

REFERENCE: 16/3/3/1/D6/29/0022/26
DATE OF ISSUE: 8 May 2026

Western Cape Government
Department of Infrastructure: Transport Infrastructure Branch
11 Leeuwen Street,
CAPE TOWN
8000

Attention: Louise Buys

E-mail : Louise.buys@westerncape.gov.za
Tel : 082 730 7792

Dear Madam

ACKNOWLEDGMENT OF RECEIPT OF THE APPLICATION FORM FOR BASIC ASSESSMENT IN TERMS OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014, FOR THE PROPOSED REMOVAL AND REPLACEMENT OF EXISTING ROAD AND CULVERT INFRASTRUCTURE LOCATED ALONG DIVISION ROAD (DR) 1602 KM 8.48, KLEINPLAAS ROAD CROSSING FARM 338 AND PORTION 6 OF FARM 220, MOSSEL BAY MUNICIPALITY.

1. The application form dated April 2026, compiled and submitted on your behalf by your appointed Environmental Assessment Practitioner ("EAP"), Betsy Ditcham (EAPASA No: 2020/1480) and candidate EAP, Jessica Gossman (EAPASA No: 2022/6154) of *Sharples Environmental Services* ('SES'), and received by this Directorate: Department of Environmental Affairs and Development Planning (Region 3) ('this Directorate'), refers.
2. The application form appears to be in order in accordance with regulation 16. This letter serves as an acknowledgment of receipt of the aforementioned document by this Directorate on **29 April 2026**.
3. Please remind your EAP that the requirements in terms of the Environmental Management Act (Act No. 107 of 1998) ("NEMA") and the Environmental Impact Assessment Regulations, 2014 ("EIA Regulations, 2014") must be complied with in respect of the application for Environmental Authorisation.
4. *BAR Requirements*
The BAR must contain all the information outlined in Appendix 1 of the EIA Regulations, 2014 and must also include and address any information requested in any previous correspondence in respect of this matter.

In accordance with Regulation 19 of the EIA Regulations, 2014, the Department hereby stipulates that the BAR (which has been subjected to public participation) must be submitted to this Department for decision within **90 days** from the date of receipt of the application by the Department. If, however, significant changes have been made or significant new information has been added to the BAR, the

applicant/EAP must notify the Department that an additional 50 days (i.e. 140 days from receipt of the application) would be required for the submission of the BAR. The additional 50 days must include a minimum 30-day commenting period to allow registered I&APs to comment on the revised report/additional information.

If the BAR is not submitted within 90 days or 140 days, where an extension is applicable, the application will lapse in terms of Regulation 45 of Government Notice Regulation No. 982 of 4 December 2014, and your file will be closed. Should you wish to pursue the application again, a new application process would have to be initiated. A new Application Form would have to be submitted.

5. *Consideration of relevant Guidelines*

Please advise your EAP to consider the applicable guidelines including the guidelines developed by the Department. The Department's guidelines can be downloaded from the Department's website (<https://www.westerncape.gov.za/eadp/resource-library/policies-and-guidelines>).

6. *Applicable listed activities*

Please be reminded that the onus is on the applicant to ensure that all the applicable listed activities are applied for and assessed as part of the Basic Assessment process.

7. *Public Participation Process*

It must be ensured that Regulation 41 of the EIA Regulations, 2014 is complied with simultaneously during the application phase *inter alia*, the placement of an advertisement in the local newspaper, the placement of a site notice at the site and informing owners, persons in control of, and occupiers of land adjacent to the site; and informing relevant State Departments and Organs of State which administers a law in respect of the proposed development. Please be informed that failure to comply with Regulation 41 may prejudice the outcome of this application for environmental authorisation.

8. *Other relevant legislative considerations*

● *National Water Act, Act 36 of 1998*

Please be reminded that the National Environmental Management Laws Amendment Act, Act 2 of 2022 (NEMLAA), came into effect on 30 June 2023. This Act added sub-section 24C(11) to the National Environmental Management Act, Act 107 of 1998, as amended (NEMA) which requires that "a person who requires an environmental authorisation which also involves an activity that requires a licence or permit in terms of any of the specific environmental management Acts (i.e., NWA), must simultaneously submit those applications to the relevant competent authority or licensing authority, as the case may be, indicating in each application all other licences, authorisations and permits applied for".

9. Please note that the proposed development may not commence prior to an environmental authorisation being granted by the Department.

10. Kindly quote the above-mentioned reference number in any future correspondence in respect of this matter.

11. The Department reserves the right to revise initial comments and request further information based on the information received.

Yours faithfully

HEAD OF COMPONENT:

ENVIRONMENTAL IMPACT MANAGEMENT SERVICES (REGION 3)

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

(reference: 16/3/3/1/D6/29/0022/26)

Copied to:

Sharples Environmental Services

- I. **EAP:** Betsy Ditcham
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