

28/11/2023

NOTICE OF THE DEFINITION/ADOPTION OF AN AD HOC DEVELOPMENT SETBACK LINE IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO. 107 OF 1998), AS AMENDED (“NEMA”) AND THE ENVIRONMENTAL IMPACT ASSESSMENT (“EIA”) REGULATIONS, 2014 (AS AMENDED) WITH RESPECT TO THE FOR THE PROPOSED SINGLE RESIDENTIAL DWELLING ON A PORTION OF ERF 1896, FRANSKRAALSTRAND

Reference: 16/3/3/6/2/E2/9/1510/22

Dear Registered Interested and Affected Party,

This notice serves to inform you that the Western Cape Government Environmental Affairs and Development Planning (DEA&DP), Directorate: Development Management, has adopted the ad hoc development setback line for the proposed single residential dwelling on a portion of Erf 1896, Franskraalstrand. The setback line is defined for the purpose of construction of a single residential dwelling.

Please note that the decision was issued and dated 27 November 2023. The Decision outlines the conditions of adoption, reasons for the decision, recommendations, and the appeal process. **A copy of this decision has been attached to this letter.** The Decision can also be viewed on our website www.lornay.co.za or can be obtained upon request (Tel: 083 245 6556 or Email: michelle@lornay.co.za).

We would like to draw your attention to your right to appeal the decision to the Minister, in terms the National Appeal Regulations 2014 (as amended). Any person affected by this decision and who wishes to appeal it, must submit an appeal in accordance with Regulation 4 of the National Appeal Regulations 2014 (as amended) to the Appeal Administrator and a copy of the appeal to the holder, all registered Interested and Affected Parties, all Organs of State with interest in the matter as well as the decision maker, within 20 calendar days from the date the holder notified the registered I&AP's of this decision. Any Responding Statements to an Appeal lodged, should be submitted within 20 days from the date of receipt of the appeal submission.

The Appeal and Responding Statement must be submitted as follows:

By Post: Att: Mr Marius Venter
Western Cape Ministry of Local Government, Environmental Affairs and Development Planning
Private Bag X 9186, Cape Town, 8000

Or

By Facsimile: 021 482 4174

Or

By Hand: Att: Mr Marius Venter (Tel 021 483 2659)
Room 809, 8th Floor, Utilitas Building
1 Dorp Street, Cape Town, 8001

Note: For purposes of electronic database management, you are also requested to submit electronic copies (Microsoft Word format) of the appeal, responding statement and any supporting documents to the Appeal Authority to the address listed above and/ or via e-mail to DEADP.Appeals@westerncape.gov.za.

A prescribed appeal form, as well as assistance regarding the appeal process is obtainable from the office of the appeal authority at Tel: 021 483 2659, Email DEADP.Appeals@westerncape.gov.za or URL <http://www.westerncape.gov.za/eadp>.

The Decision was issued to:

Holder: Mr R Geldenhuys
1 Gabbro Crescent
Boskloof Eco Estate
Somerset West
7130
Contact: Mr R Geldenhuys
Tel: 083 245 6556
Email: michelle@lornay.co.za
Ref.: 16/3/3/6/2/E2/9/1510/22

If you do not wish to lodge an appeal against the Environmental Authorisation, please ignore this written notice.

Kind regards,



MICHELLE NAYLOR

M.Sc.; Pr.Sci.Nat. 400327/13.; EAPASA. 2019/698; Cand. APHP

REGISTERED INTERESTED AND AFFECTED PARTIES

NAME	ORGANISATION	ADDRESS	CONTACT	EMAIL	REF NUMBER
Henry Geldenhuys	Private	-	-	henrypg60@gmail.com	07/02/2023
DG (Hardie) Malan	Private	-	-	hardie.malan@telkomsa.net	18/02/2023
Rhett Smart	Cape Nature	16 17 th Avenue, Voelklip, Hermanus	087 866 2017	rsmart@capenature.co.za	18/11/2022 REF LS14/2/6/1/7/2/633-17_setback_Hermanus
Mercia Liddle	DEADP Biodiversity and Coastal Management	-	021 483 4627		
DEA&DP Loretta Osbourne / D'mitri Matthews	Department of Environmental Affairs and Development Planning Lorretta Osborne Directorate: Development Management, Region 1	-	021 483 3696	Loretta.Osborne@westerncape.gov.za / Dmitri.Matthews@westerncape.gov.za	Ref 16/3/3/6/2/E2/9/1510/22