

A2

Nicole Loser

From: Robyn Hugo
Sent: 01 April 2017 12:13 PM
To: Ziyaad Hassam
Cc: Nicole Loser; Ruchir Naidoo
Subject: Appeal of Namane IPP CFPS authorisation (DEA Reference: 14/12/16/3/3/210): advice please
Attachments: NAM3428_ROD_Notification_20170310_final.pdf
Importance: High

Good afternoon Ziyaad

We are instructed to appeal the authorisation granted to Namane Generation (Pty) Ltd (the notification is attached). The appeal is due on Tuesday, 4 April 2017.

Please could you confirm how we should comply with the requirement in regulation 4(1) of the 2014 Appeal Regulations, to submit a copy of the appeal to "any registered interested and affected party and any organ of state with interest in the matter"? Can we ask the EAP to provide us with the email addresses for registered EAPs and interested state organs, and email the appeal to those addresses?

Thanks and regards

Robyn Hugo

Attorney and Programme Head: Pollution & Climate Change

Centre for Environmental Rights NPC

A non-profit company with registration number 2009/020736/08

PBO No. 930032226, NPO No. 075-863, VAT No. 4770260653

and a Law Clinic registered with the Law Society of the Cape of Good Hope

2nd Floor, Springtime Studios, 1 Scott Road, Observatory 7925, Cape Town, South Africa

Tel +2728 312 2746

Cell +2782 389 4357

Fax +2786 730 9098

Skype: robynhugo

rhugo@cer.org.za

www.cer.org.za www.facebook.com/CentreEnvironmentalRights www.twitter.com/CentreEnvRights



Centre for
Environmental Rights

Advancing Environmental Rights in South Africa

Report violations of environmental rights to the 24-hour Environmental Crimes & Incidents Hotline on **0800 205 005**. More reports of environmental violations assist in justifying more investment in more inspectors, and more enforcement of environmental laws. Numbers matter! Take the time to report violations, even if you have done so elsewhere. For more information about this CER campaign, visit <http://cer.org.za/news/numbers-matter-join-us-in-reporting-violations-of-environmental-rights>.

Nicole Loser

From: Robyn Hugo
Sent: 03 April 2017 10:49 AM
To: Heloise Van Schalkwyk
Cc: Ziyaad Hassam; Ruchir Naidoo; Nicole Loser
Subject: RE: Appeal of Namane IPP CFPS authorisation (DEA Reference: 14/12/16/3/3/3/210): advice please

Thanks Heloise. We have asked the EAP for their email list and will send the appeal to those on it.

From: Heloise Van Schalkwyk [mailto:HVanSchalkwyk@environment.gov.za]
Sent: 03 April 2017 07:28 AM
To: Robyn Hugo <rhugo@cer.org.za>
Cc: Ziyaad Hassam <ZHassam@environment.gov.za>
Subject: Appeal of Namane IPP CFPS authorisation (DEA Reference: 14/12/16/3/3/3/210): advice please

Dear Robyn

You can request the list of I&APs from the EAP and then forward your appeal to them accordingly.

Hope you find the above in order.

Kind Regards

Heloise van Schalkwyk
Deputy Director: Appeals and Legal Review
012 399 8835

Please consider the environment before you print this email. Only print if it is essential. A message from the Department of Environmental Affairs.

This message and any attachments transmitted with it are intended solely for the addressee(s) and may be legally privileged and/or confidential. If you have received this message in error please destroy it and notify the sender. Any unauthorized usage, disclosure, alteration or dissemination is prohibited. The Department of Environmental Affairs accepts no responsibility for any loss whether it be direct, indirect or consequential, arising from information made available and actions resulting there from. The views and opinions expressed in this e-mail message may not necessarily be those of Management.

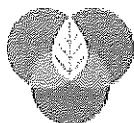
Nicole Loser

From: Robyn Hugo
Sent: 04 April 2017 10:08 AM
To: Stakeholder Engagement
Cc: Nicole Loser; Ruchir Naidoo
Subject: RE: Urgent request: Namane REF 14/12/16/3/3/3/210

Thank you – please do so as soon as possible, and ideally by midday as we are submitting our appeal today.

Regards

Robyn Hugo
Attorney and Programme Head: Pollution & Climate Change
Centre for Environmental Rights NPC
A non-profit company with registration number 2009/020736/08
PBO No. 930032226, NPO No. 075-863, VAT No. 4770260653
and a Law Clinic registered with the Law Society of the Cape of Good Hope
2nd Floor, Springtime Studios, 1 Scott Road, Observatory 7925, Cape Town, South Africa
Tel +2728 312 2746
Cell +2782 389 4357
Fax +2786 730 9098
Skype: robynhugo
rhugo@cer.org.za
www.cer.org.za www.facebook.com/CentreEnvironmentalRights www.twitter.com/CentreEnvRights



Centre for
Environmental Rights

Advancing Environmental Rights in South Africa

Report violations of environmental rights to the 24-hour Environmental Crimes & Incidents Hotline on **0800 205 005**. More reports of environmental violations assist in justifying more investment in more inspectors, and more enforcement of environmental laws. Numbers matter! Take the time to report violations, even if you have done so elsewhere. For more information about this CER campaign, visit <http://cer.org.za/news/numbers-matter-join-us-in-reporting-violations-of-environmental-rights>.

From: Stakeholder Engagement [mailto:sh@digbywells.com]
Sent: 04 April 2017 10:01 AM
To: Robyn Hugo <rhugo@cer.org.za>
Cc: Nicole Loser <nloser@cer.org.za>; Ruchir Naidoo <rnaidoo@cer.org.za>
Subject: RE: Urgent request: Namane REF 14/12/16/3/3/3/210

Dear Robyn

Thank you for your email.

We acknowledge receipt of email and will get back to you.

Regards

Stakeholder Team

From: Robyn Hugo [mailto:rhugo@cer.org.za]
Sent: 03 April 2017 02:46 PM
To: Stakeholder Engagement; Nondumiso Gwala
Cc: Nicole Loser; Ruchir Naidoo
Subject: RE: Urgent request: Namane REF 14/12/16/3/3/210
Importance: High

Hello

Please could you confirm your receipt of our request below and that you will be able to attend to it by midday tomorrow at the latest?

Thank you.
Robyn

From: Robyn Hugo
Sent: 03 April 2017 09:26 AM
To: 'Stakeholder Engagement' <sh@digbywells.com>; 'nondumiso.Gwala@digbywells.com' <nondumiso.Gwala@digbywells.com>
Cc: Nicole Loser <nloser@cer.org.za>; Ruchir Naidoo <rnaidoo@cer.org.za>
Subject: Urgent request: Namane REF 14/12/16/3/3/210
Importance: High

Good day

Please send us – by midday tomorrow, and for purposes of our appeal - the email addresses you used for the registered interested and affected parties and interested state organs in the Namane authorisation.

We appreciate your urgent response.

Robyn Hugo
Attorney and Programme Head: Pollution & Climate Change
Centre for Environmental Rights NPC
A non-profit company with registration number 2009/020736/08
PBO No. 930032226, NPO No. 075-863, VAT No. 4770260653
and a Law Clinic registered with the Law Society of the Cape of Good Hope
2nd Floor, Springtime Studios, 1 Scott Road, Observatory 7925, Cape Town, South Africa
Tel +2728 312 2746
Cell +2782 389 4357
Fax +2786 730 9098
Skype: robynhugo
rhugo@cer.org.za
www.cer.org.za www.facebook.com/CentreEnvironmentalRights www.twitter.com/CentreEnvRights



Centre for
Environmental Rights

Advancing Environmental Rights in South Africa

Report violations of environmental rights to the 24-hour Environmental Crimes & Incidents Hotline on **0800 205 005**. More reports of environmental violations assist in justifying more investment in more inspectors, and more enforcement of environmental laws. Numbers matter! Take the time to report violations, even if you have done so elsewhere. For more information about this CER campaign, visit <http://cer.org.za/news/numbers-matter-join-us-in-reporting-violations-of-environmental-rights>.

Nicole Loser

From: Robyn Hugo
Sent: 04 April 2017 03:30 PM
To: Stakeholder Engagement; nondumiso.Gwala@digbywells.com
Cc: Nicole Loser; Ruchir Naidoo; Heloise Van Schalkwyk; Appeals Directorate; Ziyaad Hassam
Subject: RE: Urgent request: Namane REF 14/12/16/3/3/3/210

Good afternoon

Further to the correspondence below, we have not yet received the requested list of the email addresses you used for the registered interested and affected parties and interested state organs in the Namane authorisation process. We will be submitting our clients' appeal shortly. We will thereafter forward the appeal to any email addresses we receive from you.

Kind regards

Robyn Hugo
Attorney and Programme Head: Pollution & Climate Change
Centre for Environmental Rights NPC
A non-profit company with registration number 2009/020736/08
PBO No. 930032226, NPO No. 075-863, VAT No. 4770260653
and a Law Clinic registered with the Law Society of the Cape of Good Hope
2nd Floor, Springtime Studios, 1 Scott Road, Observatory 7925, Cape Town, South Africa
Tel +2728 312 2746
Cell +2782 389 4357
Fax +2786 730 9098
Skype: robynhugo
rhugo@cer.org.za
www.cer.org.za www.facebook.com/CentreEnvironmentalRights www.twitter.com/CentreEnvRights



Centre for
Environmental Rights
Advancing Environmental Rights in South Africa

Report violations of environmental rights to the 24-hour Environmental Crimes & Incidents Hotline on **0800 205 005**. More reports of environmental violations assist in justifying more investment in more inspectors, and more enforcement of environmental laws. Numbers matter! Take the time to report violations, even if you have done so elsewhere. For more information about this CER campaign, visit <http://cer.org.za/news/numbers-matter-join-us-in-reporting-violations-of-environmental-rights>.

From: Robyn Hugo
Sent: 04 April 2017 10:08 AM
To: 'Stakeholder Engagement' <sh@digbywells.com>
Cc: Nicole Loser <nloser@cer.org.za>; Ruchir Naidoo <rnaidoo@cer.org.za>
Subject: RE: Urgent request: Namane REF 14/12/16/3/3/3/210

Thank you – please do so as soon as possible, and ideally by midday as we are submitting our appeal today.

Regards