

**FW: MES application PP process approvals**

Bryan Mccourt &lt;McCourBA@eskom.co.za&gt;

Tue 6/23/2020 1:13 PM

**To:** Marissa Botha <botham@naledzi.co.za>**Cc:** Lorraine Ndala <NdalaL@eskom.co.za>

Hi

FYI clarification DEF do not approve AQ MES pp plans.

Please ensure we do comply with the directive in our PP process however.

Any queries give us a call.

Regards,

Bryan McCourt  
Manager Air Quality CoE  
Environmental Management  
Eskom  
Tel : 082 770 0037 or 011 800 2414

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**From:** Derrick Makhubele <[DMakhubele@environment.gov.za](mailto:DMakhubele@environment.gov.za)>**Sent:** Tuesday, 23 June 2020 12:29**To:** Bryan Mccourt <[McCourBA@eskom.co.za](mailto:McCourBA@eskom.co.za)>; Lydia Alade <[LAlade@environment.gov.za](mailto:LAlade@environment.gov.za)>**Cc:** Lorraine Ndala <[NdalaL@eskom.co.za](mailto:NdalaL@eskom.co.za)>; Belinda Garnham <[RoosBe@eskom.co.za](mailto:RoosBe@eskom.co.za)>; Jacqui Davis <[JacquiD@nema.co.za](mailto:JacquiD@nema.co.za)>**Subject:** RE: MES application PP process approvals

Dear Bryan

The Directions as issued by the Minister are clear in terms of what should be done under EIA/Waste Management applications and AEL applications. The Annexures that were included as part of the Directions were meant to provide clarity in relation to what is applicable under each permitting system. As such, what is applicable under EIA may not be applicable under AEL, otherwise there would not be a need for separate Annexures. I did not see an indication for submission and approval of Public Participation(PP) plans under the PP section of the AEL Annexure. We do not review or approve PP Plans under the AEL permitting approach. What we would require, is a proof that a PP was conducted and concluded following the guidance as provided in the Air Quality Act and in the Directions.

Regards

**Derrick Makhubele**

Directorate: Air Quality Authorisation

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**From:** Bryan Mccourt [<mailto:McCourBA@eskom.co.za>]  
**Sent:** Tuesday, 23 June 2020 11:20 AM  
**To:** Lydia Alade <[LAlade@environment.gov.za](mailto:LAlade@environment.gov.za)>; Derrick Makhubele <[DMakhubele@environment.gov.za](mailto:DMakhubele@environment.gov.za)>  
**Cc:** Lorraine Ndala <[NdalaL@eskom.co.za](mailto:NdalaL@eskom.co.za)>; Belinda Garnham <[RoosBe@eskom.co.za](mailto:RoosBe@eskom.co.za)>  
**Subject:** RE: MES application PP process approvals

Hello,

Hope you are all well – and that Derrick is returned safely from leave.

I just need to follow up on the query below. Your response would be appreciated – please feel free to give me a call to discuss.

We understand that for Naledzi (Marissa Botha) who is doing Grootvlei application your advice in terms of PP was she could go ahead as long as she was in compliance in directive as MES application and associated variation was not covered in terms of the directive explicitly.

But for Nemaï (Jacqui Davis) who is doing our Acaia and Port Rex applications and will also ensure they comply with directive you were less clear on requirements.

I am pushing Jacqui to proceed with at least advertising application to meet our August submission to you but we would like clarity from yourselves for the record.

Many thanks

Regards,

Bryan McCourt  
Manager Air Quality CoE  
Environmental Management  
Eskom  
Tel : 082 770 0037

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**From:** Bryan Mccourt  
**Sent:** Wednesday, 17 June 2020 12:31  
**To:** 'Lydia Alade' <[LAlade@environment.gov.za](mailto:LAlade@environment.gov.za)>; Derrick Makhubele <[DMakhubele@environment.gov.za](mailto:DMakhubele@environment.gov.za)>  
**Cc:** Lorraine Ndala <[NdalaL@eskom.co.za](mailto:NdalaL@eskom.co.za)>; Belinda Garnham <[RoosBe@eskom.co.za](mailto:RoosBe@eskom.co.za)>  
**Subject:** MES application PP process approvals

Hi folks on a rather cold day,

When we engaged a week or so ago we discussed proceeding with public participation for our MES applications and AEL variation request, (Groetvlei, Acaia, Port Rex, Medupi and Matimba).

I understood the initial feedback was that we did not believe the need for DEF PP approval was applicable for these applications (practically DEFF does not approve the PP for these applications normally – it is not an EIA, so why would it be required now).

Two of our consultants have submitted plans to you for record anyway (good practice) but now you are referring them elsewhere in DEF for approval. Can you please clarify the process for us. While a change in stance i.e. need for approval if ok if legally based we do not want to delay our processes unduly. Your response and guidance would be appreciated.

Regards,

Bryan McCourt

Manager Air Quality CoE  
Environmental Management  
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Tel : 082 770 0037 or 011 800 2414

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