

REFERENCE: 16/3/3/1/A1/41/3042/25
DATE: 9 MARCH 2026

Head of Department
Western Cape Government: Infrastructure
Private Bag X9185
CAPE TOWN
8001

For Attention: Ms. Louise Buys

Dear Madam

COMMENTS ON THE SECOND DRAFT BASIC ASSESSMENT REPORT IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998) ("NEMA") AND THE ENVIRONMENTAL IMPACT ASSESSMENT ("EIA") REGULATIONS, 2014 (AS AMENDED) WITH RESPECT TO THE PROPOSED DEVELOPMENT OF THE N7 VISSERSHOK WEIGHBRIDGE ON THE FARM NO. 153, VISSERSHOK OUTSPAN, MORNING STAR 25/141 AND MORNING STAR RE/141 (C1038: UPGRADING OF TR11/1), CITY OF CAPE TOWN MUNICIPALITY, WESTERN CAPE

1. The Application Form and supporting documentation, received by this Directorate via electronic mail correspondence on 22 August 2025, this Directorate's acknowledgement thereof (dated 1 September 2025), and the draft Basic Assessment Report ("BAR"), Environmental Management Programme ("EMPr") and supporting documentation, received by this Directorate via electronic mail correspondence on 4 September 2025, and this Directorate's acknowledgement thereof (dated 15 September 2025), the second draft BAR, EMPr and supporting documentation, received by this Directorate via electronic mail correspondence on 13 February 2026, and this Directorate's acknowledgement thereof (dated 20 February 2026), refer.
2. This Directorate has considered the information contained in the draft BAR and has the following comments:

2.1. Listed Activities

This Directorate confirms that Listed Activity 27 and 56 of Listing Notice 1 and Listed Activity 12 and 18 of Listing Notice 3 of the EIA Regulations, 2014 (as amended) is applicable to the proposed development of the N7 Vissershok Weighbridge on Farm No. 153, Vissershok Outspan, Morning Star 25/141 and Morning Star RE/141 (C1038: Upgrading of TR11/1), City of Cape Town Municipality, Western Cape.

2.2. Public Participation Process

You are required to submit proof of the Public Participation Process being conducted for the second draft BAR. This will include (but is not limited to):

- 2.2.1. Proof that the second draft BAR was made available to all relevant and registered Interested and Affected Parties ("I&APs"), which includes the following relevant authorities:

2.2.1.1. Eskom;

- 2.2.1.2. CapeNature;
 - 2.2.1.3. Heritage Western Cape;
 - 2.2.1.4. Relevant Departments within the City of Cape Town;
 - 2.2.1.5. South African Civil Aviation Authority;
 - 2.2.1.6. South African National Roads Agency ("SANRAL");
 - 2.2.1.7. Department of Environmental Affairs and Development Planning ("DEA&DP") Directorate: Pollution and Chemicals Management;
 - 2.2.1.8. DEA&DP Directorate: Air Quality;
 - 2.2.1.9. Western Cape Government: Agriculture;
 - 2.2.1.10. Western Cape Government: Mobility Department;
 - 2.2.1.11. Western Cape Government: Infrastructure;
 - 2.2.1.12. Morningstar Flying Club; and
 - 2.2.1.13. The National Department of Water and Sanitation.
- 2.2.2. An updated and complete list of registered I&APs and the Comments and Response Report, indicating all the comments received from I&APs on the first and second draft BARs and the responses thereto.
- 2.2.3. Please be advised to ensure that comments from the City of Cape Town are provided in the final BAR.
- 2.2.4. Please ensure that all comments are adequately addressed, prior to the submission of the final BAR for decision-making.
- 2.2.5. It is noted that Heritage Western Cape has been consulted and has confirmed that the proposed development does not require any action under Section 38 of the National Heritage Resources Act, 1999 (Act No. 25 of 1999).
- 2.3. Specialist Reports
- 2.3.1. Please note that signed declarations from all relevant specialists must be appended to the final BAR.
 - 2.3.2. Please ensure that all specialists appointed, as registered with the relevant professional bodies and their credentials such as CV and professional registration are provided in the final BAR.
 - 2.3.3. Kindly be advised to ensure that the content of specialist reports complies with the relevant Protocols, or Appendix 6 of the EIA Regulations, 2014 (as amended), where no protocol exists. Failure to do so may render your application invalid.
- 2.4. EMPr Requirements
- 2.4.1. The relevant recommendations of specialist professionals contained in specialist reports and in comments provided by commenting authorities must be transferred into the EMPr to be submitted with the final BAR for decision-making.
 - 2.4.2. Your attention is drawn to Appendix 4 of the EIA Regulations, 2014, (as amended), for the requirements with respect to the '*Content of Environmental Management Programme*'. Please ensure that you fulfil these requirements.
- 2.5. BAR Requirements
- Your attention is once more drawn to Appendix 1 of the EIA Regulations, 2014 (as amended), for the requirements with respect to the '*Content of basic assessment reports*'. Please ensure that these requirements are met.

2.6. Prescribed Timeframes

- 2.6.1. Please be reminded that in accordance with Regulation 19(1) of the EIA Regulations, 2014 (as amended), the final BAR must be submitted within hundred and forty (140) days of receipt of the application by the Competent Authority, **calculated from 22 August 2025.**
- 2.6.2. In terms of Regulation 45 of the EIA Regulations, 2014 (as amended), an application in terms of the EIA Regulations, 2014 (as amended) lapses and the Competent Authority will deem the application as having lapsed, if the applicant fails to meet any of the timeframes prescribed in terms of these Regulations.

2.7. General

- 2.7.1. This Directorate awaits the submission of the final BAR for decision-making.
- 2.7.2. Please note that the final BAR must be submitted via mail correspondence to the central email address (DEADPEIAAdmin@westerncape.gov.za) and must include a link to download the documents. The submission of the final BAR must contain an MS Word document/pdf (not scanned) copy of the final BAR and separate appendices.

3. You are reminded that it is an offence in terms of Section 49A of the NEMA for a person to commence with a Listed Activity unless the Competent Authority has granted an Environmental Authorisation for the undertaking of the activity.
4. Kindly quote the abovementioned reference number in any future correspondence regarding this application.
5. This Directorate reserves the right to revise or withdraw its comments and request further information from you based on any information received.

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