



DEPARTMENT OF
ECONOMIC DEVELOPMENT, ENVIRONMENT & TOURISM

Appeal in terms of the provisions of section 43 of the National Environmental Management Act, Act 107 of 1998, (as amended) and National Appeals Regulations R. 933 of 08 December 2014

Kindly note that:

1. This form complies with the requirements of the National Appeals Regulations R. 933 of 08 December 2014.
2. It is the responsibility of the appellant to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
3. Appeals should be hand delivered or posted to the office of the MEC for Limpopo Department of Economic Development, Environment and Tourism.
4. No faxed or e-mailed appeals will be accepted.

Appellant's contact details

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Project information:

Project name: **MUSINA-MAKHADO ENERGY AND METALLURGY SPECIAL ECONOMIC ZONE DEVELOPMENT SOUTH SITE**

Reference number as on letter of Environment: 12/1/9/2-V79

Date of authorization: 23 February 2022

Please note:

- *The decision of the department is reflected in the letter of authorisation or rejection. The conditions of approval are contained in the Environmental Authorisation..*
- *The appeal must be accompanied by all relevant documents or copies of these that are certified as true by a commissioner of oaths.*
- *The appeal must set out all the facts and the grounds of appeal.*

To assist in this regard, the following questions are listed as a guideline only – more space may be used if necessary:

1. Are you lodging this appeal as an individual or on behalf of a community/organisation?

Individual	Community/ organisation X
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¹ Should the space provided not be sufficient, a clearly marked page may be attached to the form

If on behalf of a community or organisation, please provide proof of mandate to do so.

Mandate from CALS to follow.

2. Is your appeal based on factors associated with the process that was followed by the applicant in obtaining authorization?

YesX	No
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Please provide reasons:

See attached Annexure A1, specifically D1, D2 and D3

3. Is your appeal based on factors associated with environmental impacts not taken into account by the department in refusing or authorising the application?

Yes X	No
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Please provide reasons:

See attached Annexure A1, specifically D4 and D5

4. Would you agree to the activity proceeding if your concerns can be addressed by rectifying the process or mitigating or eliminating the impacts of the activity?

YesX	No
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Please provide reasons:

If the impact could be eliminated, we would have no issue with the project. Unfortunately, this is not possible. See Annexure A1

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5. Are you fundamentally opposed to any development activity on the site?

Yes	NoX
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Please provide reasons:

Development must be appropriate for the area and in light of the climate crisis, increased water scarcity and need to preserve biodiversity.

6. Do you have an objection in principle against the development?

YesX	No
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Please provide reasons:

The reasons are provided in the comments submitted to the draft EIAR and Annexure A1 attached hereto

7. Does your appeal contain any new information that was not submitted to the environmental consultant or Department prior to the Department's consideration of the application?

Yes	NoX
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If the answer above is yes, please explain why it should be considered by the MEC and why it was not made available to the environmental consultant or Department during the application process.

8. I have no objection to this appeal being made available to any interested and affected third party and/or member of the public, since I understand that the EIA process is transparent.

YesX	No
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If answer above is no, please provide reasons:

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9. I affirm that National Appeals Regulations R. 933 of 08 December 2014 have been complied with.

DECLARATION:

I declare that the contents of this submission are to the best of my knowledge the truth and I regard this declaration as binding on my conscience.

W. Jones

APPELLANT

DATE: 23 March 2022

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