

PROPOSED DUALLING OF MAIN ROAD 201 BETWEEN THE N1 AND KLIPRUG ROAD, PAARL, WESTERN CAPE.

PROPOSED PUBLIC PARTICIPATION PLAN

DEA&DP REFERENCE NUMBER: 16/3/3/6/7/1/B3/28/1156/19

Submitted to:

Department of Environmental Affairs and Development Planning

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Case Officer:

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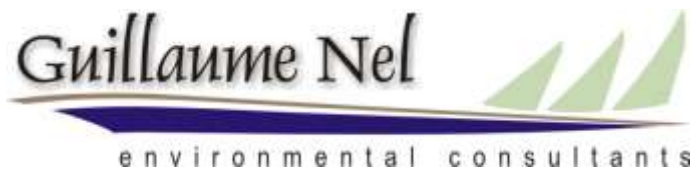
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Dear **Ms Osborne**,

The Directions issued by the Minister of Forestry, Fisheries and the Environment on the 31 March 2020 has been replaced with new Directions being issued by the Minister of Forestry, Fisheries and the Environment on the 5th of June 2020 (Government Notice No. 650 of Government Gazette No. 43412). The revised Directions are applicable and has been incorporated in the below Public Participation Plan.

Annexure 3 of the Directions issued on the 5th of June 2020 (Government Notice No. 650 of Government Gazette No. 43412) specifically relates to additional and / or alternative methods to be incorporated during the public participation process. A large number of the surrounding landowners has registered as Interested and Affected Parties (I&AP's) during the first public participation period and will be notified about the public participation periods via electronic mail. The additional methods outlined in Annexure 3 of the abovementioned Directions will therefore only be implemented if requested by the general public or a commenting authority.

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&APs were asked to provide their email addresses. The EAP will therefore notify the I&APs via email to ensure optimal social distancing.</p> <p>The EAP will compile a Notification Letter to inform I&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 document to the Basic Assessment Report and the notification letter. Individuals who experiences data-usage limits can therefore make use of the comprehensive</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>Executive Summary Document in order to provide comment.</p> <p>As mentioned above, all registered I&APs provided their e-mail addresses, except for Mr Jan van der Merwe (Re/Farm 845). A hard copy of the notification letter and Executive Summary document will be hand delivered to Mr van der Merwe.</p> <p>If a need for a hard copy in the area is expressed by I&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	No contamination risk is anticipated for the compilation of a notification letter.	No alternative preventative measures are proposed.

	all relevant authorities agree to such combination of processes.		
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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.
			The EAP will notify all state departments that administer the law, of the 30-day commenting period, via email to ensure optimal social distancing. The EAP will compile a more comprehensive 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.

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 -	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;		
Reasonable alternative methods of recording comments must be provided for			

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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&AP has identified him/herself, in the instance where there is a need for an alternative method, GNEC will make use of the relevant applicable alternative methods as set out in Annexure 3 to inform/ make the relevant information available to all I&APs.</p> <ul style="list-style-type: none"> • Emails will be sent to all government departments and registered I&APs to inform them of the public participation periods. • All documentation will be made available on GNEC's website. • All GNEC's contact details will be made available on the documentation, i.e. telephone number, cell phone number etc., and therefore I&APs can contact GNEC telephonically. • Virtual meetings can be facilitated at the request of an I&AP or government department. • The Ward Councillor will be notified at the start of the public participation periods. • If a hard copy of the documentation is requested by an I&AP, one will be made available at the nearest police station.
	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.		

			Upon request of the preferred method of communication, GNEC will ensure that all necessary methods are implemented.
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GOVERNMENT NOTICE NO. 650 OF GOVERNMENT GAZETTE NO. 43412			
Section	Action	Risk Assessment	GNEC Response
4.4	The extension of a Public Participation Process by a period of 30 days.	No contamination risks are anticipated.	<p>It is proposed that the subsequent public participation periods take place over a 30-day periods. 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 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