

REFERENCE: 16/3/3/5/B3/28/1060/23
NEAS REFERENCE: WCP/EIA/AMEND/0000759/2023
DATE: **23 OCTOBER 2023**

The Board of Directors
Quantum Foods (Pty) Ltd.
PO Box 1183
WELLINGTON
7654

Attention: Mr Ronald Jones

Cell: 083 251 6111
E-mail: Ronald.Jones@quantumfoods.co.za

Dear Sir

APPLICATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) AND PART 1 OF THE ENVIRONMENTAL IMPACT ASSESSMENT ("EIA") REGULATIONS, 2014 FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 21 APRIL 2011: THE UPGRADING AND CONSTRUCTION OF NEW PULLET REARING HOUSES ON THE REMAINDER OF FARM NO. 154/1, PAARL.

1. With reference to the above application, the Department hereby notifies you of its decision to **grant** the amendment of the Environmental Authorisation ("EA") issued on 21 April 2011 (DEA&DP Ref.: E12/2/3/1-B3/28-0982/10) attached herewith, together with the reasons for the decision.
2. Your attention is drawn to Chapter 2 of the National Appeal Regulations, 2014 (as amended), which prescribes the appeal procedure to be followed. This procedure is summarised in the attached amended EA.

Yours faithfully

Zaahir Toefy Digitally signed by Zaahir Toefy
Date: 2023.10.23 12:13:09
+02'00'

MR. ZAAHIR TOEFY
DIRECTOR: DEVELOPMENT MANAGEMENT (REGION 1)
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

Cc: (1) Ms Johmandie Pienaar (Enviro-EAP)
(2) Ms Cindy Winter (Drakenstein Municipality)

E-mail: johmandie@enviro-eap.co.za
E-mail: Cindy.Winter@drakenstein.gov.za

EIA REFERENCE: 16/3/3/5/B3/28/1060/23
NEAS REFERENCE: WCP/EIA/AMEND/0000759/2023
DATE: 23 OCTOBER 2023

ENVIRONMENTAL AUTHORISATION

APPLICATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) AND PART 1 OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 FOR THE AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 21 APRIL 2011: THE UPGRADING AND CONSTRUCTION OF NEW PULLET REARING HOUSES ON THE REMAINDER OF FARM NO. 154/1, PAARL.

With reference to your application for the abovementioned, find below the outcome with respect to this application.

A. DECISION

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA") and the Environmental Impact Assessment ("EIA") Regulations, 2014, the Department herewith **grants** the amendment of the Environmental Authorisation ("EA") issued on 21 April 2011 (DEA&DP Ref.: E12/2/3/1-B3/28-0982/10) in terms of Part 1 of the EIA Regulations, 2014.

The EA is amended as set out below:

1. Section C: APPLICANT:

Pioneer Foods (Pty) Ltd.
c/o Mr André Muller
11 Main Road
WELLINGTON
7551

Tel: (021) 864 8600
Fax: (086) 660 6404

Is amended to read:

Quantum Foods (Pty) Ltd.
c/o Mr Ronald Jones
PO Box 1183
WELLINGTON
7654

Cell: 083 251 6111

The abovementioned applicant is the holder of the Environmental Authorisation and is hereinafter referred to as the "**the holder**".

B. REASONS FOR THE DECISION

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

1. The amendment applied for is in terms of Part 1 of the EIA Regulations, 2014 (as amended) and will not change the scope of the EA issued on 21 April 2011.
2. The amendment does not trigger any new listed activities in terms of the EIA Regulations, 2014 (as amended).
3. The amendment will not result in an increased level or nature of the impacts that were considered and assessed during the initial application for environmental authorisation.
4. The environment and the rights and interests of interested and affected parties ("I&APs") will not be adversely affected by the decision to amend the Environmental Authorisation.

C. CONDITIONS

1. All other conditions contained in the EA issued on 21 April 2012 (Attached as Annexure A), remain unchanged and in force.

D. APPEALS

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 the 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 Marius Venter (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 DEADP.Appeals@westerncape.gov.za.

5. A prescribed appeal form as well as assistance regarding the appeal processes is obtainable from the Appeal Authority at: Tel. (021) 483 3721, E-mail DEADP.Appeals@westerncape.gov.za or URL <http://www.westerncape.gov.za/eadp>.

E. DISCLAIMER

The Western Cape Government, the Local Authority, committees or any other public authority or organisation appointed in terms of the conditions of this EA shall not be responsible for any damages or losses suffered by the holder, developer or his/her successor in any instance where construction or operation subsequent to construction is temporarily or permanently stopped for reasons of non-compliance with the conditions as set out herein or any other subsequent document or legal action emanating from this decision.

Your interest in the future of our environment is appreciated.

Yours faithfully

Zaahir Toefy Digitally signed by Zaahir Toefy
Date: 2023.10.23 12:13:40
+02'00'

MR. ZAAHIR TOEFY
DIRECTOR: DEVELOPMENT MANAGEMENT (REGION 1)
DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING
DATE OF DECISION: 23 OCTOBER 2023

Cc: (1) Ms Johmandie Pienaar (Enviro-EAP)
(2) Ms Cindy Winter (Drakenstein Municipality)

E-mail: johmandie@enviro-eap.co.za
E-mail: Cindy.Winter@drakenstein.gov.za

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ANNEXURE A: ENVIRONMENTAL AUTHORISATION ISSUED ON 21 APRIL 2011



DEPARTMENT of
ENVIRONMENTAL AFFAIRS
& DEVELOPMENT PLANNING

Provincial Government of the Western Cape

Directorate: Land Management
(Region 1)

Bosborne@pgwc.gov.za

Tel: +27 21 483 3679/5113

Fax: +27 21 483 3633

1 Dorp Street, Cape Town, 8001

www.capegateway.gov.za/eadp

REFERENCE: E12/2/3/1-B3/28-0982/10

ENQUIRIES: Bernadette Osborne

DATE OF ISSUE: 21 APR 2011

The Board of Directors
Pioneer Foods (Pty) Ltd
11 Main Road
WELLINGTON
7551

Attention: Mr André Muller

Tel: (021) 864 8600

Fax: (086) 660 6404

Dear Sir

APPLICATION: UPGRADING AND CONSTRUCTION OF NEW PULLET REARING HOUSES ON REMAINDER OF FARM NO. 154/1, PAARL.

With reference to your application, find below the environmental authorisation hereinafter referred to as "the environmental authorisation" in respect of this application.

ENVIRONMENTAL AUTHORISATION

A. DESCRIPTION OF ACTIVITY:

This environmental authorisation authorises the replacement of 6 sites (12 chicken houses) with 7 new sites (14 chicken houses) at different locations with a total footprint of approximately 12 096m² and the associated decommissioning and rehabilitation of 2 chicken houses on site 1 on the Remainder of the Farm No. 154/1, Paarl (site alternative 1). The development will also include the construction of 9 evaporation ponds and a concrete compost facility for natural chicken mortalities.

The following activities are identified in Government Notice No. Regulation 386 of 21 April 2006:

Activity 1(h):

The construction of facilities or infrastructure, including associated structures or infrastructure for the concentration of animals for the purpose of commercial production in densities that exceed 3 square metres per head of poultry and more than 250 poultry per facility at any time, excluding chicks younger than 20 days,

Activity 1(j):

The construction of facilities or infrastructure, including associated structures or infrastructure for agri-industrial purposes outside areas zoned for industrial purposes that cover an area of 1000 square metres or more,

Activity 7:

The aboveground storage of a dangerous good, including petrol, diesel, liquid petroleum gas or paraffin, in containers with a combined capacity of more than 30 cubic metres but less than 1000 cubic metres at any one location or site,

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Activity 15:

The construction of a road that is wider than 4 metres or that has a reserve wider than 6 metres, excluding roads that fall within the ambit of another listed activity or which are access roads of less than 30 metres long,

Activity 16:

The transformation of undeveloped, vacant or derelict land to residential, mixed, retail, commercial, industrial or institutional use where such development does not constitute infill and where the total area to be transformed is bigger than 1 hectare.

The following activities are identified in Government Notice No. R544 of 18 June 2010, being:

Activity 23:

The transformation of undeveloped, vacant or derelict land to residential, retail, commercial, recreational, industrial or institutional use, outside an urban area and where the total area to be transformed is bigger than 1 hectare but less than 20 hectares,

Activity 32:

The expansion of facilities for the concentration of poultry, excluding chicks younger than 20 days, where the capacity of the facility will be increased by more than 5000 poultry per facility situated outside an urban area,

Activity 35:

The expansion of facilities for agri-industrial purposes outside industrial complexes, where the development footprint of the facility will be increased by a 1000 square metres or more, with the exception of hatcheries, where activity 36 in this Notice applies.

The following activities are identified in Government Notice No. R546 of 18 June 2010, being:

Activity 4:

The construction of a road wider than 4 metres with a reserve less than 13.5 metres.

- (d) Western Cape
 - ii. All areas outside urban areas,

Activity 17:

The expansion of reservoirs for bulk water supply where the capacity will be increased by more than 250 cubic metres,

- (d) Western Cape
 - ii. All areas outside urban areas,

Activity 19:

The widening of a road by more than 4 metres, or the lengthening of a road by more than 1 kilometre,

- (d) Western Cape
 - ii. All areas outside urban areas,

Activity 23:

The expansion of infrastructure for the storage, or storage and handling of a dangerous good, where such storage facilities will be expanded by 30 cubic metres or more but less than 80 cubic metres,

- (d) Western Cape
 - ii. All areas outside urban areas,

hereinafter referred to as "**the activity**".

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B. LOCATION:

The activity will be located at 8 separate locations on the remainder of the Farm No. 154/1, Paarl.

The co-ordinates are:

Site 1: (33° 37' 43" S and 18° 52' 49" E)

Site 2: (33° 37' 18" S and 18° 52' 47" E)

Site 3: (33° 37' 18" S and 18° 53' 02" E)

Site 4: (33° 37' 02" S and 18° 53' 07" E)

Site 5: (33° 37' 10" S and 18° 52' 48" E)

Site 6: (33° 37' 19" S and 18° 52' 36" E)

Site 10: (33° 36' 36" S and 18° 52' 29" E)

Site 11: (33° 36' 32" S and 18° 52' 10" E)

hereinafter referred to as "the site".

C. APPLICANT:

Pioneer Foods (Pty) Ltd
% Mr André Muller
11 Main Road
WELLINGTON
7551

Tel: (021) 864 8600

Fax: (086) 660 6404

D. ENVIRONMENTAL ASSESSMENT PRACTITIONER:

Cape Lowlands Environmental Services cc
% Nicolaas Hanekom
PO Box 70
DARLING
7345

Tel: (022) 492 3435

Fax: (088) 022 492 3435

E. SITE VISIT(S):

Date: 7 July 2010

Persons Present: Ms Bernadette Osborne, Ms Bongiswa Gabavana and Mr Eugene Pienaar of the Department of Environmental Affairs and Development Planning (DEA&DP), and Mr Nicolaas Hanekom of Cape Lowlands Environmental Services cc.

Meeting held:

Date: 8 November 2010

Persons Present: Ms Bernadette Osborne, Ms Washiela Anthony, Mr Clayton Hendricks, Mr Lance McBain-Charles from DEAD&DP, and Mr Nicolaas Hanekom of Cape Lowlands Environmental Services cc.

F. DECISION:

The Department is satisfied, on the basis of 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 specified above.

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act No. 107 of 1998), the Environmental Impact Assessment Regulations (21 April 2006) and the Environmental Impact Assessment Regulations (18 June 2010) the Department hereby authorises the activity described above.

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

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G. CONDITIONS OF AUTHORISATION

1. The activities, including site preparation, may not commence within 20 (twenty) days after receipt of this environmental authorisation. In the event that an appeal notice and subsequent appeal is lodged with the competent authority, the effect of this environmental authorisation will be suspended until such time as the appeal is decided.
2. The applicant, must, in writing, within 20 days of the issue of this authorisation, confirm acceptance of the conditions of this authorisation. The Environmental Authorisation may be suspended until such time that these conditions of authorisation are accepted.
3. This environmental authorisation authorises the replacement of 6 sites (12 chicken houses) with 7 new sites (14 chicken houses) at different locations with a total footprint of approximately 12.096m² and the associated decommissioning and rehabilitation of 2 chicken houses on site 1 on the Remainder of the Farm No. 154/1, Paarl (site alternative 1). The development will also include the construction of 9 evaporation ponds and a concrete compost facility for natural chicken mortalities.
4. One week's notice, in writing, must be given to the Directorate: Land Management (Region 1), (hereinafter referred to as "this Directorate"), before commencement of construction activities.
 - 4.1 Such notice shall make clear reference to the site location details and reference number given above.
 - 4.2 The said notice must also include proof of compliance with the following conditions described herein:

Conditions: 1, 2 and 8.
5. Site 2 must be rehabilitated and contour banks must be reinstated after the removal of this infrastructure. The re-located site 2 must be placed at the end of the contour banks and must not interrupt overland water flow or cause erosion.
6. Fly traps must be placed near the chicken houses.
7. Construction activities must at all times comply with the Noise Regulations in terms of the Environment Conservation Act, 1989 (Act No. 73 of 1989).
8. The applicant must in writing, within 12 (twelve) calendar days of the date of the decision on the application –
 - 8.1 notify all registered Interested and Affected Parties ("I&AP's") of –
 - 8.1.1 the outcome of the application;
 - 8.1.2 the reasons for the decision; and
 - 8.1.3 the date of the decision;
 - 8.2 Inform all registered I&AP's of the appeal procedure provided for in Chapter 7 of the Regulations.
 - 8.3 Inform all registered I&AP's of the manner in which they can access the decision;
 - 8.4 Advise all registered I&AP's that, should they wish to appeal, they must lodge a Notice of Intention to Appeal with the Minister within 20 (twenty) days of date of the Department's decision and must submit their appeal within 30 (thirty) days after the lapsing of the 20 (twenty) days contemplated in regulation 60(1), for the lodging of the Notice of Intention to Appeal.
 - 8.5 Inform all registered I&AP's that the prescribed Notice of Intention to Appeal form and Appeal form are obtainable from the Minister's office at telephone number (021) 483 3721, or 483 3915, email Jaap.DeVilliers@pgwc.gov.za or via the URL <http://www.capegateway.gov.za/eadp>.

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Directorate: Land Management (Region 1)*

- 8.6 Inform all registered I&AP's that should they wish to appeal, the appellant must serve on the applicant, within 10 (ten) days of having submitted the Notice of Intent to Appeal with the Minister, a copy of the Notice of Intention to Appeal form as well as a notice indicating where and for what period the appeal submission will be available for inspection by the applicant.
- 8.7 If the applicant should decide to appeal the decision, the applicant must -
 - 8.7.1 lodge a Notice of Intention to Appeal with the Minister, within 20 (twenty) days after the date of the decision.
 - 8.7.2 submit the appeal within 30 (thirty) days after the lapsing of the 20 (twenty) days contemplated in Regulation 60(1), for the lodging of the Notice of Intention to Appeal.
 - 8.7.3 within 10 (ten) days of having lodged the Notice of Intention to Appeal, provide each person and Organ of State registered as an Interested and Affected Party in respect of the application, with -
 - 8.7.3.1 a copy of the Notice of Intention to Appeal form;
 - 8.7.3.2 a notice indicating where and for what period the appeal submission will be made available for inspection by such person or Organ of State, on the day of lodging it with the Minister, and that a responding statement may be made on the appeal within 30 (thirty) days from the date the appeal submission was lodged with the Minister. A person, Organ of State or applicant who submits a responding statement in terms of Regulation 63(1) must within 10 (ten) days of having submitted the responding statement, serve a copy of the statement on the appellant.
9. The holder of the authorisation shall be responsible for ensuring compliance with the conditions by any person acting on his behalf, including but not limited to, an agent, sub-contractor, employee or any person rendering a service to the holder of the authorisation.
10. 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.
11. The holder of the authorisation must notify this Department and any other relevant authority, in writing, within 24 hours thereof if any condition of this authorisation is not adhered to.
12. 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.
13. 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.
14. Non-compliance with a condition of this authorisation may result in the withdrawal of the authorisation and may render the holder liable for criminal prosecution.

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15. This Department must be notified, within 30 days thereof, of any change of ownership and/or project developer. A request for the transfer of the rights and obligations contained in this environmental authorisation must be submitted in the following way:
 - 15.1 The current holder of the environmental authorisation must submit an original signed letter to the Department stating that he/she wishes the rights and obligations contained in this environmental authorisation to be transferred, provide the Department with (a) confirmation that the environmental authorisation is still in force (i.e. validity period have not yet expired or the activity(ies) was lawfully commenced with), (b) the contact details of the person to whom the rights and obligations are to be transferred, and (c) the reasons for the requested transfer.
 - 15.2 The person to whom the rights and obligations are to be transferred must also submit an original signed letter to the Department (a) accepting the rights and obligations contained in this environmental authorisation and (b) must indicate that he/she has the ability to implement the mitigation measures and to comply with the conditions of authorisation.
 - 15.3 If the transfer is found to be appropriate by the Department, the Department will issue a letter confirming the transfer of the rights and obligations contained in this environmental authorisation.
16. Departmental officials shall be given access to the property referred to in B above for the purpose of assessing and/or monitoring compliance with the conditions contained in this environmental authorisation, at all reasonable times.
17. The activities which are authorised may only be carried out at the property indicated above.
18. Notwithstanding this authorisation, the holder of the authorisation must still comply with any other statutory requirements that may be applicable to the undertaking of the activities.
19. The activities must commence within a period of five (5) years from the date of issue of this authorisation. If commencement of the activities does not occur within this period, this authorisation lapses and a new application for environmental authorisation must be made in order for the activities to be undertaken, unless the holder of this environmental authorisation has lodged a valid application for the amendment of the duration of expiry of this authorisation before the expiry of this authorisation, in which case, the validity of this environmental authorisation is automatically extended from the day before this environmental authorisation would otherwise have expired until the amendment application for extension is decided ("the period of automatic extension"). The activities including site preparation may not commence during the period of automatic extension.

H. REASONS FOR THE DECISION:

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

- a) The information contained in the Application Form and Basic Assessment Report ("BAR") dated 7 June 2010 as compiled by Cape Lowlands Environmental Services cc and the additional information as submitted to this Department on 9 September 2010, 14 October 2010, and 9 November 2010, respectively,
- b) The motivation submitted on 9 September 2010, in which the list of activities applicable in terms of the Environmental Impact Assessment ("EIA") Regulations (18 June 2010) are considered, and the information regarding the assessment of these activities and the process considerations followed in the BAR dated 7 June 2010, were supplied,
- c) Relevant information contained in the Departmental information base,
- d) The objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the NEMA, and

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- e) This application was submitted in terms of the previous National Environmental Management Act, 1998 (Act No. 107 Of 1998) ("NEMA") EIA Regulations, and was pending at the time of the promulgation of the NEMA EIA Regulations 2010. Some of the activities authorised were not listed under the previous NEMA EIA Regulations, but are now listed in terms of the NEMA EIA Regulations 2010. In accordance with Regulation 76(3) of GN No. R. 543, these activities may be authorised as if it was applied for.

A summary of the issues which, in the Department's view, were of the most significance is set out below.

Environment

The site has been previously disturbed by agricultural activities and the development entails the improvement and upgrade of the existing facilities. No significant environmental impacts are anticipated as a result of the development.

Need and Desirability

The development is in line with the Spatial Development Framework and the municipality's approved Integrated Development Plan. It will result in improved waste handling facilities at the farm, as well as an increase in production capacity, which will result in job creation.

Alternatives

Site Alternatives

Alternative 1 (Preferred site)

During the investigation of site alternatives, 11 sites on the property were investigated and sites 2, 3, 4, 5, 6, 10 and 11 were preferred due to the following:

- They have no environmental, heritage, planning, engineering services or operational constraints.
- The land has been previously disturbed by agricultural activities and the slopes are not too steep, ensuring proper erosion management.

The following site was rejected:

- Site 1 (33° 37' 43" S and 18° 52' 49" E)

Site 1 was rejected since it is located on a steep slope, is close to water and is visually obtrusive. The two existing chicken houses on site 1 will be demolished and the site will be rehabilitated. The existing chicken houses at sites 7, 8 and 9 will continue to operate and does not require refurbishment.

Layout Alternatives

Alternative 1 (Preferred Layout)

The alternative consists of a west to east orientation for chicken houses and is preferred since it blends in with the existing infrastructure. It also exposes the facilities to favourable environmental elements in terms of wind direction and exposure to sunlight which will reduce energy usage.

Alternative 2

This alternative consists of a north to south orientation for chicken houses and was rejected since it will result in more energy usage to heat chicken houses in the winter and to cool the facility down in the summer.

No-go Alternative:

This alternative represents the current status quo and was rejected since it will not improve the current facilities by replacing the old chicken houses with new designs, technologies and improved waste management facilities.

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Directorate: Land Management (Region 1)*

Public Participation

The public participation process comprised of the following:

- Notices were sent to owners of land within 100m of the boundary of the site, the municipal ward councillor, the local municipality and all Organs of State which have jurisdiction in respect of the project on 19 February 2010.
- Advertisements were placed in the local and provincial newspapers, "Die Burger" and the "Weekend Argus" on 20 February 2010.
- Site notices were placed on 20 February 2010.

At the end of the commenting period no comments were received from the general public.

Authorities Consulted

The following authorities commented on the proposed development:

- CapeNature;
- Heritage Western Cape;
- Department of Agriculture;
- Department of Water and Environmental Affairs;
- Drakenstein Municipality; and
- Cape Winelands District Municipality.

At the end of the commenting period, the following concerns were raised:

1. Pollution of surface and ground water by effluent water;
2. inclusion of an odour and vector management plan in the EMP; and
3. Removal and disposal of chicken manure and hazardous waste.

The comments were addressed, as it appears in the order above; as follows:

1. Evaporation ponds will be constructed to prevent effluent water polluting surface and ground water;
2. An odour and vector management plan was compiled as part of the EMP; and
3. An authorised private waste collection contractor will be appointed to remove chicken manure and hazardous waste on a weekly basis.

Comments and recommendations provided by the other relevant authorities have been considered in the evaluation of this application. No authorities have objected to the activity. Where possible and relevant, the conditions imposed by these authorities have been included in this Environmental Authorisation insofar as it relates to the environmental aspects of the proposed activities. This authorisation is issued only in terms of the NEMA and the applicant is required to obtain all other necessary approvals before commencing with the activities.

In view of the above, this Department is satisfied that, subject to compliance with the conditions contained in the Environmental Authorisation, the activities will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the NEMA and that any potentially detrimental environmental impacts resulting from the activities can be mitigated to acceptable levels. The application is accordingly granted.

I. APPEAL:

Appeals must comply with the provisions as outlined in Chapter 7 of the Regulations.

If the applicant should decide to appeal, the applicant must, *in terms of*, Regulation 60(1), lodge a Notice of Intention to Appeal with the Minister, within 20 (twenty) days after the date of the decision, and must within 10 (ten) days of having submitted the notice contemplated in Regulation 60(1), provide each person and Organ of State registered as an Interested and Affected Party in respect of the application with a copy of the Notice of Intention to Appeal; a notice indicating where and for what period the appeal submission will be made available for inspection by such person or Organ of State on the day of lodging it with the Minister, and indicate that a responding

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Directorate: Land Management (Region 1)*

statement may be made on the appeal within 30 (thirty) days from the date the appeal submission was lodged with the Minister.

A person, Organ of State or applicant who submits a responding statement in terms of Regulation 63(1) must within 10 (ten) days of having submitted the responding statement, serve a copy of the statement on the appellant.

If the applicant should decide to appeal, the applicant must submit the appeal within 30 (thirty) days after the lapsing of the 20 (twenty) days contemplated in Regulation 60(1), for the lodging of the Notice of Intention to Appeal.

Should any other person, or an Interested and Affected Party, decide to appeal, they must, in terms of, Regulation 60(1), lodge a Notice of Intention to Appeal with the Minister, within 20 (twenty) days after the date of the decision. An appeal must be submitted within 30 (thirty) days after the lapsing of the 20 (twenty) days contemplated in regulation 60(1).

The appellant must provide the applicant, within 10 days of having lodged the notice contemplated in Regulation 60(1), with a copy of the notice referred to in Regulation 60(1), and a notice indicating where and for what period the appeal submission will be available for inspection by the applicant. A responding statement may be made on the appeal within 30 (thirty) days from the date the appeal submission was lodged with the Minister.

The prescribed Notice of Intention to Appeal form and Appeal form are obtainable from the Minister's office, as well as assistance regarding the appeal processes, at telephone number (021) 483 3721, or 483 3915, email Jaap.DeVilliers@pgwc.gov.za or via the URL <http://www.capegateway.gov.za/eadp>.

All Notice of Intention to Appeal and Appeal forms must be submitted by means of one of the following methods:

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
3rd floor Leesig Building
3 Dorp Street
CAPE TOWN
8001

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Directorate: Land Management (Region 1)

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.

Your interest in the future of our environment is greatly appreciated.

Yours faithfully



AYUB MOHAMED

DIRECTOR: LAND MANAGEMENT (REGION 1)

DATE OF DECISION: 21/04/2011

Copies to: (1) Mr N Hanekom (Cape Lowlands Environmental Services cc)
(2) Mr H Strydom (Drakenstein Municipality)

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