DEPARTMENT of
ENVIRONMENTAL AFFAIRS
& DEVELOPMENT PLANNING
Provincial Government of the Western Cape

REFERENCE: E12/2/4/1-82/33-1010/10
ENQUIRIES: D. Moeketse
DATE OF ISSUE: 2011-09-05

The Board of Trustees
Deetlefs Family Trust
P. O. Box 36
RAWSONVILLE
6854

Attention: Mr. K. Deetlefs

Dear Sir

APPLICATION: THE PROPOSED DEETLEFS VINEYARD AND WAREHOUSE EXPANSION ON FARM GROOT EILAND NO.417/2, WORCESTER.

With reference to your application, find below the environmental authorisation, hereinafter referred to as “the environmental authorisation” in respect of this application.

ENVIRONMENTAL AUTHORISATION

A. DESCRIPTION OF ACTIVITY:

This Environmental Authorisation authorises Alternative A2 which entails the upgrade and expansion of the existing warehouse, the clearing of approximately 9 ha of indigenous vegetation for the cultivation of new vineyards and routine maintenance of the Smallbaar River banks on Farm Groot Eiland No. 417/2, Worcester.

These are activities identified in Government Notice No. R.544 of 18 June 2010, being:

Activity 18: The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or less than 5 cubic metres from:
(i) a watercourse;
(ii) the sea;
(iii) the seashore;
(iv) the littoral active zone, an estuary, or a distance of 100 metres inland of the high-water mark of the sea or an estuary, whichever distance is the greater—but excluding where such infilling, depositing, dredging, excavation, removal or moving:

(a) is for the maintenance purposes undertaken in accordance with a management plan agreed to by the relevant environmental authority; or

(b) occurs behind the development setback line, and

Activity 35: The expansion of facilities for agri-industrial purposes outside industrial complexes, where the development footprint of the facility will be increased by a 1 000 square metres or more, with the exception of hatcheries, where activity 36 in this Notice applies.
Department of Environmental Affairs and Development Planning
Directorate: Land Management (Region 1)

This is an activity identified in Government Notice No. R.546 of 18 June 2010, being:

Activity 12: The clearance of an area of 300 square metres or more of vegetation where 75% or more of the vegetative cover constitutes indigenous vegetation.

Geographical areas in the Western Cape Province to which this activity is applicable includes:

(a) Within any critically endangered or endangered ecosystem listed in terms of section 52 of the NEMBA or prior to the publication of such a list, within an area that has been identified as critically endangered in the National Spatial Biodiversity Assessment 2004;

(b) Within critical biodiversity areas identified in bioregional plans;

(c) Within the littoral active zone or 100 metres inland from high water mark of the sea or an estuary, whichever distance is the greater, excluding where such removal will occur behind the development setback line on even in urban areas, and

Activity 13: The clearance of an area of 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes indigenous vegetation, except where such removal of vegetation is required for:

(1) the undertaking of a process or activity included in the list of waste management activities published in terms of section 19 of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008), in which case the activity is regarded to be excluded from this list.

(2) the undertaking of a linear activity falling below the thresholds mentioned in Listing Notice 1 in terms of GN No. 544 of 2010.

Geographical areas in the Western Cape Province to which this activity applies, include:

i. In an estuary

ii. Outside the urban areas, the following:

(aa) A protected area identified in terms of NEMPAA, excluding conservancies;

(bb) National Protected Area Expansion Strategy Focus areas;

(cc) Sensitive areas as identified in an environmental management framework as contemplated in chapter 5 of the Act and as adopted by the competent authority;

(dd) Sites or areas identified in terms of an International Convention;

(ee) Core areas in biosphere reserves;

(ff) Areas within 10 kilometres from national parks or world heritage sites or 5 kilometres from any other protected area identified in terms of NEMPAA or from the core area of a biosphere reserve;

(gg) Areas seawards of the development setback line or within 1 kilometre from the high-water mark of the sea if no such development setback line is determined.
iii. In urban areas, the following:
   (aa) Areas zoned for use as public open space;
   (bb) Areas designated for conservation use in Spatial Development Frameworks adopted by the competent authority or zoned for a conservation purpose;
   (cc) Areas seawards of the development setback line;
   (dd) Areas on the watercourse side of the development setback line or within 100 metres from the edge of a watercourse where no such setback line has been determined

Activity 14: The clearance of an area of 5 hectares or more of vegetation where 75% or more of the vegetative cover constitutes indigenous vegetation, except where such removal of vegetation is required for:

(1) purposes of agriculture or afforestation inside areas identified in spatial instruments adopted by the competent authority for agriculture or afforestation purposes;

(2) the undertaking of a process or activity included in the list of waste management activities published in terms of section 19 of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) in which case the activity is regarded to be excluded from this list;

(3) the undertaking of a linear activity falling below the thresholds in Notice 544 of 2010.

Geographical areas in the Western Cape Province to which this activity is applicable includes:

(a) i. All areas outside urban areas.

hereinafter referred to as “the activities”.

B. LOCATION:

The activity will be located on Farm Groot Eiland No. 417/2, Worcester,

Co-ordinates:
Site 1: Latitude: 33° 41’ 29.83” South
       Longitude: 19° 18’ 17.92” East.

Site 2a: Latitude: 33° 41’ 49.63” South
         Longitude: 19° 17’ 55.71” East.

hereinafter referred to as “the property”.

C. APPLICANT:

The Board of Trustees
Deetlefs Family Trust
% Mr. K. Deetlefs
P. O. Box 36
RAWSONVILLE
6854

Tel: (023) 349 1260
Fax: (023) 349 1951
D. ENVIRONMENTAL ASSESSMENT PRACTITIONER:
Boland Environmental Consultants
% Mr. N. Wulfschleger
P. O. Box 250
WORCESTER
6849
Tel/Fax: (023) 347 0336

E. SITE VISIT(S):
No site visits were conducted. The information submitted in the application documentation (i.e. photographs and maps of the site) together with relevant information contained in the Departmental information base, was considered sufficient to provide adequate information on the nature of the receiving environment.

F. DECISION:
The Department is satisfied, on the basis of information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake Alternative A2 as described in the Basic Assessment Report ("BAR") date 17 March 2011.

By virtue of the powers conferred on it by the National Environmental Management Act, 1998 (Act No. 107 of 1998) ("NEMA") and the Environmental Impact Assessment ("EIA") Regulations (18 June 2010) the Department hereby authorises the activities described above.

The granting of this environmental authorisation is subject to the conditions set out below

G. CONDITIONS OF AUTHORISATION:
1. The activities, including site preparation, may not commence within 20 ("twenty") days after having received this environmental authorisation. In the event that an appeal notice and subsequent appeal is lodged with the competent authority, the effect of this environmental authorisation will be suspended until such time as the appeal is decided.

2. The applicant must, in writing, within 20 days of the issue of this authorisation, confirm acceptance of the conditions of this authorisation, failing which the Environmental Authorisation ("EA") may be suspended until such time that these conditions of authorisation are accepted.

3. This Environmental Authorisation authorises Alternative A2 which entails the upgrade and expansion of the existing warehouse, the clearing of approximately 9 ha of indigenous vegetation for the cultivation of new vineyards and routine maintenance of the Smalblaar River banks on Farm Groot Eiland No. 417/2, Worcester.

4. One week’s notice, in writing, must be given to the Directorate: Land Management (Region 1), (hereinafter referred to as "this Directorate"), before commencement of construction activities.

4.1 Such notice shall make clear reference to the site location details and reference number given above.

4.2 The said notice must also include proof of compliance with the following conditions described herein:
Conditions: 1; 2; 13; 14; and 16.
5. Any solid waste shall be disposed of at a landfill licensed in terms of the relevant legislation.

6. The area next to the warehouse expansion must be landscaped with indigenous vegetation.

7. All alien vegetation along the buffer area on site 2a (9 ha) and site 2b (3 ha) must be removed on an annual basis.

8. No surface or ground water may be polluted due to any activity on site.

9. A stormwater management plan must be compiled and approved by the local authority before commencement of construction.

10. Should any heritage remains be exposed during excavations or any activity on the site, these must immediately be reported to the Provincial Heritage Resources Authority of the Western Cape, Heritage Western Cape (in terms of the National Heritage Resources Act, 1999 (Act No. 25 of 1999). Heritage remains uncovered or disturbed during earthworks must not be disturbed further until the necessary approval has been obtained from Heritage Western Cape; and

10.1 If any archaeological remains (including but not limited to fossil bones and fossil shells, coins, indigenous and/or colonial ceramics, any articles of value or antiquity, marine shell heaps, stone artifacts and bone remains, structures and other built features, rock art and rock engravings) are discovered during construction they must immediately be reported to Heritage Western Cape and must not be disturbed further until the necessary approval has been obtained from Heritage Western Cape; and

10.2 If any graves or unmarked human burials are discovered, they must be treated with respect and the South African Heritage Resources Agency (SAHRA) must be notified immediately and the burials must not be disturbed further until the necessary approval has been obtained from SAHRA. An archaeologist must be contracted to remove the remains at the expense of the developer.

11. The applicant must appoint a suitably experienced Environmental Control Officer ("ECO") (or Site Agent) before commencement of any land clearing or construction activities to ensure compliance with the provisions of the Environmental Management Program and this Environmental Authorisation.

12. The mitigation measures and recommendations included in the Botanical Assessment Report dated 16 June 2009, compiled by Nic Helme of Nick Helme Botanical Surveys must be adopted and implemented (attached hereto as Appendix A).

13. A final River Management Programme for the maintenance of the Smalblaar River banks must be submitted to this Department for approval prior commencement of construction activities.

14. A final Environmental Management Programme must be compiled and submitted to this Department for approval prior to commencement of construction activities.

15. The Environment Control Officer must, at all times, ensure that the construction activities comply with the Noise Regulations in terms of the Environment Conservation Act, 1989 (Act No. 73 of 1989).

16. The applicant must in writing, within 12 (twelve) calendar days of the date of the decision on the application –

16.1 notify all registered Interested and Affected Parties ("I&AP's") of –

16.1.1 the outcome of the application;
Department of Environmental Affairs and Development Planning
Directorate: Land Management (Region 1)

16.1.2 the reasons for the decision; and
16.1.3 the date of the decision.

16.2 Inform all registered I&AP's of the appeal procedure provided for in Chapter 7 of the Regulations.

16.3 Inform all registered I&AP's of the manner in which they can access the decision.

16.4 Advise all registered I&AP's that, should they wish to appeal, they must lodge a Notice of Intention to Appeal with the Minister within 20 (twenty) days of date of the Department’s decision and must submit their appeal within 30 (thirty) days after the lapping of the 20 (twenty) days contemplated in Regulation 60(1), for the lodging of the Notice of Intention to Appeal.

16.5 Inform all registered I&AP’s that the prescribed Notice of Intention to Appeal form and Appeal form are obtainable from the Minister's office at telephone number (021) 483 3721, email jaap.Devilliers@pgwc.gov.za or via the URL http://www.capecagateway.gov.za/eadp.

16.6 Inform all registered I&AP's that should they wish to appeal, the appellant must serve on the applicant, within 10 (ten) days of having submitted the Notice of Intent to Appeal with the Minister, a copy of the Notice of Intention to Appeal form as well as a notice indicating where and for what period the appeal submission will be available for inspection by the applicant.

16.7 If the applicant should decide to appeal the decision, the applicant must -

16.7.1 lodge a Notice of Intention to Appeal with the Minister, within 20 (twenty) days after the date of the decision.

16.7.2 submit the appeal within 30 (thirty) days after the lapping of the 20 (twenty) days contemplated in Regulation 60(1), for the lodging of the Notice of Intention to Appeal.

16.7.3 within 10 (ten) days of having lodged the Notice of Intention to Appeal, provide each person and Organ of State registered as an Interested and Affected Party in respect of the application, with -

16.7.3.1 a copy of the Notice of Intention to Appeal form;

16.7.3.2 a notice indicating where and for what period the appeal submission will be made available for inspection by such person or Organ of State, on the day of lodging it with the Minister, and that a responding statement may be made on the appeal within 30 (thirty) days from the date the appeal submission was lodged with the Minister. A person, Organ of State or applicant who submits a responding statement in terms of Regulation 63(1) must within 10 (ten) days of having submitted the responding statement, serve a copy of the statement on the appellant.

17. The holder of the authorisation shall be responsible for ensuring compliance with the conditions by any person acting on his behalf, including but not limited to, an agent, sub-contractor, employee or any person rendering a service to the holder of the authorisation.

18. Any changes to, or deviations from, the project description set out in this authorisation must be approved, in writing, by the Department before such changes or deviations may be effected. In assessing whether to grant such approval or not, the Department may request such information as it deems
necessary to evaluate the significance and impacts of such changes or deviations and it may be necessary for the holder of the authorisation to apply for further authorisation in terms of the regulations.

19. The holder of the authorisation must notify this Department and any other relevant authority, in writing, within 24 hours thereof if any condition of this authorisation is not adhered to.

20. A copy of this authorisation must be kept at the property where the activity will be undertaken. The authorisation must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the authorisation who works or undertakes work at the property.

21. Where any of the holder of the authorisation's contact details change, including the name of the responsible person, the physical or postal address and/or telephonic details, the applicant must notify the Department as soon as the new details become known to the holder of the authorisation.

22. Non-compliance with a condition of this authorisation may result in the suspension of the authorisation and may render the holder liable for criminal prosecution.

23. This Department must be notified, within 30 days thereof, of any change of ownership and/or project developer. A request for the transfer of the rights and obligations contained in this environmental authorisation must be submitted in the following way:

23.1 The current holder of the environmental authorisation must submit an original signed letter to the Department stating that he/she wishes the rights and obligations contained in this environmental authorisation to be transferred, provide the Department with (a) confirmation that the environmental authorisation is still in force (i.e. validity period have not yet expired or the activity was lawfully commenced with), (b) the contact details of the person to whom the rights and obligations are to be transferred, and (c) the reasons for the requested transfer.

23.2 The person to whom the rights and obligations are to be transferred must also submit an original signed letter to the Department (a) accepting the rights and obligations contained in this environmental authorisation and (b) must indicate that he/she has the ability to implement the mitigation measures and to comply with the conditions of authorisation.

23.3 If the transfer is found to be appropriate by the Department, the Department will issue a letter confirming the transfer of the rights and obligations contained in this environmental authorisation.

24. Departmental officials must be given access to the property referred to in B above for the purpose of assessing and/or monitoring compliance with the conditions contained in this environmental authorisation, at all reasonable times.

25. The activities which are authorised may only be carried out at the property indicated above.

26. Notwithstanding this authorisation, the holder of the authorisation must still comply with any other statutory requirements that may be applicable to the undertaking of the activities.

27. These activities must commence within a period of five (5) years from the date of issue of this authorisation. If commencement of the activities does not occur within this period, this authorisation lapses and a new application for EA must be made in order for
the activities to be undertaken, unless the holder of this EA has lodged a valid application for the amendment of the duration of expiry of this authorisation before the expiry of this authorisation, in which case, the validity of this EA is automatically extended from the day before this EA would otherwise have expired until the amendment application for extension is decided ("the period of automatic extension"). The activities including site preparation may not commence during the period of automatic extension.

H. REASONS FOR THE DECISION:

In reaching its decision, the Department took, inter alia, the following into consideration –

a) The information contained in the Application Form dated 27 August 2010; the BAR and Environmental Management Programme dated 17 March 2011 and the additional information dated 6 June 2011;

b) The comments received from Interested and Affected Parties as included in the BAR and the Environmental Assessment Practitioner’s responses thereto;

c) The relevant guidelines produced by this Department, including the Guidelines on Alternatives and Public Participation;

d) Relevant information contained in the Departmental information database; and

e) The objectives and requirements of relevant legislation, policies and guidelines, including Section 2 of the NEMA.

A summary of the issues which, in the Department’s view, were of the most significance is set out below.

Need and Desirability

The development is in line with the requirements of the Provincial Spatial Development Framework and the Municipal Spatial Development Framework ("SDF") which promotes intensive agricultural activities and agri-business in the area.

Deetlefs Wine Estate needs to improve efficiency of its farming operations and facilities at approximately a 10% increase in production output. In addition, the Wine Estate currently lacks space to store the final bottled products. Thus, in order for the Wine Estate to grow economically and to achieve its full agricultural potential, the vineyard needs to be expanded.

Environment

The Farm is located adjacent to the Smalblaar River and it forms part of a Critical Biodiversity Area ("CBA"). The 9 ha area of land to be cleared used to be heavily invaded by alien vegetation, but was cleared and burnt in the past. However, further disturbance has been caused by dumping of rocks from adjacent vineyards and grape residue from the winery, residue from the winery, resulting in the site’s natural vegetation being a fairly depauperated example of the Alluvium Fybos that occurred there.

Clearing of the 3 ha site (site 2b) is not authorised by the Department, as it is situated across the Smalblaar River, where access will be gained by crossing the river. This will cause erosion and disturbance of the river channel. Furthermore, CapeNature and the Breede Overberg Catchment Management Agency do not support the cultivation of this site.
Alternatives

The following alternatives were considered:

Alternative 1 (applicants' preferred option)

This alternative entails the upgrade and expansion of the existing warehouse, clearing of 2 sites (3 ha and 9 ha in extent) of indigenous vegetation for the cultivation of vineyards and the routine maintenance of the Smalblaar River banks on Farm Groot Eiland No. 417/2, Worcester.

KEY FACTORS AFFECTING THE REFUSAL OF ALTERNATIVE A1

This alternative is not preferred by the Department as the 3 ha is situated on the opposite side of the Smalblaar River within the aquatic Critical Biodiversity Area. Cultivation of vineyards on this site will hinder the necessary ecological functioning of the river and loss of habitat. Access to the site will require the crossing of the river and this will increase erosion and disturb the river channel. Furthermore, CapeNature and Breede Overberg Catchment Management Agency did not support the cultivation of this site.

Preferred Alternative by the Department (Alternative A2)

This alternative entails the upgrade and expansion of the existing warehouse, the clearing of approximately 9 ha of indigenous vegetation for the cultivation of vineyards and the routine maintenance of the Smalblaar River banks on Farm Groot Eiland No. 417/2, Worcester.

KEY FACTORS AFFECTING THE GRANTING OF ALTERNATIVE A2

This alternative is preferred by the Department because it takes into consideration the need for a continuous routine maintenance of the river bank to prevent damage to the vineyards and manage erosion. Furthermore, crossing of the Smalblaar River is not required and it takes into consideration the recommendations made in the Botanical Assessment, CapeNature and the Breede Overberg Catchment Management Agency.

This alternative will improve efficiency of the farming operation, increase the production output of Deetlefs Wine Estate and it will also increase the space for storing the final bottled product.

Alternative A3

This alternative entails the upgrade and expansion of the existing warehouse, the clearing of 3 ha of indigenous vegetation for the cultivation of vineyards and the routine maintenance of the Smalblaar River banks on Farm Groot Eiland No. 417/2, Worcester.

This alternative was not preferred as access to the site for cultivation will require crossing the river, resulting in erosion and disturbance of the river channel.

Alternative A4

This alternative entails the upgrade and expansion of the existing warehouse and the routine maintenance of the Smalblaar River banks on Farm Groot Eiland No. 417/2, Worcester.

This alternative was not preferred as it will not increase production output of the Farm.

"No-Go" option

The No-Go option was not considered feasible as the site will remain as in its current state. Furthermore, this option will not increase production and efficiency of the Deetlefs Estate. This option will also mean that routine maintenance of the Smalblaar River bank and the removal of alien vegetation on site will be implemented.
Public participation

A Public Participation Process ("PPP") was conducted for a previous application (reference number: E12/2/3/1-82/33-0907/09) submitted in terms of the NEMA EIA Regulations, 2006. This application was withdrawn and a new application for the same project was lodged in terms of the NEMA EIA Regulations 2010 on 27 August 2010. Due to the fact that the project did not change, this Directorate agreed to a deviation from certain requirements of Regulation 54(2), and considered the original PPP to be sufficient.

The Public Participation Process comprised of the following:

- An advertisement was placed in the local newspaper ("Worcester Standard") on 29 July 2010 calling for public comment on the Draft BAR from 1 August 2010 to 9 September 2010,
- Registered letters were sent to I&APs inviting them to comment on the Draft BAR on 2 August 2010,
- Draft BAR was made available at Worcester library on 2 August 2010,
- Notices were placed on site 3 August 2010,
- Copies of the Draft BAR were made available to organs of state on 4 August 2010,
- Registered letters informing I&APs of the availability of the Final BAR were sent on 18 February 2011, and
- Hard copies of the Final BAR were delivered to Organs of State on 18 February 2011.

Authorities Consulted

The following authorities were consulted during the PPP:

- Department of Water Affairs,
- CapeNature,
- Heritage Western Cape, and
- Breede Valley Municipality.

At the end of the comment period the following issues were raised:

1. CapeNature mentioned that they are concerned with cultivation of vineyards on site 2b (3 ha) and it might inhibit the necessary fire regime which sandstone Fynbos requires. Furthermore, they are concerned about the crossing of the river during cultivation and harvesting period. They reiterated that this site should not be planted with vineyards, but should be included in an alien clearing programme which should incorporate several farms along the stretch of the Smalbloar River.

In response, the applicant addressed the concerns as follows:

1. No permanent structure will be constructed in the water course to access the site, and vehicle access will only be required in summer when the water flow is low. However, this alternative was not approved by the Department due to concerns regarding erosion and the disturbance of the river channel.

Comments received from I&APs were adequately responded to and considered by the applicant.

In view of the above, this Department is satisfied that, subject to compliance with the conditions contained in the environmental authorisation, the proposed activities will not conflict with the general objectives of integrated environmental management laid down in Chapter 5 of the National Environmental Management Act, 1998 (Act No. 107
of 1998) and that any potentially detrimental environmental impacts resulting from the proposed activities can be mitigated to acceptable levels. The application is accordingly granted.

I. **APPEAL:**

Appeals must comply with the provisions as outlined in Chapter 7 of the Regulations.

If the applicant should decide to appeal, the applicant must, in terms of, Regulation 60(1), lodge a Notice of Intention to Appeal with the Minister, within 20 (twenty) days after the date of the decision, and must within 10 (ten) days of having submitted the notice contemplated in Regulation 60(1), provide each person and Organ of State registered as an I&AP in respect of the application with a copy of the Notice of Intention to Appeal; a notice indicating where and for what period the appeal submission will be made available for inspection by such person or Organ of State on the day of lodging it with the Minister, and indicate that a responding statement may be made on the appeal within 30 (thirty) days from the date the appeal submission was lodged with the Minister.

A person, Organ of State or applicant who submits a responding statement in terms of Regulation 63(1) must within 10 (ten) days of having submitted the responding statement, serve a copy of the statement on the appellant.

If the applicant should decide to appeal, the applicant must submit the appeal within 30 (thirty) days after the lapping of the 20 (twenty) days contemplated in Regulation 60(1), for the lodging of the Notice of intention to Appeal.

Should any other person, or an I&AP, decide to appeal, they must, in terms of, Regulation 60(1), lodge a Notice of Intention to Appeal with the Minister, within 20 (twenty) days after the date of the decision. An appeal must be submitted within 30 (thirty) days after the lapping of the 20 (twenty) days contemplated in Regulation 60(1). The appellant must provide the applicant, within 10 days of having lodged the notice contemplated in Regulation 60(1), with a copy of the notice referred to in Regulation 60(1), and a notice indicating where and for what period the appeal submission will be available for inspection by the applicant. A responding statement may be made on the appeal within 30 (thirty) days from the date the appeal submission was lodged with the Minister.

The prescribed Notice of Intention to Appeal form and Appeal form are obtainable from the Minister's office, as well as assistance regarding the appeal processes, at telephone number (021) 483 3721, email Jaap.Devilliers@pawc.gov.za or via the URL: http://www.capegateway.gov.za/eadp.

All Notice of Intention to Appeal and Appeal forms must be submitted by means of one of the following methods:

- **By post:** Western Cape Ministry of Local Government, Environmental Affairs and Development Planning
  Private Bag X9186
  CAPE TOWN
  8000

- **By facsimile:** (021) 483 4174; or
By hand: Attention: Mr. Jaap de Villiers (Tel: 021 483 3721)
Room 305 A
3rd floor Leeusig Building (Entrance Utilitas Building)
1 Dorp Street
CAPE TOWN
8001

Provincial Government, Local Authority or committees appointed in terms of the conditions of the application or any other public authority or organisation shall not be held responsible for any damages or losses suffered by the developer or his successor in title in any instance where construction or operation subsequent to construction be temporarily or permanently stopped for reasons of non-compliance by the developer with the conditions of authorisation as set out in this document or any other subsequent document emanating from those conditions of authorisation.

Your interest in the future of our environment is greatly appreciated.

Yours faithfully

AYUB MOHAMED
DIRECTOR; LAND MANAGEMENT (REGION 1)
DATE: 05/09/2011

Copies to: 1. Mr. N. Wullschleger (Boland Environmental Consultants)
   2. Mr. P. Hartzenberg (Breede Valley Municipality)

Fax: (023) 347 0336
Fax: (023) 347 3671