



REFERENCE: 19/2/5/4/D7/9/WL0104/17

The Municipal Manager
Oudtshoorn Municipality
P.O. Box 255
OUTDSHOORN
6620

Tel.: (044) 203 3169
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For attention: Jean Cox

WASTE MANAGEMENT PERMIT FOR THE OPERATION OF THE GROOTKOP WASTE DISPOSAL FACILITY (WDF) ON A PORTION OF THE REMAINDER OF ERF NO. 1, OUTDSHOORN.

WASTE MANAGEMENT PERMIT

A. DECISION

I, Eddie Hanekom, in my capacity as the Director: Waste Management of the Department of Environmental Affairs and Development Planning (hereinafter referred to as "the Department"), in terms of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008), as amended (NEM:WA), hereby in terms of the provisions of section 54 (1) (a) and (d) of NEM:WA, as amended, replace the existing Waste Permit (Permit No. B33/2/900/3/S/P167) of the Oudtshoorn Local Municipality issued by the then Department of Water Affairs and Forestry (now Department of Water and Sanitation), and issue this Permit (hereafter "the Permit") with effect from the date of expiry of the appeal period set out, or the finalisation of an appeal, as provided for in the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA) National Appeal Regulations, published as Government Notice (GN) No. R. 993 of 8 December 2014, to the abovementioned Permit Holder, for the operation of the Grootkop WDF on a portion of the remainder of Erf No. 1, Oudtshoorn (hereinafter referred to as "the Facility").

B. DESCRIPTION OF ACTIVITY:

The activities for this Facility as per the Minimum Requirements for Waste Disposal by Landfill of the Department of Water Affairs and Forestry, Second Edition (DWAF, 1998) (referred to as "Minimum Requirements"), and the NEM:WA National Norms and Standards for Disposal of Waste to Landfill (Government Notice (GN) No. R 636) of 23 August 2013, will entail but not limited to the following:

- (a) Disposal of general waste
- (b) WDF Site Auditing
- (c) Gate or weighbridge recording procedures
- (d) Airspace volume Surveys
- (e) Collection and processing of other data
- (f) Leachate and water quality monitoring
- (g) Gas monitoring
- (h) Air quality monitoring
- (i) Monitoring of rehabilitated areas
- (j) Health of workers
- (k) Manage and prevent environmental nuisances

The granting of this Waste Permit is subject to compliance with the conditions set out in Section C.

In this Permit, "Director" means the Director: Waste Management of the Western Cape Department of Environmental Affairs and Development Planning, who may be contacted at the address below:

Director: Waste Management

Department of Environmental Affairs and Development Planning

Private Bag X 9086

CAPE TOWN

8000

In this Permit, "Director: RPW" means the Director: Resource Protection and Waste of the Department of Water and Sanitation: Western Cape Provincial Operations who may be contacted at the address below:

Director: RPW: Western Cape Provincial Operations

Department of Water and Sanitation

Private Bag X16

SANLAMHOF

7532

C. PERMIT CONDITIONS

PERMIT NUMBER: 19/2/5/4/D7/9/WL0104/17
WASTE APPLICATION: OPERATION OF THE GROOTKOP WDF
FACILITY CLASSIFICATION: CLASS B (G:M:B)
LOCATION: PORTION OF THE REMAINDER OF ERF NO. 1, OUDTSHOORN
PERMIT HOLDER: OUDTSHOORN LOCAL MUNICIPALITY
CONTACT PERSON: THE MUNICIPAL MANAGER OR THE DESIGNATED WASTE MANAGER/OFFICER
ADDRESS: P.O. Box 255, OUDTSHOORN, 6620

1. LOCATION

This Permit authorises the establishment, operation and further development of a waste disposal Facility on Portion of the remainder of Erf 1, District of Oudtshoorn (hereinafter referred to as "the Facility") according to the report dated 26 July 1994 (hereinafter referred to as "the Report"), submitted by the Permit Holder.

1.1. Location of entrance to the property, on which the Facility is situated, is as follows: -

Table 1-1: Location of the Facility

Latitude	Longitude
33°35'1.43"S	22°14'35.74"E

1.2. The boundaries of the Facility must be according to co-ordinates indicated in the Report, which are as follows: -

Table 1-2: Footprint of the Facility

Numbered Corners	Latitude	Longitude
1	33°35'1.43"S	22°14'35.74"E
2	33°34'55.46"S	22°14'12.31"E
3	33°34'46.88"S	22°14'22.63"E
4	33°34'56.61"S	22°14'41.38"E

1.3. The footprint of the Facility and its associated infrastructure is approximately 16.5 hectares.

1.4. The Surveyor General 21 Digit code of the Facility is as follows: C05400050000013000000.

2. PERMISSIBLE WASTE

- 2.1. Any portion of the Facility which has been constructed or developed according to condition 4 of this Permit, may be used for the transfer and disposal of general waste. Only waste that is classified as general waste, according to the NEM:WA, or any current and future Norms and Standards developed by the Department Environmental Affairs, is Permitted.
- 2.2. The Permit Holder shall take all reasonable steps to ensure that:
 - 2.2.1. no hazardous waste; and
 - 2.2.2. no health care or pharmaceutical waste, as defined by the Western Cape Health Care Waste Management Act, 2007, (Act No. 7 of 2007), be disposed of at the Facility.
- 2.3. The Permit Holder must prevent the acceptance of any waste not authorised at the Facility.
- 2.4. All waste loads must be checked at the gate to prevent the disposal of waste not permitted by this Permit.
- 2.5. Organic waste is allowed to be disposed of at the Facility, but must be in accordance with the Organic Waste Diversion Plan, targets and procedures referred to in conditions 19.4 and 19.5 of the Permit.

3. APPOINTMENT OF WASTE MANAGEMENT CONTROL OFFICER/ ENVIRONMENTAL CONTROL OFFICER

- 3.1. The waste management activities that are authorised by this Permit, must be managed by fit and proper persons who are competent in respect of the responsibilities to be undertaken by them.
- 3.2. A Waste Management Control Officer (WMCO) or Environmental Control Officer (ECO) must be appointed, who will monitor and ensure compliance and correct implementation of all mitigation measures and provisions as stipulated in the Permit.
- 3.3. The WMCO/ ECO must:
 - 3.3.1. report any non-compliance with any Permit conditions or requirements or provisions of NEM:WA to the Licensing Authority through means reasonably available;
 - 3.3.2. monitor the closure activities and ensure that the closure plans are in accordance with the engineering designs; and
 - 3.3.3. identify and submit potential measures to the Permit Holder and the Director in respect of waste minimisation, including the reduction, recovery, re-use and recycling of waste.

4. CONSTRUCTION

- 4.1. The Facility or any portion thereof may only be used for the disposal of permissible waste if the Facility or any such portion has been constructed or developed according to condition 4 of this Permit.
- 4.2. Construction and further development of the Facility shall be done according to the approved plan no. ST94/7-P1, dated July 1994.
- 4.3. Further development of the Facility must be done under the supervision of a competent person proposed by the Permit Holder and approved by the Director.
- 4.4. Should any portion of the Facility be further developed, the Permit Holder must notify the Director of such a development within the Facility and the person referred to in condition 4.3 must submit a certificate or alternatively a letter to the Director that the construction of that development within the Facility, as proposed by the Permit Holder and approved by the Director, is in accordance with recognised civil engineering practice before disposal may commence on that portion within the Facility. The completed construction works of the development within the Facility must be inspected by an official of the Department and the person referred to in condition 4.3. If the Director is satisfied

with the construction of that further development within the Facility and has given written permission, the Permit Holder may use that portion of the Facility for the disposal of waste.

- 4.5. The Permit Holder must take all reasonable steps, such as suitable zoning and/or written agreements with adjacent landowners, to establish and maintain an unbuilt area or "buffer zone" of 800 metres between the Facility and the nearest residential area.
- 4.6. Works must be constructed and maintained on a continuous basis by the Permit Holder to divert and drain from the Facility in a legal manner, all runoff water arising on land adjacent to the Facility, which could be expected as a result of the estimated maximum precipitation during a period of 24 hours with an average frequency of once in fifty (1:50) years (hereinafter referred to as the "estimated maximum precipitation"). Such works shall, under the said rainfall event, maintain a freeboard of half a metre.
- 4.7. Works must be constructed and maintained on a continuous basis by the Permit Holder to divert and drain from the working face of the Facility, all runoff water arising on the Facility, which could be expected as a result of the estimated maximum precipitation and to prevent such runoff water from coming into contact with leachate from the Facility. Such works must, under the said rainfall event, maintain a freeboard of half a metre.
- 4.8. Runoff water referred to in Condition 4.7 must comply with the quality requirements as determined by the Director and Director: RPW and shall be drained from the Facility in a legal manner.
- 4.9. Runoff water referred to in condition 4.7 which does not comply with the quality requirements applicable in terms of condition 4.8 and all sporadic leachate from the Facility must, by means of works which must be constructed and maintained on a continuous basis by the Permit Holder –
 - 4.9.1. to be treated to comply with the aforementioned standard and discharged in a legal manner; and/or,
 - 4.9.2. with the written approval of the Director be evaporated in dams and/or be evaporated by spraying over those portions of the Facility which comply with the requirements set in terms of condition 4.1.
- 4.10. The Facility must be constructed in accordance with recognised civil engineering practice to ensure that it remains stable.
- 4.11. The slope of the sides of the Facility must be constructed in such a manner that little or no erosion occurs.
- 4.12. The Permit Holder must make provision for adequate sanitation facilities on the Facility.

5. ACCESS CONTROL

- 5.1. Weatherproof, durable and legible notices in 3 (three) official languages applicable in the area, must be displayed at each entrance to the Facility. These notices shall prohibit unauthorised entry and state the hours of operation, the name, address and telephone number of the Permit Holder and the person responsible for the operation of the Facility.
- 5.2. The Licence Holder must prevent unauthorised access to the Facility, by having the Facility enclosed with a fence and a gate with the same height.
- 5.3. The Permit Holder shall take all reasonable steps to maintain service roads in a condition which ensures unimpeded access to the Facility for vehicles transporting waste and to keep the roads free of waste.
- 5.4. The Permit Holder must ensure that all entrance gates are manned during the hours of operation and locked outside the hours of operation.

- 5.5. The Permit Holder must ensure effective access control.
- 5.6. The Permit Holder must take all reasonable steps to prevent the disposal of waste on the Facility for which the Facility has not been approved.

6. FACILITY MANAGEMENT AND OPERATIONS

- 6.1. Waste disposed of on the Facility shall be compacted and covered on daily basis with a minimum of 150 millimetres of soil or other material approved by the Director.
- 6.2. The Permit Holder must conduct an annual (once per year) topographical survey which must be submitted to the Director in the form of an Airspace Determination Report, which must estimate the remaining volume of airspace on the Facility and the remaining lifetime for the disposal of waste at the Facility.
- 6.3. The Permit Holder must take all reasonable steps to ensure the Facility is operated in a manner which must prevent the creation of nuisance conditions or health hazards, such as vectors (flies and vermin), exposed waste, dust, windblown litter, obnoxious odours and noise.
- 6.4. Reclamation of waste may not occur at the Facility.
- 6.5. The Permit Holder must keep a record of the volume and nature of the waste materials which are reclaimed and report this on an annual basis to the Director.
- 6.6. Waste may not be burned at the Facility.
- 6.7. An Emergency Response Plan (ERP) must be developed, and all staff must be trained in the implementation thereof. The ERP should be regularly updated and must include fire evacuations, injury on duty, accidents, and procedures caused by unexpected hazardous waste ending up at the Facility.
- 6.8. Areas that will not be used for waste disposal for longer than a year must be covered with a minimum of at least 200 (two-hundred) millimetres of suitable cover material.
- 6.9. The Facility must comply with the Noise Control Regulations P.N. 200/2013, as promulgated under the Environmental Conservation Act, 1989 (Act No. 73 of 1989).

7. INTERNAL AUDITS

- 7.1. Internal audits must be conducted quarterly (four times per year) by the Permit Holder and on each audit occasion an official report (as per condition 8.6) must be compiled by the relevant auditor to report the findings of the audits, which must be made available to the external auditor specified in condition 8.1 and the Department (if requested), according to condition 9.2.

8. EXTERNAL AUDITS

- 8.1. The Permit Holder must appoint an independent external auditor to audit the Facility annually (once a year) and this auditor must compile an audit report (as per condition 8.6) documenting the findings of the audit to the Department.
- 8.2. The audit report must specifically state whether conditions of this Permit are adhered to and must include an interpretation of all available data and test results regarding the operation of the Facility and all its impacts on the environment.
- 8.3. The audit report must contain recommendations regarding non-compliance or potential non-compliance with the Permit conditions, and must specify target dates for the implementation of the recommendations by the Permit Holder.

- 8.4. The external audit report must be submitted to Environmental Monitoring Committee (hereinafter referred to as the "Monitoring Committee"), provided in condition 10.1 below, within 3 (three) months, from the date on which the external auditor finalised the report.
- 8.5. Each external audit must be submitted to the Director within 30 (thirty) days, from the date on which the external auditor finalised the report.
- 8.6. Both the internal and external audit reports must be in accordance with the format as prescribed by the Director.

9. DEPARTMENTAL AUDITS AND INSPECTIONS

- 9.1. The Director and the Director: RPW reserves the right to audit and/or inspect the Facility at any time and at such a frequency as the Director and Director: RPW may decide, or to have the Facility audited or inspected.
- 9.2. The Permit Holder must make any records or documentation available to the Director and the Director: RPW upon request, as well as any other information the Director and Director: RPW may require.
- 9.3. The findings of these audits or inspections shall be made available to the Permit Holder within 60 (sixty) days of the end of the audit or inspection and shall not be treated as confidential.

10. MONITORING COMMITTEE

- 10.1. The Permit Holder must establish a Monitoring Committee for the normal operative lifetime of the Facility.
- 10.2. The Permit Holder must take the necessary steps to establish, maintain and ensure the continued functioning of a Monitoring Committee for the normal operative lifetime of the Facility and for a period of at least two years after the closure of the Facility, or such longer period as may be determined by the Director.
- 10.3. The Monitoring Committee shall be representative of relevant interested and affected persons and may consist of at least 3 (three) of the following representatives:
 - 10.3.1. Permit Holder and/or his/her appointed consultant(s) or advisor(s);
 - 10.3.2. representative(s) of the Health, Environment and/or Waste Departments of the relevant local authority;
 - 10.3.3. representative(s) of this Department; and
 - 10.3.4. at least 3 (three) persons/parties, their representatives elected by the local residents, or proof of notification of the Monitoring Committee to interested and affected parties of each meeting.
- 10.4. The Monitoring Committee shall meet annually (once a year) and no later than 3 (three) months after the finalisation of the external audit report was conducted in terms of condition 8.1, and submitted in terms of condition 8.4.
- 10.5. The Permit Holder must keep minutes of all meetings of the Monitoring Committee and distribute these minutes to all members of the Monitoring Committee within 30 (thirty) days after the meeting.

11. MONITORING

- 11.1. A ground water monitoring system must be implemented and maintained by the Permit Holder to the satisfaction of the Director, so that unobstructed sampling, as required in terms of this Permit, can be undertaken.

- 11.2. The Permit Holder must drill an upstream and a downstream borehole, where the groundwater is respectively on a higher and a lower level than the level of the groundwater beneath the Facility. The location of these boreholes must be determined in consultation with the Director.
- 11.3. Monitoring boreholes must be equipped with lockable caps. The Director and the Director: RPW reserve the right to take water samples at any reasonable time and to analyse these samples or have them analysed.
- 11.4. Surface water monitoring must be performed in all storm water drain outlets that discharges to the natural environment and adjacent to the Facility at locations selected in conjunction with and at such a frequency as determined by the Director and the Director: RPW.
- 11.5. Background Monitoring
- 11.5.1. Monitoring conducted at a borehole that is at an expected higher hydraulic pressure level than the hydraulic pressure level of the groundwater under the Facility, must be considered as background monitoring. Background groundwater monitoring shall be conducted during each monitoring occasion in terms of conditions 11.6, 11.7 or 11.8 for the water quality variables as agreed by the Director and Director: RPW.
- 11.6. Detection Monitoring
- 11.6.1. Monitoring shall be conducted on a biannual basis (twice a year), in late summer and late winter, to capture seasonal variation, for the water quality variables as agreed by the Director and Director: RPW.
- 11.7. Investigative Quality Monitoring
- 11.7.1. If, in the opinion of the Director and Director: RPW, a water quality variable referred to in condition 11.6, shows an increasing trend, the Permit Holder shall initiate a monthly monitoring programme.
- 11.8. Post-closure Monitoring
- 11.8.1. Groundwater monitoring by the Permit Holder, in accordance with condition 11.6 or 11.7, shall commence immediately upon closure of the Facility and be maintained for a period of 30 (thirty) years, or such lesser period as may be determined by the Director and Director: RPW.
- 11.9. Further Investigations
- 11.9.1. If, in the opinion of the Director and Director: RPW, groundwater, surface water and/or air pollution have occurred or may possibly occur, the Permit Holder shall conduct the necessary investigations and implement additional monitoring and rehabilitation measures, which shall be to the satisfaction of the Director and Director: RPW.

12. MONITORING METHODS AND PARAMETERS

- 12.1. The Permit Holder shall carry out all tests in accordance with methods prescribed by and obtainable from the South African Bureau of Standards (SABS), referred to in the Standards Act, 2008 (Act No. 8 of 2008), to analyse the samples taken under the monitoring programmes specified in condition 11.
- 12.2. The Permit Holder may only use another method of analysis if written proof that the method is at least equivalent to the SABS method, is submitted to the Director and the Director: RPW.
- 12.3. The Permit Holder must put in place a monitoring and measurement plan that must inter alia include:
- 12.3.1. mass (in tonnes or kilograms) received;
- 12.3.2. treated and transferred;
- 12.3.3. waste types and sources;

- 12.3.4. air quality monitoring; and
- 12.3.5. an annual (once per year) topographical survey submitted to the Director in the form of an Airspace Determination Report, which must estimate the remaining volume of airspace on the Facility and the remaining lifetime for the disposal of waste at the Facility.

13. RECORD KEEPING

- 13.1. The Permit Holder must keep records of all monitoring results, nuisances and complaints at the Facility.
- 13.2. Accurate records of waste volumes or masses received and recovered must be kept at the Facility and reported to the Department as per condition 13.5.
- 13.3. All records required or resulting from activities required by this Permit must:
 - 13.3.1. be legible;
 - 13.3.2. be made available and should form part of any audit report;
 - 13.3.3. amended, be amended in such a way that the original and any subsequent amendments remain legible and are easily retrievable;
 - 13.3.4. be retained in accordance with documented procedures which are approved by the Department; and
 - 13.3.5. be made available upon the request of the Director and/or the Director: RPW.
- 13.4. The Permit Holder must record and interpret all borehole data and chemical analysis in a format agreed upon in writing between the Director and the Director: RPW, the Permit Holder, and a relevant specialist if so required.
- 13.5. The Permit Holder must register and report all waste volumes or masses received, recovered, disposed of or stored to the Department's Integrated Pollutant and Waste Information System (IPWIS), which can be accessed on the [URL: http://ipwis.pgwc.gov.za/ipwis3/public](http://ipwis.pgwc.gov.za/ipwis3/public) as required by the Department.

14. REPORTING

- 14.1. The information required in terms of conditions 11.4 to 11.8, must be submitted to the Director and the Director: RPW within a period of 30 (thirty) days following the analysis of the said samples. The information required in terms of condition 11.9, must be submitted to the Director and the Director: RPW within a period, of one year from the date of issuing of this Permit and annually thereafter. The information must also be included into a trend report, which must contain a graphical representation of all results obtained previously at any specific point, as well as an interpretation and discussion of the results of each monitoring occasion.
- 14.2. The Department must be notified without delay in the case of the following: -
 - 14.2.1. any malfunction, breakdown of failure of equipment or techniques, accident or fugitive emission which has caused, is causing or may cause significant pollution;
 - 14.2.2. the breach of conditions of this Permit; and
 - 14.2.3. any significant adverse environmental and health effects.
- 14.3. Prior written notification must be given to the Director of the following events and within the specified timeframes: -
 - 14.3.1. as soon as practicable prior to the permanent cessation of any operational activities;
 - 14.3.2. full or partial cessation of the operational activities for a period likely to exceed 3 (three) months; and
 - 14.3.3. full or partial resumption of the operation of all or part of the activities after a cessation notified under 14.3.2 above.

15. REPORTING OF INCIDENTS

- 15.1. The Permit Holder must, within 24 (twenty-four) hours, notify the Director of the occurrence or detection of any incident at the Facility, which has the potential to cause disruption in the normal operation of the Facility, or has caused water pollution, pollution of the environment, health risks or nuisance conditions.
- 15.2. The Permit Holder must, within 14 (fourteen) days, or a shorter period of time, if specified by the Director, from the occurrence or detection of any incident referred to in condition 16.1, submit an action plan, which must include a detailed time schedule, to the satisfaction of the Director of measures taken to:
 - 15.2.1. correct the impact resulting from the incident;
 - 15.2.2. prevent the incident from causing any further impact; and
 - 15.2.3. prevent a recurrence of a similar incident.
- 15.3. In the event that measures have not been implemented within 21 (twenty-one) days of the incident to address impacts caused by the incident referred to in condition 16.1, or measures which have been implemented are inadequate, the Director may implement the necessary measures at the cost and risk of the Permit Holder.
- 15.4. The Permit Holder or duly appointed person must keep an incident report and complaints register, which must be made available to both external and Departmental auditors for the purpose of their audits.

16. DECOMMISSIONING

- 16.1. The Permit Holder shall, at least 180 days prior to the intended closure of the Facility, notify the Director by registered mail of such closure and submit final rehabilitation plans for his approval as well as further direction to be provide by the Director and Director: RPW for requirements to decommission this waste disposal facility.

17. LEASING AND ALIENATION OF THE FACILITY

- 17.1. Should the Permit Holder want to alienate or lease the Facility, he/she shall notify the Director in writing of such an intention at least 120 (one hundred and twenty) days prior to the said transaction.

18. TRANSFER OF PERMIT

- 18.1. Should the Permit Holder want to transfer holdership of this Permit, he/she must apply in terms of section 52 of the NEM:WA.
- 18.2. Any subsequent Permit Holder shall be bound by the conditions of this Permit.

19. GENERAL

- 19.1. The Permit Holder shall remain responsible for the Facility, and/or any of the impacts arising from the operations on the environment.
- 19.2. This Permit shall not be construed as exempting the Permit Holder from compliance with the provisions of the Health Act, 2003 (Act 61 of 2003), the National Water Act, 1998 (Act 36 of 1998) or any applicable act, ordinance, regulation or by-law.
- 19.3. The Permit may be reviewed at any time before the waste disposal airspace capacity is reached. Based on the results of the review, especially compliance to Permit conditions or recommendations from the audit reports and/or changing legislation, the Permit can be amended or withdrawn or the

validity thereof be extended.

- 19.4. Transgression of any condition of this Permit could result in the suspension of the Permit by this Director.
- 19.5. The Permit Holder must submit an Organic Waste Diversion Plan to the Director within 90 (ninety) days of the date of signature of this Permit and annually thereafter.
- 19.6. The information within the Organic Waste Diversion Plan must:
 - 19.6.1. provide a status quo of current organic waste sources and volumes disposed at municipal WDFs, and current rates and procedures of organic waste diversion from WDFs; and
 - 19.6.2. set annual targets and identify procedures from 2018 that will be implemented to meet these targets for the diversion of organic waste from municipal WDFs, in order to reach a 50% diversion by the year 2022 and 100% diversion by the year 2027.
- 19.7. This Permit is valid until the waste disposal airspace capacity has been reached which must be determined as per condition 12.3.5. The Permit may be reviewed at any time before the waste disposal airspace capacity is reached. Based on the results of the review, especially compliance to Permit conditions or recommendations from the audit reports and/or changing legislation, the Permit can be amended or withdrawn or the validity thereof be extended.

D. APPEAL OF PERMIT

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 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 Jaap de Villiers (Tel: 021 483 3721)
Room 809

8th Floor Utilitas Building, 1 Dorp Street, Cape Town, 8001

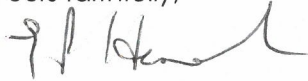
Note: For purposes of electronic database management, you are also requested to submit electronic copies (Microsoft Word format) of the appeal, responding statement and any supporting documents to the Appeal Authority to the address listed above and/ or via e-mail to Jaap.DeVilliers@westerncape.gov.za.

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 Jaap.DeVilliers@westerncape.gov.za or URL <http://www.westerncape.gov.za/eadp>.

E. DISCLAIMER

Provincial Government, Local Authority or committees appointed in terms of the conditions of the application or any other public authority or organisation shall not be held responsible for any damages or losses suffered by the developer 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 developer with the conditions of authorisation as set out in this document or any other subsequent document emanating from these conditions of authorisation.

Yours faithfully,



EDDIE HANEKOM

DIRECTOR: WASTE MANAGEMENT

DATE OF DECISION: 28-08-2018

- (1) Paul Müller (Waste Manager: Oudtshoorn Municipality)
- (2) Chris Koch (Oudtshoorn Municipality)
- (3) Malise Noe: (DWS: Resource Protection and Waste)
- (4) Wilna Moolman (DWS: Resource Protection and Waste)

E-mail: Muller@oudtmun.gov.za

E-mail: Koch@oudtmun.gov.za

E-mail: NoeM@dws.gov.za

Email: MoolmanW@dws.gov.za

ANNEXURE

A. REASONS FOR THE DECISION (APPEALABLE)

The reasons for the Permit decision, as well as factors affecting the broader development that were considered to ensure the effective implementation of this Permit, are explained below:

1. The Department conducted a review of selected WML as per Section 53 (1) of the NEM:WA, which states that: "A licensing authority must review a waste management licence at intervals specified in the licence, or when circumstances demand that a review is necessary".
2. The proposed variation was in line with Section 54 (1) (a) and (d) of the NEM:WA, which states that:
"(1) A licensing authority may, by written notice to the holder of a waste management licence, vary the licence-
 - (a) if it is necessary or desirable to prevent pollution; (and)
 - (d) to make a non-substantive amendment".
3. The review and subsequent non-substantive amendment was conducted by issuing this Permit in order to align the Grootkop WDF Permit conditions with current waste legislation and to replace the existing Permit (Ref: B33/2/900/3/S/P167) issued by Department of Water Affairs and Forestry.

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