

# PROPOSED PUBLIC PARTICIPATION PLAN FOR THE PROPOSED EXPANSION OF THE RESERVOIR SYSTEM LOCATED ON THE REMAINDER OF PORTION 19909, WORCESTER, WESTERN CAPE.

## Prepared For

Breede Valley Municipality

P Private Bag X3046,

Worcester,

6849

C 023 348 2802

E [jsteyn@bvm.gov.za](mailto:jsteyn@bvm.gov.za)

## Prepared by:

**GUILLAUME NEL ENVIRONMENTAL CONSULTANTS**

### Contact Person

Mr Guillaume Nel / Ms Heloise Groenewald

T 021 870 1874

F 021 870 1873

C 072 157 1321

E [gn@gnec.co.za](mailto:gn@gnec.co.za) / [hdp@gnec.co.za](mailto:hdp@gnec.co.za)

*Guillaume Nel*

environmental consultants

17 September 2020

## Table of Contents

Subsequent Public Participation Period Rounds	7
Register of Interested and Affected Parties	9
Registered Interested and Affected Parties Entitled to Comment on Reports and Plans	10
Comments of Interested and Affected Parties to be Recorded in Reports and Plans	11
Government Notice No. 650 of Government Gazette No. 43412	12



Dear Ntanga Mbasa.

**It should be noted that this project already went out on its 1<sup>st</sup> Round Public Participation Period for 30 days (before the lockdown).**

**During the proposed 2<sup>nd</sup> Round Public Participation Process, all registered interested and affected parties and commenting authorities will be notified via email.**

With the Directions of 31 March 2020 having been repealed and the Directions of 5 June 2020 having come to an end, it means that with effect from 18 August 2020 no Directions are in place in respect of EIA and related processes. This PPP plan has been compiled in accordance with the latest Circular: DEA&DP No 0017/2020 that is applicable to Covid 19 lockdown alert level 2. The abovementioned circular is applicable and has been incorporated in the below Public Participation Plan.

In addition to the above, it is noted that the public participation process should also comply with the requirements of Regulation 41 to 44 of the NEMA EIA Regulations, 2014 (as amended). The requirements stipulated in the aforementioned Regulations have also been incorporated in this PPPlan.

Please refer to the tables below for GNEC's proposed Public Participation Plan, in compliance with the abovementioned legislative requirements.

SUBSEQUENT PUBLIC PARTICIPATION PERIOD ROUNDS			
Regulation No.	Action	Risk Assessment	GNEC Response
41(5)	Where public participation is conducted in terms of this regulation for an application or proposed application, sub-regulation 2(a), (b), (c) and (d) need not be complied with again during the additional public participation process contemplated in regulations 19(1)(b) or 23(1)(b) or the public participation process contemplated in regulation 21(2)(d), on condition that -	N/A	
41(5)(a)	Such process has been preceded by a public participation process which included compliance with sub-regulation 2(a), (b), (c) and (d); and	N/A	
41(5)(b)	Written notice is given to registered interested and affected parties regarding where the -	Possible contamination by handing over a notification letter or hard copy of the report.	<p>During the first PPP, all registered I&amp;APs are asked to provide their email address and postal addresses. The EAP will therefore notify the I&amp;APs via email or registered letter (when the postal service is available again) to ensure optimal social distancing.</p> <p>The EAP will compile a Notification Letter to inform I&amp;APs of the start of the commenting periods, as well as information regarding where the full document can be accessed as well as the manner in which comments can be submitted.</p> <p>In addition to the above, a comprehensive Executive Summary Document will be compiled and made available as a separate</p>
	(i) Revised basic assessment report, or EMPr or closure plan, as contemplated in regulation 19(1)(b);		
	(ii) Revised environmental impact assessment report or EMPr as contemplated in regulation 23(1)(b); or		
	(iii) Environmental impact assessment report and EMPr as contemplated in regulation 21(2)(d);		
	May be obtained, the manner in which and the person to whom representations on these reports or plans may be made and the date on which such representations are due.		

			<p>document to the Basic Assessment Report and the notification letter. Individuals who experiences data-usage limits can therefore make use of the comprehensive Executive Summary Document in order to provide comment.</p> <p>If a need for a hard copy in the area is expressed by I&amp;APs, a hard copy of the Basic Assessment Report (BAR) will be made available at the nearest Police Station.</p>
41(6)	When complying with this regulation, the person conducting the public participation process must ensure that -		
41(6)(a)	Information containing all relevant facts in respect of the application or proposed application is made available to potential interested and affected parties; and	No contamination risk is anticipated for the compilation of a notification letter.	No alternative preventative measures are proposed.
41(6)(b)	Participation by potential or registered interested and affected parties is facilitated in such a manner that all potential or registered interested and affected parties are provided with a reasonable opportunity to comment on the application or proposed application.	No contamination risk is anticipated for the compilation of a notification letter.	No alternative preventative measures are proposed.
41(7)	Where an environmental authorisation is required in terms of these Regulations and an authorisation, permit or license is required in terms of a specific environmental management Act, the public participation process contemplated in this Chapter may be combined with any public participation process prescribed in terms of a specific environmental management Act, on condition that all relevant authorities agree to such combination of processes.	No contamination risk is anticipated for the compilation of a notification letter.	No alternative preventative measures are proposed.

REGISTER OF INTERESTED AND AFFECTED PARTIES				
Regulation No.	Action		Risk Assessment	GNEC Response
42	A proponent or applicant must ensure the opening and maintenance of a register of interested and affected parties and submit such a register to the competent authority, which register must contain the names, contact details and addresses of -		No contamination risk is anticipated for the compilation and maintenance of an interested and affected party database as these registrations are made electronically by email, by fax or by registered post (which is currently unavailable).	No alternative preventative measures are proposed.
	(a)	All persons who, as consequence of the public participation process conducted in respect of that application, have submitted written comments or attended meetings with the proponent, applicant or EAP		
	(b)	All persons who have requested the proponent or applicant, in writing, for their names to be placed on the register; and		
	(c)	All organs of state which have jurisdiction in respect of the activity to which the application relates.		

REGISTERED INTERESTED AND AFFECTED PARTIES ENTITLED TO COMMENT ON REPORTS AND PLANS			
Regulation No.	Action	Risk Assessment	GNEC Response
43	(1)	A registered interested and affected party is entitled to comment, in writing, on all reports or plans submitted to such party during the public participation process contemplated in these Regulations and to bring to the attention of the proponent or applicant any issues which that party believes may be of significance to the consideration of the application, provided that the interested and affected party discloses any direct business, financial, personal or other interest which that party may have in the approval or refusal of the application.	No risk of contamination is associated with this regulation.
	(2)	In order to give effect to section 24O of the Act, any State department that administers a law relating to a matter affecting the environment must be requested, subject to regulation 7(2), to comment within 30 days.	No alternative preventative measures are proposed.
			<p>The EAP will notify all state departments that administer the law, of the 30-day commenting period, via email or registered letter (when this service becomes available) to ensure optimal social distancing.</p> <p>The EAP will compile a more comprehensive Executive Summary and Notification Letter that will provide more information to the interested and affected party and make it possible for them to comment on the application without referring to the full report, where no internet access is available.</p>

**COMMENTS OF INTERESTED AND AFFECTED PARTIES TO BE RECORDED IN REPORTS AND PLANS**

Regulation No.	Action	Risk Assessment	GNEC Response						
44(1)	The applicant must ensure that the comments of interested and affected parties are recorded in reports and plans and that such written comments, including responses to such comments and records of meetings, are attached to the reports and plans that are submitted to the competent authority in terms of these Regulations.	No health risk is identified for this action.	This regulation is not influenced by the lockdown regulations and can continue as per usual without any risk.						
44(2)	Where a person desires but is unable to access written comments as contemplated in sub-regulation (1) due to - <table border="1" data-bbox="360 619 1059 786"> <tr> <td>(a)</td> <td>A lack of skills to read or write;</td> </tr> <tr> <td>(b)</td> <td>Disability; or</td> </tr> <tr> <td>(c)</td> <td>Any other disadvantage;</td> </tr> </table> Reasonable alternative methods of recording comments must be provided for	(a)	A lack of skills to read or write;	(b)	Disability; or	(c)	Any other disadvantage;	No health risk is identified for this action.	Currently there has been no indication that an interested and affected party is having trouble commenting on any of the reports and plans. However, in the instance where there is a need for an alternative method, it will be identified in consultation with the relevant party and relayed to the Department for approval.  The national standards will always be complied with as a minimum. The EAP will always wear a mask and request that the interested and affected party also wear a mask throughout the communication period. An acceptable distance of 1.5m between the EAP and the I&AP will be encouraged, and any device used to facilitate communication will be sanitised before and after communication. The EAP and the I&APs must always sanitise their hands before and after communication.
(a)	A lack of skills to read or write;								
(b)	Disability; or								
(c)	Any other disadvantage;								



**CIRCULAR: DEA&DP NO 0017/2020**

Annexure	Action	Risk Assessment	GNEC Response
3	1. Emails, websites, Zero Data Portals, Cloud Based services, or similar platforms	No contamination risks are anticipated.	<p>Although it is impossible to predict the type of alternative methods that will be required before the I&amp;AP has identified him/herself, in the instance where there is a need for an alternative method, GNEC will make use of relevant alternative methods as set out in the circular to inform/ make a relevant information available for all I&amp;APs.</p> <ul style="list-style-type: none"> <li>• Emails will be sent to all government departments to inform them of the public participation period. During and after the public participation period, correspondence with I&amp;APs will also take place via e-mail.</li> <li>• All documentation will be made available on GNEC's website.</li> <li>• All GNEC's contact details are made available at the start of a project, i.e. telephone number, cell phone number etc., and therefore I&amp;APs can contact GNEC telephonically.</li> <li>• Virtual meetings can be facilitated at the request of an I&amp;AP or government department.</li> <li>• A newspaper advertisement was published in the local newspaper at the start of the first public participation.</li> <li>• In GNEC's option Radio Advertisements will not be necessary</li> </ul>
	2. Direct telephone calls		
	3. Virtual meetings		
	4. Newspaper notices		
	5. Radio advertisements		
	6. Community representatives		
	7. Distribution of notices at places that are accessible to potential I&APs.		

	8. Commenting Box		<p>as numerous other methods will be implemented to inform all I&amp;APs.</p> <ul style="list-style-type: none"> <li>• The Ward Councillor will be notified at the start of the public participation periods.</li> <li>• If a hard copy of the documentation is requested by an I&amp;AP, one will be made available at the nearest police station/ or local library.</li> <li>• Additional site notices can be made available at community structures that are accessible to potential I&amp;APs, such as at;           <ul style="list-style-type: none"> <li>– Local Superette; or</li> <li>– Local Church</li> </ul> </li> </ul> <p>Upon request of the preferred method of communication, GNEC will ensure that all necessary methods are implemented. Upon request of the preferred method of communication, GNEC will ensure that all necessary methods are implemented.</p>
--	-------------------	--	---

CIRCULAR: DEA&DP NO 0017/2020			
Section	Action	Risk Assessment	GNEC Response
4.4	The extension of a Public Participation Processes by a period of 30.	No contamination risks are anticipated.	It is proposed that the first and second public participation periods take place over a 30-day period. At this stage it is not foreseen that additional 30-day periods will be required seeing that ample measures will be implemented to ensure that the

			<p>public is informed and has access to the relevant documentation.</p> <p>The Department will be consulted should any changes regarding the abovementioned be experienced.</p>
--	--	--	---

END