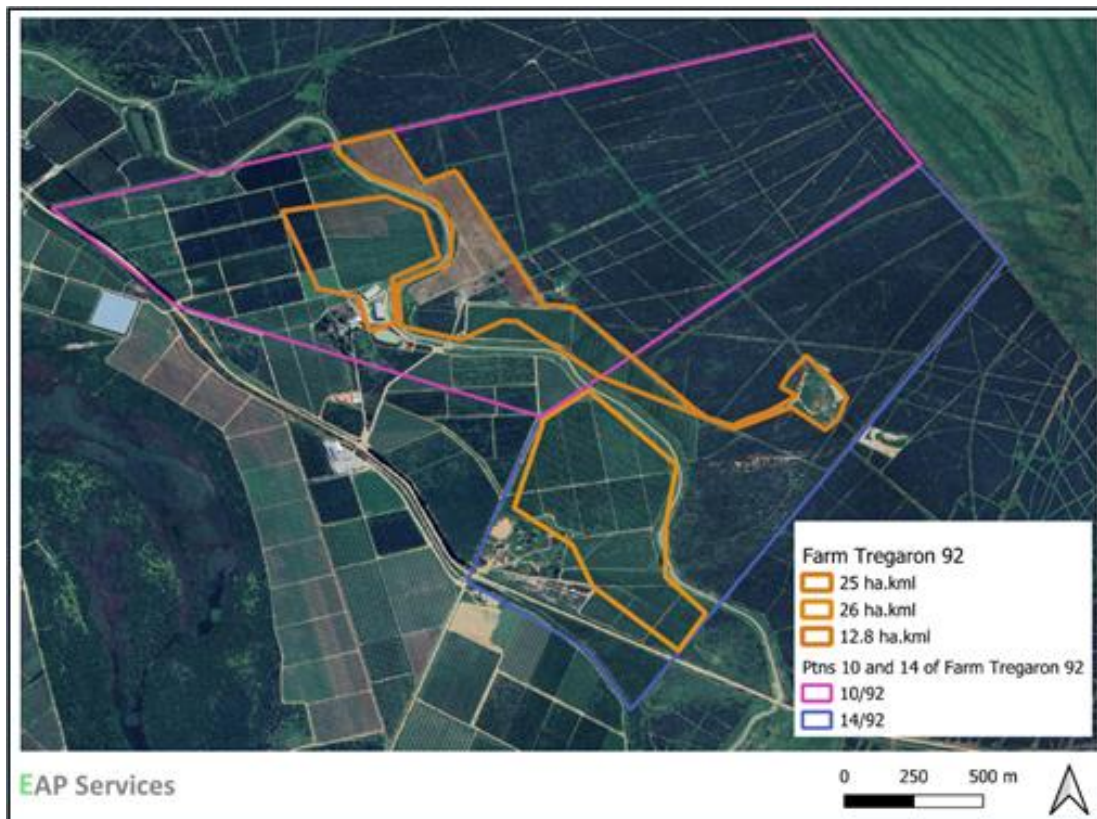


Draft application in terms of Section 24G of the National Environmental Management Act (Act No. 107 of 1998)

**Activities carried out on portions 10 and 14 of Farm Tregaron No 92,
Sunland, Ward 8 of the Sundays River Local Municipality, Sarah
Baartman District Municipality, Eastern Cape
DEDEAT reference: To be issued upon application
For 30-day review and comment: 7 September 2026 – 9 October 2026**



PREPARED FOR THE APPLICANT:
PREPARED BY:
DATE:

Mr. Mark Hume (Humeat cc)
CLAIRE DE JONGH (EAPASA REG: 2021/3519)
September 2026

Glossary of Terms

BAR	Basic Assessment Report – A tool used by the EAP to submit to the competent authority if listed activities is triggered in Regulations GNR 327 and GNR 324 as per NEMA to make a decision regarding a proposed development.
CARA	Conservation of agricultural resources Act, Act 43 of 1983
CBA	CBA Critical Biodiversity Area – Areas in a natural condition that are required to meet biodiversity targets, for species, ecosystems or ecological processes and infrastructure.
DEDEAT	Eastern cape Department of Economic Development, Environmental Affairs and Tourism
DFFE	Department of Forestry, Fisheries and the Environmental
DWS	Department of Water and Sanitation
EA	Environmental Authorisation
EAP	Environmental Assessment Practitioner
ECO	Environmental Control Officer
EIA	Environmental Impact Assessment
EMPr	Environmental Management Programme – can be defined as “an environmental management tool used to ensure that undue or reasonably avoidable adverse impacts of the construction, operation and decommissioning of a project are prevented; and that the positive benefits of the projects are enhanced”.
EA	Environmental Authorisation
ESA	Ecological Support Area – Areas that are not essential for meeting biodiversity targets, but that play an important role in supporting the functioning of PAs or CBAs, and are often vital for delivering ecosystem services.
GA	General Authorisation in term of the NWA
IAP	Interested and Affected Party/ies - in relation to an application, means an interested and affected party whose name is recorded in the register opened for that application in terms of regulation 42.
LSRWUA	Lower Sundays River Water User Association
MMP	Maintenance Management Plan
NEMA	National Environmental Management Act (Act 107 of 1998)
NEMPAA	National Environmental Management: Protected Areas Act (Act 57 of 2003)
NWA	National Water Act (Act 36 of 1998)
PA	Protected areas recognised in the NEMPAA
S24G	Section 24G of the NEMA
SANBI	South African National Biodiversity Institute
SBDM	Sarah Baartman District Municipality
SRVM	Sundays River Valley Municipality

EXECUTIVE SUMMARY

1. Introduction

Agricultural activities are in place on Portions 10 (189 ha) and 14 (128 ha) of Farm Tregaron No 92 located approximately 6.5 km north of the town of Sunland in ward 8 of the Sundays River Local Municipality, Eastern Cape. The combined size is an estimated 317 ha, of which approximately 129 ha of agricultural activities (including 5 ha dwellings and dam) is currently in place. Approximate central coordinates: 33° 27.102'S; 25° 35.758'E

Water is currently sourced directly from the Lower SRLM canal. Electricity reticulation is in place. Access to the site is in place from the R336.

2. Existing and expanded footprints

1999 – 2006

The current dwellings, dam and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) were in place at the time of purchase. Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place; access to the site was in place from the R336. No expansion took place between 1999 – 2006.

2006 – 2010

Cultivated land was expanded by approximately 9 ha

2010 - 2014

Additional Infrastructure was put in place

Cultivated land was expanded by approximately 32 ha

2014 - 2017

Cultivated land was expanded by approximately 9 ha

2017 - 2025

Cultivated land was expanded by approximately 34 ha

Existing at time of purchase: 45 ha

Total expansion area: 84 ha

Total current agricultural use area (including 5 ha dwellings, roads, dam): 129 ha

Remaining natural area: 188 ha

3. Requirements in terms of the National Environmental Management Act, 1998 (Act 107 of 1998)

In terms of National environmental management act (act 107 of 1998) an environmental authorisation is required for the expansion of the agricultural area on the farm portions.

Environmental authorisation for relevant activities has not yet been applied for or authorised.

Listed activities which are required to be applied for:

- **ECA EIA Contraventions : Between 08 September 1997 end of day 09 May 2002**

Activities unlawfully commenced with on or after 08 September 1997 and before end 09 May 2002: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended

- No expansion of agricultural areas took place between the year the farm was purchased (1999) and 2002

- **ECA EIA Contraventions : Between 10 May 2002 and before end of day 02 July 2006**

Activities unlawfully commenced with on or after 10 May 2002 and before end 02 July 2006: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended

- No expansion of agricultural areas took place between the year the farm was purchased (1999) and June 2006

- **NEMA EIA Contraventions : Between 03 July 2006 and before end of day 01 August 2010**

Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 03 July 2006 and before end of day 01 August 2010

Activity 12 of GNR 386 The transformation / removal of indigenous vegetation of 3 hectares or more or of any size where the transformation or removal would occur within a critically endangered / endangered ecosystem listed in terms of Section 52 of the NEM: Biodiversity Act (Act 10 of 2004)

- Cultivated land was expanded by approximately 9 ha
- The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).

- **NEMA EIA Contraventions : On or after 02 August 2010 until 7 December 2014**

Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 02 August 2010 until 7 December 2014

Activity 8 of GNR 544 The construction of agri-industrial infrastructure outside industrial complexes where the development footprint covers an area of 2000 square meters or more

Activity 12 of GNR 546 The clearance of an area of 300 square metres / 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation within any a critically endangered / endangered ecosystem / critical biodiversity area...

Activity 13 of GNR 546 The clearance of an area of 300 square metres / 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation within any a critically endangered / endangered ecosystem / critical biodiversity area...

Activity 14 of GNR 546 Listing Notice 3 (GNR 546, 2010) Activity 14: : The clearance of an area of 5 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation

- Additional Infrastructure was put in place
- Cultivated land was expanded by approximately 32 ha
- The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).

- **NEMA EIA Contraventions: EIA regulations 2014 (as amended, 2017)**

Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 8 December 2014

Activity 15 of GNR 984, The clearance of an area of 20 hectares or more of indigenous vegetation...

Activity 12 of GNR 985 The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.

- Cultivated land was expanded by approximately 9 ha (2014 – 2017)
- Cultivated land was expanded by approximately 34 ha (2017 – 2025)

EAP Services

- The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).

It is the intention of the landowner to apply to the competent authority for the regularization of unlawful commencement or continuation of listed activities in terms of Section 24G of the NEMA. The competent authority for this application is the Eastern Cape Department of Economic Development and Environmental Affairs (DEDEAT).

Humeat cc appointed EAP Services to carry out the required S24 G application and compile the rectification assessment report. An application is proposed to be submitted in terms of Section 24G of the NEMA. This application and annexures have been prepared as part of the EA application process.

4. Screening tool report and specialist studies

A screening tool has been developed by the Department of Forestry, Fisheries and Environmental Affairs (DFFE). The screening tool report (STR) must accompany all NEMA authorisation applications. The Screening Tool identifies related exclusions and/ or specific requirements including specialist studies applicable to the proposed site and/or development, based on the national sector classification and the environmental sensitivity of the site. A screening tool report (STR) was generated for the development (Refer to Appendix 1 - Screening tool report included in PART 2 - SECTION A of this application form).

The National DFFE screening tool report for the site indicates the following sensitivities:

- Agricultural – Very High
- Animal – High
- Aquatic – Very High
- Archaeology and heritage – Very high
- Civil aviation – High
- Defence - Low
- Palaeontology – Very high
- Plant – Medium
- Terrestrial biodiversity – Very High

The following specialist studies have been compiled in support of the proposed NEMA S24G application.

Specialist Protocols identified

Application Category: Agriculture_Forestry_Fisheries| Crop Production

	Specialist Assessment	Details of assessment carried out
1	Agricultural Impact Assessment	Soil assessment carried out by Gavin Schafer Pr.Sci.Nat., MSc (soil science) Refer to PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment
2	Landscape/Visual Impact Assessment	Motivated that no specialist study required; this development relates to the continuation of agricultural production in the Sundays River Vally Municipality in an area surrounded by existing irrigated croplands. Land use is deemed to be aligned with IDP and SDF of the area.
3	Archaeological And Cultural Heritage Impact Assessment	Notice of intention to develop (NID) has been submitted to ECHPRA / SAHRA Archaeological And Cultural Heritage Impact Assessment carried out by Celeste Booth Refer to PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment
4	Paleontology Impact Assessment	NID to be submitted to ECHPRA / SAHRA. Assessment carried out by Mr DD Wilken Refer to PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment
5	Terrestrial Biodiversity Impact Assessment	A terrestrial biodiversity assessment (including flora and fauna) carried out by Jamie Pote (SACNASP 115233). Refer to PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment

	Specialist Assessment	Details of assessment carried out
6	Aquatic Biodiversity Impact Assessment	Aquatic assessment carried out by Dr Brian Colloty (Pr Sci Nat 400268/07) Refer to PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment
7	Hydrology Assessment	An aquatic assessment and soil assessment has been carried out. A hydrology assessment is not deemed necessary for the continuation of the crop farming.
8	Socio-Economic Assessment	Motivated that no specialist study required; this is this development relates to the continuation of agricultural production in the Sundays River Vally Municipality, an area surrounded by existing irrigated croplands. Land use is deemed to be aligned with IDP and SDF of the area. Social and economic impacts have been assessed.
9	Plant Species Assessment	A terrestrial biodiversity assessment (including flora and fauna) carried out by Jamie Pote (SACNASP 115233). Refer to PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment
10	Animal Species Assessment	A terrestrial biodiversity assessment (including flora and fauna) carried out by Jamie Pote (SACNASP 115233). Refer to PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment

5. Specialist studies

The following specialist studies have been carried out and provided as:

PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment, Terramap, 2025

PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment, Brian Colloty, 2026

PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment, Jamie Pote, 2026

PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment, C Booth, 2025

PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment, D Wilken, 2025

The retrospective impact assessment is provided in PART 2 - SECTION A - Appendix 2 - retrospective impact assessment

Table 1: Verification of environmental sensitivity identified in DFFE screening tool report

Theme	Environmental sensitivity as per screening tool report	Verification of environmental sensitivity	Description
Agricultural theme	Very High sensitivity	Very High sensitivity	The site is situated within the Sunday River PAA. Protected Agricultural Areas (PAAs) are designated zones in South Africa designed to protect high-value agricultural land from non-agricultural development, ensuring long-term food security and sustainable production. These areas are established under the Preservation and Development of Agricultural Land Act (PDALA), 2024 (Act 39 of 2024) The majority of soils (112.6 ha) within the farmed area is considered to be of high agricultural potential. The soil on the site is suitable for citrus production, and water is readily available on the property. Areas exist between the orchard rows which are not disturbed and remain covered and allow for biodiversity between the rows. Drip irrigation is used which reduces water use and is less damaging to soil structure. The sensitivity of the agricultural potential of the land portions is verified as very high.
Animal Species	High sensitivity	Low sensitivity	This area has been transformed into agricultural land. The Addo Elephant National Park is situated 9.7 km to the north and 10.3 km to the east. Since the habitat on site is comparative with the Addo

Theme	Environmental sensitivity as per screening tool report	Verification of environmental sensitivity	Description
			Elephant National Park, it is feasible that certain faunal species (birds and mammals), from the park may be transient to the site. However, it should be noted that the Sundays River and associated agricultural development along the river, as well as surfaced roads and a lot of fencing (both stock and game fencing) is likely to pose an ecological barrier. The site may be within foraging range of species that are known from the Alexandria Coastal Belt IBA 17 km to the south-east. The site falls across both the Sundays River Valley Thicket key biodiversity area (KBA) on the north side and the Nelson Mandela Bay Metro North KBA on the south side. Development of the site is unlikely to have posed any significant risk to bird species known from the nearby IBA due to extensive suitable habitat in surrounding area. Several Species of Conservation Concern are indicated as potentially being present within the site and broader area using several online databases. The activity is not expected to have resulted in impacts of animal species of conservation concern (SCC), either due to lack of preferred habitat or due to extensive range of the species. The habitats and microhabitats present on the project site are not unique and are widespread in the general area; Some displacement may have occurred, but the remaining intact and available habitat is still fairly extensive in the broader area, including the extensive Addo Elephant National Park. The loss of fauna species due to clearing are assessed to be of low significance. The fragmentation of natural habitat due to clearing is assessed to be of medium significance.
Aquatic Biodiversity	Low / Very High sensitivity	Low sensitivity	Although there is some overlap with the findings on site and the Screening Tool's outcome, the development footprint is well removed from the Sundays River, drainage lines and any catchments that function in support of these systems.
Archaeological and Cultural Heritage	Very High Sensitivity	Low sensitivity	The area is considered as having a low archaeological heritage significance despite the occurrence of stone artefacts. The exposed stone artefacts are highly likely to be in secondary context and are not associated with other material or cultural heritage remains. Only one built environment structure was identified which seems to be younger than 60 years. This structure does not have any heritage value and does not fall under the ambit of the NHRA 25 of 1999.
Paleontological	Very High Sensitivity	Very High sensitivity	The area is underlain by the Sundays River Formation and the Kirkwood Formation of the Uitenhage Group. The Sundays River Formation is estimated to be about 135 million years old. This Formation is well known for its marine fossils. These fossils range from a variety of invertebrate fossils like gastropods, bivalves, micro fossils like foraminifera, ostracods, and almost complete marine vertebrates like plesiosaurs. The Kirkwood Formation is

Theme	Environmental sensitivity as per screening tool report	Verification of environmental sensitivity	Description
			well known for its silicified tree trunks as well as ferns, cycads, conifers amongst others. It is also known for its dinosaur fossils, like Nqwebasaurus thwazi. This had led to these two formations being ranked as very highly sensitive. After assessing the site, it has been concluded that the expansion of agriculture in this area did not lead to the uncovering or destruction of significant fossil material. Agriculture typically does not need excavation deeper than 1 meter, and this should not penetrate solid bedrock due to the thick weathered soil layer.
Plant Species Assessment	Medium sensitivity	Low sensitivity	Two vegetation units are primarily affected by the proposed project (National Vegetation Map, 2025). The site is located entirely within Sundays Valley Thicket (Conservation Status: Least Concern) and Albany Alluvial Vegetation (Conservation Status: Endangered) (National Vegetation Map, 2025; National Biodiversity Assessment Red Listed Ecosystems, 2025). The Sub-Tropical Ecosystem Plan (STEP, 2006) is relevant to vegetation clearing that was undertaken during the earlier time period. STEP (2006) identified two vegetation units as being affected by the proposed activity, Sundays Spekboom Thicket (now Sundays Valley Thicket) and Sundays Doringveld (now Albany Alluvial Vegetation). At the time of STEP (2006), both Sundays Spekboom Thicket and Sundays Doringveld were designated a Vulnerable status. The Albany Alluvial vegetation on the site is less than that indicated in terms of the NatVEG Map, 2024, with the coverage of Sundays Valley Thicket considered to be more than what is reflected in the National Vegetation Map. Several Species of Conservation Concern are indicated as potentially being present within the site and broader area using several online databases. The site is considered to be outside of the expected range of the SCC with exception of SCC 1268 and SCC 19. SCC 1268 is not expected to have been impacted on by the activity as the individuals are found in isolated patches. SCC 19 is in proximity to the known range, however none were observed on site and the species generally has a widespread coverage occurring in sporadic clusters across the range. Alien invasion for the site is generally Low, with some Prickly Pear. The loss of natural vegetation due to clearing is assessed to be of medium significance.
Terrestrial Biodiversity Impact	Very High Sensitivity	Low / Medium sensitivity	In terms of the Eastern Cape Biodiversity conservation (ECBCP, 2019) all undeveloped areas are designated Ecological Support Area (ESA) 1, with transformed areas including orchards designated as ESA 2. The ESA designations are primarily related to maintaining landscape level connectivity. No critical biodiversity areas (CBA) are present or affected. The land uses are not deemed compatible with the recommended land uses of the EC BCP. It is

Theme	Environmental sensitivity as per screening tool report	Verification of environmental sensitivity	Description
			probable the activity will have resulted in some disruptions to ecological connectivity and/or corridors; however, it is noted that the site is within a lower order corridor, being associated with a minor watercourse rather than floodplains around a major watercourse. The Addo Biodiversity Spatial Plan, 2012 (Addo BSP) designates the north-eastern half of the site (~Sundays Valley Thicket) as Other Natural Area (ONA) with a band of Critical Biodiversity area generally aligned with the canal corridor through the site. Remnant Albany Alluvial Vegetation potentially occurred on the south side. The patches of transformed areas at that time were designated No Natural Area Remaining (NNAR). No Protected areas (AENP) nor any ecological processes directly associated with them are likely to have been significantly affected by the clearing of vegetation, above baseline levels when considering the extensive clearing in the broader Sundays River Valley area. Intactness for the site is generally High for intact Sundays Valley vegetation and Low for transformed and degraded areas. Degradation for the site is High for transformed vegetation and Moderate for intact thicket, as there is existing clearing along cutlines, fencelines and roads. The orchards and lands that were historically cleared were largely within intact/natural, to somewhat degraded habitat. While Albany Alluvial vegetation does have an elevated conservation status, the unit is generally not a biodiversity rich habitat. Sundays Valley Thicket is a widespread unit with a generally low occurrence of Species of Conservation Concern. The loss ESA due to clearing and Fragmentation of natural habitat due to clearing are assessed to be of medium significance. Clearing of Endangered Albany Alluvial Vegetation was undertaken before publication of the gazetted Biodiversity Offset Guidelines (23 June 2023) and it is not anticipated that the activity will have resulted in residual impacts that would require consideration of a biodiversity offset.
Socio-Economic	NA	NA	Aspects related to socio-economic impacts have been addressed in the assessment, however no specific specialist study is deemed to be required for the existing agricultural activity.
Civil Aviation Assessment	Medium sensitivity	NA	A civil aviation assessment / compliance statement is excluded as the proposed development will not have an impact on civil aviation aerodrome.
Defense theme	Low sensitivity	NA	A defense them compliance statement is excluded as the proposed development will not have an impact on the defense theme.

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6. Impact Assessment Summary

An impact assessment was undertaken as part of the S24G application process (refer to PART 2 – SECTION A – Appendix 2: Retrospective Impact Assessment).

The majority of direct impacts associated with the activity are rated as negative of low significance with mitigation management measures in place. The exceptions are the direct impacts on indigenous vegetation, ecological support areas and fragmentation of natural habitat, which are rated as negative of medium significance. The cumulative impact on loss of vegetation in the area is rated as negative of medium-high significance. Cumulative impacts associated with use of pesticides and fertilizers in the local area is rated as negative of medium significance. These cumulative impacts reflect the broader pattern of agricultural transformation within the Sundays River Valley and cannot be effectively addressed through isolated rehabilitation of the subject site alone.

The site contains land with high agricultural potential, consistent with the agricultural sensitivity identified by the Screening Tool. The site is considered suitable for agricultural use, including citrus production, and the existing agricultural use contributes to food production, as well as to the agricultural economy through productive use of the land and associated agricultural activities. Employment opportunities and income generation created due to the expanded operation is rated as a positive impact of medium significance. Agricultural production and contribution to the regional agricultural economy is rated as a positive impact of medium high significance.

An Environmental Management Programme (EMPr) has been compiled as part of the S24G application process to provide measures to mitigate potential negative operational impacts and enhance positive impacts. Refer to PART 2 – SECTION A – Appendix 4: Environmental Management Programme (EMPr).

7. Public Participation

A public participation process is being carried out in accordance with Section 41 of the NEMA; the following activities have been carried out:

- Notice of proposed application for EA and registration of IAPs:
 - o Placing two posters close to the site to inform the public of the process.
 - o Emailing notice to organs of state, landowners and potential IAPs of the intended S24G application
 - o Placing an advertisement in the local newspaper on 25 September 2025
- Allowing for a 30-day registration and initial comment period on Notice and proposed application
- Registration of IAPs: 25 September to 27 October 2025
- Record of registration and initial comments received in response to the notices

The draft Section 24G NEMA application for environmental authorisation will be distributed to all registered and affected parties for a 30-day comment and review period.

Review and Comment Period: 7 September 2026 – 9 October 2026.

Thereafter the application and accompanying annexures will be updated as required as submitted to the competent authority for consideration.

The public participation and comments and response report is provided in PART 2 - SECTION A - Appendix 5 - PPP and CRR.

8. Conclusion

Environmental authorisation for relevant agricultural activities has not yet been applied for or authorised. The landowner would like to submit an application in terms of Section 24G of the NEMA to authorise the existing agricultural worked areas and supporting structures and allow for the retrospective rectification of unlawfully commenced and continuation of listed activities.

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This draft Section 24G NEMA application for environmental authorisation will be distributed to all registered and affected parties for a 30-day comment and review period. Thereafter the application and accompanying annexures will be updated as required as submitted to the competent authority for consideration.

Table 2: Summary of impacts

Impact	Nature of impact	Baseline / no go (45 ha)	Without mitigation	With mitigation
Economic impact – Expansion without required approval in place	Direct and indirect	Negligible	Negative Low	Negative Low
Loss of indigenous vegetation	Direct	Negative Medium	Negative Medium	Negative Medium
Loss of indigenous vegetation	Cumulative	Negative Medium	Negative Medium High	Negative Medium High
Loss of Ecological support areas	Direct	Negative Medium	Negative Medium	Negative Medium
Loss of Ecological support areas	Cumulative	Negative Low	Negative Low	Negative Low
Loss of fauna SCC	Direct	Negative Low	Negative Low	Negative Low
Loss of fauna SCC	Cumulative	Negative Low	Negative Low	Negative Low
Loss of flora SCC	Direct	Negative Low	Negative Low	Negative Low
Loss of flora SCC	Cumulative	Negative Low	Negative Low	Negative Low
Fragmentation of natural habitat	Direct	Negative Medium	Negative Medium	Negative Medium
Fragmentation of natural habitat	Cumulative	Negative Medium	Negative Medium	Negative Medium
Loss / disturbance of / to paleontological resources.	Direct	Low / Negligible	Low / Negligible	Low / Negligible
Loss / disturbance of heritage and archaeological resources	Direct	Low / Negligible	Low / Negligible	Low / Negligible
Changes to hydrological regimes of the local watercourses	Indirect	Negative Low	Negative Low	Negative Low
Hazardous substances - Potential pollution of all water resources	Direct	Negative Low	Negative Medium	Negative Low
Increase in sedimentation; turbidity levels of instream habitats	Direct	Negative Low	Negative Low	Negative Low
Soil disturbance	Direct	Negative Low	Negative Medium	Negative Low
Pesticides and fertilizers	Direct	Negative Medium	Negative Medium	Negative Low
Pesticides and fertilizers	Cumulative	Negative Medium	Negative Medium	Negative Medium
Dust generation	Direct	Negative Low	Negative Medium	Negative Low
Water use	Direct / cumulative	Negative Low	Negative Low	Negative Low
Electricity use	Direct / Indirect / cumulative	Negative Low	Negative Low	Negative Low
Unintentional and uncontrolled fires	Direct / Indirect	Negative Low	Negative Low	Negative Low
General Waste pollution	Direct and indirect and cumulative	Negative Low	Negative Low	Negative Low
Transport and roads	Direct and indirect	Negative Low	Negative Low	Negative Low
Employment opportunities and income generation	Direct and indirect	Positive low	Positive medium	Positive medium
Agricultural production and contribution to the regional agricultural economy	Direct and indirect	Positive medium	Positive medium high	Positive medium high

Contents

Part 1 - Section A: Application INFORMATION	17
1. PROJECT description	17
2. APPLICANT PROFILE INDEX	24
3. APPLICATION HISTORY	27
PART 1 - SECTION B: ACTIVITY INFORMATION	28
1. ACTIVITIES APPLIED FOR:	28
2. Activity DESCRIPTION	31
3. ACTIVITY NEED AND DESIRABILITY	37
4. Physical size of the activity	37
5. Site Access	37
6. Site photographs	37
7. APPLICABLE LEGISLATION, POLICIES AND/OR GUIDELINES	37
8. WASTE QUANTITIES (WHERE THE ACTIVITY IS A LISTED WASTE MANAGEMENT ACTIVITY)	39
9. GENERAL (WHERE THE ACTIVITY IS A LISTED WASTE MANAGEMENT ACTIVITY)	39
Prevailing wind direction (e.g. NWW)	39
The size of population to be served by the facility	40
PART 1 - SECTION C: PROPOSED PUBLIC PARTICIPATION	41
7.1 Public participation process	41
7.2 Public participation undertaken prior to the submission of this application	42
7.3 List of State departments consulted/to be consulted	43
PART 1 – SECTION D: ANNEXURES TO PART 1	45
PART 2 - Section A: directive	46
PART 2 - SECTION B: DEFERRAL	48
PART 2 - SECTION C: QUANTUM OF THE SECTION 24G FINE	49

EAP Services

APPLICATION FORM FOR THE REGULARISATION OF UNLAWFUL COMMENCEMENT OR CONTINUATION OF A LISTED ACTIVITY OR WASTE MANAGEMENT ACTIVITY IN TERMS OF SECTION 24G OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998), AS AMENDED

OB Number
ED Number
File Reference Number:
NEAS Reference Number:
Date Received:

(For official use only)

PROJECT TITLE

Activities carried out on portions 10 and 14, Farm Tregaron No 92, Sunland, Ward 8 of the Sundays River Local Municipality, Sarah Baartman District Municipality, Eastern Cape

Kindly note that:

1. This application form must be completed for all applications in terms of S24G of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended.
2. It is the responsibility of the Applicant / Environmental Assessment Practitioner (EAP) to ascertain whether subsequent versions of the application form have been published or produced by the relevant competent authority.
 - 2.1 The Environmental Assessment Practitioner (EAP) must ensure that he/she is registered in terms of the regulations published in terms S24H of NEMA with the Registration Authority EAPASA. (Registration status of the EAP may be confirmed at www.eapasa.org) as from 8 August 2022. The **EAPASA registration certificate** must be attached with the declaration.
 - 2.2 S24H (14) states that “only a person registered as an Environmental Assessment practitioner may perform tasks in connection with an application for an environmental authorisation contemplated in:
 - (a) Chapter 5 of the Act read with the Environmental impact Assessment Regulations.
 - (b) Section 24G of the Act
 - (c) Chapter 5 of the National Environmental Management Waste Act 2008 (Act No 59 of 2008) read with the Environmental Impact Assessment Regulations
 - 2.3 Tasks in regulation 14 may only be conducted by an EAP that is registered
 - 2.4 Regulation 20 of S24H indicates the offences and penalties as indicated below:

20 Offences and penalties

 - (1) *A person is guilty of an offence if that person-*
 - (a) *contravenes regulation 14 of the Regulations; or*
 - (b) *pretends to be a registered environmental assessment practitioner or registered candidate environmental assessment practitioner.*
 - (2) *A person convicted of an offence in terms of subregulation (1) is liable to the penalties contemplated in Section 49B(3) of the Act i.e. “A person convicted of an offence in terms of section 49A(1)(h), (l), (m), (n), (o) or (p) is liable to a fine or to imprisonment for a period not exceeding one year, or to both a fine and such imprisonment.”*
3. This application form is structured as follows:

EAP Services

PART 1

Section A: Application Information

Section B: Activity Information

Section C: Proposed Public Participation Process

Section D: Annexures

PART 2

Section A: Directive

Section B: Deferral

Section C: Quantum of the fine

PART 3

Section A: Declaration by applicant.

Section B: Declaration by EAP

4. An independent EAP must be appointed to complete Part 2 Section C.1 of the application form on behalf of the applicant. The applicant or the appointed EAP must complete Part 1 and the remainder of Part 2. Both the EAP and Applicant must complete and sign the applicable declarations in Part 3.
5. The required information must be typed within the spaces provided. The sizes of the spaces provided are not necessarily indicative of the amount of information to be provided. The space provided extends as each space is filled with typing. A legible font type and size must be used when completing the form. The font size should not be smaller than 10pt (e.g. Arial 10).
6. The use of “*not applicable*” in the application form must be done with circumspection.
7. No faxed or e-mailed applications will be accepted unless agreed to with the Department where circumstances prevent the submission of physical documents. This application form must be submitted by hand or mailed to the relevant competent authority.
8. Unless protected by law, all information contained in and attached to this application form may become public information on receipt by the competent authority. Upon request, any interested and affected party must be provided with the information contained in and attached to this application form.
9. This application form constitutes the initiation of the S24G application process.

Kindly note further that:

10. Section 24G of the NEMA, without affecting any criminal liability of a person who has acted in contravention of the above, makes provision for that person to submit an application to the relevant MEC/Minister, which, if successful, will enable that person lawfully to continue with the listed activity and/or legalise an otherwise unlawful structure.
11. Before the Minister/MEC may take a decision in respect of the application, the applicant is required to pay an appropriate administrative fine, determined by the competent authority, which fine may not exceed five million Rand (R 5 000 000.00) per listed activity unlawfully commenced or per application where the activities are interrelated.
12. It is the responsibility of the applicant to familiarise himself/herself/itself with all the possible consequences associated with the submission of this application including, but not limited to, the following:
 - This application (including a positive decision in respect hereof) in no way affects any criminal liability that the applicant may have incurred in respect of the activities which were commenced, undertaken and/or conducted unlawfully as listed in paragraph 1 above, and in respect of which this application relates.

EAP Services

- The processing of this application may be deferred pending the outcome of criminal proceedings, should criminal proceedings be instituted against the applicant in respect of the abovementioned activities; or where criminal proceedings are pending against the applicant in respect of a similar contravention of section 24F of NEMA or section 20(b) of NEM:WA.
 - Before the competent authority may take a decision on the application, an administrative fine determined by the competent authority must be paid, in full, by the applicant.
 - That neither the submission of this application, nor the payment of the administrative fine implies that authorisation will be issued for the continuation of an activity/activities that commenced, undertaken and/or conducted unlawfully. This decision will depend on the merits of the application itself.
13. Activities which result in detrimental impacts to the environment are considered in a serious light by the competent authority and accordingly applicants must understand that by lodging an application for the continuation of an activity/ activities that commenced/ was undertaken or conducted unlawfully does not necessarily imply that the activity will be authorised. In terms of the NEMA the Minister/MEC may either refuse to issue an environmental authorisation/waste management licence; conditionally authorise the activity or direct you, the applicant, to provide further information or take further steps prior to making a decision.

DEPARTMENTAL DETAILS

Applications must be submitted to the Department of Economic Development Environmental Affairs and Tourism Regional Office in the applicable district where the activity, the subject of the application took place. The addresses for the Regional Offices are:

Region	Postal	Physical
Alfred Nzo	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Alfred Nzo Region P/Bag X3513 Kokstad 4700	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism 206 Magistrates Street Old College of Education Maluti
Amathole	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Amathole Region P/Bag X9060 East London 5200	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Alderwood House Palm Square Business Park Bonza Bay Road Beacon Bay 5241
Chris Hani	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Chris Hani Region P/Bag X9636 Queenstown 5320	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Komani Office Park Block E Komani Hospital Queenstown 5320
Joe Gqabi	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Joe Gqabi Region P/Bag X1016 Aliwal North 9750	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Old Library Building 27 Queens Terrace Aliwal North 9751
OR Tambo	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism OR Tambo Region P/Bag X5029 Mthatha 5099	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism 5 Floor Botha Sigcau Building Corner Owen and Leeds Street Mthatha 5099
Sarah Baartman	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Sarah Baartman P/Bag X5001 Greenachers 6057	Regional Manager: Environmental Affairs Department of Economic Development Environmental Affairs and Tourism Corner Athol Fugard Terrace and Castle Hill Lane Central Port Elizabeth 6001

PART 1**PART 1 - SECTION A: APPLICATION INFORMATION****1. PROJECT DESCRIPTION**

Please provide a detailed description of the project / activities undertaken

Overview

Portion 10 and Portion 14 of the farm Tregaron No.92 (combined estimated area of 317,56 ha), located close to Sunland in the Sundys River Valley Municipality, was purchased in 1999 by Mark Hume (Refer to Title deeds – Part 1 – Section D - Appendix M). Approximate central coordinates: 33° 27.102'S; 25° 35.758'E

Farm Nr: 10/92
Area (Ha): 188.73
SG Code: C07600000000009200010

Farm Nr: 14/92
Area (Ha): 128.83
SG Code: C07600000000009200014

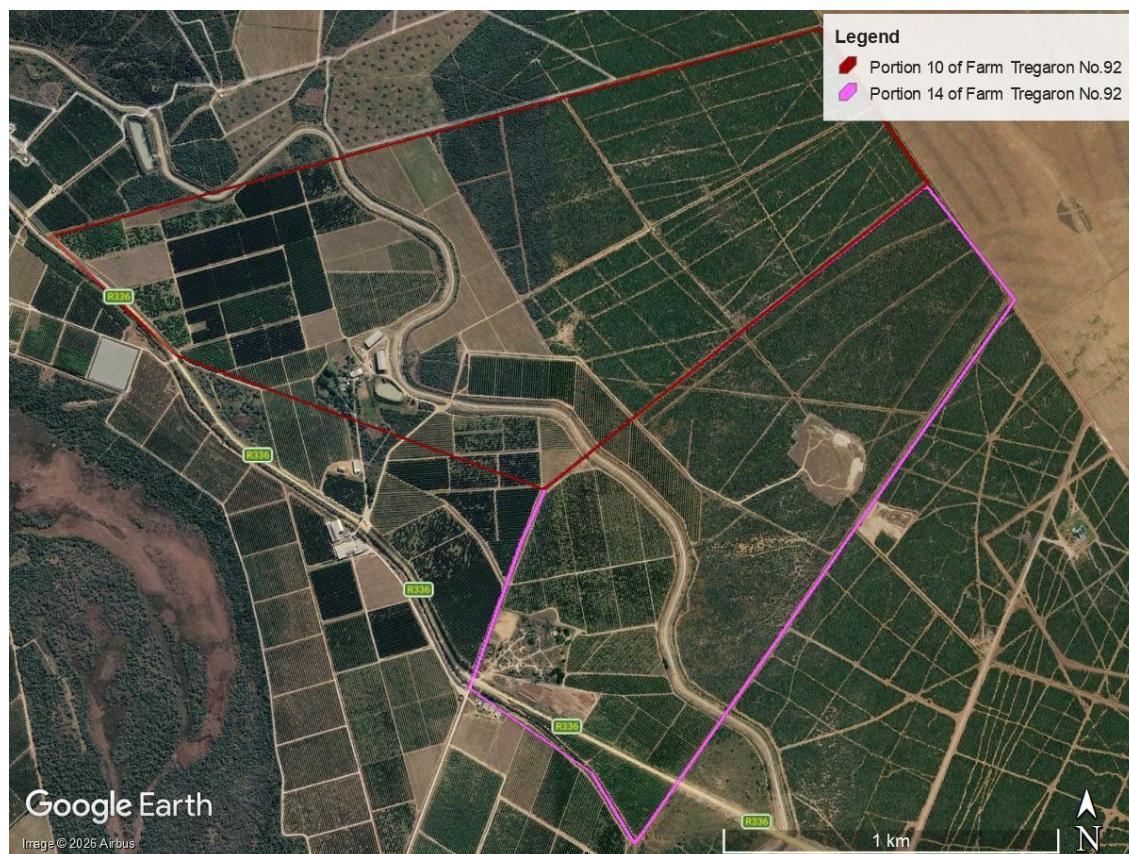


Figure 1: Location of portions 10 and 14, farm Tregaron 92

Existing and expanded footprints

1999 – 2006

The current dwellings, dam and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) were in place at the time of purchase. Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place; access to the site was in place from the R336. No expansion took place between 1999 – 2006.

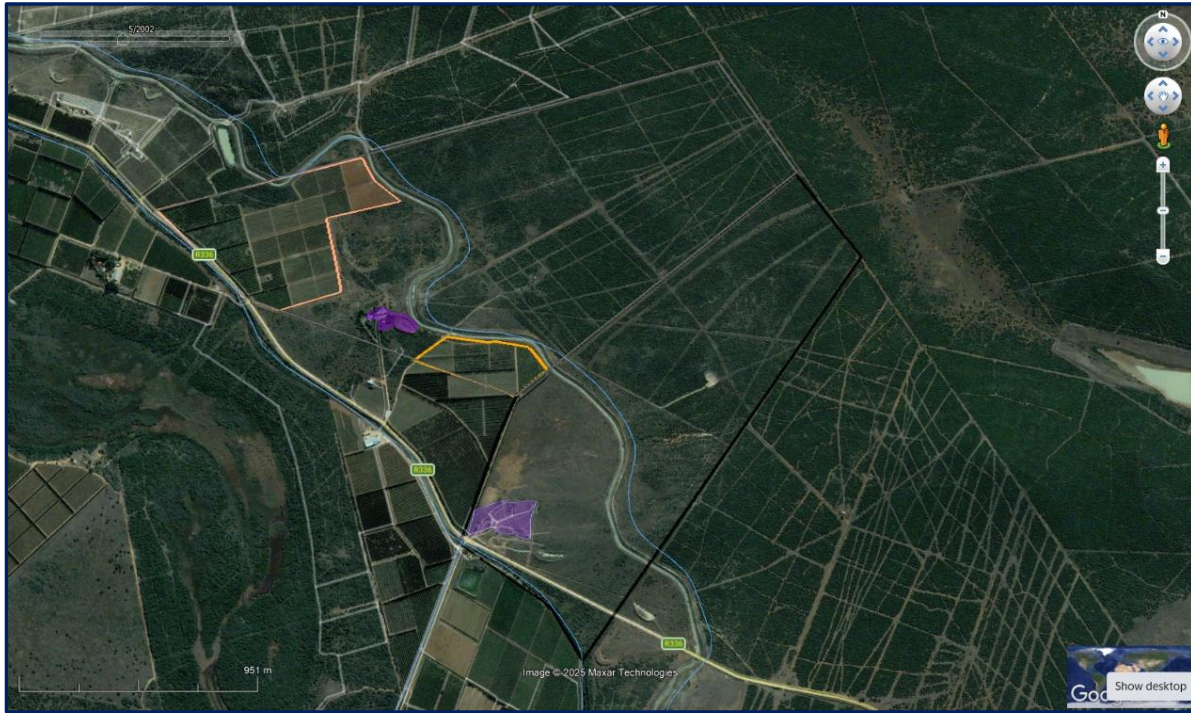


Figure 2: Farmed areas between 1999 – 2006 shown in orange

2006 – 2010

Cultivated land was expanded by approximately 9 ha

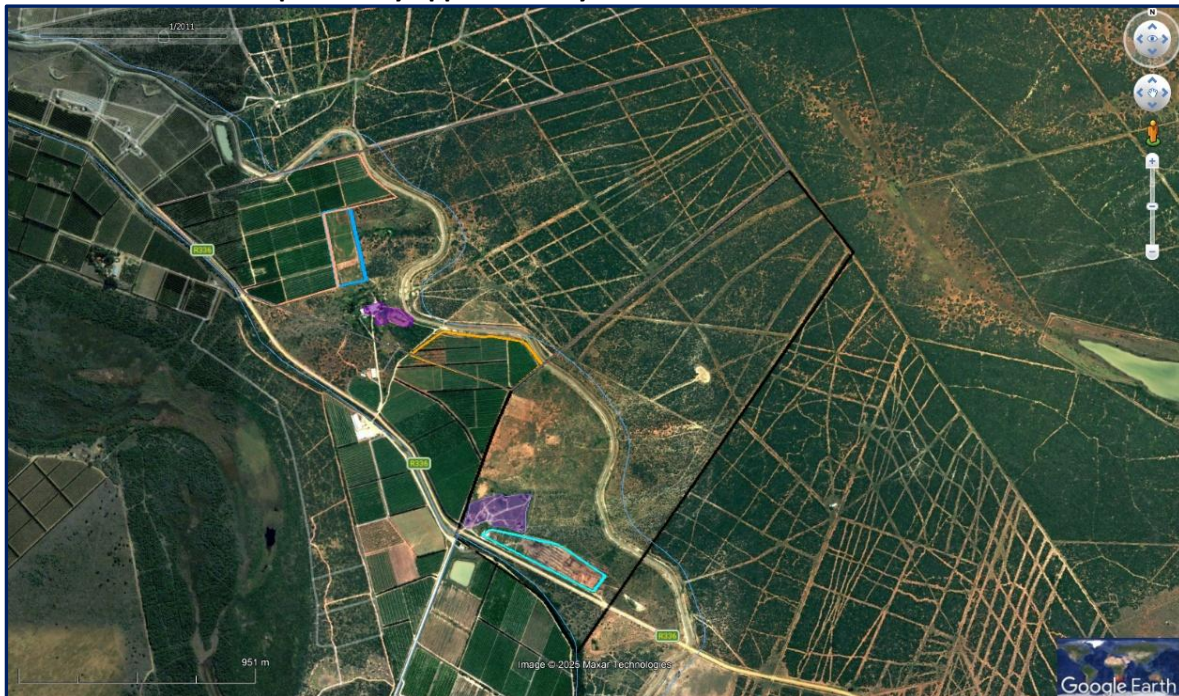


Figure 3: Farmed areas between 2006 – 2010 shown in blue

2010 - 2014

Additional Infrastructure was put in place

Cultivated land was expanded by approximately 32 ha



Figure 4: Farmed areas between 2010 – 2014 shown in red

2014 - 2017

Cultivated land was expanded by approximately 9 ha



Figure 5: Farmed areas between 2014 – 2017 shown in yellow

2017 - 2022

Cultivated land was expanded by approximately 32 ha

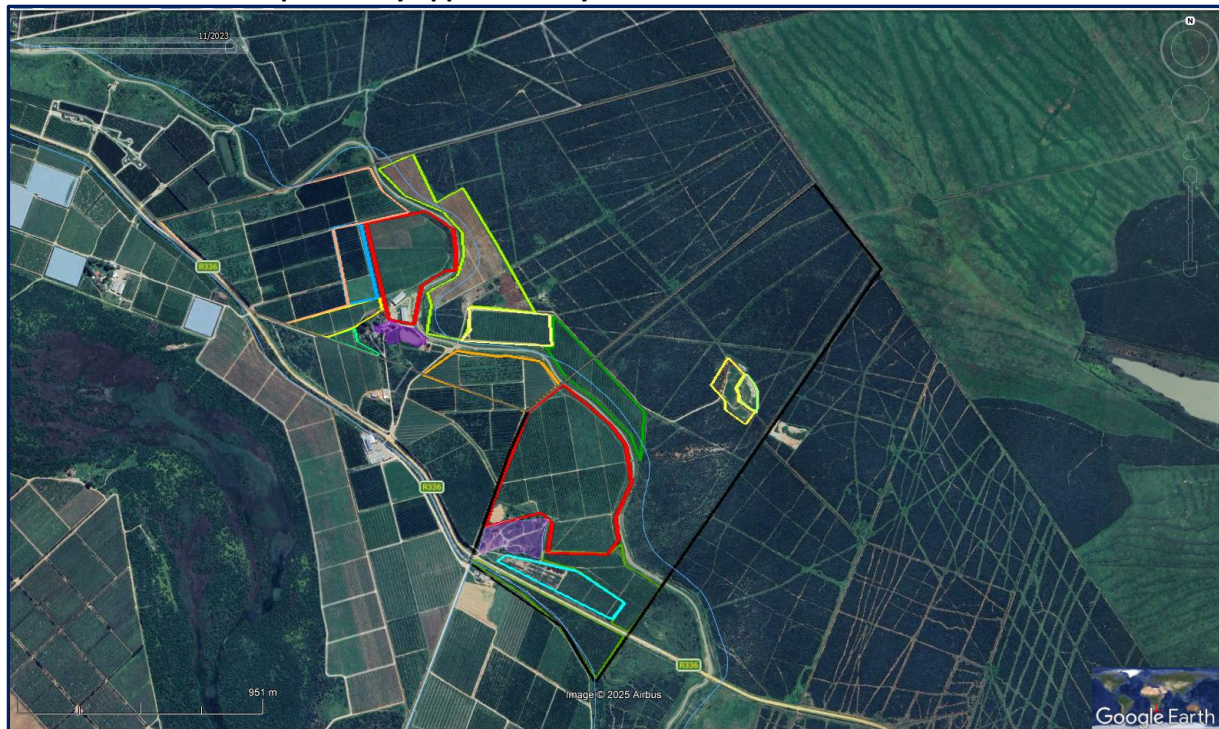


Figure 6: Farmed areas between 2017 – 2022 shown in green

2022 - current

Cultivated land was expanded by approximately 2 ha

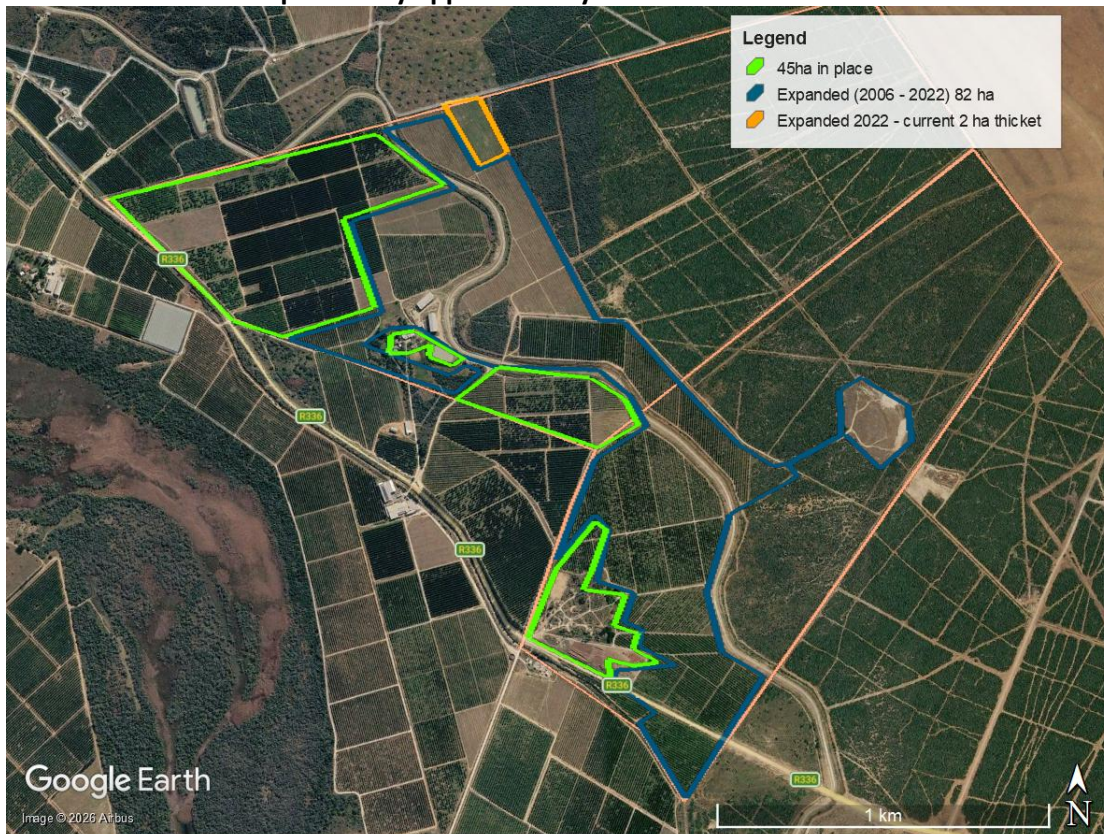


Figure 7: Farmed areas, 2022 – current, shown in orange

Existing at time of purchase: 45 ha

Total expansion area: 84 ha

Total current agricultural use area (including 5 ha dwellings, roads, dam): 129 ha

Remaining natural area: 188 ha

Requirements in terms of the National Environmental Management Act, 1998 (Act 107 of 1998)

In terms of National environmental management act (act 107 of 1998) an environmental authorisation is required for the expansion of the agricultural area on the farm portions.

Environmental authorisation for relevant activities has not yet been applied for or authorised.

Listed activities which are required to be applied for:

- **ECA EIA Contraventions: Between 08 September 1997 end of day 09 May 2002**
Activities unlawfully commenced on or after 08 September 1997 and before end 09 May 2002: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended
 - No expansion of agricultural areas took place between the year the farm was purchased (1999) and 2002
- **ECA EIA Contraventions: Between 10 May 2002 and before end of day 02 July 2006**
Activities unlawfully commenced on or after 10 May 2002 and before end 02 July 2006: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended
 - No expansion of agricultural areas took place between the year the farm was purchased (1999) and June 2006
- **NEMA EIA Contraventions: Between 03 July 2006 and before end of day 01 August 2010**
Activities unlawfully commenced in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 03 July 2006 and before end of day 01 August 2010
 Activity 12 of GNR 386 The transformation / removal of indigenous vegetation of 3 hectares or more or of any size where the transformation or removal would occur within a critically endangered / endangered ecosystem listed in terms of Section 52 of the NEM: Biodiversity Act (Act 10 of 2004)
 - Cultivated land was expanded by approximately 9 ha
 - The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).
- **NEMA EIA Contraventions: On or after 02 August 2010 until 7 December 2014**
Activities unlawfully commenced in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 02 August 2010 until 7 December 2014
 Activity 8 of GNR 544 The construction of agri-industrial infrastructure outside industrial complexes where the development footprint covers an area of 2000 square meters or more
 Activity 12 of GNR 546 The clearance of an area of 300 square metres / 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation within any a critically endangered / endangered ecosystem / critical biodiversity area...
 Activity 13 of GNR 546 The clearance of an area of 300 square metres / 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation within any a critically endangered / endangered ecosystem / critical biodiversity area...

Activity 14 of GNR 546 Listing Notice 3 (GNR 546, 2010) Activity 14: : The clearance of an area of 5 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation

- Additional Infrastructure was put in place
- Cultivated land was expanded by approximately 32 ha
- The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).

- **NEMA EIA Contraventions: EIA regulations 2014 (as amended, 2017)**

Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 8 December 2014

Activity 15 of GNR 984, The clearance of an area of 20 hectares or more of indigenous vegetation...

Activity 12 of GNR 985 The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.

- Cultivated land was expanded by approximately 9 ha (2014 – 2017)
- Cultivated land was expanded by approximately 32 ha (2017 – 2022)
- Cultivated land was expanded by approximately 2 ha (2022- current)
- The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).

It is the intention of the landowner to apply to the competent authority for the regularization of unlawful commencement or continuation of listed activities in terms of Section 24G of the NEMA. The competent authority for this application is the Eastern Cape Department of Economic Development and Environmental Affairs (DEDEAT).

Humeat cc appointed EAP Services to carry out the required S24 G application and compile the rectification assessment report. An application is proposed to be submitted in terms of Section 24G of the NEMA. This application and annexures have been prepared as part of the EA application process.

Screening tool report and specialist studies

A screening tool has been developed by the Department of Forestry, Fisheries and Environmental Affairs (DFFE). The STR must accompany all NEMA authorisation applications. The Screening Tool identifies related exclusions and/ or specific requirements including specialist studies applicable to the proposed site and/or development, based on the national sector classification and the environmental sensitivity of the site. A screening tool report (STR) was generated for the development, the National DFFE screening tool report for the site indicates the following sensitivities:

- Agricultural – Very High
- Animal – High
- Aquatic – Very High
- Archaeology and heritage – Very high
- Civil aviation – High
- Defence - Low
- Paleontology – Very high

- Plant – Medium
- Terrestrial biodiversity – Very High

The following specialist studies have been compiled in support of the proposed NEMA S24G application.

Specialist Protocols identified

Application Category: Agriculture_Forestry_Fisheries| Crop Production

	Specialist Assessment	EAP Comment
1	Agricultural Impact Assessment	Soil assessment carried out by Gavin Schafer Pr.Sci.Nat., MSc (soil science) Refer to PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment
2	Landscape/Visual Impact Assessment	Motivated that no specialist study required; this development relates to the continuation of agricultural production in the Sundays River Vally Municipality in an area surrounded by existing irrigated croplands. Land use is deemed to be aligned with IDP and SDF of the area.
3	Archaeological And Cultural Heritage Impact Assessment	Notice of intention to develop (NID) has been submitted to ECHPRA / SAHRA Archaeological And Cultural Heritage Impact Assessment carried out by Celeste Booth Refer to PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment
4	Paleontology Impact Assessment	NID to be submitted to ECHPRA / SAHRA. Assessment carried out by Mr DD Wilken Refer to PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment
5	Terrestrial Biodiversity Impact Assessment	A terrestrial biodiversity assessment (including flora and fauna) carried out by Jamie Pote (SACNASP 115233). Refer to PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment
6	Aquatic Biodiversity Impact Assessment	Aquatic assessment carried out by Dr Brian Colloty (Pr Sci Nat 400268/07) Refer to PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment
7	Hydrology Assessment	An aquatic assessment and soil assessment has been carried out. A hydrology assessment is not deemed necessary for the continuation of the crop farming.
8	Socio-Economic Assessment	Motivated that no specialist study required; this is this development relates to the continuation of agricultural production in the Sundays River Vally Municipality, an area surrounded by existing irrigated croplands. Land use is deemed to be aligned with IDP and SDF of the area. Social and economic impacts have been assessed.
9	Plant Species Assessment	A terrestrial biodiversity assessment (including flora and fauna) carried out by Jamie Pote (SACNASP 115233). Refer to PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment
10	Animal Species Assessment	A terrestrial biodiversity assessment (including flora and fauna) carried out by Jamie Pote (SACNASP 115233).

Conclusion

Environmental authorisation for relevant agricultural activities has not yet been applied for or authorised. A NEMA Section 24G application allows for the retrospective rectification of unlawfully commenced listed activities. An application is proposed to be submitted in terms of Section 24G of the NEMA.

An impact assessment was undertaken as part of the S24G application process (refer to PART 2 – SECTION A – Appendix 2: Retrospective Impact Assessment).

An Environmental Management Programme (EMPr) has been compiled as part of the S24G application process to provide measures to mitigate potential negative operational impacts and enhance positive impacts. Refer to PART 2 – SECTION A – Appendix 4: Environmental Management Programme (EMPr).

This draft Section 24G NEMA application for environmental authorisation will be distributed to all registered and affected parties for a 30-day comment and review period. Thereafter the application and accompanying annexures will be updated as required as submitted to the competent authority for consideration.

2. APPLICANT PROFILE INDEX

Cross out the appropriate box "☒".

2. 1	The applicant is an individual		
2. 2	The applicant is a company	YES	
2. 3	The applicant is a government department, state-owned enterprise or municipality		
2. 4	Other (specify)		
2. 5	There is more than one individual / company responsible for the unlawful commencement of listed activities / listed waste management activities.		

Name of Project applicant:	Humeat cc													
RSA Identity number:	4	3	0	6	2	5	5	0	2	1	0	8	8	
Contact person:	Mark Hume													
Position in company	Director / Owner													
Registered Name of Company/ Closed Corporation	Humeat cc													
Trading name (if any):	Humeat cc													
Registration number														
Postal address:	Invercloy, Tregaron Citrus, Sunland, 6115													
							Postal code:	6115						
Telephone:	082 577 0943						Cell:	082 577 0943						
E-mail:	hentahume@kirkwood.co.za						Fax:	()						
Please Note: In instances where there is more than one individual / company responsible for the unlawful commencement of listed activities / waste management activities, please attach a list of with all contact details as Annexure A. (Not applicable)														

Environmental Assessment Practitioner (EAP):	Claire De Jongh		
Contact person:	Claire De Jongh		
Postal address:	1 Kolstert Avenue, Sedgefield,		
	Knysna Municipality	Postal code:	6573
Telephone:	0846074743	Cell:	0846074743
E-mail:	claire@eapservices.co.za	Fax:	()
EAP Qualifications	BSc Environmental Management; BSc (Hons) Environmental Monitoring and Modeling		
EAP Registrations/Associations	SACNASP: 115390 IAIA: 7482 EAPASA: 2021/3519		

Name of Landowner(s):	Humeat cc
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EAP Services

Contact person(s):	Mark Hume		
Postal address:	Invercloy, Tregaron Citrus, Sunland, 6115		
	SRV Municipality	Postal code:	6115
Telephone:	082 577 0943	Cell:	082 577 0943
E-mail:	hentahume@kirkwood.co.za	Fax:	()
Please Note: In instances where there is more than one landowner, please attach a list of landowners with their contact details as Annexure B.			
Owners consent:	Letters of consent from all landowners where the transgressor/s is not the landowner, or a detailed explanation by the applicant explaining why such letters of consent are not furnished must be attached to the application form as Annexure C. (Not applicable) NOTE: Applicant is the landowner		
Municipality in whose area of jurisdiction the activity falls:	Sundays River Valley Local Municipality		
Contact person:	Lithakazi Kobese		
Postal address:	30 Middle Street, Kirkwood, 6120		
		Postal code:	6120
Telephone:		Cell:	
E-mail:	srvm@srvm.gov.za LithakaziK@srvm.gov.za	Fax:	()
Please Note: In instances where there is more than one Municipality involved, please attach a list of Municipalities with their contact details as Annexure D (Not applicable)			
Property location:	Sunlands, Sundays River Local Municipality		
Farm/Erf name & number (incl. portion):	Portions 10 and 14 of Farm Tregaron 92		
SG21 Digit code:	C07600000000009200010 C07600000000009200014		
Co-ordinates:	Latitude (S):	Longitude (E):	
	33° 27.102'S	25° 35.758'E	
Please Note: Where there is more than one property involved (e.g. linear activities), attach a list of property descriptions as Annexure E. (Not applicable) Indicate the position of the activity using the latitude and longitude of the centre point of the site for each alternative site. The co-ordinates must be in degrees, minutes and seconds. The minutes must be given to at least three decimals to ensure adequate accuracy. The EAP is required to contact the relevant competent authority with regards to the projection that must be used.			
Street address:	Portions 10 and 14 of farm Tregaron No 92, Sunland, SRV LM		
Magisterial District or Town:	Sunland		
Please Note: In instances where there is more than one town or district involved, please attach a list of towns or districts as well as complete physical address information for the entire area as Annexure F. (Not applicable)			
Closest City/Town:	Sunland	Distance	3.5 Km
Zoning of Property:	Agricultural		
Please Note: In instances where there is more than one zoning, please attach a map clearly indicating the zoning of the different portions as Annexure G. (Not applicable— zoning is agricultural)			

EAP Services

Was a rezoning application required?		NO
Was a consent use application required?		NO
Please Note: Where planning approvals have been granted, please attach the relevant approvals as Annexure H. • Soil permit (application submitted) • Water rights		

3. APPLICATION HISTORY

(Cross out the appropriate box "X" and provide a description where required).

Has any national, provincial or local authority considered any development / waste management applications on the property previously?	No	
If so, please give a brief description of the type and/or nature of the application/s: (In instances where there were more than one application, please provide a complete list below of these applications)		
Which authority considered the application(s):		
Has any one of the previous application/s on the property been approved or rejected? If so provide a list of the successful and unsuccessful application/s and the reasons for decision/s.		No
Provide detail on the period of validity of decision(s) and expiry dates of the above applications / licences etc.		

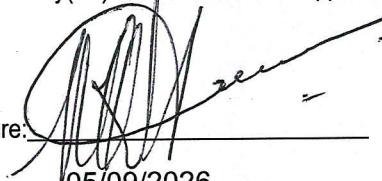
I hereby apply in terms of Section 24G of the National Environmental Management Act (Act no 107 of 1998 as amended) for the regularisation of the unlawful commencement or continuation of the listed activity(ies) in Section B of the application form:

Applicant (Full names) Mark Hume (Humeat cc)

Place: Sunland, SRVM

EAP (Full names) Claire De Jongh

Place: Sedgefield

Signature: 

Date: 05/09/2026

Signature: 

Date: 05/09/2026

PART 1 - SECTION B: ACTIVITY INFORMATION

1. ACTIVITIES APPLIED FOR:

Applicants and EAPS are strongly advised to discuss the merits of a combined application (*if deemed applicable*) with the relevant competent authority prior to the completion of this application form and submission thereof.

The relevant competent authority will use its discretion in deciding to allow the submission of a single application for more than one NEMA section 24F(1) and / or NEM:WA section 20(b) contravention on one site.

All potential listed activities / waste management activities associated with the site must be indicated below. Only those activities for which the applicant applies will be considered.

The onus is on the applicant to ensure that all the applicable listed activities are included in the application.

Listed activities applied for. Identify the relevant listed activities applied for below:

ECA EIA Contraventions : <u>Between 08 September 1997 end of day 09 May 2002</u>	
Activities unlawfully commenced with on or after 08 September 1997 and before end 09 May 2002: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended	
Listed Activity(ies)	Details of Activity(ies)
	Not applicable
EAP comment: No expansion of agricultural areas took place between the year the farm was purchased (1999) and 2002	

ECA EIA Contraventions : <u>Between 10 May 2002 and before end of day 02 July 2006</u>	
Activities unlawfully commenced with on or after 10 May 2002 and before end 02 July 2006: EIA Regulations promulgated in terms of the ECA, Act No 73 of 1989, as amended	
Listed Activity(ies)	Details of Activity(ies)
	Not applicable
EAP comment: No expansion of agricultural areas took place between the year the farm was purchased (1999) and June 2006	

NEMA EIA Contraventions : <u>Between 03 July 2006 and before end of day 01 August 2010</u>

Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 03 July 2006 and before end of day 01 August 2010	
Government Notice No. R386 Activity No(s):	Details of Activity(ies) requiring Basic Assessment
Activity 12 of GNR 386	The transformation / removal of indigenous vegetation of 3 hectares or more or of any size where the transformation or removal would occur within a critically endangered / endangered ecosystem listed in terms of Section 52 of the NEM: Biodiversity Act (Act 10 of 2004)
Government Notice No. R387 Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA
2006 – 2010 Cultivated land was expanded by approximately 9 ha The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).	

NEMA EIA Contraventions : <u>On or after 02 August 2010 until 7 December 2014</u>	
Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 02 August 2010 <u>until 7 December 2014</u>	
Government Notice No. R544 Activity No(s):	Details of Activity(ies) requiring Basic Assessment
Activity 8 of GNR 544	The construction of agri-industrial infrastructure outside industrial complexes where the development footprint covers an area of 2000 square meters or more
Government Notice No. R545 Activity No(s):	Details of Activity(ies) requiring a Scoping Report and EIA
Government Notice No. R546 Activity No(s):	Details of Activity(ies) requiring S&EIR
Activity 12 of GNR 546	The clearance of an area of 300 square metres / 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation within any a critically endangered / endangered ecosystem / critical biodiversity area...
Activity 13 of GNR 546	The clearance of an area of 300 square metres / 1 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation within any a critically endangered / endangered ecosystem / critical biodiversity area...

Activity 14 of GNR 546	Listing Notice 3 (GNR 546, 2010) Activity 14: : The clearance of an area of 5 hectare or more of vegetation where 75% or more of the vegetative cover constitutes of indigenous vegetation
2010 - 2014 Additional Infrastructure was put in place Cultivated land was expanded by approximately 32 ha The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).	

NEMA EIA Contraventions : <u>On or after 8 December 2014 up to 6 April 2017</u>	
Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 8 December 2014 to 7 April 2017	
Government Notice No. R983 Activity No(s):	Details of Activity(ies) requiring Basic Assessment
Government Notice No. R984 Activity No(s):	Details of Activity(ies) requiring a Scoping Report
Activity 15 of GNR 984,	The clearance of an area of 20 hectares or more of indigenous vegetation...
Government Notice No. R985 Activity No(s):	Details of Activity(ies) requiring Environmental Impact Assessment Report
Activity 12 of GNR 985	The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.
2014 - 2017 Cultivated land was expanded by approximately 9 ha The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).	

NEMA EIA Contraventions : <u>On or after 7 April 2017</u>
Activities unlawfully commenced with in terms of the EIA Regulations promulgated in terms of the NEMA, Act No 107 of 1998, as amended on or after 7 April 2017

Government Notice No. R327 Activity No(s):	Details of Activity(ies) requiring Basic Assessment
Activity 12 of GNR 327	The clearance of an area of 300 square metres or more of indigenous vegetation except where such clearance of indigenous vegetation is required for maintenance purposes undertaken in accordance with a maintenance management plan.
Government Notice No. R325 Activity No(s):	Details of Activity(ies) requiring a Scoping Report
Activity 15 of GNR 325	The clearance of an area of 20 hectares or more of indigenous vegetation...
Government Notice No. R324 Activity No(s):	Details of Activity(ies) requiring Environmental Impact Assessment Report
2017 - 2025 Cultivated land was expanded by approximately 34 ha The vegetation on the farm portions includes Albany Alluvial vegetation and Sundays Valley Thicket mapped in terms of the National Vegetation Map, 2024 (NVM, 2024). In terms of section 52 of NEMBA (Activity (a)(i)), Albany Alluvial Vegetation has an Endangered status, and Sunday's Valley Thicket has a least concern status as per National Biodiversity Assessment (2025).	

Waste Management Activities Contraventions: On or after 3 July 2007 up to end of day 28 November 2013	
Activities unlawfully commenced with in terms of GNR 718 of 3 July 2009 published under the National Environmental Management Waste Act 59 of 2008	
Listed Activity(ies)	Details of Activity(ies)

Waste Management Activities Contraventions : On or after 29 November 2013	
Activities unlawfully commenced with in terms of GNR 921 of 29 November 2013 published under the National Environmental Management Waste Act 59 of 2008	
Listed Activity(ies)	Details of Activity(ies)

2. ACTIVITY DESCRIPTION

(Cross out the appropriate box "☒" and provide a description where required).

(a) Is/was the project a new development or an upgrade of an existing development.		
Portion 10 and Portion 14 of the farm Tregaron No.92 (combined estimated area of 317,56 ha) was purchased in 1999 by Mark Hume; dwellings, dams and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) was in place at the time of purchase.	New	Upgrade

Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place. Access to the site is in place from the R336.

The farming area has since been expanded:

Existing at time of purchase: 45 ha

Total expansion area: 84 ha

Total current agricultural use area (including dwellings, roads, dam): 129 ha

Remaining natural area: 188 ha

(b) Clearly describe the activity and associated infrastructure commenced with, indicating what has been completed, what still has to be completed and applicable commencement dates.

Portion 10 and Portion 14 of the farm Tregaron No.92 (combined estimated area of 317,56 ha) was purchased in 1999 by Mark Hume; dwellings, dams and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) was in place at the time of purchase.

Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place. Access to the site is in place from the R336.

The current dwellings, dam and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) were in place at the time of purchase. Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place; access to the site was in place from the R336. No expansion took place between 1999 – 2006.

2006 – 2010

Cultivated land was expanded by approximately 9 ha

2010 - 2014

Additional Infrastructure was put in place

Cultivated land was expanded by approximately 32 ha

2014 - 2017

Cultivated land was expanded by approximately 9 ha

2017 - 2025

Cultivated land was expanded by approximately 34 ha

- Cultivated land was expanded by approximately 32 ha (2017 – 2022)
- Cultivated land was expanded by approximately 2 ha (2022- current)

Existing at time of purchase: 45 ha

Total expansion area: 84 ha

Total current agricultural use area (including 5 ha dwellings, roads, dam): 129 ha

Remaining natural area: 188 ha

(c) Provide details of all components of the activity and attach diagrams (e.g. architectural drawings or perspectives, engineering drawings, process flow charts etc.).

Buildings

YES

NO

Provide brief description:

Portion 10 and Portion 14 of the farm Tregaron No.92 (combined estimated area of 317,56 ha) was purchased in 1999 by Mark Hume; dwellings, dams and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) was in place at the time of purchase.

Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place. Access to the site is in place from the R336.

The current dwellings, dam and roads (7 ha) and approximately 38 ha of cultivated farming (mostly citrus) were in place at the time of purchase. Water rights were in place; water is sourced directly from the SRVM canal. Electricity reticulation was in place; access to the site was in place from the R336. No expansion took place between 1999 – 2006.

2006 – 2010

Cultivated land was expanded by approximately 9 ha

2010 - 2014

Additional Infrastructure was put in place

Cultivated land was expanded by approximately 32 ha

2014 - 2017

Cultivated land was expanded by approximately 9 ha

2017 - 2025

Cultivated land was expanded by approximately 34 ha

- Cultivated land was expanded by approximately 32 ha (2017 – 2022)
- Cultivated land was expanded by approximately 2 ha (2022- current)

Existing at time of purchase: 45 ha

Total expansion area: 84 ha

Total current agricultural use area (including 5 ha dwellings, roads, dam): 129 ha

Remaining natural area: 188 ha

Approximately 122 ha are currently used for the growing and harvesting of variety of citrus. Areas on the land portions are used for harvesting of citrus. A warehouse is in place and used as a working area and storage of farming implements.





Plans provided in Annexure J

Infrastructure (e.g. roads, power and water supply/ storage)

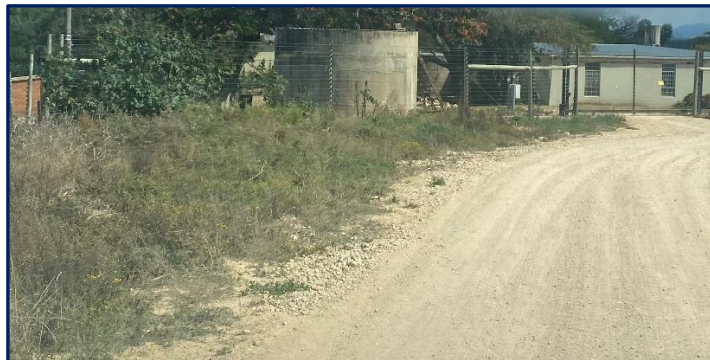
YES

NO

Provide brief description:

Water rights were in place (Refer to Annexure L for current water service bill); water is sourced directly from the Lower SRVM canal. The canal traverses the land portions. Electricity reticulation was in place. Access to the site from the R336 was in place. A small reservoir and storage dam was in place.





Processing activities (e.g. manufacturing, storage, distribution)

YES

Provide brief description:

Citrus is harvested and packed for distribution.

Hot composting of organic waste takes place on site and the compost is turned frequently





Storage facilities for raw materials and products (e.g. volume and substances to be stored)

Provide brief description

NO

Storage and treatment facilities for solid waste and effluent generated by the project

Provide brief description

NO

Other activities (e.g. water abstraction activities, crop planting activities)

YES

Provide brief description

At the time of purchase of the land portions water rights were in place and sourced directly from the SRVM canal which traverses the land. Crop farming (citrus) of an estimated 37 ha was in place.

Existing at time of purchase: 45 ha

Total expansion area: 84 ha

Total current agricultural use area (including structures, roads, dam): 129 ha

Remaining natural area: 188 ha

3. ACTIVITY NEED AND DESIRABILITY

Describe the need and desirability of the activity:
Approximately 124.5 ha of area is used for the rotation of irrigated citrus crops. The farm is located close to Kirkwood in SRV LM Agricultural production takes place in an area with suitable water and soil requirements The SRV canal traverses the farm portions making water readily available for crop growing The farm is located close to distribution areas (Gqeberha harbour)
Indicate the benefits that the activity has/had for society in general and also indicate what benefits the activity has/had for the local communities where it is located:
Food production Local employment created Local economic development Agricultural production in an area with suitable water and soil requirements

4. PHYSICAL SIZE OF THE ACTIVITY

Indicate the physical spatial size of the activity as well as associated infrastructure (footprints):	1 245 000	m2
Indicate the area that has been transformed / cleared to allow for the activity as well as associated infrastructure	820 000	m2
Total area (sum of the footprint area and transformed area)(includes re-route of site access)	1 245 000	m2

5. SITE ACCESS

Was there an existing access road?	YES	
If no, what was the distance over which the new access road was built?		
Describe the type of access road constructed: [indicate the position of the access road on the site plan]		
The farm is accessed via the R366. A number of tracks are in place between rows of citrus plants.		

6. SITE PHOTOGRAPHS

Colour photographs of the site and its surroundings (taken of the site and from the site), both before (if available) and after the activity commenced, with a description of each photograph must be attached to this application. The vantage points from which the photographs were taken must be indicated on the site plan, or locality plan as applicable. If available, please also provide past and recent aerial photographs. It should be supplemented with additional photographs of relevant features on the site. Date of photographs must be included. Photographs must be attached under [Annexure K](#) to this form.

Refer to Part 1 – Section D - Annexure K.

7. APPLICABLE LEGISLATION, POLICIES AND/OR GUIDELINES

Please list all legislation, policies and/or guidelines that were or are relevant to this activity.

LEGISLATION	ADMINISTERING AUTHORITY	TYPE Permit/ license/ authorization/comment	DATE (if already obtained):
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EAP Services

National Water Act (Act 36 of 1998)	Department of Water and Sanitation	Section 21 water uses requiring water use license	Not applicable
National Forests Act (No. 84 of 1998) with amendments	Department of Fisheries, Forestry and Environmental Affairs (DFFE)	Protected trees; not applicable	Not applicable
Environmental conservation Act (Act 73 of 1989)	Department of Fisheries, Forestry and Environmental Affairs (DFFE) / DEDEAT		Applicable – in process
National Environmental Management Act, 1998 (No. 107 of 1998) (NEMA)	Department of Fisheries, Forestry and Environmental Affairs (DFFE) / DEDEAT	Public participation process Assessment of impacts Section 24 G of NEMA EIA regulations (2002 up until and including 2014, as amended 2017)	Applicable – in process
National Environmental Management: Integrated Coastal Management Act (ICMA)	Department of Fisheries, Forestry and Environmental Affairs (DFFE)		Not applicable
National Heritage Resources Act 25 of 1999	South African Heritage Resources Agency / ECHRA	Regulating authority of archaeology, palaeontology and heritage resources	Applicable – in process
Eastern Cape Nature and Environmental Conservation Ordinance 19 of 1974	Department of Economic Development and Environmental Affairs (DEDEA) - Eastern Region	Protected fauna and flora	Not likely
National Environmental Management: Biodiversity Act (No. 10 of 2004)	EC Department of Economic Development, Environmental Affairs and Tourism (DEDEAT)	Protected fauna and flora Ecosystem protection	Not likely for SCC;
National Environmental Management: Protected Areas Act (No. 57 of 2003), as amended, 2014	Department of Environmental Affairs		Not applicable
The Conservation of Agricultural Resources Act 43 of 1983	Dept of Agriculture (EC)	Provide for control over the utilization of the natural agricultural resources Promote the conservation of the soil, the water sources and the vegetation Combating of weeds and invader plants .	Applicable
Preservation and Development of Agricultural Land Act (PDALA), 2024 (Act 39 of 2024)	Dept of Agriculture (EC)	“protected agricultural area” means a national or provincial protected agricultural area, contemplated in Part 4 of Chapter 2, which is a cartographically delineated area of agricultural land—	

EAP Services

		(a) which is preserved for purposes of ensuring that agricultural land is protected against non-agricultural land uses in order to promote long-term agricultural production and food security; and (b) which includes all areas demarcated as such in accordance with section 11;	
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POLICY/ GUIDELINES	ADMINISTERING AUTHORITY
Public Participation 2010, Integrated Environmental Management Guideline Series 7	Department of Environmental Affairs
Classification and definition of protected areas and conservation areas.	Department of Environmental Affairs
Eastern Cape Biodiversity Conservation Plan, 2019	EC Department of Economic Development, Environmental Affairs and Tourism (DEDEAT)
Spatial Planning and Land Use Management Act (No. 16 of 2013)	SRV Local Municipality
Integrated Development Plan, SRVLM, 2025 - 2026	SRV Local Municipality
Biodiversity Section Plan, SRVLM, 2012	SRV Local Municipality

8. WASTE QUANTITIES (WHERE THE ACTIVITY IS A LISTED WASTE MANAGEMENT ACTIVITY)

Indicate or specify types of waste and list the estimated quantities (expected to be) managed daily (should you need more columns, you are advised to add more)

Hazardous waste	Non-hazardous waste	Total waste handled (tonnes per day)

Source of information supplied in the table above Mark with an "X"

Determined from volumes

Determined with weighbridge/scale

Estimated

Recovery, Reuse, Recycling, treatment and disposal quantities:

Indicate the applicable waste types and quantities expected to be disposed of and salvaged annually:

TYPES OF WASTE	MAIN SOURCE (NAME OF COMPANY)	QUANTITIES		ON-SITE RECOVERY REUSE RECYCLING TREATMENT OR DISPOSAL	OFFSITE RECOVERY REUSE RECYCLING TREATMENT OR DISPOSAL	OFFSITE DISPOSAL
		TONS/ MONTH	M ³ / MONTH	method & location	method location and contractor details	

9. GENERAL (WHERE THE ACTIVITY IS A LISTED WASTE MANAGEMENT ACTIVITY)

Prevailing wind direction (e.g. NWW)

November – April	
May - October	

The size of population to be served by the facility

	Mark with “X”	Comment
0-499		
500-9,999		
10,000-199,999		
200,000 upwards		

PART 1 - SECTION C: PROPOSED PUBLIC PARTICIPATION

7.1 Public participation process

The person conducting the public participation process must fulfil the requirements outlined in Chapter 6 of the 2014 NEMA EIA Regulations as amended in April 2017 and must take into account any applicable guidelines published in terms of Section 24J of NEMA, as well as any other guidance provided by the Department.

Please highlight the appropriate box below to indicate the public participation process that has been or is proposed to be undertaken, including exemptions that have been/will be applied for: (Note that in the event that exemptions are to be applied for, please note that the Exemption Regulations are to be complied with and the Department is to be consulted in order to determine the process and order of events).

1. In terms of regulation 41 of the EIA Regulations, 2014 -			
(a) fixing a notice board at a place conspicuous to and accessible by the public at the boundary, on the fence or along the corridor of -			
(i) the site where the activity to which the application relates is or is to be undertaken; and	YES		
(ii) any alternative site	YES		
(b) giving written notice, in any manner provided for in section 47D of the NEMA, to –			
(i) the occupiers of the site and, if the applicant is not the owner or person in control of the site on which the activity is to be undertaken, the owner or person in control of the site where the activity is or is to be undertaken or to any alternative site where the activity is to be undertaken;	YES		
(ii) owners, persons in control of, and occupiers of land adjacent to the site where the activity is or is to be undertaken or to any alternative site where the activity is to be undertaken;	YES		
(iii) the municipal councillor of the ward in which the site or alternative site is situated and any organisation of ratepayers that represent the community in the area;	YES		
(iv) the municipality (Local and District Municipality) which has jurisdiction in the area;	YES		
(v) any organ of state having jurisdiction in respect of any aspect of the activity; and	YES		
(vi) any other party as required by the Department;	YES		N/A
(c) placing an advertisement in -			
(i) one local newspaper; or	YES		
(ii) any official <i>Gazette</i> that is published specifically for the purpose of providing public notice of applications or other submissions made in terms of these Regulations;			
(d) placing an advertisement in at least one provincial newspaper or national newspaper, if the activity has or may have an impact that extends beyond the boundaries of the metropolitan or district municipality in which it is or will be undertaken			

EAP Services

(e) using reasonable alternative methods, as agreed to by the Department, in those instances where a person is desirous of but unable to participate in the process due to— (i) illiteracy;(ii) disability; or (iii) any other disadvantage.	YES		
If you have indicated that “EXEMPTION” applies to any of the above, then a separate Application for Exemption must be submitted.			
2. The NEM: AQA and NEM:WA requires that a notice must be placed in at least two newspapers.			
If applicable, have/will an advertisement be placed in at least two newspapers?	YES	NO	
If “NO”, then an application for exemption from the requirement must be applied for.			

Note: It is no longer possible to obtain permission to deviate from the requirements to give notice to potential interested and affected parties. Unless exemption has been granted from a particular requirement, the requirement must be met. If an application for exemption is refused, the requirement in question must be met.

7.2 Public participation undertaken prior to the submission of this application.

Where public participation in terms of Regulations 40(3) and 41 was undertaken prior to submission of this application, please provide a summary of the steps followed to date.
A public participation process is being carried out in accordance with Section 41 of the NEMA; the following activities have been carried out: • Notice of proposed application for EA and registration of IAPs: ○ Placing two posters close to the site to inform the public of the process. ○ Emailing notice to organs of state, landowners and potential IAPs of the intended S24G application ○ Placing an advertisement in the local newspaper on 25 September 2025 • Allowing for a 30-day registration and initial comment period on Notice and proposed application • Registration of IAPs: 25 September to 27 October 2025 • Record of registration and initial comments received in response to the notices • The draft section 24G application form will be distributed to registered IAPs for a 30-day review and comment period. Review and comment: 7 September 2026 – 9 October 2026 All comments received as well as responses provided by the Environmental Assessment Practitioner, specialists and the proponent, as applicable, will be recorded throughout the process. The Final S24G application and accompanying appendices include the PP and CRR report (this report) will be submitted to the competent authority for decision making. Refer to PART 2 - SECTION A - Appendix 5 - PPP and CRR
The draft S24G application and supporting appendices will be distributed to the registered IAPs for 30-day comment and review The draft will then be updated to a final S24G application and submitted to the CA for consideration. Refer to PART 2 - SECTION A - Appendix 5 - PPP and CRR

7.3 *List of State departments consulted/to be consulted*

Provide a list of all the State departments that will be/have been consulted, including the name and contact details of the relevant official.		
DWS	Portrait Tshatshu	TshatshuP@dws.gov.za
DWS	Ms Mpumela	MpumelaN@dws.gov.za
ECPHRA	Ayanda Mncwabe-Mama	ayanda.mncwabe-mama@ecsrac.gov.za
ECPHRA	Lungiswa Mzazi	lungiswam@ecphra.org.za
EC Roads – Sarah Baartman DM	Randall Moore	Randall.Moore@ectransport.gov.za ; Monde.Manga@ectransport.gov.za
DFFE Forestry	Babalwa Layini	BLayini@dfffe.gov.za
Department of Agriculture, Fisheries and Forestry (DAFF) Regional Manager: Land Use & Soil Management	Gcinile Dumse	GcinileD@dalrrd.gov.za
Dept of Agriculture (EC)	Ruffus Maloma Patrick Futshane	Ruffus.Maloma@drdar.gov.za Patrick.futshane@drdar.gov.za
DEDEAT	Andries Struwig	Andries.Struwig@dedea.gov.za
DEDEAT	Jeff Govender	dayalan.govender@dedea.gov.za
DEDEAT	Vuyo Maqutu	Vuyo.Maqutu@dedea.gov.za
DEDEAT	Adriaan Le Roux	Adriaan.leroux@dedea.gov.za
SANBI	Vathiswa Zikishe	V.Zikishe@sanbi.org.za

Note: A State department consulted in terms of Section 240(2) of NEMA and Regulations 3(4) and 43(2) must within 30 days from the date of the Department's request for comment, submit such comment in writing to the Department. The applicant/EAP

EAP Services

is therefore required to inform this Department in writing when the Basic Assessment Report / Scoping Report / Environmental Impact Assessment Report or any other information / report as directed by the Department is submitted to the relevant State Departments. Upon receipt of this confirmation, this Department will in accordance with Section 24O (2) & (3) of the NEMA (as amended), inform the relevant State Departments of the commencement date of the 30 day commenting period.

PART 1 – SECTION D: ANNEXURES TO PART 1

The following annexures must be attached where appropriate:

Appendix	Cross out ("X") the box if Annexures attached
Annexure A: list of individuals or companies where there is more than one transgressor.	NA
Annexure B: List of landowners in the event that there is more than one landowner.	NA
Annexure C: Landowners' consent where the transgressor is not the landowner.	NA
Annexure D: List of municipalities where the activities span more than one municipality	NA
Annexure E: List of properties where there are more than one property involved.	YES
Annexure F: List of magisterial districts or towns if more than one is affected.	NA
Annexure G: Map depicting the zonings of various portions in the event where there is more than one zoning.	NA – Agricultural Zone
Annexure H: List of all planning approvals where such have been granted	NA
Annexure I Location map	YES
Annexure J: Site plan(s)	YES
Annexure K: Photographs	YES
Annexure L: Permit(s) / license(s) from any other organ of state including service letters from the municipality	YES – water rights
Annexure M: Any Other (describe) Annexure M – Title Deeds	YES

PART 2 - SECTION A: DIRECTIVE

Section 24G(1) of the National Environmental Management Act, 1998 (Act 107 of 1998) ("NEMA") provides that on application by a person who has commenced with a listed or specified activity without an environmental authorisation in contravention of section 24F(1); or a person who has commenced, undertaken or conducted a waste management activity without a waste management licence in terms of section 20(b) of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) ("NEM:WA") the Minister, Minister responsible for mineral resources or MEC concerned (or the official to which this power has been delegated), as the case may be, may direct the applicant to-

i	immediately cease the activity pending a decision on the application submitted in terms of this subsection
ii	investigate, evaluate and assess the impact of the activity on the environment
iii	remedy any adverse effects of the activity on the environment
iv	cease, modify or control any act, activity, process or omission causing pollution or environmental degradation
v	contain or prevent the movement of pollution or degradation of the environment
vi	eliminate any source of pollution or degradation
vi i	compile a report containing-
aa	a description of the need and desirability of the activity
bb	an assessment of the nature, extent, duration and significance of the consequences for or impacts on the environment of the activity, including the cumulative effects and the manner in which the geographical, physical, biological, social, economic and cultural aspects of the environment may be affected by the proposed activity
cc	a description of mitigation measures undertaken or to be undertaken in respect of the consequences for or impacts on the environment of the activity
dd	a description of the public participation process followed during the course of compiling the report, including all comments received from interested and affected parties and an indication of how the issues raised have been addressed
ee	an environmental management programme
vi ii	provide such other information or undertake such further studies as the Minister, Minister responsible for mineral resources or MEC, as the case may be, may deem necessary.

You are hereby provided with an opportunity to make representations on any or all of the abovementioned instructions, including where you are of the opinion that any of these instructions are not relevant for the purposes of your application, setting out the reasons for your assertion. Kindly note further that, after taking your representations into account, a final directive may be issued.

Note: A report has been compiled (this draft NEMA S24G application and accompanying appendices):

aa a description of the need and desirability of the activity
(Part 1: Section B – 3. Need and Desirability)

EAP Services

bb an assessment of the nature, extent, duration and significance of the consequences for or impacts on the environment of the activity, including the cumulative effects and the manner in which the geographical, physical, biological, social, economic and cultural aspects of the environment may be affected by the proposed activity

Kindly refer to the following appendices:

PART 2 - SECTION A - Appendix 1 - Screening tool report
PART 2 - SECTION A - Appendix 2 - retrospective impact assessment
PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment
PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment
PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment
PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment
PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment

cc a description of mitigation measures undertaken or to be undertaken in respect of the consequences for or impacts on the environment of the activity

Kindly refer to the following appendices:

PART 2 - SECTION A - Appendix 2 - retrospective impact assessment
PART 2 - SECTION A - Appendix 4 - EMPr

dd a description of the public participation process followed during the course of compiling the report, including all comments received from interested and affected parties and an indication of how the issues raised have been addressed

Kindly refer to the following appendices:

PART 2 - SECTION A - Appendix 5 - PPP and CRR

ee an environmental management programme

Kindly refer to the following appendices:

PART 2 - SECTION A - Appendix 4 - EMPr

PART 2 - SECTION B: DEFERRAL

Section 24G(7) of the NEMA provides that if at any stage after the submission of an application it comes to the attention of the Minister, the Minister responsible for mineral resources or the MEC, that the applicant is under criminal investigation for the contravention of, or failure to comply with, section 24F(1) of the NEMA or section 20(b) of the NEM:WA, the Minister, Minister responsible for mineral resources or MEC may defer a decision to issue an environmental authorisation until such time as the investigation is concluded and-

- (a) the National Prosecuting Authority has decided not to institute prosecution in respect of such contravention or failure;
- (b) the applicant concerned is acquitted or found not guilty after prosecution in respect of which such contravention or failure has been instituted; or
- (c) the applicant concerned has been convicted by a court of law of an offence in respect of such contravention or failure and the applicant has in respect of the conviction exhausted all the recognised legal proceedings pertaining to appeal or review.

Kindly answer the following questions:

Are you, the applicant, being investigated for the contravention of section 24F(1) of the NEMA in respect of a matter that <u>is not subject to this application</u> and in any province in the Republic?	YES	NO	UNCERTAIN
If yes provide details of the offence being investigated and authority conducting the investigation. If uncertain provide details of the activity or activities in relation to which you suspect you may be under investigation.			
Are you, the applicant, being investigated for the contravention of section 20(b) of the NEMWA in respect of a matter that is <u>not subject to this application</u> and in any province in the Republic?	YES	NO	UNCERTAIN
If yes provide details of the offence being investigated and authority conducting the investigation. If uncertain provide details of the activity or activities in relation to which you suspect you may be under investigation.			
Are you, the applicant, being investigated for an offence in terms of section 24F(1) of the NEMA or section 20(b) of the NEMWA <u>in terms of which this application directly relates?</u>	YES	NO	UNCERTAIN
If yes provide details of the offence being investigated and authority conducting the investigation. If uncertain provide details of the activity or activities in relation to which you suspect you may be under investigation.			

If you have answered yes to any of the above questions, you are hereby provided with an opportunity to make representations as to why the Minister, Minister responsible for mineral resources or MEC, as the case may be, should not defer the application as he or she is entitled to do under section 24G(7).

PART 2 - SECTION C: QUANTUM OF THE SECTION 24G FINE

(Note that the information contained in this section can be preliminary information that is to be updated once the necessary assessments as directed by the Department has been completed)

Section 24G(4) of the NEMA makes it mandatory for an applicant to pay an administrative fine as determined by the competent authority before the Minister, Minister responsible for mineral resource or MEC may take a decision on whether or not to grant *ex post facto* environmental authorisation or a waste management licence as the case may be. The quantum of this fine may not exceed R5 million.

Having regard to the factors listed below, you are hereby afforded with an opportunity to make representations in respect of the quantum of the fine and as to why the competent authority should not issue a maximum fine of R5 million.

Please note that Part 1 of this section must be completed by an independent environmental assessment practitioner after conducting the necessary specialist studies.

Please also include in your representations whether or not the activities applied for in this application (if more than 1) are in your view interrelated and provide reasons therefor.

PART 2 – SECTION C.1: THE IMPACTS OR POTENTIAL IMPACTS OF THE ACTIVITY/ACTIVITIES

Index	Socio Economic Impact	Place an “x” in the appropriate box
	Description of variable	
	The activity is not giving, has not given and will not give rise to any negative socio-economic impacts	X
	The activity is giving, has given, or could give rise to negative socio-economic impacts, but highly localised	
	The activity is giving, has given, or could give rise to significant negative socio-economic and regionalized impacts	
	The activity is resulting, has resulted or could result in wide-scale socio-economic impacts.	
Motivation: Screening tool report was generated and specialist assessments carried out as per required protocols. Impacts on the socio-economic are rated as positive of medium significance. Kindly refer to the following appendices: PART 2 - SECTION A - Appendix 1 - Screening tool report PART 2 - SECTION A - Appendix 2 - Retrospective impact assessment PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment PART 2 - SECTION A - Appendix 4 - EMPPr PART 2 - SECTION A - Appendix 5 - PPP and CRR		

Index	Biodiversity Impact	Place an “x” in the appropriate box
	Description of variable	
	The activity is not giving, has not given and will not give rise to any impacts on biodiversity	
	The activity is not giving, has not given and could give rise to localised biodiversity impacts	X
	The activity is not giving, has not given and could give rise to significant biodiversity impacts	
	The activity is, has or is likely to permanently / irreversibly transform/ destroy a recognised biodiversity 'hot-spot' or threaten the existence of a species or sub-species.	
Motivation: Screening tool report was generated and specialist assessments carried out as per required protocols. Impacts on biodiversity due to expansion of agricultural activities are rated as negative of low significance with mitigation measures in place. Kindly refer to the following appendices: PART 2 - SECTION A - Appendix 1 - Screening tool report PART 2 - SECTION A - Appendix 2 - Retrospective impact assessment PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment		

PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment
 PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment
 PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment
 PART 2 - SECTION A - Appendix 4 - EMP
 PART 2 - SECTION A - Appendix 5 - PPP and CRR

Index	Sense of Place Impact and / or Heritage Impact	Place an “x” in the appropriate box
	Description of variable	
	The activity is in keeping with the surrounding environment and / or does not negatively impact on the affected area's sense of place and / or heritage	X
	The activity is not in keeping with the surrounding environment and will have a localised impact on the affected area's sense of place and/or heritage	
	The activity is not in keeping with the surrounding environment and will have a significant impact on the affected area's sense of place and/ or heritage	
	The activity is completely out of keeping with the surrounding environment and will have a significant impact on the affected area's sense of place and/ or heritage	
Motivation: Screening tool report was generated and specialist assessments carried out as per required protocols. Impacts were found to be negligible. Kindly refer to the following appendices: PART 2 - SECTION A - Appendix 1 - Screening tool report PART 2 - SECTION A - Appendix 2 - Retrospective impact assessment PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment PART 2 - SECTION A - Appendix 4 - EMP PART 2 - SECTION A - Appendix 5 - PPP and CRR		

Index	Pollution Impact	Place an “x” in the appropriate box
	Description of variable	
	The activity is not giving, has not given and will not give rise to any pollution	
	The activity is giving, has given or could give rise to pollution with low impacts.	X
	The activity is giving, has given or could give rise to pollution with moderate impacts.	
	The activity is giving, has given or could give rise to pollution with high impacts.	
	The activity is giving, has given or could give rise to pollution with major impacts.	
Motivation: Screening tool report was generated and specialist assessments carried out as per required protocols. Screening tool report was generated and specialist assessments carried out as per required protocols.		

Pollution impacts arising due to the expansion of agricultural activities are rated as negative of low significance with mitigation measures in place.

Kindly refer to the following appendices:

PART 2 - SECTION A - Appendix 1 - Screening tool report

PART 2 - SECTION A - Appendix 2 - Retrospective impact assessment

PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment

PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment

PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment

PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment

PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment

PART 2 - SECTION A - Appendix 4 - EMP

PART 2 - SECTION A - Appendix 5 - PPP and CRR

PART 2 – SECTION C.2.: COMPLIANCE HISTORY AND KNOWLEDGE OF THE APPLICANT

Index	Previous administrative action (i.e. administrative enforcement notices) issued to the applicant in respect of a contravention of section 24F(1) of the National Environmental Management Act and/or section 20(b) of the National Environmental Management Waste Act	Place an “x” in the appropriate box
Description of variable		
	Administrative action was previously taken against the applicant in respect of the abovementioned provisions.	
	No previous administrative action was taken against the applicant but previous administrative action was taken against a firm(s) on whose board one or more of the applicant’s directors sit or sat at the relevant time when the administrative action was taken.	X
	Administrative action was not previously taken against the applicant in respect of the abovementioned provisions.	
Explanation of all previous administrative action taken in respect of the above:		

Index	Previous Convictions in terms of section 24F(1) of the National Environmental Management Act and/or section 20(b) of the National Environmental Management Waste Act	Place an “x” in the appropriate box
Description of variable		
	The applicant was previously convicted in terms of either or both of the abovementioned provisions.	
	No previous convictions have been secured against the applicant but a conviction has been secured against a firm(s) on whose board one or more of the applicant’s directors sit or sat; or a conviction was secured against a director of the applicant in his or her personal capacity.	X
	The applicant has not previously been convicted in terms of either or both of the abovementioned provisions.	
Explanation of all previous convictions in respect of the above:		

Index	Number of section 24G applications previously submitted by the applicant	Place an “x” in the appropriate box
Description of variable		
	Previous applications in terms of section 24G of NEMA were submitted by the applicant.	
	No previous applications have been submitted by the applicant but a previous application(s) have been submitted by a firm(s) on whose board one or more of the applicant’s directors sit or sat at the relevant time.	X
	No previous applications have been submitted by the applicant but the applicant sat on the board of a firm that previously submitted an application.	
Explanation in respect of all previous applications submitted in terms of section 24G:		

PART 2 – SECTION C.3: APPLICANT’S PERSONAL CIRCUMSTANCES

Index	Applicant's legal persona	Place an "x" in the appropriate box
	Description of variable	
	The applicant is a natural person.	YES
	The applicant is a firm.	YES
	Describe the firm: Humeat cc represented by Mr Mark Hume	

Index	Any other relevant information that the applicant would like to be considered.
	Motivate and explain fully: Screening tool report was generated and specialist assessments carried out as per required protocols. The majority of direct impacts were found to be low to negligible with management measures in place. Job creation is considered a positive impact of medium significance. The retrospective assessment is provided as PART 2 - SECTION A - Appendix 2 - retrospective impact assessment Specialist studies are included as: PART 2 - SECTION A - Appendix 3 – 1 Agricultural Assessment PART 2 - SECTION A - Appendix 3 – 2 Aquatic Assessment PART 2 - SECTION A - Appendix 3 – 3 Terrestrial Biodiversity Assessment PART 2 - SECTION A - Appendix 3 – 4 Heritage Assessment PART 2 - SECTION A - Appendix 3 – 5 Paleontology Assessment Mitigation measures are provided in the EMP: PART 2 - SECTION A - Appendix 4 - EMP

NOTE: An explanation as to why the applicant did not obtain an environmental authorisation and/or waste management license must be attached to this application.

The applicant claims to not have been aware of the required NEMA environmental authorisation for expansion of agricultural areas on the farm portions which are zoned as agricultural.

PART 3 - DECLARATIONS**PART 3 - SECTION A: Declaration of the Applicant**1. **The Applicant**

I, _____ do hereby make oath and say that I –

- Am the applicant in this application / duly authorised by the applicant to complete and submit this application.
- The information contained in Part 1 and Part 2 of this application form (including annexures thereto) is within my own personal knowledge and is true.
- Appointed the environmental assessment practitioner as indicated under **A1** above to act as the independent environmental assessment practitioner for this application.
- Undertake to provide the environmental assessment practitioner and the competent authority with access to all information at my disposal that is relevant to the application.
- Am responsible for complying with the directive or conditions of any environmental authorisation issued by the competent authority.
- Understand that I will be required to pay an administration fine in terms of S24G(4) of the Act and that a decision in this regard will only be forthcoming after payment of such a fine and deferral (where applicable); and
- Hereby indemnify, the government of the Republic, the competent authority and all its officers, agents and employees, from any liability arising out of the content of any report, any procedure or any action for which the applicant or environmental assessment practitioner is responsible in terms of the Act.

Signature of the applicant:

Name of company:

Date:

Signature of the Commissioner of Oaths:

Date:

Designation:

Official stamp (below):

NOTE: Unless protected by law, all information contained in and attached to this application form may become public information on receipt by the competent authority. Upon request, any interested and affected party must be provided with the information contained in and attached to this application form.

EAP Services

PART 3 - SECTION B: Declaration of the EAP

2. The Independent Environmental Assessment Practitioner

I, Claire de Jager do hereby make oath and say that I –

- act as the independent environmental assessment practitioner in this application;
- do not have and will not have any financial interest in the undertaking of the activity, other than remuneration for work performed in terms of the S24G of the National Environmental Management Act, read together with the relevant Environmental Impact Assessment Regulations;
- do not have, and will not have, a vested interest in the proposed activity proceeding;
- have no, and will not engage in, conflicting interests in the undertaking of the activity;
- undertake to disclose to the competent authority any material information that has, or may have, the potential to influence the decision of the competent authority or the objectivity of any report, plan or document required in terms of the S24G of the National Environmental Management Act, read together with the Environmental Impact Assessment Regulations, 2006;
- will ensure that all documents contain all relevant facts in respect of the application and that all documentation is timeously distributed or made available to interested and affected parties. I will ensure that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced for this application;
- will ensure that the comments of all interested and affected parties are considered and recorded in reports that are submitted to the competent authority in respect of the application, provided that comments that are made by interested and affected parties in respect of a final report that will be submitted to the competent authority may be attached to the report without further amendment to the report;
- will keep a register of all interested and affected parties that participated in a public participation process; and
- will provide the competent authority with access to all information at my disposal regarding the application, whether or not such information is favourable to the applicant.

Signature of the environmental assessment practitioner:

Claire de Jager heading as EAP Services
Name of company:

11 August 2026
Date:

R. de Jager
Signature of the Commissioner of Oaths:

2026-08-11
Date:

Police Services
Designation:

Official stamp (below)

SUID-AFRIKAANSE POLISIEDIENS
COMMUNITY SERVICE
2026 -08- 11
KNYSNA SAPS
SOUTH AFRICAN POLICE SERVICE