



## environmental affairs

Department:  
Environmental Affairs  
REPUBLIC OF SOUTH AFRICA

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**Reference:** 12/12/20/695

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Ms Deidre Herbst  
Eskom Holdings Ltd  
P.O. Box 1091  
**JOHANNESBURG**  
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Dear Ms Herbst

### **APPROVAL OF AMENDMENTS TO THE CONSTRUCTION ENVIRONMENTAL MANAGEMENT PLAN (CEMP) FOR THE MEDUPI POWER STATION IN LEPHALALE, LIMPOPO PROVINCE**

The Record of Decision (RoD) dated 21 September 2006, the Construction Environmental Management Plan (CEMP) approval in May 2007 and the proposed amendments to the CEMP which was submitted to the Department on 27 April 2010 refer.

Please be advised that this Department has accepted, evaluated and hereby approves the proposed amendments to the CEMP (Revision 1) for the above-mentioned project. The Department is satisfied that the CEMP (Revision 2) adequately addresses possible environmental aspects associated with the development and that it streamlines effective reporting on the project.

The approval is, however, subject to the following conditions:

1. Section 2.4.1 (Working document - page 12) - The Environmental Monitoring Committee (EMC) must report to the Director-General of the Department of Environmental Affairs on a quarterly basis, insofar as project compliance to the conditions of the Record of Decision, environmental legislation and specific mitigation requirements as stipulated in the Environmental Impact Report (EIR) as well as the Environmental Management Plans is concerned. The report should be sent to the Director: EIE as well.
2. Section 2.5 (Working document – page 13) - The decision on how much to impose for a spot fine will be made by the ECO in consultation with the Site Director and will be final. In addition to the spot fine, the Contractor shall be required to make good any damage caused as a result of the infringement at his own expense to the satisfaction of the ECO.

Further to the above, the values set for “spot fines” depending on the severity of each infringement as contained in the site / project specific rewards and discipline procedure must be submitted to the Department for review and approval.

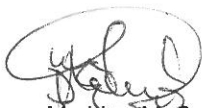
3. Section 2.7.1 (Working document – page 13) – The EMC must meet on a quarterly basis for the project. These meetings should be coordinated, facilitated and chaired as per agreement by the EMC members.
4. Section 4.15.2 (Working document – page 20) - Spoil and other dust-generating dumps which are left unused for 28 days or longer will be appropriately treated to control dust.
5. Section 4.17.1 (Working document – page 21) - Topsoil which is to be stockpiled for periods exceeding 28 days must be appropriately treated as specified by the ECO to control dust pollution and erosion.
6. Section 4.17.4 (Working document – page 22) - All cleared areas will be rehabilitated at the end of land use and in accordance with specific instructions from the Site Director.
7. (Working document – all content) – It should be noted that the Department is no longer known as DEAT. All referrals to the competent authority must be indicated as “DEA”.

With regards to Section 3.3.5 (Working Document – page 14), the Department is in agreement that the following condition can be omitted from the CEMP as it relates to the operational phase:

- *The power station must be operated in compliance with any related Registration Certificate issued in terms of the Atmospheric Pollution Prevention Act, Act 45 of 1965 or any related Atmospheric Emission Licence issued in terms of the National Environmental Management: Air Quality Act, Act 39 of 2004.*

In accordance with condition 3.2.3.2 imposed in the RoD, the CEMP (Revision 2) should be regarded as a 'living document' which may be amended from time to time as and when the need arises. Further amendments to the CEMP (Revision 2) must be approved by this Department.

Yours sincerely



Ms Lize McCourt

**CHIEF DIRECTOR: ENVIRONMENTAL IMPACT MANAGEMENT**

Department of Environmental Affairs

Signed by: Mr. Dumisani Mthembu

Designation: Director - Environmental Impact Evaluation

Date: 25/06/2010

CC: Mr Riaan Robbeson

Acting Chairman – Medupi EMC

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