



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

Private Bag X 447 PRETORIA 0001 Environment House 473 Steve Biko, Arcadia PRETORIA
Tel (012) 399 9372

DEA Reference: 14/12/16/3/3/2/319/AM2

Enquiries: Ms Constance Musemburi

Telephone: (012) 399 9416 **E-mail:** cmusemburi@environment.gov.za

Mr Rajan Chetty
Transnet SOC Ltd
P. O. Box 38163
DURBAN
4069

Tel: (031) 361 1091
E-mail: Rajan.Chetty@transnet.net
environment@transnet.net

PER EMAIL / MAIL

Dear Mr Chetty

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 27 MARCH 2015 FOR THE PROPOSED MANGANESE EXPORT FACILITY AND ASSOCIATED INFRASTRUCTURE IN THE COEGA INDUSTRIAL DEVELOPMENT ZONE (IDZ) PORT OF NGQURA AND TANKATARA AREA, PORT ELIZABETH, EASTERN CAPE PROVINCE.

The Environmental Authorisation (EA) dated 27 March 2015, as amended, for the abovementioned project and your application for amendment to the EA received by this Department on 19 February 2020, refers.

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 (EIA) Regulations, 2014, as amended, has decided to amend the EA dated, 27 March 2020, as follows:

Amendment 1: Extension of the validity period

The activity must commence within a period of five (5) years from the date of expiry of the EA issued on 27 March 2015 (i.e. commence on 27 March 2025). If commencement of the activity does not occur within that period, the environmental authorisation lapses and a new application for environmental authorisation must be made in order for the activity to be undertaken.

The reason for the extension of the validity period of the EA by an additional (5) years are due to the fact that the applicant is still investigating the optimisation process of the Manganese Project in order to reduce capital investment costs.

Amendment 2: Change of Contact Details

From

Mr. Velile Sikhosana
Transnet SOC Ltd
Private Bag X4
GALLO MANOR
2052

Tel: (011) 308 1697
Fax: (011) 612 4528
Email: Velle.Sikhosana@transnet.net

To

Rajan Chetty
Transnet SOC Ltd
P. O. Box 38163
POINT
4069

Tel: (031) 361 1091
Cell: 083 287 2295
E-mail: Rajan.Chetty@transnet.net

The reason for the change in contact details is due to changes in the Transnet organisational structure and regional divisions.

This letter must be read in conjunction with the Environmental Authorisation dated 27 March 2015, 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 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.

By email: appeals@environment.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 decision 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@environment.gov.za.

Yours faithfully



Mr Vusi Skosana

Acting Chief Director: Integrated Environmental Authorisations
Department of Environmental Affairs

Date: 24/03/2020



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

Private Bag X447 PRETORIA 0001 Environment House - 473 Steve Biko Road, Arcadia- PRETORIA
Tel(+ 27 12) 399 9372

Enquiries: Mr Ishaam Abader Telephone: 012 399 9330 E-mail: labader@environment.gov.za

Mr. Vusi Skosana
Director: Strategic co-ordination planning and support

Dear Mr. V Skosana

APPOINTMENT AS ACTING CHIEF DIRECTOR: INTEGRATED ENVIRONMENTAL AUTHORISATIONS FOR THE PERIOD 23rd MARCH 2020 UNTIL 27th MARCH 2020. WHILEST MR. SABELO MALAZA WILL BE ON ANNUAL LEAVE.

I hereby inform you that I have decided to appoint you as the Acting Chief Director: Integrated Environmental Authorizations for the period 23rd March 2020 until 27th March 2020 whilst Mr. Sabelo Malaza will be on annual leave.

All the correspondence and other documents that are usually signed by the Chief Director: Integrated Environmental Authorizations must be signed under Acting Chief Director: Integrated Environmental Authorisations 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 this legislations and policies and the amendments thereof. (Copies of Departmental policies can be obtained from the Human Resource Office).

Please accept my heartfelt gratitude for all your assistance on behalf of the department.

Yours sincerely,


Mr Ishaam Abader
DDG: Regulatory Compliance & Sector Monitoring

Date:

16/3/2020

ACKNOWLEDGEMENT

I ACCEPT / ~~DO NOT ACCEPT~~ appointment
as Acting Chief Director: integrated
environmental authorisations

Signed: 

Date: 16/03/2020