



**TOWN PLANNING AND ENVIRONMENT DEPARTMENT**

# **OSCAE APPLICATION**

**APPLICATION IN TERMS OF THE  
OUTENIQUA SENSITIVE COASTAL AREA  
EXTENSION REGULATIONS  
FOR A PERMIT TO UNDERTAKE SCHEDULED  
ACTIVITY(IES) ON AN INDIVIDUAL ERF**

**ERF**

.....

**TOWNSHIP**

.....

**ACTIVITY(IES)**

.....

.....

**DATE**

.....



# KNYSNA MUNICIPALITY

The Chief Town Planner  
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P.O. Box 21  
Knysna  
6570

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## SENSITIVE COASTAL AREA LEGISLATION

The following notice and application form have been extracted in abbreviated format from the Department of Environmental Affairs' "Guidelines for the Control and Management of Activities in Sensitive Coastal Areas" (1998).

"The Environmental Conservation Act, 1989 (Act 73 of 1989) makes provision for the protection of areas which have particular environmental importance, which are sensitive, or which are under intense pressure from development". In terms of this legislation, the Garden Route coastal area from Tergeniet in the west to the Kaaimans River in the east was identified and proclaimed as the Outeniqua Sensitive Coastal Area (Outeniqua SCA) in 1997. On 27 November 1998, the Minister of Environmental Affairs and Tourism extended the Outeniqua Sensitive Coastal Area to include portions of the area between the Kaaimans and Bloukrans Rivers. The implication of the SCA status is that certain activities, which may have a detrimental effect on the environment, are now prohibited unless a permit has been obtained prior to the activity being undertaken. "The SCA Regulations are aimed at controlling small-scale activities at the individual plot level in an effort to ensure sustainable development of the coast".

The scheduled activities include the following:

- Disturbance of vegetation (trampling, cutting or removal of vegetation);
- Earthworks (excavation, moving, removal, deposit, compacting of soil, sand, rock or rubble);
- Dredging (dredging, excavation, removal or moving of soil, sand or rock from a river, tidal lagoon, tidal river, floodplain or wetland); and
- Dune rehabilitation (planting on, or covering of dunes or exposed sand surfaces with any vegetative, natural or synthetic material, or the erection of structures and walls thereon with the purpose of preventing the sand from being eroded, accreted or moved by wind or water).

Any person failing to comply the SCA Regulations may be found guilty of an offence and would be liable for a fine not exceeding R 100 000,00 and a fine not exceeding three times the commercial value of any property or object of which the offence was committed and / or imprisonment for a period not exceeding ten years.

With regard to the Knysna Municipal Area, certain fully developed properties have been excluded from the SCA (see map attached that back of this application form), but for most property owners in Eastford, Welbedacht, Kanonkop, Salt River valley, Paradise and erven with direct estuary frontage, the disturbance of vegetation, earthworks and dredging activities which will require the prior issue of a permit by the Knysna Municipality ('dune rehabilitation' is not included in this form, as there are no dune areas within the current Municipal Area). As such, the attached application form must be completed by, or on behalf of, the property owner and be submitted, prior to the submission of, or together with, building plans, to the Municipality.

The Environmental Impact Report questionnaire could be filled in by the property owner or by a consultant on his / her behalf, and must contain a description of the mitigation, control measures and rehabilitation to be undertaken during the proposed activity to minimise its potential impacts.

Permits may be issued with or without conditions, or refused or the applicant may be required to furnish further information. In terms of provisions of Section 8 of the Outeniqua Sensitive Coastal Area Extension Regulations an appeal against the decision of the municipality may be lodged, in writing, with the Western Cape Minister of Environmental Affairs, within **thirty (30) days** of notification of such decision. A fee of R 250,00 must accompany an appeal.

CHIEF TOWN PLANNER  
TOWN PLANNING AND ENVIRONMENT DEPARTMENT  
KNYSNA MUNICIPALITY  
11 PITT STREET  
KNYSNA  
6570

**APPLICATION IN TERMS OF REGULATION 3 OF THE QUTENIQUA SENSITIVE  
COASTAL AREA EXTENSION REGULATIONS (R1528 OF 27 NOVEMBER 1998) FOR  
A PERMIT TO UNDERTAKE SCHEDULED ACTIVITY(IES) ON AN INDIVIDUAL ERF**

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**A. DETAILS OF THE APPLICANT**

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**1. Name of Applicant:**

Title: ..... Initials: ..... Surname: .....

Company: .....

**2. Status of Applicant:** (indicate with an )

Owner                       Developer\*                       Contractor\*                       Consultant\*

\* = if Applicant is not owner this application needs to be accompanied by owner's written agreement

**3. Applicant Contact Details:**

Telephone: ( ..... ) ..... Fax: ( ..... ) .....

Cell: ..... Email: .....

Postal Address: .....

.....

.....

.....

Other Parties involved: (if applicable)

Consultant: ..... Tel: ..... Fax: .....

Contractor: ..... Tel: ..... Fax: .....

Developer: ..... Tel: ..... Fax: .....

Other (specify): ..... Tel: ..... Fax: .....

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**B. DESCRIPTION OF THE SITE**

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**1. Site Details:**

Erf number: ..... Erf size: ..... Zoning of Erf: .....

Locality (Name of suburb / Development): .....

**2. Plans and Diagrams:**

The following diagrams must be attached to the application:

- **Site development plan**
- **Contour plan**
- **Elevations and Cross Sections**
- **Demarcation of Erf on development master plan** (where applicable)

Where the space provided in the application form is insufficient for the applicable response, separate, referenced sheet(s) of paper may be attached to the back of the form.

## C. ENVIRONMENTAL INFORMATION

Indicate  
with an

### 1. General Site Features:

Are any of the following features on or adjacent to the site: (Show on plans if possible)

Cliffs and / or steep slopes ( $\geq 1:6$ ) . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Watercourses, water bodies and their banks ...	<input type="checkbox"/> Y	<input type="checkbox"/> N
Beaches, dunes and rocky shores . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Aquifers (saturated groundwater zones) . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N

### 2. Geology and Soils:

What are the underlying soil conditions of the site (specify depth if possible):

Clay . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Loam (a mixture of sand and clay) . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Sand . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Rock . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N

Does the site contain any shallow bedrock or rock outcrops? (Show on plans if possible)  Y  N

If "yes", specify rock type and depth (m) . . . . .

Is there any erosion present on or near the site? (Show on plans if possible) . . . . .  Y  N

Describe the slope of the site as a percentage of the total property? (Show on plans if possible)

Steep ( $> 1:6$ ) . . . . . %
Gently sloping ( $1:6 - 1:20$ ) . . . . . %
Flat ( $< 1:20$ ) . . . . . %

On which slopes does the proposed development take place? (Show on plans if possible)

.....

### 3. Water Table:

What is the shallowest depth of the water table?

Deeper than 1.5m. . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Shallower than 1.5m . . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N
Unknown. . . . .	<input type="checkbox"/> Y	<input type="checkbox"/> N

### 4. Vegetation:

What type of vegetation occurs on the property (*specify as % of total Erf area*):

(Show on plans if possible for each question)

Indigenous: . . . . . %
Exotic / Alien: . . . . . %
Disturbed: . . . . . %
Rehabilitated: . . . . . %

**5. Fauna:**

Are there any rare or endangered species known to occur in the area? (if "yes", specify):  
(Show on plans if possible for each question)

- Amphibians: .....  Y  N
- Birds: .....  Y  N
- Mammals: .....  Y  N
- Insects: .....  Y  N
- Reptiles: .....  Y  N

**6. Cultural, historic and aesthetic features:**

Are there any of the following features on the property? (specify approximate age, if known):  
(Show on plans if possible for each question)

- Buildings or structures older than 60 years: . . . .  Y  N
- Roads, mountain passes or tracks:.....  Y  N
- Orchards, avenues or trees: .....  Y  N
- Fossil sites: .....  Y  N
- Shells: .....  Y  N
- Battle sites: .....  Y  N
- Graves or graveyards: .....  Y  N
- Other archaeological sites (specify): .....  Y  N

Are there any tourist attractions or scenic routes on or adjacent to the property? . .  Y  N  
If "yes", specify:

.....  
.....  
.....

**7. Socio-economic aspects:**

Are there people living on or adjacent to the property? .....  Y  N  
If "yes", specify what form of settlement and approx. number of people (Show on plans if possible)

.....  
.....  
.....

**D. DETAIL(S) OF THE ACTIVITY(IES):**

Indicate with an

**1. Type of activity(ies):**

Disturbance of vegetation and / or earthworks and / or dredging for the purpose of:

.....  
.....

**2. Is this activity related to or is it part of a larger or phased development?**

Residential ( <i>single or group housing</i> ): .....	<input type="checkbox"/> Y	<input type="checkbox"/> N
Township ( <i>sub-divisional area</i> ): .....	<input type="checkbox"/> Y	<input type="checkbox"/> N
Resort ( <i>mainly recreational</i> ): .....	<input type="checkbox"/> Y	<input type="checkbox"/> N
Commercial and / or industrial: .....	<input type="checkbox"/> Y	<input type="checkbox"/> N
Agricultural: .....	<input type="checkbox"/> Y	<input type="checkbox"/> N
Other ( <i>specify</i> ): .....	<input type="checkbox"/> Y	<input type="checkbox"/> N

**3. If the activity is part of a larger or phased development, is this development one of the activities identified in Government Notice No. R.1182 of 5 September 1997 and controlled by the General Environment Regulations promulgated in government Notice No.R1183 of 5 September 1997?**

(see attached extract at back of form)

If 'yes', describe (*e.g. name and type of development*):

Y     N

.....  
.....

**4. Extent of the activity (Delete whichever is not applicable):**

Total area of property:  m<sup>2</sup>

Disturbance of vegetation:  m<sup>2</sup>

Earthworks: Depth:  m

Volume:  m<sup>3</sup>

Ground conditions (sand, silt, rock etc.):

.....  
.....

Dredging: Depth:  m

Volume:  m<sup>3</sup>

Bottom conditions (sand, silt, rock etc.):

.....  
.....

**5. Previous applications:**

Have there been any previous applications on this property? .....  Y  N

If 'yes', provide details:

.....  
.....

Were any previous applications for activities on this site turned down?: .....  Y  N

If "yes", provide details:

.....  
.....

**6. Building plans / Operations:**

Have building plans been approved for this site? .....  Y  N

If 'yes', provide reference (plan number, approval date, etc):

.....  
.....

Does the proposed building / activity fall within a development for which there is a:

Building Design Manual?: .....  Y  N

If "yes", does the proposed plan comply with the requirements thereof?: .....  Y  N

Does the proposed building / activity fall within a development for which there is a  
Contractors' Code of Conduct?: .....  Y  N

If "yes", has the contractor(s) been made aware of the requirements thereof?: . . .  Y  N

**7. Have there been any consultations regarding the proposed activity or development?**

(if "yes", attach supporting documentation)

With Neighbours: .....  Y  N

With a Home Owner Association: .....  Y  N

Through the press: .....  Y  N

Via public meetings: .....  Y  N

Other (specify): .....  Y  N

.....  
.....

**8. How will the activity(ies) be undertaken:**

Vegetation clearing: Plant rescue .....  Y  N

Vegetation removal:

By hand (*saw axe, etc*) .....  Y  N

Light machinery (*chainsaw, brushcutter, etc.*): .....  Y  N

Heavy machinery (*tractors, graders, etc*) .....  Y  N

Topsoil removal: .....  Y  N

Excavations: By hand (*spade, pick, etc.*) .....  Y  N  
 Light Machinery (*jackhammer, etc.*) .....  Y  N  
 Heavy machinery (*excavators, bulldozers, etc.*) .....  Y  N  
 Blasting: .....  Y  N  
 Dredging: Specify .....

**9. Specify the following information regarding the proposed activities:**

Duration (*time period*): .....  
 Programme (*calendar*): .....  
 Financial value / scale: R .....

**10. Is the whole property affected by the proposed activity? .....**  Y  N

If "no", indicate approximate percentage affected (Show on plans if possible):  
 [ ] %

**11. Additional comments or information relevant to the proposed activity(ies):**

.....  
 .....  
 .....  
 .....  
 .....

**E. IMPACT STATEMENT**

Indicate with an

**1. Will any of the following temporary or permanent constructions be present on the site?:** (Show on plans if possible at each relevant question):

- Structures and / or buildings .....  Y  N
- Walls and / or fences .....  Y  N
- Underground tanks .....  Y  N
- Roads and / or hardened surfaces .....  Y  N
- Pipelines and / or outfalls .....  Y  N
- Cables and / or lines. ....  Y  N
- Other constructions (*specify*) .....  Y  N

**2. Will any of the constructions listed above be located on or near the following** (*specify distance, if near*) (Show on plans if possible at each relevant question):

- Limestone or calcified dunes (*ancient dunes where the surface and the underlying sediment has been naturally cemented specifically by calcium carbonate*) . . . .  Y  N
- Pedocretes (*very hard, impenetrable layer in soil profile, limiting natural downward movement of water*) .....  Y  N
- Other sensitive geological formations (*specify*). ....  Y  N

.....  
Below the water table: .....

If “yes”, specify precautionary measures to be taken in respect of founding conditions and waste / storm water disposal (*a separate, detailed report should be attached*).

**3. Specify the area that will be disturbed or altered by the proposed activity or development:** (Show on plans if possible):

Temporary (during construction phase)  m<sup>2</sup>

Permanent:  m<sup>2</sup>

**4. Will vegetation of high or medium conservation importance, or protected trees be disturbed or cut?** .....  Y  N

If “yes”, specify vegetation species / community / ies and extent: φ

.....  
.....

Has a permit been obtained for the removal of protected trees? .....  Y  N

If “yes”, provide a copy / reference: .....

**5. Specify method and / or detail of rehabilitation and stabilisation of disturbed areas, including the following** (Show on plans if possible at each relevant question):

- 5.1. Final Location of plant rescue material: .....
- 5.2. Storage area for topsoil: .....
- 5.3. End location of excavated material: .....
- 5.4. How the construction area will be demarcated: .....
- 5.5. How the work area and adjacent area will be protected from storm water run-off and erosion: .....
- 5.6. Where the storm water from the roof and paved areas will be directed on completion of the structure: .....

**Note: a separate, detailed report should be attached where impacts are significant.**

**6. If excavation is to take place by heavy machinery or blasting, a separate environmental impact report, stating what the environmental impacts will be, and what mitigating measures are to be taken to reduce impact on and / or beyond the site.**

A separate Environmental Impact Report is attached: .....  Y  N

**7. Will the proposed development affect migration patterns, feeding, access to water, or nesting or breeding sites of fauna identified in the area? (refer to C5) .....  Y  N**

*If "yes", a separate Environmental Impact Report must be attached, specifying the impacts and proposed mitigation measures.*

**8. Will any of the cultural or historical resources or features listed previously (refer to C6) be:**

- Demolished or destroyed: .....  Y  N
- Damaged: .....  Y  N
- Altered: .....  Y  N
- Excavated: .....  Y  N
- Restored: .....  Y  N
- Removed: .....  Y  N
- Changed in any other way (specify): .....  Y  N

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.....

If "yes" to any of the above, has the necessary permit been obtained from the South African National Heritage Resources Agency (provide copy / reference): .....  Y  N



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**F. DECLARATION**

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I / We, the undersigned, declare that the information contained in this application and environmental impact report, and any attachments thereto, is correct and true to the best of my / our knowledge, and that no important environmental information has been intentionally withheld.

**APPLICANT**

(If not the owner, then the owner must sign below or a letter empowering you to act on the owner's behalf must be attached)

NAME: .....

SIGNATURE: .....

DATE: .....

**OWNER**

NAME: .....

SIGNED: .....

DATE: .....

**DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM  
DEPARTEMENT VAN OMWIKKELINGSAKE EN TOERSIME**

No.R1182

5 September 1997

**ENVIRONMENT CONSERVATION ACT, 1989 (ACT No. 73 of 1989)  
THE IDENTIFICATION UNDER SECTION 21 OF ACTIVITIES THAT MAY HAVE A SUBSTANTIAL  
DETRIMENTAL EFFECT ON THE ENVIRONMENT.**

I, Zweledinga Pallo Jordan, Minister of Environmental affairs and tourism, after consultation with the Minister of each department of state responsible for the execution, approval or control of such activities, the Minister of finance and the competent authorities of the provinces, hereby under section 21 of the Environmental conservation act, 1989 (act no. 73 of 1989), identify the activities in Schedule 1 in general as activities which may have a substantial detrimental effect on the environment.

I further determine that this notice will commence in respect of different activities on the dates indicated in Schedule 2.

Z.P. JORDAN  
Minister of Environmental Affairs and Tourism

2 No. 18261

GOVERNMENT GAZETTE, 5 SEPTEMBER 1997

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**SCHEDULE 1**

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1. The construction or upgrading of:
    - (a) facilities for commercial electricity generation and supply;
    - (b) nuclear reactors and installations for the production, enrichment, reprocessing and disposal of nuclear fuels and wastes;
    - (c) transportation routes and structures, and manufacturing, storage, handling or processing facilities for any substance which is dangerous or hazardous and is controlled by national legislation;
    - (d) roads, railways, airfields and associated structures outside the borders of town-planning schemes;
    - (e) marinas, harbours and all structures below the high-water mark of the sea;
    - (f) cableways and associated structures;
    - (g) structures associated with communication networks, other than telecommunication lines and cables, as well as access roads leading to these structures;
    - (h) racing tracks for motor-powered vehicles and horse racing, excluding indoor tracks;
    - (i) canals and channels, including diversions of the normal flow of water in a river bed and water transfer schemes between water catchments and impoundments;
    - (j) dams, levees or weirs affecting the flow of a river;
    - (k) reservoirs for public water supply;
    - (l) schemes for the abstraction or utilisation of ground or surface water for bulk supply purposes;
    - (m) public and private resorts and associated infrastructure
    - (n) sewage treatment plants and associated infrastructure; and
    - (o) buildings and structures for industrial and military manufacturing and storage of explosives or ammunition or for testing disposal or such explosives or ammunition.
  2. The change of land use from:
    - (a) agricultural or undetermined use to any other land use;
    - (b) use for grazing to any other form of agricultural use; and
    - (c) use for nature conservation or zoned open space to any other land use.
  3. The concentration of livestock in a confined structure for the purpose of mass commercial production.
  4. The intensive husbandry of, or importation of, any plant or animal that has been declared a weed or an invasive alien species.
  5. The release of any organism outside it's natural area of distribution that is to be used for biological pest control.
  6. the genetic modification of any organism with the purposed of fundamentally changing the inherent characteristics of the organism.
  7. The reclamation of land below the high-water mark of the sea and in Inland water including wetlands.
  8. The disposal of waste in terms of section 20 of the environment conservation Act, 1989.
  9. Scheduled processes listed in the Second Schedule to the Atmospheric Pollution Prevention Act, 1965 (Act No. 45 of 1965).
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