

**PUBLIC PARTICIPATION PROCESS SECTION 24G APPLICATION FOR THE ALLEGED ILLEGAL CLEARING OF INDIGENOUS VEGETATION, DEVELOPMENT ACTIVITIES WITHIN 32M OF A WATERCOURSE AND EXPANSION ACCOMMODATION AND FACILITIES AT THE KAM'BATI RIVER RESORT ON PORTION 1 OF FARM JUBILEESKRAAL NO.246, SWELLENDAM
DEA&DP REF.NO. 16/3/3/6/B1/15/1286/20**

Notice is given of the public participation process commenced by Kam'batl River Resort for the Section 24G Application rectification of unlawful commencement of listed activities. The accommodation and facilities were expanded outside of an urban area within Open Space zoned area; within indigenous vegetation area and within 32m of a watercourse and therefore regarded as being commenced with unlawfully in terms of NEMA EIA Regulations 2014 (as amended).

Location: The resort is located along the southern border of the Breërivier on Portion 1 of Farm Jubileeskraal No 246 approximately 20km southwest of Swellendam towards Cape Town and can be accessed via the N2 national road.

Listed Activities:

Activity No(s):	Provide the relevant Basic Assessment Activity(ies) as set out in Listing Notice 1
12	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 measures from the edge of a watercourse.
19	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
27	The clearance of an area of 1 hectares or more, but less than 20 hectares of indigenous vegetation, except where such clearance of indigenous vegetation is required for- (i) the undertaking of a linear activity; or (ii) maintenance purposes undertaken in accordance with a maintenance management plan.
28	Residential, mixed, retail, commercial, industrial or institutional developments where such land was used for agriculture, game farming, equestrian purposes or afforestation on or after 01 April 1998 and where such development— (i) will occur inside an urban area, where the total land to be developed is bigger than 5 hectares; or (ii) will occur outside an urban area, where the total land to be developed is bigger than 1 hectare; excluding where such land has already been developed for

	residential, mixed, retail, commercial, industrial or institutional purposes.
48	The expansion of— (i) infrastructure or structures where the physical footprint is expanded by 100 square metres or more; or (ii) dams or weirs, where the dam or weir, including infrastructure and water surface area, is expanded by 100 square metres or more; where such expansion occurs— (a) within a watercourse; (b) in front of a development setback; or (c) if no development setback exists, within 32 metres of a watercourse, measured from the edge of a watercourse;
Activity No(s):	Provide the relevant Basic Assessment Activity(ies) as set out in Listing Notice 3
4	The development of a road wider than 4 metres with a reserve less than 13,5 metres. (i) Western Cape (i) Areas zoned for use as public open space or equivalent zoning; (ii) Areas outside urban areas; (aa) Areas containing indigenous vegetation;
12	The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan. (i) Western Cape (i) 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; (ii) Within critical biodiversity areas identified in bioregional plans; (iv) On land, where, at the time of the coming into effect of this Notice or thereafter such land was zoned open space, conservation or had an equivalent zoning;
15	The transformation of land bigger than 1000 square metres in size, to residential, retail, commercial, industrial or institutional use, where, such land was zoned open space, conservation or had an equivalent zoning, on or after 02 August 2010. (f) Western Cape (i) Outside urban areas, or

Exemption: No application for any exemption is sought.

Opportunity to participate: Interested and Affected Parties are invited to register interest for the respective application within the process, or provide written comments to Enviro-EAP within 30 days of this notice (excluding public holidays). The project title, your full name, contact details, plus indication of

any direct business, financial, personal or other interest you may have in this application must please be provided and fully described.

Sections 11 and 18 of POPI Act, 2013 (Act No.14 of 2013): The personal information and comments provided will be included in reports to be submitted to the Competent Authority to enable informed decision-making. Also, if you choose to register as an I&AP your personal information will be made available to an appellant in the case of an appeal, and an applicant/EAP/independent person for purposes of being informed and given access to an audit report. This information may be made available in terms of section 11(1)(c) and 11(1)(d) of the POPIA, without requiring consent.

The landowners of neighbouring properties (as notified) must please ensure that all persons residing on their land are informed of the application and opportunity to register.

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Date: 18 April 2022



Enviro-EAP

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SITE NOTICE

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