



agriculture, rural development,
land & environmental affairs

MPUMALANGA PROVINCE
REPUBLIC OF SOUTH AFRICA

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Departement van Landbou,
Landelike Ontwikkeling,
Grond en Ongeving Seke

umNyango weZelimo
UkuThuthukiswa kweNdawo zemakhaya,
iNarha neeNdaba zeBhoduluko

Enquiries : X. Nkosi / R. Luyt
Telephone : (013) 759 4109
Reference : 1/3/1/16/1E-69
NEAS : MPP/EIA/0000197/2016

Leonards Suverein
Mikesbaan 307
2930 Brasschaat
Belgium

Fax : c/o 086 675 4320
Email : lapsuverein@yahoo.com

Dear Sir,

**APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR ACTIVITIES LISTED IN
GOVERNMENT NOTICE R985 ASSOCIATED WITH THE DEVELOPMENT OF A PRIVATE
AIRCRAFT RUNWAY AND A HANGAR ON PORTION 2 OF THE FARM HULL 92 KU,
KLASERIE PRIVATE NATURE RESERVE, BUSHBUCKRIDGE LOCAL MUNICIPALITY**

With reference to the abovementioned application, please be advised that the Department has decided to grant authorisation. The environmental authorisation and reasons for the decision are attached herewith.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, you are instructed to notify all registered interested and affected parties in writing, and within 14 (fourteen) days of the date of this letter, of the Department's decision in respect of your application. Such notification must comply with the requirements of Regulation 4(2) and 4(3) and must draw the attention of registered interested and affected parties to the fact that an appeal may be lodged against the decision in terms of the National Appeal Regulations, 2014.

Your attention is drawn to the National Appeal Regulations, 2014, which regulate appeal procedures. Should you wish to appeal any aspect of the decision, you must, *inter alia*, lodge your appeal with the MEC, within 20 days of the date of receipt of this letter, by means of one of the following methods:

By facsimile: (013) 766 8295


By post: Private Bag x 11219
Nelspruit
1200

By hand: Building 6, No. 7 Government Boulevard
Riverside Park Extension 2
Nelspruit
1200

1/3/1/16/1E-69

Should you decide to appeal, you must also serve a copy of your appeal on all registered interested and affected parties and any organ of state with interest in the matter.

Yours sincerely,


MR. S.S. MALULEKA
CHIEF DIRECTOR: ENVIRONMENTAL AFFAIRS
DATE: 14.12.2016

cc: Ms. Mette Rossaak
Suricata Environmental Consulting
Fax: 086 675 4320
Email: mette@suricata.co.za





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Departement van Landbou.
Landelike Ontwikkeling,
Grond en Ongewing Sake

umNyango weZelimo
UkuThuthukiswa kweNdawo zemaKhaya,
iNarha neNdaba zeBhoduluko

Environmental Authorisation

Application number: 1/3/1/16/1E-69

Holder of Authorisation: Leonards Sovereign

NEAS reference number: MPP/EIA/000197/2016

Location of activity: Portion 2 of the farm Hull 92 KU,
Klaserie Private Nature Reserve,
Bushbuckridge Local Municipality,
Mpumalanga Province.

1. Decision

The Department is satisfied on the basis of the information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the activity as specified below. Details regarding the basis on which the Department reached this decision are set out in Annexure 1.

2. Activities authorised

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act 107 of 1998) and the Environmental Impact Assessment Regulations 2014, the Department hereby authorises:

Leonards Suverein
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2930 Brasschaat
Belgium

Contact : Mr. Patrick Suverein
Tel : +31 65 310 6412
Cell : 072 770 7770
Fax : c/o 086 675 4320
Email : lapsuverein@yahoo.com

To undertake the following activities listed in Government Notice R985 of 4 December 2014 associated with the development of a private aircraft runway and a hangar on Portion 2 of the farm Hull 92 KU, Klaserie Private Nature Reserve, Bushbuckridge Local Municipality, at the following co-ordinates 24°18'0.59"S 31°5'45.02"E (hereafter referred to as "the activity"):

Activity number	Activity Description	Extent to which Activity is Authorised
GNR 985 Activity 7	The development of aircraft landing strips and runways 1.4 kilometres and shorter.	The clearance of not more than 27 400m ² of indigenous vegetation for the purpose of developing a private aircraft landing strip, not exceeding 900m in length and 30m in width, as well as a hangar with maximum dimensions of 20m x 20m.
GNR 985 Activity 12	The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.	

The granting of this environmental authorisation is subject to the conditions set out below.

3. Conditions of Authorisation

Scope of authorisation

- 3.1. Authorisation of the activity is subject to the conditions contained in this authorisation, which form part of the environmental authorisation and are binding on the holder of the authorisation.
- 3.2. The holder of the authorisation must ensure compliance with these conditions by any person acting on his or her behalf, including but not limited to, an agent, sub-contractor, employee or person rendering a service to the holder of the authorisation.
- 3.3. The activity which is authorised may only be carried out at the property indicated above.



- 3.4. Any changes to, or deviations from, the project description set out in this authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of the authorisation to apply for further authorisation in terms of the regulations.
- 3.5. In the event that the impacts exceed the significance as predicted in the basic assessment report, the authorisation may be suspended and/or withdrawn after proper procedures have been followed.
- 3.6. In the event of any dispute concerning the significance of a particular impact, the opinion of the Department in respect of its significance will prevail.
- 3.7. The Department may change or amend any of the conditions of this authorisation if, in the opinion of the Department, it is environmentally justified.
- 3.8. This activity must commence within a period of five (5) years from the date of issue. 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, unless the holder of this environmental authorisation has lodged a valid application to amend the validity period of this authorisation before this authorisation lapses, in which case, this authorisation will remain valid. However, the activity, including site preparation, may not commence prior to the amendment application being decided.
- 3.9. The holder of this authorisation is responsible for compliance with the provisions for Duty of Care and Remediation of Environmental Damage contained in Section 28 of the National Environmental Management Act, 1998 (Act 107 of 1998).
- 3.10. This authorisation does not negate the holder of the authorisation, responsibility to comply with any other statutory requirements that may be applicable to the undertaking of the activity, including, *inter alia*, the National Forests Act, 1998 (Act 84 of 1998).

Appeal of authorisation

- 3.11. The applicant must, in writing, within fourteen days of the date of the decision on the application ensure that-
 - a) All registered interested and affected parties are provided with access to the decision and the reasons for such decision; and
 - b) The attention of all registered interested and affected parties is drawn to the fact that an appeal may be lodged against the decision in terms of the National Appeal Regulations 2014, if such an appeal is available in the circumstances of the decision;
 - c) The decision includes the complete environmental authorisation granted or refused.

Management and monitoring of the activity

- 3.12. The Environmental Management Programme (EMPr) dated 23 September 2016 submitted as part of the basic assessment report is hereby approved, and must be implemented and adhered to throughout the lifecycle of the activity.
- 3.13. Before construction activities may commence, plant species of conservation concern (endemic, protected, Red Data), must be identified and marked, and may not be disturbed, or, where required, the relevant permits for their relocation or removal must be obtained from the relevant authority.
- 3.14. Plant species of conservation concern that are identified for relocation must be relocated to areas of similar habitat that will not be transformed, unless otherwise stipulated by the relevant permitting authority.
- 3.15. Specimens of *Phylentoptera violacea* that are to be removed must either be relocated or replaced in an area close in proximity, similar in ecological character. Such area must be identified in consultation with the ECO prior to clearing.



- 3.16. All vertebrates, including slow moving reptiles and smaller mammals, must be allowed to move unharmed, or be assisted and relocated in consultation with the Environmental Control Officer, to the areas of the property that will not be transformed.
- 3.17. The applicant must appoint an independent Environmental Control Officer (ECO) that will have the responsibility of monitoring and reporting on compliance with the conditions of this environmental authorisation as well as monitoring and reporting on the implementation of the approved EMPr:
 - 3.17.1. The ECO must be appointed before the commencement of clearing and the Department must be notified of such an appointment for communication purposes.
 - 3.17.2. The ECO must oversee the identification, and relocation or removal of plant species of conservation importance.
 - 3.17.3. The ECO must manage the process of translocating and replacing specimens of *Philetoptera violacea*.
 - 3.17.4. The ECO must oversee faunal search and rescue prior to and during site clearing activities.
 - 3.17.5. The ECO must monitor the contractors' entry into sensitive habitat.
 - 3.17.6. The ECO must monitor the restriction of construction to designated areas.
 - 3.17.7. The ECO must oversee all rehabilitation activities.
 - 3.17.8. During the construction phase, the ECO must submit monthly compliance reports to the Department in writing and copy the applicant with such reports. Where applicable, the ECO may negotiate the required frequency for the submission of reports with the Department, which must be agreed to in writing by the Department. The reports must include a description of all activities on site, problems identified, transgressions noted and remedial action implemented. All reports must reflect the Department's reference number of the project on the cover page.
 - 3.17.9. The ECO must maintain the following on site:
 - A site diary
 - Copies of all reports submitted to the Department
 - A complaints' register of all environmental complaints regarding the proposed project and the remedies applied to such complaints
 - 3.17.10. The ECO must remain employed until all rehabilitation measures as well as site clean-up are completed and the site is handed over to the applicant by the contractor for operation.
- 3.18. The holder of the authorisation must submit an environmental compliance audit report to the Department within 30 days of completion of the construction phase. The environmental audit report must indicate the date of the audit, the name of the auditor and the outcome of the audit in terms of compliance with the conditions of this authorisation as well as the requirements of the EMPr.
- 3.19. The Department retains the right to monitor and/ or inspect the proposed project throughout its lifecycle.

Commissioning and operation of the activity

- 3.20. At least fourteen (14) days written notice must be given to the Department that the activity will commence. Commencement for the purposes of this condition includes site preparation. The notice must include a date on which it is anticipated that the activity will commence, and must include the name and contact details of the appointed ECO.
- 3.21. The area to be cleared must be defined and demarcation of material lay down areas must precede all activities on site.
- 3.22. The removal of indigenous vegetation must be strictly limited to the runway and hangar footprint.
- 3.23. Only the existing access roads may be used. The construction of new access roads is not permitted.



- 3.24. Construction personnel must be made aware of the sensitivity of the area and their movements must be limited to the construction areas only and must be enforced in terms of the contracts of appointment.
- 3.25. An alien plant control program must be implemented at the inception of the site clearing phase.
- 3.26. Only areas designated in consultation with the ECO may be used for the storage of materials, machinery and equipment, construction camps, temporary ablution, site offices and stockpiling of topsoil. Such areas may not be located in close proximity to steep areas, or within 32m from the edge of any wetland, dam or watercourse, or within the riparian zone of any watercourse.
- 3.27. No activity may take place within 32m of any watercourse.
- 3.28. The storage and handling of fuel, lubricants, paint, tar, bitumen binders and other chemicals must be in especially demarcated impervious and bunded areas.
- 3.29. The mixing of cement, asphalt, chemicals or other noxious materials must be undertaken in designated areas on an impermeable layer such as a concrete slab or in a container suitable for this.
- 3.30. Construction vehicles and equipment must be checked and maintained regularly to ensure that there is no environmental contamination as a result of oil, fuel or hydraulic fluid leakages.
- 3.31. Pollution due to improper storage or handling of construction materials or any hazardous substances is prohibited.
- 3.32. In the event that ablution facilities are required during construction, dry chemical toilet facilities, or evaporative or eco-loo's, must be provided on site at a ratio of 1:10 for construction staff, but may not be located within 100m from any watercourse or wetland, and may not cause pollution.
- 3.33. Chemical toilets must be maintained and cleaned regularly and effluent must be disposed of off-site into an approved municipal sewage system.
- 3.34. Topsoil must be stockpiled at a height not exceeding 1.5m at a pre-designated location for use during rehabilitation and landscaping.
- 3.35. Topsoil stockpiles may not have slopes steeper than 1 vertical: 2.5 horizontal, and may not be compacted in any way or stockpiled for a period longer than 6 months.
- 3.36. Dust control mechanisms must be in place and must be implemented throughout the lifecycle of the project.
- 3.37. Increased runoff due to vegetation clearance and/ or soil compaction must be managed, and steps must be taken to ensure that storm water does not lead to bank instability and excessive levels of silt entering any watercourse.
- 3.38. No surface storm water generated as a result of the development may be channeled directly into any wetland or watercourse. All surface runoff generated during both construction and operation phases must be managed prior to entering any natural drainage system or wetland so as not to impact on the natural hydrology and morphology of the watercourse.
- 3.39. Surface water rich in sediments and other pollutants must be prevented from entering watercourses and wetlands, and mechanisms for dissipating water energy must be implemented at the inception of the construction phase to prevent erosion.
- 3.40. It is the responsibility of the holder of the authorisation to rectify any source of pollution from their undertaking and to take appropriate measures to prevent any pollution of surface or ground water.
- 3.41. Measures must be taken to remove alien vegetation and control new alien vegetation recruitment on the property.
- 3.42. Rehabilitation of areas disturbed as a result of construction activities is compulsory, and must ensure the prevention of soil erosion and the re-establishment of indigenous vegetation.




- 3.43. No construction material or any other waste material may be dumped into any watercourse or surrounding area.
- 3.44. All general waste generated on the site must be disposed of at a registered landfill site or as directed by any other relevant authority.
- 3.45. Painting or permanent marking of natural features is prohibited.
- 3.46. Construction personnel must be sensitized to the requirements of the South African Heritage Resources Act. Should any material of cultural or archaeological significance be encountered during construction, all activities must cease immediately and the South African Heritage Resources Agency (SAHRA) must be informed accordingly.
- 3.47. Complaints received from the public during the construction and operational phases of the activity must be attended to as soon as possible and addressed to the satisfaction of all concerned.

General

- 3.48. A copy of this authorisation must be kept at the property where the activity will be undertaken. The authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property.
- 3.49. Where any of the applicant's contact details change, including the name of the responsible person, the physical or postal address and/ or telephonic details, the applicant must notify the Department as soon as the new details become known to the applicant.
- 3.50. Non-compliance with a condition of this authorisation may result in criminal prosecution or other actions provided for in the National Environmental Management Act, 1998 and the regulations.
- 3.51. National government, provincial government, local authorities or committees appointed in terms of the conditions of this authorisation or any other public authority shall not be held responsible for any damages or losses suffered by the applicant or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the applicant with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

ENVIRONMENTAL AUTHORISATION APPROVED BY:


MR. S.S. MALULEKA
CHIEF DIRECTOR: ENVIRONMENTAL AFFAIRS
DATE: 14.12.2016



Annexure 1: Reasons for the Decision

1. Background

- 1.1 The applicant, Leonards Suverein, applied for authorisation to carry out the following activities listed in Government Notice R985 of 4 December 2014 associated with the development of a private aircraft runway and a hangar on Portion 2 of the farm Hull 92 KU, Klaserie Private Nature Reserve, Bushbuckridge Local Municipality, at the following co-ordinates 24°18'0.59"S 31°5'45.02"E:

Activity number	Activity Description	Extent to which Activity is Authorised
GNR 985 Activity 7	The development of aircraft landing strips and runways 1.4 kilometres and shorter.	The clearance of not more than 27 400m ² of indigenous vegetation for the purpose of developing a private aircraft landing strip, not exceeding 900m in length and 30m in width, as well as a hangar with maximum dimensions of 20m x 20m.
GNR 985 Activity 12	The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.	

- 1.2 The applicant appointed the following Environmental Assessment Practitioner (EAP) to undertake a basic assessment process:

Emross Consulting
P.O. Box 507
White River
1240

Contact : Ms. Mette Rossaak
Tel : 013 750 2782
Cell : 082 339 9627
Fax : 086 675 4320
Email : mette@emross.co.za

2. Information considered in making the decision.

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

- The information contained in the draft basic assessment report dated 15 August 2016, the final basic assessment report dated 23 September 2016 and the environmental management programme dated 23 September 2016.
- The comments received from interested and affected parties as included in the abovementioned reports.
- The objective and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and the Mpumalanga Biodiversity Sector Plan.

3. Key factors considered in making the decision.

All information presented to the Department was taken into account in the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance is set out below:

- Sustainability



- b) Need and desirability
- c) Ecological impact

4. Findings

After consideration of the information and factors listed above, the Department made the following findings:

- a) According to the basic assessment report, the proposed development is considered to be environmentally, economically and socially sustainable.
- b) According to the basic assessment report, no threats to species or habitat were identified, and no ecologically significant critical limitations to the development could be ascribed to the preferred site alternative.
- c) Mitigation measures and recommendations outlined in the basic assessment report and environmental management programme prepared for the activity are appropriate and practical for implementation, and it is anticipated that they will reduce the significance of potential impacts.

In view of the above, the Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the proposed activity will not conflict with the general objectives of integrated environmental management as laid down in Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107 of 1998) and that any potentially detrimental environmental impacts resulting from the proposed activity can be mitigated for to acceptable levels. Authorisation is accordingly granted.

