APPEAL QUESTIONNAIRE

An electronic copy of this questionnaire may be obtained from:

Mr Z Hassam at telephone: 012 310 3271 or e-mail: zhassam@environment.gov.za

Once completed, this document must be forwarded to:

Department of Environmental Affairs

Private Bag X447

PRETORIA

0001

fax: (012) 320 7561 or e-mailed to the abovenamed official

NOTE: Keep answers short and to the point.

E-mail or fax this Questionnaire and Notice form to:

(1) DEA: email - [Appealsdirectorate@environment.gov.za](mailto:Appealsdirectorate@environment.gov.za)

FAX Attention Mr Z Hassam (012) 320 7561

(2) DAFF: email [AsandaN@daff.gov.za](mailto:AsandaN@daff.gov.za) at DAFF

FAX – attention Mr A Njobeni 086 724 61

(3) CapeEAPrac: email - [mel@cape-eaprac.co.za](mailto:mel@cape-eaprac.co.za) at

FAX – Attention Ms M Mackay (044) 874 0432

BEFORE FRIDAY 29 August 2014

NOTE: This is not the detailed appeal. The detailed appeal must only be submitted after 1 September 2014 but before 20 September 2014. Template can be requested ([biologist@prodive.co.za](mailto:biologist@prodive.co.za)) if needed.

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DEA: email - [Appealsdirectorate@environment.gov.za](mailto:Appealsdirectorate@environment.gov.za)

FAX Attention Mr Z Hassam (012) 320 7561

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CapeEAPrac: email - [mel@cape-eaprac.co.za](mailto:mel@cape-eaprac.co.za) at

FAX – Attention Ms M Mackay (044) 874 0432

BEFORE FRIDAY 29 August 2014

NOTE:

Answer all questions short and exact.

Remembered a detailed APPEAL containing more descriptive and detailed information to the above contacts between 1 – 30 September (see sample of detailed appeal). Do not send detailed appeal with Notice or questionnaire!

Appellant’s contact information:

Name:

Address:

Fill in your name, address and contact details here.

Phone:

Cell:

Fax:

Email:

|  |
| --- |
| **Project information:**  Project name: **ALGOA BAY SEA BASED AQUACULTURE DEVELOPMENT ZONES, PORT ELIZABETH, EASTERN CAPE**  Authorisation register number as on environmental authorisation:  **DEA Ref: 12/12/20/2181** **NEAS Ref: DEA/EIA/0000687/2011**  Authorisation date as on environmental authorisation:  Date of issue of decision: 13 August 2014  I received notification of the decision from the applicant or its consultant on 20 August 2014  THIS Questionnaire NEEDS TO BE E-MAILED OR FAXED TO:  DEA: email - [Appealsdirectorate@environment.gov.za](mailto:Appealsdirectorate@environment.gov.za)  FAX Attention Mr Z Hassam (012) 320 7561  DAFF: email [AsandaN@daff.gov.za](mailto:AsandaN@daff.gov.za) at DAFF  FAX – attention Mr A Njobeni 086 724 61  CapeEAPrac: email - [mel@cape-eaprac.co.za](mailto:mel@cape-eaprac.co.za) at  FAX – Attention Ms M Mackay (044) 874 0432  BEFORE FRIDAY 29 August 2014  NOTE:  Answer all questions short and exact.  Remembered a detailed APPEAL containing more descriptive and detailed information to the above contacts between 1 – 30 September (see sample of detailed appeal). Do not send detailed appeal with Notice or questionnaire! |

***IMPORTANT! Please note****:*

* *The decision of the department is reflected in the letter of authorisation or rejection. The conditions of approval are contained in the environmental authorisation document, attached to the authorisation letter.*
* *The appeal must be accompanied by all relevant supporting documents or copies of these that are certified as true by a commissioner of oaths.*
* *The grounds of your appeal and the facts upon which they rest must be set out. You should formulate your objections or concerns as averments and not as questions about the project. Please therefore refrain from material or remarks that do not contribute to the merits of your appeal.*
* *To assist in this regard, the following questions are listed as a guideline only – more space may be used if necessary:*

*-----------------------------------------*

1. Are you lodging this appeal as an individual or on behalf of a community/organisation?

Indicate the appropriate



|  |  |
| --- | --- |
| Individual | Community/ organisation |

If on behalf of a community or organisation, please provide proof of mandate to do so.

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2. Is your appeal based on factors associated with the process that was followed by the applicant in obtaining authorisation?

The correct process was followed – indicate NO



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| --- | --- |
| Yes | No |

Please provide reasons:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

3. Is your appeal based on factors associated with environmental impacts not taken into account by the department in refusing or authorising the application?

Yes

Examples of reasons could include:

* Negative impact on tourism
* Negative impact on local fishing industry
* Negative impact swimming beaches water quality
* Negative impact on resident reef fish health

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| --- | --- |
| Yes | No |

Please provide reasons:

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4. Would you agree to the activity proceeding if your concerns can be addressed by rectifying the process or mitigating or eliminating the impacts of the activity?

No

Examples of reasons could include:

* Current land-base operations show a history of success
* Land-base aquaculture is more labour intensive providing more employment to communities thus more positive impact on social upliftment
* Negative impact on wave size and dynamics
* Irreversible negative impact on reef systems, reef community shift and decrease in biodiversity

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| --- | --- |
| Yes | No |

Please provide reasons:

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5. Are you fundamentally opposed to any development activity on the site?

Yes

Examples of reasons could include:

* Current land-base operations show a history of success
* Land-base aquaculture is more labour intensive providing more employment to communities thus more positive impact on social upliftment
* Negative impact on wave size and dynamics
* Irreversible negative impact on reef systems, reef community shift and decrease in biodiversity

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| --- | --- |
| Yes | No |

Please provide reasons:

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6. Do you have an objection in principle against the development?

Yes

Examples of reasons could include:

* Increase pollution, high bacterial load in the water
* Negative impact on local fisheries
* Decreased health and safety of beaches
* Negatively effecting water sport and tourism

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| --- | --- |
| Yes | No |

Please provide reasons:

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7. Does your appeal contain any new information that was not submitted to the environmental consultant or department prior to the department’s consideration of the application?

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| --- | --- |
| Yes | No  No  If Yes provide explanation |

If the answer above is yes, please explain why it should be considered by the Minister and why it was not made available to the environmental consultant or department during the application process.

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8. I have no objection to this appeal being made available to any interested and affected third party and/or member of the public, since I understand that the EIA process is transparent.

Please make sure you fill this in.

|  |  |
| --- | --- |
| Yes | No |

If answer above is no, please provide reasons:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

9. I affirm that regulation 60(2) or (3) of the Environmental Impact Assessment Regulations, 2010, has been complied with, together with copies of the notices referred to in that regulation.

DECLARATION:

I declare that the contents of this submission are to the best of my knowledge the truth and I regard this declaration as binding on my conscience.

Sign here and give the date

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

APPELLANT

DATE: \_\_\_\_\_\_\_\_\_\_\_\_\_\_