

Appendix D

COMMENTS

wsp



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia,· PRETORIA

Telephone

Ms Ashlea Strong
WSP Group Africa (Pty) Ltd
Building 1 Maxwell Office Park
Magwa Crescent West
WATERFALL CITY MIDRAND
1685

Telephone Number:

Email Address:

PER E-MAIL

Dear Ms. Strong

ACCEPTANCE OF THE FINAL SCOPING REPORT FOR THE PROPOSED UP TO 837MW PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY (WEF) NEAR ERMELO WITHIN THE MSUKALIGWA LOCAL MUNICIPALITY IN THE MPUMALANGA PROVINCE

The Application for Environmental Authorisation and Final Scoping Report (FSR) received by the Department on 30 May 2024, refer.

The Department has noted that the entire development study area is located within the Amersfoort-Bethal-Carolina Important Bird Area (SA018). You are advised in terms of Regulation 8(b) of the EIA Regulations 2014 as amended, that the location of the wind energy development within a high avifaunal sensitivity area may prejudice the success of this application.

This letter serves to inform you that the following information must be included in the final EIAr:

(a) Specific comments

- (i) The Amersfoort-Bethal-Carolina IBA hosts globally and regionally threatened species that are not found in similar abundance in other provinces. Several species are at risk of becoming extinct, some of which have been found at the proposed site (e.g., regionally threatened African Marsh Harrier (Endangered), Blue Crane (Near Threatened), Denham's Bustard (Vulnerable) and Cape Vulture (Endangered)). The threat of the proposed development to the IBA and the current status of globally threatened bird species such as the Botha's lark is of a concern. The Department urges the EAP and the applicant to evaluate whether the proposed development is suitable for this area considering the high avifaunal sensitivity.
- (ii) It is evident that large tracts of natural habitat in the study area, particularly in the south, are delineated as CBA Irreplaceable (CBA 1). These areas are required to meet biodiversity targets for biodiversity pattern (species and ecosystems) and ecological processes. Particularly, part of the development area is affected by intact grassland patches that are considered "source" areas for avifaunal species. These areas should remain in a natural state that is maintained in good ecological condition and therefore must be excluded from the development footprint.

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- (iii) Further investigation into a possible offset agreement with the provincial competent authority required to reduce the ecological impacts of the development must be submitted with the draft EIAr. The agreement must also be submitted to this Department's Biodiversity Section for comments.
- (iv) The development area is located within areas with a high prominence of wetlands (including natural pans) and with very high aquatic/freshwater biodiversity significance that may be important for flamingos and other water-dependent birds.
- (v) It is further noted that there may be competing mining rights within the development area. The EIA must exclude these areas from the development footprint.
- (vi) Overall, this Department urges the EAP and the applicant to evaluate whether the proposed development is suitable for this area considering the significant threat to Critical Biodiversity Areas, intact grassland patches, Important Bird Areas and the habitat of numerous threatened bird species. The anticipated impacts on biodiversity, particularly the avifauna, is too great to support this project. A more thorough ecological assessment and exploration of alternative locations are crucial before proceeding with this project.

(b) Listed Activities

- (i) The EIAr must provide an assessment of the impacts and mitigation measures for each of the listed activities applied for.
- (ii) The listed activities represented in the EIAr and the application form must be the same and correct.
- (iii) The EIAr must assess the correct sub-listed activity for each listed activity applied for.

(c) Public Participation

- (i) Please ensure the language used to inform potential I&APs in the newspaper advertisement is not only communicated in the language English but should also utilise other dominant languages spoken in the study area. The EAP must ensure that the newspaper medium adequately caters for all potential I&APs in the study area. This should also apply to any site notification boards as well.
- (ii) Please ensure that comments from all relevant stakeholders are submitted to the Department with the EIAr. This includes but is not limited to the Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (DARDLEA), the Mpumalanga Tourism & Parks Agency, the Msukaligwa Local Municipality, the Gert Sibande District Municipality, the Department of Water and Sanitation (DWS), the South African Heritage Resources Agency (SAHRA), the Endangered Wildlife Trust (EWT), BirdLife SA, the Department of Mineral Resources, the Department of Forestry, Fisheries and the Environment: Directorate Biodiversity and Conservation, and the Directorate Protected Areas.
- (iii) Please ensure that all issues raised and comments received during the circulation of the draft SR and draft EIAr from registered I&APs and organs of state which have jurisdiction in respect of the proposed activity are adequately addressed in the final EIAr. Proof of correspondence with the various stakeholders must be included in the final EIAr. Should you be unable to obtain comments, proof should be submitted to the Department of the attempts that were made to obtain comments.
- (iv) A Comments and Response trail report (C&R) must be submitted with the final EIAr. The C&R report must incorporate all comments for this development. The C&R report must be a separate document from the main report and the format must be in the table format as indicated in Appendix 1 of this comments letter. Please refrain from summarising comments made by I&APs. All comments from I&APs must be copied verbatim and responded to clearly. Please note that a response such as "noted" is not regarded as an adequate response to I&AP's comments.
- (v) Comments from I&APs must not be split and arranged into categories. Comments from each submission must be responded to individually.
- (vi) The Public Participation Process must be conducted in terms of Regulation 39, 40, 41, 42, 43 & 44 of the EIA Regulations, 2014, as amended.

- (vii) Minutes and attendance registers (where applicable) of any physical/virtual meetings held by the Environmental Assessment Practitioner (EAP) with Interested and Affected Parties (I&APs) and other role players must be included in the final EIAr.

(d) Layout & Sensitivity Maps

- (i) The EIAr must provide coordinate points for the proposed development site and all proposed infrastructure (note that if the site has numerous bend points, at each bend point coordinates must be provided) as well as the start, middle and end point of all linear activities.
- (ii) All preferred turbine positions must be clearly numbered. The turbine position numbers must be consistently used in all maps to be included in the reports and the specialist studies.
- (iii) The EIAr must provide a copy of the final preferred layout map. All available biodiversity information must be used in the finalisation of the layout map. Existing infrastructure must be used as far as possible e.g., roads. The layout map must indicate the following:
 - a) A clear indication of the envisioned area for the proposed wind energy facility;
 - b) Position of the wind turbines;
 - c) Powerlines;
 - d) Internal roads;
 - e) All supporting onsite infrastructure such as laydown area, guard house and control room etc.;
 - f) Substations, transformers, switching stations and inverters;
 - g) Battery Energy Storage System;
 - h) The location of sensitive environmental features on site e.g. CBAs, heritage sites, wetlands, drainage lines etc. that will be affected by the facilities and its associated infrastructure;
 - i) Connection routes (including pylon positions) to the distribution/transmission network;
 - j) All existing infrastructure on the site, especially railway lines and roads; and
 - k) Buildings, including accommodation.
- (iv) Please provide an environmental sensitivity map which indicates the following:
 - a) The location of sensitive environmental features identified on site, e.g. CBAs, protected areas, IBAs, heritage sites, wetlands, drainage lines, nest and roosting sites, etc. that will be affected by the facility and its associated infrastructure;
 - b) Buffer areas; and
 - c) All “no-go” areas.
- (v) The above layout map must be superimposed (overlain) with the sensitivity map and a cumulative map which shows neighbouring and existing infrastructure.
- (vi) Google maps will not be accepted.

(e) Specialist assessments

- (i) The EAP must ensure that the terms of reference for all the identified specialist studies must include the following:
 - a) A detailed description of the study’s methodology; indication of the locations and descriptions of the development footprint, and all other associated infrastructures that they have assessed and are recommending for authorisation.
 - b) Provide a detailed description of all limitations to the studies. All specialist studies must be conducted in the right season and providing that as a limitation will not be allowed.
 - c) Please note that the Department considers a ‘no-go’ area, as an area where no development of any infrastructure is allowed; therefore, no development of associated infrastructure including access roads is allowed in the ‘no-go’ areas.
 - d) Should the specialist definition of ‘no-go’ area differ from the Department’s definition; this must be clearly indicated. The specialist must also indicate the ‘no-go’ area’s buffer if applicable.

- e) **All specialist studies must be final, and provide detailed/practical mitigation measures for the preferred alternative and recommendations, and must not recommend further studies to be completed post EA.**
- f) **Bird and bat specialist studies must have comments from Birdlife South Africa and SABAA.**
- g) Should a specialist recommend specific mitigation measures, these must be clearly indicated.
- (ii) Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expert advice.
- (iii) It is further brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting in identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were promulgated in Government Notice No. 320 of 20 March 2020 (i.e. "the Protocols") and in Government Notice No. 1150 of 30 October 2020 (i.e. protocols for terrestrial plant and animal species), have come into effect. **Please note that specialist assessments must be conducted in accordance with these protocols.**
- (iv) Please also ensure that the EIAR includes the Site Verification Report and Compliance Statements (where applicable) as required by the relevant themes.
- (v) Please note further that the protocols, if applicable, require certain specialists' to be SACNASP registered in the field of expertise of the specialist study being undertaken e.g. An aquatic assessment must be prepared by a specialist registered with SACNASP, with expertise in the field of aquatic sciences. Please ensure that the relevant specialist certificates are attached to the relevant reports.
- (vi) As such, the Specialist Declaration of Interest forms must also indicate the scientific organisation registration/member number and status of registration/membership for each specialist.
- (vii) The following Specialist Assessments will form part of the EIAR:
 - Agriculture Impact Assessment;
 - Aquatic Biodiversity Impact Assessment ;
 - Avifauna Impact Assessment ;
 - Bats Impact Assessment;
 - Heritage Impact Assessment;
 - Noise Impact Assessment;
 - Terrestrial Biodiversity Impact Assessment;
 - Visual Impact Assessment;
 - Socio-Economic Impact Assessment;
 - Traffic Impact Assessment;
 - Geotechnical Assessment;
- (viii) Please ensure that each specialist study has the correct and same project description and layout to assess.
- (ix) Please include a table that shows the proposed studies and the relevant specialists carrying out the study. In addition, a summary should be included of the specialist's recommendations in terms of the alternatives that are preferred based on the findings of their study.

(f) Cumulative Assessment

- (i) A cumulative impact assessment for all identified and assessed impacts must be conducted to indicate the following:
 - a) Identified cumulative impacts must be clearly defined, and where possible the size of the identified impact must be quantified and indicated, i.e., hectares of cumulatively transformed land.
 - b) Detailed process flow and proof must be provided, to indicate how the specialist's recommendations, mitigation measures and conclusions from the various similar developments in the area were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project.

- c) The cumulative impacts significance rating must also inform the need and desirability of the proposed development.
- d) A cumulative impact environmental statement on whether the proposed development must proceed.

(g) General

- (i) The EIAr must provide the technical details for the proposed facility in a table format as well as their description and/or dimensions. A sample for the minimum information required is listed under Annexure 2 below.
- (ii) The EAP must provide landowner consent for all farm portions affected by the proposed project i.e., all farm portions where the access road, wind turbines and associated infrastructure are to be located.
- (iii) A construction and operational phase EMPr that includes mitigation and monitoring measures must be submitted with the final EIAr, including the Generic EMPr for substations.

The applicant is hereby reminded to comply with the requirements of Regulation 45 of GN R982 of 04 December 2014, as amendment, with regard to the time period allowed for complying with the requirements of the Regulations.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an environmental authorisation being granted by the Department.

Yours sincerely



Annexure 1: Format for the comments and response report

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
27/01/2016 Email Department of Forestry, Fisheries and the Environment: Prioritised Infrastructure Projects (John Doe)	Please record C&R trail report in this format Please update the contact details of the provincial environmental authority	EAP: (Noted) The C&R trail report has been updated into the desired format, see Appendix K EAP: Details of provincial authority have been updated, see page 16 of the Application form

Annexure 2: Sample of technical details for the proposed facility

Component	Description / dimensions
Location of the site	
The total area of the site	
Total disturbance footprint	
Maximum generation capacity for facility	
Number of Turbines	
Hub Height from ground level	
Rotor top tip height	
Rotor bottom tip height	
Blade Length	
Rotor Diameter	
Turbine Foundations	
Turbine Hardstands and Laydown Areas	
Capacity of on-site substation and footprint	
Battery Energy Storage System (BESS) and footprint	
Cables and Overhead Power line	
Area occupied by both permanent and construction laydown areas	
Length of internal roads	
Width of internal roads	

Maharaj, Jashmika

From:
Sent:
To:
Cc:
Subject:

Good day Ashlea

I trust this email find you well.

We are working on the Ujekamanzi WEF Projects in the same area as the proposed Phefumula Emoyeni WEF project.

Can I kindly request for a project boundary KML/KMZ or Shapefile for the Phefumula Emoyeni WEF Project?

Your assistance will be greatly appreciated.

Kind regards,



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Town & Regional Planning | Management Systems Consulting | Training
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Pietermaritzburg | Richards Bay | Cape Town
DeVS-SiVEST: Cape Town | www.devs.co.za
Mauritius DWC SiVEST Consulting Engineers Co. Ltd
SiVEST Mauritius: Curepipe | www.dwcsivest.com
United Kingdom MBM Consulting: London, England
www.mbmconsult.com

Proudly certified to ISO 9001:2015 and ISO 14001:2015



Maharaj, Jashmika

From: Strong, Ashlea
Sent: Tuesday, 09 July 2024 08:45
To: 'Siphiwokuhle Buthelezi'
Cc: Luvanya Naidoo
Subject: RE: PHEFUMULA EMOYENI WIND ENERGY FACILITY - PROJECT BOUNDARY KMZ/KML REQUEST

Dear Siphiwokuhle

Thank you for your email – we are just checking with the client in this regards.

We would like to know if we would be able to get the same information for the Ujekamanzi WEF Projects in return?

Kind regards



Ashlea Strong
Principal Associate

From: [REDACTED]
Sent: [REDACTED]
To: S [REDACTED]
Cc: L [REDACTED]
Subject: [REDACTED] NDARY KMZ/KML REQUEST

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Mauritius
DWC SiVEST Consulting Engineers Co. Ltd
SiVEST Mauritius: Curepipe | www.dwcsivest.com

Maharaj, Jashmika

From: Strong, Ashlea
Sent: Wednesday, 17 July 2024 11:13
To: [REDACTED]
Cc: [REDACTED]
Subject: PHEFUMULA EMOYENI WIND ENERGY FACILITY - PROJECT BOUNDARY

Attachments:

Dear Siphawokuhle

Attached please find the project area for the Phefumula Emoyeni WEF as requested.

It would be greatly appreciated if you could share the project area for the Ujekamanzi WEF Projects in return such that we can include them in our cumulative impact assessment.

Kind regards



Ashlea Strong
Principal Associate



[REDACTED]

Subject: PHEFUMULA EMOYENI WIND ENERGY FACILITY - PROJECT BOUNDARY KMZ/KML REQUEST

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Mauritius



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South African Heritage Resources Agency | 111 Harrington Street | Cape Town
P.O. Box 4637 | Cape Town | 8001
www.sahra.org.za

Date: Monday, 3 June, 2024

Case ID: 22347

Interim Comment

In terms of Section 38(3) of the National Heritage Resources Act (Act 25 of 1999)

Ashlea Strong
WSP Africa Pty Ltd
Building 1, Maxwell Office Park, Magwa Crescent, Midrand
Building 1, Maxwell Office Park, Magwa Crescent, Midrand
Midrand

WSP Group Africa (Pty) Ltd has been appointed by Phefumula Emoyeni One (Pty) Ltd to conduct an Environmental Authorisation (EA) Application for the proposed Phefumula Emoyeni One Wind Energy Facility, near Breyton, Mpumalanga (DFFE Ref: 14/12/16/3/3/2/2545).

A Final Scoping Report (FSR) has been submitted in terms of the National Environmental Management Act, 1998 (NEMA) and the 2017 NEMA Environmental Impact Assessment (EIA) Regulations. The proposed development will include the construction of up to 135 wind turbines (300 m tip height), hard stand areas, turbine foundations, on-site substation, BESS, on-site collector substation, O&M building, 3 x construction camp laydown areas, internal and access roads, cabling between components within an application area of 33 660 ha.

Beyond Heritage has been appointed to provide heritage specialist input into the EA process in terms of section 24(4)b(iii) of NEMA and section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA).

Van der Walt, J. 2024. Heritage Scoping Phefumula Emoyeni One WEF.

The desktop assessment notes that heritage resources such as Iron Age stone-walled settlements, historical structures and graves are located in the study area. Additionally, the development footprint is located in an area of high and very high palaeontological sensitivity. A Phase 1 HIA and PIA are recommended to be conducted as part of the EIA phase.

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The SAHRA Development Applications Unit (DAU) notes the submitted heritage report.



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The archaeological component of the field-based HIA must be conducted by a qualified archaeologist and must comply with the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports (see www.asapa.co.za or www.aphp.org.za for a list of qualified archaeologists).

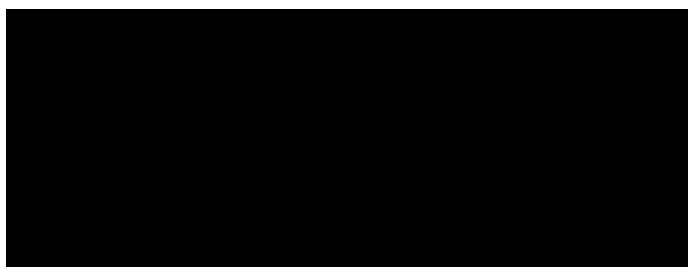
The proposed development is located within an area of very high Palaeontological Sensitivity as per the SAHRIS PalaeoSensitivity map. As such, a field-based Palaeontological Impact Assessment (PIA) must be undertaken by a qualified palaeontologist. (See <https://www.palaeosa.org/heritage-practitioners.html> for a list of qualified palaeontologists). The report must comply with the 2012 Minimum Standards: Palaeontological Components of Heritage Impact Assessments.

Any other heritage resources as defined in section 3 of the NHRA that may be impacted, such as built structures over 60 years old, sites of cultural significance associated with oral histories, burial grounds and graves, graves of victims of conflict, and cultural landscapes or viewsapes must also be assessed.

Further comments will be issued upon receipt of the pending heritage assessments and the DEIA inclusive of appendices.

Should you have any further queries, please contact the designated official using the case number quoted above in the case header.

Yours faithfully



Natasha Higgitt
Manager: Development Applications Unit
South African Heritage Resources Agency



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Van der Walt, J. 2024. Heritage Scoping Phefumula Emoyeni One WEF.

The desktop assessment notes that heritage resources such as Iron Age stone-walled settlements, historical structures and graves are located in the study area. Additionally, the development footprint is located in an area of high and very high palaeontological sensitivity. A Phase 1 HIA and PIA are recommended to be conducted as part of the EIA phase.

Interim Comment

The SAHRA Development Applications Unit (DAU) notes the submitted heritage report.



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Proposed Phefumula Emoyeni One Wind Energy Facility



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ADMIN:

Direct URL to case: <https://sahris.org.za/node/348869>



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Interim Comment

The SAHRA Development Applications Unit (DAU) notes the submitted heritage report.

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 04 June 2024 11:11
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

[REDACTED]

Thank you for your response.

WSP can confirm that your details have been added to the project database for all future communication.

Kind regards



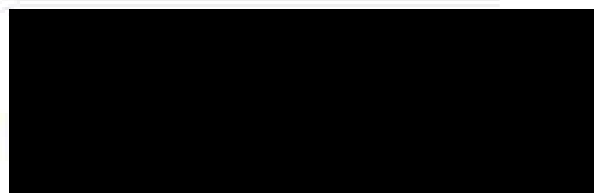
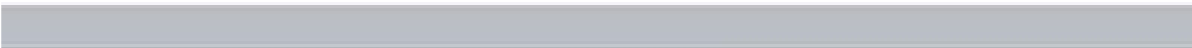
[REDACTED]

Subject: RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Thirushan,

Cennergi Holdings (Pty) Ltd is a subsidiary of Exxaro Resources Ltd with interests in the area, and would like to register as an I&AP for Phefumula Emoyeni One Wind Energy Facility.

Kind regards,



ATTENTION: This communication and any attachments to it, is intended for the addressee only and is confidential and/or is legally privileged (and may have been prepared in contemplation of litigation) or is otherwise protected. Legal privilege attaching to information contained in this communication, or to any attachments to it, is not waived by virtue of sending it. If you have received this communication in error, please notify us immediately and please destroy the original message and delete it from your system. Unauthorised disclosure, dissemination or copying of this communication and/or its attachments is prohibited.

Subject: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Stakeholder,

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FINAL SCOPING REPORT AVAILABILITY

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Datafree Website	https://wsp-engage.com/

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One Drive Link	 Phefumula Emoyeni One Wind Energy Facility
One Drive Instruction	<ul style="list-style-type: none">Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
Tel: 011 300-6185
Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

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-J AEmHhHzdJzBITWfa4Hgs7pbKI

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Nadar, Thirushan


From: Nadar, Thirushan
Sent: Friday, 14 June 2024 12:57
To: [REDACTED]
Subject: RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY
Attachments: 41105236_Phefumula_WEF_FSR_I&AP_Notification Letter_.pdf; Phefumula Emoyeni WEF.kmz

Good day John,

Thank you for your response.

Please see attached KMZ of the footprint of the proposed project, as well as notification letter containing the project overview.

Here are the links to the Final Scoping Report and appendices as well for your perusal.

OneDrive	 Report and Appendices
WSP Website	https://www.wsp.com/en-ZA/services/public-documents
Datafree Website	https://wsp-engage.com/

Please note that the application for proposed Grid connection has not yet commenced hence the corridors/route is not finalised.

WSP can confirm your details have been added to the database for further communication on Grid connection project as well.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

[REDACTED]

Subject: RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

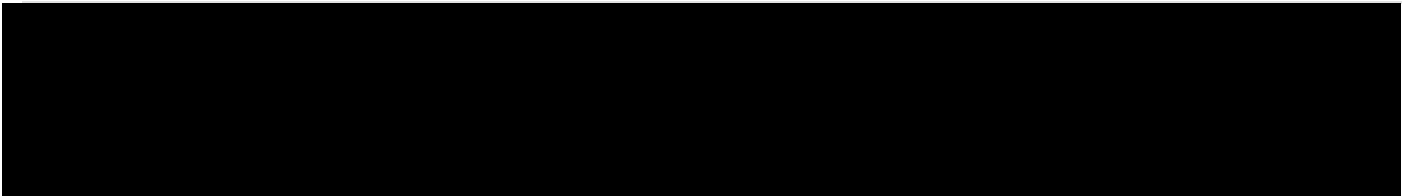
Please send me a KMZ file of the affected properties, proposed development and proposed grid connection. I seem not to have any previous information on this project. Do you perhaps have a BID document that you can send me? Please find attached Eskom requirements for work at or near Eskom infrastructure and servitudes, as well as a setbacks guideline for RE Developments.

Kind regards
[REDACTED]



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Subject: [CAUTION:EXTERNAL EMAIL] AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

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One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



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 1685 South Africa

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-LAE mHhHzd.JzBITWfa4Hgs7pbKl

Nadar, Thirushan

From:
Sent:
To:
Cc:

Subject:

RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED
PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Robyn,

Thank you for your response.

This is noted. We will send though the letters in response to the initial comments made by MTPA and MDARDLEA.

Kind regards



Thirushan Nadar
Consultant

Subject: Re: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Importance: High

Dear Thirushan,

Thank you for this notification of the final scoping report.

I have noted in the Stakeholder Engagement Report that the response to both DARDLEA and MTPAs concerns about placement of infrastructure within intact grassland patches is recorded as follows:

"WSP would appreciate if the spatial data for intact grassland patches could be shared, to inform design of final layouts and facilitate the avoidance of significant impacts on these areas".

This is the first sight I have of this request. Please ensure that responses to DARDLEAs comments or requests for information are submitted to us directly. Intact grassland patches are included as a layer in the MBSP. I have also copied Mervyn and Frans of MTPA in this response for further assistance.

Kind Regards
Robyn

>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 05/31/24 1:14 PM >>>
Dear Stakeholder,

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WSP contact details are:

Name: Thirushan Nadar
Tel: 011 300-6185
Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

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Nadar, Thirushan

From:
Sent:
To:
Cc:
Subject:

RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED
PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon Charity,

Thank you for your response.

This is noted, WSP can confirm that the Final scoping report has been sent to Sindisiwe as she is included in the project database for communication.

Kind regards



Thirushan Nadar
Consultant

Subject: Fwd: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good Afternoon Thirushan

Kindly note that the said projects belongs to Gert Sibande District, the Manager is laos copied in.

Kind Regards
Charity

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>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 2024/05/31 13:14 >>>

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WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Friday, 31 Mar 2024 10:55
To: [REDACTED]
Cc: [REDACTED]
Subject: [REDACTED]
Tracking: [REDACTED]

Good morning Kirsten,

The Final report has already been uploaded to the WSP site along with all appendices.

Here is the link below, kindly confirm you can access them?

[Environmental Reports for Public Review | WSP](#)

Kind regards



Thirushan Nadar
Consultant



Subject: RE: Phefumula Emoyeni One WEF - Registration as I&AP

Hi Thirushan,

I received an sms notifying me of the availability of the Final Scoping Report, thank you for that.

However, I see the WSP website is still showing the Draft, I wanted to ask if and when the Final will be uploaded,

Kind regards
Kirsten

Subject: RE: Phefumula Emoyeni One WEF - Registration as I&AP

Dear Kirsten,

Thank you for your response.

Nadar, Thirushan

From:
Sent:
To:
Cc:
Subject:

RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED
PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Thank you for your response.

The final scoping report along with the appendices have been uploaded to the SAHRA website under the case ID 22347, Proposed Phefumula Emoyeni One Wind Energy Facility.

Kind regards



Thirushan Nadar
Consultant

Subject: RE: AVAILABILITY OF THE FINAL SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Please note that all development applications are processed via our online portal, the South African Heritage Resources Information System (SAHRIS) found at the following link:

<http://sahra.org.za/sahris/>. We do not accept emailed, posted, hardcopy, faxed, website links or DropBox links as official submissions.

Please create an application on SAHRIS for each EA application and upload all documents pertaining to the Environmental Authorisation Application Process. As per section 24(4)b(iii) of NEMA and section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA), an assessment of heritage resources must form part of the process and the assessment must comply with section 38(3) of the NHRA. If a case already exists on SAHRIS regarding the development, please upload the documents to that case using the "Make an additional submission to an existing case" in the application selector wizard <https://sahris.org.za/form/application-selector>. Please ensure that all documents produced as part of the EA process are submitted as part of the application.

****PLEASE NOTE****

An application fee is now required for all section 38 applications. Please ensure that the SAHRIS application contains a proof of payment as per the notice at the following link:

<https://sahris.org.za/help>. A payment of R 2 000.00 for each application is required. Please make separate payments with the specific reference numbers. Applications that do not include a proof of payment will be considered incomplete and will not be processed until proof of payment is provided. Please make use of the SAHRIS Case ID in the payment reference. i.e. 12345/38.8. Please upload the PoP using the "Make an additional submission to an existing case" in the application selector wizard <https://sahris.org.za/form/application-selector>. The case officer assigned to your case will approve the submission and begin to process the case.

Kind regards,

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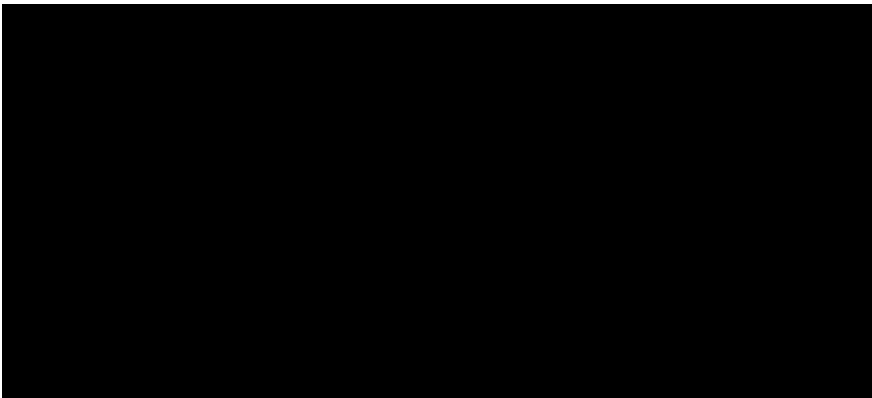


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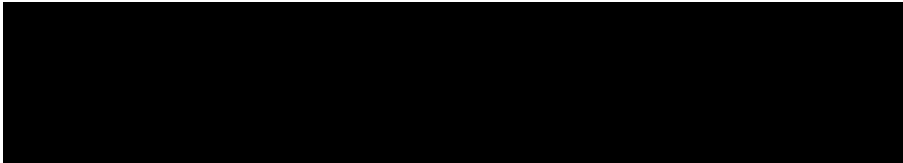
WSP can confirm that your details have been added to the database for all future communication regarding the project.

Regarding the associated 400kV powerline and MTS, this application has not yet been submitted, and will follow in due course.

Kind regards



Thirushan Nadar
Consultant

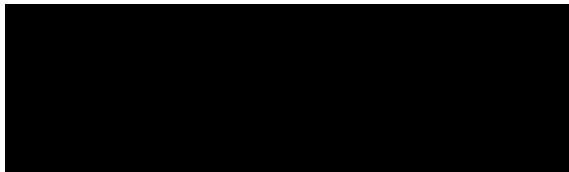


Hi Thirushan,

Please could you register me as an I&AP for the Phefumula Emoyeni One WEF project.

I could not find the Scoping Report for the associated powerline and MTS on the WSP website. Please advise on the status of that application.

Kind regards,
Kirsten



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forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia,· PRETORIA

DFFE Reference: 14/12/16/3/3/2/2545

Enquiries: [REDACTED]
Telephone: [REDACTED]

Ms Ashlea Strong
WSP Group Africa (Pty) Ltd
Building 1 Maxwell Office Park
Magwa Crescent West
WATERFALL CITY MIDRAND
1685

Telephone Number: [REDACTED]

Email Address: [REDACTED]

PER E-MAIL

Dear Ms Strong

COMMENTS ON THE DRAFT SCOPING REPORT FOR THE PROPOSED UP TO 837MW PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY (WEF) NEAR ERMELO WITHIN THE MSUKALIGWA LOCAL MUNICIPALITY IN THE MPUMALANGA PROVINCE

The Application for Environmental Authorisation and the draft Scoping Report (SR) dated April 2024 and received by the Department on 15 April 2024, refer.

This letter serves to inform you that the following information must be included to the final Scoping Report:

(a) Specific Comments

- (i) The layout plan submitted in the final SR must reflect all turbine positions (turbines to be numbered), substations, BESS, roads, operation and maintenance building, construction camp laydown area, and all associated infrastructure. The co-ordinates must be specific to each activity and infrastructure that is proposed on the site. The co-ordinates for the turbines, substations and the battery energy storage systems must be included in the report.
- (ii) Kindly ensure the development footprints (hectares/square metres) and specifications of all proposed infrastructure and associated infrastructure during all phases are included in the final SR. We require that you provide us with the specific development footprints for each development parameter, and not an area outlining the entire site.
- (iii) Please ensure that the application form, the SR and all the Terms of Reference (TOR) for the specialist studies and all subsequent reports submitted to the Department have similar project descriptions; including the electricity output and their TOR must be in line with the proposed layout plan.
- (iv) The screening tool indicates that seventeen (17) specialist assessments need to be undertaken or conducted. Only thirteen (13) specialist reports are planned to be done. Kindly take note that it is the responsibility of the EAP to familiarise yourself with the contents and requirements of the protocols and ensure compliance thereof.

JCA

- (v) Please ensure that a site sensitivity verification report that complies with Part A of the protocols is submitted with the final SR and addresses the following:
 - a) A verification using desktop analysis and details of the site inspection;
 - b) Site sensitivity for each theme/study listed, as well as compliance statements for assessments not needed to be conducted based on your site sensitivity verification.
 - c) The outcomes of the verification which clearly confirms or disputes the current use of the land and environmental sensitivity as identified by the screening tool; and,
 - d) Contains motivation and evidence of the either verified or different use of the land and environmental sensitivity.
- (vi) Please note further that the protocols, if applicable, require certain specialists' to be SACNASP registered. Please ensure that the relevant specialist certificates are attached to the relevant reports.
- (vii) With regards to the specialist studies to be undertaken, kindly note that the protocols only require studies to be undertaken where the verification confirms that the sensitivity is either high or very high. Should the sensitivity be confirmed to be low or medium, then a compliance statement is required.
- (viii) In addition to the above, the comments raised by the Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs in their letter dated 14 May 2024 must be adhered to and addressed.

(b) Listed Activities

- (i) According to the NPAES (2018), large portions of habitat in the study area have been mapped as Priority Focus Areas for protected area expansion. Similarly, the delineations presented in the Mpumalanga Protected Area Expansion indicate that large portions of the study area are designated as Priority 2 and Priority 3 areas for protected area expansion. Please ensure that all relevant GN R. 985 listed activities are applied for.
- (ii) Please ensure that all relevant listed activities are applied for, are specific and can be linked to the development activity or infrastructure as described in the project description.
- (iii) If the activities applied for in the application form differ from those mentioned in the final SR, an amended application form must be submitted.
- (iv) Please note that the Department's application form template has been amended and can be downloaded from the following link <https://www.dffe.gov.za/documents/forms>.

(c) Layout & Sensitivity Maps

- (i) The final SR must provide coordinate points for the proposed development site (note that if the site has numerous bend points, at each bend point coordinates must be provided) as well as the start, middle and end point of all linear activities.
- (ii) All preferred turbine positions must be clearly numbered. The turbine position numbers must be consistently used in all maps to be included in the reports (including specialist).
- (iii) Please provide a layout map which indicates the following:
 - a) The proposed position of the wind turbines, internal and external roads, substations, gate house and security, operational and maintenance buildings and the concrete batching plant;
 - b) All supporting onsite infrastructure such as laydown areas etc. (existing and proposed);
 - c) Battery Energy Storage System;
 - d) Connection routes (including pylon positions) to the distribution/transmission network;
 - e) All existing infrastructure on the site, especially railway lines and roads; and
 - f) Buildings, including accommodation.
- (iv) Please provide an environmental sensitivity map which indicates the following:
 - a) The location of sensitive environmental features identified on site, e.g. CBAs, protected areas, heritage sites, wetlands, drainage lines, nesting and roosting sites, etc. that will be affected by the facility and its associated infrastructure;

- b) Buffer areas; and
- c) All “no-go” areas.
- (v) The above map must be overlain with a sensitivity map and a cumulative map which shows neighbouring renewable energy developments and existing grid infrastructure.
- (vi) Google maps will not be accepted.

(d) Alternatives

- (i) Please provide a description of any identified alternatives for the proposed activity that are feasible and reasonable, including the advantages and disadvantages that the proposed activity or alternatives will have on the environment and on the community that may be affected by the activity as per Appendix 2 of GN R.982 of 2014 (as amended).
- (ii) Alternatively, you should submit written proof of an investigation and motivation if no reasonable or feasible alternatives exist in terms of Appendix 2.

(e) Public Participation Process

- (i) It is imperative that the relevant authorities are continuously involved throughout the environmental impact assessment process as the development property possibly falls within geographically designated areas in terms of numerous GN R. 985 Activities. Written comments must be obtained from the relevant authorities and submitted to this Department. In addition, a graphical representation of the proposed development within the respective geographical areas must be provided.
- (ii) Comments from this Department’s Protected Area Planning and Management Effectiveness Directorate must be obtained. Find below the contact details for personnel at this Department’s Protected Areas Directorate:
 - a) Name: Mr Thivhulawi Nethononda
Telephone no.: [REDACTED]
Email: [REDACTED]
 - b) Name: Ms Mashudu Mudau
Telephone no.: [REDACTED]
Email: [REDACTED]
- (iii) Please ensure that comments from all relevant stakeholders are submitted to the Department with the final SR. This includes but is not limited to the Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (MDARDLEA), the Mpumalanga Tourism and Parks Agency, the Msukaligwa Local Municipality, the Gert Sibande District Municipality, the Department of Water and Sanitation (DWS), the South African Heritage Resources Agency (SAHRA), BirdLife SA, the Department of Mineral Resources and Energy, and the Department of Forestry, Fisheries and the Environment: Directorate Biodiversity and Conservation
- (iv) Please ensure that all issues raised and comments received during the circulation of the draft SR from registered I&APs and organs of state which have jurisdiction.
- (v) Proof of correspondence with the various stakeholders must be included in the final SR. Should you be unable to obtain comments, proof should be submitted to the Department of the attempts that were made to obtain comments.
- (vi) The Public Participation Process must be conducted in terms of Regulation 39, 40 41, 42, 43 and 44 of the EIA Regulations 2014, as amended.
- (vii) All issues raised and comments received during the circulation of the draft SR from I&APs and organs of state, including comments from this Department must be incorporated into a Comments and Response Report (CRR). The CRR report must be a separate document from the main report and the format must be in the table format as indicated in Annexure 1 of this comments letter. Please refrain from summarising comments made by I&APs. All comments from I&APs must be copied verbatim and responded to clearly. Please note that a response such as “Noted” is not regarded as an adequate response to I&AP’s comments.

- (viii) Minutes and attendance registers (where applicable) of any physical/virtual meetings held by the Environmental Assessment Practitioner (EAP) with Interested and Affected Parties (I&APs) and other role players must be included in the final SR.
- (ix) The final SR must provide evidence that all identified and relevant competent authorities have been given an opportunity to comment on the proposed development.

(f) Specialist Assessments

- (i) All Specialist Declaration of Interest forms must be signed by the relevant specialists and attached to the final SR. The forms are available on Department's website (please use the Department's template).
- (ii) The EAP must ensure that the terms of reference for all the identified specialist studies include the following:
 - a) A detailed description of the study's methodology; indication of the locations and descriptions of the development footprint, turbine positions and all other associated infrastructures that they have assessed and are recommending for authorisation.
 - b) Provide a detailed description of all limitations to the studies. All specialist studies must be conducted in the right season and providing that as a limitation will not be allowed.
 - c) Please note that the Department considers a 'no-go' area, as an area where no development of any infrastructure is allowed; therefore, no development of associated infrastructure including access roads is allowed in the 'no-go' areas.
 - d) Should the specialist definition of 'no-go' area differ from the Department's definition; this must be clearly indicated. The specialist must also indicate the 'no-go' area's buffer if applicable.
 - e) **All specialist studies must be final, and provide detailed/practical mitigation measures for the preferred alternative and recommendations, and must not recommend further studies to be completed post EA.**
 - f) **Bird and Bat specialist studies must have support from Birdlife South Africa and SABAA.**
 - g) Should a specialist recommend specific mitigation measures, these must be clearly indicated.
- (iii) Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expert advice.
- (iv) Please ensure that all mitigation recommendations are in line with applicable and most recent guidelines.
- (v) It is further brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were promulgated in Government Notice No. 320 of 20 March 2020 (i.e. "the Protocols"), and in Government Notice No. 1150 of 30 October 2020 (i.e. protocols for terrestrial plant and animal species), have come into effect. Please note that specialist assessments must be conducted in accordance with these protocols.
- (vi) The specialist reports must comply with Appendix 6 of the EIA Regulations, 2014, specifically, the specialist reports must include documentation to show expertise of the specialist to compile a specialist report including a curriculum vitae.
- (vii) As such, the Specialist Declaration of Interest forms must also indicate the scientific organisation registration/member number and status of registration/membership for each specialist.
- (viii) Please also ensure that the final SR includes the Site Verification Report as required by the relevant environmental themes and assessments.
- (ix) Please note further that the protocols, if applicable, require certain specialists' to be SACNASP registered. Please ensure that the relevant specialist certificates are attached to the relevant reports.

(g) Cumulative Assessment

- (i) Should there be any other similar projects within a 30km radius of the proposed development site, the cumulative impact assessment for all identified and assessed impacts must be refined to indicate the following:

- a) Identified cumulative impacts must be clearly defined, and where possible the size of the identified impact must be quantified and indicated, i.e. hectares of cumulatively transformed land.
- b) Detailed process flow and proof must be provided, to indicate how the specialist's recommendations, mitigation measures and conclusions from the various similar developments in the area were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project.
- c) The cumulative impacts significance rating must also inform the need and desirability of the proposed development.
- d) A cumulative impact environmental statement on whether the proposed development must proceed.

(h) General

You are further reminded to comply with Regulation 21(1) of the NEMA EIA Regulations 2014, as amended, which states that:

"If S&EIR must be applied to an application, the applicant must, within 44 days of receipt of the application by the competent authority, submit to the competent authority a scoping report which has been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority"

You are further reminded that the final SR to be submitted to this Department must comply with all the requirements in terms of the scope of assessment and content of Scoping reports in accordance with Appendix 2 and Regulation 21(1) of the EIA Regulations 2014, as amended.

Further note that in terms of Regulation 45 of the EIA Regulations 2014, as amended, this application will lapse if the applicant fails to meet any of the timeframes prescribed in terms of these Regulations, unless an extension has been granted in terms of Regulation 3(7).

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely

Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment
Letter signed by: [REDACTED]
Designation: Director: Prioritised Infrastructure Projects
Date: 16 May 2024

cc:	[REDACTED]	Phefumula Emoyeni One (Pty) Ltd	E-mail:
	[REDACTED]	Mpumalanga Department (DARDLEA)	E-mail:
	[REDACTED]	Msukaligwa Local Municipality	E-mail:

Annexure 1: Format for Comments and Response Report

Date of comment, format of comment name of organisation/I&AP,	Comment	Response from EAP/Applicant/Specialist
27/03/2021 Email Department of Forestry, Fisheries and the Environment: Prioritised Infrastructure Projects (Joe Soap)	Please record C&R trail report in this format. Please update the contact details of the provincial environmental authority.	EAP: (Noted) The C&R trail report has been updated into the desired format, see Appendix K. EAP: Details of provincial authority have been updated, see page 16 of the Application form.

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 16 April 2024 14:01
To: [REDACTED]
Cc: Strong, Ashlea
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon [REDACTED]

Thank you for your response.

WSP can confirm that your details are on the database for the project for future communication.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
M [REDACTED]

From: [REDACTED]
Sent: Monday, April 15, 2024 7:13 AM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Hi Thirushan,

Could you kindly register me as an I&AP for the Phefumula Emoyeni One Wind Energy Facility and associated infrastructure? We are also developing other renewable energy projects in the area.

Kind regards,

[REDACTED]

From: Nadar, Thirushan [REDACTED]
Sent: Friday, April 12, 2024 11:50
To: Nadar, Thirushan <[REDACTED]>
Cc: Strong, Ashlea [REDACTED]; Weldon, Debbie <[REDACTED]> Ferguson, Theresa [REDACTED]; Makoya, Mukondeleli <[REDACTED]>
Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Stakeholder,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).



BirdLife South Africa is a partner of BirdLife International, a global partnership of nature conservation organisations.
Member of IUCN (International Union for Conservation of Nature).

Reg No: 001 – 298 NPO
PBO Exemption No: 930004518

WSP Group Africa
Attention: Thirushan Nadar
E-mail: [REDACTED]

7 May 2024

Dear Thirushan,

Re: Draft Environmental Scoping Report for the Proposed Phefumula Emoyeni One Wind Energy Facility

Thank you for the opportunity to comment on the draft Environmental Scoping Report for the proposed Phefumula Emoyeni One Wind Energy Facility.

BirdLife South Africa supports the responsible development of renewable energy infrastructure. However, we are concerned that the location of the proposed facility(ies) may not be compatible with the desired state of the habitat as indicated in provincial and national conservation plans. The proposed development site falls within an Important Bird and Biodiversity Area (Amersfoort-Bethal-Carolina IBA) and includes threatened ecosystems, critical biodiversity areas, ecological support areas, and habitat for several threatened species.

The Amersfoort-Bethal-Carolina IBA hosts globally and regionally threatened species that are not found in similar abundance in other provinces. Several species are at risk of becoming extinct, some of which have been found at the proposed site (e.g., regionally threatened African Marsh Harrier (Endangered), Blue Crane (Near Threatened), Denham's Bustard (Vulnerable) and Cape Vulture (Endangered)). These high-elevation habitats are often used for breeding during the wet season. Given the relatively small remaining portion of untransformed Grasslands and Wetlands in the highveld of Mpumalanga, every step should be taken to safeguard what is left of these habitat types for biodiversity.

Data collection for impact assessment:

We support the Avifaunal Site Sensitivity Verification, which increased the sensitivity of the avifauna assessment from low to high sensitivity and the vulture species theme from medium to high sensitivity as obtained from the DFFE Screening Tool. Given this sensitivity within the Project Area of Influence, we note that just four seasons of avifaunal surveys will be conducted. We are concerned that this may not be adequate to robustly assess impacts and determine appropriate and feasible mitigation measures. Additional, surveys, targeted at addressing key risks and uncertainties may be required.

We are concerned that the wetlands at the site would offer stop-over sites for migrants transitioning through the landscape. Given the likely sensitivity avifauna using the area, we suggest that tracking data should be acquired from past studies/literature to identify which migrants are using this area and when. Alternatively, other methods (e.g., radar or tracking studies) should be included in the plan of study for impact assessment in order to assess the risk to migratory birds.

Isdell House, 17 Hume Road
Dunkeld West, Gauteng 2196
Private Bag X16, Pinegowrie
2123, South Africa
Tel: +27 (0)11 789 1122
Fax: +27 (0)11 789 5188
Email: info@birdlife.org.za
www.birdlife.org.za



Partnership for
nature and people



Honorary Patrons: Mrs Gaynor Rupert, Dr Precious Moloi-Motsepe, Mr Mark Shuttleworth, Mrs Pamela Isdell

Please also refer to BirdLife South Africa's guidelines for [Cape Vulture](#) and [Black Harrier](#) and wind energy.

Are we correct that no night surveys were conducted? How will collision risk to nocturnal threatened species such as Grass Owl (Vulnerable) be assessed and mitigated?

We caution that while the updated list of priority species for wind farms compiled for the Avian Wind Farm Sensitivity Map (Ralston-Paton et al., 2017; Retief et al., 2012) is a useful starting point, it has limitations in the context of this region. The priority list published by BirdLife South Africa does not include most wetland species, and the sensitivity was weighted based on the overlap with wind energy facilities at the time. This did not include Mpumalanga. We therefore recommend that a site-specific list of priority species should be developed.

Impact assessment and mitigation

Concerning the identification of potential impacts, there are a few additional points that need to be considered. With the clearing of natural vegetation, there could be an increase in the occurrence of pioneer exotic species, especially invasives (Aquatic Systems, page 143 of 190). There could be a loss of ecological processes related to biodiversity loss such as pollination or biological control and loss of ecological drivers such as fire, since grasslands and wetlands need to burn (Terrestrial Biodiversity, page 148 of 190). During the construction phase of the turbines, there could also be a direct loss of avifauna, e.g., being hit by trucks. A possible mitigation measure would be implementing speed restrictions (Avifauna, page 150 of 190). Where will the water be sourced that will be used to spray the roads to control dust (Visual and Landscape, page 153 of 190)? Ecosystem services such as carbon sequestration, provisioning of clean water and tourism (especially if Botha's Lark (Endangered) is present in the broader area) have not been considered (Socio-Economic, page 156 of 190). And lastly the removal of vegetation will negatively affect the amount of carbon sequestered in the plants and soil (Climate Change, page 157 of 190).

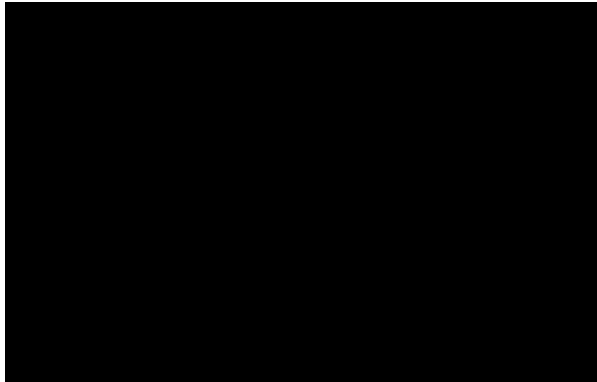
We recognise that a more detailed strategy for identifying no-go zones and areas needing mitigation during the operational phase will be implemented in the next stage of EIA process. However, we want to stress that the proposed nest buffers are unlikely to adequately address biodiversity impacts. Nest buffers should be supplemented with a habitat-based approach. **BirdLife South Africa opposes large-scale wind energy development in large, intact grassland habitats, especially if these areas are designated as Critical Biodiversity Areas.** These areas are crucial for supporting species like the Secretarybird (Endangered). For more details, please refer to the attached guidance note on development in Secretarybird habitat.

We note that shutdown on demand has been proposed as mitigation in some areas, and also if "*any mortality of collision prone species of conservation concern (e.g. Verreaux's Eagle) is recorded shutdown on demand should **be considered***" (emphasis added). While we welcome shutdown on demand as a mitigation measure, we suggest that given the high avifaunal sensitivity of the site, and that the risk to some species (e.g. Cape Vultures) may not be limited to specific areas, a more proactive approach to shutdown on demand may be more appropriate. In our experience it can take many years before specialists' recommendations to for shutdown on demand are implemented (if at all). We also suggest that monitoring of fatalities should be implemented for the lifespan of the project and overseen by a bird specialist.

In conclusion, BirdLife South Africa is concerned much of the proposed development site may be unsuitable for the development of wind energy infrastructure. We suggest that the site sensitivity calls for more robust data collection and impact assessment. If development is deemed appropriate, precautionary (i.e. proactive), clear and enforceable operational phase mitigation measures are likely to be required to ensure impacts are within acceptable levels.

Please do not hesitate to contact us to clarify our comments. Please use our emails below for further consultations related to this project.

Yours sincerely,




The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.

DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024 to 14 May 2024**.

Area	Venue	Street Address
Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	 Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 07 May 2024 12:00
To: [REDACTED] Weldon, Debbie; Strong, Ashlea
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Sam,

Thank you for your comment and feedback on the project.

Responses to your comments will be provided in the final scoping report as part of the comment and response report.

We will notify you once the final report is submitted and where it will be available.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: Sam Ralston [REDACTED]
Sent: Tuesday, May 7, 2024 11:38 AM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]
Subject: Re: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Thirushan

We have attached BirdLife South Africa's comments on the draft Scoping Report for the proposed Phefumula Emoyeni One Wind Energy Facility. We have also attached our guidance note on Secretarybird.

Kind regards

[REDACTED]

Birds and Renewable Energy Project Manager



Giving Conservation Wings

Private Bag X16, Pinegowrie 2123, Johannesburg, Gauteng, South Africa

Cell: +27 [REDACTED]

<http://www.birdlife.org.za>



BirdLife South Africa's Birds and Renewable Energy Project is sponsored by the Lewis Foundation and Investec Corporate and Institutional Banking



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Any information present or attached must be regarded as the communication of information and does not under any circumstance constitute formal advice unless otherwise stated to the contrary. This information has been prepared solely for the use of the addressee. It is not intended for use by any other party and may not be relied upon by any other party. No acceptance of any liability for any unauthorised use of this information or any associated attachment will be given. Further, this information is based on the facts provided by the addressee and on the law as promulgated at the date of this document. No responsibility will be taken for advising on any changes to the information which may arise as a result of subsequent changes to law or practice.

From: Nadar, Thirushan <[REDACTED]>
Date: Friday, 12 April 2024 at 11:50
To: Nadar, Thirushan <[REDACTED]>
Cc: Strong, Ashlea <[REDACTED]>
[REDACTED]
[REDACTED]
Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Stakeholder,

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Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	<input type="checkbox"/> Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

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Nadar, Thirushan

From: Strong, Ashlea
Sent: Wednesday, 17 April 2024 11:46
To: [REDACTED]
[REDACTED] Nadar, Thirushan
Subject: RE: 14/12/16/3/3/2/2392: NOTIFICATION OF APPROVAL OF THE EA FOR THE PROPOSED MUKONDELELI 1 SOLAR PV FACILITY IN MPUMALANGA PROVINCE

Importance: High

[REDACTED]
Thank you for your email below.

We have removed your details from the database and added [REDACTED] details as requested.

Kind regards



Ashlea Strong
Principal Associate
T +27 11 361-1392
[REDACTED]

From: K [REDACTED]
Sent: Monday, April 15, 2024 4:43 PM
To: Strong, Ashlea <Ashlea.Strong@wsp.com>
Cc: [REDACTED]
Subject: Re: 14/12/16/3/3/2/2392: NOTIFICATION OF APPROVAL OF THE EA FOR THE PROPOSED MUKONDELELI 1 SOLAR PV FACILITY IN MPUMALANGA PROVINCE

Thank you for the notification, Ashlea.

Please may I be removed from the WSP mailing list and my colleague's email address added:
[REDACTED]

Thank you.

Kind regards

[REDACTED]
Wetland Conservation Project Manager/Rockjumper Fellow of White-winged Flufftail Conservation

BirdLife South Africa
E-mail: [REDACTED]

From: Strong, Ashlea [REDACTED]
Sent: Saturday, 13 April 2024 15:54

Nadar, Thirushan

From: Strong, Ashlea
Sent: Friday, 26 April 2024 08:04
To: [REDACTED] Nadar, Thirushan
Cc: Weldon, Debbie; Makoya, Mukondeleli; Ferguson, Theresa
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Tracking:	Recipient	Delivery
	Lizell Stroh	
	Nadar, Thirushan	Delivered: 2024/04/26 08:04
	Weldon, Debbie	
	Makoya, Mukondeleli	
	Ferguson, Theresa	

Dear [REDACTED]

Thank you for your email.

We can confirm that we are aware of the change and have included the new details on the I&AP database. In addition, we can confirm that the client is also aware of the new requirements.

Kind regards



Ashlea Strong
Principal Associate

T +27 11 361-1392
[REDACTED]

From: L [REDACTED]
Sent: Thursday, April 25, 2024 4:26 PM
To: Nadar, Thirushan <[REDACTED]>
[REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Kindly find below for your attention.

The SACAA has transferred the assessments for Solar and Wind energy applications to Air Traffic and Navigation Services (ATNS) as published on the SACAA website. A formal application must be lodged with Air Traffic and Navigation Services (ATNS) for a formal obstacle assessment to be conducted. Their responsibility would pertain to the assessments, maintenance, and all other related matters in respect to Solar and Wind Farm assessments.

The contact details for ATNS are:
Obstacle Evaluator
ATNS Head Office

Kind regards

Inspector Obstacles
Aviation Infrastructure

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Report fraud and corruption: 0800 204 911 | sacaa@thehotline.co.za | SMS: 30916

From: Nadar, Thirushan <[REDACTED]>
Sent: Friday, April 12, 2024 11:41 AM
To: Nadar, Thirushan <[REDACTED]>
Cc: Strong, Ashlea <[REDACTED]>

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

"This message was sent from outside of SACAA. Please use caution when opening links and/ or attachments"

Dear Stakeholder,

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The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.

DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024 to 14 May 2024**.

Area	Venue	Street Address
------	-------	----------------

Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	<input type="checkbox"/> Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

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forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X 447, Pretoria, 0001, Environment House, 473 Steve Biko Road, Pretoria, Tel: +27 12 399 9000, Fax: +27 86 625 1042

Reference: Phefumula Emoyeni WEF

Enquiries: [REDACTED]

Telephone: [REDACTED]

Ashlea Strong
WSP Group Africa (Pty) Ltd
Building 1
Maxwell Office Park
Magwa Cres
MIDRAND
1685

Telephone Number: [REDACTED]

Email Address: [REDACTED]

PER E-MAIL

Dear Ashlea

COMMENTS ON THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY (WEF), MPUMALANGA PROVINCE

The Directorate: Biodiversity Conservation has reviewed and evaluated the reports.

The Directorate: Biodiversity Conservation has reviewed and evaluated the reports and does not have any objection to the draft Scoping Report and the Plan of Study for EIA, however, the EIA report must comply with the procedures for the assessment and minimum criteria for reporting on identified environmental themes in terms of sections 24(5) (A) and (H) and 44 of the National Environmental Management Act, 1998.

The Environmental Impact Assessment report must comply with all the requirements as outlined in the Environmental Impact Assessment (EIA) guideline for renewable energy projects and the Best Practice Guideline for Birds & Wind Energy for assessing and monitoring the impact of wind energy facilities on birds in Southern Africa.

Kindly note that the Directorate: Biodiversity Conservation does not support any development within high sensitive areas.

In conclusion, the Public Participation Process documents related to Biodiversity EIA for review and queries should be submitted to the Directorate: Biodiversity Conservation at Email; BCAdmin@dffe.gov.za for the attention of Mr. Seoka Lekota.

Yours faithfully



Control Biodiversity Officer Grade B: Biodiversity Conservation
Department of Forestry, Fisheries & the Environment
Date: 09/05/2024



Batho pele- putting people first.

From: [REDACTED]
Sent: Thursday, 02 May 2024 13:13
To: Strong, Ashlea
Cc: [REDACTED]
Subject: 14/12/16/3/3/2/2545

Dear Ashlea

14/12/16/3/3/2/2545

ACKNOWLEDGEMENT OF RECEIPT OF THE NEW APPLICATION AND DRAFT SCOPING REPORT FOR ENVIRONMENTAL AUTHORISATION FOLLOWING A SCOPING ASSESSMENT PROCESS FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY (WEF) (UP TO 837MW)), LOCATED IN THE MSUKALIGWA LOCAL MUNICIPALITY, WHICH FALLS UNDER THE GERT SIBANDE DISTRICT MUNICIPALITY, IN THE MPUMALANGA PROVINCE.

The Department confirms having received the Application form and Draft Scoping Report for Environmental Authorisation for the abovementioned project on 15 April 2024. You have submitted these documents to comply with the Environmental Impact Assessment (EIA) Regulations, 2014, as amended.

Kindly note that your application for Environmental Authorisation falls within the ambit of an application applied for in terms of Part 3 of Chapter 4 of the EIA Regulations, 2014, as amended. You are therefore referred to Regulation 21 of the EIA Regulations, 2014 as amended.

Please take note of Regulation 40(3) of the EIA Regulations, 2014, as amended, which states that potential Interested & Affected Parties, including the Competent Authority, may be provided with an opportunity to comment on reports and plans contemplated in Regulation 40(1) of the EIA Regulations, 2014, as amended, prior to the submission of an application but must be provided an opportunity to comment on such reports once an application has been submitted to the Competent Authority.

Note that in terms of Regulation 45 of the EIA Regulations, 2014, as amended, this application will lapse if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless an extension has been granted by the Department in terms of Regulation 3(7) of the EIA Regulations, 2014, as amended.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Kindly quote the abovementioned reference number in any future correspondence in respect of the application.

EIA Applications

Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Please note that this email is for the receipt and processing of online applications only, and is not monitored for responses. All queries must be directed to EIAadmin@dffe.gov.za.

You are advised that this mailbox has a 48 hour response time.

Please note that this mailbox has a 5mb mail limit. No zip files are to be attached in any email.

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Friday, 12 April 2024 15:51
To: BC Admin; Portia Makitla; Tebego Kgaphola; Lindiwe Victoria Dlamini
Cc: Strong, Ashlea
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY
Attachments: Phefumula Emoyeni One Wind Energy Facility Footprint .kmz

Good afternoon,

Thank you for your response and feedback.

WSP can confirm that the contact details provided have been added to the database for future communication on the project.

Lastly, @Tebego Kgaphola and @Portia Makitla please see attached KMZ of the project footprint as requested .

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[Redacted]

From: BC Admin <bcadmin@dffe.gov.za>
Sent: Friday, April 12, 2024 3:19 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [Redacted]

Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Sir/Madam

DFFE Directorate: Biodiversity Conservation hereby acknowledge receipt of the invitation to review and comment on the project mentioned on the subject line. Kindly note that the project has been allocated to [Redacted] (Copied on this email). In addition, kindly share the shapefiles of the development footprints/application site with the Case Officers.

Please note: All Public Participation Process documents related to Biodiversity EIA review and any other Biodiversity EIA queries must be submitted to the Directorate: Biodiversity Conservation at Email: BCAdmin@dffe.gov.za for attention of Mr Seoka Lekota

A stylized illustration of a blue pen with a silver nib, positioned over the word 'Regards' written in a cursive script. The entire graphic is enclosed within a thin blue rectangular border.

Regards

[Redacted]
Directorate: Biodiversity Mainstreaming and EIA

Branch: Biodiversity and Conservation
473 Steve Biko Road | Private Bag X477 | Pretoria | 001
Cell: 0 [REDACTED]
Website: www.environment.gov.za



From: Nadar, Thirushan <[REDACTED]>

Sent: Friday, 12 April 2024 11:41

To: Nadar, Thirushan <[REDACTED]>

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear Stakeholder,

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DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024 to 14 May 2024**.

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	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
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WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	 Report and Appendices
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One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder
------------------------------	--

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
 Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
 1685 South Africa

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-LAEmHhHzdJzBITWfa4Hgs7pbKI

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Friday, 12 April 2024 12:18
To: [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Thank you for your response and feedback.

We will add the details provided to the database for future communication.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Friday, April 12, 2024 12:15 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]
Subject: FW: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day

[REDACTED] will be dealing with your enquiry he can be contacted [REDACTED] or e-mail address attached.

Thank you

From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Sent: Friday, 12 April 2024 11:41
To: Nadar, Thirushan [REDACTED]
[REDACTED]

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

EXTERNAL EMAIL: This email originated outside of "DALRRD Environment". CAUTION: Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Dear Stakeholder,

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 16 April 2024 13:55
To: [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon,

Thank you for your response and acknowledgment.

This is noted.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Tuesday, April 16, 2024 12:19 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]
Subject: FW: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good morning

The receipt of your email has been acknowledged. A response will be given as soon as possible regarding the above land claim status.

NB: Please note that [REDACTED] will be assisting you with a response to your enquiry.

Kind Regard

From: [REDACTED]
Sent: Monday, 15 April 2024 13:48
To: [REDACTED]
Subject: FW: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Greetings

Please note the attached for further handling

Regards

From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Sent: Friday, 12 April 2024 11:52

To: Nadar, Thirushan

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

EXTERNAL EMAIL: This email originated outside of "DALRRD Environment". CAUTION: Do not click on links or open attachments unless you recognize the sender and know the content is safe.

Dear Commenting Authority,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).


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WSP contact details are:

Name: Thirushan Nadar
Tel: 011 300-6185
Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

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-LAEmHhHzdJzBITWfa4Hgs7pbKI


Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.

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One Drive Link	 Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
 Consultant

T +27 11 300-6185



WSP in Africa
 Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
 1685 South Africa

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-LAEmHhHzdJzBITWfa4Hgs7pbKI

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 14 May 2024 11:34
To: [REDACTED]
Subject: RE: IAP registration Seriti Phefumula Emoyeni
Attachments: Phefumula Emoyeni WEF_.kmz

Good day [REDACTED]

Thank you for your response.

WSP can confirm that Nkhensani's details have been added to the project database for future communication.

[REDACTED] please see attached KMZ of the project footprint.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Tuesday, May 14, 2024 10:43 AM
To: Strong, Ashlea [REDACTED]
Cc: [REDACTED]
Subject: IAP registration Seriti Phefumula Emoyeni

Hi Ashlea,

I understand WSP is the EAP for the Seriti Phefumula Emoyeni projects. Please will you register Nkhensani for these as I&AP, and share an indication of the cadastral properties involved for the projects with [REDACTED] Thanks,

Kind Regards,

[REDACTED]
Team Lead: Project Development

[REDACTED] Building 3, Ground Floor | Illovo Edge Office Park | 5
Harries Road | Illovo | Johannesburg | South Africa | 2196

ENERTRAG South Africa (Pty) Ltd. | Reg no. 2017/143710/07 | Suite 104, Albion Springs | 183 Main Road |
Rondebosch | Cape Town | South Africa | 7700 | Dr. Tobias Bischof-Niemz, Stephen Koopman, [REDACTED]
www.enertrag.co.za

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Friday, 12 April 2024 12:52
To: [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Thank you for your feedback, this is noted.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Friday, April 12, 2024 12:48 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good Day

Kindly note the project is outside our catchment.

Regards

[REDACTED]
Environmental Officer : Water Use Authorization



[REDACTED]
[REDACTED] www.iucma.co.za
2nd Floor, ABSA Square Building, 20 Paul Kruger Street
Mbombela, 1200



IUCMA STATEMENTS AND INVOICES CUSTOMER PORTAL

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OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell : [REDACTED]

WSP

E-MAIL: Thirushan.Nadar@wsp.com

NAME: Thirushan Nadar

Dear Sir/Madam

LAND RESTITUTION IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO. 22 OF 1994

I refer to your enquiry, 16 April 2024

Please note that claim for the restitution of land rights has been lodged against the following property:

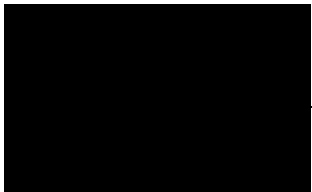
Property Description	Comments	File number	Claim Status
Province: Mpumalanga Magisterial District: ... Property: Portion 0, 2, 5, 6, 7, 9, 10, 11 of the farm NOOITGEDACHT 251 IS	<ul style="list-style-type: none">According to our Database, there is a registered Land Claim which was lodged against the mentioned property.	<ul style="list-style-type: none">10151	<ul style="list-style-type: none">ResearchFor more info. Contact Sejabaledi Masia 0137566000

It is not within the powers of the Commission on Restitution of Land Rights to grant or withhold permission for the development or alienation in respect of land being claimed until such a claim has been gazetted, unless such development would constitute an obstruction to the achievement of the aims and objectives of the Restitution of Land Rights Act 22 of 1994. In such instances application can be made in the Land Claims Court in terms of Section 6(3) of the Restitution Act; this can be done at any stage after the claim has been lodged - even before the publishing of such a claim in terms of Section 11 of the Restitution of Land Rights Act 22 of 1994.



While the Regional Land Claims Commission: Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further investigation, additional information is found that contradicts this communication.

Kind regards



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell :

WSP

E-MAIL: Thirushan.Nadar@wsp.com

NAME : Thirushan Nadar

Dear Sir/Madam

LAND RESTITUTION IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO. 22 OF 1994

I refer to your enquiry, 17 April 2024

Please note that claim for the restitution of land rights has been lodged against the following property:

Property Description	Comments	File number	Claim Status
Province: Mpumalanga Magisterial District: Gert Sibande Property: Portion 4, 15 of the farm UITZICHT 266 IS	<ul style="list-style-type: none">According to our Database, there is a registered Land Claim which was lodged against the mentioned property.	<ul style="list-style-type: none">1959	<ul style="list-style-type: none">Rule3 reportFor more info. Contact Bonkosi Mkhathswa 0137566000

It is not within the powers of the Commission on Restitution of Land Rights to grant or withhold permission for the development or alienation in respect of land being claimed until such a claim has been gazetted, unless such development would constitute an obstruction to the achievement of the aims and objectives of the Restitution of Land Rights Act 22 of 1994. In such instances application can be made in the Land Claims Court in terms of Section 6(3) of the Restitution Act; this can be done at any stage after the claim has been lodged - even before the publishing of such a claim in terms of Section 11 of the Restitution of Land Rights Act 22 of 1994.

While the Regional Land Claims Commission: Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further investigation, additional information is found that contradicts this communication.



Kind regards

CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
DATE: 17 April 2024



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18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell : [REDACTED]

W S P

E-MAIL: Thirushan.Nadar@wsp.com

NAME : Thirushan Nadar

Dear Sir/Madam

LAND RESTITUTION IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO. 22 OF 1994

I refer to your enquiry, 17 April 2024

Please note that claim for the restitution of land rights has been lodged against the following property:

Property Description	Comments	File number	Claim Status
Province: Mpumalanga Magisterial District: Gert Sibande Property: Portion 6 of farm VAALBANK 233 IS	<ul style="list-style-type: none">According to our Database, there is a registered Land Claim which was lodged against the mentioned property.	<ul style="list-style-type: none">9725	<ul style="list-style-type: none">ResearchFor more info. Contact Syabulela Mjali 0137566000

It is not within the powers of the Commission on Restitution of Land Rights to grant or withhold permission for the development or alienation in respect of land being claimed until such a claim has been gazetted, unless such development would constitute an obstruction to the achievement of the aims and objectives of the Restitution of Land Rights Act 22 of 1994. In such instances application can be made in the Land Claims Court in terms of Section 6(3) of the Restitution Act; this can be done at any stage after the claim has been lodged - even before the publishing of such a claim in terms of Section 11 of the Restitution of Land Rights Act 22 of 1994.

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Kind regards


CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

18, Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200

Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY:

CONTACT:

W S P

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 0 of the farm VOORZORG 250 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

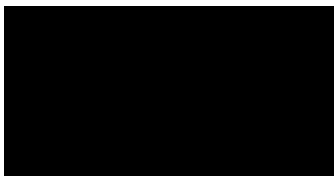
1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property.
2. We advise that there is no claim lodged against the property.
3. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the

dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties.

However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.

4. **TAKE NOTICE FURTHER THAT** while the Regional Land Claims Commission: Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further on-going investigation, additional information may be found that contradicts paragraph 2 above.

Yours Faithfully



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell :

W S P

E-mail Address : Thirushan.Nadar@wsp.com
Attention : Thirushan Nadar

**LAND CLAIM IN TERMS OF THE RESTITUTION OF LAND RIGHTS AMENDMENT
ACT 2014 (ACT NO 15 OF 2014).**

REFERENCE NUMBER: R6/142/281/96364

R6/142/281/72155

PROPERTY DESCRIPTION OF THE CLAIMED LAND

- Portion 2, 4, 5, 7, 10, 11, 13 of the farm WITBANK 236 IS

We refer to the land claim enquiry on the 17 April 2024 on land claims lodged with the Department.

Please note that there is a land claim lodged against the farm based on the Restitution the Restitution of Land Rights Amendment Act, (Act no 15 of 2014).

The Commission is empowered to investigate all land claims and where applicable issues a Government Gazette to interested and affected parties if such land claims has been approved as valid claims.

The above claim was lodged in terms of the Restitution of Land Rights Amendment Act, 2014 (Act No 15 of 2014) ("the Amendment Act") which, amongst others, reopened the lodgement of claims for a period of five years.

The validity of the Amendment Act was challenged in the Constitutional Court. The Constitutional Court found the Amendment Act to be invalid because of the failure of Parliament to facilitate public involvement as required by the Constitution. The Amendment Act ceased to be law on 28 July 2016 and the Commission is no longer allowed to accept lodgement of new claims from that date.

The Constitutional Court ordered that the claims that were lodged between 1 July 2014 and 27 July 2016 are validly lodged, but it interdicted the Commission from processing those claims until the Commission has finalised the claims lodged by 31 December 1998



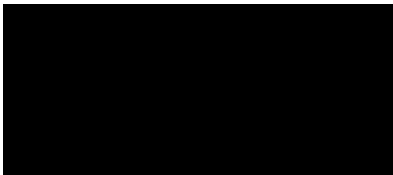
or until Parliament passes a new law providing for the re-opening of lodgement of land claims. Parliament was given until 27 July 2018 to pass such a law.

The Commission will therefore not be processing these new claims until it finishes claims lodged by 31 December 1998 or until Parliament passes a new law providing for re-opening of lodgement of claims.

We apologise for the inconvenience caused.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,



**CHIEF DIRECTOR
OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER
DATE: 17 April 2024**



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA.
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell :

W S P

E-mail Address : Thirushan.Nadar@wsp.com

Attention : Thirushan Nadar

LAND CLAIM IN TERMS OF THE RESTITUTION OF LAND RIGHTS AMENDMENT ACT 2014 (ACT NO 15 OF 2014).

REFERENCE NUMBER: R6/142/281/114791

R6/142/281/1932

PROPERTY DESCRIPTION OF THE CLAIMED LAND

- Portion 2, 8, 9 of the farm TWEEFONTEIN 249 IS

We refer to the land claim enquiry on the 17 April 2024 on land claims lodged with the Department.

Please note that there is a land claim lodged against the farm based on the Restitution the Restitution of Land Rights Amendment Act, (Act no 15 of 2014).

The Commission is empowered to investigate all land claims and where applicable issues a Government Gazette to interested and affected parties if such land claims has been approved as valid claims.

The above claim was lodged in terms of the Restitution of Land Rights Amendment Act, 2014 (Act No 15 of 2014) ("the Amendment Act") which, amongst others, reopened the lodgement of claims for a period of five years.

The validity of the Amendment Act was challenged in the Constitutional Court. The Constitutional Court found the Amendment Act to be invalid because of the failure of Parliament to facilitate public involvement as required by the Constitution. The Amendment Act ceased to be law on 28 July 2016 and the Commission is no longer allowed to accept lodgement of new claims from that date.

The Constitutional Court ordered that the claims that were lodged between 1 July 2014 and 27 July 2016 are validly lodged, but it interdicted the Commission from processing those claims until the Commission has finalised the claims lodged by 31 December 1998



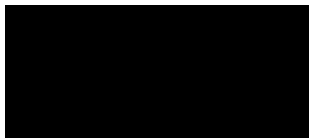
or until Parliament passes a new law providing for the re-opening of lodgement of land claims. Parliament was given until 27 July 2018 to pass such a law.

The Commission will therefore not be processing these new claims until it finishes claims lodged by 31 December 1998 or until Parliament passes a new law providing for re-opening of lodgement of claims.

We apologise for the inconvenience caused.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,



CHIEF DIRECTOR
OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER
DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200

Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:

Tell :

W S P

E-mail Address : Thirushan.Nadar@wsp.com

Attention : Thirushan Nadar

LAND CLAIM IN TERMS OF THE RESTITUTION OF LAND RIGHTS AMENDMENT ACT 2014 (ACT NO 15 OF 2014).

REFERENCE NUMBER: R6/142/281/91578

R6/142/281/91566

PROPERTY DESCRIPTION OF THE CLAIMED LAND

- Portion 0, 2, 3, 4, 6, 8, 10, 11, 12, 13, 18, 19, 21, 22, 23 of the farm KRANSPOORT 248 IS

We refer to the land claim enquiry on the 17 April 2024 on land claims lodged with the Department.

Please note that there is a land claim lodged against the farm based on the Restitution the Restitution of Land Rights Amendment Act, (Act no 15 of 2014).

The Commission is empowered to investigate all land claims and where applicable issues a Government Gazette to interested and affected parties if such land claims has been approved as valid claims.

The above claim was lodged in terms of the Restitution of Land Rights Amendment Act, 2014 (Act No 15 of 2014) ("the Amendment Act") which, amongst others, reopened the lodgement of claims for a period of five years.

The validity of the Amendment Act was challenged in the Constitutional Court. The Constitutional Court found the Amendment Act to be invalid because of the failure of Parliament to facilitate public involvement as required by the Constitution. The Amendment Act ceased to be law on 28 July 2016 and the Commission is no longer allowed to accept lodgement of new claims from that date.

The Constitutional Court ordered that the claims that were lodged between 1 July 2014 and 27 July 2016 are validly lodged, but it interdicted the Commission from processing those claims until the Commission has finalised the claims lodged by 31 December 1998



or until Parliament passes a new law providing for the re-opening of lodgement of land claims. Parliament was given until 27 July 2018 to pass such a law.

The Commission will therefore not be processing these new claims until it finishes claims lodged by 31 December 1998 or until Parliament passes a new law providing for re-opening of lodgement of claims.

We apologise for the inconvenience caused.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,



**CHIEF DIRECTOR
OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER
DATE: 23 April 2024**



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY: [REDACTED]

CONTACT: [REDACTED]

W P S

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

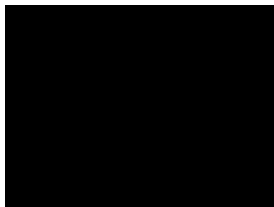
Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 0 of the farm KRANSPOORT 827 IS	➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property.
2. We advise that there is no claim lodged against the property.
3. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties.

However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.

4. **TAKE NOTICE FURTHER THAT** while the Regional Land Claims Commission: Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further on-going investigation, additional information may be found that contradicts paragraph 2 above.

Yours Faithfully



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY:

CONTACT

W S P

E-MAIL: Thirushan.Nadar@wsp.com

ATT: Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property : Portion 1, 2, 7, 8, 9, 11, 12, 14, 15, 16, 17, 21, 22, 23 of farm KUILFONTEIN 234 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 17 April 2024 regarding an enquiry to a Restitution claim against the above property.
2. We advise that there is no claim lodged against the property.
3. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property

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Yours Faithfully



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSION

DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell :

W S P

E-mail Address : Thirushan.Nadar@wsp.com
Attention : Thirushan Nadar

LAND CLAIM IN TERMS OF THE RESTITUTION OF LAND RIGHTS AMENDMENT ACT 2014 (ACT NO 15 OF 2014).

REFERENCE NUMBER: R6/142/281/56707

R6/142/281/96722

PROPERTY DESCRIPTION OF THE CLAIMED LAND

- Portion 2, 3, 4, 5, 8 of the Farm MIDDELPLAAT 271 IS

We refer to the land claim enquiry on the 17 April 2024 on land claims lodged with the Department.

Please note that there is a land claim lodged against the farm based on the Restitution the Restitution of Land Rights Amendment Act, (Act no 15 of 2014).

The Commission is empowered to investigate all land claims and where applicable issues a Government Gazette to interested and affected parties if such land claims has been approved as valid claims.

The above claim was lodged in terms of the Restitution of Land Rights Amendment Act, 2014 (Act No 15 of 2014) ("the Amendment Act") which, amongst others, reopened the lodgement of claims for a period of five years.

The validity of the Amendment Act was challenged in the Constitutional Court. The Constitutional Court found the Amendment Act to be invalid because of the failure of Parliament to facilitate public involvement as required by the Constitution. The Amendment Act ceased to be law on 28 July 2016 and the Commission is no longer allowed to accept lodgement of new claims from that date.

The Constitutional Court ordered that the claims that were lodged between 1 July 2014 and 27 July 2016 are validly lodged, but it interdicted the Commission from processing those claims until the Commission has finalised the claims lodged by 31 December 1998



or until Parliament passes a new law providing for the re-opening of lodgement of land claims. Parliament was given until 27 July 2018 to pass such a law.

The Commission will therefore not be processing these new claims until it finishes claims lodged by 31 December 1998 or until Parliament passes a new law providing for re-opening of lodgement of claims.

We apologise for the inconvenience caused.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,

CHIEF DIRECTOR
OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER
DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY:

CONTACT

W S P

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 0, 2 of farm ORPENSKRAAL 238 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

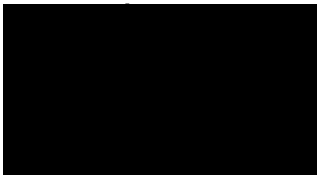
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Yours Faithfully



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY:

CONTACT

W S P

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

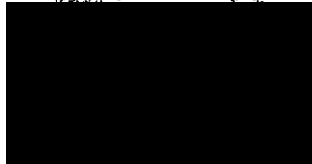
Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 1, 2 of the farm SPION KOP 252 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property.
2. We advise that there is no claim lodged against the property.
3. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties.

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Yours Faithfully



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
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Enquiries:
Tell :

W S P

E-mail Address : Thirushan.Nadar@wsp.com
Attention : Thirushan Nadar

LAND CLAIM IN TERMS OF THE RESTITUTION OF LAND RIGHTS AMENDMENT ACT 2014 (ACT NO 15 OF 2014).

REFERENCE NUMBER: R6/142/281/114791

R6/142/281/1932

PROPERTY DESCRIPTION OF THE CLAIMED LAND

- Portion 4 of the Farm TAFELKOP 270 IS

We refer to the land claim enquiry on the 17 April 2024 on land claims lodged with the Department.

Please note that there is a land claim lodged against the farm based on the Restitution the Restitution of Land Rights Amendment Act, (Act no 15 of 2014).

The Commission is empowered to investigate all land claims and where applicable issues a Government Gazette to interested and affected parties if such land claims has been approved as valid claims.

The above claim was lodged in terms of the Restitution of Land Rights Amendment Act, 2014 (Act No 15 of 2014) ("the Amendment Act") which, amongst others, reopened the lodgement of claims for a period of five years.

The validity of the Amendment Act was challenged in the Constitutional Court. The Constitutional Court found the Amendment Act to be invalid because of the failure of Parliament to facilitate public involvement as required by the Constitution. The Amendment Act ceased to be law on 28 July 2016 and the Commission is no longer allowed to accept lodgement of new claims from that date.

The Constitutional Court ordered that the claims that were lodged between 1 July 2014 and 27 July 2016 are validly lodged, but it interdicted the Commission from processing those claims until the Commission has finalised the claims lodged by 31 December 1998



or until Parliament passes a new law providing for the re-opening of lodgement of land claims. Parliament was given until 27 July 2018 to pass such a law.

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We apologise for the inconvenience caused.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,



**CHIEF DIRECTOR
OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER
DATE: 17 April 2024**



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY: [REDACTED]

CONTACT: [REDACTED]

W.S.P

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

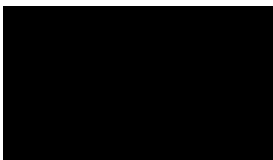
Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 0 of farm ISRAEL 207 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property.
2. We advise that there is no claim lodged against the property.
3. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties.

However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.

4. **TAKE NOTICE FURTHER THAT** while the Regional Land Claims Commission; Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further on- going investigation, additional information may be found that contradicts paragraph 2 above.

Yours Faithfully



CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 23 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY: [REDACTED]

CONTACT: [REDACTED]

W P S

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: THE FARM GELUKSDRAAI 240 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property. We advise that there is no claim lodged against the property.
2. **TAKE NOTICE** that land claims are lodged with the office of the Commission in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties. However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.
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Yours Faithfully

CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 23 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell : [REDACTED]

W S P

E-MAIL: Thirushan.Nadar@wsp.com

NAME : Thirushan Nadar

Dear Sir/Madam

LAND RESTITUTION IN TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO. 22 OF 1994

I refer to your enquiry, 17 April 2024

Please note that claim for the restitution of land rights has been lodged against the following property:

Property Description	Comments	File number	Claim Status
Province: Mpumalanga Magisterial District: Gert Sibande Property: Portion 0 of the Farm ELIM 247	<ul style="list-style-type: none">According to our Database, there is a registered Land Claim which was lodged against the mentioned property.	<ul style="list-style-type: none">9181	<ul style="list-style-type: none">ResearchFor more info. Contact Richard Ntuli 0137566000

It is not within the powers of the Commission on Restitution of Land Rights to grant or withhold permission for the development or alienation in respect of land being claimed until such a claim has been gazetted, unless such development would constitute an obstruction to the achievement of the aims and objectives of the Restitution of Land Rights Act 22 of 1994. In such instances application can be made in the Land Claims Court in terms of Section 6(3) of the Restitution Act; this can be done at any stage after the claim has been lodged - even before the publishing of such a claim in terms of Section 11 of the Restitution of Land Rights Act 22 of 1994.

While the Regional Land Claims Commission: Mpumalanga has taken reasonable care to ensure the accuracy of the above-mentioned information, the Commission cannot be held accountable if, through the process of further investigation, additional information is found that contradicts this communication.

Kind regards

[REDACTED]
CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY: [REDACTED]

CONTACT: [REDACTED]

W S P

E-MAIL : Thirushan.Nadar@wsp.com

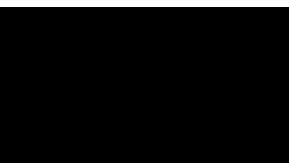
ATT : Thirushan.Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 1 of the farm Eerste Geluk 258 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property. We advise that there is no claim lodged against the property.
2. **TAKE NOTICE** that land claims are lodged with the office of the Commission, in accordance with the historical and or present property descriptions of the dispossessed properties and therefore may not match the current property description as described in your correspondence in respect of the above-mentioned properties. However, if the historical description of any of the above property has changed since 1913, or you are aware of any other local or official name by which it was then described or currently known, kindly supply us with such information to enable us to search further.
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CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 23 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

Enquiries:
Tell :

W S P

E-mail Address : Thirushan.Nadar@wsp.com
Attention : Thirushan Nadar

LAND CLAIM IN TERMS OF THE RESTITUTION OF LAND RIGHTS AMENDMENT ACT 2014 (ACT NO 15 OF 2014).

REFERENCE NUMBER: R6/142/276/48912

PROPERTY DESCRIPTION OF THE CLAIMED LAND

- Portion 0, 2, 7 of the farm DRIEHOEK 273 IS

We refer to the land claim enquiry on the 17 April 2024 on land claims lodged with the Department.

Please note that there is a land claim lodged against the farm based on the Restitution the Restitution of Land Rights Amendment Act, (Act no 15 of 2014).

The Commission is empowered to investigate all land claims and where applicable issues a Government Gazette to interested and affected parties if such land claims has been approved as valid claims.

The above claim was lodged in terms of the Restitution of Land Rights Amendment Act, 2014 (Act No 15 of 2014) ("the Amendment Act") which, amongst others, reopened the lodgement of claims for a period of five years.

The validity of the Amendment Act was challenged in the Constitutional Court. The Constitutional Court found the Amendment Act to be invalid because of the failure of Parliament to facilitate public involvement as required by the Constitution. The Amendment Act ceased to be law on 28 July 2016 and the Commission is no longer allowed to accept lodgement of new claims from that date.

The Constitutional Court ordered that the claims that were lodged between 1 July 2014 and 27 July 2016 are validly lodged, but it interdicted the Commission from processing those claims until the Commission has finalised the claims lodged by 31 December 1998 or until Parliament passes a new law providing for the re-opening of lodgement of land claims. Parliament was given until 27 July 2018 to pass such a law.

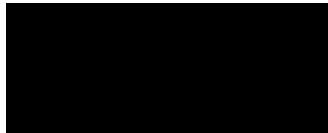


The Commission will therefore not be processing these new claims until it finishes claims lodged by 31 December 1998 or until Parliament passes a new law providing for re-opening of lodgement of claims.

We apologise for the inconvenience caused.

Please quote the claim reference number in all correspondence with the Commission.

Yours sincerely,



CHIEF DIRECTOR
OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER
DATE: 17 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18-Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY:

CONTACT:

W S P

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

**RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994**

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: PORTION 1 OF FARM DOORKOP 420 JT	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property. We advise that there is no claim lodged against the property.
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CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 23 April 2024



OFFICE OF THE REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA
18 Bell Street, Bell Tower building, Restitution House, Nelspruit | Private Bag X11330, Nelspruit, 1200
Tel: (013) 752 4054 | Fax: (013) 752 5410

ENQUIRY:

CONTACT:

W P S

E-MAIL : Thirushan.Nadar@wsp.com

ATTN: Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Remaining Extent of Portion 7 of the Farm DAVELFONTEIN 267 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property. We advise that there is no claim lodged against the property.
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CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 23 April 2024



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ENQUIRY:

CONTACT

W S P

E-MAIL : Thirushan.Nadar@wsp.com

ATT : Thirushan Nadar

RE: YOUR ENQUIRY: LAND RESTITUTION CLAIMS AGAINST THE FOLLOWING PROPERTY IN
TERMS OF THE RESTITUTION OF LAND RIGHTS ACT NO.22 OF 1994

DETAILS OF PROPERTY DESCRIPTION

Property Description	Comments
Province of Mpumalanga Magisterial District: Property: Portion 3 of farm BOSMANSHOEK 235 IS	<p>➤ According to our Database, there is currently no registered Land claim which was lodged against the mentioned property.</p>

1. We refer to your letter received on the 16 April 2024 regarding an enquiry to a Restitution claim against the above property. We advise that there is no claim lodged against the property.
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Yours Faithfully

CHIEF DIRECTOR: OFFICE OF REGIONAL LAND CLAIMS COMMISSIONER: MPUMALANGA

DATE: 17 April 2024



From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Sent: Friday, April 12, 2024 11:50 AM

To: Nadar, Thirushan

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

You don't often get email from thirushan.nadar@wsp.com. [Learn why this is important](#)

Dear Stakeholder,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).

The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.


DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024 to 14 May 2024.**

Area	Venue	Street Address
Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095

Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	 Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

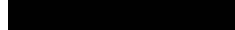
Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

WSP is a proud Level 1 B-BBEE contributor and is internationally certified for ISO 9001, 14001 & 45001

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OFFICE OF THE CEO

Ms. Ashlea Strong
WSP Group Africa (Pty) Ltd
Building 1, Maxwell Office Park
Magwa Crescent West
Waterfall City
Midrand
1685

Ref: LUA 24/3861

Unit: LUA/SS

Inquiries: [REDACTED]

E-mail: [REDACTED]

Tel: [REDACTED]

E-mail: [REDACTED]

Dear Ms. Strong

SUBJECT: THE MTPA COMMENTS ON THE DRAFT ENVIRONMENTAL SCOPING REPORT FOR THE PROPOSED DEVELOPMENT OF THE PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY (135 WIND TURBINES) AND ASSOCIATED MAIN COMPONENTS ON 95 PORTIONS OF FARMS COVERING AN AREA OF 33 660 HECTARES NORTH OF ERMELO BY PHEFUMULA EMOYENI ONE (PTY) LTD, MSUKALIGWA LOCAL MUNICIPALITY IN MPUMALANGA PROVINCE. DFFE REFERENCE NUMBER TO BE PROVIDED.

Your correspondence with reference no: 41105236 of April 2024, refers.

The application was assessed by using the following tools: Mpumalanga Biodiversity Sector Plan (MBSP, 2014 as updated 2022) land use guidelines, DFFE web-based sensitivity screening tool, Environmental legislation NEMA and EIA regulations 2014 as amended, Department of Water and Sanitation and Water Research Commission Guidelines on wetlands, the South African Heritage Resources Act and knowledge to assess development applications.

The sensitivity of the area, in which the Wind Energy Facility (WEF) is proposed was assessed according to MBSP terrestrial and freshwater assessments. In the MBSP, sensitivity areas are identified in terms of *Critical Biodiversity Areas* (CBAs) and *Ecological Support Areas* (ESAs). CBAs and ESAs are deemed to be necessary to ensure the protection of biodiversity, environmental sustainability and sustainable living and are to remain unaltered.

Concerns

With reference to the assessment of your Draft Scoping Report the MTPA is concerned about the following issues raised with regards to the terms of reference for specialist studies to be done:

1. An alternative less sensitive development site to be found.
2. The ground truthing and on site studying of areas regarded as degraded or sensitive and suitable for potential wind turbines must be done considering that the cultivated lands might be feeding areas for many Species of Conservation Concern (SCC). The site sensitivity verification report must include the feeding areas for SCC.
3. The avoidance of large areas of critical biodiversity terrestrial and freshwater sensitivity areas in the preliminary project layout area is a large concern, especially in the southeastern part of the proposed area.
4. The threat of this WEF to the Important Bird Area and the current status of globally threatened bird species such as the Botha's lark is of a concern. The status of a list of the threatened bird species must be established.
5. The impact and extent of the connecting road network and associated grid connection and substations on the sensitive zones must be indicated. Wherever wetland and river crossings are needed, the EIA regulations must be followed.
6. The risk and threat of untimely fires caused by the infrastructure on the grasslands and SCC must be included in the risk studies.

Included in the MTPA's comments are the following discussion that illustrates the **need and desirability** of this proposal:

Proliferation of renewable energy applications:

- Given the energy needs of the country, significant emphasis is being placed on the need to transition away from coal towards renewable energy. However, the urgency and desire to approve nearly all renewable energy applications needs to be put into perspective considering the incredible investment and proliferation of new renewable energy projects within Mpumalanga.
- The MTPA and DARDLEA are maintaining a database of renewable energy projects, which include those in the pre-application phase. We can confirm that 61 renewable energy projects have now been submitted within Mpumalanga. Just over 50% of these have been approved to date. 18 of these are for Wind Energy Farms, which together make up for 233 000 ha (which is about 3% of the province's surface area), and this amount is growing as the province is being inundated with renewable energy applications.
- The explosion of renewable energy applications does require careful consideration as to the likely impacts. There is no shortage of renewable energy projects within the Province and the Province has room to apply its mind and navigate this space carefully. The province has now over 300 000 ha of renewable energy applications, and the many more than are still to be submitted.

Mpumalanga Biodiversity Sector Plan (MBSP), Intact Grassland Patches and Important Bird Areas (IBAs).

- The project **footprint overlaps with a significant amount of Critical Biodiversity Areas (CBA)**. 38% of the footprint area is identified as a CBA, of which 21% is in a CBA Irreplaceable area. Wind farms are not appropriate land uses within CBA areas.
- The whole of the proposed Phefumula Emoyeni wind farm falls within an Important Bird Area (IBA), which underscores the need to consider its implications on metapopulation dynamics and the need to avoid wind farms in "source" areas.
- 20% of the proposed wind farm is comprised of intact grassland patches. With only 51% of the grasslands remaining in a natural state, very little intact natural grasslands still occur in Mpumalanga.
- Intact grassland patches are areas larger than 100ha, with little or no gaps or edge effects. They were then prioritised according to their connectivity importance. These intact grasslands are "source" areas for avifaunal species where birth rates are expected to exceed death rates, and no wind farms should be placed anywhere near these intact grassland patches.
- The identification of actual avifaunal source areas may be difficult, but as these intact grassland patches occur within an Important Bird Area (IBA) where there are several nesting and roosting avifaunal species of conservation concern, it highlights their significance and our confidence in confirming these as "source" areas. The presence of these intact grassland patches, CBAs, and the IBAs, is probably the biggest concern that the MTPA may have about the proposed wind farm.
- Wind farms should not be placed in IBAs or intact grassland areas as these are important areas where avifauna should be allowed to thrive and then disperse to other areas.
- Already several wind farms have been approved in slightly less sensitive areas and in relatively close proximity, which would result in further impacts on bird species.
- Approval of the project in such a location could have far-reaching consequences for threatened bird species, potentially disrupting vital source areas critical for population sustainability.
- It is imperative to adopt a precautionary approach and prioritize the conservation of these essential habitats.

Avifaunal concerns

- The presence of 34 priority bird species for wind energy developments were recorded within the footprint area.
- Of these, 12 were Species of Conservation Concern, of which four are nesting.
- A Martial Eagle nest (Endangered) occurs within footprint area. These are South Africa's largest eagles and travel over vast areas. They are also susceptible to collision with turbines and wind farms are of serious concern.
- Three Bald Ibis colonies (Vulnerable) occur within footprint area.
- A Secretary bird nest (Endangered) was found and assigned a 500 m buffer. Considering that the blade tip height alone may be up to 300 m high, this does not be sufficient as a recommended buffer.
- Birds are very mobile and with the proposed turbine height and blade lengths, the current proposed buffers seem inadequate.

- This raises particular concern as these birds may continuously collide with the blades of the wind turbines and the continuous loss of several of these long-lived birds every year may have a significant impact on population status.
- The MTPA has mapped all the dams in detail across Mpumalanga. There are 344 artificial water bodies within the footprint area that may be important for flamingos and other water-dependent birds.
- Buffers of 2km have been recommended for natural pans (not sure if they were mapped – they do not appear on the avifaunal sensitivities map), however, should many of the 344 dams that occur within the footprint area also not be buffered? Many of these would provide similar habitat to that of pans.
- The avifaunal sensitivity map only considers four of the identified Species of Conservation Concern (SCC) and the heronry. Other field observations and the Birdlife SA species distribution models were not considered, potentially overlooking crucial habitat for vulnerable species like the Grass Owl.
- The MTPA have access to the Birdlife SA species distribution models and can confirm that:
 - Grass Owl (Vulnerable) have a strong probability of occurring on site although there is no indication as to whether any focused surveys were conducted to search for Grass Owls.
 - Black Harrier (and confirmed during avifaunal field work).
 - Botha's Lark may be present but not much is mentioned in report as to survey effort or whether any surveys for this species were specifically targeted during its breeding season.
 - Blue Crane (confirmed).
 - Grey Crowned Crane (not yet confirmed).
 - Rudd's Lark (although low probability).
 - Southern Bald Ibis (confirmed).
 - Secretary Bird (confirmed).
 - Verreaux Eagle (although low probability).
 - Wattled Crane.
 - White-bellied Bustard (confirmed).
 - White-winged Flufftail (low probability).
 - Yellow-breasted Pipit (low probability).

Site Sensitivity Verification

- The results of the Site Sensitivity Verification confirmed that:
 - The sensitivity for the Terrestrial biodiversity impact assessment as Very High/High in grassland and wetland habitat; and Low/Medium in secondary grasslands.
 - Aquatic Biodiversity Impact Assessment as High Sensitivity.
 - Plant Species Assessment as Medium Sensitivity.
 - Animal Species Assessment as High Sensitivity in areas of grassland and wetland habitat.
 - Bat Assessment as High Sensitivity.
 - Avifaunal Assessment as High Sensitivity.
- It is not clear whether the Site Ecological Importance methodology was applied according to the 2022 Species Environmental Assessment Guidelines. For example, if one searches through the

Terrestrial Biodiversity report, then “Site Ecological Importance” is only mentioned once under abbreviations and nowhere else.

- Similarly, for the avifaunal assessment, it is not clear how the specialist could go from “very high”, “high”, and “medium” sensitivity to an overall impact score of “moderate” pre-mitigation and “low” post mitigation. The report concludes that the proposed wind farm will have a **medium** impact on avifauna. I struggle to understand the reasoning given the high sensitivity.

Limited biodiversity assessment

- The current draft scoping report is largely informed by desktop assessments. Understandably some data are currently being collected, such as with bat detectors and the additional avifaunal surveys, however the terrestrial biodiversity assessment was almost fully based on desktop assessment even though there was mention of field work conducted in December 2023 and January 2024.
- The status and knowledge of the biodiversity on the site is at times inadequate to inform the site verification or sensitivity analyses and limits our ability to accurately assess the project's ecological impact.

Additional concerns

- Not all the infrastructure has been included on the map or addressed in terms of likely impact. The 60 km of road network will have an estimated impact of 108 ha.

Recommendations

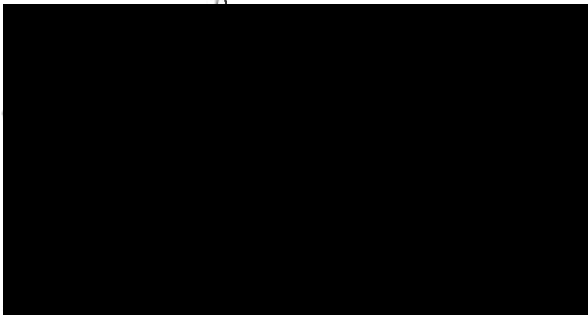
- Conduct comprehensive field surveys across the entire footprint area to assess terrestrial and aquatic biodiversity.
- Revise the avifaunal sensitivity map to incorporate all identified SCCs and utilize Birdlife species distribution models. Field observations and the species distribution models could have been incorporated into the avifaunal sensitivity map. It is of concern that only a few of the sensitive and threatened bird species recorded were included in the avifaunal sensitivities map.
- The current consolidated site sensitivity map of all ‘no-go’ areas (Figure 5-35) indicates little area for available for the wind farm. With more appropriate buffers, more field work, and all the associated infrastructure (such as roads), we cannot see how it would be possible to establish a wind farm within the footprint area.
- Increase buffer zones for endangered bird nesting sites to reflect their wider flight ranges relative to the height of the turbines.
- Consider alternative locations with less ecological sensitivity, especially considering the numerous renewable energy projects already approved in Mpumalanga.

Conclusion

The proposed Phefumula Emoyeni One Energy Facility poses a significant threat to a Critical Biodiversity Areas, intact grassland patches, Important Bird areas, and the habitat of numerous threatened bird species. If we need to rely on the information presented to date, and the desktop assessments, then it is in our opinion that this project is fatally flawed. The anticipated impacts on biodiversity, particularly the avifauna, is too great to support this project. A more thorough ecological assessment and exploration of alternative locations is crucial before proceeding with this project.

Please do not hesitate to contact this office if there are any inquiries.

Kind Regards





agriculture, rural development,
land & environmental affairs
MPUMALANGA PROVINCE
REPUBLIC OF SOUTH AFRICA

13 De Jager Street, Ermelo, 2350, Private Bag X 2777, Ermelo, 2350
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LitikoLetekulima, Kutfutukiswa
KwetindzawoTasemakhaya, Temhlaba
Netesimondzawo

Departement van Landbou,
LandelikeOntwikkeling,
GrondenOngewing Sake

umNyangoweZelimo
UkuThuthukiswakweeNdawozemaKhaya,
INarhaneeNdabazeBhoduluko

Enquiries
Telephone
Reference : 1/31/16/5G-18

Ashlea Strong
WSP Group Africa (Pty) Ltd
Building 1, Maxwell Office Park
Magwa Crescent, Waterfall City
Midrand
1685

Email:

Dear Madam,

DRAFT SCOPING REPORT: ACTIVITIES ASSOCIATED WITH THE PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY (UP TO 837MW) ON THE FARMS GROBLESHOEK 191 IS, ISRAEL 207 IS, BOSMANSKRANS 217 IS, VAALBANK 233 IS, KUILFONTEIN 234 IS, BOSMANSHOEK 235 IS, WITBANK 236 IS, NOOITGEDACHT 237 IS, ORPENSKRAAL 238 IS, GELIKSDRAAI 240 IS, KRANSPOORT 248 IS, TWEEFONTEIN 249 IS, NOOITGEDACHT 251 IS, SPION KOP 252 IS, DRIEHOEK 273 IS, SPITSKOP 276 IS, UITZIGT 450 IS AND KRANSPOORT 827 IS, ERMELO, MSUKALIGWA LOCAL MUNICIPALITY

The draft scoping report which was submitted by you in respect of the abovementioned application and received by the Department on 12 April 2024 has reference. The Department has considered the content of the report, and has the following comments:

1. The proposed Phefumula Emoyeni One Wind Energy Facility is located in areas identified as CBA Irreplaceable, CBA Optimal, ESAs, Priority Focus Area, Freshwater Ecosystem Priority Areas and Threatened Ecosystems. Furthermore, the entire site falls within the Amersfoot-Bethal-Carolina Important Bird Area (IBA) and 18km west of the Chrissie Pans IBA.
2. DARDLEA is concerned that the proposed location of the Phefumula Emoyeni One Wind Energy Facility (WEF) is therefore not compatible with the desired land use. The WEF and all associated infrastructure is not a land use, in accordance with the Mpumalanga Biodiversity Sector Plan (MBSP), that will support the inherent biodiversity values of CBAs.
3. Furthermore, significant areas of intact grasslands are located within the site footprint. DARDLEA does not support the development of WEFs (or any non-compatible land use) within intact grassland patches. The MBSP specifically incorporated climate change into spatial priorities through the prioritisation of the connectivity of remaining intact grassland patches in the province, as they provide habitat for species to thrive, and allow for their dispersal. Intact grasslands are crucial for supporting threatened avifauna.
4. The proposed Phefumula Emoyeni One WEF is located in an area comprising a high diversity of threatened bird species, a number of which are known to be vulnerable to wind turbine collisions. These include Botha's Lark, Blue Crane, Southern Bald Ibis colonies, Black Harrier, Blue Korhaan, Black-winged Pranticole, Secretary Bird (and nest), Martial Eagle (and nest), Denham's Bustard, Grass Owl, White-bellied Bustard and Lanner Falcon.

5. Jackal buzzard was also confirmed on site. It must be noted that this species is known to be particularly vulnerable to turbine collision, and it is understood that because of this, its threat status is likely to be moved from least concern to near threatened. Furthermore, night-flying greater and lesser flamingos were confirmed on site, and there is currently no known technology to mitigate for the collision of night flying birds.
6. We disagree with the assignment of impact significance as "medium" on Page 163 in respect of loss and fragmentation of fauna habitats during both construction and operation phases. Intact grasslands, as indicated above, are essential to ensure that species are able to thrive. Loss of intact grasslands directly impacts species' ability to breed and disperse. There is no clear justification or reasoning provided as to how significance score of "medium" was established (were the 2022 Species Assessment Guidelines followed?). The significance rating should therefore be "High".
7. Similarly, we disagree with the assignment of impact significance as "medium" on Page 165 in respect of all avifaunal impacts. The significance of the impact on Avifauna in terms of Habitat transformation, collision risk and electrocution of priority species is "High".
8. The plan of study for EIA must include and address the following:
 - 8.1 Terrestrial Biodiversity:
 - The impact of the loss of CBAs and intact grassland habitat in terms of metapopulation dynamics (ie. how the loss of source areas will impact areas of low quality habitat that cannot support a population of species on its own).
 - The Site Ecological Importance methodology, as per the requirements of the Species Environmental Assessment Guidelines, must be demonstrated to have been applied.
 - 8.2 Avifauna:
 - A site-specific list of priority avifaunal species for wind farms must be developed, which must include all wetland species.
 - The avifaunal sensitivity map needs to incorporate more than just the 4 nesting birds and the heronry.
 - The avifaunal sensitivity map must include all species of conservation concern.
 - BirdLife's species distribution models must be used and included in the avifaunal sensitivity map.
 - Due to the sensitivity of the avifauna using the area, more than four seasons of avifaunal surveys is required to assess impacts and determine mitigation that is appropriate.
 - Due to the sensitivity of avifauna using the area, and the presence of pans and wetlands on and adjacent to the site, as well as the presence of night-flying birds, tracking data must be acquired to augment the 2D models used.
 - Surveys and tracking must be undertaken to determine the collision risks for nocturnal species.
 - The avifaunal assessment must account for the required turbine hub height and blade lengths in all surveys.
 - Nest buffers must be determined using a site-specific, habitat-based approach, and must account for technology design (ie. turbine hub height, blade length).
 - Buffers must be determined and assigned to all waterbodies on and adjacent to the site, including all pans, wetlands and dams.
 - As per the requirements in the avifauna section in the Species Environmental Assessment Guideline, existing guidance must be consulted where available and applicable to a certain development. All relevant BirdLife guidelines, guidance notes and position statements must therefore be consulted.
 - We are not in agreement with the avifauna specialist's conclusion that the significance of the impact on avifauna is "medium". The specialist must clearly demonstrate these findings.

9. On Pages 56 and 57 of the scoping report, you refer to the development of a biodiversity offset strategy to be included in the draft EIA due to "the very high sensitivities confirmed in terms of avifauna, the presence of primary grasslands and PES A/B wetlands on site, and the potential residual impacts and the recommendations received from DFFE". However according to the Biodiversity Offset Guideline, "*The desired outcome of biodiversity offsets is to ensure that - the cumulative impact of an authorised activity, or activities, and land and resource use change does not: result in the loss of irreplaceable biodiversity or jeopardise the ability to meet biodiversity targets; lead to any ecosystem with a threat status of Vulnerable or Least Concern becoming Endangered; or any Endangered ecosystem becoming Critically Endangered; or cause an irreversible decline in the conservation status of species and the presence of special habitats; or cause a significant loss in ecosystem services*". A biodiversity offset cannot therefore cater for the loss of irreversible CBAs or intact grasslands, nor can it compensate for the loss of endangered bird or bat species.
11. The draft layout plan (Figure 5.37) has proposed the location of 135 wind turbines, some of which are in sensitive areas. No associated infrastructure (ie. Substations, BESS and roads) is included in the projected layout. It is understood that substations and BESS will comprise 45ha, and roads will comprise 60km. All infrastructure must be included in the layout, and all associated impacts must be analysed.
12. Due to the high sensitivity of the agricultural theme, the Department of Agriculture Land Reform and Rural Development (DALRRD) must be identified as an interested and affected party.
13. We are concerned that the proposed development site is not suitable for the development of wind energy infrastructure, and that it may not be in line with the National Environmental Management Principle that requires that sustainable development consider the application of a risk-averse and cautious approach that takes into account the limits of current knowledge about the consequences of decisions and actions; or the principle that specifically requires that a development must be socially, environmentally and economically sustainable, as the disturbance of 'ecosystems' and loss of biological diversity cannot be avoided, minimized or remedied.

Please do not hesitate to contact this office if there are any enquiries.

Sincerely,

DIRECTOR: ENVIRONMENTAL IMPACT MANAGEMENT

DATE: 14/05/2024

Cc:

Nadar, Thirushan

From: [REDACTED]
Sent: Friday, 12 April 2024 12:49
To: Nadar, Thirushan
Subject: Re: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Thank you.
For my purposes, I have accessed the documents via one drive.
Kind Regards
Robyn

>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 04/12/24 12:36 PM >>>
Good afternoon [REDACTED]

Its possible that your email address was on more than one of the database lists, hence the reason for multiple mails.

Yes, we can confirm that a hard copy and a soft copy (on flash drive) will be submitted to MDARDLEAs offices today by CoB.

Another hard copy and soft copy has also been couriered to MTPA Mbombela offices.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Friday, April 12, 2024 12:28 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]
Subject: Re: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY
Importance: High

Good day Thirushan,

Thank you for this. For some reason the same email is popping up multiple time in my inbox.

I trust you have submitted a hard copy to Sindi and that MTPA have received the document in their required format.

Kind Regards
[REDACTED]

[REDACTED]
*Director: Environmental Impact Management
Department of Agriculture, Rural Development, Land & Environmental Affairs
Mpumalanga Provincial Government
Riverside Office Park, Aqua Street (Cycad Building - Block 4)
Nelspruit, 1200*
[REDACTED]

>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 04/12/24 11:41 AM >>>

Dear Commenting authority,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).

The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.

DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024** to **14 May 2024**.

Area	Venue	Street Address
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	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	Report and Appendices
One Drive Instruction	<ul style="list-style-type: none">Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
Tel: 011 300-6185
Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.

Thirushan Nadar
Consultant

T +27 11 300-6185

WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

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Nadar, Thirushan

From: [REDACTED]
Sent: Monday, 13 May 2024 16:05
To: Nadar, Thirushan
Cc: [REDACTED]
Subject: Ashlea
Re: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon Thirushan,

We are finalising our comments and will get them to you tomorrow before close of business.

Kind Regards
[REDACTED]

[REDACTED]
*Director: Environmental Impact Management
Department of Agriculture, Rural Development, Land & Environmental Affairs
Mpumalanga Provincial Government
Riverside Office Park, Aqua Street (Cycad Building - Block 4)
Nelspruit, 1200*
[REDACTED]

>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 05/07/24 11:37 AM >>>

Dear Stakeholder,

A reminder that the comment period for the Phefumula Emoyeni One Wind Energy Facility Draft scoping report closes on the **14 May 2024**.

If you have already responded to the original mail sent out and submitted a comment, please ignore this mail.

We look forward to your participation in this process.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185

From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Sent: Friday, April 12, 2024 11:41 AM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: Strong, Ashlea [REDACTED]
Mukondele [REDACTED]
Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

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Datafree Website	https://wsp-engage.com/	

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One Drive Link	 Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 14 May 2024 14:13
To: [REDACTED]

Subject: RE: Comments | SCOPING REPORT PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Tracking: **Recipient** **Delivery**



Delivered: 2024/05/14 14:13

Dear [REDACTED]

Thank you for your response and comments, they have been received and noted.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Tuesday, May 14, 2024 1:49 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]

Subject: Comments | SCOPING REPORT PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon Thirushan,

Please find herewith DARDLEA's comments on the draft Scoping Report for Phefumula Emoyeni One WEF.

Kind Regards
[REDACTED]

[REDACTED]
*Director: Environmental Impact Management
Department of Agriculture, Rural Development, Land & Environmental Affairs
Mpumalanga Provincial Government*

Riverside Office Park, Aqua Street (Cycad Building - Block 4)
Nelspruit, 1200
Tel: [REDACTED]

>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 05/13/24 4:14 PM >>>
Good afternoon Robyn,

Thank you, duly noted.

Kind regards

Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Monday, May 13, 2024 4:05 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]

Subject: Re: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon Thirushan,

We are finalising our comments and will get them to you tomorrow before close of business.

Kind Regards
[REDACTED]

[REDACTED]
*Director: Environmental Impact Management
Department of Agriculture, Rural Development, Land & Environmental Affairs
Mpumalanga Provincial Government
Riverside Office Park, Aqua Street (Cycad Building - Block 4)
Nelspruit, 1200*
[REDACTED]

>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 05/07/24 11:37 AM >>>
Dear Stakeholder,

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We look forward to your participation in this process.

Kind regards

Thirushan Nadar
Consultant

T +27 11 300-6185

From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Sent: Friday, April 12, 2024 11:41 AM
To: Nadar, Thirushan [REDACTED]
[REDACTED]

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

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DRAFT SCOPING REPORT REVIEW PERIOD

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WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

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One Drive Link	Report and Appendices
One Drive Instruction	<ul style="list-style-type: none">Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
Tel: 011 300-6185
Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.

Thirushan Nadar
Consultant

T +27 11 300-6185

WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

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-LAEmHhHzdJzBITWfa4Hgs7pbKI

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Friday, 12 April 2024 13:08
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear [REDACTED]

Thank you for your response.

- a) We can confirm that x1 hard copy and soft copy (on flash drive) will be delivered today to your office today.
- b) We can confirm that OneDrive Links were sent to [REDACTED] with the Draft scoping report and all appendices, and has confirmed she can access the reports.
- c) We can confirm that x1 hard copy and soft copy (on flash drive) was also submitted to MTPA Mbombela via courier.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Friday, April 12, 2024 12:37 PM
To: [REDACTED]
Subject: Re: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day Thirushan,

As we, DARDLEA together with MTPA are the commenting authorities must be involved in all aspects of the project process, please do the following:

- a). Submit a hard copy to our office for my attention
- b). Submit an electronic copy to Ms [REDACTED] at DARDLEA head office (via We Transfer), and
- c). Liaise with Ms [REDACTED] of MTPA to confirm method of submitting to them.

Kind Regards,

[REDACTED]
Environmental Officer Control Grade B
Gert Sibande District (13 De Jager Street)

[REDACTED]
[REDACTED]
[REDACTED]

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>>> "Nadar, Thirushan" <Thirushan.Nadar@wsp.com> 2024/04/12 11:51 AM >>>

Dear Commenting Authority,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).


The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.

DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024 to 14 May 2024**.

Area	Venue	Street Address
Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:

One Drive Link	 Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar

Tel: 011 300-6185

Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]



WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

WSP is a proud Level 1 B-BBEE contributor and is internationally certified for ISO 9001, 14001 & 45001

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Nadar, Thirushan

From: Weldon, Debbie <[REDACTED]>
Sent: Monday, 29 April 2024 18:59
To: [REDACTED]
Subject: RE: Phefumula Emoyeni One Wind Energy Facility
Attachments: 20240125_PhaseOne_LO_Update Boundary.kml

Hi [REDACTED]

I've attached the project boundary. We are still finalising the turbine positions based on the outcomes of the scoping phase.

Kind regards,
[REDACTED]



[REDACTED]
Project Manager

[REDACTED]
www.seritigreen.com

15 Chaplin, Cnr Oxford and Chaplin Roads, Illovo, 2196



NEWS AND MEDIA ▶



From: [REDACTED]
Sent: Thursday, April 25, 2024 12:32 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

[REDACTED]
Subject: Phefumula Emoyeni One Wind Energy Facility

CAUTION: This email originated from outside the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

I have received the relevant documentation.

Please can you provide me with the shapefiles for the total farms as well as the locations of the proposed turbines.

Kind Regards,

[REDACTED]

Head of Environmental Licensing



[REDACTED]

4th Floor, Menar House,
68 Grayston Drive, Sandton 2196
www.menar.com

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14 May 2024

Attention: Thirushan Nadar
WSP Group Africa (Pty) Ltd
Building 1, Maxwell Office Park
Magwa Crescent West
Waterfall City
Midrand,
1685
Phone: +27 11 300 6185
Email: Thirushan.Nadar@wsp.com

COMMENTS ON THE PHEFUMULA EMOYENI ONE (PTY) LTD: DRAFT ENVIRONMENTAL SCOPING REPORT FOR AN ENVIRONMENTAL AUTHORISATION APPLICATION FOR A PROPOSED WIND FACILITY OVER SEVERAL PORTIONS OF THE FARMS: GROBLESHOEK 191 IS, ISRAEL 207 IS, BOSMANSKRANS 217 IS, VAALBANK 233 IS, KUILFONTEIN NOO 234-IS, BOSMANSHOEK NO. 235 IS, WITBANK NO. 236 IS, NOOITGEDACHT 237 IS, ORPENSKRAAL 238 IS, GELIKSDRAAI NO. 240 IS, KRANSPOORT 248 IS, TWEEFONTEIN 249 IS, VOORZORG 250 IS, NOOITGEDACHT 251 IS, SPION KOP 252 IS, DRIEHOEK NO. 273 IS, SPITSKOP 276 IS, UITZIGT 450 IS AND KRANSPOORT 827 IS IN MPUMALANGA.

Dear Sir/Madam,

Mashala Hendrina Coal (Pty) ("MHC") Ltd has been identified as an Interested and Affected Party for the Phefumula Emoyeni One (Pty) Ltd proposed wind facility due to the fact that the aforementioned project overlaps with MHC's Gugulethu Colliery, mining right reference number MP 30/5/1/2/2/365 MR.

MHC would like it placed on record that Gugulethu Colliery's mining right was granted in 2014, and the colliery is currently operational. At present, opencast mining, and associating processing activities, are taking place on site, with future expansion into underground operations in the next five (5) years. Some of the activities are on properties owned by the Group and some are on properties where MHC has the lawful use of the surface rights.

As a result of the nature of the opencast activities, co-existence is therefore not possible.

The following is in response to the documentation received on 12 April 2024 respectively:

1. Comments on the Draft Scoping Report

- 1.1 The draft Scoping Report did not provide the Department of Forest, Fisheries and Environment (DFFE) reference number, only internal reference numbers were provided.
- 2.1 Listed activities that are triggered are required to have their own heading, as per the National Environmental Management Act (NEMA) Regulations GNR 982 (as amended) Section 2 (1) (d) (i), this is not within the report. The listed activities have been included in the policy and legislative context section; the listed activities need to be in their own section.
- 3.1 Alternatives not assessed appropriately as per the NEMA Regulations GNR 982 (as amended) Section 2 (1) (g) (v). The alternatives have not been assessed in terms of nature, significance, consequence, extent, duration and probability of such identified impacts, including the degree to which these impacts can be reversed, may cause irreplaceable loss of resources and can be avoided, managed or mitigated.
- 4.1 Positive and negative impacts alternatives will have will have on the environment and on the community that may be affected focusing on the geographical, physical, biological, social, economic, heritage and cultural aspects were not provided in the report, only the overall summary of all impacts were provided in the draft Scoping Report. This is required as per NEMA Regulations GNR 982 (as amended) Section 2 (1) (g) (vii).
- 5.1 The draft Scoping Report did not include a no-go option as an alternative, Section 24(4)(b)(i) of NEMA (as amended), provides that an investigation must be undertaken of the potential consequences or impacts of the alternatives to the activity on the environment and assessment of the significance of those potential consequences or impacts, including the option of *not implementing the activity*.
- 6.1 The undertaking under oath section within the draft Scoping Report, as per NEMA Regulations GNR 982 (as amended) Section 2 (1) (i) (i-iii), is missing key points:
- the correctness of the information provided in the report;
 - the inclusion of comments and inputs from stakeholders and interested and affected parties; and;
 - any information provided by the EAP to interested and affected parties and any responses by the EAP to comments or inputs made by interested or affected parties.
- 7.1 NEMA Regulations GNR 982 (as amended) Section 2 (1) (k) and (l) from the draft Scoping Report is not included, even if this section is not applicable it should be included.
- 8.1 NEMA Regulations GNR 982 (as amended) Section 2 (1) (l) states that “any other matter required in terms of section 24(4)(a) and (b) of the Act”- Section 24(4)(b)(i) of NEMA (as amended), provides that an investigation must be undertaken of the potential consequences or impacts of the alternatives to the activity on the environment and assessment of the

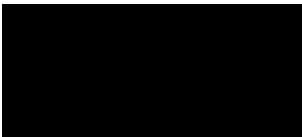
significance of those potential consequences or impacts, including the option of not implementing the activity. As mentioned previously, the alternatives were not assessed and the no-go alternative was not assessed.

9.1 NEMA Regulations GNR 982 (as amended) Section 2 (1) (h) (ix) states “identify suitable measures to avoid, reverse, mitigate or manage identified impacts and to determine the extent of the residual risks that need to be managed and monitored”. This was not made clear within the draft Scoping Report. Minimal monitoring was included in Section 6.1 (Potential Impacts) of the draft Scoping Report. It is an Environmental Assessment Practitioner’s duty, during the Scoping Phase, to assess which impacts would require managing and monitoring, even on a high level. The monitoring mentioned in the Section 6.1 is insufficient.

Based on the aforementioned comments, the Scoping Report needs to be revised to include the necessary sections.

MHC reserve the right to comment further on the application should any new information become available to us that we consider to be of importance.

Yours Sincerely



Head of Environmental Licensing

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Tuesday, 14 May 2024 15:11
To: [REDACTED]
Cc: Weldon, Debbie; Ferguson, Theresa; Makoya, Mukondeleli; Strong, Ashlea; Michelle Venter
Subject: RE: MHC COMMENTS ON DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good afternoon [REDACTED]

Thank you for your response and comment, they have been received and noted.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Tuesday, May 14, 2024 3:04 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: Weldon, [REDACTED]

Subject: MHC COMMENTS ON DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY
Importance: High

Good Afternoon,

Please find comments attached for your attention.

Kind Regards,

[REDACTED]
Head of Environmental Licensing



[REDACTED]
4th Floor, Menar House,
68 Grayston Drive, Sandton 2196
www.menar.com

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Monday, 29 April 2024 10:11
To: [REDACTED]
Subject: RE: Receipt document LUA 24/3584 WSP Phefumula Emoyeni One Wind Energy Facility

Good morning [REDACTED]

Thank you for the confirmation of receipt of the Draft Scoping report.

The registration is duly noted.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Friday, April 26, 2024 3:54 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]
Subject: Receipt document LUA 24/3584 WSP Phefumula Emoyeni One Wind Energy Facility

Good afternoon

Kindly receive our acknowledgement of receipt document. The project is registered with our registration number LUA 24/3584.

Kind regards

[REDACTED]



[REDACTED]
Environmental Impact Assessment (EIA) Data Capturer
Land Use Advisory (LUA)
Biodiversity Conservation: Scientific Services
[REDACTED]
[REDACTED]

Nadar, Thirushan

From: Nadar, Thirushan
Sent: Wednesday, 17 April 2024 09:48
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Tracking:	Recipient	Delivery	Read
	[REDACTED] [REDACTED]		
	Strong, Ashlea	Delivered: 2024/04/17 09:48	Read: 2024/04/17 09:55

Dear T [REDACTED]

Thank you for your response.

Please note that we have already couriered a hard copy of the Draft scoping report as well as a electronic copy on a flash drive to the MTPA offices at **Hall's Gateway on the N, 4 National Highway, Mbombela, 1200.**

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: Thabile Mnisi [REDACTED]
Sent: Wednesday, April 17, 2024 8:20 AM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: [REDACTED]
Subject: FW: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good morning Thirushan.

The MTPA request a hard copy of the Scoping Report to be delivered on the below address:

Attention to: [REDACTED]
MTPA Main Office Building (Lydenburg)
(Old Lydenburg Fisheries)
End or Morgan Street
Lydenburg
1120
[REDACTED]

Kind regards,



Scientific Services

Postal: P/Bag X11338, Nelspruit, 1200
Website: www.mpumalanga.com

Dear Commenting authority,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).

The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.

DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024 to 14 May 2024**.

Area	Venue	Street Address
Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

The report has also been made available at the link below easy access:


One Drive Link	<input type="checkbox"/> Report and Appendices
-----------------------	--

One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder
------------------------------	--

WSP contact details are:




Name: Thirushan Nadar
Tel: 011 300-6185
Fax: 011 361 1301
E-mail: Thirushan.nadar@wsp.com
Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation is this process.



Thirushan Nadar
Consultant

T +27 11 300-6185

WSP in Africa
Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
1685 South Africa

wsp.com

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Nadar, Thirushan

From: Strong, Ashlea
Sent: Thursday, 02 May 2024 09:20
To: [REDACTED]
Subject: RE: registration as I&AP for the phefumula emoyeni one wind energy facility

Good morning [REDACTED]

I trust that you are well.

We have shared your details with our client and they are interested to learn more about the registered servitude that you have over the farm Witbank 236 IS. Do you perhaps know which portion of the Farm Witbank 236?

Any information your can share would be greatly appreciated.

Kind regards

Ashlea



Ashlea Strong
Principal Associate

T +27 11 361-1392
[REDACTED]

From: [REDACTED]
Sent: Wednesday, April 17, 2024 3:04 PM
To: Strong, Ashlea <Ashlea.Strong@wsp.com>
Subject: Re: registration as I&AP for the phefumula emoyeni one wind energy facility

Thanks [REDACTED]

I received the mail and I am able to access the documentation.

Regards,

[REDACTED]

On 2024-04-17 11:48, Strong, Ashlea wrote:

Good Morning [REDACTED]

Thank you for your email.

I can confirm that you have been added to the Phefumula Emoyeni WEF stakeholder database.

You will receive all future notifications in respect of this project.

Please note that the Draft Scoping Report for the Phefumula Emoyeni One Wind Energy Facility has been made available at the venues below for review and comment from **12 April 2024** to **14 May 2024**.

Area	Venue	Street Address
Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310
WSP Website	https://www.wsp.com/en-ZA/services/public-documents	
Datafree Website	https://wsp-engage.com/	

Kind regards

Ashlea Strong
Principal Associate

T +27 11 361-1392
[REDACTED]

From: [REDACTED]
[REDACTED]

Subject: registration as I&AP for the phefumula emoyeni one wind energy facility

Dear [REDACTED]

I would like to register as a stakeholder (Interested & Affected Party) for the proposed development of the phefumula emoyeni one wind energy facility.

Please send all future correspondence to my e-mail address:

[REDACTED]

[REDACTED]

Portion 4 of the farm Knapdaar 221 IS

[REDACTED]

My farm is adjacent to your project area and I have a registered servitude over the farm Witbank 236 IS.

Kind Regards,

[REDACTED]

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Wednesday, 17 April 2024 11:47
To: [REDACTED]
Cc: Strong, Ashlea
Subject: RE: Phefumula Emoyeni One WEF - Registration as I&AP

Dear [REDACTED]

Thank you for your response.

WSP can confirm that your details have been added to the database for all future communication regarding the project.

Regarding the associated 400kV powerline and MTS, this application has not yet been submitted, and will follow in due course.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

Sent: Wednesday, April 17, 2024 10:44 AM

To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Subject: Phefumula Emoyeni One WEF - Registration as I&AP

Hi Thirushan,

Please could you register me as an I&AP for the Phefumula Emoyeni One WEF project.

I could not find the Scoping Report for the associated powerline and MTS on the WSP website. Please advise on the status of that application.

Kind regards,
[REDACTED]



[REDACTED] SENIOR PROJECT MANAGER
[REDACTED]

Nadar, Thirushan

From: Strong, Ashlea
Sent: Friday, 26 April 2024 08:04
To: [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Dear [REDACTED]

Thank you for your email.

We can confirm that we are aware of the change and have included the new details on the I&AP database. In addition, we can confirm that the client is also aware of the new requirements.

Kind regards



Ashlea Strong
Principal Associate
T +27 11 361-1392
[REDACTED]

From: [REDACTED]
Sent: Thursday, April 25, 2024 4:26 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: Strong, A [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Kindly find below for your attention.

The SACAA has transferred the assessments for Solar and Wind energy applications to Air Traffic and Navigation Services (ATNS) as published on the SACAA website. A formal application must be lodged with Air Traffic and Navigation Services (ATNS) for a formal obstacle assessment to be conducted. Their responsibility would pertain to the assessments, maintenance, and all other related matters in respect to Solar and Wind Farm assessments.

The contact details for ATNS are:
Obstacle Evaluator
ATNS Head Office
[REDACTED]

Kind regards

[REDACTED]
Inspector Obstacles
Aviation Infrastructure

www.caa.co.za



From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Sent: Friday, April 12, 2024 11:41 AM

To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Cc: Strong, A

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

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Dear Stakeholder,

Notice is given in terms of Regulation 41(2) of GNR 982 (as amended) published under section 24 and 24D of the National Environmental Management Act (No. 107 of 1998) (NEMA) for submission of an application for environmental authorisation (EA) in respect of activities identified in terms of GNR 983, GNR 984 and GNR 985 (as amended).

The Proponent, Phefumula Emoyeni One (Pty) Ltd, proposes to develop the Phefumula Emoyeni One Wind Energy Facility. The project is located within the Msukaligwa Local Municipality, which falls under the Gert Sibande District Municipality, in the Mpumalanga Province. Due to the nature of the project thresholds, Phefumula Emoyeni One (Pty) Ltd is required to follow a Scoping and Environmental Impact Assessment (S&EIA) process to acquire the necessary authorisation prior to the commencement of the proposed project. WSP Group Africa (Pty) Ltd (WSP) has been appointed as the independent Environmental Assessment Practitioner (EAP) by Phefumula Emoyeni One (Pty) Ltd, to manage the S&EIA process.


DRAFT SCOPING REPORT REVIEW PERIOD

The Draft scoping Report for the Phefumula Emoyeni One Wind Energy Facility will be made available at the venues below for review and comment from **12 April 2024** to **14 May 2024**.

Area	Venue	Street Address
Ermelo	Ermelo Public Library;	Wedgewood Avenue, 2351 Ermelo
	Thusiville Public Library	346 or Tambo St, Wesselton Ext 2, Ermelo, 2351
Hendrina	Hendrina Public Library	44 Kerk St, Hendrina, 1095
Bethal	Bethal Public Library	Danie Nortje Street, Bethal, 2310

WSP Website	https://www.wsp.com/en-ZA/services/public-documents
Datafree Website	https://wsp-engage.com/

The report has also been made available at the link below easy access:

One Drive Link	 Report and Appendices
One Drive Instruction	<ul style="list-style-type: none"> Please note that you will receive a separate email with the link to the one drive. This link will then request a verification number which will automatically be sent to your email address – if it doesn't seem to come through please check your "spam" folder

WSP contact details are:

Name: Thirushan Nadar
 Tel: 011 300-6185
 Fax: 011 361 1301
 E-mail: Thirushan.nadar@wsp.com
 Address: P.O. Box 6001, Halfway House, 1685

We look forward to your participation in this process.



Thirushan Nadar
Consultant

T +27 11 300-6185



WSP in Africa
 Building 1, Maxwell Office Park, Magwa Crescent West, Waterfall City, Midrand
 1685 South Africa

wsp.com

WSP is a proud Level 1 B-BBEE contributor and is internationally certified for ISO 9001, 14001 & 45001

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Nadar, Thirushan

From: Nadar, Thirushan
Sent: Friday, 12 April 2024 14:33
To: [REDACTED]
Cc: Strong, Ashlea; Weldon, Debbie; Makoya, Mukondeleli; Ferguson, Theresa
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY
Attachments: PaymentConfirmation.pdf; SAHRA upload_SR.png; SAHRA upload1_SR.png

Tracking:	Recipient	Delivery	Read
	[REDACTED]		
	Strong, Ashlea	Delivered: 2024/04/12 14:36	Read: 2024/04/12 14:35
	Weldon, Debbie		
	Makoya, Mukondeleli		
	Ferguson, Theresa		

Good day [REDACTED]

Thank you for your response.

WSP can confirm that we have made an online application and uploaded the relevant report and appendices, as well as proof of payment of application (R2000) to the SAHRIS website.

Please see attached proof of payment as well as proof of application on the website as requested.

Kind regards



Thirushan Nadar
Consultant

T +27 11 300-6185
[REDACTED]

From: [REDACTED]
Sent: Friday, April 12, 2024 2:15 PM
To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>
Cc: Strong, [REDACTED]
Subject: RE: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

Good day,

Please note that all development applications are processed via our online portal, the South African Heritage Resources Information System (SAHRIS) found at the following link: <http://sahra.org.za/sahris/>. We do not accept emailed, posted, hardcopy, faxed, website links or DropBox links as official submissions.

Please create an application on SAHRIS for each EA application and upload all documents pertaining to the Environmental Authorisation Application Process. As per section 24(4)b(iii) of NEMA and section 38(8) of the National Heritage Resources Act, Act 25 of 1999 (NHRA), an assessment of heritage resources must form part of the process and the assessment must comply with section 38(3) of the NHRA. If a case already exists on SAHRIS regarding the development, please upload the documents to that case using the "Make an additional submission to

an existing case" in the application selector wizard <https://sahris.org.za/form/application-selector>. Please ensure that all documents produced as part of the EA process are submitted as part of the application.

****PLEASE NOTE****

An application fee is now required for all section 38 applications. Please ensure that the SAHRIS application contains a proof of payment as per the notice at the following link: <https://sahris.org.za/help>. A payment of R 2 000.00 for each application is required. Please make separate payments with the specific reference numbers. **Applications that do not include a proof of payment will be considered incomplete and will not be processed until proof of payment is provided.** Please make use of the SAHRIS Case ID in the payment reference. e.g. 12345/38.8. Please upload the PoP using the "Make an additional submission to an existing case" in the application selector wizard <https://sahris.org.za/form/application-selector>. The case officer assigned to your case will approve the submission and begin to process the case.

From: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Sent: Friday, April 12, 2024 11:41 AM

To: Nadar, Thirushan <Thirushan.Nadar@wsp.com>

Cc: S [REDACTED]

Subject: AVAILABILITY OF THE DRAFT SCOPING REPORT FOR THE PROPOSED PHEFUMULA EMOYENI ONE WIND ENERGY FACILITY

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