



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: 14/12/16/3/3/1/2265/AM1
Enquiries: Mr Wayne Hector
Telephone: (012) 399 9410, **E-mail:** WHector@dfpe.gov.za

Dr Kilian Hagemann
Oya Energy (RF) (Pty) Ltd
5th Floor
125 Buitengracht Street
CAPE TOWN
8001.

Telephone number: (021) 300 0610.
Email address: oya@g7energies.com

PER EMAIL / MAIL

Dear Dr Hagemann

AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 29 APRIL 2021 FOR THE PROPOSED 132KV OYA POWER OVERHEAD LINE AND ASSOCIATED INFRASTRUCTURE NEAR MATJIESFONTEIN, WESTERN AND NORTHERN CAPE PROVINCES.

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 29 April 2021, your application for amendment of the EA received by the Department on 21 April 2023 and the acknowledgement letter dated 08 May 2023, refers.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 29 April 2021 as amended, as follows:

Amendment: Change of the company name

From:

Dr Kilian Hagemann
Oya Energy (Pty) Ltd
5th Floor
125 Buitengracht Street
CAPE TOWN
8001

Telephone number: (021) 300 0613
Email address: oya@g7energies.com

To:

Dr Kilian Hagemann
Oya Energy (RF) (Pty) Ltd
5th Floor
125 Buitengracht Street
CAPE TOWN
8001

Telephone number: (021) 300 0610.
Email address: oya@g7energies.com

Reasons for the above-mentioned amendment:

The Special Purpose Vehicle (SPV) name requires updating as the SPV is being ring-fenced (RF), which involves separating and protecting its assets, liabilities, and operations from the rest of the parent company or other subsidiaries. This update to the company name must be reflected in the EA for legal purposes. Updating the holder of the EA to reflect the ring-fencing of the company ensures that the responsible party for the SPV is accurately reflected in the EA and can be held accountable for compliance with the conditions of the EA. This also helps to ensure that the SPV is self-sufficient and can operate independently.

This proposed amendment letter must be read in conjunction with the EA dated 29 April 2021, as amended.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulates that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuses or compromises your personal information in any way.

In terms of Regulation 4(2) of the Environmental Impact Assessment Regulations, 2014, as amended (the EIA Regulations), you are instructed to notify all registered interested and affected parties, in writing and within 14 (fourteen) days of the date of the EA, of the Department's as well as the provisions regarding the submission of appeals that are contained in the Regulations.

Your attention is drawn to Chapter 2 of National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribe the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

Should any person wish to lodge an appeal against this decision, he/she must submit the appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party, and any organ of state with interest in the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant; or the date that the notification of the decision was sent to the applicant by the Department, whichever is applicable.



Appeals must be submitted in writing in the prescribed form to:

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: appeals@dfpe.gov.za

By hand: Environment House
473 Steve Biko Road
Arcadia
PRETORIA
0083

By post: Private Bag X447
PRETORIA
0001

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, the lodging of an appeal will suspend the environmental authorisation or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at <https://www.dfpe.gov.za/documents/forms#legal> authorisations or request a copy of the documents at appeals@dfpe.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries, & the Environment

Date: 10/05/2023

Cc:	Mr Hennie Tallaard	Witzenberg Local Municipality	Email: htallaard@witzenberg.gov.za
	Mr Zaahir Toefy	WC: DEADP	Email: Zaahir.toefy@westerncape.gov.za

