

MASIPALA WASE THEEWATERSKLOOF MUNISIPALITEIT

Munisipale Kantoor/Municipal Office
Pleinstraat/Plein Street
Posbus/P.O Box 24
CALEDON
7230



Tel. no.: 028 214 3300
Faks/Fax no.: 028 214 1289
E-pos/E-mail: twkmun@twk.org.za

Our Reference Number: FA 271/re (and App. Id: 3217)
Your Reference Number:
Enquiries: Sunet Du Toit, 028 214 3300 / sunetdu@twk.org.za

Date: 07 April 2021

REGISTERED MAIL

Rode and Associates
Mr B Rode
P O Box 1566
BELLVILLE
7535

(Per E-mail: berchtwald@rode.co.za)

DECISION LETTER TO APPLICANT

Dear Mr Rode

APPLICATION FOR TEMPORARY DEPARTURE: REMAINDER OF THE FARM HAWSTON VIEW NO. 271, CALEDON DISTRICT.

1. This application received, 24 January 2020, refers.
2. The Authorised Employee, on 29 March 2021 **approved, in whole** your application for **Departure** to utilise land on a temporary basis as a borrow pit on the Remainder of Hawston View No. 271, Caledon district, in terms of section 60 of the Theewaterskloof Municipality: By-law on Municipal Land Use Planning, 2015.
3. **Reasons** for the above decision are as follows:
 - 3.1. The proposal will not negatively impact on the engineering services.
 - 3.2. The proposal conforms to forward planning documents.
 - 3.3. No change in land use is proposed and as a result the character of the surrounding area will remain unchanged.
 - 3.4. The proposal will result in the effective utilisation of existing resources in the area.
 - 3.5. No permanent structures will be established.
 - 3.6. The proposal will contribute to the maintenance of a divisional road, which will enhance safety for the road users.

4. **The abovementioned approval is subject to the following conditions in terms of Section 66 of the Theewaterskloof Municipality: By-law on Municipal Land Use Planning:**
- 4.1. The approval is valid for 2 years, after the expiry of the period contemplated in Section 79(2), in terms of Section 18 of the Theewaterskloof Municipality: By-law on Municipal Land Use Planning (2015);
 - 4.2. The site must be rehabilitated once the mining has ceased, within 5 years of the date of final notification;
 - 4.3. The approval is in accordance with Site Development Plan No. 1, dated: January 2020, drawn by: Rode and Associates;
 - 4.4. The approval of this application does not exempt the applicant/developer from compliance with any other legislation; and
 - 4.5. Any service upgrades required be for the cost of the owner/applicant.
5. All conditions as contained within the approval/support letters of the relevant authorities must be accepted in writing and adhered to by the applicant. These include:
- 5.1. The B-GCMA, dated 27 November 2020.
 - 5.2. DEADP: Development Management, 07 September 2020.
 - 5.3. DEADP: Environmental Impact Management, dated 25 September 2020, 21 December 2020.
 - 5.4. Eskom, dated 16 September 2020
6. You are hereby informed of your right to appeal to the Appeal Authority in terms of section 79(2) and 80 of the said legislation.
- 6.1. The attached appeal form must be completed and should be directed to the Appeal Authority and received by the Theewaterskloof Municipality, 6 Plein Street, Caledon, 7230 telephone: 028 214 3300, within 21 days of notification of this decision together with proof of payment of the appeal fee.
 - 6.2. You are requested to simultaneously serve notice of the appeal on any person who commented on the application and any other persons as the Municipality may determine (see attached list). Proof of serving the notification must be submitted to the Municipality, within 14 days of serving the notification.
 - 6.3. The notice must be served in accordance with section 35 of the said legislation and in accordance with the additional requirements as may be determined by the Municipality. The notice must invite persons to comment on the appeal within 21 days from date of notification of the appeal.
7. Kindly note that no appeal right exists in terms of Section 62 of the Local Government Municipal Systems Act, No 32 of 2000.

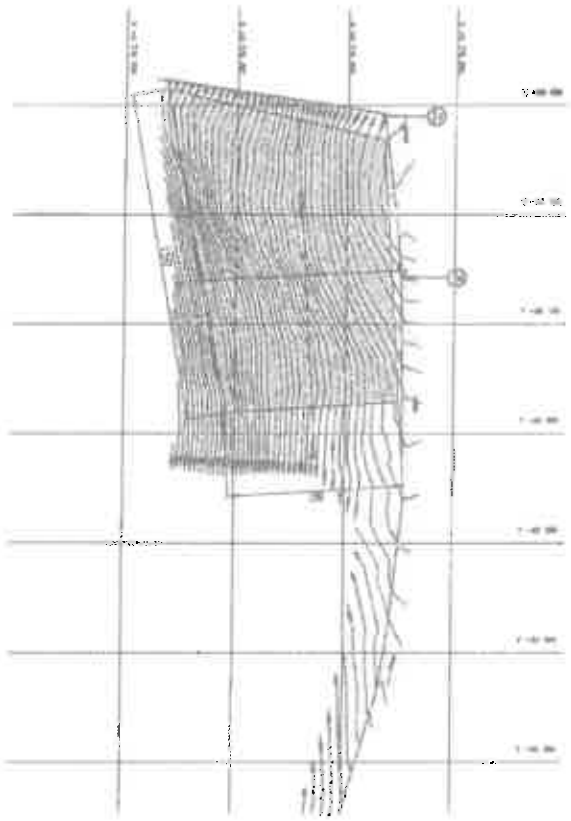
Yours faithfully



JC PIENAAR
MANAGER: TOWN PLANNING AND TOWN PLANNING

CO-ORDINATE LIST OF PIT

STATION	Y	X
BM1	-23 554.817	2 794 120.412
BM2	-23 567.624	2 794 120.307
A	-23 524.803	2 794 128.888
B	-23 504.817	2 794 127.208
C	-23 520.257	2 794 207.077
D	-23 515.206	2 794 237.077
AREA OF BORROW PIT		11800m ²
VOLUME OF ORIGINAL MATERIAL		142000m ³
VOLUME OF SPILL		55400m ³



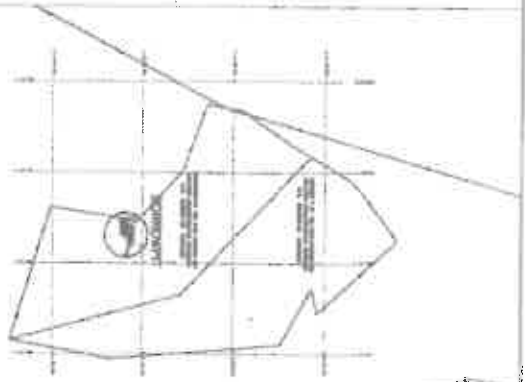
LAYOUT OF BORROWPIT
SCALE: 1:500



LAYOUT PLAN
SCALE TO SUIT

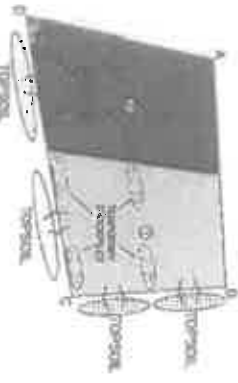


PHOTOS

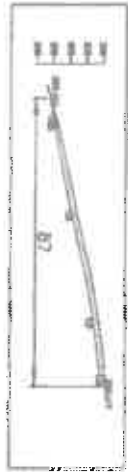


GEOSTRIAL LAYOUT
SCALE TO SUIT

MINING & REHABILITATION PLAN FOR BORROWPIT
NOT TO SCALE



SECTION A-A
SCALE: 1:500



SECTION B-B
SCALE: 1:500



CROSS SECTIONS OF BORROWPIT
SCALE TO SUIT

BORROWPIT:
DR1296/
1/5/L/50

COMPILED FOR:
 PDNA

SURVEY DRAWING & MINE PLAN

SEPTORIAN SURVEYS

TEL: (021) 77-76-0302
FAX: (021) 57-2030
CELL: 072 157 1321



DR 1296/1.5/L/50 – Remainder of Farm 271, Hawston View

Approximate coordinates
34°11'3.46"S, 19°15'18.99"E

DR1296

Approximate coordinates
34°11'3.07"S, 19°15'27.96"E

Approximate coordinates
34°11'8.34"S, 19°15'18.07"E




RE/271

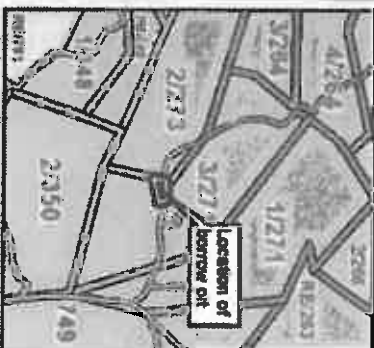
Approximate coordinates
34°11'6.33"S, 19°15'28.13"E

Southwestern boundary of cadastral unit



Legend

-  Roads
-  DR 1296/1.5/L/50
-  Remainder of Farm 271, Hawston View



Draft: Surveyor-General, Dept of Forest Development & Land Reclaim

Scale: 1:4 445

Date: January 2020

Prepared by:



MASIPALA WASE THEEWATERSKLOOF MUNISIPALITEIT

Munisipale Kantoor/Municipal Office
 Pleinstraat/Plein Street
 Posbus/P.O Box 24
CALEDON
 7230



Tel. no.: 028 214 3300
 Faks/Fax no.: 028 214 1289
 E-pos/E-mail: twkmun@twk.org.za

APPEAL FORM

(Section 79 of the Proposed Standard Draft By-law on Municipal Land Use Planning)

KINDLY NOTE: Please complete this form using BLOCK capitals and ticking the appropriate boxes. Append this form to your letter of appeal which must comply with section 80 of the Theewaterskloof Sstandard By-law on Municipal Land Use Planning.

PART A: APPEAL

Are you appealing against the decision made by the authorised employee or Tribunal?	Y	N	If Yes, indicate in Part E if the appeal is lodged against the whole decision or part thereof. If the latter applies provide a description of the part.
Are you appealing in respect of the failure of the authorised employee or Tribunal to make a decision within the period contemplated in section 57(1) or (2)?	Y	N	If Yes, provide facts that prove the failure in Part E.
Are you appealing against the condition(s) of approval imposed by the authorised employee or Tribunal?	Y	N	If Yes, list relevant condition(s) and provide a description in Part E.
Is your appeal based on and primarily concerned with the process followed prior to the authorised employee or Tribunal decision?	Y	N	If Yes, specify in Part E.
Is your appeal based on and primarily concerned with the merits of the land development or land use application on which it is believed that the authorised employee or Tribunal erred in coming to the conclusion?	Y	N	If Yes, specify in Part E.
Date of decision	DD/MM/YYYY	Date receiving notice of decision	DD/MM/YYYY
Who took the original decision?	<input checked="" type="checkbox"/>	Authorised employee	<input checked="" type="checkbox"/> Tribunal

PART B: APPELLANT'S DETAILS

First name(s)	
Surname	

MASIPALA WASE THEEWATERSKLOOF MUNISIPALITEIT

Munisipale Kantoor/Municipal Office
 Pleinstraat/Plein Street
 Posbus/P.O Box 24
CALEDON
 7230



Tel. no.: 028 214 3300
 Faks/Fax no.: 028 214 1289
 E-pos/E-mail: twkmun@twk.org.za

Company or legal person's name <i>(if applicable)</i>					
Postal address					Postal Code
Email					
Tel		Fax		Cell	

PART C: APPELLANT'S PROPERTY DESCRIPTION *(Property that is affected by proposed development)*

Number(s) of Erf/Erven/Portion(s) or Farm(s), allotment area.					
Physical Address					
GPS Coordinates		Town/City			

PART D: PROPERTY DESCRIPTION OF PROPOSED LAND DEVELOPMENT

Number(s) of Erf/Erven/Portion(s) or Farm(s), allotment area.					
Physical Address					
GPS Coordinates		Town/City			

PART E: APPEAL MOTIVATION AND REASONS*

--	--	--	--	--	--

MASIPALA WASE THEEWATERSKLOOF MUNISIPALITEIT

Munisipale Kantoor/Municipal Office
 Pleinstraat/Plein Street
 Posbus/P.O Box 24
CALEDON
 7230



Tel. no.: 028 214 3300
 Faks/Fax no.: 028 214 1289
 E-pos/E-mail: twkmun@twk.org.za

* Appeal motivation, information and reasons may be attached.

PART F: APPEAL FEE (for completion and use by official)

	Appeal	R
TOTAL APPEAL FEES*		R

* Appeal fees that are paid to the Municipality are non-refundable and proof of payment of the application fees must accompany the application.

BANKING DETAILS

Name:

Bank:

Branch no.:

Account no.:

Payment reference:

(If applicable)

PART G: ATTACHMENTS AND SUPPORTING INFORMATION AND DOCUMENTATION

Complete the following checklist and attach all the information and documentation relevant to the appeal.

Y	N	Proof of payment of appeal fees (applicant)	Y	N	Proof of serving notice of appeal (applicant)
Y	N	Copy of decision and proof of notification	Y	N	Copy of conditions of approval
Y	N	Motivation and reasons for appeal	Y	N	Other (specify)

SECTION H: DECLARATION

I hereby wish to confirm the following :

- That the information contained in this appeal form and accompanying documentation is complete and correct.
- I'm aware that it is an offense in terms of section 85(1)(e) of the said legislation to supply particulars,

MASIPALA WASE THEEWATERSKLOOF MUNISIPALITEIT

Munisipale Kantoor/Municipal Office
Pleinstraat/Plein Street
Posbus/P.O Box 24
CALEDON
7230



Tel. no.: 028 214 3300
Faks/Fax no.: 028 214 1289
E-pos/E-mail: twkmun@twk.org.za

information or answers knowing the particulars, information or answers to be false, incorrect or misleading or not believing them to be correct.

Appellant's signature: _____

Date: _____

Full name: _____

FOR OFFICE USE ONLY

Date received:

Received by:

Municipal Stamp



RODE AND ASSOCIATES
Per email: sunetdu@twk.org.za

Date:
16 September 2020

Enquiries:
Shaun Swanepoel
Tel: +27 21 980 3913
Fax: +27 06 660 0941

Dear Sir / Madame

PLEASE NOTE: THIS IS NOT A WORKING PERMIT. OBTAIN WORKING PERMIT FROM CUSTOMER NETWORK CENTRE – CALEDON CNC

TEMPORARY DEPARTURE FOR BURROW PIT

OUR REF: 02224-20
YOUR REF: FA 271/re

This application affects Eskom power lines servitudes and services.

I hereby inform you that Eskom has no objection to the proposed work indicated on your drawing in principle. These comments is valid for 12 months only, after which reapplication must be made if the work has not been completed.

THIS IS NOT AN APPROVAL TO UNDERTAKE ANY WORK WITHIN ESKOM RIGHTS.

- a) Dirk Swart CALEDON CNC must be contacted on +27 83 502 2590 or SwartDI@eskom.co.za before working in close proximity to the overhead power lines.
- b) Lungile Motsisi, Eskom: Transmission must be contacted on 011 800 5734 to comment on behalf of the 400 kV OVERHEAD POWERLINES, NO WORK WITHIN THIS SERVITUDE OR UNDERNEATH POWERLINES IS ALLOWED until comment from Eskom Transmission has been obtained.
- c) The following Servitude widths / building and tree restriction on either side of centre line of overhead power line must be observed:

Voltage	Servitude / Building restriction either side of centre line
11kV	9.0 m
66kV	11.0 m
132kV	15.5 m

- d) No construction work may be executed closer than 6 (SIX) metres from any Eskom structure or structure-supporting mechanism.
- e) No work or no machinery nearer than the following distances from the conductors:

Voltage	Not closer than:
11kV	3.0 m
66kV	3.2 m
132kV	3.8 m

- f) Natural ground level must be maintained within Eskom reserve areas and servitudes.
- g) That a **minimum ground clearance** of the overhead power line must be maintained to the following clearances:

Voltage	Safety clearance above road:
11kV	6.3 m
66kV	6.9 m
132kV	7.5 m

- h) That existing Eskom power lines and infrastructure are acknowledged as established infrastructure on the properties and **any rerouting or relocation would be for the cost of the applicant/developer.**
- i) That Eskom rights or servitudes, including agreements with any of the landowners, obtained for the operation and maintenance of these existing power lines and infrastructure be acknowledged and honoured throughout its lifecycle which include, but are not limited to:
- i. Having 24 hour access to its infrastructure according to the rights mentioned in (a) above,
 - ii. To perform maintenance (structural as well as servitude – vegetation management) on its infrastructure according to its maintenance programmes and schedules,
 - iii. To upgrade or refurbish its existing power lines and infrastructure as determined by Eskom,
 - iv. To perform any other activity not listed above to ensure the safe operation and maintenance of the Eskom power lines or infrastructure.
- j) Eskom must have at least a 10m obstruction free zone around all pylons (not just a 10m radius from the centre).
- k) Eskom shall not be liable for the death or injury of any person, or for loss of or damage to any property, whether as a result of the encroachment or use of the area where Eskom has its services, by the applicant, his/her agent, contractors, employees, successors in title and assignee.
- l) The applicant indemnifies Eskom against loss, claims or damages, including claims pertaining to interference with Eskom services, apparatus or otherwise.
- m) Eskom shall at all times have unobstructed access to and egress from its services.
- n) **Any development which necessitates the relocation of Eskom's services will be to the account of the developer.**

Kindly contact **Shaun Swanepoel** at Tel: **021 980 3913**, should you require any further information.

Yours sincerely

Shaun Swanepoel
LAND DEVELOPMENT (BRACKENFELL)
 (Transmitted electronically and thus not signed)



REFERENCE: 15/3/2/12/BT3

Theewaterskloof Municipality
PO Box 24
CALEDON
7230

FOR ATTENTION: ADMINISTRATOR -- TOWN PLANNING

**REQUEST FOR COMMENT - PROPOSED TEMPORARY DEPARTURE FOR A BORROW PIT ON
REMAINDER FARM HAWSTON VIEW NO 271, CALEDON DISTRICT**

1. Your request for comment, dated 4 August 2020, has reference.
2. The application submitted is for a temporary departure to establish a borrow pit ($\pm 1,5$ ha) on a portion of the subject property, to facilitate the extraction of material for road maintenance and/or construction. The duration of the departure would be for 5 years, thus not exceeding the maximum allowable timespan to utilise land on a temporary basis.
3. The preferred borrow pit site is located 19km north-west of Botrivier next to DR1296 and within an area that has not been cultivated for agricultural purposes according to Cape Farm Mapper. The site is also not located within a CBA or ESA.
4. As there was previous quarrying on the site, it is foreseen that the impact on the site and on adjacent land uses will be very low if mitigating measures are applied. The area disturbed for the specific contract will, after completion of the contract, be rehabilitated and farming can continue optimally.
5. It is recognized that the proposed borrow pit will facilitate the sourcing of applicable material to upgrade the existing gravel roads in the area, which are highly degraded and pose a safety risk to people utilising these roads. The borrow pit is furthermore located in close proximity to the degraded roads, therefore

minimising the time and transport costs of the mined material to the construction site.

6. The proposed upgrade of these roads will positively contribute to the social, safety and economic environment of the area.
7. In consideration of the above, this Directorate has no objection to the application as proposed.



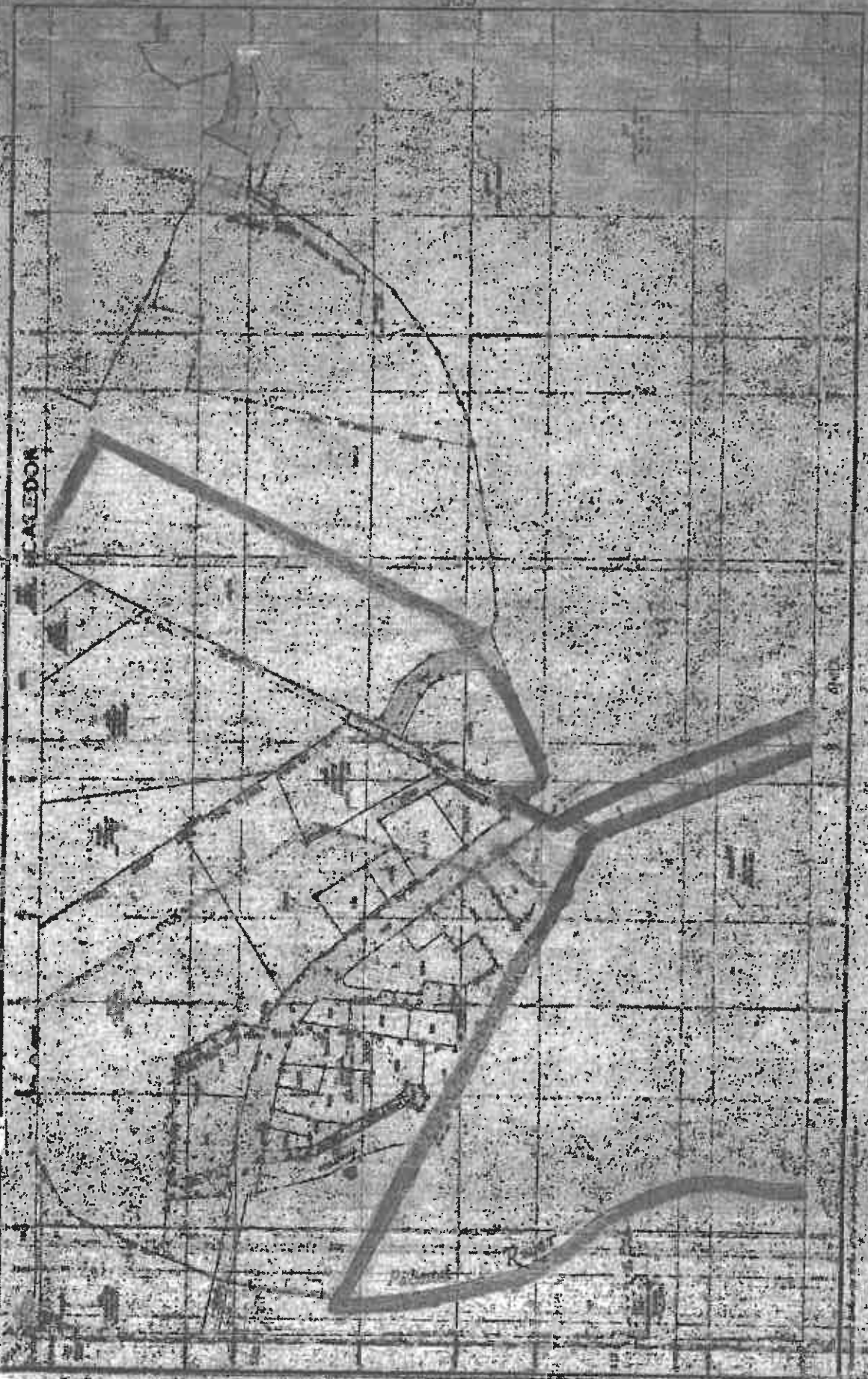
DIRECTOR: DEVELOPMENT MANAGEMENT (REGION 2)
DATE: 7 September 2020

GRALDUY

CALEDON

ALBERT

1210





Western Cape
Government

Department of Environmental Affairs and Development Planning
Ayesha Hamdulay
Development Management
Ayesha.Hamdulay@westerncape.gov.za | Tel.: 021 483 0756

REFERENCE: 16/3/3/6/E4/5/1192/20
DATE: 25 September 2020

The Municipal Manger
Theewaterskloof Municipality
Plein Street
P. O. Box 24
GALEDON
7230

Attention: Ms. Sunet du Toit

Tel.: (028) 214 3300
E-mail: sunetdu@twk.org.za

Dear Madam

THE APPLICABILITY OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998) ("NEMA") AND THE ENVIRONMENTAL IMPACT ASSESSMENT ("EIA") REGULATIONS, 2014 (AS AMENDED) WITH RESPECT TO THE PROPOSED MINING OF BORROW PIT NO. DR01296/1.5/L/50 FOR THE RE-GRAVELLING AND MAINTENANCE OF THE DIVISIONAL ROAD DR01296 ON THE REMAINDER OF THE FARM HAWSTON VIEW NO. 271, BOTRIVER

1. The planning application motivation report received by this Department via electronic mail correspondence on 02 September 2020, refers.
2. This Directorate notes that an application for Environmental Authorisation has been submitted to the Competent Authority in terms of mineral resources; i.e., the National Department of Mineral Resources in terms of Section 24C(2A) of the NEMA.
3. This Department provided comment in a letter dated 01 September 2016 to the said Competent Authority during the EIA process and therefore have no further comment in terms of the consent use application.
4. Kindly quote the abovementioned reference number in any future correspondence regarding this correspondence.
5. This Department reserves the right to revise or withdraw its comments and request further information from you based on any new or revised information received.

Your interest in the future of the environmental is greatly appreciated.

Yours faithfully

**pp HEAD OF COMPONENT
DIRECTORATE: DEVELOPMENT MANAGEMENT - REGION 1
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING**



Western Cape
Government

Department of Environmental Affairs and Development Planning
Ayesha Hamdulay
Development Management
Ayesha.Hamdulay@westerncape.gov.za | Tel.: 021 483 0756

REFERENCE: 16/3/3/6/E4/5/1277/20

DATE: 21 December 2020

The Municipal Manager
Theewaterskloof Municipality
P. O. Box 24
CALEDON
7230

Attention: Mr. G. Matthyse

Tel.: (028) 214 3300
E-mail: gerritma@twk.org.za

Dear Sir

THE APPLICABILITY OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998) ("NEMA") AND THE ENVIRONMENTAL IMPACT ASSESSMENT ("EIA") REGULATIONS, 2014 (AS AMENDED) WITH RESPECT TO THE PROPOSED MINING OF BORROW PIT DR01296/1.5/L/50 ON THE REMAINDER OF THE FARM NO. 271, HAWSTON VIEW FOR MAINTENANCE AND CONSTRUCTION OF ROADS, OVERBERG DISTRICT

1. The planning application document (referenced "FA 271/re") received by the Department via electronic mail correspondence on 17 December 2020, refers.
2. This Directorate notes that the Department provided comment in a letter dated 1 September 2016 on the Mining Right application in respect of the borrow pit DR01296/1.5/L/50, during the EIA process for which the National Department of Mineral Resources was the Competent Authority.
3. In light of the above, this Directorate has no further comment on the mining of borrow pit DR01296/1.5/L/50 on the Remainder of the Farm No. 271, Hawston View.
4. This Department reserves the right to revise or withdraw its comments and request further information from you based on any information received.

Your interest in the future of the environmental is greatly appreciated.

Yours faithfully

Melanese Schippers
Digitally signed by
Melanese Schippers
Date: 2020.12.21
07:44:19 +02'00'

pp HEAD OF COMPONENT

DIRECTORATE: DEVELOPMENT MANAGEMENT - REGION 1

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

Cc: (1) Sunet du Toit (Theewaterskloof Municipality)
(2) Lester Parnell (Theewaterskloof Municipality)
(3) Kayalakhé Nontshiza (Theewaterskloof Municipality)
(4) Enrico Shortles (Theewaterskloof Municipality)
(5) Marianne Gertze (Theewaterskloof Municipality)
(6) Johannes Pienaar (Theewaterskloof Municipality)

E-mail: sundetdu@twk.org.za
E-mail: LesterPa@twk.org.za
E-mail: KayalakhéNo@twk.org.za
E-mail: EnricoSh@twk.org.za
E-mail: MarianneGe@twk.org.za
E-mail: JohannesPi@twk.org.za



BREED-GOURITZ
CATCHMENT MANAGEMENT AGENCY

31 Dordrecht Street, Worcester 6101, Private Bag 11003, Worcester 6101

Telephone: Rafeeq Le Roux Tel: 023 346 8000 Fax: 023 347 2012 E-mail: rieroux@bgcma.co.za

Reference No: 4/10/1/G40E/FARM 271 (REM), CALEDON
Date: 27th November 2020

The Municipal Manager
Theewaterskloof Municipality
P.O. Box 24
Caledon
7230
sunetdu@twk.org.za

Attention: Sunet du Toit

**COMMENT ON THE APPLICATION FOR APPLICATION FOR TEMPORARY DEPARTURE
FARM 271 REM , CALEDON.**

With reference to the above application received on 17/09/2020.

This office in principle has no objection to the application subject to the adherence of the following conditions:

1. All relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to.
2. No abstraction or storage of water is permitted, unless the applicant has formally obtained a license in terms of Section 41 of the National Water Act (Act 36 of 1998). No storage of water must therefore be present post rehabilitation and the quarry site may not be used as a dam without prior authorisation in terms of the National Water Act, 1998 (Act 36 of 1998).
3. Where the rehabilitation activities may be regarded as Section 21 (c) & (i) Water Use and require authorization in terms of the National Water Act, 1998 (Act 36 of 1998) ; as per Section 6 (v) of Government Notice 509 of 2016 dated **27/7/2016**, the Risk Matrix and applicable DW forms must be completed and submitted to this office for evaluation.
4. No pollution of surface water or ground water resources may occur due to any activity.
5. No stormwater runoff from any premises containing waste, or water containing waste emanating from industrial activities and premises may be discharged into a water resource. Polluted storm water must be contained.

6. All relevant sections and regulations of the National Environmental Management: Waste Act 2008 (Act 59 of 2008) regarding the disposal of solid waste must be adhered to. Solid waste may only be disposed of onto an authorised solid waste facility in terms of abovementioned legislation.
7. No permanent structures may be constructed within the 100 year flood line or within 100 meters of any watercourse (seasonal or permanent river, stream, wetland etc), whichever is furthest.
8. The water provided for domestic use / human consumption must comply with the SANS 241: 2015 guidelines for drinking water (edition 1). Regular monitoring must be done to ensure compliance. If the quality of the water is of such a nature that it is a threat to human health, then this office and the Provincial Department of Health must be informed of the procedures to rectify the problem.
9. All requirements in the Regulations on use of water for mining and related activities aimed at the protection of water resources as contained in Government Notice No 704, dated 4 June 1999, published in terms of the National Water Act, 1998 (Act 36 of 1998), must be adhered to at all times.
10. Please be advised that a wetland is defined as a watercourse in terms of the National Water Act, 1998 (Act 36 of 1998). Please be advised that no Section 21 (c) and (i) water use(s) may occur within a 500 meter radius from the boundary of any wetland and within 100 meters of any other watercourse (river/stream) without a Water Use Authorisation.
Section 21 (c) – impeding or diverting the flow in a watercourse.
Section 21 (i) – altering the bed, banks, course or characteristics of a watercourse.
11. The groundwater flow gradient across the intended mining site must be determined. Seasonal water tables, both winter and summer, must be measured. If it is envisaged that water found underground (entering the mine working, basement, tunnels or other construction through seepage or runoff, excluding aquifers) will have to be removed and discharged or disposed of at any time during the mining period for continuation of mining activities, the removal and disposal must comply with the General Authorisation as stipulated in Government Notice No. 665, dated 06 September 2013.
12. If the removal and discharge will not comply with the requirements of this General Authorisation, the applicant must submit a formal licence application in terms of Section 21(j) of the National Water Act, 1998 (Act 36 of 1998) to this office.
13. Should it be necessary to apply for an authorisation for any water use in terms of the National Water Act, 1998 (Act 36 of 1998), please be informed that authorisation could only be issued once a positive Environmental Authorisation has been obtained from the Department of Environmental Affairs and Development Planning (DEA&DP) for all applications subject to an Environmental Impact Assessment.
14. Mining particles must be prevented from entering the drainage furrows around the mining area, so that suspended solids will not enter any water resource.
15. The suspended solids concentration of the water leaving the property may not generally exceed 25mg/l. If the receiving watercourse is a special standard resource then a limit of 10mg/ l may not be exceeded.

16. Control measures must be implemented to prevent the pollution of any water resource, including groundwater, by oil, grease, fuel or chemicals.
17. All production material must be stockpiled outside the 1:100 year flood-line or more than a horizontal distance of 100 meters from any watercourse.
18. If sewage facilities for mine workers is necessary. A buffer area of at least 100 meters or above the 1:100 year floodline (whichever is the furthest) from the edge of any watercourse, whether permanent or non-permanent, must be applied when installing any type of sewage disposal system.
19. In the event that water from any water resource is needed in the mining processes, the applicant must apply for the necessary authorisation at this office.
20. The water quality of the rivers draining the area where the mining is to take place may not be negatively impacted on due to the mining operations.
21. All undertakings in the proposed rehabilitation programme must be adhered to. Should there be for any reason, deviation from the rehabilitation programme, this office must be notified immediately.
22. The intended use of any mine site/quarry as a storage dam for whatever use after the mining operations ceased, is illegal without first obtaining formal authorisation from this office for the storage of water in terms of Section 21 (a) and (b) of the National Water Act, 1998 (Act 36 of 1998).
23. All conditions of the inter-departmental guidelines concerning environmental management and the rehabilitation of ground being disturbed by prospecting and small mine activities, must be adhered to.
24. Any person who contravenes or, subject to regulation 3, fails to comply with regulation 2, 4, 5, 6, 7, 8, 9, 10, 11, 12 or 13 of the Government Notice 704 (Mining Regulations), is guilty of an offence and liable on conviction to a fine or to imprisonment for a period not exceeding five years.

The onus remains on the registered property owner to confirm adherence to any relevant legislation with regards to the activities which might trigger and/or need authorization for. Please do not hesitate to contact this office if you have any further queries.

Please ensure to quote the above reference in doing so.

Yours Faithfully

Please be advised that all relevant sections and regulations of the National Water Act, 1998 (Act 36 of 1998) regarding water use must be adhered to. The use of water without the required authorization in terms of the National Water Act, 1998 (Act 36 of 1998) may be regarded as unlawful and a criminal offence.

Please do not hesitate to contact this office if you have any further queries.

Please ensure to quote the above reference in doing so.

Yours Faithfully



MR. JAN VAN STADEN

CHIEF EXECUTIVE OFFICER (ACTING)

