Application for Amendment of Environmental Authorisation in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Environmental Impact Assessment Regulations, 2010

**When to use this form**

This form must be used to apply for the amendment of an environmental authorisation. An amendment includes adding, substituting, removing or changing a condition or requirement, updating and changing details and correcting a technical error.

**When not to use this form**

If the amendments to be applied for are likely to result in a significant adverse impact this form should not be used as the Department is obliged to return such applications and request an applicant to submit an application in terms of Chapter 3 of the Regulations.

**Kindly note that:**

1. This application form is current as of 02 August 2010. It is the responsibility of the EAP/applicant to ascertain whether subsequent versions of the form have been published or produced by the competent authority.
2. The application must be typed within the spaces provided in the form. The sizes of the spaces provided are not necessarily indicative of the amount of information to be provided. It is in the form of a table that can extend itself as each space is filled with typing.
3. Selected boxes must be indicated by a cross and, when the form is completed electronically, must also be highlighted.
4. Incomplete applications may be returned to the applicant for revision.
5. The use of “not applicable” in the form must be done with circumspection as if it is used in respect of material information that is required by the competent authority for assessing the application, and may result in the rejection of the application as provided for in the regulations.
6. Two copies of this form and the attachments must be handed in at the offices of the relevant competent authority as detailed below.
7. No faxed or e-mailed applications will be accepted. Only hand delivered or posted applications will be accepted.
8. Unless protected by law, and clearly indicated as such, all information filled in on this application will become public information on receipt by the competent authority. The applicant/EAP must provide any interested and affected party with the information contained in this application on request, during any stage of the application process.

**IMPORTANT NOTE:**

**Unless the application relates to changing and/ or updating details on an environmental authorisation, the amendments applied for may not be given effect to unless the application has been granted by the Department.**

**DEPARTMENTAL DETAILS**

|  |  |
| --- | --- |
| Free State Department of Economic Development, Tourism and Environmental Affairs  Attention: Grace Mkhosana  Environmental Impact Management Sub-Directorate  Private Bag X20801  Bloemfontein  9300 | Environmental Impact Management Sub-Directorate  1tst Floor Fountain Towers Building  C/o Zastron and Mark Graaff Streets  Bloemfontein  Tel: (051) 400 4817/19 |

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
|  | (For official use only) | | | | | |
| File Reference Number: |  | | | | | |
| Application Number: |  |  |  |  |  |  |
| Date Received: |  | | | | | |

1. **FEES[[1]](#footnote-2)**

**Free State Department of Economic Development, Tourism and Environmental Affairs; details for the payment of application fees**

|  |
| --- |
| **Bank:** STANDARD BANK  **Account holder:** Free State Provincial Government-Department of Economic Development, Tourism and Environmental Affairs  **Account number:** 240322746  **Type of Account:** Cheque account  **Branch code:** 055534  Reference number : EI & WM + short project title………(important to quote this when making payment)  **Forward proof of payment to**:  Fax: 051 400 9606  Email: [tlhakanelot@detea.fs.gov.za](mailto:tlhakanelot@detea.fs.gov.za)  Application form to be sent with proof of payment  **Payment Enquiries**:  Contact person: Tebogo Tlhakanelo (Revenue) Disebo Khunong (EIM Admin)  Tel: 051 400 4738 051 400 4817  Email: tlhakanelot@detea.fs.gov.za  **Tax exemption status:** Exempt  ***Please note that this form must be copied to the relevant provincial environmental department/s***. |

Exclusions:

**An applicant is excluded from paying fees if:**

* The activity is a community based project funded by a government grant; or
* The applicant is an organ of state.

**Applicants are required to tick the appropriate box below and ensure that the application form is accompanied by proof of payment OR proof and motivation if an exclusion applies:**

|  |
| --- |
|  |

                                                  Proof attached

|  |
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Exclusionapplies

|  |  |
| --- | --- |
| **Type of exclusion** | **Tick which exclusion is applicable. Proper motivation must be provided if any option is chosen.** |
| The activity is a community based project funded by a government grant |  |
| The applicant is an organ of state. |  |

# **background information**

* 1. **Details relating to the environmental authorisation**

|  |  |
| --- | --- |
| **Environmental authorisation number in respect of which an amendment is applied for:** |  |
| **Date of issue of environmental authorisation:** |  |
| **Activity/ies for which authorisation was granted:** |  |
|  |  |
| **Project Title:** |  |
| **Property description** |  |
| (Farm name, portion etc.) Where a large number of properties are involved (e.g. linear activities), please attach a full list to this application. | |
| **Physical/Street address where authorised activity is taking or will take place:** |  |

A certified copy of the environmental authorisation must be attached to this application.

|  |  |
| --- | --- |
| Certified copy ofenvironmental authorisation attached |  |

* 1. **Details of the holder of the environmental authorisation**

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| --- | --- | --- | --- |
| **Name of person to whom the environmental authorisation was issued:** |  | | |
| **Trading name (if any):** |  | | |
| **Contact person:** |  | | |
| **Physical address:** |  | | |
| **Postal address:** |  | | |
| **Postal code:** |  | **Cell:** |  |
| **Telephone:** |  | **Fax:** |  |
| **E-mail:** |  |  |  |

* 1. **Details of the environmental assessment practitioner**

|  |  |  |  |
| --- | --- | --- | --- |
| **If an environmental assessment practitioner is being used, name of environmental assessment practitioner:** |  | | |
| **Contact person:** |  | | |
| **Postal address:** |  | | |
| **Postal code:** |  | **Cell:** |  |
| **Telephone:** |  | **Fax:** |  |
| **E-mail:** |  |  |  |
| **Qualifications & relevant experience** |  | | |
| **Professional affiliation(s) (if any)** |  | | |

* 1. **Details of landowner**

|  |  |  |  |
| --- | --- | --- | --- |
| **Name of landowner if the person to whom the environmental authorisation has been issued is not the owner:** |  | | |
| **Contact person:** |  | | |
| **Postal address:** |  | | |
| **Postal code:** |  | **Cell:** |  |
| **Telephone:** |  | **Fax:** |  |
| **E-mail:** |  |  |  |
| **Has the owner been informed of this application?** |  | | |
|  | If there is more than one landowner, please attach a list of landowners with their contact details to this application.   |  |  | | --- | --- | |  | **Extra page attached** | | | |

1. **AMENDMENTS APPLIED FOR AND RELATED INFORMATION**
2. **Amendments requested**

Describe the amendments that are applied for and an explanation of why the amendments are required in the table below.

|  |  |
| --- | --- |
| **Amendment requested** | **Reason why amendment is required** |
|  |  |
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If there is insufficient space in the table above the table may be expanded if being completed electronically, or attach an extra page.

|  |  |
| --- | --- |
|  | **Extra page attached** |

1. **Environmental impacts**

2.1 Describe any negative environmental impacts that may occur if the application is granted. Information on any increases in air emissions, waste generation, discharges to water and impacts of the natural or cultural environment must be included.

If there is insufficient space in the table above the table may be expanded if being completed electronically, or attach and extra page.

|  |  |
| --- | --- |
|  | **Extra page attached** |

2.2 Describe any negative environmental impacts that may occur if the application is **not** granted.

If there is insufficient space in the table above the table may be expanded if being completed electronically, or attach and extra page and tick the box.

|  |  |
| --- | --- |
|  | **Extra page attached** |

2.3 Describe any positive environmental impacts that may occur if the application is granted. Information on any reduction in the ecological footprint, air emissions, waste generation and discharges to water must be included.

If there is insufficient space in the table above the table may be expanded if being completed electronically, or attach and extra page and tick the box.

|  |  |
| --- | --- |
|  | **Extra page attached** |

1. **Authorisation from other government departments**

Are any permissions, licenses or other authorisations required from any other departments before the requested amendments can be effected?

|  |  |  |  |
| --- | --- | --- | --- |
| **Yes** |  | **No** |  |

If yes, please complete the table below.

|  |  |  |
| --- | --- | --- |
| **Name of department and contact person** | **Authorisation required** | **Authorisation applied for (yes/ no)** |
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1. **Rights and interests of other parties**

Will the rights or interests of other parties be **adversely** affected by the granting of the application?

|  |  |  |  |
| --- | --- | --- | --- |
| **Yes** |  | **No** |  |

If yes, please describe the parties who may be affected and the manner is which they may be affected in the space below.

If no, describe why other parties will not be adversely affected in the space below.

**NOTE:**

**The Department is entitled to request further information if it believes it is necessary for the consideration of the application. If the application is for a substantive amendment or if the rights or interests of other parties are likely to be adversely affected, the Department will instruct the applicant to conduct a public participation process and to conduct any investigations and assessments that it deems necessary.**

1. **DECLARATION**

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , -

* Am duly authorised to make this application on behalf of the applicant; *(delete if the applicant is a natural person)*
* Apply for the amendment(s) of the environmental authorisation referred to in \_\_\_\_\_\_\_;
* Declare that the information in this application form, including any attachment, is not false or misleading in any material manner.

Signature of the applicant and position if the applicant is a legal entity:

Name of company:

Date:

Signature of the Commissioner of Oaths:

Date:

Designation:

Official stamp (below):

1. **CHECKLIST**

To ensure that all information that the Department needs to be able to process this application, please check that:

* Applicable fee has been paid and proof attached;
* Where requested, supporting documentation has been attached;
* All relevant sections of the form have been completed; and
* The form has been signed by the holder of the authorisation.

1. Applicants must pay a fee for the processing of environmental impact assessment applications In terms of sections 24(5)(c), 24M and 44 the National Environmental Management Act, 1998 (Act No. 107 of 1998) (“NEMA”). A flat rate of **R2 000** is charged for basic assessment (BA) and amendment of environmental authorisations applications and **R10 000** for scoping and an environmental impact assessment applications (Scoping EIA) [↑](#footnote-ref-2)