PUBLIC PARTICIPATION PROCESS FOR A NEMA SECTION 24G APPLICATION FOR THE PROPOSED DENSIFICATION OF THE APPROVED SOCIAL HOUSING DEVELOPMENT ON ERF 3733, MANDALAY.

DEA&DP Directorate Environmental Law Enforcement Ref: 14/1/1/E1/4/6/4/0971/26

DEA&DP Directorate Environmental Governance Ref: TBD

13 October 2026

Dear Registered Interested and Affected Party,

Notice is hereby given of a Public Participation Process in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998; "NEMA"), as amended, and the Environmental Impact Assessment Regulations 2014 as amended. As this activity took place prior to the Applicant obtaining Environmental Authorisation, in terms of the below listed activities, this application is being undertaken to obtain ex post facto approval in terms of Section 24G of NEMA. A S24G process will therefore be followed, and an application has been submitted to the Department of Environmental Affairs & Development Planning (DEA&DP) directorate of rectification.

NEMA activities allegedly undertaken without authorisation:

- Activities allegedly commenced with post 2010 that required authorisation in terms of the NEMA EIA Regulates dated 2 August 2010 which were the lawful regulations at the time:
    - GN No. R. 544 of 2010 (Listing Notice 1 of 2010): Activity 18
- Activities allegedly commenced with post 2014 that required authorisation in terms of the NEMA EIA Regulations dated 8 December 2014 (as amended) which were the lawful regulations at the time:
    - Government Notice No. 327 of 2014 (Listing Notice 1 of 2014): Activity 19
- These activities would likely still require authorization today in terms of the NEMA EIA Regulates dated 8 December 2014 (as amended) which are the current lawful regulations in place.

NEMA Listed Activities Applied For:

Listing Notice 1 of 2010 (GN554):

Activity 18: The infilling or depositing of any material of more than 5 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 5 cubic metres from

(i) a watercourse;

(ii) the seashore; or

(iii) the littoral active zone, an estuary or a distance of 100 metres inland of the high-water mark of the sea or an estuary, whichever distance is the greater

but excluding where such infilling, depositing , dredging, excavation, removal or moving

(a) is for maintenance purposes undertaken in accordance with a maintenance management plan; or

(b) will occur behind a development setback

Listing Notice 1 of 2014 (GN327 of 2014):

Activity 19: The infilling or depositing of any material of more than 10 cubic metres into, or the dredging, excavation, removal or moving of soil, sand, shells, shell grit, pebbles or rock of more than 10 cubic metres from a watercourse but excluding where such infilling, depositing, dredging, excavation, removal or moving—

(i) will occur behind a development setback;

(ii) is for maintenance purposes undertaken in accordance with a maintenance management plan; [or]

(iii) falls within the ambit of activity 21 in this Notice, in which case that activity applies;

(iv) occurs within existing ports or harbours that will not increase the development footprint of the port or harbour; or

(v) where such development is related to the development of a port or harbour, in which case activity 26 in Listing Notice 2 of 2014 applies.

A NEMA Section 24G Application has been submitted to Department of Environmental Affairs and Development Planning (DEA&DP) Directorate: Environmental Governance (Rectification) to carry out the following:

Activity: Implementation of the proposed densified social housing development as initiated by means of the piping of portions of Wetland 7 beyond the extent authorised under the existing Environmental Authorisation (October 2011).

Location: Erf 3733 Mandalay

Name of Proponent: Mandalay SH Project (Pty) Ltd

Date of contraventions: June 2013 and May 2017

Availability of Report and Opportunity to Comment: The Section 24G Application and supporting documents inclusive of the comments and response report will be available on our website, www.phsconsulting.co.za under the public participation tab. Interested and/or affected parties are welcome to register and lodge comments, queries or issues to **PHS CONSULTING** from **Wednesday 14 October 2026** up to and inclusive of **Friday 13 November 2026** via the below-

mentioned contact details. Please note that all information submitted by I&APs will become public information, unless otherwise protected by law

Furthermore, please can adjacent landowners inform their tenants of the proposal and opportunity to comment, and/or provide the EAP with the necessary contact details. Likewise, please can all tenants who reside adjacent to the site, inform their landowners of the proposal and opportunity to comment, and/or provide the EAP with the necessary contact details.

Individuals who need special assistance, may request assistance in recording their comments or objections, at the details below.

Comments must be sent on or before 13 November 2026 to:

PHS CONSULTING (Attention Olivia Venter)

PO Box 1752, Hermanus, 7200

Tel: 028 312 1734

e-mail: olivia@phsconsulting.co.za

EAP: Paul Slabbert (EAPASA Reg 2019-1036) & Candidate EAP: Olivia Venter (EAPASA Reg 2023/6743)

Yours sincerely,

Olivia Venter

BSc Conservation Ecology

Candidate Natural Scientist (154065)

Candidate Environmental Assessment Practitioner (2023/6743)