Assessment Regulations, 2014 (as amended), the Department has decided to amend the Environmental Authorization issued issued on 01 July 2022, Reference Number: **16/3/3/1/D1/6/0011/21**, as follows –

1.1. Section A. Details of the applicant for this Environmental Authorisation- E-mail must be amended to read as follows:

E-mail: gmz@cavamola.com

1.2. Section E. Condition of Authorisation – Condition 2.1 on page 3 must be amended to read as follows:

The Holder must start with the physical implementation of all the authorised listed activities on the site by **1 April 2025**.

A. REASONS FOR THE DECISION:

In reaching its decision, the Department took, *inter alia*, the following into consideration:

1. The application is for a non-substantive amendment to the Environmental Authorisation.
2. The environment and the rights and interests of other parties are not likely to be adversely affected by this decision to amend the Environmental Authorisation.
3. The fact that the Holder of the Environmental Authorisation has an alternative preferred email address, which must be used to ensure correspondence does reach the Holder.
4. The fact that the Holder of the Environmental Authorisation is awaiting approval from the Bitou Municipality on the Land Use Planning Application.
5. The proposed change will not affect the scope of the assessment or change the level or nature of the impacts already assessed.
6. All the relevant information presented to this Department, which formed part of the application for amendment.

B. CONDITIONS

1. The applicant must, in writing, within **14 (fourteen)** calendar days from the date of the Department's decision –
 - 1.1 notify all registered interested and affected parties registered in the previous EIA process of –
 - 1.1.1 the outcome of the application;
 - 1.1.2 the reasons for the decision;
 - 1.1.3 the date of the decision; and
 - 1.1.4 the date of issue of the decision;
 - 1.2 draw the attention of all registered interested and affected parties registered in the previous EIA process to the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations, 2014 (as amended) in section D below;
 - 1.3 draw the attention of all registered interested and affected parties registered in the previous EIA process to the manner in which they may access the decision.
2. The holder of the environmental authorisation must within thirty (30) calendar days of the issue of this amendment decision, provide the competent authority with written proof of compliance with Condition 1 above.

C. APPEALS

Appeals must comply with the provisions contained in the National Appeal Regulations 2014 (as amended).

1. An appellant (if the holder of the decision) must, within 20 (twenty) calendar days from the date the notification of the decision was sent to the holder by the Competent Authority –

- 1.1. Submit an appeal in accordance with Regulation 4 of the National Appeal Regulations 2014 (as amended) to the Appeal Administrator; and
 - 1.2. Submit a copy of the appeal to any registered I&APs, any Organ of State with interest in the matter and the decision-maker i.e. the Competent Authority that issued the decision. -
2. An appellant (if NOT the holder of the decision) must, within 20 (twenty) calendar days from the date the holder of the decision sent notification of the decision to the registered I&APs–
 - 2.1 Submit an appeal in accordance with Regulation 4 of the National Appeal Regulations 2014 (as amended) to the Appeal Administrator; and
 - 2.2 Submit a copy of the appeal to the holder of the decision, any registered I&AP, any Organ of State with interest in the matter and the decision-maker i.e. the Competent Authority that issued the decision.
 3. The holder of the decision (if not the appellant), the decision-maker that issued the decision, the registered I&AP and the Organ of State must submit their responding statements, if any, to the appeal authority and the appellant within 20 (twenty) calendar days from the date of receipt of the appeal submission.
 4. The appeal and the responding statement must be submitted to the address listed below:

By post: Western Cape Ministry of Local Government, Environmental Affairs
and Development Planning
Private Bag X9186
CAPE TOWN
8000

By facsimile: (021) 483 4174; or

By hand: Attention: Mr Marius Venter (Tel: 021 483 3721)
Room 809
8th Floor Utilitas Building, 1 Dorp Street, Cape Town, 8001

Note: For purposes of electronic database management, you are also requested to submit electronic copies (Microsoft Word format) of the appeal, responding statement and any supporting documents to the Appeal Authority to the address listed above and/ or via e-mail to DEADP.Appeals@westerncape.gov.za.
 5. A prescribed appeal form as well as assistance regarding the appeal processes is obtainable from Appeal Authority at: Tel. (021) 483 3721, E-mail DEADP.Appeals@westerncape.gov.za or URL <http://www.westerncape.gov.za/eadp>.

D. DISCLAIMER

The Western Cape Government, the Local Authority, committees or any other public authority or organisation appointed in terms of the conditions of this Addendum to Environmental Authorisation shall not be responsible for any damages or losses suffered by the holder, developer or his/her successor in any instance where construction or operation subsequent to construction is temporarily or permanently stopped for reasons of non-compliance with the conditions as set out herein or any other subsequent document or legal action emanating from this decision.

Your interest in the future of our environment is appreciated.

Yours faithfully

MR. ZAAHIR TOEFY
DIRECTOR: DEVELOPMENT MANAGEMENT
DATE OF DECISION: 22 APRIL 2024

Copy:

Ms. L. van Zyl

Cape EAPrac (EAP)

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