



WESTERN CAPE PROVINCIAL OPERATIONS

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The Chief Executive Officer

Eskom Holdings SOC Ltd

P.O. Box 1091
JOHANNESBURG
2000

Attention: Ms Martina Phiri

Dear Madam

EMERGENCY REPAIR WORK FOR THE PROPOSED CONSTRUCTION OF THE BOUNDARY WALL - ERICA MTS SITE IN MITCHELL'S PLAIN, WESTERN CAPE PROVINCE

Your emails dates 22 April 2022 and 18 May 2022 with attachments Emergency Protocol Application letter, Emergency Protocol Application motivation, Appendix 1 – Purchase Title Deed, Appendix 2 – Staggered layout and Appendix 3 – Draft Method State have reference.

The work you propose can potentially trigger section 21 (c)(impeding or diverting the flow of water in a watercourse) & section 21(i)(altering the bed, banks, course or characteristics of a watercourse) water uses in terms of the National Water Act, 1998 (Act 36 of 1998). All water uses must be authorised either through the confirmation of a **General Authorisation (GA)** or the successful submission and assessment of an online **Water Use Licence Application (WULA)**.

Herewith to inform you that risks mitigation (construction of a boundary wall) you have proposed can be treated as an emergency and the emergency protocol as outlined in the General Authorisation published in Government Gazette No 40229 dated 26 August 2016 can be activated. ***Please note that you also will have to get permission from all other relevant Authorities, such as the Department of Environmental Affairs & Development Planning, the local Municipality, etc..***

Please note the relevant documentation/ information (outlined below in this communication) that must be submitted, within one (1) months' time, to the Department to ascertain what water use authorisation route (GA or WULA) needs to be followed for any work executed during these emergency work(s).

Within one month after the work is completed; you will have to submit the following documentation:

1. **DESCRIPTION** of Emergency situation, location, date, etc.
 - 1.1. Motivation that situation was an emergency
2. **EMERGENCY RESPONSE PROGRAMME**
3. **METHODOLOGY FOLLOWED**
4. **ENVIRONMENTAL MANAGEMENT STRATEGY**



4.1 Description of risks to resource quality and mitigation measures implemented to reduce risks (This report must be based on the Risk Matrix to be completed by SACNASP registered Professional).

4.2. Environmental Impact Management + rehabilitation plan (what, where, when, who, how)

4.3. Monitoring and Review Strategy

5. RESPONSIBILITIES AND PRESCRIBED OCCUPATIONS

6. DECLARATIONS

6.1. Design Engineer

6.2. Site Manager (details)

6.3. Environmental Practitioner / Environmental Control Officer (contact person)

List of Appendices

- APPENDIX A: Design /CONSTRUCTION DRAWINGS
- APPENDIX B: ENVIRONMENTAL MANAGEMENT PLAN
- List of Maps
 - Map 1: Site location
 - Map 2: Location of watercourses affected
- List of Tables
 - Table 1: Programme (Start and Completion dates)
 - Table 2: Risk Rating Matric (Impacts and Significance Ratings)
 - Table 3: Mitigation Measures
 - Table 4: Rehabilitation Measures
 - Table 5: Stormwater Management Plan
 - Table 6: Monitoring and Review Measures

Please ensure effective communication with the Department throughout these emergency works and ensure that all other sections of the National Water Act, 1998 (Act 36 of 1998 as amended) are always adhered to.

For more information or guidance on the emergency protocol, this communication or any water and sanitation related matter, feel free to contact the Department at any stage.

Yours faithfully



PROVINCIAL HEAD: WESTERN CAPE

SIGNED BY: D DANIELS

DESIGNATION: DEPUTY DIRECTOR: PROTO-CMA

Date: 20 May 2022