



Ms Christine Reddell  
Centre for Environmental Rights  
2nd Floor, Springtime Studios, 1 Scott Road  
OBSERVATORY 7925  
Email: [creddel@cer.org.za](mailto:creddel@cer.org.za)

Dear Ms Reddell,

**EARTHLIFE AFRICA / ESKOM HOLDINGS SOC LIMITED: APPLICATION FOR ACCESS TO INFORMATION IN TERMS OF THE PROMOTION OF ACCESS TO INFORMATION ACT, 2000 (REF. CER-2016-ESK-0003/ESKOM REF 10521)**

In response to your request dated 12 May 2016 regarding the above-mentioned matter, Eskom's response is as follow:

1. Eskom has reviewed your request and will provide access to the requested records.
2. Annexure A attached to this letter provides a summary of the specific records that have been identified and will be made available to you. Additional comment on your request is provided below.
3. Points 1 – 15 of your request dealt with "access to copies of the latest: emission reduction plans, compliance roadmaps, and decommissioning schedule and plans for all 15 of Eskom's coal fired power stations"
4. Separate documents for station emission reduction plans, compliance road maps, and decommissioning plans do not exist in Eskom, these issues are addressed in the Eskom application for postponement of the minimum emissions standards submitted in 2014 (which you have access to) and further described in the Eskom Air Quality Strategy (2015) and the Air Quality Improvement Plan (2016) which will be provided to you.
5. Point 16 of your request asked for "All records and information regarding the decision-making timelines and mechanisms within Eskom board to ensure compliance with the AELs and the MES, and the decommissioning schedule and plans. This, we assume, would at least include funding for capex and maintenance to comply with the AELs and MES, as well as funding the EIA's for decommissioning."

**Head Office**  
Megawatt Park Maxwell Drive Sunninghill Sandton  
PO Box 1091 Johannesburg 2000 SA  
Tel +27 11 800 4585 Fax +27 11 800 5803 [www.eskom.co.za](http://www.eskom.co.za)

Eskom Holdings SOC Ltd Reg No 2002/016527/30

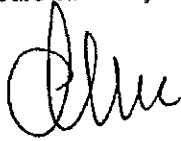
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6. We have identified submissions to the Eskom Board and Board Subcommittees relevant to the scope of your request and will provide access to the relevant sections of these submissions (see Appendix A).
7. In addition we will provide you access to extracts of the Board and Board Subcommittee resolutions relevant to your request (see Appendix A).
8. As allowed for in Chapter 4 of the act we have severed certain records and have provided reasons for this in Appendix A.
9. Our apologies for the delay in finalising this matter.
10. It is our intention to email the requested documents or share them via Dropbox or a similar method. Please liaise with Bryan McCourt to finalise logistics in this regard.

I trust that you find the above in order.

For any queries, please do not hesitate to contact Bryan McCourt (082 770 0037).

Yours sincerely



Mr Matshela Koko  
**ACTING GROUP CHIEF EXECUTIVE**

Date: 1/12/16

**ANNEXURE A: GroundWork / Eskom Holdings SOC Limited: Application for access to information in terms of the Promotion of Access to Information Act, 2000 (Ref. CER-2016-ESK-0002/ESKOM REF 10521)**

**Points 1 – 15:** Separate documents for station emission reduction plans, compliance road maps, and decommissioning plans do not exist in Eskom, these issues are addressed in the Eskom application for postponement of the minimum emissions standards submitted in 2014 (which you have access to) and further described in the Eskom Air Quality Strategy (2015) and the Air Quality Improvement Plan (2016) which will be provided to you.

**Point 16:** Identified records and comment on them and their status are listed in Table 1 below.

**Table 1 RECORD STATUS (CER-2016-ESK-0002/ESKOM REF 10521)**

Nr.	Record	Outcome of assessment	Comment and applicable PAIA section (in case of refusal)
1.1	SUBMISSION TO BOARD, SOCIAL ETHICS AND SAFETY COMMITTEE 17 AUGUST 2010 Eskom Air Quality Strategy	Access partially granted	Sections dealing with mandate for negotiations severed lto PAIA s44 (1)
1.2	Extract from minutes of Board Sustainability Committee 17 August 200	Access granted	-
2.1	SUBMISSION TO BOARD SUSTAINABILITY, SOCIAL, ETHICS AND SAFETY COMMITTEE ON 13 MAY 2011 Status of the Implementation of the Air Quality Strategy.	Access granted	-
2.2	Extract from minutes of Board Sustainability Committee 13 May 2011	Access granted	-
3.1	SUBMISSION TO BOARD SUSTAINABILITY COMMITTEE FEBRUARY 2013 Eskom's environmental management performance (April – December) 2012	Access partially granted	Sections dealing with issues beyond air quality not provided.
3.2	Extract from minutes of Board Sustainability Committee 8 February 2011	Access granted	-
4.1	SUBMISSION TO ESKOM BOARD COMMITTEE MARCH 2013 Environmental Compliance and Environmental Performance Journey Map	Access granted	Sections dealing with issues beyond air quality not provided.
4.2	Extract from minutes of Board Committee March 2013	Access granted	-
5.1	SUBMISSION TO BOARD SUSTAINABILITY COMMITTEE ON 2 AUGUST 2013 National Emission Standards and Atmospheric Emission Licence Compliance	Access granted	-
5.2	Extract from minutes of Board Committee Sustainability 2 August 2013	Access granted	-
6.1	SUBMISSION TO BOARD ON 28 AUGUST 2013 National Emission Standards and Atmospheric Emission Licence Compliance	Access granted	-

Nr.	Record	Outcome of assessment	Comment and applicable PAIA section (In case of refusal)
6.2	Extract from minutes of Board meeting 28 August 2013	Access granted	-
7.1	SUBMISSION TO BOARD BREAKAWAY OCTOBER 2013 Managing the environmental impact	Access granted	Sections dealing with issues beyond air quality not provided.
7.2	Extract from minutes Board breakaway 30 October to 1 November 2013	Access granted	-
8.1	SUBMISSION TO BOARD AUDIT AND RISK COMMITTEE ON 10 FEBRUARY 2014 Environmental performance and compliance update – December 2013	Access granted	Sections dealing with issues beyond air quality not provided.
8.2	Extract from minutes of Audit and Risk Committee meeting 10 February 2014	Access granted	-
9.1	SUBMISSION TO BOARD IFC ON 7 MARCH 2014 Environmental Compliance and Capital Requirements to meet Legal Compliance	Access granted	-
9.2	Extract from minutes of IFC meeting 7 March 2014	Access granted	-
10.1	SUBMISSION TO BOARD EMERGENCY TASK TEAM ON 30 APRIL 2014 Mitigation of air quality compliance and production risks	Access granted.	Sections dealing with advocacy approach severed ito PAIA s44 (1) b Reference to Kendal unit 3 and Majuba bag damage costs severed due to commercial sensitivity PAIA s42 3 (b)
10.2	Extract from minutes of Emergency Task Team meeting 30 April 2014	Access granted	Sections dealing with advocacy approach severed ito PAIA s44 (1) b
11.1	SUBMISSION TO BOARD, SOCIAL ETHICS AND SUSTAINABILITY COMMITTEE ON 18 FEBRUARY 2015 Air Quality Strategy	Access granted	-
11.2	Extract from minutes of Board Sustainability Committee 18 February 2015	Access granted	-
12.1	SUBMISSION TO BOARD SUSTAINABILITY AND ETHICS COMMITTEE – 20 MAY 2016 Environmental performance, compliance and risks	Access granted	Sections dealing with issues beyond air quality not provided.
12.2	Extract from draft minutes of Sustainability Committee on 25 May 2016	Access granted	-
13.1	Air Quality Strategy (2011)	Access granted	This was superseded by the Eskom Air Quality strategy (2015).
13.2	Air Quality Strategy (2015) (32-114)	Access granted	This strategy is superseded by the Air Quality Improvement plan (2016).
13.3	Air Quality Improvement plan (2016) (32-114)	Access granted	-
13.4	SUBMISSION TO BOARD SUSTAINABILITY AND ETHICS COMMITTEE – 26 AUGUST 2016 Air Quality Improvement Plan	Access granted	-
13.5	Extract from draft minutes of Sustainability Committee on 26 August 2016	Access granted	To be provided if available