

NOTICE OF APPEAL: AN APPEAL TO THE MEC: DEPARTMENT OF AGRICULTURE, CONSERVATION AND ENVIRONMENT – GAUTENG PROVINCIAL GOVERNMENT

In the matter between:

CHIEFTAIN REAL ESTATE INCORPORATED IN IRELAND APPELLANT

and

THE HEAD OF THE DEPARTMENT RESPONDENT
GAUTENG DEPARTMENT OF AGRICULTURE
CONSERVATION AND ENVIRONMENT

NOTICE OF APPEAL

KINDLY TAKE NOTICE THAT the Appellant hereby in terms of Chapter 7 of the National Environmental Management Act Regulations (Act No. 107 of 1998) promulgated by way of Government Notice No. R. 385, R. 386, and R.387 in the Government Gazette 21 of April 2006, read in conjunction with Section 43 of the National Environmental Management Act (*supra*), gives notice of its intention to lodge an appeal against the decision of the Respondent in respect of an application for Environmental Authorisation pertaining to a land development area on portion 1 of the Farm Witkoppies 393 JR ref no **GAUT 002/06-07/N0433**, dated 8 August 2008, issued on the same day in terms of Chapter 5 of the National Environmental Management Act (*supra*), and by virtue of which environmental authorisation for purposes of the development of such land development area has been refused.

KINDLY FURTHER TAKE NOTE the Appellant upon service hereof requests that the Respondent within a period of 10 days from date of the service thereof as referred to in Section 10 of the National Environmental Management Act Regulations (*supra*) and Section 5 of the Promotion of Administrative Justice Act 3 of 2000, supply detailed reasons for its aforementioned decision, failing which it

shall be assumed that no such reasons exist in addition to the substantiation given by the Respondent for its decision contained in the Record Of Decision dated 8 August 2008.

KINDLY FURTHER TAKE NOTE that a copy of this notice shall be served on all registered interested and affected parties and that upon formal lodgement of the said appeal in terms of regulation 64(1) of the National Environmental Management Act Regulations (*supra*), such registered interested and affected parties shall duly be informed of the date of lodgement, the place where and for what period the appeal submission will be available for inspection to such parties.

SIGNED at PRETORIA on this 14th day of August 2008

(
SGD) J.A. VENTER
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REF: J A VENTER/LJ/VU0035

TO: THE MEC
GAUTENG DEPARTMENT OF AGRICULTURE, CONSERVATION,
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68 ELOFF STREET
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(011) 333 0620

Received copy hereof on this _____ day of AUGUST 2008

AND
TO: THE HEAD OF THE DEPARTMENT OF AGRICULTURE, CONSERVATION,
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16TH FLOOR
GLEN CAIRN BUILDING
73 MARKET STREET
JOHANNESBURG

Received copy hereof on this _____ day of AUGUST 2008
