



# 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

**DFFE Reference:** 14/12/16/3/3/2/1106/AM2

**Enquiries:** Ms Mmamohale Kabasa

**Telephone:** (012) 399 9420 **E-mail:** MKabasa@dffe.gov.za

Mr Andrew Melville Johnson  
ILEnergy Development (Pty) Ltd  
2<sup>nd</sup> Floor Grosvenor Gate  
Hyde Lane Office Park Lane  
Hyde Lane  
Hyde Park  
**JOHANNESBURG**  
2196

**Telephone Number:** (083) 854 1986  
**Email Address:** andrew@sturdee-energy.com

## PER E-MAIL

Dear Mr Johnson

### **AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 27 JUNE 2019 FOR THE DEVELOPMENT OF THE ALLEPAD TWO, 100MW PHOTOVOLTAIC SOLAR ENERGY GENERATION FACILITY AND ITS ASSOCIATED INFRASTRUCTURE NEAR UPINGTON WITHIN THE DAWID KRUIPER LOCAL MUNICIPALITY IN THE NORTHERN CAPE PROVINCE**

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 27 June 2019, the amendment dated 15 July 2019, your application for amendment received by the Department on 20 June 2024 and the acknowledgement letter dated 01 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 NEMA EIA Regulations, 2014 as amended, has decided to amend the EA dated 27 June 2019, as amended as follows:

#### **Amendment 1: Amendment to change the contact person of the EA:**

##### **From:**

*Louis van Heerden*  
P.O. Box 706  
**BETTY'S BAY**  
7141

**Cell phone number:** (072) 793 9133  
**E-mail Address:** [louis@ilenergysa.com](mailto:louis@ilenergysa.com)

*M.S*

**To:**

Andrew Melville Johnson  
2nd Floor Grosvenor Gate  
Hyde Lane Office Park  
Hyde Lane  
Hyde Park  
**JOHANNESBURG**  
2196

Cell phone number: (083) 854 1986  
E-mail Address: andrew@sturdee-energy.com

**Reason for the Amendment:**

The Applicant applied to update the contact details of the Holder of the EA to the current Director of the holding company.

**Amendment 2: Amendment to extend the validity period of the EA:**

**From:**

*"This activity must commence within a period of five (5) years from the date of issue of this environmental authorisation. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.*

**To:**

*"The activity must commence within a period of ten (10) years from the expire date of issue of the Environmental Authorisation issued on 27 June 2019. The EA will now lapse on **27 June 2029**. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken."*

**Reason for the Amendment:**

The Applicant applied to extend the validity period of the EA, as they intend to bid this project in the REIPPPP future rounds, requiring a valid EA.

This proposed amendment letter must be read in conjunction with the EA dated 27 June 2019, as amended.

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 stipulates 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 abuses or compromises 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 fourteen (14) days of the date of the decision, of the Department's decision as well as the provisions regarding the submission of appeals that are contained in the Regulations.

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DFFE Reference: 14/12/16/3/3/2/1106/AM2

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 27 JUNE 2019 (AS AMENDED) FOR THE DEVELOPMENT OF THE ALLEPAD TWO, 100MW PHOTOVOLTAIC SOLAR ENERGY GENERATION FACILITY AND ITS ASSOCIATED INFRASTRUCTURE NEAR UPPINGTON WITHIN THE DAWID KRUIPER LOCAL MUNICIPALITY IN THE NORTHERN CAPE PROVINCE

*MS*

Your attention is drawn to Chapter 2 of the 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 prescribe 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 twenty (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.

By email: [appeals@dfpe.gov.za](mailto:appeals@dfpe.gov.za)

By hand: Environment House  
473 Steve Biko Road  
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.dfpe.gov.za/documents/forms#legal\\_authorisations](https://www.dfpe.gov.za/documents/forms#legal_authorisations) or request a copy of the documents at [appeals@dfpe.gov.za](mailto:appeals@dfpe.gov.za).

Yours faithfully

  
**Dr Sabelo Malaza**  
**Chief Director: Integrated Environmental Authorisations**  
**Department of Forestry, Fisheries and the Environment**  
Date: *30/09/2024*

cc:	Mr Dale Holder	Cape Environmental Assessment Practitioners	Email: <a href="mailto:dale@cape-eaprac.co.za">dale@cape-eaprac.co.za</a>
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*MS*