



REFERENCE: 16/3/3/6/7/1/A2/30/3224/20

DATE: 22/04/2021

The Board of Directors
Synergy Gas (Pty) Ltd
4 Rylands Road
PHILIPPI
7750

Attention: Mr. Yazeed Mukaddam

Tel.: 021 691 2781

E-mail: yazeed@synergygas.co.za

Dear Sir

COMMENT ON THE PRE- APPLICATION DRAFT BASIC ASSESSMENT (“BAR”) REPORT FOR THE PROPOSED INSTALLATION OF AN ADDITIONAL 45M³ LIQUID PETROLEUM GAS (“LPG”) BULK STORAGE TANK ON ERF NO. 3371, PHILIPPI.

1. The pre-application draft BAR dated March 2021, received by the Department on 17 March 2021 via an electronic link, and this Directorate's acknowledgment of receipt thereof dated 31 March 2021, refer.

2. This Department has considered the pre-application BAR and has the following comments:

2.1. Applicable listed activity

It is noted that Activity 67 of Listing Notice 1 of the EIA Regulations, 2014 (as amended) has been included in the pre- application draft BAR.

In order to confirm the applicability of Activity 67, please indicate the date on which the existing 45m³ LPG tank was installed.

2.2. Activity Description and property details:

The pre-application draft BAR describes the property size and development footprint area with the same area, 3940.4m². However, the Site Development Plan indicates that the proposed development is limited to a specific area where the tank will be placed. Please confirm the correct size of the development footprint area.

2.3. Specialist Assessments:

The following specialist assessments were identified in the Screening Tool Report dated 12 March 2020:

- Agricultural Impact Assessment;
- Archeological, Cultural and Heritage Impact Assessment;
- Paleontology Impact Assessment;
- Terrestrial Biodiversity Impact Assessment;
- Aquatic Biodiversity Impact Assessment;
- Hydrology Assessment;

- Noise Impact Assessment;
- Traffic Impact Assessment;
- Geotechnical Assessment;
- Socio-Economic Assessment;
- Ambient Air Quality Assessment;
- Plant Species Assessment; and
- Animal Species Assessment.

- 2.4. It is noted that a Major Hazard Installation ("MHI") Risk Assessment has been conducted on site by Nature and Business Alliance Africa (Pty) Ltd. On page 61 of the pre-application draft BAR, the EAP confirms that the mitigation measures of the aforementioned assessment have been incorporated in the draft Environmental Management Programme ("EMPr").
- 2.5. This Directorate agrees with the specialist assessment undertaken and accepts that all the other specialist assessments (listed in point 2.3.), identified in the abovementioned Screening Report will not be conducted, given the reasons provided in the Site Sensitivity Verification Report dated 3 December 2020.
- 2.6. Please note that should relevant commenting authorities require any additional specialist assessments; the relevant specialist assessment must be undertaken.
- 2.7. Comments from, but not limited to, the following relevant authorities must be obtained during the Public Participation Process and included in the BAR submitted for decision-making:
- City of Cape Town: Roads and Transport Department; and
 - Department of Environment and Development Planning: Directorate: Pollution and Chemicals Management.
- 2.8. It is noted that the EMPr includes mitigation measures that addresses the impact management actions required for the proposed development. Please ensure the EMPr contains recommendations and mitigation measures based on the feedback from the organs of state and specialist assessments through all phases of development. The mitigation measures must be included in the relevant sections of the EMPr.
- 2.9. Please be reminded that a Public Participation Process must fulfil the requirements outlined in Chapter 6 of the EIA Regulations, 2014 (as amended). Please ensure that you comply with the said requirements as well as the processes that you have previously outlined in the Public Participation Plan submitted to the Directorate. All proof of having complied with the said requirements must be included in future reports that will be submitted to this Department.
3. Kindly quote the abovementioned reference number in any future correspondence in respect of the pre-application.
4. Please note that it is an offence in terms of Section 49A(1)(a) 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. Failure to comply with the requirements of Section 24F of the NEMA will result in the matter being referred to the Environmental Compliance and Enforcement Directorate of this Department. A person convicted of an offence in terms of the above is liable to a fine not exceeding R10 million or to imprisonment for a period not exceeding 10 years, or to both such fine and imprisonment.

5. This Department reserves the right to revise or withdraw any comments or request further information from you based on any information received.

Yours faithfully

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HEAD OF DEPARTMENT

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND DEVELOPMENT PLANNING

Copied to: (1) E. Marais (Sillito Environmental Consulting)
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