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<th>Receiver's Details</th>
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<tr>
<td>To: Warwick Lord</td>
<td>From: Marius Venter</td>
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CC Eco Assessment CC
Attn: Mark Custers
Fax: (011) 888-9588

Ekurhuleni Metropolitan Municipality
Attn: Elisabeth van der Merwe
Fax: (086) 612 8519

Compliance Monitoring
Attn: Cecilia Petlane
Fax: (011) 355-1850

EPIA: NER
Attn: Marius Venter
Fax: (086) 265-3771
Mr Warwick Lord  
39 Saint James Crescent  
BRYANSTON  
2191

Facsimile: (086) 518-3537

PER FACSIMILE / REGISTERED MAIL

Dear Sir


The above matter and more specifically your application for amendment received on 11 May 2012 has reference.

Please be advised that the Department has, under the powers vested in it by Regulations 41 and 42 of the Environmental Impact Assessment Regulations, 2010 ("the Regulations") decided to amend the Environmental Authorisation GAUT 002/07-08/N1124 issued on 10 March 2009 in respect of the above-mentioned project.

The Addendum reflecting the amendment and reasons for the decision are attached hereto.

In terms of Regulation 10(2) of the Regulations, 2010 you are to notify all Registered Interested and Affected Parties, in writing and within 12 (twelve) days of the date of this letter, of the Department’s decision to amend the Environmental Authorisation, the reasons for the Department’s decision as well as the provisions regarding the making of an appeal(s) that are provided for in Chapter 7 of the Regulations.

Should you wish to appeal any aspect of the decision, you must, inter alia, lodge a Notice of Intention to Appeal with the Member of the Executive Council (MEC), within 20 (twenty) days of the date of this letter, by means of one of the following methods:

By facsimile: (011) 355 1000  
By post: P O Box 8769 Johannesburg 2000; or  
By hand: 16th Floor Diamond Corner Building, 68 Eloff & Market Street,  
Johannesburg

Should you decide to appeal, you must serve a copy of your Notice of Intention to Appeal on all Registered Interested and Affected Parties as well as a Notice indicating where and for what period the appeal submission will be available for inspection. The prescribed appeal form is available on the Department’s website; www.gdard.gpg.gov.za.

Yours faithfully,

Ms S J Sekgobela
Head: Agriculture and Rural Development
Date: 23/07/2012

CC ECO Assessments CC
Attn: Mark Custers
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Ekurhuleni Metropolitan Municipality
Attn: Elisabeth van der Merwe
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GDARD
Office of the HOD
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GAUTENG PROVINCE
AGRICULTURE AND RURAL DEVELOPMENT
REPUBLIC OF SOUTH AFRICA

Addendum to Environmental Authorisation

Authorisation Register Number: GAUT 002/07-08/N1124
Last Amended: Not Applicable
Amendment Application Number: GAUT 006/12-13/E0019
Holder of Authorisation: Mr Warwick Lord

GDARD
Office of the HOD
Decision

The Department has decided to amend the Environmental Authorisation ("Initial EA") issued to Mr Warwick Lord on 10 March 2009.

Amendment

The initial EA is hereby amended as follows:

Condition 1.16 which reads:

"The buffer zone of 500 m from Landfill site to the activity should be applied."

is hereby deleted.

General

1.1 A copy of this Addendum together with a copy of the Initial EA, must be kept on site. It must be produced to any authorised official of the Department who requests to see it and must be made available for inspection by any employee or agent of the holder of the Environmental Authorisation ("EA") who works or undertakes work on site. If it is not possible to keep copies on site, it must be kept at the offices of the site manager.

1.2 The holder of the EA must notify every registered interested and affected party, in writing and within 12 twelve days, of receiving notice of the Department’s decision to amend the initial EA.

1.2.1 The notification referred to in 1.2 must:

1.2.1.1 Specify the date on which the Addendum was issued and reasons for the decision.

1.2.1.2 Inform the Registered Interested and Affected Parties of the appeal procedure provided for in Chapter 7 of the Regulations; and

1.2.1.3 Advise the Registered Interested and Affected Parties that a copy of the Addendum will be furnished on request.

1.3 The holder must notify the Department, in writing within 7 (seven) days if a condition of this Addendum is not adhered to. Any notification must be accompanied by reasons for the non-compliance.

1.4 Non-compliance with a condition of this Addendum may result in criminal prosecution or other actions provided for in the National Environmental Management Act 107 of 1998 ("the NEMA") and the Regulations.

Date of Amendment: 07/07/2012
REASONS FOR DECISION

1. Background

The Department issued Environmental Authorisation GAUT 002/07-08/N1124 on 10 March 2009 to Mr Warwick Lord to undertake the following activity—

The proposed industrial 1 development including offices but excluding rights for a filling station, public garage and noxious industries occupying 60 erven, roads and private open space occupying 2 erven on part of Portion 23, Portion 69 and the remainder of Portions 22 and 36 of the Farm Klipfontein 12-IR to be known as Chloorkop Extensions 62 and 66. The proposed Chloorkop Extension 64 will occupy 58.59ha and Chloorkop Extension 66 will occupy 25.55ha of the site. The sites are 84.14ha in extent and fall within the Kempton Park Service Delivery area of the Ekurhuleni Metropolitan.

The holder appointed Eco Assessments CC to conduct the amendment application process.

2. Information Considered

The Department took, inter alia, the following into consideration –

a) The information contained in the Application for Amendment of an Environmental Authorisation received by the Department on 11 May 2012;

b) The Environmental Authorisation issued on 10 March 2009;


d) The objectives, principles and requirements of relevant legislation, policies and guidelines, including Section 2 of the National Environmental Management Act, 1998 (Act 107 of 1998) (NEMA);

e) The information contained in the Departmental data base, including, but not limited to GIS Information; and

f) The findings of the site visit inspection undertaken by Marius Venter and Rhulani Chauke of this Department on 30 May 2012.

3. Key Factors Considered

All the information presented to the Department was taken into account in the Department’s consideration of the application. A summary of the issues which, in the Department’s view, were of the most significance are set out below:

a) The Impact of the Chloorkop Landfill Site on the development.

b) This Amendment Application being non-substantive.

c) The proximity of other development around the Landfill Site.

d) The proposed layout plan.

e) The need for the proposed activity as adequately demonstrated by the applicant from a socio-economic context.

4. Findings

Having considered the information and factors listed above, the Department made the following findings:
a) The site will not be significantly affected by odours owing to the nature and intensity of the industrial activities on site.

b) The land fill is currently in a state of reaching its capacity and will be closed in the next 12 to 24 months.

c) The amendment will not affect surrounding land owners.

d) The amendments will still be within the existing footprint of the approved development.

e) The mitigation measures mentioned in the original authorisation will mitigate all envisioned impacts of the proposed development.

In view of the above, the Department is of the opinion that some of the amendments would not result in a negative environmental impact that would conflict with the general objectives and principles of integrated environmental management laid down in Chapter 5 of NEMA and that the detrimental environmental impacts resulting from the proposed amendments can be mitigated to acceptable levels.

The Environmental Authorisation is accordingly amended.