



environmental affairs

Department:
Environmental Affairs
REPUBLIC OF SOUTH AFRICA

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DEA Reference: 12/12/20/936/AM1

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Mr NL Mzanywa
Private Bag X313
PRETORIA
0001

Email: morolot@dws.gov.za

PER FACSIMILE / MAIL

Dear Mr. Mzanywa

AMENDMENT OF THE RECORD OF DECISION: THE RAISING OF THE HAZELMERE DAM NEAR VERULAM, KWA-ZULU NATAL PROVINCE

The Department's decision on the above application issued on 04 November 2009, your correspondence dated 03 August 2015 and the meeting which took place on 07 August 2015, refers.

Based on a review of the reason for requesting an amendment to the above mentioned Record of Decision (RoD), the Department, in terms of regulation 28 (1) and 29 (a) of the Environmental Impact Assessment Regulations, 2014, has decided to amend the RoD dated 04 November 2009 as follows:

The project description on page 2 of the Record of Decision, typed as:

“ the installation of 7 (seven) 13 metres wide x 5 high top seal radial gates on the dam's spillway as allowed for during the original construction of the dam in 1976. Installation of these gates will raise the dams current full supply level of 83 masl by 7 metres to 93 masl and increase storage capacity by approximately 17.6 million m³.

Is amended to:

The raising of the Hazelmere dam full supply level by 7m through the installation of an uncontrolled Piano Key Weir (PKW) structure in the position of the existing dam spillway, which raising was allowed for during the original construction of the dam in 1976. Installation of the Piano Key Weir will raise the dams current full supply level of 86 masl by 7 metres to 93 masl and increase storage capacity by approximately 17.6 million m³:...

This letter must be read in conjunction with the RoD dated 04 November 2009.

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

Your attention is drawn to Chapter 2 of Government Notice No. R.993, which prescribes the appeal procedure to be followed. An appellant must submit an appeal to the appeal administrator, and a copy of the appeal to the applicant, any registered interested and affected party and any organ of state with interest in the matter within 20 days from the date that the notification of the decision was sent to the registered interested and affected parties by the applicant.

By post: Private Bag X447,
Pretoria, 0001; or
By hand: Environment House
473 Steve Biko,
Arcadia,
Pretoria, 0083

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If the applicant wishes to lodge an appeal, it must also serve a copy of the notice of intention to appeal on all registered interested and affected parties as well as a notice indicating where, and for what period, the appeal submission will be available for inspection, should you intend to submit an appeal.

Appeals must be submitted in writing to:

Mr Z Hassam, Director: Appeals and Legal Review, of this Department at the above mentioned addresses. Mr Hassam can also be contacted at:

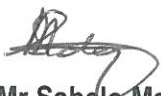
Tel: (012) 399 9356
Email: Appealsdirector@environment.gov.za

Please note that in terms of section 43(7) of the National Environmental Management Act, 1998, an appeal under section 43 of that Act will suspend the amendment to the Record of Decision or any provision or condition attached thereto. In the instance where an appeal is lodged, you may not commence with the activity until such time that the appeal is finalised.

For guidance on appeals submitted to the Minister in terms of NEMA and the SEMAs, please find a copy of the guideline on the administration of appeals on the Department's website:
(https://www.environment.gov.za/documents/forms#legal_authorisations).

Kindly include a copy of this document with the letter of notification to interested and affected parties.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations
Department of Environmental Affairs

Date: 25/08/2015