

Annexure D: Public Participation

Annexure D1: Advertisement



Jukskei champs

Lethabo Moshokwa and Tahepo Bokhutso from Audeamus Private School will represent Mpumalanga Jukskei during the first week of December at Kroonstad.

Red carpet moments shine at Hoërskool Patriot's Matric Dance show-off

The Class of 2025 from Hoërskool Patriot turned heads and stole hearts during the highly anticipated show-off event that kicked off their matric dance in spectacular style.

Excitement filled the air as learners made grand entrances in everything from sleek sports cars to vintage classics. Friends, family, and members of the community lined the entrance to catch a glimpse of the stunning outfits and creative arrivals.

On October 3, the matriculants sparkled in evening gowns and crisp suits, striking confident stances and smiling proudly for the cameras. For parents, it was a moment of pride and emotion. "We've waited years for this day," said Andile Nkomo, whose niece is in the matric class. "It's more than just the clothes and the cars – it's about seeing how far they've come. Today, they walked in like stars, but we know the hard work behind those smiles."



See more photos here:
www.witbanknews.co.za

Destiny Mthweni and
Samukelisiwe Mlangeni.

THOS BEGBIE & CO (PTY) LTD HAS THE FOLLOWING VACANCY AVAILABLE



POSITION: X2 ARTISAN MILLWRIGHT

DEPARTMENT: MAINTENANCE

REF NO.: 001/06/2025 PERMANENT POSITION

JOB LEVEL: GRADE A

MAIN FUNCTION: The artisan millwright will be responsible for the installation, maintenance, and repair of industrial machinery and equipment yet not limited to it.

DUTIES AND RESPONSIBILITIES WILL INCLUDE:

- Diagnostic fault finding on mechanical, electrical equipment and systems and reporting job problems to the foreman.
- Performing planned maintenance activities as determined by the departmental foreman or departmental head of job.
- Assembling and installing machines then testing them to make sure they are working correctly.
- Managing the layout and placement of equipment and machinery in factory settings to ensure minimum downtime.
- Identifying and repairing problematic parts of a machine by running tests, making temporary repairs, or installing new parts.
- Dismantling older machines and replacing them with new ones and ensuring machines worked on are in a safe working order.
- Overseeing preventive maintenance by identifying and correcting potential issues, removing worn-out pieces and lubricating mechanical parts.
- Conducting testing circuits and provide technical support to the production line.
- Perform other duties in line with operations as and when required by the supervisor.
- General work: Office Equipment, Induction Furnaces, Gas Furnaces, Overhead Cranes, Pumps, Conveyor belts, Crusher plant, Bag Houses, Lathe, Boring Mills and CNC.
- Machines, PLC, HT Switch Gear, TTKV Transformers, Hot and Dusty Environment.
- Must be able to do standby duties.

REQUIREMENTS AND COMPETENCIES:

- Must have Grade 12 Matric at least with N3 in Electrical/Millwright Engineering and Millwright Trade Test
- Minimum 5 years' experience in a heavy-duty factory, experience of sound installation, commissioning, repairing, and plant maintenance experience.
- How sound knowledge of engineering and plant equipment, i.e., compressors, conveyors, pumps, forging plant, and hydraulic presses, and must constantly observe safety standards at all times
- Good physical strength and hand-eye co-ordination with good time management, critical, and interpersonal skills.

APPLICATION PROCEDURE:

Interested and qualifying candidates are required to submit a detailed CV with copies of their certified Qualification Certificates to the HUMAN RESOURCES DEPARTMENT by email to vacancies@thosbegbie.com on or before 20 October 2025. Should you not receive feedback within 5 days from the closing date of this advert, consider your application unsuccessful. Only shortlisted candidates will be contacted. Thos Begbie celebrates diversity and is committed to creating an inclusive environment for all employees.

011 255 0000 / 011 255 0001

VACANCIES & NOTICES

SEDIBENG TAVERN

APPLICATION FOR THE TRANSFER OF A LIQUOR LICENCE (CONSUMPTION ON AND OFF THE PREMISES)

Notice is hereby given in terms of section 10(4) of the Intoxicating Liquor Act, 1964 (No. 57 of 1964) that the application for the transfer of a liquor licence in respect of the premises known as:

Sedibeng Tavern, situated at Stand No. 4930, Wille Ackerman Drive, Adenville, Emalahleni, Mpumalanga.

The liquor licence is to be transferred from Mopole Frans Smit, ID No. 640115120001 to Martinus Murebe Shabane, ID No. 620205050001, for the purpose of the sale of liquor for consumption on the premises and off the premises.

Any objections to this application must be lodged in writing with the Municipal Manager, Emalahleni Local Municipality, (Phone: 013 255 0000), within 21 (twenty-one) days from the date of publication of this notice.

Witbank News 10/10/2025

ANK Mining is looking for a qualified TMM Foreman

The successful candidate must have the following basic requirements:

- Grade 12 / NCF 4 equivalent
- Section 13 / 26 (a) Mechanical / Electrical Trade Certificate
- Supervisory Certificate
- N3 qualification with five (5) years' experience as an Artisan (Mechanical / Electrical)
- One (1) year experience as an Engineering Foreman / Two (2) years as a Relieving Foreman in a trackless mining environment (advantageous)
- Working knowledge of health and safety procedures, policies, records, etc.
- Valid driving licence code B, EB or C1
- Medical Certificate of Fitness
- Basic computer literacy (Word, Excel, and Outlook)

Apply now
If you have the skills we're looking for,
please submit your CV and qualifications to
cv@ankmining.co.za

LOOKING FOR Bolt Drivers

Must have a valid driver's licence
Bolt App

Umda 072 026 0050

KENNISGEWING MET BETREKKING TOT 'N LISENSIE-AANSOEK INGEVOLGE DIE WET OP PETROLEUMPRODUKTE, 1977 (WET NR. 129 VAN 1977)

Hierdie kennisgewing dien om partye wat belangstel in 'n aansoek te laat weet dat 'n aansoek vir 'n LESLIE COMMUNITY FILLING STATION (PTY) LTD, terna verwys as 'die aansoek', 'n aansoek vir 'n KONTROLEUR VAN PETROLEUMPRODUKTE, 1977 (WET NR. 129 VAN 1977) is ingedien.

GEDULTE 5 VAN ERF NO. 0239 LESLIE-DORP

WINDGATESTRAAT

LESLIE

LEANDRA

Die doel van die aansoek is dat die aansoek 'n lisensie kry om petroleumprodukte te versprei en te verkoop in die aansoek.

Reëlwerk vir die verspreiing van die aansoek sal deur 'n KONTROLEUR VAN PETROLEUMPRODUKTE, 1977 (WET NR. 129 VAN 1977) gedoen word.

Reëlwerk vir die verspreiing van die aansoek sal deur 'n KONTROLEUR VAN PETROLEUMPRODUKTE, 1977 (WET NR. 129 VAN 1977) gedoen word.

Reëlwerk vir die verspreiing van die aansoek sal deur 'n KONTROLEUR VAN PETROLEUMPRODUKTE, 1977 (WET NR. 129 VAN 1977) gedoen word.

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Reëlwerk vir die verspreiing van die aansoek sal deur 'n KONTROLEUR VAN PETROLEUMPRODUKTE, 1977 (WET NR. 129 VAN 1977) gedoen word.

ESKOM HOLDINGS SOC LTD: DUVHA POWER STATION

NOTICE OF THE APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY REF NO: 14/12/16/3/1/3206

This advertisement gives notice to potential Interested and Affected Parties ("IAPs") about where information can be obtained in respect of the application for environmental authorisation ("EA"), as well as the opportunity that IAPs have to comment on the Draft Basic Assessment Report ("BAR").

BACKGROUND AND LOCATION OF THE PROJECT

Duvha Power Station is located 15 km east of eMalahleni town under the jurisdiction of Emalahleni Local Municipality and the Mpumalanga District Municipality. The site area associated with the proposed development is situated on DUVHA KRANSIGER No. 337 5 Farm. The approximate area that will be impacted is a total of 0.25 ha – 2500 m². Duvha Power Station proposes to reinstate the low-level dam spillway. The Low Level Dam ("LLD") spillway currently has a width of 10 m as opposed to the design width of 110 m, this due to a berm constructed along the spillway in the past. The design of the spillway has been optimised and upgraded and will now have a width of 62 m.

LEGISLATION ASSOCIATED WITH THE APPLICATION

A Basic Assessment Report ("BAR") will be required in compliance with the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA") and the NEMA Environmental Impact Assessment Regulations, 2014 (GN R982 of 4 December 2014) ("GN R982"), as amended, for the authorisation of listed activities, contained in the Environmental Impact Assessment Regulations (Listing Notice 1 of 2014 (GN R983 of 4 December 2014 (as amended 2017, and 2021) ("GN R983"), as amended.

Listed activities applied to the application.

- Listing Notice 1 activities 12 and 19.

Applications submitted to competent authority.

An application for Environmental Authorisation was submitted to the Department of Forestry, Fisheries and the Environment ("DFFE") on 19 September 2025 and accepted on the same day with reference number: 14/12/16/3/1/3206.

PUBLIC PARTICIPATION

South Africans have a right to be informed about potential decisions that may affect them and to be afforded an opportunity to influence these decisions. This advertisement forms part of a Public Participation Process as part of the project. It describes the various components of the project to enable IAPs to get a better understanding of the potential environmental and social impacts that could be expected from the proposed project. It also outlines the process and the opportunities for the public to become involved during the study.

Register as an Interested and Affected Party (IAP)

ESKOM Holdings SOC LTD has appointed Shangoni Management Services (Pty) Ltd, as the Independent Environmental Assessment Practitioner to undertake the Environmental Authorisation application and stakeholder engagement process. You may register as an IAP to register as an IAP to this project, or to obtain more information or submit comments, please request a registration form from Shangoni and return it together with any comments to Shangoni at the details provided below.

Availability of the draft Basic Assessment Report ("BAR")

The draft BAR will be made available to the public for review for a period of 30 days from 10 October 2025 to 08 November 2025 on Shangoni's website (www.shangoni.co.za), and a hard copy of the report will be placed at the Witbank and Middelburg Libraries.

Where to obtain more information

To obtain additional information please contact the IAP at the details provided below:

Environmental Assessment Practitioner (EAP): Shangoni Management Services (Pty) Ltd.

Contact person: Lee-Anne Fellowes

Tel: 012 807 7036

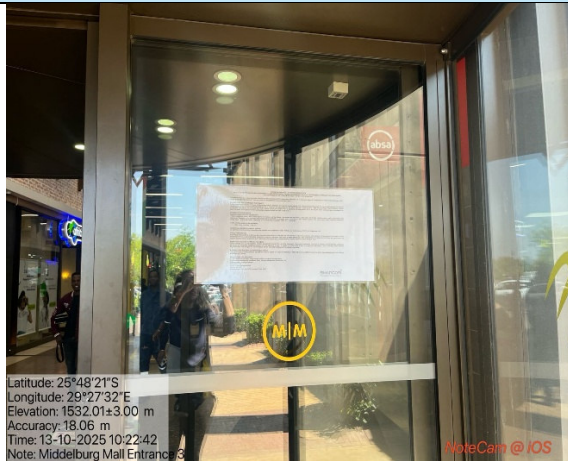
Email: leeanne@shangoni.co.za

Fax: 012 807 1074

Postal Address: P.O. Box 74726, Lynwood Ridge, 0040

SHANGONI
Management Services (Pty) Ltd
Witbank News 10/10/2025

Annexure D2: Site notices



Site notice at the Middelburg Mall entrance



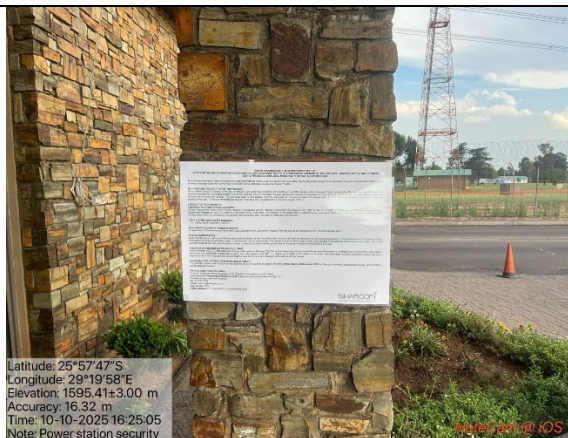
Site notice at the T-junction



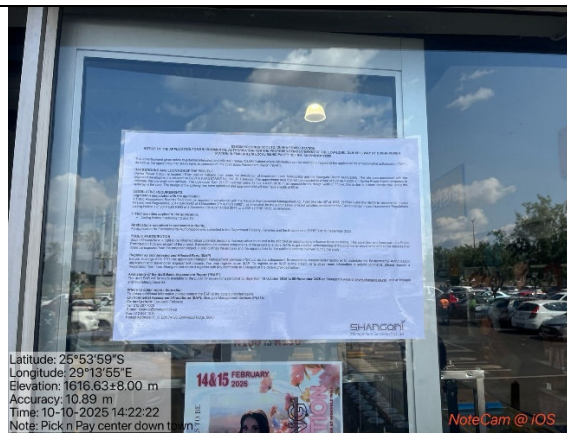
Site notice at portion 13 & 14



Site notice at T-junction intersection



Site notice at the Duvha Power Station Security



Site notice at Pick & Pay centre

Annexure D3: Background information document

10 October 2025

Dear interested and affected party,

ESKOM HOLDINGS SOC LTD: DUVHA POWER STATION

NOTICE OF THE APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY REF NO: 14/12/16/3/1/3206

This advertisement gives notice to potential Interested and Affected Parties ("I&APs") about where information can be obtained in respect of the application for environmental authorisation ("EA"), as well as the opportunity that I&APs have, to comment on the Draft Basic Assessment Report ("BAR").

BACKGROUND AND LOCATION OF THE PROJECT

Shangoni Management Services ("Shangoni") has been appointed by Eskom Holdings SOC Ltd: Duvha Power station ("Duvha power station") to conduct a Basic Assessment ("BA") as part of the application for the reinstatement of the low-level dam spillway at Duvha power station.

Duvha power station is located east of Witbank Dam at approximately 15 km east of Witbank town under the Jurisdiction of Emalahleni Local Municipality ("ELM") and the Nkangala District Municipality ("NDM") within the Mpumalanga Province as shown in Figure 1. The power station has been operational for over 40 years and consists of six 600 MW units with a total installed capacity of 3,600 MW operating with a turbine Maximum Continuous Rating of 37.6%. Duvha Power Station produces wet ash which is pumped into an Ash Dam. The settled water is then decanted into the Low-Level Dam ("LLD") before it is pumped back to the station for reuse. The LLD is an off-channel storage dam used to store ash water. Additionally, the LLD is also used to collect all contaminated storm water from the ash dam, station and the surrounding area with a capacity of 811 240 m³ at the spillway level of 7.2 m.

The LLD spillway currently has a width of 10 m as opposed to the design width of 110 m, this is due to a berm constructed along the spillway in the past. The spillway size needs to be reinstated to its original capacity which was based on the Safety Evaluation Discharge ("SED") for a Category II dam.

The following activities will be undertaken as part of the reinstatement of the LLD spillway:



Spillway re-instatement

The original spillway width was 110 m, however an earth berm was constructed which reduced the size of the spillway to current width of 10 m. The design of the spillway has been optimized and upgraded and will now have a width of 62 m to accommodate a maximum capacity of approximately 130 m³/s which is equivalent to the SED:

- Excavate the berm up to invert level 1562.61 over a length of 62 m toward the southern direction referencing from the existing spillway headwall. The excavated material will be used as backfill for area on section 3.1.2 of the scope.
- Rip and compact the in-situ material to at least 95% Mod AASHTO to a depth of 150 mm.
- Cast in reinforced concrete sill up to a finish floor level (FFL) of 1562.61. The concrete sill should be 500 mm x 600 mm x 62 m.
- Raise the spillway headwall with brick masonry to contour level 1563.86. A double brick masonry (230 mm) wall – 3 layers of bricks built on top of existing headwall.

Construction of concrete weir structure

A man-made breach section has been created at the diving berm (between dirty and clean water areas) to allow water to flow downstream in an event of a high storm. A concrete weir structure must be constructed at the position of man-made breach for proper management of flow when the dam spill in the event of floods >1:50-years and to prevent soil erosion by engaging in the following activities:

- Excavate the existing diving berm for a width of 34 m up to counter level 1561.86.
- Rip and compact the in-situ material to at least 95% Mod AASHTO to a depth of 150 mm.
- Construction of a new concrete weir structure.
- Construction of a new retaining walls for embankment protection using terra block or similar.
- Backfill all low sections of the dividing berm as indicated on long section using material excavated from the LLD spillway section.
- Install Reno mattress protection downstream of the weir structure for a width of 2 m.
- Shape the downstream channel of the weir structure by installing (laying) the Armoflex protection.

LLD Dam Crest

The LLD crest was surveyed and settlement of about 3% has occurred which is currently resulting in an uneven surface profile, reducing the dam's freeboard. In order to rectify the settlement and to reinstate adequate freeboard a new wearing course of approximately 300 mm gravel topping must be applied. The layer must be compacted to at least 92% Mod AASHTO with a 2% cross fall towards the upstream (water) side, to prevent standing and ponding water on the crest, after rainfall. The lay out map below as indicated in Figure 2 below illustrate the proposed spillway, associated infrastructure and environmental sensitivities.



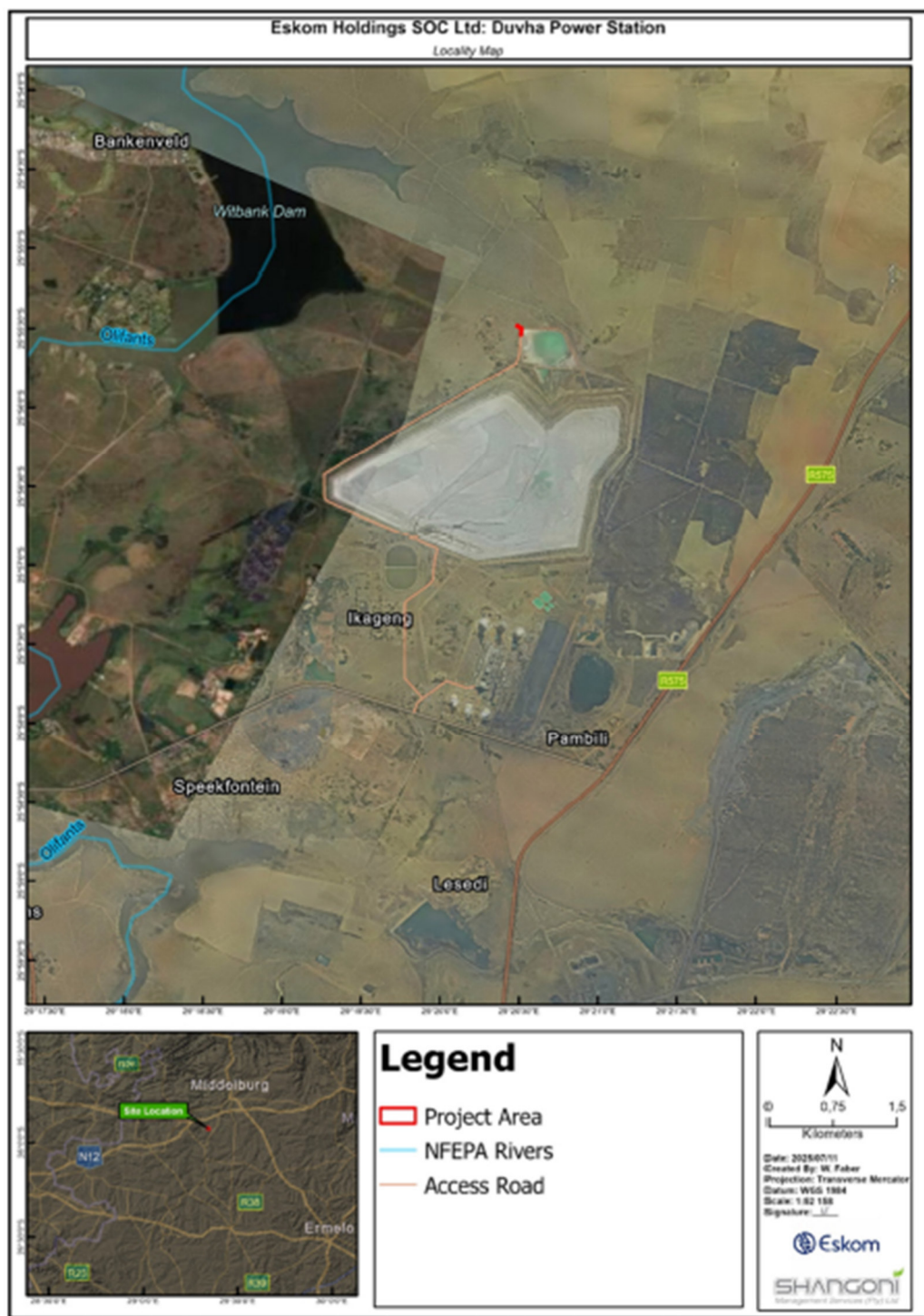


Figure 1: Locality Map

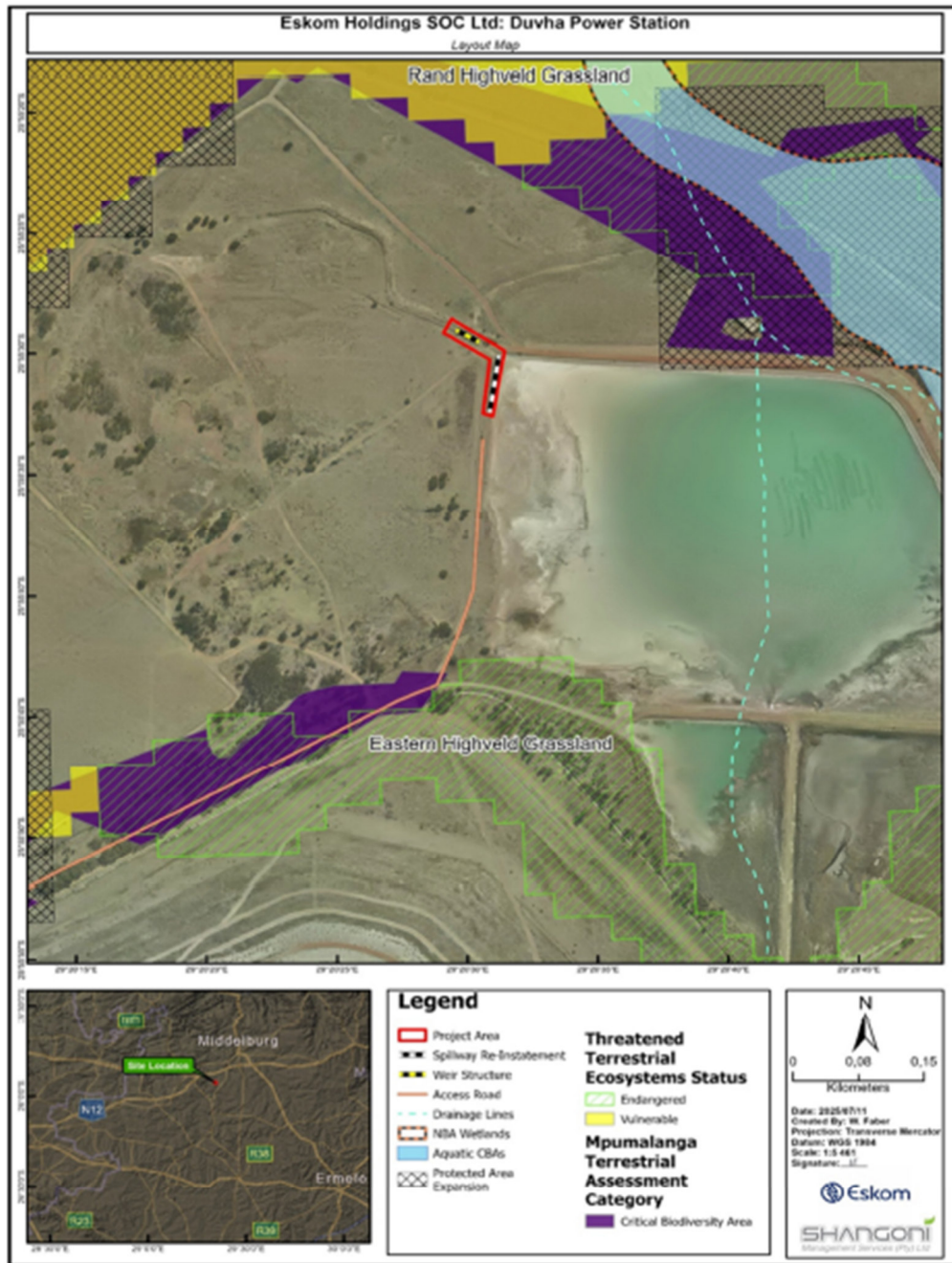


Figure 2: Layout map of the proposed LLD spillway reinstatement

LEGISLATIVE REQUIREMENTS

Legislation associated with the application

A Basic Assessment Report ("BAR") will be required in compliance with the National Environmental Management Act, 1998 (Act No.107 of 1998) ("NEMA") and the NEMA Environmental Impact Assessment Regulations, 2014 (GN R982 of 4 December 2014) ("GN R982"), as amended, for the authorisation of listed activities contained in the Environmental Impact Assessment Regulations Listing Notice 1 of 2014 (GN R983 of 4 December 2014 (amended 2017, and 2021) ("GNR 983"), as amended.

Applications submitted to competent authority

An application for Environmental Authorisation was submitted to the Department Forestry, Fisheries and the Environment ("DFFE") of 19 September 2025 and accepted on the same day with reference number 14/12/16/3/3/1/3206.

Listed activities applied to the application

- Listing Notice 1 activities 12 and 19.

For the EA, a Basic Assessment ("BA") is conducted in accordance with the NEMA and the Environmental Impact Assessment Regulations, 2014 (GN R982 of 4 December 2014) ("GN R982"), as amended. Listed activities have been identified and provided in Table 1.

Table 1: Activities and listed activities associated with the proposed project

Name of activity	Aerial extent of the activity (Ha or m ²)	Listed activity. Mark with an x where applicable or affected	Applicable listing notice (GNR 983, GNR 984 or GNR 985)
Spillway reinstatement of the Low-Level Dam (within 32 metres of a watercourse)	The LLD spillway to be reinstated to a width of 62 m. Total aerial extent: 2160 m ² .	X	<u>Activity 12 of Listing Notice 1 (GNR 983 of 4 December 2014, as amended):</u> The development of— (ii) Infrastructure or structures with a physical footprint of 100 square metres or more; where such development occurs— (a) within a watercourse. (c) If no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse.
Concrete weir structure	A concrete weir structure at the diving berm will be at 34 m and approximate length of 10 m as per the civil drawing dimensions. Total aerial extent: 340 m ² .		



Name of activity	Aerial extent of the activity (Ha or m ²)	Listed activity. Mark with an x where applicable or affected	Applicable listing notice (GNR 983, GNR 984 or GNR 985)
<i>Spillway reinstatement of the Low-Level Dam:</i> The LLD spillway will be reinstated to a proposed width of 62 m. Initially, an earth berm was constructed which reduced the size of the spillway to current width of 10m. Excavation of this berm will be undertaken and as a result it will easily exceed the volume of 10 m³ within 32 metres of a watercourse.	The LLD spillway to be reinstated to a width of 62 m. Total aerial extent: 2160 m².	X	<u>Activity 19 of Listing Notice 1 (GNR 983 of 4 December 2014, as amended):</u> The infilling or depositing of any material of more than 10 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 10 cubic metres from a watercourse.
<i>Concrete weir structure:</i> Excavation will be done to construct the weir structure at the diving berm breach which was constructed to control the flow between dirty and clean water areas (functioning as a hydrological system). Infilling, foundation pouring, and concrete works involves both excavation and permanent alteration of the flow control structure.	A concrete weir structure at the diving berm will be at 34 m and approximate length of 10 m as per the civil drawing dimensions. Total aerial extent: 340 m².		

PUBLIC PARTICIPATION

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Register as an Interested and Affected Party (I&AP)

Eskom Holdings SOC LTD has appointed Shangoni Management Services (Pty) Ltd. as the independent Environmental Assessment Practitioner to undertake the Environmental Authorisation application and stakeholder engagement process. You may register as an I&AP. To register as an I&AP to this project, or to obtain more information or submit comments, please request a Registration form from Shangoni and return it together with any comments to Shangoni at the details provided below.



Availability of the draft Basic Assessment Report ("BAR")

The draft BAR will be made available to the public for review for a period of 30 days from 10 October 2025 to 08 November 2025 on Shangoni's website (www.shangoni.co.za), and a hard copy will be placed at Witbank and Middelburg Libraires.

Where to obtain more information

To obtain additional information please contact the EAP at the details provided below:

Environmental Assessment Practitioner (EAP): Shangoni Management Services (Pty) Ltd.

Contact person: Lee-Anne Fellowes

Tel: 012 807 7036

E-mail: leeanne@shangoni.co.za

Fax: 012 807 1014

Postal Address: P. O. Box 74726, Lynnwood Ridge, 0040



REGISTRATION FORM

Please complete this form and return it to Shangoni Management Services (Pty) Ltd to ensure that you are registered as an Interested and Affected Party (I&AP).

By answering the questions below, you will help us to develop a better understanding of your information requirements. The form also gives you the opportunity to make comments regarding the project. Additional pages may be attached should this be required.

I&AP Details:

Full name and surname:

Contact details:

Physical address:

Postal address:

Preferred method of communication:

Preferred telephone number:

Organisation/Representative:

Farm name, number and subdivision or

Street Address (if applicable):

Tel (w):

Tel (h):

Fax:

Cell:

e-mail:

☐ fax ☐ e-mail ☐ post

☐ cell ☐ home ☐ work

Questions

1) Where did you get information about the proposed project?

☐ Newspaper advertisement ☐ notice board ☐ flyer ☐ other (please specify)

2) Do you represent a company/organisation or is your interest on behalf of yourself?

3) Do you know of anyone that is affected by the proposed activity who was not informed of the project? (Please provide contact details)

4) Do you have any specific concerns or comments regarding the proposed project?

YES

NO

If yes, please indicate what the comments are?



Proof of Notification - BID Delivery Register		ESKOM HOLDINGS SOC LTD: DUVHA POWER STATION
		PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY REF NO: 14/12/16/3/1/3206
		DRAFT BASIC ASSESSMENT REPORT REVIEW
Project Number	ESK-DUV-23-11-01	Date: 10 October 2025
Project Name	APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY REF NO: 14/12/16/3/1/3206	

No.	Physical Address / Farm Name / Coordinates	Name	Phone Number	Email Address	Designation (landowner, occupier, etc.)	Signature for receipt of BID
1	Noupoort 68	M. Hurn	082 924 9847		Landowner	
2	Plaas 14 & 15	Sherey	018 511 2262	shereydekkerk@gmail.com	Occupier	
3	Noupoort farm P/B	J. Ntuli	064 062 3935		Occupier	
4	Plaas Hartbeestfontein Vandykefontein-pot	V. van Dyk	0716793153	valco.bdy@gmail.com	Occupier	
5	Plaas LITERATURE	D. JACUSS	011 614 550		Occupier	

Annexure D4: Interested and affected parties database

**DUVHA POWERSTATION LIST OF INTERESTED AND
AFFECTED PARTIES**

Departments			
NAME & SURNAME	ORGANISATION	CONTACT NUMBER	E-MAIL ADDRESS
Mr. Kevin Mathebula (case officer)	Department of Forestry, Fisheries & the Environment		
Admin	Department of Forestry, Fisheries, and the Environment (DFFE): Protected Areas Planning and Management Effectiveness and Biodiversity Planning and Conservation		
Charity Mthimunye Gugu S Mamba	Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (DARDLEA)		
Celia de Waal	Mpumalanga Tourism and Park Agency (MTPA)		
John Pakwe	South African Heritage Resources Agency ("SAHRA")		

Lizell Stroh	South African Civil Aviation Authority		
Winnie Lekabe Matilda Mahlangu Hassinah Mileng Vusi Nkosi	Air Traffic and Navigation Services ("ATNS")		
Dr Ian Little Constant Hoogstad Yolan Friedmann	Endangered Wildlife Trust		
Dr Hanneline Smit-Robinson Daniel Marnewick Simon Gear Samantha Ralston	Birdlife South Africa		
Themy Mashaba Sarah Kabini	South African National Defence Force		
Mr Pat Mashiane	Department of Public Works and Infrastructure (DPWI)		
Information	Department of Human Settlement		
Eddie Mohoebi	Dept of Land Affairs		
Anneliza Collett	National Department of Agriculture		
Mashudu Mutengwe	Mpumalanga Department of Mineral & Petroleum Resources (DMPR)		

Ms Betty Nini Mnguni (case officer)	DWS Bronkhorstspuit		
S Macevele	DWS Bronkhorstspuit		
M Ntshehim	DWS Bronkhorstspuit		
Mpho Nembilwi	Nkangala District Municipality		
Mbongeni Malaza	EEWMC		
Erald Nkabinde	Emalahleni LM		
Ward Councillor (19)	Emalahleni LM		
Jacob Nkabinde	Victor Khanye LM		
Mkhonto Ka Rica	Victor Khanye LM		

Eric Ratshibvumo	Steve Tshwete LM		
Gladys Mokhabela	Steve Tshwete LM		
Solly Links	Nkangala District Municipality		
Sonia Mashile	Emalahleni LM		
Vusi Mahlangu	Nkangala District Municipality		
Nonkululeko Mthombeni	Emalahleni Local Municipality		
Lydia Ngwenya	G.E.C.S		

Thia Oberholzer	Evraz Highveld		
Tanya Botha	Highveld Industrial Park		
Cheledi Tshehla	SAWS		
Lucky Maisanye	OCY		
Dawie Wessels	Columbus		
Felicia Lenonyana	Climate ambassador		
Alex vehmev	Vanchem		
Allen Macfailane	NECA		
Alucia Tjale	Shanduka Coal		
Andre Van Der Sandt	African Carbon Producer		
Josias Delport	Glencore		
Anna Marth Ott	Chamber of Commerce		

Antol Stround	NECA		
Arnold Tron/William Seabi	Dorsfontein Mine		
B.J Van Der Merwe	B.J Van Der Merwe Stene		
Bafana Masango	EEWMC		
Bernard Sibande	MEJN		
Billy	BF Panelbeaters & Spray Painters		
Brian Neville	Much Asphalt		
Collen Mapada	Klipspruit Mine Colliery		
Crosswell Libazi	Amandla wenkosi waste management sqalokusha		
Dan Mahlangu	Corobrick Witbank		
Desmond Van Der Merwe	Cemlock		
Desmond van der Merwe	Cemlock		
Dipitseng Phaleng	Shell		
Faith maele	Ferroveld Joint Venture		

Faundile Makeleni	Staurt Coal		
Gerhard Venter	Afrigrit		
Gininda Portia	MEJN		
Granny Kgole	Shanduka Coal		
Happy Mkhabela	Perfect combination environmental club		
Heather Booysen	Samancor Chrome		
Hlengiwe Skosana	MEJN		
J.J Pitout	Tshisa Plant		
Jurie Pitier	Witbank abattoir		
Kgaugelo Mabitse	GMRA		
Lerato Khumalo	Exarro		
Liena Maseko	EEWMC		
Lilly-girl shoba			

	Perfect combination environmental club		
M.C Mamathuntsha	Kangala Universal Coal		
Malebobo Tsolo	Anglo coal		
Mandla Magagula	MEJN		
Masha Makobe	Black-Bond		
Melissa Ann	Much Asphalt		
Melissa Anne Jew	Much Asphalt		
Minna Moabi	Universal Coal		
Morne De Jager	Air Liquide		
Alucia Tjale	Shanduka Coal		
Motlatjo Mongalo	OCY		
Mr Olivier	Flexi Steel& Welding Works		
Nico Berg	Witbank Foundry		
Noah Madi	Perfect combination environmental club		

Noah Madi	Perfect Combination		
Nomcebo Makhubelo	MYACC		
Nompumelelo Nkosi	MEJN		
Nonkululeko Mabuza	Emalahleni		
P Van Rensburg	Wescoal		
Pascaline Nqobile Mazibuko	SANCO		
Patrick Jacobs	SRC		
Robby Makgalaka	Groundwork		
Rudolf Sambo	Mvelo yethu		
Ruth Kruger	CER		
Sarie Opponan	Umthobo Coal		
Shaun Hanekom	Eyethu Coal		
Shaun Kockott	Vanchem		
Siboniso Dlamini	MYACC		
Simon Mudau	BSM Mining		

Siphiwe Bokweni	Waste management Sqalokusha		
Sonny Nkomo	Keaton Energy		
Soren Ronge	Groundwork		
Stephanie Mare	Tubular		
Sunil Mungaroo	Shanduka coal		
Thabo Ncube	MYACC		
Thalinwana			
Thenus Botha	Continental Coal		
Thia Oberholzer	Evrax Highveld Steel		
Thomas Mnguni	GMRA		
Tshepo Masilela	MYACC		
Tshepo Vilane	MYACC		
Vutomi Siwela	Mbuyelo Coal		
Fulufhelo Mabuduga	South32 (Middelburg Mine)		
Zwelakhe Sgudla	Perfect Combination Youth Club		

Vickey Brits	ICSA Crematorium Middelburg		
Danie Coetzee	ICSA Crematoriums		
Steven Bloy	South32 (Middelburg Mine)		
Morwa Maphupha	VALIDTRADE		
PR Zulu	VALIDRTADE		
Mahlodi Seoka	Engen Petroleum		
Liesel Ehlers	Samancor Middelburg Ferrochrome		
Blondie Moukangwe	Samancor Middelburg Ferrochrome		
Cathrene Mabaso	VEJMA		
Thembi Sewela	VEJMA		
Lindiwe Khupha	Optimum Coal		
Prenisha Chetty	Samancor Chrome Ferrometals		
Schools and Libraries			
Liandri Venter	EMalahleni Main Library		
Principle	BONGIDUVHA PRIMARY SCHOOL		
Manager	COROBRIK		
Principle	ALLENDAL SECONDARY SCHOOL		

Principle	DUVHA PRIMARY SCHOOL		
Catharina Helena van der Waal	Nelfin Familie Trust RHENOSTERFONTEIN 318 11/318 DUVHA KRAGSTASIE 337 1/337		
INGWE SURFACE HOLDINGS PTY LTD Mr Sylvester Peverelle (BHP Biliton: Manager - auth rep of Ingwe Surface Holdings) Mr Vikesh Dhanooklal (Manager Ingwe Surface Holdings)	DRIEFONTEIN 338		
NAAUWPOORT INDUSTRIAL & MINING SALVAGE INDUSTRIES CC	DUVHA KRAGSTASIE 337 2/337		
Ingwe Colliers Ltd	SPEEKFONTEIN 336 13/336 SPEEKFONTEIN 336 RE/12/336		

	SPEEKFONTEIN 336 7/336		
Eyethu Coal Pty Ltd	SPEEKFONTEIN 336 4/336		
COROBRIK PTY LTD Johannetjie van der Linde	DUVHA KRAGSTASIE 337 3/337		
Hurn Kloppe CC	NAAUWPOORT 335 68/335		
FGA Trust Sherey De Klerk	NAAUWPOORT 335 14/15 335		
J Ntuak	NAAUWPOORT 335/6		
Valco van Dyk	Hartbeesfontein Vandyksdrift road		
Danie Jacobsz	Rhenosterfontein		

Annexure D5: SAHRIS



[Back to site](#)

[Shortcuts](#) [Dashboards](#) [Lee-Anne.Fellowe](#)

Applicant Dashboard

My Submitted Applications/Cases

Case Status

- Any -

CaseID

Is equal to

Case Reference

Contains

Apply

Case ID	Title	Case Status	Authored on
26348	Eskom Duvha reinstatement of low-level dam spillway and weir	SUBMITTED	08/10/2025
18440	Sishen Expansion Project	Closed (Approved)	13/10/2022
17267	Air emissions variation licence	SUBMITTED	09/05/2022
17160	DMI MINERALS SOUTH AFRICA (PTY) LTD.: A SUBSIDIARY OF DIAMCOR MINING INC.	For Noting	22/04/2022
15268	ENVIRONMENTAL AUHORISATION AND A WASTE MANAGEMENT LICENCE FOR THE PROPOSED SISHEN WESTERN EXPANSION PROJECT (EXPANSION OF THE WESTERN WASTE ROCK DUMP 5 AND ASSOCIATED INFRASTRUCTURE AT SISHEN IRON ORE MINE	Closed (Approved)	30/04/2021
14333	Upgrade to the exisitng Biogas Plant	Closed (Approved)	17/08/2020
13849	Environmental Impact Assessment for the Proposed Pyrolysis Plant	Studies Pending	13/02/2020



Proof of payment

Date: 08/10/2025 Time: 8:31:3

Profile name:	SHANGONI MANAGEMENT SERVICES (PTY) LTD
Batch reference number:	77687124
Reference number:	000000005461485227
Payment date:	08/10/2025
From account name:	SHANGONI MANAGEMENT SERVICES (PTY) LTD
From account description:	SHANGONI MANAGEMENT SERVICES (PTY) LTD
From account statement description:	SAHRA
Beneficiary account / cell phone number:	4064160070
Beneficiary/ Recipient name:	SAHRA
Beneficiary statement description:	SID38621
Branch code:	632005
Amount:	2,000.00

Additional comments by payer:

View your account to confirm that you have received this payment.

- All payments are subject to clearing rules.

Please refer to landing page for cut off times and telephone numbers.

Profile name: SHANGONI MANAGEMENT SERVICES (PTY) LTD
Profile number: 4000228365

User name: JENNY BRIEL
User ID: 1

Small Business Services: 0860 116 400
Business Banking: 0860 111 055



SAHRA S38 Development Application Form

3 of 4 (67%)

Indicates required field *

APPLICATION IN TERMS OF SECTION 38 OF THE NATIONAL HERITAGE RESOURCES ACT (25 of 1999) FOR PROPOSED DEVELOPMENTS.

Auto-generated Payment Reference

SID38621

Payment Instructions

Please make a payment to SAHRA using the bank details below in the amount determined by the [SAHRA Fees Schedule](#).

Please use the payment reference provided above, ie **SID38621**.

Applications that use an incorrect reference number may result in delayed processing of your case.

Applications will only be processed from the date of full and correct payment received.

Account Holder	SAHRA
Account Name	Permit Fees
Bank name	ABSA Bank
Branch Name	Adderly St
Branch Code	632005
Swift Code	ABSAZAJJ
Account Number	40-6416-0070
Account Type	Cheque Account
Payment Reference	SID38621

Annexure D6: Bulk sms sent

+ New

Share

Copy link

Delete

Download

Move to

Copy to

Rename

...

EIA Applications > EIA Applications 01 October - 31 October 2025

Name	Modified	Modified By	File size	Sharing	Activity
14-12-16-3-3-1-3206_Draft BAR_Duvha Spillway.zip	A few seconds a...	leeanne@shangoni	67.6 MB	Shared	
EA Amendment Application_Impofu East.zip	18 hours ago	sk@eims.co.za	7.25 MB	Shared	
EA Amendment Application_Impofu North.zip	18 hours ago	sk@eims.co.za	7.49 MB	Shared	
EA Amendment Application_Impofu West.zip	18 hours ago	sk@eims.co.za	7.52 MB	Shared	
Final MMP for the proposed maintenance at Theewaterskloof Dam.zip	19 hours ago	molepok@dws.gov	9.37 MB	Shared	
MMP FOR PROPOSED MAINTENACE WORK IN KAMFERSDAM.zip	20 minutes ago	msizi.khumalo@tr	14.1 MB	Shared	

bulksms

Daily quota 0 of 2,000 Credits 196.7 Buy Shangoni

New Message

Bulk Message

Sent Messages

Contacts

Scheduled Messages

Inbox

Landing Pages

Credits

Settings

Sent Messages

Messages Statistics Download

Please retrieve your file from here (you can right-click, and choose Save as ...)

Format of download file: Excel.

Possible status codes:

0	In progress (a normal message submission, with no error encountered so far)
10	Delivered upstream (no longer on Bulksms servers), with no further status yet available
11	Successfully delivered
31	Unroutable: message could not be delivered because of an internal routing decision. Please contact Support for further information
32	Failed: blocked - typically because of a previous complaint or opt-out by the recipient
33, 34, 56	Failed: censored based on message content
50, 51, 52, 54, 55	Delivery failed - generic failure
53	Failed: message expired (the phone was unavailable during the entire delivery retry period)
57	Failed due to fault on the phone (e.g. SIM card or phone out of message storage space)

Back

bulksms

Daily quota 0 of 2,000 Credits 196.7 Buy Shangoni

New Message

Bulk Message

Sent Messages

Contacts

Scheduled Messages

Inbox

Landing Pages

Credits

Settings

Sent Messages

Messages Statistics Download

All Delivered Failed Unconfirmed

1st Oct 2025 - 31st Oct 2025

Month Day Week Month

Submission Date	Sender ID	Recipient	Message	Status
10/9/2025, 10:33:22 AM	2783930060888036	27832910088	Dear I&AP: Notification of the application for the EA for the proposed reinstatement of the low-level dam spillway at Duvha P ower Station 14/12/16/3/3/1/3206. Draft BAR available for com ment 10 Oct-8 Nov 25 on www.shangoni.co.za. Contact the EAP leeanne@shangoni.co.za for more information.	Details
10/9/2025, 10:33:22 AM	27811600200	27870543541	Dear I&AP: Notification of the application for the EA for the pro posed reinstatement of the low-level dam spillway at Duvha P ower Station 14/12/16/3/3/1/3206. Draft BAR available for com ment 10 Oct-8 Nov 25 on www.shangoni.co.za. Contact the EAP	Details

65 items

Annexure D7: Emails sent

Microsoft Word ribbon: File, Message, Help. Icons for Ignore, Delete, Archive, Reply, Reply All, Forward, IM, Meeting, All Apps, Move, Send to OneNote, Mark Unread, Categorize, Follow Up, Find, Read Aloud, Immersive Reader, Translate, Zoom.

Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Lee-Anne Fellowes
To: arie@vroegbegin.co.za; sylvester.peverelle@bhpbilliton.com; vikesh.dhanooklal@bhpbilliton.com; anlia.visser@seritiza.com; info@nimsi.co.za; pamela.mqulwana@eyethucoal.com; carl.ziean@eyethucoal.com; bontiem@bervyholdings.com; johannetjie.vanderlinde@corobrik.co.za
Thu 2025/10/09 08:18

BID for public review.pdf .pdf File

Dear interested and affected parties (adjacent landowners),

ESKOM HOLDINGS SOC LTD: DUVHA POWER STATION

NOTICE OF THE APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI
LOCAL MUNICIPALITY REF NO: 14/12/16/3/3/1/3206

PUBLIC PARTICIPATION
South Africans have a right to be informed about potential decisions that may affect them and to be afforded an opportunity to influence those decisions. This advertisement forms part of a Public Participation Process as part of the project. It describes the various components of the project to enable I&APs to get a better understanding of the potential environmental and social impacts that could be expected from the proposed project. It also outlines the process and the opportunities for the public to become involved during the study.

Register as an Interested and Affected Party (I&AP)
Eskom Holdings SOC LTD has appointed Shangoni Management Services (Pty) Ltd. as the independent Environmental Assessment Practitioner to undertake the Environmental Authorisation application and stakeholder engagement process. You may register as an I&AP. To register as an I&AP to this project, or to obtain more information or submit comments, please request a Registration form from Shangoni and return it together with any comments to Shangoni at the details provided below.

Availability of the draft Basic Assessment Report ("BAR")
The draft BAR will be made available to the public for review for a period of 30 days from 10 October 2025 to 08 November 2025 on Shangoni's website (www.shangoni.co.za), and a hard copy will be placed at Witbank and Middelburg Libraries.

Where to obtain more information
To obtain additional information please contact the EAP at the details provided below:
Environmental Assessment Practitioner (EAP): Shangoni Management Services (Pty) Ltd.
Contact person: Lee-Anne Fellowes
Tel: 011 507 7000

Microsoft Word ribbon: File, Report. Icons for Delete, Forward, More, Rules, Send to OneNote, Mark Unread, Categorize, Follow Up, Find, Read Aloud, Immersive Reader, Select, Zoom.

Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft...

From: Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za>
To: Lee-Anne Fellowes
Subject: Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review
Sent: Thu 2025/10/09 08:19

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

arie@vroegbegin.co.za (arie@vroegbegin.co.za)

sylvester.peverelle@bhpbilliton.com (sylvester.peverelle@bhpbilliton.com)

vikesh.dhanooklal@bhpbilliton.com (vikesh.dhanooklal@bhpbilliton.com)

anlia.visser@seritiza.com (anlia.visser@seritiza.com)

info@nimsi.co.za (info@nimsi.co.za)

pamela.mqulwana@eyethucoal.com (pamela.mqulwana@eyethucoal.com)

carl.ziean@eyethucoal.com (carl.ziean@eyethucoal.com)

bontiem@bervyholdings.com (bontiem@bervyholdings.com)

johannetjie.vanderlinde@corobrik.co.za (johannetjie.vanderlinde@corobrik.co.za)

Subject: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review



Microsoft Outlook interface showing an email titled "Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/1/3206 - draft basic assessment report for review". The email is from Lee-Anne Fellowes and is addressed to a group of recipients including KLMathebula@dffe.gov.za, Mngunib@dws.gov.za, Macevele@dws.gov.za, mtshelim@dws.gov.za, nembilwim@nkangaladm.gov.za, Tshoganetjaji@gmail.com, nkabindeej@emalahleni.gov.za, PruNkosi@mpg.gov.za, PNNTuli@mpg.gov.za, mhmaboko@mpg.gov.za, NkosiTP@mpg.gov.za, gmokhabela@stevethwetel.mpg.gov.za, tshwetele@emalahleni.co.za, robert.mpl@mweb.co.za, mahlangumv@nkangaladm.gov.za, and 19 others.

The email content includes:

- Dear authorities,**
- ESKOM HOLDINGS SOC LTD: DUVHA POWER STATION**
- NOTICE OF THE APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY REF NO: 14/12/16/3/1/3206**
- PUBLIC PARTICIPATION**
South Africans have a right to be informed about potential decisions that may affect them and to be afforded an opportunity to influence those decisions. This advertisement forms part of a Public Participation Process as part of the project. It describes the various components of the project to enable I&APs to get a better understanding of the potential environmental and social impacts that could be expected from the proposed project. It also outlines the process and the opportunities for the public to become involved during the study.
- Register as an Interested and Affected Party (I&AP)**
Eskom Holdings SOC LTD has appointed Shangoni Management Services (Pty) Ltd. as the independent Environmental Assessment Practitioner to undertake the Environmental Authorisation application and stakeholder engagement process. You may register as an I&AP. To register as an I&AP to this project, or to obtain more information or submit comments, please request a Registration form from Shangoni and return it together with any comments to Shangoni at the details provided below.
- Availability of the draft Basic Assessment Report ("BAR")**
The draft BAR will be made available to the public for review for a period of 30 days from 10 October 2025 to 08 November 2025 on Shangoni's website (www.shangoni.co.za), and a hard copy will be placed at Witbank and Middelburg Libraries.

Microsoft Outlook interface showing the same email as above, but with a different set of recipients: primrosenlapho96@gmail.com, bongiduvha@lantic.net, witbank@corobrik.co.za, allendale@mweb.co.za, venter1@emalahleni.gov.za, BONGIDUVHA@LANTIC.NET, and ALLENDALE@MWEB.CO.ZA.

The email content is identical to the first screenshot, including the subject line, sender, and body text.

Microsoft Outlook interface showing a "Relayed" email titled "Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/1/3206 - draft...". The email is from Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za> and is addressed to Lee-Anne Fellowes.

The email content includes:

- Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:**
- bhekifa.dube@eskom.co.za
- venter1@emalahleni.gov.za
- Subject: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/1/3206 - draft basic assessment report for review**



From:  Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za>
To:  Lee-Anne Fellowes
Subject: Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

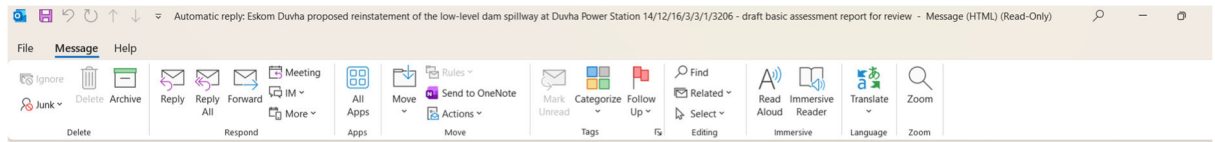
Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

KLMathebula@dfpe.gov.za (KLMathebula@dfpe.gov.za)
skosanamm@nkangaladm.gov.za (linkss@nkangaladm.gov.za)
Aubrey.Tshivhandekano@dmr.gov.za (Aubrey.Tshivhandekano@dmr.gov.za)
Pheladi.Masipa@energy.gov.za (Pheladi.Masipa@energy.gov.za)
jacob.mbele@energy.gov.za (jacob.mbele@energy.gov.za)
Babalwa.Mbobo@energy.gov.za (Babalwa.Mbobo@energy.gov.za)
Noma.Qase@energy.gov.za (Noma.Qase@energy.gov.za)
Mokgadi.modise@energy.gov.za (Mokgadi.modise@energy.gov.za)
noxolo.msiya@transnet.net (noxolo.msiya@transnet.net)
Livhuwani.Ndou@transnet.net (Livhuwani.Ndou@transnet.net)
yuza.chabalala@transnet.net (yuza.chabalala@transnet.net)
TsatsiVA@telkom.co.za (TsatsiVA@telkom.co.za)
BotaV@nra.co.za (BotaV@nra.co.za)
mphahlelem@nra.co.za (mphahlelem@nra.co.za)
xhlalu@sanbi.org.za (xhlalu@sanbi.org.za)
skosanamm@nkangaladm.gov.za (skosanamm@nkangaladm.gov.za)
mahlangumv@nkangaladm.gov.za (mahlangumv@nkangaladm.gov.za)
robert.mpl@mweb.co.za (robert.mpl@mweb.co.za)
tshwetele@emalahleni.co.za (tshwetele@emalahleni.co.za)
gmokhabela@stevetshwetelm.gov.za (gmokhabela@stevetshwetelm.gov.za)

NkosiTP@mpg.gov.za (NkosiTP@mpg.gov.za)
mhmaboko@mpg.gov.za (mhmaboko@mpg.gov.za)
PNNTuli@mpg.gov.za (PNNTuli@mpg.gov.za)
PruNkosi@mpg.gov.za (PruNkosi@mpg.gov.za)
nkabindeej@emalahleni.gov.za (nkabindeej@emalahleni.gov.za)
Tshoganetjatji@gmail.com (Tshoganetjatji@gmail.com)
nembilwim@nkangaladm.gov.za (nembilwim@nkangaladm.gov.za)
ntshehim@dws.gov.za (ntshehim@dws.gov.za)
MaceveleS@dws.gov.za (MaceveleS@dws.gov.za)
Mngunib@dws.gov.za (Mngunib@dws.gov.za)
mabuzanp@mpg.gov.za (mabuzanp@mpg.gov.za)

Subject: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review





Automatic reply: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review



Booyesen, Heather (Corporate) <Heather.Booyesen@SamancorCr.com>
To: Lee-Anne Fellowes

Reply Reply All Forward ...
Thu 2025/10/09 08:23

Hi There!

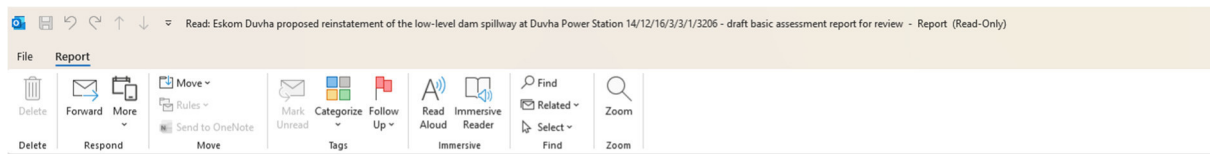
Thank you for your mail.

I am away on site with little access to mails and therefore may be delayed in responding to your mail.

Regards
Heather

Disclaimer

The information in this email may be confidential, legally privileged or otherwise. It is intended solely for the addressee. Access to this email by anyone else is unauthorised. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted in reliance on it, is prohibited and may be unlawful. Whilst all reasonable steps are taken to ensure the accuracy and integrity of information and data transmitted electronically and to preserve the confidentiality thereof, no liability or responsibility whatsoever is accepted if information or data is, for whatever reasons, corrupted or does not reach its intended destination. Opinions, conclusions and other information in this message that do not relate to the official business of the firm/company shall be understood as neither given nor endorsed by "it".



From: Bhekifa Dube <DubeBJ@eskom.co.za>
To: Lee-Anne Fellowes
Subject: Read: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Your message

To: Bhekifa Dube
Subject: [CAUTION EXTERNAL EMAIL] Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review
Sent: Thursday, October 9, 2025 8:14:01 AM (UTC+02:00) Harare, Pretoria

was read on Thursday, October 9, 2025 12:16:36 PM (UTC+02:00) Harare, Pretoria.

Disclaimer

NB: This Email and its contents are subject to the Eskom Holdings SOC Ltd EMAIL LEGAL NOTICE which can be viewed at <https://www.eskom.co.za/about-eskom/email-legal-spam-disclaimer/>



Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft ba

File Report

Delete Forward More Move Rules Send to OneNote Mark Unread Categorize Follow Up Read Aloud Immersive Reader Find Related Select Zoom

Delete Respond Move Tags Immersive Find Zoom

From: Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za>
To: Lee-Anne Fellowes
Subject: Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

c.mamathuntsha@universalcoal.com

vutomi@mbuyelo.com

lenonyanemf@gmail.com

mahlodi.seoka@engenoil.com

mahlangumv@nkangaladm.gov.za

liesel.ehlers@samancorcr.com

blonti.moukangwe@samancorcr.com

mabasocathrene@gmail.com

Lindiwe.Khupha@optimumcoal.com

Prenisha.chetty@samancorcr.com

Thenus@ntshovelo.co.za

thiav@evrazhighveld.co.za

greatermiddleburgra@hotmail.com

tshepomokoena311@gmail.com

PNNmazibuko@gmail.com

robs@groundwork.org.za

rkruger@cer.org.za

Josias.Delport@glencore.co.za

middelburgcrem@icsacrem.co.za

desmondvandermerwe2@gmail.com



From  Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za>
To  Lee-Anne Fellowes
Subject Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

nonkululekomabuza@gmail.com
Perfectcproject@gmail.com
danie.coetzee@icsacremis.co.za
Steven.Bloy@south32.net
Mofwenyi@gmail.com
sonny@keatonenergy.co.za
intern@groundwork.org.za
smare@tubular.co.za
sunil.mungaroo@shandukacoal.com
thabo@vodamail.co.za
shaun@eyethucoal.co.za
myacc4climate@gmail.com
Fulufhelo.Mabuduga@south32.net
simonbsm@gmail.com
sqalokusha@gmail.com
soniamashile@gmail.com
MPUMIMMOGIENT@gmail.com
wfoundry@lantic.net
perfectc@gmail.com
thandekamakhubelo@webmail.co.za
shaunk@vanchem.co.za



From  Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za>
To  Lee-Anne Fellowes
Subject Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Dipitseng.phaleng@shell.com

Faiith.maele@samancorcr.com

Mandla123@ymail.com

masha@black-bond.co.za

melissaann.jew@muchaspphalt.com

m.moabi@universalcoal.com

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From  Microsoft Outlook <MicrosoftExchange329e71ec88ae4615bbc36ab6ce41109e@shangoni.co.za>
To  Lee-Anne Fellowes
Subject Relayed: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

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To: Lee-Anne Fellowes
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Subject: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

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To: Lee-Anne Fellowes
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allendale@mweb.co.za (allendale@mweb.co.za)
venterl@emalahleni.gov.za (venterl@emalahleni.gov.za)

Subject: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review



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Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Lee-Anne Fellowes

To: "chris.kleynhans@corobrik.co.za"; "sam.mabizela@corobrik.co.za"; "Vikesh.dhanookal@bhpbilliton.com"; "johannetjie.vanderlinde@corobrik.co.za"; "pamela.mqulwana@eyethucoal.com"; "carl.zean@eyethucoal.com"; "bontlem@berylholdings.com"; "info@ingweminerals.co.za"; "admin@nimsi.co.za"; "sylvester.peverelle@bhpbilliton.com"; "Vikesh.dhanookal@bhpbilliton.com"; "Gme@telkomsa.net"; +88 others

Bcc: "info@ingweminerals.co.za"; "admin@nimsi.co.za"; "sylvester.peverelle@bhpbilliton.com"; "Vikesh.dhanookal@bhpbilliton.com"; "Gme@telkomsa.net"; +88 others

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Dear interested and affected parties (industries),

ESKOM HOLDINGS SOC LTD: DUVHA POWER STATION

NOTICE OF THE APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY REF NO: 14/12/16/3/3/1/3206

PUBLIC PARTICIPATION

South Africans have a right to be informed about potential decisions that may affect them and to be afforded an opportunity to influence those decisions. This advertisement forms part of a Public Participation Process as part of the project. It describes the various components of the project to enable I&APs to get a better understanding of the potential environmental and social impacts that could be expected from the proposed project. It also outlines the process and the opportunities for the public to become involved during the study.

Register as an Interested and Affected Party (I&AP)

Eskom Holdings SOC LTD has appointed Shangoni Management Services (Pty) Ltd. as the independent Environmental Assessment Practitioner to undertake the Environmental Authorisation application and stakeholder engagement process. You may register as an I&AP to this project, or to obtain more information or submit comments, please request a Registration form from Shangoni and return it together with any comments to Shangoni at the details provided below.

Availability of the draft Basic Assessment Report ("BAR")

The draft BAR will be made available to the public for review for a period of 30 days from 10 October 2025 to 08 November 2025 on Shangoni's website (www.shangoni.co.za) and a hard copy will be placed at Witbank

Automatic reply: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Victoria Bota (GP) <BotaV@nra.co.za>

To: Lee-Anne Fellowes

Good day,

Please note that I am out of the office, kindly email ndlandlat@sanral.co.za for assistance.

Kind regards

Victoria Bota (GP)
ENGINEERING

38 Ida Street, Menlo Park, Pretoria, Gauteng, 0081, South Africa
D: +27 12 844 8031 | M: +27 61 647 5212
botaV@nra.co.za | www.sanral.co.za
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Solly Links <linkss@nkangaladm.gov.za>

To: Lee-Anne Fellowes

Read: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review Outlook item

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Venter, Liandri L <S102035@Emalahleni.gov.za>
To: Lee-Anne Fellowes

Reply Reply All Forward

Thu 2025/10/09 08:24

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To: Lee-Anne Fellowes
Subject: Read: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review

Your message

To: Melissa-Ann Jansen van Vuuren
Subject: Eskom Duvha proposed reinstatement of the low-level dam spillway at Duvha Power Station 14/12/16/3/3/1/3206 - draft basic assessment report for review
Sent: Thursday, October 9, 2025 8:17:19 AM (UTC+02:00) Harare, Pretoria

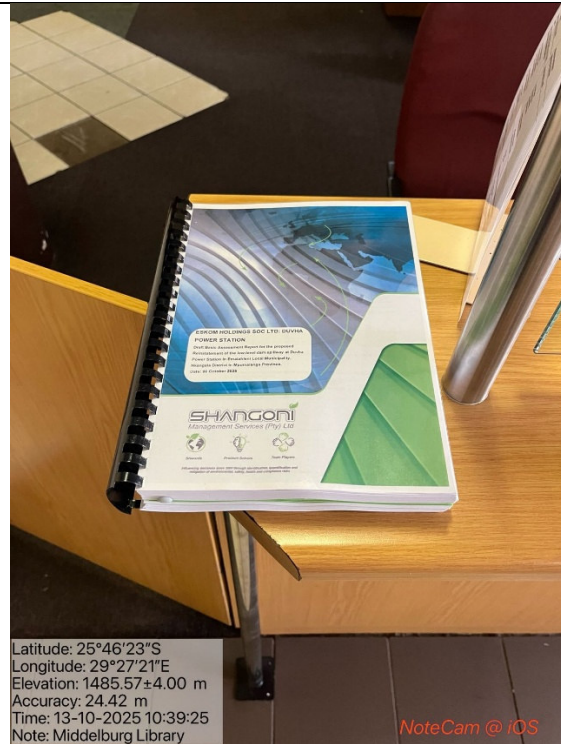
was read on Thursday, October 9, 2025 8:54:08 AM (UTC+02:00) Harare, Pretoria.

Melissa-Ann Jansen van Vuuren
SHEQ Manager

Tel: +27 21 900 4455
Mobile: +27 83 976 4469
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Annexure D8: Hard copies of draft BAR at public locations



Hard copy of the draft BAR at the Middelburg Library



Hard copy of the draft BAR at the Emalahleni Library

Annexure D9: Comments and response report

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
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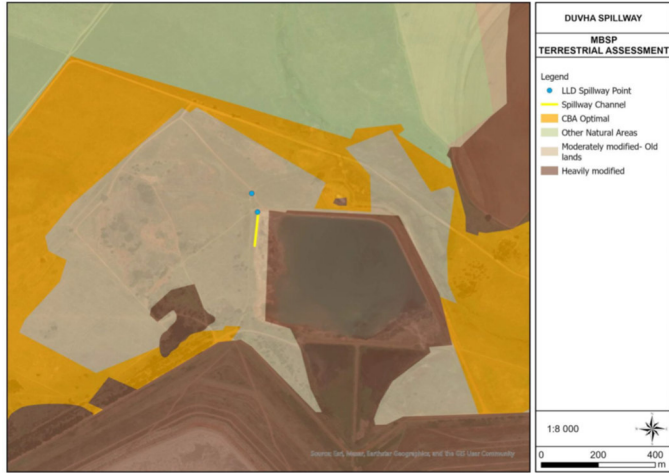
COMMENTS ON THE DRAFT BASIC ASSESSMENT REPORT FOR THE PROPOSED REINSTATEMENT OF THE LOW- LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION, NEAR WITBANK TOWN, WITHIN THE EMALAHLENI LOCAL MUNICIPALITY, IN THE MPUMALANGA PROVINCE, 6 November 2025

Comments and responses during Draft Basic Assessment review period

Letter from Department of Forestry, Fisheries and the Environment dated 6 November 2025	The draft Basic Assessment Report (BAR) dated October 2025 and received by this Competent Authority (CA) on 09 October 2025, refers. Following the review of the above-mentioned draft BAR and the application form, this letter serves to inform you that the following comments must be addressed and included in the amended draft BAR to be circulated for review and comments, should there be new information that was not included in the draft BAR currently circulated for comments: Project Description - The CA acknowledges the project description provided on page 8 and 9 of 51 of the application form and on page 13 to 15 of the draft BAR, however, you are advised to provide the footprint and dimensions of all the associated infrastructures (i.e., the footprint of the weir structure). In addition, for the linear infrastructures you are advised to provide their width and length. - Based on the above, you are advised to provide a technical detail table for the proposed development with the associated infrastructures (i.e., dimensions of the reno mattress). - The project description provided on the amended application form must be the same with the project description provided on the final report. - It has been noted that the Low-Level Dam (LLD) spillway designs will be optimized and upgraded to accommodate a maximum capacity of approximately 130m³/s which is equivalent to Safety Evaluation Discharge, therefore, you are advised that the proposed upgrade of the LLD must be within the footprint and scope of the LLD dam and spillway.	- According to the designs provided by Eskom the Low-Level Dam spillway reinstatement has a width of 10 m and length of 62 m thus the development footprint is 620 m² and the height is 0.6 m. The weir structure width is 1 m, and length is 34 m thus the development footprint is 34 m² and the height is 2 m. The reno mattress has a width of 2 m and length of 34 m thus the development footprint is 68 m² and the height is 0.3 m. - The footprint weir structure (including the reno mattress and armorflex) is approximately 2210 m². - Temporary laydown area is 217 m² in extent and located to the west of the project area. - Refer to technical detail table below for the proposed development with the associated infrastructures.																																								
	<table><tr><th>Structure</th><th>Width(m)</th><th>Length(m)</th><th>Footprint m²</th><th>Height(m)</th></tr><tr><td>Spillway</td><td>10</td><td>62</td><td>620</td><td>0.6</td></tr><tr><td>Weir structure</td><td>1</td><td>34</td><td>34</td><td>2</td></tr><tr><td>Reno mattress</td><td>2</td><td>34</td><td>68</td><td>0.3</td></tr><tr><td>Armorflex</td><td>34</td><td>62</td><td>2108</td><td>0.15</td></tr><tr><td>Retailing walls</td><td>1</td><td>3.5</td><td>3.5</td><td>2</td></tr><tr><td>Temporary laydown area</td><td>14</td><td>18</td><td>252</td><td></td></tr><tr><td>Total</td><td></td><td></td><td>3085.5</td><td></td></tr></table>	Structure	Width(m)	Length(m)	Footprint m²	Height(m)	Spillway	10	62	620	0.6	Weir structure	1	34	34	2	Reno mattress	2	34	68	0.3	Armorflex	34	62	2108	0.15	Retailing walls	1	3.5	3.5	2	Temporary laydown area	14	18	252		Total			3085.5		
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Total			3085.5																																							

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist										
		- The project description provided in the amended application form is aligned to the draft basic assessment report. - The SAWE/PG Consulting engineers have confirmed that the Low-Level Dam is within the footprint and scope of the Low-Level Dam and spillway.										
	Application form - It has been indicated in Appendix 3 of the application form that the landowner consent is not applicable as the applicant is the landowner, however, you are advised to complete and sign Appendix 3 of the application form. - It has been indicated in Appendix 9 of the application form that the list of SGID and coordinates of the proposed development are not applicable, therefore, the CA advised you to note the following: ➤ For linear infrastructure you are advised to provide the start, middle and end point coordinates. ➤ For infrastructures such as reno mattress, you are advised to provide four corner coordinates with the centre coordinate. - The CA acknowledges the submitted Appendix 14 (Screening tool report); however, it has been noted that the EIA reference number and compiler signature they are not included. Therefore, you are advised to include the EIA reference number on the signed abovementioned report to be submitted with the final BAR.	- Find attached updated signed landowners consent form. - Refer below for the gps co-ordinates of the start, middle and end of the linear infrastructure.  <table><tr><th>Linear Infrastructure</th><th>Gps co-ordinates</th></tr><tr><td>Weir start</td><td>S 25°55'29.54" E29°20'30.44"</td></tr><tr><td>Weir end</td><td>S 25°55'29.03" E29°20'29.57"</td></tr><tr><td>Spillway start</td><td>S 25°55'32.42" E29°20'30.85"</td></tr><tr><td>Spillway end</td><td>S 25°55'30.08" E 29°20'31.20"</td></tr></table>	Linear Infrastructure	Gps co-ordinates	Weir start	S 25°55'29.54" E29°20'30.44"	Weir end	S 25°55'29.03" E29°20'29.57"	Spillway start	S 25°55'32.42" E29°20'30.85"	Spillway end	S 25°55'30.08" E 29°20'31.20"
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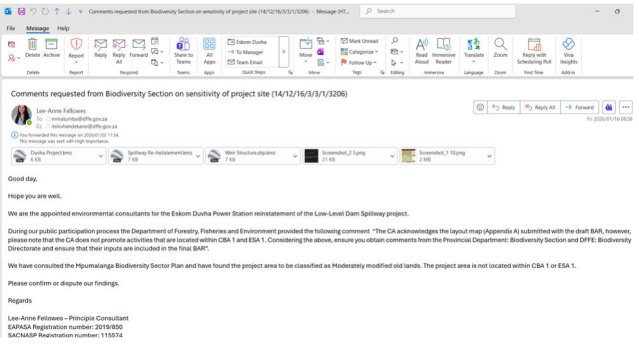
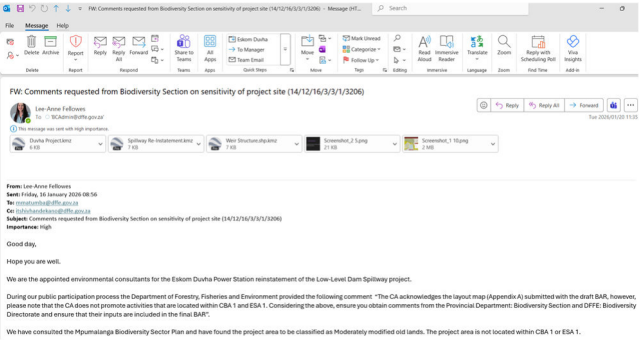
Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist										
		 <table><tr><th>Temporary laydown area</th><th>Gps co-ordinates</th></tr><tr><td>Corner 1</td><td>25°55'36.31"S 29°20'25.98"E</td></tr><tr><td>Corner 2</td><td>25°55'36.76"S 29°20'26.44"E</td></tr><tr><td>Corner 3</td><td>25°55'37.06"S 29°20'26.03"E</td></tr><tr><td>Corner 4</td><td>25°55'36.71"S 29°20'25.62"E</td></tr></table> The Screening tool has been updated with the EIA reference number and compiler signature.	Temporary laydown area	Gps co-ordinates	Corner 1	25°55'36.31"S 29°20'25.98"E	Corner 2	25°55'36.76"S 29°20'26.44"E	Corner 3	25°55'37.06"S 29°20'26.03"E	Corner 4	25°55'36.71"S 29°20'25.62"E
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Corner 3	25°55'37.06"S 29°20'26.03"E											
Corner 4	25°55'36.71"S 29°20'25.62"E											
	Listed Activities - It has been noted that activity 12 of Listing Notice (LN) 1 is applied for, however, the infrastructure/s which is 100 square metres or more, are not included in the description of triggering the listed activity. Therefore, you are advised to provide footprints of infrastructure which are 100 square metres or more and are to be located within a watercourse to determine the applicability of this listed activity. - For activity 19 of LN 1, it has been noted that the word “certain and may be” is used for the description of triggering the listed	- According to the designs provided by Eskom the total of development footprint including the spillway, weir structure, reno mattress, armoflex and retaining walls and temporary laydown area is 3050 m². Therefore, activity 12 of Listing Notice 1 is applicable to this application. - The description of activity 19 of Listing Notice 1 has been amended to remove the word may. - The EAP can confirm that the activities do not trigger Listing Notice 3 activities. The proposed development is adjacent to the Aquatic CBA's.										

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	activity. Please refrain from using such word/s, since it creates an uncertainty regarding the applicability of the listed activity applied for. - It has been noted that activities of LN 3 have not been applied for, while in Appendix A it has been indicated that the proposed development is located adjacent to Aquatic CBA's, and on page 15 of 73 of Appendix E (Wetland Biodiversity Assessment), it is indicated that "according to the Mpumalanga Biodiversity Sector Plan (MBSP), the project area intersects a CBA: Optimal zone, shown in orange on the map". Therefore, the CA submits that the Applicant and the EAP must ensure that all relevant listed activities are applied for, are specific and can be linked to the development activity or infrastructure as described in the project description. In addition, the onus is on the applicant and the EAP to ensure that all the applicable listed activities are included in the application form and the final BAR. Failure to do so may result in unnecessary delays in the processing of the application. Should it be that activities in LN 3 are triggered, you are advised to circulate the amended draft BAR to the registered Interested and Affected Parties (I&APs) for review and comments. - In addition, when submitting the final BAR and activities of LN 3 are included with the amended application form, in the description of triggering the listed activities, you are advised to mention whether there are systematic biodiversity plans adopted by the CA or bioregional plan in the area. Proof of such must be obtained from the relevant Provincial CA and submitted with the amended application form and final BAR. - Therefore, please kindly be advised that listed activities are not based on a precautionary approach. Please ensure that all the listed activities in the amended application form and final BAR are clear and final for decision making purposes. Should it not be clear that listed activity is triggered, such activity will not be considered in the decision-making process. In addition, it is the onus of the Environmental Assessment Practitioner (EAP) and the applicant to determine and define the infrastructures of the proposed private access road that trigger the applied listed activities.	The statement made by the specialist that according to the Mpumalanga Biodiversity Sector Plan (MBSP), the project area intersects a CBA: Optimal zone, shown in orange on the map is incorrect as it is clearly indicated in the figure below the project area is not intersecting the CBA Optimal zone. The Wetland Biodiversity Assessment has been updated by the specialist and attached as Annexure E.  - Activities of LN 3 are not triggered as discussed above. - The Mpumalanga Biodiversity Sector Plan (MBSP) was formally adopted by the provincial MEC for Agriculture, Rural Development, Land and Environmental Affairs on May 26, 2023, serving as a crucial spatial planning tool to guide sustainable development by identifying Critical Biodiversity Areas (CBAs) and Ecological Support Areas (ESAs) for conservation, replacing older versions like the MBSP 2013, and informing land-use decisions to meet national and provincial biodiversity targets. - The listed activities included in the application form and Final BAR are the listed activities triggered.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	If the activities applied for in the application form differ from those mentioned in the draft BAR, an amended application form must be submitted with the final BAR. Please note that the Department's application form template has been amended and can be downloaded from the following link https://www.environment.gov.za/documents/forms.	The activities listed in the application form do not differ from those in the draft BAR.
	Alternatives - The CA acknowledges the alternative discussion provided on page 29 and 30 of the draft BAR, however, it has been noted that the design and layout alternatives for the three activities (i.e., weir structure, re-instate the spillway and low-level dam crest) are not included in the draft BAR, therefore, you are advised to provide layout and design alternatives for the proposed development. - In addition, you are advised to submit written proof of an investigation and motivation if no reasonable or feasible alternatives exist in terms of Appendix 1. Please note that no development would be allowed within sensitive areas, therefore, mitigation hierarchy must be considered. - Based on the above, you are required to provide all the alternatives considered for this development as per Appendix 1 of the NEMA EIA Regulations, 2014 as amended, in the final report. Furthermore, the preferred option assessed must be determined and be clear throughout the report.	- There are no design and layout alternatives for the three activities (i.e., weir structure, re-instate the spillway and low-level dam crest) see attached engineer motivation in Appendix E3. - Motivation in terms of no reasonable or feasible alternatives exists is discussed in section 7.9 of the draft BAR. - All the alternatives considered will be included in the Final BAR and the preferred option will be assessed and determined and will be clear throughout the report.
	Cumulative Impact - The CA acknowledges the identified cumulative impacts provided on page 100 of the draft BAR and advised you to conduct a cumulative impact assessment as per the requirements of the EIA Regulations, 2014 as amended. In addition, ensure that the assessment of cumulative impact consider the following: ✓ Detailed process flow and proof must be provided, to indicate how the specialist's recommendations, mitigation measures and conclusions were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project. ✓ The cumulative impacts significance rating must also inform the need and desirability of the proposed development.	- A detailed process flow and proof of how the specialist recommendations, mitigation measures and conclusions were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project are included in section 7.6 table 39. - Cumulative impacts were rated and included in the Draft BAR in section 7.6. - A cumulative impact environmental statement is included in section 9 of the Draft BAR.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	✓ A cumulative impact environmental statement on whether the proposed development must proceed. Specialist Assessments - The CA acknowledges the attached Specialist Assessments Reports (Appendix E), and the screening tool report (Appendix 14) which identified specialist assessment themes. However, you are advised to submit a Site Sensitivity Verification Report (SSVR) that comply with the requirements of Government Notice No. 320 of 20 March 2020 (i.e., "the Protocols"), and in Government Notice No. 1150 of 30 October 2020. Please be reminded that this SSVR must be circulated to all interested and affected parties for a 30 days review and comments prior submission of the final BAR. You are requested to ensure that specialist studies are not submitted as one PDF document but as a separate PDF document. - In addition, you are reminded that the specialist studies to be undertaken for the proposed development must be identified by the screening tool. - It is brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were published in Government Notice No. 320 of 20 March 2020 (i.e., "the Protocols"), and in Government Notice No. 1150 of 30 October 2020, have come into effect. Please note that specialist assessments must be conducted in accordance with these protocols unless proof is provided to demonstrate that the specialist assessments were commissioned prior to 50 days after the promulgation of GN 320 and after promulgation of GN1150 (30 October 2020). - In addition to the above, you are hereby drawn to the following: ✓ The Specialist Declaration of interest forms must be attached for all specialist studies to be conducted in the final BAR. The forms	- The Wetland specialist has amended the Wetland Biodiversity Assessment Report to include the Site Sensitivity Verification Report. The Wetland Biodiversity Assessment Report will be included in the public participation process. - The specialist studies identified by the screening tool were conducted and where no studies were conducted motivation is included in section 8 of the Draft BAR. - The Wetland Biodiversity Assessment Report was conducted in accordance with the Government Notice No. 320 of 20 March 2020 (i.e., "the Protocols"), and in Government Notice No. 1150 of 30 October 2020. Find attached updated report as Appendix E. - The specialist declaration form is attached in the Draft BAR. - The Wetland Biodiversity Assessment Report includes a detailed methodology in section 5 of the report. Rehabilitation is addressed in sections 8.3 and 13 of the report as well as a rehabilitation plan in table 16. - The Wetland Biodiversity Assessment Report includes assumptions and limitations in section 1.3. - The Wetland Specialist has no contradicting recommendations mentioned in the report. - The Wetland specialist Rudi Bezuidenhout is a professional registered in the field of Ecologist/Botanist Pr.Sci.Nat: (008867). - Refer to section 8 in the draft BAR and Appendix E4 Site Sensitivity Verification Report for a summary of the specialist studies required by the Screening Tool, a column indicating whether these studies will be conducted or not, and motivation if any study will not be undertaken. - If during the public participation process additional studies are required they will be included in the Final BAR.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	are available on Department's website (please use the Department's template). ✓ Specialist studies to be conducted must provide a detailed description of their methodology, as well as indicate the locations and descriptions of proposed rehabilitation, and all other proposed structures that they have assessed and are recommending for authorisations. ✓ The specialist studies must also provide a detailed description of all limitations to their studies. All specialist studies must be conducted in the right season and providing that as a limitation, will not be accepted. ✓ Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expertise advice. ✓ Please note further that the protocols require certain specialists' to be registered with SACNASP. Refer to the relevant protocols in this regard. ✓ Please include a table in the final BAR summarising the specialist studies required by the Screening Tool, a column indicating whether these studies will be conducted or not, and motivation if any study will not be undertaken. Please note that if any of the specialists' studies and requirements recommended in the Department's Screening Tool are not commissioned, motivation for such must be provided in the report, as per the requirements of the Protocols. ✓ Should it be determined that there is a need for additional specialist studies to be undertaken based on the outcome of public participation, these must be commissioned and be included in the final BAR reports for public comment.	
	Layout and Sensitivity Maps • The CA acknowledges the layout map (Appendix A) submitted with the draft BAR, however, please note that the CA does not promote activities that are located within CBA 1 and ESA 1. Considering the above, ensure you obtain comments from the Provincial Department: Biodiversity Section and DFFE:	• The project area doesn't fall within a CBA 1 or ESA 1 area as seen in the figure below. Comments will be obtained from the Provincial Department: Biodiversity Section and DFFE: Biodiversity Directorate and included in the Final BAR.

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	Biodiversity Directorate and ensure that their inputs are included in the final BAR. - You are advised to indicate buffers on the final layout plan and legend for the high sensitivity area as recommended by the relevant specialist. - Based on the above, you are advised to submit a layout map that indicates the following (but not limited to the below), and the findings of the specialists must advise on what needs to be incorporated in the layout: ✓ The LLD dam. ✓ The Spillway. ✓ The Weir Structure. ✓ Permanent laydown area footprint. ✓ All supporting onsite infrastructure e.g., roads (existing and proposed). ✓ All existing infrastructure on the site. ✓ The location of sensitive environmental features on site e.g., CBAs, ESAs, heritage sites, wetlands, drainage lines etc. that will be affected. ✓ Buffer areas of the above sensitive areas; and ✓ All “no-go” areas. - Please ensure that the above map has a clear legend that communicates with the details of the map. - Available biodiversity information must be used in the finalisation of the map and infrastructure must not encroach on highly sensitive areas. - Ensure that similar colours are not used to differentiate between infrastructures. i.e., items must be easily distinguishable on the legend. - Google maps will not be accepted for decision-making purposes.	An email was sent to itshivhandekano@dfre.gov.za and mmatumba@dfre.gov.za and as well as 'BCAdmin@dfre.gov.za' and no response was received.  

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	- It has been noted that a draft EMPr is not submitted with the draft BAR, therefore, the CA submits that a draft EMPr that complies with the requirements of Appendix 4 of the EIA Regulation, as amended must be circulated with the included in the draft BAR. - In addition, the abovementioned draft EMPr must be submitted to relevant stakeholders for comments and comments must be included in the Comments and Responses Report (CRR) to be submitted with the final BAR.	The draft EMPr will be circulated to the relevant stakeholders for comments as per the public participation process and the comments will be included in the Comments and Responses Report to be submitted with the Final BAR.
	Participation Process - Based on the constitution of the communities in the area, communication must consider the use of local radio stations, advertisement, site notice and participation in the local languages to allow meaningful participation and approaches to community structures, committees and leaders. - The EAP is advised to reach illiterate, disabled and any other disadvantaged I&APs. - The EAP is advised to show an attempt made for the consultation i.e., having meetings with the local communities or their leaders or an investigation of their existence in the area. - Please ensure that the Public Participation Process is conducted in terms of Regulations 39, 40, 41, 42, 43 & 44 of the EIA Regulations 2014, as amended and the approved Public Participation Plan. - Please ensure that comments from all relevant stakeholders are submitted to the Department with the final BAR. This includes but is not limited to the Department of Forestry, Fisheries, and the Environment (DFFE): Protected Areas Planning and Management Effectiveness and Biodiversity Planning and Conservation (BCAdmin@dffe.gov.za); Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (MDARDLEA), Mpumalanga Tourism and Park Agency (MTPA), Telkom, South African Heritage Resources Agency ("SAHRA"), South African Civil Aviation Authority, Air Traffic and Navigation Services ("ATNS"), Endangered Wildlife Trust, Birdlife South Africa, Department of Human Settlement, Department of Water and Sanitation, South African National	- Public participation will comprise of an advertisement in the local newspaper, site notices, written notices to adjacent landowners and stakeholders, and hard and electronic copies of the Draft BAR for a period of 30 days. - The EAP will include illiterate, disabled and other disadvantaged individuals in the public consultation process. - The EAP will arrange for consultation meetings to be held during the public consultation process. - Public Participation Process was conducted according to the EIA Regulations 2014, as amended. As extension was requested as per Regulation 19 (1)(b) of the EIA Regulations, 2014, as amended, "the revised reports or EMPr or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days." Therefore, the draft BAR and associated annexures will be circulated for an additional 30 days to all relevant stakeholders and registered and interested affected parties. No Public Participation Plan was submitted with the application as well as no pre-application meeting was required. See appendix 1 of the application form for correspondence with the competent authority. - All comments from all relevant stakeholders will be included in the Final BAR. - Proof of correspondence with the various stakeholders will be included in the Final BAR. If no comments were received proof will be included where attempts were made to obtain comments. - The Comments and Response Report will include all comments received during the public participation process and will be a separate report.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	Defence Force, Local interest and affected groups, for example: Councillors and Rate Payers associations; Surrounding landowners, Farmer Organisations, Environmental Groups and NGOs; and Grassroots communities and structures as well as the affected district and local municipalities. • Proof of correspondence with the various stakeholders must be included in the final BAR. Should you be unable to obtain comments, proof must be submitted to the Department of the attempts that were made to obtain comments. • The comments and response trail report (C&R) must be submitted with the final BAR. The C&R report must incorporate all comments for this development and must be a separate document from the main report. • Please ensure that all issues raised, and comments received during the circulation of the draft BAR from registered I&APs and organs of state which have jurisdiction (including this Department's comments) in respect of the proposed activity are adequately addressed. Comments made by I&APs must be comprehensively captured (copy verbatim if required) and responded to clearly and fully. Please note that a response such as "Noted" is not regarded as an adequate response to I&AP's comments. • Just to reiterate that the amended draft BAR must be circulated to all interested and affected parties for a 30 days review and comments prior submission of the final BAR.	• All issues raised and comments received during the public participation process inclusive of the Departments comments will be adequately addressed and included in the Final BAR. • The Draft BAR will be circulated for a period of 30 days to all interested and affected parties for a 30 days review and comments prior to the submission of the final BAR.

General

You are further reminded to comply with Regulation 19(1)(a) of the NEMA EIA Regulations, 2014, as amended, which states that: Where basic assessment must be applied to an application, the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority -

(a) a basic assessment report, inclusive of specialist reports, an EMP, and where applicable a closure plan, which have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority."

Should there be significant changes or new information that has been added to the BAR or EMP which changes or information was not contained in the reports or plans consulted on during the initial public participation process, you are required to comply with Regulation 19(b) of the NEMA EIA Regulations, 2014, as amended, which states: "the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority –

(b) a notification in writing that the basic assessment report, inclusive of specialist reports an EMP, and where applicable, a closure plan, will be submitted within 140 days of receipt of the application by the competent authority, as significant changes have been made or significant new information has been added to the basic assessment report or EMP or, where applicable, a closure plan, which changes or information was not contained in the reports or plans consulted on during the initial public participation process contemplated in sub-regulation (1)(a) and that the revised reports or, EMP or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days".

Should you fail to meet any of the timeframes stipulated in Regulation 19 of the NEMA EIA Regulations, 2014, as amended, your application will lapse.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

The EAP has requested extension until the 2 March 2026 to submit the Final BAR to the CA.

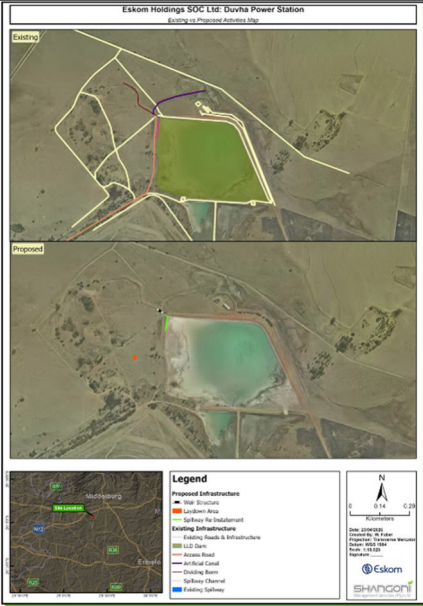
Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
COMMENTS ON THE AMENDED DRAFT BASIC ASSESSMENT REPORT FOR THE PROPOSED REINSTATEMENT OF THE LOW_LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION NEAR WITBANK TOWN, WITHIN THE EMALAHLENI LOCAL MUNICIPALITY, IN THE MPUMALANGA PROVINCE, 19 February 2026		
Comments and responses during Draft Basic Assessment review period		
Letter from Department of Forestry, Fisheries and the Environment dated 19 February 2026	The CA acknowledges the letter of notification in term of Regulation 19(1)b of the EIA Regulation 2014, as amended, received by the CA on 10 November 2025. However, it has been noted on the aforementioned letter that the motivation for notifying the CA in terms of Regulation 19(1)b of the EIA Regulation, 2014 as amended, is not provided. Therefore, when submitting the final report, you are advised to highlight the significant changes that have been made or significant new information that has been added to the report which changed or was not contained in the original EIA report consulted on during the initial public participation process. Which resulted in the notification of Regulation 19(1)(b) of the EIA Regulations, 2014 as amended.	A BA is being undertaken according to the process prescribed in the EIA Regulations of 2014, published under Government Notice ("GN") No. 982 in Gazette No. 38282 of 4 December 2014, as amended (the "EIA Regulations"). The EIA Regulations were promulgated in terms of the National Environmental Management Act (Act No. 107 of 1998) ("NEMA"). An application for Environmental Authorisation was submitted to the Department Forestry, Fisheries and the Environment ("DFFE") on 19 September 2025 and accepted on the same day with reference number 14/12/16/3/3/1/3206. The Draft BA Report was submitted to the DFFE as the Competent Authority for review (10 October 2025 to 8 November 2025). Comments on the Draft BA Report received from the DFFE, in the letter dated 06 November 2025, resulted in an amendment to the BA Report, Environmental Management Programme ("EMPr") and Site Sensitivity Verification Report. In addition, the project description has been amended in the Application Form to align with the amendments made to the BA Report. Consequent to the amendments made, and in line with the DFFE comment, "<i>Just to reiterate that the amended draft BAR must be circulated to all interested and affected parties for a 30 days review and comments prior submission of the final BAR</i>", the amended Application Form, BA Report and EMPr have been placed for a second public comment period. Refer to Table 5 in Section 7.3 of the Amended Draft BA Report for responses to the DFFE comments, including how the comments were addressed. A letter of notification in terms of Regulation 19(1)(b) of the EIA Regulations was submitted to the DFFE on 10 November 2025, which

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
		was acknowledged by the DFFE in writing on 12 November 2025. Consequently, the Final BA Report and EMPr must be submitted to the Department on or by the 02 March 2026 after a 30-day comment period. The Amended Draft BA Report is hereby submitted to the DFFE as the Competent Authority for review (23 January 2026 to 23 February 2026). DFFE provided comments on the Amended Draft BA Report dated 19 February 2026 and requested for a heritage and palaeontological studies. Further to this DFFE also requested another round of public consultation to notify the public of the additional studies. Therefore, a further extension was requested from DFFE to conduct these studies in terms of regulation 3 (7) on the 24 February 2026. <i>In the event where the scope of work must be expanded based on the outcome of an assessment done in accordance with these Regulations, which outcome could not be anticipated prior to the undertaking of the assessment, or in the event where exceptional circumstances can be demonstrated, the competent authority may, prior to the lapsing of the relevant prescribed timeframe, in writing, extend the relevant prescribed timeframe and agree with the applicant on the length of such extension.</i> The motivation provided in the letter dated 24 February 2026, submitted by the Shangani Management Services indicated that “South African Heritage Resource Authority (SAHRA) Development Application Unit (DAU) is requesting field-based Heritage Impact Assessment (HIA) and desktop Palaeontological Impact Assessment (PIA) to be undertaken for the proposed developments in terms of section 38(3) of the NHRA” and “it was indicated telephonically by SAHRA that the 2019 studies undertaken for the proposed Seepage Interception Drains at Duvha Power Station compiled by PGS Heritage Consultants dated 31 May 2019 will not suffice as they are older than 5 years.” In addition, it is provided that “the comments dated 19 February 2026 from the competent authority additionally requested engineering design layouts as well as a heritage impact assessment”. DFFE approved the extension until the 5 June 2026 to submit the final BA Report inclusive of public participation.

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	It has been provided in Appendix D9 of the draft amended BAR that, the statement provided on Appendix E (Wetland Biodiversity Assessment) by the specialist is incorrect, that the project area is not intersecting the CBA Optimal zone. Therefore, the CA submits that a signed confirmation letter by Wetland Biodiversity specialist reflecting the correction of the area being not situated within a Critical Biodiversity Area (CBA) must be submitted to the CA. In addition, the above-mentioned confirmation letter with evidence of the development location, must be submitted to DFFE: Biodiversity and Conservation Section, Mpumalanga (MDARDLEA) and Mpumalanga Tourism and Park Agency (MTPA) for comments prior submission of the final BAR.	The wetland specialist Rudi Bezuidenhout who is registered as a Professional Natural Scientist (SACNASP Reg. No. 008867) has submitted a signed confirmation letter that states “During the initial drafting of the Wetland Biodiversity Assessment, reference was made to the Mpumalanga Biodiversity Sector Plan (MBSP), indicating that the project area intersects a CBA: Optimal zone. Upon further spatial verification and review of the most current MBSP spatial dataset, it was confirmed that this statement was incorrect”. The corrected spatial analysis confirms that: • The development footprint associated with the reinstatement of the low-level dam spillway and construction of the weir does not intersect a CBA: Optimal zone. • The project area falls outside the mapped CBA Optimal areas as reflected in the most recent MBSP spatial layer. • The Wetland Biodiversity Assessment has been amended accordingly, and the corrected spatial representation is included in the updated Annexure E of the amended Draft Basic Assessment Report. The correction was made following detailed GIS verification using the official MBSP dataset and overlay of the confirmed development footprint coordinates. The updated assessment accurately reflects the biodiversity planning context of the site. Refer to Annexure E1 for a copy of the letter. The letter will be distributed to the DFFE: Biodiversity and Conservation Section, Mpumalanga (MDARDLEA) and Mpumalanga Tourism and Park Agency (MTPA) for comments during the public participation process prior submission of the final BAR.
	<u>Project Description</u> The CA acknowledges the project description provided from page 08 to 09 of the amended application and from page 12 to 16 of the amended draft BAR, however, when submitting the final report, please ensure that the	The project description was amended to align with the amended draft BAR.

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	project description provided on the amended application form is the same with the project description provided on the final BAR. The CA acknowledges the footprint and the dimensions of the activities of the proposed development provided on page 8 of the amended application form and page 16 of the draft amended BAR, however, it has been noted that the footprint of the entire development area is not included in the amended application form and draft amended BAR. Therefore, the CA submits that the comments of the draft BAR comments letter dated 06 November 2025 on project description are still valid and they must be addressed on the amended application form to be submitted with the final BAR.	The amended application form and draft BA Report have been updated to include the total development footprint (3085.50 m²). <table><tr><th>Structure</th><th>Width(m)</th><th>Length(m)</th><th>Footprint m²</th><th>Height(m)</th></tr><tr><td>Spillway</td><td>10</td><td>62</td><td>620</td><td>0.6</td></tr><tr><td>Weir structure</td><td>1</td><td>34</td><td>34</td><td>2</td></tr><tr><td>Reno mattress</td><td>2</td><td>34</td><td>68</td><td>0.3</td></tr><tr><td>Armorflex</td><td>34</td><td>62</td><td>2108</td><td>0.15</td></tr><tr><td>Retailing walls</td><td>1</td><td>3.5</td><td>3.5</td><td>2</td></tr><tr><td>Temporary laydown area</td><td>14</td><td>18</td><td>252</td><td></td></tr><tr><td>Total</td><td></td><td></td><td>3085.5</td><td></td></tr></table>	Structure	Width(m)	Length(m)	Footprint m²	Height(m)	Spillway	10	62	620	0.6	Weir structure	1	34	34	2	Reno mattress	2	34	68	0.3	Armorflex	34	62	2108	0.15	Retailing walls	1	3.5	3.5	2	Temporary laydown area	14	18	252		Total			3085.5	
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	<u>Coordinates</u> The CA acknowledges the coordinates provided in Appendix 9 of the application and the response provided in Appendix D9 of the draft BAR, however, it has been noted that the centre coordinates of the weir, and the spillway area are not included in Appendix 9. Therefore, the CA submits that the draft BAR comments letter dated 06 November 2025 are still valid and they must be addressed in the amended application to be submitted with the final BAR.	Centre co-ordinates of the weir and spillway have been provided in Appendix 9 of the application form.																																								
	<u>Listed Activities</u> The CA acknowledges the response provided in Appendix D9 of the draft amended BAR, however, it has been noted that the description of triggering the listed activities applied for, are not amended in the amended application form, (i.e., the footprint/s and dimension/s of infrastructure/s which are 100m² or more not included in the description of activity 12 of Listing Notice (LN) 1). Therefore, the CA submits that the comments of the draft BAR comments letter dated 06 November 2025 are still valid.	The descriptions of the listed activities have been updated to footprints and dimensions in the application form.																																								

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	The CA acknowledges the response in Appendix D9 indicating that, “the EAP can confirm that the activities do not trigger Listing Notice 3 activities”, however, please ensure that all relevant listed activities are applied for, are specific and can be linked to the development activity or infrastructure as described in the project description. In addition, the onus is on the applicant and the EAP to ensure that all the applicable listed activities are included in the application form and the final BAR. Failure to do so may result in unnecessary delays in the processing of the application.	The EAP acknowledges the comment from DFFE and can confirm that the listed activities applied for are correct and do not trigger Listing Notice 3 activities.
	Therefore, please kindly be advised that listed activities are not based on a precautionary approach. Please ensure that all the listed activities in the amended application form and final BAR are clear and final for decision making purposes. Should it not be clear that listed activity is triggered, such activity will not be considered in the decision-making process.	The EAP acknowledges the comment from DFFE and can confirm the listed activities applied for are correct and relevant to the proposed re-instatement of the spillway and construction of the weir.
	If the activities applied for in the application form differ from those mentioned in the draft BAR, an amended application form must be submitted with the final BAR. Please note that the Department’s application form template has been amended and can be downloaded from the following link https://www.environment.gov.za/documents/forms.	The EAP acknowledges the comment from DFFE and can confirm the listed activities applied are the same in the application form and Amended Draft BA report.
	<u>Alternatives</u> It has been indicated in Appendix D that “there are no design and layout alternatives for the three activities (i.e., weir structure, re-instate the spillway and low-level dam crest) see attached engineer motivation in Appendix E3”, however, the CA advised that a design layout of the current infrastructures against the proposed amendments of the design layout, must be provided in the design layout alternatives.	Figure 3 in the Amended Draft BA Report illustrates the existing infrastructure versus proposed infrastructure. Existing infrastructure comprises of the following: • Low Level Dam; • Access roads; • Artificial Canal; • Dividing Berm; • Spillway Channel; • And Existing Spillway. Proposed infrastructure comprises of the following: • Weir structure; • Laydown area; • Spillway re-instatement.

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		 The map displays the Divha Power Station area, comparing existing infrastructure (top) with proposed infrastructure (bottom). The legend identifies the Main Structure, Location Area, and Existing Infrastructure. The map includes a scale bar and a north arrow.
	Based on the above, the CA submits that the comments of the draft comments letter dated 06 November 2025 on alternatives are still valid and a design layout map must be submitted with the final report.	A design layout map is included in figure 2 of the Amended Draft BA Report.
	<u>Cumulative Impact</u> The CA acknowledges the discussion of the cumulative impacts provided on page 98 and 99 of 117 of the amended draft BAR, however, the CA submits that the above provided cumulative impact discussions must be included in the final report.	The EAP acknowledges the comment from DFFE and takes note that the cumulative impacts will be included in the Final BA Report.
	<u>Specialist Assessments</u> Please note further that the protocols require certain specialists' to be registered with SACNASP. Refer to the relevant protocols in this regard. In addition, note that one specialist is required to register to undertake or	The wetland specialist Rudi Bezuidenhout who is registered as a Professional Natural Scientist (SACNASP Reg. No. 008867).

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	practice in each field. Therefore, more than one specialist reports undertaken by the same specialist would not be accepted unless proof of registration on each field is submitted from SACNASP.	
	Just to reiterate, it is further noted that the Screening Tool Report rated Archaeological and Cultural Heritage Impact Theme low and medium for Paleontology Theme. It must be noted that according to Specialist Assessment Protocols, the above-mentioned themes assessments must be undertaken for all developments, irrespective of the sensitivity shown on the archaeological and cultural heritage theme layer and as per the PalaeoSensitivity Map provided on SAHRIS1, irrespective of the sensitivity shown on the palaeontology theme layer.	A Palaeontological letter of recommendation was compiled as the specialist stated the Palaeosensitivity and Recommendation the diabase is correctly indicated as non-fossiliferous and the Schrikkloof Formation is indicated as having a low palaeosensitivity, however there is no chance of fossils occurring on the volcanic rocks, that furthermore, are already disturbed. It is recommended that the project can be authorised. Refer to Annexure E6.
	The HIA must: • meet the requirements of Section 38(3) of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) (NHRA), • must be undertaken by a qualified heritage and palaeontological specialist, • be undertaken in line with Appendix 6 of the EIA Regulations; and • for HIAs submitted to the South African Heritage Resources Agency the report must also comply with the requirements of the "2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports", accessible at https://sahra.org.za/legislation/.	A phase 1 heritage study was conducted for the proposed Reinstatement of the Low-Level Dam Spillway at the Duvha Power Station. The study found No heritage remains were encountered in the research area. The two heritage remains identified in the 2019 study by PGS HERITAGE nearby, Duv 001 and Duv 002, were also inspected and were found to be intact and unchanged. Refer to Annexure E5.
	It has been noted on page 117 of the draft amended BAR, that the Terrestrial Biodiversity Impact Assessment and Aquatic Biodiversity Impact Assessment studies are identified to be undertaken for the proposed development, however, Appendix E of the draft amended BAR consists of only the Aquatic Biodiversity Impact Assessment, therefore, you are advised to provide clarity on the exclusion of the Terrestrial Biodiversity Impact Assessment.	The draft BA Report has been updated to correct the error for the Terrestrial Biodiversity Impact Assessment that was not undertaken due to the disturbed nature of the site. According to the Mpumalanga Biodiversity Sector Plan (MBSP), The proposed construction footprint (spillway and weir) is also surrounded by Moderately Modified and Heavily Modified areas associated with historical land use, ash disposal, and infrastructure. The site area has been highly transformed and disturbed due to ash dams, alien plant infestation and mining activities. According to the

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
		Mpumalanga. Biodiversity Conservation Plan, the proposed site area falls within the “Moderately modified - Old lands”.
	In addition to the above, it is brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were published in Government Notice No. 320 of 20 March 2020 (i.e., “the Protocols”), and in Government Notice No. 1150 of 30 October 2020, have come into effect. Please note that specialist assessments must be conducted in accordance with these protocols unless proof is provided to demonstrate that the specialist assessments were commissioned prior to 50 days after the promulgation of GN 320 and after promulgation of GN1150 (30 October 2020).	The Wetland Biodiversity Assessment Report was conducted in accordance with the Government Notice No. 320 of 20 March 2020 (i.e., “the Protocols”), and in Government Notice No. 1150 of 30 October 2020. Find attached updated report as Appendix E.
	Based on the above, the CA submits that the comments of the draft BAR comments letter dated 06 November are still valid and must be responded and adhered to.	The EAP acknowledges the comment from DFFE and takes note that the comments of the draft BAR letter dated 06 November are still valid and are addressed in the Amended Draft BA Report.
	<u>Layout and Sensitivity Maps</u> • The CA acknowledges the layout map (Appendix A) submitted with the amended draft BAR, however, submits that comments of the draft BAR comments letter dated 06 November 2025 are still valid and must be responded to and included in the CRR. • In addition, please ensure that the layout map to be submitted with the final report addresses the recommendations from all the specialists.	The EAP acknowledges the comment from DFFE and takes note that the comments of the draft BAR letter dated 06 November are still valid and are addressed in the Amended Draft BA Report. The amended layout map is illustrated as figure 2 in the Amended Draft BA Report.
	<u>Environmental Management Programme (EMPr)</u> • The CA acknowledges the attached draft EMPr (Appendix F), however, submits that comments of the draft BAR comments letter dated 06 November 2025 are still valid and must be responded to and included in the CRR to be submitted with the final report. • In addition, please ensure that the final EMPr comply with the requirements of Appendix 4 in the EIA Regulations 2014, as amended.	The EMPr will be circulated to the public during the public consultation process. The EMPr complies with the requirements of Appendix 4 in the EIA Regulations 2014, as amended.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	<u>Public Participation Process</u> Please ensure that comments from all relevant stakeholders are submitted to the Department with the final BAR. This includes but is not limited to the Department of Forestry, Fisheries, and the Environment (DFFE): Protected Areas Planning and Management Effectiveness and Biodiversity Planning and Conservation (BCAdmin@dffe.gov.za); Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (MDARDLEA), Mpumalanga Tourism and Park Agency (MTPA), Telkom, South African Heritage Resources Agency (SAHRA), South African Civil Aviation Authority, Air Traffic and Navigation Services (ATNS), Endangered Wildlife Trust, Birdlife South Africa, Department of Human Settlement, Department of Water and Sanitation, South African National Defence Force, Local interest and affected groups, for example: Councillors and Rate Payers associations; Surrounding landowners, Farmer Organisations, Environmental Groups and NGOs; and Grassroots communities and structures as well as the affected district and local municipalities.	The following relevant stakeholders will be included in the third public participation process: • Department of Forestry, Fisheries, and the Environment (DFFE): Protected Areas Planning and Management Effectiveness and Biodiversity Planning and Conservation (BCAdmin@dffe.gov.za); • Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (MDARDLEA), • Mpumalanga Tourism and Park Agency (MTPA), • Telkom, • South African Heritage Resources Agency (SAHRA), • South African Civil Aviation Authority, • Air Traffic and Navigation Services (ATNS), • Endangered Wildlife Trust, • Birdlife South Africa, • Department of Human Settlement, • Department of Water and Sanitation, • South African National Defence Force, • Local interest and affected groups, for example: Councillors and Rate Payers associations; • Surrounding landowners, • Farmer Organisations, • Environmental Groups and NGOs; • Grassroots communities and structures; • <u>D</u>istrict and local municipalities.
	Proof of correspondence with the various stakeholders must be included in the final BAR. Should you be unable to obtain comments, proof must be submitted to the Department of the attempts that were made to obtain comments.	Proof of correspondence with stakeholders is included in Appendix D.
	The comments and response trail report (C&R) must be submitted with the final BAR. The C&R report must incorporate all comments for this development and must be a separate document from the main report.	The updated (this report) will be submitted with the Final BA Report as Annexure D9.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	Please ensure that all issues raised, and comments received during the circulation of the draft BAR from registered I&APs and organs of state which have jurisdiction (including this Department's comments) in respect of the proposed activity are adequately addressed. Comments made by I&APs must be comprehensively captured (copy verbatim if required) and responded to clearly and fully. Please note that a response such as "Noted" is not regarded as an adequate response to I&AP's comments. Based on the constitution of the communities in the area, communication must consider the use of local radio stations, advertisement, site notice and participation in the local languages to allow meaningful participation and approaches to community structures, committees and leaders.	The EAP acknowledges the comment from DFFE and will include all comments raised during the circulation of the Draft BA Report. Refer to Section 7.3 of the Amended Draft BA Report. - Public participation will comprise of an advertisement in the local newspaper, site notices, written notices to adjacent landowners and stakeholders, and hard and electronic copies of the Draft BAR for a period of 30 days. - Public Participation Process was conducted according to the EIA Regulations 2014, as amended. As extension was requested as per Regulation 19 (1)(b) of the EIA Regulations, 2014, as amended, "the revised reports or EMPr or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days." Therefore, the draft BAR and associated annexures will be circulated for an additional 30 days to all relevant stakeholders and registered and interested affected parties. No Public Participation Plan was submitted with the application as well as no pre-application meeting was required. See appendix 1 of the application form for correspondence with the competent authority. - All comments from all relevant stakeholders will be included in the Final BAR. - Proof of correspondence with the various stakeholders will be included in the Final BAR. If no comments were received proof will be included where attempts were made to obtain comments. - The Comments and Response Report will include all comments received during the public participation process and will be a separate report. - All issues raised and comments received during the public participation process inclusive of the Departments comments will be adequately addressed and included in the Final BAR.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
		The Draft BAR will be circulated for a period of 30 days to all interested and affected parties for a 30 days review and comments prior to the submission of the final BAR.
	The EAP is advised to reach illiterate, disabled and any other disadvantages I&APs.	The EAP will include illiterate, disabled and other disadvantaged individuals in the public consultation process.
	The EAP is advised to show an attempt made for the consultation i.e., having meetings with the local communities or their leaders or an investigation of their existence in the area.	The EAP arranged for a consultation meeting to be held during the public consultation process (11 February 2026) and no one attended. If the need arises for another meeting and a meeting is requested it will be arranged.
	<u>General</u> You are //further reminded to comply with Regulation 19(1)(a) of the NEMA EIA Regulations, 2014, as amended, which states that: Where basic assessment must be applied to an application, the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority - (a) a basic assessment report, inclusive of specialist reports, an EMP, and where applicable a closure plan, which have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority." Should there be significant changes or new information that has been added to the BAR or EMP which changes or information was not contained in the reports or plans consulted on during the initial public participation process, you are required to comply with Regulation 19(b) of the NEMA EIA Regulations, 2014, as amended, which states: "the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority – (b) a notification in writing that the basic assessment report, inclusive of specialist reports an EMP, and where applicable, a closure plan, will be submitted within 140 days of receipt of the application by the competent authority, as significant changes have been made or significant new information has been added to the basic assessment report or EMP or, where applicable, a closure plan, which changes or information was not	The EAP has requested extension until the 5 June 2026 to submit the Final BAR to the CA.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	contained in the reports or plans consulted on during the initial public participation process contemplated in sub-regulation (1)(a) and that the revised reports or, EMPr or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days". Should you fail to meet any of the timeframes stipulated in Regulation 19 of the NEMA EIA Regulations, 2014, as amended, your application will lapse. You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.	
Interim comment from South African Heritage Resources Agency dated 15 February 2026	Shangoni Management Services (Pty) Ltd was appointed by Eskom Holdings (SOC) Ltd to undertake an Environmental Authorisation (EA) application for the proposed Reinstatement of the Low-Level Dam Spillway at the Duvha Power Station, eMalahleni Local Municipality, Mpumalanga Province. A draft Basic Assessment Report (dBAR) was submitted in terms of the National Environmental Management Act, Act No. 107 of 1998 (NEMA) and the Environmental Impact Assessment Regulations (EIAR). The proposed development includes the excavation of the berms, rip and compact in-situ material, cast in reinforced concrete sill, raise the spillway headway with brick masonry to contour level, construction of a concrete weir structure, a new wearing course of approximately 300 mm gravel topping must be applied and the layer compacted to reinstate adequate freeboard.	Shangoni Management Services (Pty) Ltd acknowledges the comments received by SAHRA for the proposed Reinstatement of the Low-Level Dam Spillway at the Duvha Power Station, eMalahleni Local Municipality, Mpumalanga Province.
	<u>Interim comment:</u> The SAHRA Development Applications Unit (DAU) is making the following comments in terms of section 38(8) of the National Heritage Resources Act as contemplated by the EIA process in terms of section 24(4)b(iii) of NEMA: The SAHRA DAU is requesting field-based Heritage Impact Assessment and desktop Palaeontological Impact Assessment to be undertaken for the proposed developments in terms of section 38(3) of the NHRA.	A phase 1 heritage study was conducted for the proposed Reinstatement of the Low-Level Dam Spillway at the Duvha Power Station. The study found No heritage remains were encountered in the research area. The two heritage remains identified in the 2019 study by PGS HERITAGE nearby, Duv 001 and Duv 002, were also inspected and were found to be intact and unchanged. Refer to Annexure E5.

Date of comment, format of comment name of organisation/I&AP	Comment	Response from EAP/Applicant/Specialist
	The field-based archaeological component of the HIA must be conducted by a qualified archaeologist and must comply with the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports (see www.asapa.co.za or www.aphp.org.za for a list of qualified archaeologists). The field-based Palaeontological Impact Assessment (PIA) must be undertaken by a qualified palaeontologist. (See https://www.palaeosa.org/heritage-practitioners.html for a list of qualified palaeontologists). The report must comply with the 2012 Minimum Standards: Palaeontological Components of Heritage Impact Assessments. The Minimum Standards refer to a Letter of Recommendation for Exemption for further studies should the specialist deem it appropriate. SAHRA reserves the right to insist on a field-based assessment should the Letter of Recommendation not provide ample information to make an informed comment. Further comments will be issued upon submission of these further requirements. Should you have any further queries, please contact the designated official using the case number quoted above in the case header.	A Palaeontological letter of recommendation was compiled as the specialist stated the Palaeosensitivity and Recommendation the diabase is correctly indicated as non-fossiliferous and the Schrikkloof Formation is indicated as having a low palaeosensitivity, however there is no chance of fossils occurring on the volcanic rocks, that furthermore, are already disturbed. It is recommended that the project can be authorised. Refer to Annexure E6.

Annexure D10: Comments received

Lee-Anne Fellowes

From: Lydia Kutu <LKutu@dffe.gov.za>
Sent: Wednesday, 12 November 2025 09:40
To: Lee-Anne Fellowes
Cc: Kevin Mathebula; ElAadmin; Salome Mambane
Subject: 14/12/16/3/3/1/3206

Dear Sir/Madam

ACKNOWLEDGEMENT OF RECEIPT OF THE NOTIFICATION IN TERMS REGULATION 19(1)(B), OF THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 AS AMENDED FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY, IN THE MPUMALANGA PROVINCE.

The Department confirms having received the notification in terms of Regulation 19 (1)(b) of the Environmental Impact Assessment Regulations, 2014 as amended for the abovementioned project on 10 November 2025.

Please take note of Regulation 19 (1)(b) of the EIA Regulations, 2014, as amended, which states that *“and that the revised reports or EMPr or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days.”*

Further note that in terms of Regulation 45 of the EIA Regulations, 2014, as amended, this application will lapse if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless an extension has been granted in terms of Regulation 3(7) of these Regulations.

You are hereby reminded of Section 24F of the National Environmental Management Act 1998 (Act No. 107 of 1998), as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Kind Regards,
Lydia Kutu
Integrated Environmental Authorisations:
Coordination, Strategic Planning and Support
Tel: (012) 399 9370
Email: LKutu@dffe.gov.za

To God be the Glory!!!

Lee-Anne Fellowes

From: Ephron Maradwa <EMaradwa@dffe.gov.za>
Sent: Friday, 19 September 2025 11:10
To: Lee-Anne Fellowes
Cc: Kevin Mathebula; Salome Mambane; EIAAdmin
Subject: 14/12/16/3/3/1/3206

Good Day

14/12/16/3/3/1/3206

ACKNOWLEDGEMENT OF RECEIPT OF THE NEW APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOLLOWING A BASIC ASSESSMENT PROCESS FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY, NKANGALA DISTRICT IN MPUMALANGA PROVINCE.

The Department confirms having received the Application Form for Environmental Authorisation for the abovementioned project on 19 September 2025. You have submitted these documents to comply with the Environmental Impact Assessment (EIA) Regulations, 2014, as amended.

Kindly note that your application for Environmental Authorisation falls within the ambit of an application applied for in terms of Part 2 of Chapter 4 of the EIA Regulations, 2014, as amended. You are therefore referred to Regulation 19 of the EIA Regulations, 2014 as amended.

Please take note of Regulation 40(3) of the EIA Regulations, 2014, as amended, which states that potential Interested & Affected Parties, including the Competent Authority, may be provided with an opportunity to comment on reports and plans contemplated in Regulation 40(1) of the EIA Regulations, 2014, as amended, prior to the submission of an application but must be provided an opportunity to comment on such reports once an application has been submitted to the Competent Authority.

Note that in terms of Regulation 45 of the EIA Regulations, 2014, as amended, this application will lapse if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless an extension has been granted by the Department in terms of Regulation 3(7) of the EIA Regulations, 2014, as amended.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Kindly quote the abovementioned reference number in any future correspondence in respect of the application.

EIA Applications

Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Please note that this email is for the receipt and processing of online applications only, and is not monitored for responses. All queries must be directed to EIAAdmin@dffe.gov.za.

You are advised that this mailbox has a 48 hour response time.

Please note that this mailbox has a 5mb mail limit. No zip files are to be attached in any email.



Batho pele – putting people first

The processing of personal information by the Department of Forestry, Fisheries and the Environment is done lawfully and not excessive to the purpose of processing in compliance with the POPI Act, any codes of conduct issued by the Information Regulator in terms of the POPI Act and/or relevant legislation providing appropriate security safeguards for the processing of personal information of others.

Lee-Anne Fellowes

From: Ephron Maradwa <EMaradwa@dffe.gov.za>
Sent: Thursday, 09 October 2025 12:37
To: Lee-Anne Fellowes
Cc: Kevin Mathebula; Salome Mambane; EIAAdmin
Subject: 14/12/16/3/3/1/3206

Good Day

14/12/16/3/3/1/3206

ACKNOWLEDGEMENT OF RECEIPT OF THE DRAFT BASIC ASSESSMENT REPORT FOR ENVIRONMENTAL AUTHORISATION FOLLOWING A BASIC ASSESSMENT PROCESS FOR THE PROPOSED REINSTATEMENT OF THE LOW-LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION IN EMALAHLENI LOCAL MUNICIPALITY, NKANGALA DISTRICT IN MPUMALANGA PROVINCE.

The Department confirms having received the Draft Basic Assessment Report for Environmental Authorisation for the abovementioned project on 09 October 2025. You have submitted these documents to comply with the Environmental Impact Assessment (EIA) Regulations, 2014, as amended.

Kindly note that your application for Environmental Authorisation falls within the ambit of an application applied for in terms of Part 2 of Chapter 4 of the EIA Regulations, 2014, as amended. You are therefore referred to Regulation 19 of the EIA Regulations, 2014 as amended.

Please take note of Regulation 40(3) of the EIA Regulations, 2014, as amended, which states that potential Interested & Affected Parties, including the Competent Authority, may be provided with an opportunity to comment on reports and plans contemplated in Regulation 40(1) of the EIA Regulations, 2014, as amended, prior to the submission of an application but must be provided an opportunity to comment on such reports once an application has been submitted to the Competent Authority.

Note that in terms of Regulation 45 of the EIA Regulations, 2014, as amended, this application will lapse if the applicant fails to meet any of the time-frames prescribed in terms of these Regulations, unless an extension has been granted by the Department in terms of Regulation 3(7) of the EIA Regulations, 2014, as amended.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Kindly quote the abovementioned reference number in any future correspondence in respect of the application.

EIA Applications

Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

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forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X447, Pretoria, 0001, Environment House, 473 Steve Biko Road, Pretoria, 0002 Tel: +27 12 399 9000, Fax: +27 86 625 1042

DFFE Reference: 14/12/16/3/3/1/3206

Enquiries: Mr. Kevin Mathebula

Telephone: (012) 399 9216 **E-mail:** kmathebula@dff.gov.za

Ms. Lee-Anne Fellowes
Shangoni Management Services
P.O Box 74726
Lynwood Ridge
PRETORIA
0080

Telephone Number: 012 807 7036
Cellphone Number: 082 456 3208
Email Address: leeanne@shangoni.co.za

PER MAIL / E-MAIL

Dear Ms. Fellowes

COMMENTS ON THE DRAFT BASIC ASSESSMENT REPORT FOR THE PROPOSED REINSTATEMENT OF THE LOW_LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION, NEAR WITBANK TOWN, WITHIN THE EMALAHLENI LOCAL MUNICIPALITY, IN THE MPUMALANGA PROVINCE

The draft Basic Assessment Report (BAR) dated October 2025 and received by this Competent Authority (CA) on 09 October 2025, refers.

Following the review of the above-mentioned draft BAR and the application form, this letter serves to inform you that the following comments must be addressed and included in the **amended draft BAR to be circulated for review and comments, should there be new information that was not included in the draft BAR currently circulated for comments:**

Project Description

- The CA acknowledges the project description provided on page 8 and 9 of 51 of the application form and on page 13 to 15 of the draft BAR, however, you are advised to provide the footprint and dimensions of all the associated infrastructures (i.e., the footprint of the weir structure). In addition, for the linear infrastructures you are advised to provide their width and length.
- Based on the above, you are advised to provide a technical detail table for the proposed development with the associated infrastructures (i.e., dimensions of the reno mattress).



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CL

- The project description provided on the amended application form must be the same with the project description provided on the final report.
- It has been noted that the Low-Level Dam (LLD) spillway designs will be optimized and upgraded to accommodate a maximum capacity of approximately 130m³/s which is equivalent to Safety Evaluation Discharge, therefore, you are advised that the proposed upgrade of the LLD must be within the footprint and scope of the LLD dam and spillway.

Application form

- It has been indicated in Appendix 3 of the application form that the landowner consent is not applicable as the applicant is the landowner, however, you are advised to complete and sign Appendix 3 of the application form.
- It has been indicated in Appendix 9 of the application form that the list of SGID and coordinates of the proposed development are not applicable, therefore, the CA advised you to note the following:
 - For linear infrastructure you are advised to provide the start, middle and end point coordinates.
 - For infrastructures such as reno mattress, you are advised to provide four corner coordinates with the centre coordinate.
- The CA acknowledges the submitted Appendix 14 (Screening tool report); however, it has been noted that the EIA reference number and compiler signature they are not included. Therefore, you are advised to include the EIA reference number on the signed abovementioned report to be submitted with the final BAR.

Listed Activities

- It has been noted that activity 12 of Listing Notice (LN) 1 is applied for, however, the infrastructure/s which is 100 square metres or more, are not included in the description of triggering the listed activity. Therefore, you are advised to provide footprints of infrastructure which are 100 square metres or more and are to be located within a watercourse to determine the applicability of this listed activity.
- For activity 19 of LN 1, it has been noted that the word "**certain and may be**" is used for the description of triggering the listed activity. Please refrain from using such word/s, since it creates an uncertainty regarding the applicability of the listed activity applied for.
- It has been noted that activities of LN 3 have not been applied for, while in Appendix A it has been indicated that the proposed development is located adjacent to Aquatic CBA's, and on page 15 of 73 of Appendix E (Wetland Biodiversity Assessment), it is indicated that "*according to the Mpumalanga Biodiversity Sector Plan (MBSP), the project area intersects a CBA: Optimal zone, shown in orange on the map*". Therefore, the CA submits that the Applicant and the EAP must ensure that all relevant listed activities are applied for, are specific and can be linked to the development activity or infrastructure as described in the project description. In addition, the onus is on the applicant and the EAP to ensure that all the applicable listed activities are included in the application form and the final BAR. Failure to do so may result in unnecessary delays in the processing of the application. **Should it be that activities in LN 3 are triggered, you are advised to circulate the amended draft BAR to the registered Interested and Affected Parties (I&APs) for review and comments.**
- In addition, when submitting the final BAR and activities of LN 3 are included with the amended application form, in the description of triggering the listed activities, you are advised to mention whether there are systematic biodiversity plans adopted by the CA or bioregional plan in the area. Proof of such must be obtained from the relevant Provincial CA and be submitted with the amended application form and final BAR.

- Therefore, please kindly be advised that listed activities are not based on a precautionary approach. Please ensure that all the listed activities in the amended application form and final BAR are clear and final for decision making purposes. Should it not be clear that listed activity is triggered, such activity will not be considered in the decision-making process. In addition, it is the onus of the Environmental Assessment Practitioner (EAP) and the applicant to determine and define the infrastructures of the proposed private access road that trigger the applied listed activities.
- If the activities applied for in the application form differ from those mentioned in the draft BAR, an amended application form must be submitted with the final BAR. Please note that the Department's application form template has been amended and can be downloaded from the following link <https://www.environment.gov.za/documents/forms>.

Alternatives

- The CA acknowledges the alternative discussion provided on page 29 and 30 of the draft BAR, however, it has been noted that the design and layout alternatives for the three activities (i.e., weir structure, re-instate the spillway and low-level dam crest) are not included in the draft BAR, therefore, you are advised to provide layout and design alternatives for the proposed development.
- In addition, you are advised to submit written proof of an investigation and motivation if no reasonable or feasible alternatives exist in terms of Appendix 1. Please note that no development would be allowed within sensitive areas, therefore, mitigation hierarchy must be considered.
- Based on the above, you are required to provide all the alternatives considered for this development as per Appendix 1 of the NEMA EIA Regulations, 2014 as amended, in the final report. Furthermore, the **preferred option** assessed must be determined and be clear throughout the report.

Cumulative Impact

- The CA acknowledges the identified cumulative impacts provided on page 100 of the draft BAR and advised you to conduct a cumulative impact assessment as per the requirements of the EIA Regulations, 2014 as amended. In addition, ensure that the assessment of cumulative impact consider the following:
 - Detailed process flow and proof must be provided, to indicate how the specialist's recommendations, mitigation measures and conclusions were taken into consideration in the assessment of cumulative impacts and when the conclusion and mitigation measures were drafted for this project.
 - The cumulative impacts significance rating must also inform the need and desirability of the proposed development.
 - A cumulative impact environmental statement on whether the proposed development must proceed.

Specialist Assessments

- The CA acknowledges the attached Specialist Assessments Reports (Appendix E), and the screening tool report (Appendix 14) which identified specialist assessment themes. However, you are advised to submit a **Site Sensitivity Verification Report (SSVR)** that comply with the requirements of Government Notice No. 320 of 20 March 2020 (i.e., "the Protocols"), and in Government Notice No. 1150 of 30 October 2020. **Please be reminded that this SSVR must be circulated to all interested and affected parties for a 30 days review and comments prior submission of the final BAR.** You are requested to ensure that specialist studies are not submitted as one PDF document but as a separate PDF document.

- In addition, you are reminded that the specialist studies to be undertaken for the proposed development must be identified by the screening tool.
- It is brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were published in Government Notice No. 320 of 20 March 2020 (i.e., "the Protocols"), and in Government Notice No. 1150 of 30 October 2020, have come into effect. Please note that specialist assessments must be conducted in accordance with these protocols unless proof is provided to demonstrate that the specialist assessments were commissioned prior to 50 days after the promulgation of GN 320 and after promulgation of GN1150 (30 October 2020).
- In addition to the above, you are hereby drawn to the following:
 - ✓ The Specialist Declaration of interest forms must be attached for all specialist studies to be conducted in the final BAR. The forms are available on Department's website (please use the Department's template).
 - ✓ Specialist studies to be conducted must provide a detailed description of their methodology, as well as indicate the locations and descriptions of proposed rehabilitation, and all other proposed structures that they have assessed and are recommending for authorisations.
 - ✓ The specialist studies must also provide a detailed description of all limitations to their studies. All specialist studies must be conducted in the right season and providing that as a limitation, will not be accepted.
 - ✓ Should the appointed specialists specify contradicting recommendations, the EAP must clearly indicate the most reasonable recommendation and substantiate this with defensible reasons; and where necessary, include further expertise advice.
 - ✓ Please note further that the protocols require certain specialists' to be registered with SACNASP. Refer to the relevant protocols in this regard.
 - ✓ Please include a table in the final BAR summarising the specialist studies required by the Screening Tool, a column indicating whether these studies will be conducted or not, and motivation if any study will not be undertaken. Please note that if any of the specialists' studies and requirements recommended in the Department's Screening Tool are not commissioned, motivation for such must be provided in the report, as per the requirements of the Protocols.
 - ✓ Should it be determined that there is a need for additional specialist studies to be undertaken based on the outcome of public participation, these must be commissioned and be included in the final BAR reports for public comment.

Layout and Sensitivity Maps

- The CA acknowledges the layout map (Appendix A) submitted with the draft BAR, however, please note that the CA does not promote activities that are located within CBA 1 and ESA 1. Considering the above, ensure you obtain comments from the **Provincial Department: Biodiversity Section and DFFE: Biodiversity Directorate** and ensure that their inputs are included in the final BAR.
- You are advised to indicate buffers on the final layout plan and legend for the high sensitivity area as recommended by the relevant specialist.
- Based on the above, you are advised to submit a layout map that indicates the following (but not limited to the below), and the findings of the specialists must advise on what needs to be incorporated in the layout:
 - ✓ The LLD dam.
 - ✓ The Spillway.
 - ✓ The Weir Structure.
 - ✓ Permanent laydown area footprint.

- ✓ All supporting onsite infrastructure e.g., roads (existing and proposed).
- ✓ All existing infrastructure on the site.
- ✓ The location of sensitive environmental features on site e.g., CBAs, ESAs, heritage sites, wetlands, drainage lines etc. that will be affected.
- ✓ Buffer areas of the above sensitive areas; and
- ✓ All “no-go” areas.
- Please ensure that the above map has a clear legend that communicates with the details of the map.
- Available biodiversity information must be used in the finalisation of the map and infrastructure must not encroach on highly sensitive areas.
- Ensure that similar colours are not used to differentiate between infrastructures. i.e., items must be easily distinguishable on the legend.
- Google maps will not be accepted for decision-making purposes.

Environmental Management Programme (EMPr)

- It has been noted that a draft EMPr is **not** submitted with the draft BAR, therefore, the CA submits that a **draft EMPr** that complies with the requirements of Appendix 4 of the EIA Regulation, as amended **must be circulated with the included in the draft BAR**.
- **In addition, the abovementioned draft EMPr must be submitted to relevant stakeholders for comments and comments must be included in the Comments and Responses Report (CRR) to be submitted with the final BAR.**

Participation Process

- Based on the constitution of the communities in the area, communication must consider the use of local radio stations, advertisement, site notice and participation in the local languages to allow meaningful participation and approaches to community structures, committees and leaders.
- The EAP is advised to reach illiterate, disabled and any other disadvantages I&APs.
- The EAP is advised to show an attempt made for the consultation i.e., having meetings with the local communities or their leaders or an investigation of their existence in the area.
- Please ensure that the Public Participation Process is conducted in terms of Regulations 39, 40, 41, 42, 43 & 44 of the EIA Regulations 2014, as amended and the approved Public Participation Plan.
- Please ensure that comments from all relevant stakeholders are submitted to the Department with the final BAR. This includes but is not limited to the **Department of Forestry, Fisheries, and the Environment (DFFE): Protected Areas Planning and Management Effectiveness and Biodiversity Planning and Conservation (BCAdmin@dffe.gov.za); Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (MDARDLEA), Mpumalanga Tourism and Park Agency (MTPA)**, Telkom, South African Heritage Resources Agency (“SAHRA”), South African Civil Aviation Authority, Air Traffic and Navigation Services (“ATNS”), Endangered Wildlife Trust, Birdlife South Africa, Department of Human Settlement, Department of Water and Sanitation, South African National Defence Force, Local interest and affected groups, for example: Councillors and Rate Payers associations; Surrounding landowners, Farmer Organisations, Environmental Groups and NGOs; and Grassroots communities and structures as well as the affected district and local municipalities
- Proof of correspondence with the various stakeholders must be included in the final BAR. Should you be unable to obtain comments, proof must be submitted to the Department of the attempts that were made to obtain comments.

- The comments and response trail report (C&R) must be submitted with the final BAR. The C&R report must incorporate all comments for this development and must be a separate document from the main report.
- Please ensure that all issues raised, and comments received during the circulation of the draft BAR from registered I&APs and organs of state which have jurisdiction (including this Department's comments) in respect of the proposed activity are adequately addressed. Comments made by I&APs must be comprehensively captured (copy verbatim if required) and responded to clearly and fully. Please note that a response such as "Noted" is not regarded as an adequate response to I&AP's comments.
- Just to reiterate that the **amended draft BAR must be circulated to all interested and affected parties for a 30 days review and comments prior submission of the final BAR.**

General

You are further reminded to comply with Regulation 19(1)(a) of the NEMA EIA Regulations, 2014, as amended, which states that: Where basic assessment must be applied to an application, the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority -

(a) a basic assessment report, inclusive of specialist reports, an EMP, and where applicable a closure plan, which have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority."

Should there be significant changes or new information that has been added to the BAR or EMP which changes or information was not contained in the reports or plans consulted on during the initial public participation process, you are required to comply with Regulation 19(b) of the NEMA EIA Regulations, 2014, as amended, which states: "the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority –

(b) a notification in writing that the basic assessment report, inclusive of specialist reports an EMP, and where applicable, a closure plan, will be submitted within 140 days of receipt of the application by the competent authority, as significant changes have been made or significant new information has been added to the basic assessment report or EMP or, where applicable, a closure plan, which changes or information was not contained in the reports or plans consulted on during the initial public participation process contemplated in sub-regulation (1)(a) and that the revised reports or, EMP or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days".

Should you fail to meet any of the timeframes stipulated in Regulation 19 of the NEMA EIA Regulations, 2014, as amended, your application will lapse.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely



Dr Sabelo Malaza

Chief Director: Integrated Environmental Authorisations

Department of Forestry, Fisheries, and the Environment

Letter signed by: Ms Olivia Letlalo

Designation: Deputy Director: Prioritised Infrastructure Projects

Date: 06/11/2025

cc	Charity Mthimunye	Mpumalanga (DARDLEA)	Email: cnmthimunye@mpg.gov.za
	Erald Nkabinde	Emalaheni Local Municipality	Email: nkabindeej@emalaheni.gov.za
	Lourence Chauke	Eskom Holdings SOC Ltd	Email: ChaukeTL@eskom.co.za

Annexure 1

Format for Comments and Response Report:

Date of comment, format of comment name of organisation/I&AP,	Comment	Response from EAP/Applicant/Specialist
27/03/2021 Email Department of Forestry, Fisheries and the Environment: Priority Infrastructure Projects (Joe Soap)	Please record C&R trail report in this format. Please update the contact details of the provincial environmental authority.	EAP: (Noted) The C&R trail report has been updated into the desired format, see Appendix K. EAP: Details of provincial authority have been updated, see page 16 of the Application form.



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X447, Pretoria, 0001, Environment House, 473 Steve Biko Road, Pretoria, 0002 Tel: +27 12 399 9000, Fax: +27 86 625 1042

DFFE Reference: 14/12/16/3/3/1/3206

Enquiries: Mr Kevin Mathebula

Telephone: (012) 399 9216 **E-mail:** kmathebula@dffe.gov.za

Ms. Lee-Anne Fellowes
Shangoni Management Services
P.O Box 74726
Lynwood Ridge
PRETORIA
0080

Telephone Number: 012 807 7036
Cellphone Number: 082 456 3208
Email Address: leeanne@shangoni.co.za

PER E-MAIL

Dear Ms. Fellowes

COMMENTS ON THE AMENDED DRAFT BASIC ASSESSMENT REPORT FOR THE PROPOSED REINSTATEMENT OF THE LOW LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION NEAR WITBANK TOWN, WITHIN THE EMALAHLENI LOCAL MUNICIPALITY, IN THE MPUMALANGA PROVINCE

The amended draft Basic Assessment Report (BAR) dated January 2026 and received by this Competent Authority (CA) on 23 January 2026, refers

This letter serves to inform you that the following information must be included to the final BAR:

Specific Comments

- The CA acknowledges the letter of notification in term of Regulation 19(1)b of the EIA Regulation 2014, as amended, received by the CA on 10 November 2025. However, it has been noted on the aforementioned letter that the motivation for notifying the CA in terms of Regulation 19(1)b of the EIA Regulation, 2014 as amended, is not provided. **Therefore, when submitting the final report, you are advised to highlight the significant changes that have been made or significant new information that has been added to the report which changed or was not contained in the original EIA report consulted on during the initial public participation process. Which resulted in the notification of Regulation 19(1)(b) of the EIA Regulations, 2014 as amended.**
- It has been provided in Appendix D9 of the draft amended BAR that, the statement provided on Appendix E (Wetland Biodiversity Assessment) by the specialist is incorrect, that the project area is not intersecting the CBA Optimal zone. Therefore, the CA submits that a signed confirmation letter by Wetland Biodiversity specialist reflecting the correction of the area being not situated within a



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The processing of personal information by the Department of Forestry, Fisheries and the Environment is done lawfully and not excessive to the purpose of processing in compliance with the POPI Act, any codes of conduct issued by the Information Regulator in terms of the POPI Act and/or relevant legislation providing appropriate security safeguards for the processing of personal information of others.

Critical Biodiversity Area (CBA) must be submitted to the CA. In addition, the above-mentioned confirmation letter with evidence of the development location, must be submitted to DFFE: Biodiversity and Conservation Section, Mpumalanga (MDARDLEA) and Mpumalanga Tourism and Park Agency (MTPA) for comments prior submission of the final BAR.

Project Description

- The CA acknowledges the project description provided from page 08 to 09 of the amended application and from page 12 to 16 of the amended draft BAR, however, when submitting the final report, please ensure that the project description provided on the amended application form is the same with the project description provided on the final BAR.
- The CA acknowledges the footprint and the dimensions of the activities of the proposed development provided on page 8 of the amended application form and page 16 of the draft amended BAR, however, it has been noted that the footprint of the entire development area is not included in the amended application form and draft amended BAR. Therefore, the CA submits that the comments of the draft BAR comments letter dated 06 November 2025 on project description are still valid and they must be addressed on the amended application form to be submitted with the final BAR.

Coordinates

- The CA acknowledges the coordinates provided in Appendix 9 of the application and the response provided in Appendix D9 of the draft BAR, however, it has been noted that the centre coordinates of the weir, and the spillway area are not included in Appendix 9. Therefore, the CA submits that the draft BAR comments letter dated 06 November 2025 are still valid and they must be addressed in the amended application to be submitted with the final BAR.

Listed Activities

- The CA acknowledges the response provided in Appendix D9 of the draft amended BAR, however, it has been noted that the description of triggering the listed activities applied for, are not amended in the amended application form, (i.e., the footprint/s and dimension/s of infrastructure/s which are 100m² or more not included in the description of activity 12 of Listing Notice (LN) 1). Therefore, the CA submits that the comments of the draft BAR comments letter dated 06 November 2025 are still valid.
- The CA acknowledges the response in Appendix D9 indicating that, *“the EAP can confirm that the activities do not trigger Listing Notice 3 activities”*, however, please ensure that all relevant listed activities are applied for, are specific and can be linked to the development activity or infrastructure as described in the project description. In addition, the onus is on the applicant and the EAP to ensure that all the applicable listed activities are included in the application form and the final BAR. Failure to do so may result in unnecessary delays in the processing of the application.
- **Therefore, please kindly be advised that listed activities are not based on a precautionary approach. Please ensure that all the listed activities in the amended application form and final BAR are clear and final for decision making purposes. Should it not be clear that listed activity is triggered, such activity will not be considered in the decision-making process.**
- If the activities applied for in the application form differ from those mentioned in the draft BAR, an amended application form must be submitted with the final BAR. Please note that the Department's application form template has been amended and can be downloaded from the following link <https://www.environment.gov.za/documents/forms>.

Alternatives

- It has been indicated in Appendix D that *“there are no design and layout alternatives for the three activities (i.e., weir structure, re-instate the spillway and low-level dam crest) see attached engineer*

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motivation in Appendix E3”, however, the CA advised that a design layout of the current infrastructures against the proposed amendments of the design layout, must be provided in the design layout alternatives.

- Based on the above, the CA submits that the comments of the draft comments letter dated 06 November 2025 on alternatives are still valid and a design layout map must be submitted with the final report.

Cumulative Impact

- The CA acknowledges the discussion of the cumulative impacts provided on page 98 and 99 of 117 of the amended draft BAR, however, the CA submits that the above provided cumulative impact discussions must be included in the final report.

Specialist Assessments

- Please note further that the protocols require certain specialists’ to be registered with SACNASP. Refer to the relevant protocols in this regard. In addition, note that one specialist is required to register to undertake or practice in each field. Therefore, more than one specialist reports undertaken by the same specialist would not be accepted unless proof of registration on each field is submitted from SACNASP.
- Just to reiterate, it is further noted that the Screening Tool Report rated Archaeological and Cultural Heritage Impact Theme low and medium for Paleontology Theme. It must be noted that according to Specialist Assessment Protocols, the above-mentioned themes assessments must be undertaken for all developments, irrespective of the sensitivity shown on the archaeological and cultural heritage theme layer and as per the PalaeoSensitivity Map provided on SAHRIS1, irrespective of the sensitivity shown on the palaeontology theme layer.
- The HIA must:
 - ✓ meet the requirements of Section 38(3) of the National Heritage Resources Act, 1999 (Act No. 25 of 1999) (NHRA),
 - ✓ must be undertaken by a qualified heritage and palaeontological specialist,
 - ✓ be undertaken in line with Appendix 6 of the EIA Regulations; and
 - ✓ for HIAs submitted to the South African Heritage Resources Agency the report must also comply with the requirements of the “2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports”, accessible at <https://sahra.org.za/legislation/>.
- It has been noted on page 117 of the draft amended BAR, that the Terrestrial Biodiversity Impact Assessment and Aquatic Biodiversity Impact Assessment studies are identified to be undertaken for the proposed development, however, Appendix E of the draft amended BAR consists of only the Aquatic Biodiversity Impact Assessment, therefore, you are advised to provide clarity on the exclusion of the Terrestrial Biodiversity Impact Assessment.
- In addition to the above, it is brought to your attention that Procedures for the Assessment and Minimum Criteria for Reporting on identified Environmental Themes in terms of Sections 24(5)(a) and (h) and 44 of the National Environmental Management Act, 1998, when applying for Environmental Authorisation, which were published in Government Notice No. 320 of 20 March 2020 (i.e., “the Protocols”), and in Government Notice No. 1150 of 30 October 2020, have come into effect. Please note that specialist assessments must be conducted in accordance with these protocols unless proof is provided to demonstrate that the specialist assessments were commissioned prior to 50 days after the promulgation of GN 320 and after promulgation of GN1150 (30 October 2020).
- Based on the above, the CA submits that the comments of the draft BAR comments letter dated 06 November are still valid and must be responded and adhered to.

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Layout and Sensitivity Maps

- The CA acknowledges the layout map (Appendix A) submitted with the amended draft BAR, however, submits that comments of the draft BAR comments letter dated 06 November 2025 are still valid and must be responded to and included in the CRR.
- In addition, please ensure that the layout map to be submitted with the final report addresses the recommendations from all the specialists.

Environmental Management Programme (EMPr)

- The CA acknowledges the attached draft EMPr (Appendix F), however, submits that comments of the draft BAR comments letter dated 06 November 2025 are still valid and must be responded to and included in the CRR to be submitted with the final report.
- In addition, please ensure that the final EMPr comply with the requirements of Appendix 4 in the EIA Regulations 2014, as amended.

Public Participation Process

- Please ensure that comments from all relevant stakeholders are submitted to the Department with the final BAR. This includes but is not limited to the **Department of Forestry, Fisheries, and the Environment (DDFF): Protected Areas Planning and Management Effectiveness and Biodiversity Planning and Conservation (BCAdmin@ddff.gov.za); Mpumalanga Department of Agriculture, Rural Development, Land and Environmental Affairs (MDARDLEA), Mpumalanga Tourism and Park Agency (MTPA)**, Telkom, South African Heritage Resources Agency (SAHRA), South African Civil Aviation Authority, Air Traffic and Navigation Services (ATNS), Endangered Wildlife Trust, Birdlife South Africa, Department of Human Settlement, Department of Water and Sanitation, South African National Defence Force, Local interest and affected groups, for example: Councillors and Rate Payers associations; Surrounding landowners, Farmer Organisations, Environmental Groups and NGOs; and Grassroots communities and structures as well as the affected district and local municipalities
- Proof of correspondence with the various stakeholders must be included in the final BAR. Should you be unable to obtain comments, proof must be submitted to the Department of the attempts that were made to obtain comments.
- The comments and response trail report (C&R) must be submitted with the final BAR. The C&R report must incorporate all comments for this development and must be a separate document from the main report.
- Please ensure that all issues raised, and comments received during the circulation of the draft BAR from registered I&APs and organs of state which have jurisdiction (including this Department's comments) in respect of the proposed activity are adequately addressed. Comments made by I&APs must be comprehensively captured (copy verbatim if required) and responded to clearly and fully. Please note that a response such as "Noted" is not regarded as an adequate response to I&AP's comments.
- Based on the constitution of the communities in the area, communication must consider the use of local radio stations, advertisement, site notice and participation in the local languages to allow meaningful participation and approaches to community structures, committees and leaders.
- The EAP is advised to reach illiterate, disabled and any other disadvantaged I&APs.
- The EAP is advised to show an attempt made for the consultation i.e., having meetings with the local communities or their leaders or an investigation of their existence in the area.

General

You are //further reminded to comply with Regulation 19(1)(a) of the NEMA EIA Regulations, 2014, as amended, which states that: Where basic assessment must be applied to an application, the applicant

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must, within 90 days of receipt of the application by the competent authority, submit to the competent authority -

(a) a basic assessment report, inclusive of specialist reports, an EMPr, and where applicable a closure plan, which have been subjected to a public participation process of at least 30 days and which reflects the incorporation of comments received, including any comments of the competent authority.”

Should there be significant changes or new information that has been added to the BAR or EMPr which changes or information was not contained in the reports or plans consulted on during the initial public participation process, you are required to comply with Regulation 19(b) of the NEMA EIA Regulations, 2014, as amended, which states: “the applicant must, within 90 days of receipt of the application by the competent authority, submit to the competent authority –

(b) a notification in writing that the basic assessment report, inclusive of specialist reports an EMPr, and where applicable, a closure plan, will be submitted within 140 days of receipt of the application by the competent authority, as significant changes have been made or significant new information has been added to the basic assessment report or EMPr or, where applicable, a closure plan, which changes or information was not contained in the reports or plans consulted on during the initial public participation process contemplated in sub-regulation (1)(a) and that the revised reports or, EMPr or, where applicable, a closure plan will be subjected to another public participation process of at least 30 days”.

Should you fail to meet any of the timeframes stipulated in Regulation 19 of the NEMA EIA Regulations, 2014, as amended, your application will lapse.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No. 107 of 1998, as amended, that no activity may commence prior to an Environmental Authorisation being granted by the Department.

Yours sincerely



Dr Sabelo Malaza

Chief Director: Integrated Environmental Authorisations

Department of Forestry, Fisheries and the Environment

Signed by: Ms Olivia Letlalo

Designation: Deputy Director: Prioritised Infrastructure Projects

Date: 19/02/2026

cc	Charity Mthimunye	Mpumalanga (DARDLEA)	Email: cnmthimunye@mpg.gov.za
	Erald Nkabinde	Emalahleni Local Municipality	Email: nkabindeej@emalahleni.gov.za
	Lourence Chauke	Eskom Holdings SOC Ltd	Email: ChaukeTL@eskom.co.za

Annexure 1

Format for Comments and Response Report:

Date of comment, format of comment, name of organisation/I&AP,	Comment	Response from EAP/Applicant/Specialist
27/03/2021 Email Department of Forestry, Fisheries and the Environment: Priority Infrastructure Projects (Joe Soap)	Please record C&R trail report in this format. Please update the contact details of the provincial environmental authority.	EAP: (Noted) The C&R trail report has been updated into the desired format, see Appendix K. EAP: Details of provincial authority have been updated, see page 16 of the Application form.



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

Private Bag X447, Pretoria, 0001, Environment House, 473 Steve Biko Road, Pretoria, 0002 Tel: +27 12 399 9000, Fax: +27 86 625 1042

DFFE Reference: 14/12/16/3/3/1/3206

Enquiries: Mr Kevin Mathebula

Telephone: (012) 399 9216 **E-mail:** kmathebula@dff.gov.za

Ms. Lee-Anne Fellowes
Shangoni Management Services
P.O Box 74726
Lynwood Ridge
Pretoria
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Telephone Number: 012 807 7036
Cellphone Number: 082 456 3208
Email Address: leeanne@shangoni.co.za

PER EMAIL / MAIL

Dear Ms Fellowes

APPROVAL OF THE REQUEST IN TERMS OF REGULATION 3(7) OF THE EIA REGULATIONS, 2014, AS AMENDED: FOR THE PROPOSED REINSTATEMENT OF THE LOW LEVEL DAM SPILLWAY AND CONSTRUCTION OF WEIR STRUCTURE AT DUVHA POWER STATION, NEAR WITBANK TOWN, WITHIN THE EMALAHLENI LOCAL MUNICIPALITY, IN THE MPUMALANGA PROVINCE

The application for Environmental Authorisation (EA) received on 19 September 2025, the draft Basic Assessment Report (BAR) received by the Competent Authority (CA) on 09 October 2025 and the comments on the draft BAR dated 06 November 2025, Regulation 19(1)(b) notification letter dated 10 November 2025, the amended draft BAR received on 23 January 2026 and the comments on the amended draft BAR dated 19 February 2026, and your request for extension in terms of Regulation 3(7) of the NEMA EIA Regulations, 2014 as amended, received on the 24 February 2026, refer.

The motivation provided in the letter dated 24 February 2026, submitted by the Shangoni Management Services indicated that "South African Heritage Resource Authority (SAHRA) Development Application Unit (DAU) is requesting field-based Heritage Impact Assessment (HIA) and desktop Palaeontological Impact Assessment (PIA) to be undertaken for the proposed developments in terms of section 38(3) of the NHRA" and "it was indicated telephonically by SAHRA that the 2019 studies undertaken for the proposed Seepage Interception Drains at Duvha Power Station compiled by PGS Heritage Consultants dated 31 May 2019 will not suffice as they are older than 5 years." In addition, it is provided that "the comments dated 19 February 2026 from the competent authority additionally requested engineering design layouts as well as a heritage impact assessment".



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The processing of personal information by the Department of Forestry, Fisheries and the Environment is done lawfully and not excessive to the purpose of processing in compliance with the POPI Act, any codes of conduct issued by the Information Regulator in terms of the POPI Act and/or relevant legislation providing appropriate security safeguards for the processing of personal information of others.

Therefore, additional time is required to:

- Compile requested engineering design layouts.
- Conduct the site visit for the HIA and compile the HIA and PIA.
- Incorporate the HIA and PIA into the amended Draft BA Report and EMPr.
- Submit an amended Draft BA Report and EMPr and application form to the Department and to I&APs for review of 30-days.
- Submit the final BA Report and EMPr to the Department.

Regulation 3(7) of the NEMA EIA Regulations, 2014, as amended states that *“in the event where the scope of work must be expanded based on the outcome of an assessment done in accordance with these Regulations, which outcome could not be anticipated prior to the undertaking of the assessment, or in the event where exceptional circumstances can be demonstrated, the competent authority may, prior to the lapsing of the relevant prescribed timeframe, in writing, extend the relevant prescribed timeframe and agree with the applicant on the length of such extension.”*

The CA herewith **grant** permission for the extension as requested for the submission of final EIAR. The application with reference number 14/12/16/3/3/1/3206 for the proposed reinstatement of the low-level dam spillway and construction of weir structure at Duvha Power Station, near Witbank Town, within Emalahleni Local Municipality, in the Mpumalanga Province, will remain open on the Departmental system.

Please note that the final EIAR must be submitted to the CA on or before **05 June 2026**. In terms of Regulation 45 of the NEMA EIA Regulations 2014, as amended, this application will lapse if the applicant fails to submit the final EIAR within the specified timeframe.

You are hereby reminded of Section 24F of the National Environmental Management Act, Act No 107 of 1998, as amended, that no activity may commence prior to an environmental authorisation being granted by the Department.

Should you have any queries or wish to discuss the points raised above, please do not hesitate to contact our offices.

Yours faithfully



Dr Sabelo Malaza

Chief Director: Integrated Environmental Authorisations

Department of Forestry, Fisheries and the Environment

Signed by: Ms Olivia Letlalo

Designation: Acting Director: Prioritised Infrastructure Projects

Date: 27/02/2026

cc	Charity Mthimunye	Mpumalanga (DARDLEA)	Email: cnmthimunye@mpg.gov.za
	Erald Nkabinde	Emalahleni Local Municipality	Email: nkabindeej@emalahleni.gov.za
	Lourence Chauke	Eskom Holdings SOC Ltd	Email: ChaukeTL@eskom.co.za

Enquiries: John Pakwe
Tel: (012) 941-4960
Email: jpakwe@sahra.org.za
Case ID: 26348

Date: Sunday, 15 February, 2026

Interim Comment

In terms of Section 38(3) of the National Heritage Resources Act (Act 25 of 1999)

Lourence Chauke
Eskom Holdings SOC Ltd: Duvha Power station
Duvha Power Station,
Speekfontein, 3375 JS, Middelburg District, Old Bethal Road
Emalahleni
1035

Shangoni Management Services (Pty) Ltd was appointed by Eskom Holdings (SOC) Ltd to undertake an Environmental Authorisation (EA) application for the proposed Reinstatement of the Low-Level Dam Spillway at the Duvha Power Station, eMalahleni Local Municipality, Mpumalanga Province.

A draft Basic Assessment Report (dBAR) was submitted in terms of the National Environmental Management Act, Act No. 107 of 1998 (NEMA) and the Environmental Impact Assessment Regulations (EIAR).

The proposed development includes the excavation of the berms, rip and compact in-situ material, cast in reinforced concrete sill, raise the spillway headway with brick masonry to contour level, construction of a concrete weir structure, a new wearing course of approximately 300 mm gravel topping must be applied and the layer compacted to reinstate adequate freeboard.

Interim comment:

The SAHRA Development Applications Unit (DAU) is making the following comments in terms of section 38(8) of the National Heritage Resources Act as contemplated by the EIA process in terms of section 24(4)b(iii) of NEMA:

- The SAHRA DAU is requesting field-based Heritage Impact Assessment and desktop Palaeontological Impact Assessment to be undertaken for the proposed developments in terms of section 38(3) of the NHRA.
- The field-based archaeological component of the HIA must be conducted by a qualified archaeologist and must comply with the SAHRA 2007 Minimum Standards: Archaeological and Palaeontological Components of Impact Assessment Reports (see www.asapa.co.za or www.aphp.org.za for a list of qualified archaeologists).
- The field-based Palaeontological Impact Assessment (PIA) must be undertaken by a qualified



an agency of the
Department of Arts and Culture

T: +27 21 462 4502 | F: +27 21 462 4509 | E: info@sahra.org.za
South African Heritage Resources Agency | 111 Harrington Street | Cape Town
P.O. Box 4637 | Cape Town | 8001
www.sahra.org.za

Enquiries: John Pakwe
Tel: (012) 941-4960
Email: jpakwe@sahra.org.za

Date: Sunday, 15 February, 2026

Case ID: 26348

palaeontologist. (See <https://www.palaeosa.org/heritage-practitioners.html> for a list of qualified palaeontologists). The report must comply with the 2012 Minimum Standards: Palaeontological Components of Heritage Impact Assessments.

- The Minimum Standards refer to a Letter of Recommendation for Exemption for further studies should the specialist deem it appropriate. SAHRA reserves the right to insist on a field-based assessment should the Letter of Recommendation not provide ample information to make an informed comment.
- Further comments will be issued upon submission of these further requirements.

Should you have any further queries, please contact the designated official using the case number quoted above in the case header.

Yours faithfully

John Pakwe
Heritage Officer: Development Applications Unit
South African Heritage Resources Agency

Natasha Higgitt
Manager: Development Applications Unit
South African Heritage Resources Agency



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