



# 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:** 14/12/16/3/3/1/1728/2/AM1

**Enquiries:** Mr Hector Wayne

**Telephone:** (012) 399 9404, **E-mail:** [whector@dff.gov.za](mailto:whector@dff.gov.za)

Mr Barend Stander  
Molapong Aquaculture (Pty) Ltd  
PO Box 705  
**HERMANUS**  
7200

**Contact number:** 082 658 2975.  
**Email address:** [nick@vikingaquaculture.co.za](mailto:nick@vikingaquaculture.co.za)

## PER EMAIL / MAIL

Dear Mr Stander

### **AMENDMENT OF THE ENVIRONMENTAL AUTHORISATION ISSUED ON 08 JANUARY 2018 FOR THE PROPOSED ESTABLISHMENT OF THE MOLAPONG AQUACULTURE PROJECT IN SALDANHA BAY WITHIN SALDANHA BAY LOCAL MUNICIPALITY IN THE WESTERN CAPE PROVINCE**

The Environmental Authorisation (EA) issued for the abovementioned application by this Department on 08 January 2018, your application for amendment of the EA received by the Department on 06 January 2023; and the acknowledgement letter dated 25 January 2023 and the additional information received on 01 February 2023.

Based on a review of the reason for requesting an amendment to the above EA, this Department, in terms of Chapter 5 of the Environmental Impact Assessment Regulations, 2014 as amended, has decided to amend the EA dated 08 January 2018 as amended, as follows:

#### **Amendment 1: Extension of validity**

- i. The activity must commence within a period of three (3) years from the expiry date of the EA dated 08 January 2018, which would have lapsed on 08 January 2023. The EA is now extended by additional three (3) years which lapses on 08 January 2026. If commencement of the activity does not occur within that period, the authorisation lapses and a new application for environmental authorisation must be made for the activity to be undertaken.
- ii. This correspondence is only for the extension of the validity period as stated herein above and all conditions set out in the Environmental Authorisation dated 08 January 2018 remain unchanged and must be adhered to.

#### **Reasons for the above-mentioned amendments:**

Molapong was busy with the research and development phase on a separate authorisation and the site within Saldanha Bay, but poor economic conditions during COVID and COVID delayed the initiation of the commercial project. The validity of the EA will expire before construction of the project and therefore an extension of the EA validity is required to ensure that, this project remains valid and ready for commencement.

This proposed amendment letter must be read in conjunction with the EA dated 08 January 2018, as amended.

MS

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 stipulates 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 abuses or compromises 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 fourteen (14) 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 prescribe 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.

**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@dffe.gov.za](mailto:appeals@dffe.gov.za)

By hand: Environment House  
473 Steve Biko Road  
**ARCADIA**  
0083

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.dffe.gov.za/documents/forms#legal> or request a copy of the documents at [appeals@dffe.gov.za](mailto:appeals@dffe.gov.za).

Yours faithfully



**Ms Millicent Solomons**  
**Acting Chief Director: Integrated Environmental Authorisations**  
**Department of Forestry, Fisheries, and the Environment**  
Date: 20/02/2023.

Cc:	Ms Ingrid Eggert	Ecosense	E-mail: <a href="mailto:ingrid@inclover.co.za">ingrid@inclover.co.za</a>
	Eldon van Boom	DEA&DP	E-mail: <a href="mailto:eldon.vanboom@westerncape.gov.za">eldon.vanboom@westerncape.gov.za</a>
	Nazeema Duarte	Saldanha Bay Municipality	E-mail: <a href="mailto:nazeema.duarte@sbm.gov.za">nazeema.duarte@sbm.gov.za</a>



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Enquiries: Devnagie Bendeman Telephone: 012 399 9337 E-mail: vbendeman@dffe.gov.za

Ms. Milicent Solomons  
Director: Priority Infrastructure Projects

Dear Ms. Solomons

## **APPOINTMENT AS CHIEF DIRECTOR: INTERGRATED ENVIRONMENTAL AUTHORISATIONS (ACTING), FROM 01 FEBRUARY UNTIL 28 FEBRUARY 2023**

I hereby inform you that I have decided to appoint you as Acting Chief Director: Intergrated Environmental Authorisations from 01 February until 28 February 2023.

All correspondence and other documents that are usually signed by the Chief Director: Intergrated Environmental Authorisations during must be signed under Acting Chief Director: Intergrated Environmental Authorisations during the above-mentioned period.

Your appointment in the above acting position remains subject to the provisions of the Public Service Act, 1994 (Proclamation No. 103 of 1994), as amended, the Government Employees Pension Fund Act, 1996 (Proclamation No. 21 of 1998), the regulations promulgated under these Acts and relevant circulars.

In the execution of your duties and the exercising of the powers delegated to you, you will furthermore be subjected to the provisions of the Public Finance Management Act, compliance with the promotion of Access to Information Act, Promotion of Administrative Justice Act, the Minimum Information Security Standards, Departmental Policies and other applicable legislations with the Republic of South Africa. You are therefore advised to make yourself familiar with the provisions of the legislations and policies and the amendments thereof. (Copies of departmental policies can be obtained from the Human Resource Office).

Yours Sincerely

**Ms. Devnagie Bendeman**  
Deputy Director-General: Regulatory Compliance and Sector Monitoring

Date: 31 January 2023



*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

### **ACKNOWLEDGEMENT**

I  ACCEPT /  DO NOT ACCEPT  
appointment as Acting Chief Director:  
Intergrated Environmental Authorisations  
Signed:

Date: 31 January 2023