

NOTIFICATION OF A PUBLIC PARTICIPATION PROCESS AS PART OF A NEMA SECTION 24G PROCESS FOR THE DEVELOPMENT OF A TENTED CAMP ON FARM 1685/5, PAARL

Applicant: Founder's Estate 5 (Pty) Ltd
Activity: The Development of a Tented Camp and Associated Infrastructure
Date of Publication: 21 October 2021
Location: Portion 5 of Farm 1685, Paarl

Notice is hereby given that application will be made for the rectification of the unlawful commencement of Listed Activities in terms of Section 24G of the National Environmental Management Act (Act 107 of 1998) (NEMA).

During late-2019, the proponent, FE 5 (Pty) Ltd, developed seven accommodation tents within an area containing indigenous vegetation and near an in-stream dam. The tents are located on decks of approximately 78 to 83 m² and can accommodate a maximum of two people each. A gravel road that circulates around the site provides access to the respective units, as well as to three additional communal / operations tents. The development constitutes Listed Activities in terms of the Environmental Impact Assessment (EIA) Regulations, 2014 (as amended), namely:

- *Listed Activity 12 of Listing Notice 1 (GN No. 983 in Gazette No. 38282 of 4 December 2014, as amended by GN No. 327 in Gazette No. 40772 of 7 April 2017)*
- *Listed Activity 4 of Listing Notice 3 (GN No. 985 in Gazette No. 38282 of 4 December 2014, as amended by GN No. 324 in Gazette No. 40772 of 7 April 2017)*
- *Listed Activity 12 of Listing Notice 3 (GN No. 985 in Gazette No. 38282 of 4 December 2014, as amended by GN No. 324 in Gazette No. 40772 of 7 April 2017)*

As such, a rectification process in terms of Section 24G of the NEMA must be undertaken with a view to obtaining retrospective Environmental Authorisation. Chand Environmental Consultants has been appointed as the independent Environmental Assessment Practitioner (EAP) to undertake this process on behalf of the applicant.

It should further be noted that the Founders' Estates is a national heritage site and the tented camp was constructed without a permit from the South African Heritage Resources Agency (SAHRA) as required in terms of Section 27 (18) of the National Heritage Resources Act (Act 25 of 1999). A Heritage Impact Assessment (HIA) will be undertaken as part of the Section 24G environmental process. An application in terms of Section 15(2)(c) of the Stellenbosch Municipality Land Use Planning By-law (2015) for a Temporary Departure is also underway to utilise the land for a purpose not permitted in terms of the primary rights of the zoning applicable to the land.

This notice serves as notification of the upcoming environmental application to rectify the unlawful commencement of Listed Activities and your opportunity to register as an Interested & Affected Party (I&AP). The full scope and details of the project will be contained in a draft Environmental Impact Report (EIR) which will be made available to the public for comment at a later stage.

Should you or your organisation have any comments or queries regarding this project, or if you would like to participate in the process and provide comment on the relevant documentation, please ensure that you register as an I&AP in writing, by contacting **Claudette Muller**.

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Please note that I&APs must provide their name, contact details (postal address, telephone and email address) and an indication of any direct business, financial, personal, or other interest they may have in the approval or refusal of this pending application. **As per statutory requirements, this is a public process and your name, contact information and original comments provided will be submitted to the DEA&DP as part of the final report submission and will become part of the public record.**