

07 July 2010

DEA Reference: 12/12/20/1524

Our Ref: SE153

Dear Stakeholder,

**PROPOSED TSHWANE STRENGTHENING PROJECT (PHASE 1),
GAUTENG PROVINCE:**

**KWAGGA SUBSTATION EXPANSION AND PHOEBUS SUBSTATION
ESTABLISHMENT, AND CONSTRUCTION OF APOLLO- DINALEDI LOOP IN
AND OUT POWER LINES INTO PHOEBUS SUBSTATION**

**NOTIFICATION OF GRANTING OF AUTHORISATION BY DEA FOR PROJECT
REFERENCE 12/12/20/1524**

Eskom Holdings Limited submitted an application for authorisation to the National Department of Environmental Affairs for the proposed expansion of the Kwagga Substation, and establishment of the Phoebus substation, as well as the construction of Apollo-Dinaledi Loop in and out Power Line into Phoebus substation (DEA ref no. 12/12/20/1524).

As a registered interested and affected party on this project, you are duly notified that the Department has decided to grant Eskom Holdings Ltd authorisation for the project (in terms of 10(2) of the Environmental Impact Assessment Regulations). The environmental authorisations and conditions for authorisation, as well as reasons for the decision are attached to this letter of notification.

As an interested and affected party, your attention is drawn to Chapter 7 of the EIA Regulations which regulates appeal procedures. In this regards, the following should be noted:

1. Chapter 7 of the Regulations stipulates that a Notice of Intent to Appeal (Regulation 62(1) must be lodged with the Minister, Member of the Executive Committee (MEC), or delegated organ of state, as the case may be, within 10 (ten) days from the date on which notification was issued to the applicant.
2. In terms of point 1, the applicant received the authorisation on 07 July 2010. Therefore, notification of intent to appeal must be lodged by the 17 July 2010 and delivered by hand, post or fax to the appeals department (as stated below).
3. In terms of Regulation 64(1), an appeal must be submitted to the relevant department within 30 (thirty) days of the lodging of the notice of intention to appeal referred to in Regulation 62(1).

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COMPANY REGISTRATION NO.: 2006/000127/07

VAT REGISTRATION NO.: 4780226736

4. An appeal, in terms of Regulation 63(2)(a) (as mentioned in point 3) must be submitted on an official form published by or obtainable from the relevant department; and (b) accompanied by:
 - i. a statement setting out the grounds of appeal;
 - ii. supporting documentation which is referred to in the appeal and which is not in the possession of the Minister, MEC or delegated organ of state;
 - iii. a statement by the appellant that Regulation 62(2) or (3) has been complied with together with copies of the notices referred to in that regulation; and
 - iv. the prescribed appeal fee, if any .

Therefore, should you wish to appeal any aspect of the decision by DEA, you must lodge a notice of intention with the Minister within ten (10) days of receiving notice of the decision (i.e. 17 July 2010). A copy of the official appeal form can be obtained from the following persons at the Department:

1. Mr TH Zwane, Senior Legal Administration Officer (Appeals), Tel (012) 310 3929, zwane@deat.gov.za; or
2. Ms MM Serite, Legal Administration Officer (Appeals), Tel (012) 310 3788, mserite@deat.gov.za

A copy of the simplified appeals procedure is attached to this letter for your easy reference.

Please note that you may submit your appeal:

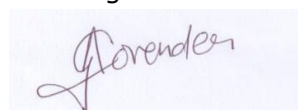
By facsimile: (012) 310 7561

By post: Private Bag X447, Pretoria, 0001

By hand: 2nd Floor, Fedsure Form Building, North Tower, cnr Van der Walt and Pretorius Streets, Pretoria

Please note that **appeals must not be addressed to the consultant** (Savannah Environmental).

Kind regards



Alicia Govender

Attached:

Copy of the Environmental Authorisation – Transmission lines (DEA Reference 12/12/20/1470)