



DEPARTMENT OF AGRICULTURE, CONSERVATION & ENVIRONMENT

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Reference: Gaut 002/05-06/1596

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PER FACSIMILE & REGISTERD MAIL



Dear Madam

APPEAL IN RESPECT OF PROJECT REFERENCE GAUT 002/05-06/1596: PROPOSED SECONDARY MATERIALS CO-PROCESSING PROGRAMME AT PPC HERCULES

Your appeal dated 31 October 2008 refers.

I have considered the appeal and in reaching my decision, I have considered the following information:

- a. The contents of the project file:
 - Application form dated 27 October 2005;
 - Declaration of interest by consultant form dated 18 October 2005;
 - Plan of study for Scoping dated November 2005; and
 - The extended Scoping Report dated 04 October 2007.
- b. The appeal documentation, submitted by you on the 31 October 2008.

In evaluating the information before me, I am of the view that:

1. The Department reviewed the application in the context of the principles outlined in the National Environmental Management Act, 1998 (Act 107 of 1998).
2. The potential impacts of the proposed activity and potential impacts have been given proper consideration.

It is therefore my decision to dismiss this appeal and uphold the Head of Department's decision dated 3 October 2008, granting authorisation to PPC Hercules for the proposed Secondary Materials Co-processing Programme project.

Kindly note that issues relating to Atmospheric Pollution Prevention Act 1965 (Act 45 of 1965 Permits must be addressed to the National Department of Environmental Affairs and Tourism (DEAT) as these issues fall within their legal mandate.

Yours faithfully



Mr EK Mosunkutu
MEC: Agriculture, Conservation and Environment
Date: 29.01.09