



forestry, fisheries & the environment

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

Private Bag X 447· PRETORIA 0001· Environment House 473 Steve Biko Road, Arcadia· PRETORIA

DFFE Reference: 12/12/20/460/1/AM1

Enquiries: Ms Zamainga Langa

Telephone: (012) 399 9389 E-mail: ZLanga@environment.gov.za

Mr Stephen Jacobus Koopman
Darling Wind Power (Pty) LTD
Suite 104, the Albion Springs Office Park
183 Main Road
RONDEBOSCH
7700

Telephone Number: 021 207 2185

Email address: stephen@darlingwindpower.co.za

PER EMAIL / MAIL

Dear Mr Koopman

AMENDMENT TO THE RECORD of DECISION (RoD) ISSUED ON 28 FEBRUARY 2005 FOR DARLING NATIONAL DEMONSTRATION WIND FARM, WESTERN CAPE PROVINCE.

The Record of Decision (RoD) issued for the abovementioned application by this Department on 28 February 2005, your application for amendment of the EA received by the Department on 03 June 2021, the email of acknowledgement dated 14 June 2021, The Department's email requesting additional information dated 23 June 2021 and the additional information received by the Department on 29 June 2021 refer.

Based on a review of the reason for requesting an amendment to the above RoD, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the RoD dated 28 February 2005, as follows:

Amendment 1: Change of the Holder of the RoD

From:

"Mr Hermann Oelsner
Darling Independent Power Producer
PO Box 13
DARLING
7345

Telephone number: 022 492 2189

Email address: Hermann.o@oelsnergroupp.com

M.S

Is hereby amended to:

“Mr Stephen Jacobus Koopman
Darling Wind Power (PTY) LTD
Suite 104, the Albion Springs Office Park
183 Main Road
RONDEBOSCH
7700

Telephone Number: 021 207 2185
Cell Number: 071 689 7347
Email address: stephen@darlingwindpower.co.za

Reason for amendment:

Darling Wind Power (PTY) Ltd is the entity that currently owns the operational Darling National Demonstration Wind Farm. The RoD is still in the previous holder's name and the RoD needs to be amended to reflect this change of ownership.

This proposed amendment letter must be read in conjunction with the RoD dated 28 February 2005.

In terms of the Promotion of Administrative Justice Act, 2000 (Act No 3 of 2000), you are entitled to the right to fair, lawful and reasonable administrative action; and to written reasons for administrative action that affects you negatively. Further your attention is drawn to the provisions of the Protection of Personal Information Act, 2013 (Act no. 4 of 2013) which stipulate that the Department should conduct itself in a responsible manner when collecting, processing, storing and sharing an individual or another entity's personal information by holding the Department accountable should the Department abuse or compromise your personal information in any way.

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

Your attention is drawn to Chapter 2 of National Environmental Management Act, 1998 (Act No. 107 of 1998) National Appeal Regulations published under Government Notice R993 in Government Gazette No. 38303 dated 08 December 2014 (National Appeal Regulations, 2014), which prescribes the appeal procedure to be followed. Kindly include a copy of this document (National Appeal Regulations, 2014) with the letter of notification to interested and affected parties in this matter.

Should any person wish to lodge an appeal against this decision, he/she must submit the 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; or the date that the notification of the decision was sent to the applicant by the Department, whichever is applicable.

M.S

Appeals must be submitted in writing in the prescribed form to:

The Director: Appeals and Legal Review of this Department at the below mentioned addresses.

By email: appeals@environment.gov.za;

By hand: Environment House
473 Steve Biko,
Arcadia,
Pretoria,
0083; or

By post: Private Bag X447,
Pretoria,
0001;

Please note that in terms of Section 43(7) of the National Environmental Management Act, Act No. 107 of 1998, as amended, the lodging of an appeal will suspend the environmental authorisation 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.

To obtain the prescribed appeal form and for guidance on the submission of appeals, please visit the Department's website at https://www.environment.gov.za/documents/forms#legal_authorisations or request a copy of the documents at appeals@environment.gov.za.

Yours faithfully



Mr Sabelo Malaza
Chief Director: Integrated Environmental Authorisations
Department of Forestry, Fisheries and the Environment

Date: 05/07/2021

cc:	Kozette Myburgh	Ecosense CC	E-mail: kozette@ecosense.co.za
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