



Environmental Scoping Assessment (ESA) Study for:

The Town Planning and Survey Works (Rezoning) on the Land allocated for the Construction of Namibian Correctional Service (NCS) Officers' Accommodation in Gobabis Town of the Omaheke Region



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EXECUTIVE SUMMARY

The Namibian Correctional Service (NCS) (hereinafter referred to as The Proponent) intends to have town planning and survey works undertaken for a site allocated for the construction of accommodation facilities for its officers in the town of Gobabis Town, Omaheke Region. The proposed site is the Greenfield piece of land of the Remainder of Farm Townlands of Gobabis No. 114 located on the northern part of the current NCS premises near the B8 in Gobabis. The centre GPS coordinates of the site are: -22.440208° 18.971157°.

The proposed rezoning is one of the listed activities in the 2012 EIA Regulations of the Environmental Management Act (EMA) in 2007 (No. 7 of 2007) that cannot be implemented without obtaining an Environmental Clearance Certificate (ECC). Therefore, the rezoning of the site from open space to residential (accommodation facility) and related activities need to be environmentally cleared prior. In the Regulations, the rezoning and surveying works fall under:

'5. LAND USE AND DEVELOPMENT ACTIVITIES

- 5.1 The rezoning of land from -
 - residential use to industrial or commercial use, and
 - (d) use for nature conservation or zoned open space to any other land use."

To ensure that the project activities comply with the environmental management laws, the Proponent appointed Excel Dynamic Solutions Pty Ltd (a team of independent Environmental Assessment Practitioners) to undertake the required Environmental Assessment process and apply for the ECC. The Assessment Process produced the Scoping Report and draft Environmental Management Plan (EMP). These documents are submitted to the Environmental Commissioner at the Department of Environmental Affairs and Forestry (DEAF) for evaluation and consideration of the ECC.

PROJECT DESCRIPTION

Planning and Rezoning

The proposed activity will entail the rezoning of the land portion for the intended use. The land will be rezoned from 'the current' land use (open space) for the establishment of the officers' accommodation and associated facilities.

Site Surveying Works

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Upon approval of the surveying/ rezoning works, and completion of all necessary planning and

design works, construction works of the accommodation facilities will commence. Construction

works will be outsourced to a contractor (to be appointed on tender).

Construction of the Accommodation Facility

During the construction phase, earthworks will be carried out in certain areas of the project site to

erect the buildings and for the installation of the necessary services infrastructure. This will require

soil excavation within the construction site. There will be heavy construction vehicles and

equipment moving around the site during construction. There is little to no vegetation within the

proposed survey site, hence no major disturbance to vegetation is expected during this phase.

The following works will be done in terms of infrastructure and services provision:

Construction of buildings and related infrastructures such as stormwater management

channels, access roads, parking, etc.

• Installation of; power supply cables, potable water pipelines, sewage systems, and

wastewater disposal pipelines.

Type of Accommodation to be constructed

The proposed accommodation facility at the site behind the existing Gobabis' NCS premises will

include the following (with associated services infrastructure):

• Three (3) marriage quarters,

Four (4) Bachelor flats,

Two (2) Single quarters for male and female (for 14 persons/officers), and

One (1) recreational facility.

PUBLIC CONSULTATION

Public Consultation Activities

The communication with the stakeholders and interested & affected parties (IAPs) about the

project activities was done through the following means and in this order to ensure that the public

is notified and afforded an opportunity to comment on the project:

• Stakeholders / Interested and Affected Parties (IAPs): The list of stakeholders (IAPs)

was developed and updated throughout the ESA process.

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• A Background Information Document (BID) A non-technical summary of the Project

activities (background information document (BID)) containing brief information about the

project activities was compiled and circulated to all pre-identified and all new registered

IAPs (upon request). The email communication containing the BID sent out to the pre-

identified IAPs and stakeholders.

• Environmental Assessment Study notifications were published in *The Namibian* and

New Era Newspapers dated 07 and 14 October 2022, respectively. The adverts briefly

provided information on the project activities, location, inviting the public to register as

IAPs and submit their comments/concerns.

Project (Public) Notices: A3 size printed posters were placed in Gobabis at the Epako

Municipality in Gobabis and Omaheke Region Council in Gobabis.

• A Consultation Meeting was scheduled and held on the 09th of November 2022 in

Gobabis. The meeting was scheduled for 11h30 at the NCS Gobabis Boardroom. The

meeting was only attended by the Proponent's representatives and EDS Consultants.

Since the meeting was only attended by the Proponent and Environmental Consultants,

the meeting was more of a discussion and there were no comments or issues from the

Proponent. Therefore, there were no meeting minutes taken.

The comments and registration request period ran from 07 October to 28 October 2022 with an

extension after the consultation meeting to 09 November 2022. There were no comments

submitted to the Environmental Consultants.

Potential Impacts identified

The following potential impacts are anticipated:

Positive impacts:

• The successful rezoning of the land will lead to the development of the land to establish

decent and better accommodation for the NCS officers who are dedicated to rehabilitate

offenders.

Temporary creation of employment during construction and possibly operational phase

Increased support for local businesses through the procurement of locally available goods

and services.

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Potential Negative impacts (mainly during the actual construction of the facility):

- Physical land/soil disturbance
- Waste generation improper disposal of wastes generated during the project phases may lead to environmental pollution.
- Air quality issue owing to dust generation
- Vehicular traffic safety and services infrastructure (local roads).
- Dust (air quality) generated by project related traffic travelling on the unpaved access roads may compromise the local air quality.
- Noise generated by project related equipment and vehicles may be a nuisance.
- Health and safety
- Loss of biodiversity: the rezoning and eventual construction works may lead to the disturbance of site flora and possible faunal habitats.

These project impacts were assessed, and mitigation measures provided accordingly.

RECOMMENDATIONS AND CONCLUSIONS

The potential impacts that are anticipated from the project activities were identified, described, and assessed. For the significant adverse (negative) impacts with medium rating, appropriate management and mitigation measures were recommended for implementation by the Proponent.

The interested and affected parties (IAPs) and stakeholders were consulted as per the EMA and its 2012 EIA Regulations (Section 21 to 24). This was done via the two newspapers used for this environmental assessment, i.e., *New Era* and *The Namibian* of 07 and 14 October 2022. A consultation meeting was scheduled, meeting invitations sent to the registered IAPs and stakeholders. The meeting was held in Gobabis on the 09th of November 2022. No comments nor concerns were made and raised on project activities throughout the consultation period.

The potential adverse impacts identified by the Environmental Consultant were found to be of medium rating significance. With the effective implementation the recommended management and mitigation measures, significance of these impacts will be reduced to low rating. To maintain the desirable rating, the implementation of management and mitigation measures, it is highly recommended that the Proponent or the construction Environmental Control Officer (ECO) to

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conduct the EMP implementation monitoring. Monitoring will not only be done to avoid impacts or

maintain their desired rating, but to also ensure that all potential adverse impacts identified in this

study and other impacts that might arise during Project implementation are properly and timely

identified and addressed accordingly.

The Scoping assessment is deemed sufficient and conclude that no further detailed assessments

are required to the ECC application.

Based on the assessment done for the proposed rezoning and eventual construction and

operation of the NCS Officers' accommodation facility in Gobabis, the project and its associated

activities do not pose a significant risk to the environment. However, it is highly recommended

that the measures provided are effectively implemented and monitoring to protect the biophysical

and social environment throughout the project duration.

Recommendations

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The EDS Consultants are confident that the potential negative impacts associated with the project

activities can be managed and mitigated by the effective implementation of the recommended

management and mitigation measures. This would also be improved by more effort and

commitment towards monitoring the implementation of these measures.

It is therefore, recommended that the project activities be granted an Environmental Clearance

Certificate. The Proponent will be required to ensure that:

All the management and mitigation measures provided in the Draft EMP are effectively

and progressively implemented and monitored.

All required approval consents (particularly from the Gobabis Municipality) for the certain

activities should be obtained as required and ensuring compliance with the specific

conditions and legal requirements attached thereto.

All project personnel, contractors, and visitors onsite (during construction) comply with the

legal requirements governing their project and its associated activities.

The disturbed areas owing to the project activities during construction should be

rehabilitated, as far as practicable.

Conclusions

Based on the assessment conducted for the proposed site and its planned activities, the project

and its associated activities do not pose a significant risk to the environment that would prompt

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its discontinuation or closure. However, it is highly recommended that the measures provided are effectively implemented and monitoring to protect the biophysical and social environment throughout the project duration.

Disclaimer

EDS warrants that the findings and conclusion contained herein were accomplished in accordance with the methodologies set forth in the Scope of Work and EMA of 2007 with its 2012 EIA Regulations. These methodologies are described as representing good customary practice for conducting an EIA for the purpose of identifying recognized environmental conditions. There is a possibility that even with the proper application of these methodologies there may exist on the subject project site conditions that could not be identified within the scope of the assessment, or which were not reasonably identifiable from the available information. The EDS Consultants believe that the information obtained from the record review and during the public consultation processes concerning the project is reliable. However, the Consultants cannot and does not warrant or guarantee that the information provided by the other sources is accurate or complete. The conclusions and findings set forth in this Scoping Report are strictly limited in time and scope to the date of the evaluations. No other warranties are implied or expressed.

Some of the information provided in this Report is based upon personal interviews, stakeholders' engagement and research of available documents, records, and maps held by the appropriate government and private agencies. This Report is subject to the limitations of historical documentation, availability, and accuracy of pertinent records and the personal recollections of the persons contacted or consulted.

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LIST OF ABBREVIATIONS

Abbreviation	Meaning
BID	Background Information Document
CV	Curriculum Vitae
DEAF	Department of Environmental Affairs and Forestry
EA	Environmental Assessment
EAP	Environmental Assessment Practitioner
ECC	Environmental Clearance Certificate
EDS	Excel Dynamic Solutions
EIA	Environmental Impact Assessment

Abbreviation	Meaning
EMA	Environmental Management Act
EMP	Environmental Management Plan
ESA	Environmental Scoping Assessment
GG & GN	Government Gazette & Government Notice
IAPs	Interested and Affected Parties
MEFT	Ministry of Environment, Forestry and Tourism
MURD	Ministry of Urban and Rural Development
NCS	Namibian Correctional Service
PPE	Personal Protective Equipment
Reg / S	Regulation / Section

KEY TERMS

Terms	Definition	
Alternative	A possible course of action, in place of another that would meet the	
	same purpose and need of the proposal.	
Baseline	Work done to collect and interpret information on the condition/trends	
	of the existing environment.	
Biophysical	That part of the environment that does not originate with human	
	activities (e.g., biological, physical and chemical processes).	
Cumulative Impacts/Effects	In relation to an activity, means the impact of an activity that in it may	
Assessment	not be significant but may become significant when added to the	
	existing and potential impacts eventuating from similar or diverse	
	activities or undertakings in the area.	
Decision-maker	The person(s) entrusted with the responsibility for allocating resources	
	or granting approval to a proposal.	
Ecological Processes	Processes which play an essential part in maintaining ecosystem	
	integrity. Four fundamental ecological processes are the cycling of	
	water, the cycling of nutrients, the flow of energy and biological diversity	
	(as an expression of evolution).	

Terms	Definition	
Environment	As defined in Environmental Management Act - the complex of natural	
	and anthropogenic factors and elements that are mutually interrelated	
	and affect the ecological equilibrium and the quality of life, including -	
	(a) the natural environment that is land, water, and air; all organic and	
	inorganic matter and living organisms and (b) the human environment	
	that is the landscape and natural, cultural, historical, aesthetic,	
	economic and social heritage and values.	
Environmental Management	As defined in the EIA Regulations (Section 8(j)), a plan that describes	
Plan	how activities that may have significant environments effects are to be	
	mitigated, controlled, and monitored.	
Interested and Affected	In relation to the assessment of a listed activity includes - (a) any	
Party (IAP)	person, group of persons or organization interested in or affected by an	
	activity; and (b) any organ of state that may have jurisdiction over any	
	aspect of the activity. Mitigate - practical measures to reduce adverse	
	impacts. Proponent – as defined in the Environmental Management	
	Act, a person who proposes to undertake a listed activity. Significant	
	impact - means an impact that by its magnitude, duration, intensity or	
	probability of occurrence may have a notable effect on one or more	
	aspects of the environment.	
Fauna and Flora	All the animals and plants found in an area.	
Mitigation	The purposeful implementation of decisions or activities that are	
	designed to reduce the undesirable impacts of a proposed action on	
	the affected environment.	
Monitoring	Activity involving repeated observation, according to a pre-determined	
	schedule, of one or more elements of the environment to detect their	
	characteristics (status and trends).	
Proponent	Organization (private or public sector) or individual intending to	
	implement a development proposal.	
Public	A range of techniques that can be used to inform, consult or interact	
Consultation/Involvement	with stakeholders affected by the proposed activities.	
Protected Area	Refers to a protected area that is proclaimed in the Government	
	Gazette according to the Nature Conservation Ordinance number 4 of	
	1975, as amended.	

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Site Surveying Works

Terms	Definition
Scoping	An early and open activity to identify the impacts that are most likely to
	be significant and require specialized investigation during the EIA work.
	Can, also be used to identify alternative project designs/sites to be
	assessed, obtain local knowledge of site and surroundings, and
	prepare a plan for public involvement. The results of scoping are
	frequently used to prepare a Terms of Reference for the specialized
	input into full EIA.
Terms of Reference (ToR)	Written requirements governing full EIA input and implementation,
	consultations to be held, data to be produced and form/contents of the
	EIA report. Often produced as an output from scoping.

1 INTRODUCTION

1.1 Project Background and Locality

The Namibian Correctional Service (NCS) (hereinafter referred to as The Proponent) intends to have town planning and survey works undertaken for a site allocated for the construction of accommodation facilities for its officers in Gobabis Town of the Omaheke Region. The proposed site is the Greenfield piece of land of the Remainder of Farm Townlands of Gobabis No. 114 located on the northern part of the current NCS premises near the B8 in Gobabis as shown in Figure 1-1. The centre GPS coordinates of the proposed site: -22.440208° 18.971157°.

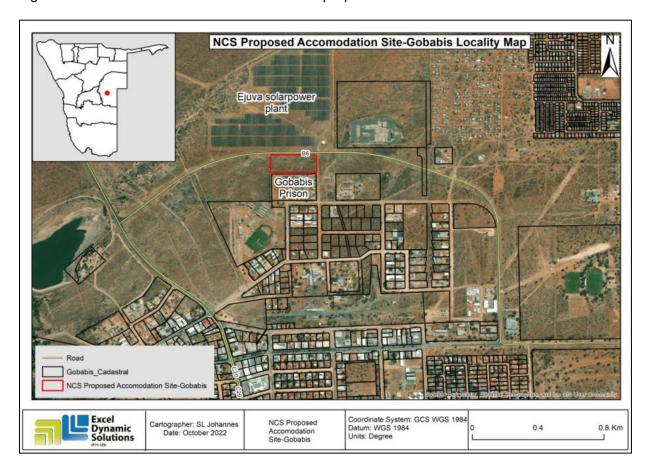


Figure 1-1: Locality of the proposed site for surveying (rezoning) and construction of the accommodation facility of the NCS Officers in Gobabis Town of the Omaheke Region

1.2 The Need for the Environmental Scoping Assessment

Land use and rezoning works are listed as activities that may not be implemented without an Environmental Clearance Certificate (ECC) under the Environmental Management Act (EMA) (2007) and its 2012 Environmental Impact Assessment (EIA) Regulations. The listed activities as per EIA regulations as relevant to the proposed activity/development are as follows:

"5. LAND USE AND DEVELOPMENT ACTIVITIES

- 5.1 The rezoning of land from -
- -(a) residential use to industrial or commercial use, and
- -(d) use for nature conservation or zoned open space to any other land use."

To ensure that the project activities comply with the environmental management laws, the Proponent appointed Excel Dynamic Solutions Pty Ltd (a team of independent Environmental Assessment Practitioners) to undertake the required ESA process and apply for the ECC. This process includes public & stakeholders' engagement and consultation, compilation of the ESA Report and draft Environmental Management Plan (EMP). These documents will then be submitted to the Environmental Commissioner at the Department of Environmental Affairs and Forestry (DEAF) for evaluation and consideration of the ECC.

The application for the ECC was compiled and submitted to the Environmental Custodian, the Ministry of Environment, Forestry and Tourism (MEFT)'s Department of Environmental Affairs and Forestry (DEAF) for consideration of the ECC by the Environmental Commissioner at MEFT. The ECC would be considered upon submission of an Environmental Scoping Assessment (ESA) or Scoping Report and Draft Environmental Management Plan (EMP) – Appendix A.

1.3 Appointed Environmental Assessment Practitioner

To satisfy the requirements of the EMA and its 2012 EIA Regulations, NCS (Proponent) appointed a team of independent environmental consultants (Excel Dynamic Solutions (Pty) Ltd (EDS)), to conduct the required Environmental Assessment (EA) process.

The Scoping Assessment Study was conducted, and reporting done by Ms. Fredrika Shagama, an experienced EAP and qualified Geohydrologist with over 7 years of experience in the Environmental and Groundwater Management Consulting sector. Ms. Shagama' CV is presented under Appendix B.

1.4 The Need for the Rezoning (Surveying works) and Construction

The NCS has a mandate of providing safe, secure, and humane custody of offenders, rehabilitate and re-integrate them into community. The NCS Mission is to provide exceptional correctional service that empower offenders to effectively re-integrated into society as law abiding citizen. However, the NCS Officers can only exceptionally perform their duties when their living conditions are also at an acceptable standard (comfortable and conducive environment). The Gobabis NCS facility has a shortage of accommodation for some of its Officers, hence, the need additional accommodation facilities. The existence of the open space behind the NCS premises in Gobabis makes it a suitable and feasible solution to cater for the accommodation need for the NCS employees (Officers). Furthermore, the rezoning of the land would encourage the continued development of the Gobabis Town.

The description of the proposed project activities is provided under the next heading (Chapter 2).

2 THE DESCRIPTION OF PROJECT ACTIVITIES

2.1 Planning and Rezoning Phase

The proposed activity will entail the rezoning of the land portion for the intended use. The land will be rezoned from 'the current' land use (open space) for the establishment of the officers' accommodation and associated facilities.

Upon approval of the surveying/ rezoning works, and completion of all necessary planning and design works, construction works of the accommodation facilities will commence. Construction works will be outsourced to a contractor (to be appointed on tender).

2.2 Construction Phase

During construction phase, earth works will be carried out in certain areas of the project site to erect the buildings and for the installation of the necessary services infrastructure. This will require soil excavation within the construction site. There will be heavy construction vehicles and equipment moving around the site during construction. There is little to no vegetation within the proposed survey site, hence no major disturbance to vegetation is expected during this phase.

The following works will be done in terms of infrastructure and services provision:

- Construction of buildings and related infrastructures such as stormwater management channels, access roads, parking, etc.
- Installation of; power supply cables, potable water pipelines, sewage systems and wastewater disposal pipelines.

2.3 Type of Accommodation to be constructed

The proposed accommodation facility at the site behind the existing Gobabis' NCS premises will include the following (with associated services infrastructure):

- Three (3) marriage quarters,
- Four (4) Bachelor flats.
- Two (2) Single quarters for male and female (for 14 persons/officers), and
- One (1) recreational facility.

2.4 Human Resources, Services, and infrastructure

The following services and infrastructure as provided below will be required for the project activities:

2.4.1 Water supply

For construction will be sourced from the main existing water supply (reticulation) line for Gobabis Town, upon reaching a supply agreement with NCS and construction contractor. The quantity of water consumption is not yet known.

2.4.2 Power and Fuel Supply (machinery and equipment)

In consultation with the Gobabis Municipality and NAMPOWER (the electricity provider)), the new facilities will be supplied from the existing power grid. As a backup, the facility will be equipped with generators to be kept on standby onsite.

Diesel will be used for machinery and equipment and fuel generator during construction.

2.4.3 Project Equipment, Machinery, and Vehicles

For the actual construction, there will be heavy trucks, medium-sized trucks, 4x4 bakkies, excavators, generator for power supply, etc.

2.4.4 Solid waste and Sewage management

<u>Solid waste</u> will be stored on-site in designated waste bins and transported to the local municipal site in Gobabis Town, as often as necessary.

<u>Sewage management</u>: the construction workers will be using portable toilets throughout this phase. These toilets will be provided by the appointed construction contractor. For the operational phase, the facilities will be connected to the municipal sewer system.

2.4.5 Hazardous waste

The waste fuel/oils will be carefully stored in a standardized container for disposal at an approved hazardous waste management facility in the Town or at a nearby approved facility in the country.

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2.4.6 Road Access

The site is accessible from the B6 by the existing local municipal access roads. If necessary, additional site access road(s) will be surveyed for construction and utilized by project related

vehicles.

2.4.7 Workforce

Temporary employment opportunities will be created during the construction phase. However, the

exact number of people to be employed by the appointed contractor cannot be determined at this

stage. Therefore, the number will be determined by the contractor based on project needs.

2.4.8 Construction materials

For the construction of the facilities, construction materials will be sourced from the local building

materials suppliers in Gobabis. And if necessary, and as required, materials will be sourced from

elsewhere in the country or outside the country and as per the required and approved building

material standards.

2.4.9 Accommodation (construction workers)

During construction, the very skilled that may be from outside Gobabis are expected to be housed

in nearby accommodation facilities in Gobabis. Construction workers from Gobabis will be

commuting from and to their homes daily. This is to avoid having too many workers living on site

for the duration of the construction phase.

2.4.10 Site security

It is expected that there will be construction vehicles and equipment on site during this phase. It

is for this reason that 24-hour onsite security personnel will need to be appointed to guard the

equipment against possible equipment vandalism and theft and community safety.

2.4.11 Site safety and security

The construction contractor will construct a temporary fence wall or corrugated iron sheets around

the construction site to control access to the site. For operations, a concrete / palisade wall will

be constructed around the site.

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2.4.12 Health and Safety

To ensure health and safety for the construction duration, all workers that will be assigned in high to medium risk working areas will be provided with appropriate Personal Protective Equipment (PPE). A first aid kit will be provided onsite, whereby 2 to 3 workers trained on how to administer first aid.

2.4.13 Potential Accidental Fire Outbreaks

A minimum of two fire extinguishers will be readily available onsite during construction. During the operational phase, each building will be equipped with a well-serviced fire extinguisher.

2.5 Operational and Maintenance Phase

During this phase, the officers' accommodation will be operated and managed by the Proponent. The NCS Officers will be having sufficient accommodation to continue carrying out their duties on the premises.

3 PROJECT ALTERNATIVES

Alternatives are defined as the "different means of meeting the general purpose and requirements of the activity" (EMA, 2007). This section will highlight the different ways in which the project can be undertaken and to identify the alternative that will be the most practical, but least damaging to the environment is identified.

Once the alternatives have been established, these are examined by asking the following three questions:

- What alternatives are technically and economically feasible?
- What are the environmental effects associated with the feasible alternatives?
- What is the rationale for selecting the preferred alternative?

The alternatives considered for the project are discussed in the following subsections.

3.1 Types of Alternatives Considered

3.1.1 The "No-go" Alternative

The "no action" alternative implies that the proposed rezoning and eventual construction of the officers' accommodation would be abandoned. Should the project proposal be discontinued, none of the potential impacts (positive and negative) identified would occur. The discontinuation of the proposal would also mean the officers accommodation will not be constructed and the land remains as it is.

Considering the above losses, the "no-action/go" alternative was not considered a viable option for this project.

3.1.2 Alternative Activity and Location

This type of alternative is weighed in terms of what other development could have been considered for the site. The Proponent did not consider any other alternative land use for the site. This could be because the site is right behind the existing NCS and already within the town boundaries. It will just be suitable and logical to rezone the immediate portion to be part of the existing NCS facility with similar land use type. It is for this reason; that the proposed rezoning

and eventual construction of the NCS Officers' accommodation would be the viable project on the site.

3.1.3 Services Infrastructure

The project site is suitable given its proximity to the following services infrastructure:

- <u>Site accessibility</u>: the proposed site is easily accessible from the main B6 road by the existing access road connecting the B6 to the NCS premises.
- <u>Water supply:</u> After rezoning, the site will be connected to the NCS premises water supply line, upon consultation with and approval by the Gobabis Municipality.
- <u>Power supply</u>: The site is located within proximity of the NAMPOWER substation and within the Gobabis Municipality Townlands for connection to the municipal services.

The above provided Project description, associated activities and considered alternatives thereto are governed by specific legal framework, from a local, regional, and national perspective. The presentation of these legal requirements is provided under Chapter 4.

4 LEGAL FRAMEWORK: LEGISLATION, POLICIES AND GUIDELINES

A review of applicable and relevant Namibian legislation, policies, and guidelines to the project is given in this section. This review serves to inform the project Proponent, Interested and Affected Parties, and the decision-makers at the DEAF of the requirements and expectations, as laid out in terms of these instruments, to be fulfilled from the rezoning of the site and subsequent construction of the Officers' accommodation and associated infrastructure.

4.1 The Environmental Management Act No. 7 of 2007 and 2012 EIA Regulations

The Environmental Management Act No.7 of 2007 and its 2012 EIA Regulations aims to ensure that the potential impacts of the project on the environment are considered carefully and in good time; that all interested and affected parties have a chance to participate in the environmental assessments and that the findings of the environmental assessments are fully considered before any decisions are made about activities which might affect the environment.

The Act aims at promoting sustainable management of the environment and use of natural resources. The Environmental Management Act (EMA) is broad; it regulates land use development through environmental clearance certification and/or Environmental Impact Assessments. The listed activities in the Regulations that are relevant to the project and its associated activities are as follows:

"5. LAND USE AND DEVELOPMENT ACTIVITIES

5.1 The rezoning of land from -

- (a) residential use to industrial or commercial use, and
- (d) use for nature conservation or zoned open space to any other land use."

<u>Implication and applicability for the project:</u> The Proponent should carry out an assessment of the impact on the receiving environment and obtain an ECC for the proposed activities.

4.2 Other Legal Requirements (Legislation, Acts, Policies, etc.)

The legal obligations that are relevant to the project activities are presented in Table 4-1.

Table 4-1: Applicable local, and national acts, policies and guidelines governing the project

Legislation / Policy /	Relevant Provisions	Implications for this project
Guideline: Custodian		
The Constitution of the	The Constitution of the Republic of Namibia (1990	By implementing the environmental
Republic of Namibia,	as amended) addresses matters relating to	management plan, the
1990 as amended:	environmental protection and sustainable	establishment will be in conformant
Government of the	development. Article 91(c) defines the functions of	to the constitution in terms of
Republic of Namibia	the	environmental management and
	Ombudsman to include:	sustainability.
	"the duty to investigate complaints concerning	Ecological sustainability will be
	the over-utilisation of living natural resources, the	main priority for the project.
	irrational exploitation of non-renewable resources,	
	the degradation and destruction of ecosystems	
	and failure to protect the beauty and character of	
	Namibia"	
	Article 95(I) commits the state to actively	
	promoting and maintaining the welfare of the	
	people by adopting policies aimed at the:	
	"Natural resources situated in the soil and on the	
	subsoil, the internal waters, in the sea, in the	
	continental shelf, and in the exclusive economic	
	zone are property of the State."	
Environmental	The EMA has stipulated requirements to complete	The ESA Study has been
Management Act (No. 7	the required documentation to obtain an	conducted in accordance with the
of 2007) and its 2012	Environmental Clearance Certificate (ECC) for	EMA and its Regulation. This is
Environmental Impact	permission to undertake certain listed activities.	presented under Chapter 6 of this
Assessment (EIA)	The project activities are listed in the Regulations:	Report.
Regulations	-The (EIA) Regulations detail requirements for	An ECC application has been
(Government Gazette	public consultation within a given environmental	launched with the MEFT. This
(GG) No. 4878	assessment process (GN 30 Section (S) 21). The	Scoping Report and Draft EMP will
Government Notice	EIA regulations also outline the required details of	be submitted to the Environmental
(GN) No. 30): Ministry	a Scoping Report (GN 30 S8) and an Assessment	Commissioner at DEAF for
of Environment,	Report (GN 30 S15).	evaluation and consideration of the
Forestry and Tourism		ECC.
(MEFT)		

Legislation / Policy /	Relevant Provisions	Implications for this project
Guideline: Custodian		
Pollution Control and Waste Management Bill (Guideline only): Ministry of Environment, Forestry and Tourism (MEFT)	The relevant parts of this Bill to the project are part 7 and 8. Part 7 states that any person who sells, stores, transports or uses any hazardous substances or products containing hazardous substances shall notify the competent authority, in accordance with sub-section (2), of the presence and quantity of those substances.	The Proponent should ensure compliance with the Bill requirements throughout the project cycle.
	The competent authority for the purposes of section 74 shall maintain a register of substances notified in accordance with that section and the register shall be maintained in accordance with the provisions. Part 8 provides for emergency preparedness by the person handling hazardous substances, through emergency response plans.	
Urban and Regional Planning Act No. 5 of 2018: Ministry of Urban and Rural Development (MURD)	Consolidate the laws relating to urban and regional planning; to provide for a legal framework for spatial planning in Namibia; to provide for principles and standards of spatial planning; to establish the urban and regional planning board; to decentralise certain matters relating to spatial planning; to provide for the preparation, approval and review of the national spatial development framework, regional structure plans and urban structure plans; to provide for the preparation, approval, review and amendment of zoning schemes; to provide for the establishment of townships; to provide for the alteration of boundaries of approved townships, to provide for the disestablishment of approved townships; to provide for the subdivision and consolidation of land; to provide for the alteration, suspension and deletion of conditions relating to land; and to provide for incidental matters.	The Proponent should ensure compliance with the requirements of this Act.

Legislation / Policy /	Relevant Provisions	Implications for this project
Guideline: Custodian		
Local Authorities Act No. 23 of 1992: Ministry of Urban and Rural Development (MURD)	To provide for the determination, for purposes of local government, of local authority councils; the establishment of such local authority councils; and to define the powers, duties and functions of local authority councils; and to provide for incidental matters. The Act also empowers local authorities to regulate the removal of waste, etc.	The Gobabis Municipality is the responsible Local Authority of the area. Therefore, the Proponent should ensure that their project activities adhere to the Municipal regulations and rules regarding operations onsite. The Proponent should notify the Municipality of any changes in site area and expansion of services and associated changes and requirements thereto.
The Regional Councils Act (No. 22 of 1992): Ministry of Urban and Rural Development (MURD)	This Act sets out the conditions under which Regional Councils must be elected and administer each delineated region. From a land use and project planning perspective, their duties include, as described in section 28 "to undertake the planning of the development of the region for which it has been established with a view to physical, social and economic characteristics, urbanisation patterns, natural resources, economic development potential, infrastructure, land utilisation pattern and sensitivity of the natural environment.	The relevant Regional Councils are IAPs and must be consulted during the Environmental Assessment (EA) process. The project site falls under the Omaheke Regional Council; therefore, they should be consulted.
Water Act 54 of 1956: Ministry of Agriculture, Water and Land Reform (MAWLR)	The Water Resources Management Act 11 of 2013 is presently without regulations; therefore, the Water Act No 54 of 1956 is still in force: Prohibits the pollution of water and implements the principle that a person disposing of effluent or waste has a duly of care to prevent pollution (S3 (k)). Provides for control and protection of groundwater (S66 (1), (d (ii)). Liability of clean-up costs after closure/abandonment of an activity (S3 (I)). (I)).	The protection (both quality and quantity/abstraction) of water resources should be a priority.

Legislation / Policy /	Relevant Provisions	Implications for this project
Guideline: Custodian		
Water Resources Management Act (No 11 of 2013): Ministry of Agriculture, Water and Land Reform (MAWLR)	The Act provides for the management, protection, development, use and conservation of water resources; and provides for the regulation and monitoring of water services and to provide for incidental matters. The objects of this Act are to: Ensure that the water resources of Namibia are managed, developed, used, conserved and protected in a manner consistent with, or conducive to, the fundamental principles set out in Section 66 - protection of aquifers, Subsection 1 (d) (iii) provide for preventing the contamination of	
Soil Conservation Act (No 76 of 1969): Ministry of Agriculture, Water and Land Reform (MAWLR)	the aquifer and water pollution control (S68). The Act makes provision for the prevention and control of soil erosion and the protection, improvement and conservation of soil, vegetation and water supply sources and resources, through directives declared by the Minister.	Duty of care must be applied to soil conservation and management measures must be included in the EMP.
Forestry Act (Act No. 12 of 2001: Ministry of Environment, Forestry and Tourism (MEFT)	The Act provides for the management and use of forests and forest products. Section 22. (1) provides: "Unless otherwise authorised by this Act, or by a licence issued under subsection (3), no person shall on any land which is not part of a surveyed erven of a local authority area as defined in section 1 of the Local Authorities Act, 1992 (Act No. 23 of 1992) cut, destroy or remove - (a) vegetation which is on a sand dune or drifting sand or on a gully unless the cutting, destruction or removal is done for the purpose of stabilising the sand or gully; or (b) any living tree, bush or shrub growing within 100 m of a river, stream or watercourse."	The site is already cleared and have some trees at the southern side and within the premises. The trees are to remain undisturbed. However, should it come to light during the planned site works that the trees are obstructing the plans, the permit to be remove a tree or trees should be obtained from the Forestry Office in Gobabis.

Legislation / Policy /	Relevant Provisions	Implications for this project
Guideline: Custodian		
National Heritage Act	To provide for the protection and conservation of	The Proponent should ensure
No. 27 of 2004:	places and objects of heritage significance and the	compliance with this Acts'
Ministry of Education,	registration of such places and objects; to	requirements, particularly during
Arts and Culture	establish a National Heritage Council; to establish	site upgrade and where earthworks
(MEAC)	a National Heritage Register; and to provide for	are carried out. The necessary
,	incidental matters.	management measures and related
The Netternal	The Astronomical and a second continued	permitting requirements must be
The National	The Act enables the proclamation of national	taken. This done by consulting with
Monuments Act (No. 28	monuments and protects archaeological sites.	the National Heritage Council
of 1969): Ministry of		(NHC) of Namibia. The
Education, Arts and		management measures should be
Culture (MEAC)		incorporated into the Draft EMP.
Public Health Act (No.	Section 119 states that "no person shall cause a	The Proponent and all its
36 of 1919): Ministry of	nuisance or shall suffer to exist on any land or	employees should ensure
Health and Social	premises owned or occupied by him or of which he	compliance with the provisions of
Services (MHSS)	is in charge any nuisance or other condition liable	these legal instruments.
(to be injurious or dangerous to health."	a see segan menen
Health and Safety	Details various requirements regarding health and	
Regulations GN	safety of labourers.	
156/1997 (GG 1617):		
Ministry of Health and Social Services		
(MHSS)		
Public and	The Act serves to protect the public from nuisance	The Proponent should ensure that
Environmental Health	and states that no person shall cause a nuisance	the project infrastructure, vehicles,
Act No. 1 of 2015:	or shall suffer to exist on any land or premises	equipment, and machinery are
Ministry of Health and	owned or occupied by him or of which he is in	designed and operated in a way that
Social Services	charge any nuisance or other condition liable to be	is safe, or not injurious or dangerous
(MHSS)	injurious or dangerous to health.	to public health and that the noise
		and dust emissions which could be
		considered a nuisance remain at
		acceptable levels.
		The public and environmental
		health should be preserved and
		remain uncompromised.

Legislation / Policy /	Relevant Provisions	Implications for this project
Guideline: Custodian		
Atmospheric Pollution	This ordinance provides for the prevention of air	The project and related activities
Prevention Ordinance	pollution and is affected by the Health Act 21 of	should be undertaken in such a way
(1976): Ministry of	1988. Under this ordinance, the entire area of	that they do not pollute or
Health and Social	Namibia, apart from East Caprivi, is proclaimed as	compromise the surrounding air
Services (MHSS)	a controlled area for the purposes of section 4(1)	quality. Mitigation measures should
	(a) of the ordinance.	be put in place and implemented on
		site.
Hazardous Substance	The ordinance provides for the control of toxic	The Proponent should handle and
Ordinance, No. 14 of	substances. It covers manufacture, sale, use,	manage the storage and use of
1974: Ministry of	disposal and dumping as well as import and	hazardous substances on site so
Health and Social	export. Although the environmental aspects are	that they do not harm or
Services (MHSS)	not explicitly stated, the ordinance provides for the	compromise the site environment
	importing, storage, and handling.	
Road Traffic and	The Act provides for the establishment of the	Mitigation measures should be
Transport Act, No. 22 of	Transportation Commission of Namibia; for the	provided for, if the roads and traffic
1999: Ministry of	control of traffic on public roads, the licensing of	impact cannot be avoided, the
Works and Transport	drivers, the registration and licensing of vehicles,	relevant permits must be applied
(Roads Authority of	the control and regulation of road transport across	for.
Namibia)	Namibia's borders; and for matters incidental	
	thereto. Should the Proponent wish to undertake	
	activities involving road transportation or access	
	onto existing roads, the relevant permits will be	
	required.	
Labour Act (No. 6 of	Ministry of Labour, Industrial Relations and	The Proponent should ensure that
1992): Ministry of	Employment Creation is aimed at ensuring	the project activities do not
Labour, Industrial	harmonious labour relations through promoting	compromise the safety and welfare
Relations and	social justice, occupational health and safety and	of workers.
Employment Creation	enhanced labour market services for the benefit of	
(MLIREC)	all Namibians. This ministry insures effective	
	implementation of the Labour Act No. 6 of 1992.	

The Project activities, their alternatives and legal framework above will be undertaken in a specific environment, i.e., physical, biological and social environmental features as presented under the next chapter.

5 ENVIRONMENTAL AND SOCIAL BASELINE

The project activities (land surveying/rezoning and construction of the accommodation facilities) will be undertaken in specific environmental and social conditions. The understanding of these conditions helps in identifying the sensitive environmental features that may need to be protected through the implementation of certain management and mitigation measures. The summary of selected physical, biological and social baseline information of the project area is provided below as per the site visit conducted by the Environmental Consultant on the 09th of November 2022 and relevant published reports and books.

The climatic conditions of the Gobabis Town (project site area) are described using the available nearest data for Gobabis obtained from World Weather Online and Meteoblue websites (2022).

5.1 Climate

5.1.1 Temperatures

According to the World Weather Online (2022), the average temperature for Gobabis is 31°C experienced in October and minimum of 7°C in June. The average monthly high and low temperatures are shown in Figure 5-1. The maximum and minimum temperature for Gobabis is 34°C and 6°C, respectively as shown in Figure 5-2.

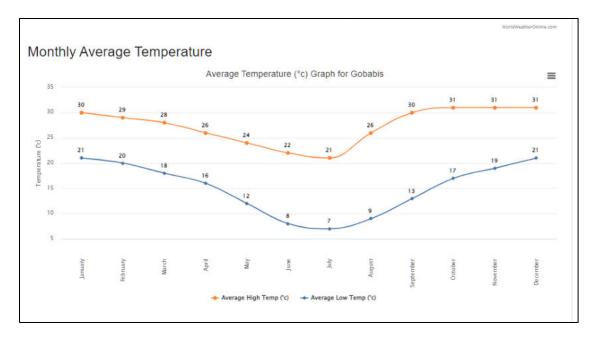


Figure 5-1: The monthly average temperatures for Gobabis (World Weather Online, 2022)

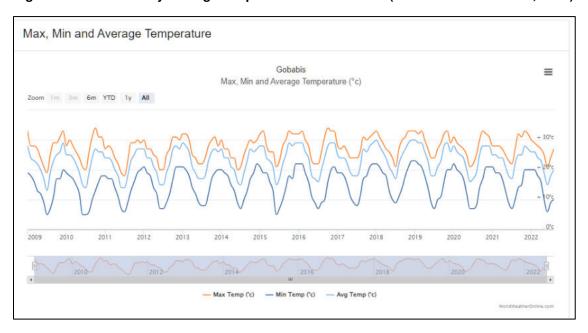
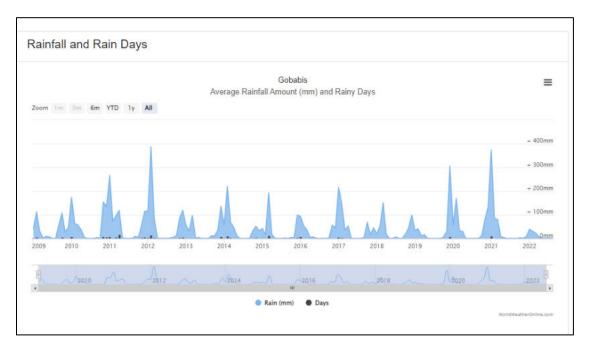


Figure 5-2: The maximum, minimum, and average temperatures for Gobabis (World Weather Online, 2022)

5.1.2 Rainfall

The average rainfall for Gobabis thirteen (13) year-period, i.e., from 2009 to 2022 are shown in Figure 5-3. The Gobabis Town receives rea experience good rains between November and March.

According to World Weather Online (2022) average rainfall graph, the month of February experienced the highest rainfall at an average of about 387mm in 2012 (rained 15 days), followed by 373mm in January 2021 (rained for 11 days) and 306mm (for 8 days) in December 2019. The monthly average rainfall is 112mm where it rained for 4 days in January.



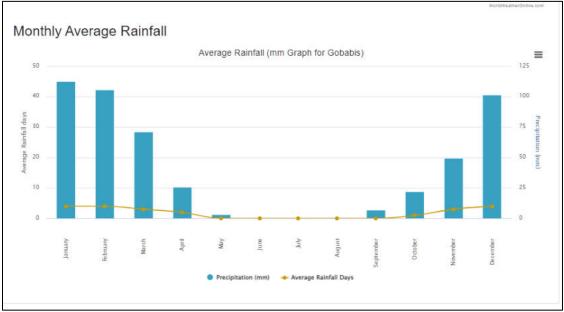


Figure 5-3: The rainfall & rainy days and monthly average rainfall for Gobabis (World Weather Online, 2022)

5.1.3 Air and Wind

Air: the current known sources of air pollution in the area are dust emissions from unpaved access roads within the project site area, particularly in dry and windy months.

According to the Air Quality Index (2022)¹, Gobabis' air quality as indicated by the PM25 concentration is 43.2µg/m³. Particulate matter (PM) 2.5 known as the PM2.5 concentration in Gobabis is currently 8.6 times the World Health Organization (WHO)'s annual air quality guideline value. The concentration value is considered unhealthy for Sensitive Groups.

Wind: The wind rose for Gobabis from the Meteoblue modelled climate is shown in Figure 5-4 and indicates that the wind is dominantly blowing from South to Northeast with the speed ranging between 12 and 28km/h.

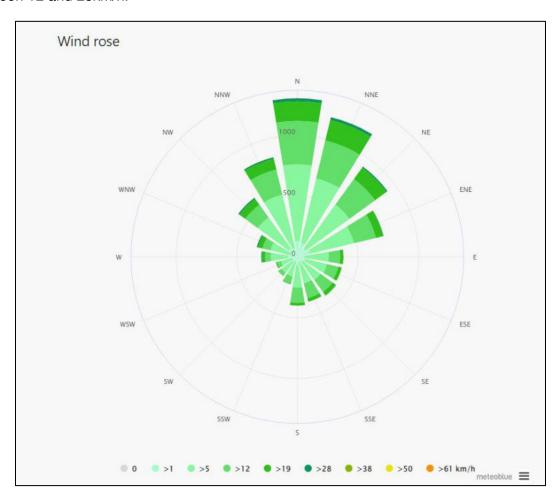


Figure 5-4: The wind rose for Gobabis (Meteoblue, 2022)

¹ Air Quality Index. (2022). World Air Quality: Air Quality in Gobabis. https://www.iqair.com/namibia/omaheke/gobabis

5.2 Topography and Landscape

Gobabis is found in flat area with undulating terrains in some surrounding areas. The elevation of the project site ranges between 1,248 and 1,477 meters above sea level (masl) as shown on the map in

Figure 5-5.

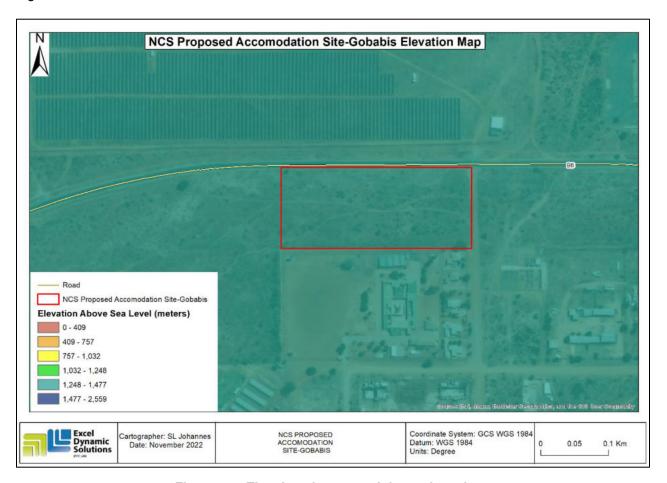


Figure 5-5: The elevation around the project site

The landscape of the site area is characterized by the Kalahari Sandveld as shown on the map in Figure 5-6.



Figure 5-6: The Landscape around the project site

5.3 Geology and Soil

The site and its south-eastern surroundings are overlain by the relatively thick layer of sand cover of the Kalahari Group. The sand cover is underlain by rock units of sandstone, black limestone, conglomerate, and shale. The western-north-north-eastern areas from the site are covered by quartzites, conglomerates, schists and marbles as shown on the geology map in Figure 5-7.

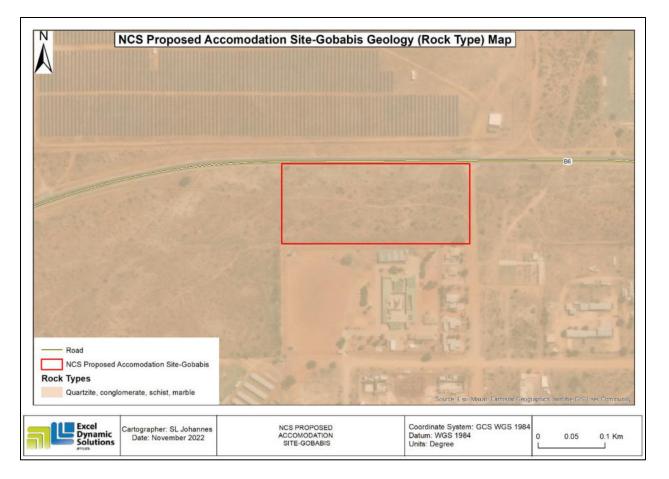


Figure 5-7: The geology of the site and surrounding areas

In terms of soil, the site is overlain by the Eutric Fluvisols as shown on the dominant soil map in Figure 5-8. Fluvisols are found typically on level topography that is flooded periodically by surface waters or rising groundwater, as in river floodplains and deltas².

² Britannica, The Editors of Encyclopaedia. (2011). Fluvisol. Encyclopedia Britannica. Available from https://www.britannica.com/science/Fluvisol. Accessed 03 July 2022.

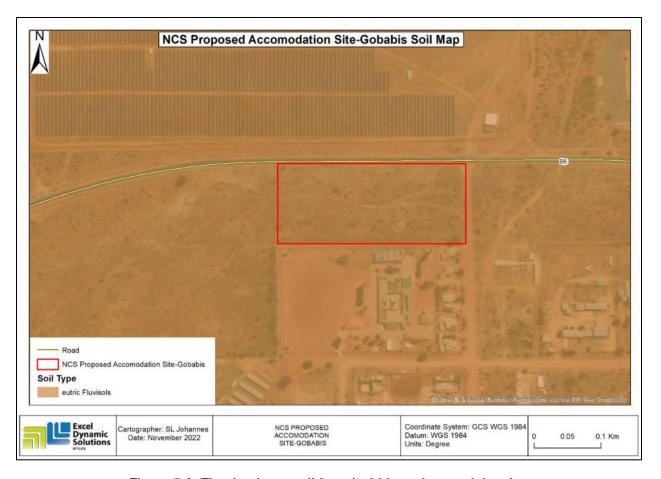


Figure 5-8: The dominant soil found within and around the site

Typical soil found onsite comprises of reddish and light brown sandy loamy soils - in Figure 5-9.



Figure 5-9: The sandy loamy soils observed onsite

5.4 Water Resources: Groundwater and Surface Water

The site area falls within the Hochfeld-Dordabis-Gobabis Groundwater Basin, stretching from the east of Windhoek to the eastern Namibian border. According to Lohe *et al*, (2021), a porous aquifer exists to the northeast of Gobabis where Kalahari sediments overlie quartzites. The drilling of well (correctly) sited boreholes can tap a combination of primary porous and secondary fractured aquifers. Furthermore, most of the groundwater basin is underlain by either schist or sandstone/quartzite, which have inherently different water-bearing characteristics (Lohe *et al.*, 2021). Groundwater within the project area is hosted in fractured, fissured and karstified aquifers as indicated by blue lines on the map Figure 5-10. There are also several boreholes within Gobabis Town but not onsite – as shown in the Figure below.

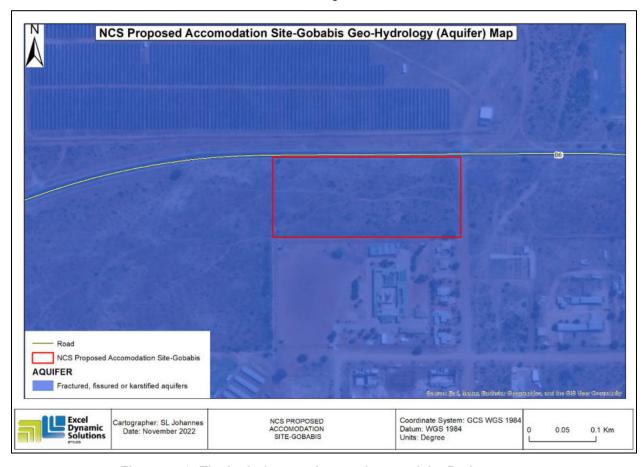


Figure 5-10: The hydrology and groundwater of the Project area

5.5 Biodiversity: Fauna and Flora

According to Omaheke Regional Council (2015), despite the unfavorable temperature of the central Nama-Karoo Basin that is flanked by the Namib Desert in the west and the Kalahari Desert

and shrub savanna in the east, The Omaheke Region has the advantage of showcasing the Sperrgebiet area in the south-western corner of the Region, which is an internationally recognised hotspot for biodiversity and area of conservation importance.

5.5.1 Fauna

The project site is situated in a Town that has been cleared to pave way for development in in the past. The establishment of structures and constant movement of people and vehicles would been a nuisance to mammals to inhabit the site area. Therefore, there are no mammals were observed onsite. There is a possibility of small animals such as reptiles in the site soils.

5.5.2 Flora

The site is covered by some dense grass and sparsely distributed shrubs. The dominant vegetation map of the area is shown in Figure 5-11 (woodland shrubs). Some photos of the common vegetation species observed within and near the site are shown in Figure 5-12.

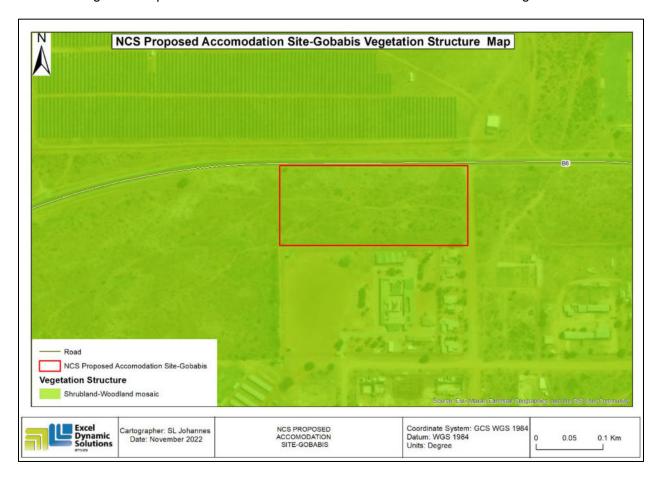


Figure 5-11: Dominant vegetation (woodland shrubs)) around the site



Figure 5-12: The shrubs and grass cover within the site and three trees at the fence of the NCS premises

5.6 Social Conditions

5.6.1 Demography

By 2011, Omaheke Region had a population of 71,233 (34,016 females and 32,217 males) (Namibia Statistics Agency, 2011). The Region is vast with a total land surface area of 84,612 square kilometers (km²), making up 10.3% of the country's land surface (Omaheke Regional Council, 2015).

The project site is located with the Gobabis Urban Constituency, which had a population of 20,993 in 2011, comprising 10,671 women and 10,322 men (Omakehe Regional Council, 2015).

5.7 Economic Activities

In terms of economic activities, the fundamental pillars of economy in the Omaheke Region are the Trans-Kalahari Corridor, agriculture, tourism, manufacturing, industrial development, mining, and natural resources (Omaheke Regional Council, 2015).

The main sources of income of the Constituency as per the Namibia Statistics Agency (2014) were farming (3%), wages & salaries (66%), cash remittance (9%), business, non-farming (10%) and pension (9%).

The Gobabis Town has potential of economic development and business growth. The main economic sectors in the Town and Constituency are as follows (Omaheke Regional Council, 2015):

- Agriculture and Beef Production: to enhance the agriculture in the region the town of Gobabis has four marketing facilities for livestock, namely Karoo, Agra and WLA, Gobabis Abattoir and Meatco Feedlot.
- Tourism and Accommodation: Gobabis accommodation can be found at SafariNow.com
 which has a selection of Lodge, Bed and Breakfast, Camping and Caravanning holiday
 accommodations in Gobabis and surrounds. The site features ten listings, an online map
 search and competitive prices. The common accommodation facilities in the Town are
 guest houses, Bed& Breakfast, self-catering flats and campsites.
- Housing development: Even though there is lack of serviced land, the housing demand remains high and as such Gobabis requires investors to support the Gobabis Municipality with the construction of houses as well as servicing of land.
- Other economic opportunities: micro finance projects such as Mushroom cultivation,
 Kanaan bread making, and Ombapa Utuku gardening (Omaheke Regional Council, 2015).

5.7.1 Infrastructure and Services

The Omaheke Region is well-serviced with roads, tarred and good gravel roads. The Project area has good and leveled gravel roads. There are also good health care centers, schools and other services.

The Region is supplied with electricity by the Central North Regional Electricity (CENORED) and in some areas by Namibia Power Utility (NamPower).

Water is supplied either through privately owned boreholes, mainly on commercial farms. For communal areas, water is supplied by the Directorate of (Rural) Water Supply & Sanitation Coordination (DWSSC) or Namibia water corporation (NamWater).

In terms of services and infrastructure in for the site area, the following are available:

- <u>Water supply:</u> NamWater supplies the Town with water from boreholes. The Town through the Municipal Council then supplies the residents, institutions, and businesses.
- <u>Energy (power supply):</u> NamPower supplies electricity to the town and then to houses and businesses alike.
- <u>Sanitation</u>: The Town is serviced with water borne system sewerage for serviced plots and formal houses.
- <u>Health facilities:</u> the Gobabis Town has five private doctor practices, four private pharmacies, one state hospital, one private health centre and state clinic.

- <u>Financial institutions:</u> there are about eight financial institutions including Bank Windhoek,
 First National Bank, Standard Bank, NamPost, Old Mutual, Metropolitan, Orion Financia and Letsego.
- <u>Telecommunication Network:</u> Telecommunication and delivery services providers include MTC Namibia, Telecom Namibia, and NamPost, respectively.

5.8 Archaeology, Cultural and Heritage Resources

During the site visit and personal interviews with the NCS officers, there are no known archaeological and heritage resources or sites recorded nor mapped on the surface of the site or immediate associated infrastructure.

To fulfil the requirements of the EMA and its 2012 EIA Regulations (Public Consultation: Section 21 to 24), the EDS Consultants consulted and engaged the stakeholders (interested and affected parties) as presented under the next chapter.

6 PUBLIC CONSULTATION PROCESS

Public consultation forms an important component of an Environmental Assessment (EA) process. It provides potential Interested and Affected Parties (IAPs) with an opportunity to comment on and raise any issues relevant to the project for consideration as part of the assessment process, thus assisting the Environmental Assessment Practitioner (EAP) in identifying all potential impacts and to what extent further investigations are necessary. Public consultation can also aid in the process of identifying possible mitigation measures. Public consultation for this project has been done under the EMA and its EIA Regulations.

6.1 Pre-identified and Registered Interested and Affected Parties (IAPs)

Relevant and applicable national, regional, and local authorities, and other interested members of the public were identified. Pre-identified IAPs were contacted directly, while other parties who contacted the Consultant after project advertisement notices in the newspapers, were registered as IAPs upon their request. Newspaper advertisements of the project activities were placed in two widely read national newspapers in the Region (*The Namibian* and *New Era* Newspapers). The project advertisement/announcement ran for two consecutive weeks inviting members of the public to register as IAPs and submit their comments.

6.2 Communication with Stakeholders (Interested and Affected Parties)

Regulation 21 of the EIA Regulations details the steps to be taken during a public consultation process and these have been used in guiding this process. Communication with IAPs with regards to the project was facilitated through the following means and in this order:

6.2.1 Compilation of the Background Information Document (BID)

A non-technical summary of the Project activities (background information document (BID)) containing brief information about the project activities was compiled and hand delivered to the competent authorities (for ECC application and Project registration) and circulated to all pre-identified and all new registered IAPs (upon request).

6.2.2 Newspaper Advertising (Public Notification)

Project Environmental Assessment notices were published in *The Namibian* and *New Era* Newspapers dated 07 & 14 October 2022, respectively – Appendix C. The adverts briefly provided information on the project activities, location, inviting the public to the consultation meeting, to register as IAPs and submit their comments/concerns.

6.2.3 Consultation Meetings

A consultation meeting was scheduled and held on the 09th of November 2022 in Gobabis. The meeting was scheduled for 11h30 at the NCS Gobabis Boardroom. The meeting was only attended by the Proponent's representatives and EDS Consultants as per the photo shown in Figure 6-1.



Figure 6-1: Consultation Meeting in Gobabis on the 09th of November 2022

Since the meeting was only attended by the Proponent and Environmental Consultants, the meeting was more of a discussion and there were no comments or issues from the Proponent. Therefore, there were no meeting minutes taken.

6.2.4 Public Notices (Posters) and Public Comments Period

A3 size printed posters were placed in Gobabis at the Epako Municipality in Gobabis (Figure 6-2) and Omaheke Region Council in Gobabis (Figure 6-3).



Figure 6-2: Public Notice at the Municipality of Gobabis' Epako Office Notice board

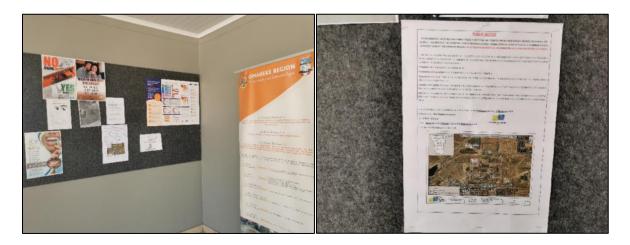


Figure 6-3: Public Notice at the Omaheke Regional Council Office Notice board

The comments and registration request period ran from 07 October to 28 October 2022 with an extension after the consultation meeting to 09 November 2022. There were no comments or issues submitted to EDS Consultants during this period.

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7 IMPACT IDENTIFICATION, DESCRIPTION AND ASSESSMENT

7.1 Impact Identification

There will be very little to no potential impacts with low significance associated with the rezoning/surveying, as the impacts will be more associated with the construction (establishment) of the planned infrastructure/structure and minimally operational phase. Therefore, these potential impacts are collectively listed, and assessed hereon. The impacts are assessed to ensure that these impacts are addressed by providing adequate mitigation measures such that an impact's significance is brought under control, while maximizing the benefits of the project. The potential impacts associated with the project activities are as follow:

Positive impacts:

- The successful rezoning of the land will lead to the development of the land to establish decent and better accommodation for the NCS officers who are dedicated to rehabilitate offenders.
- Temporary creation of employment during construction and possibly operational phase
- Increased support for local businesses through the procurement of locally available goods and services during construction.

Potential Negative impacts (mainly during the actual construction of the facility):

- Physical land/soil disturbance
- Waste generation improper disposal of wastes may lead to environmental pollution.
- Air quality issue owing to dust generation
- Vehicular traffic safety and services infrastructure (local roads).
- Dust (air quality) generated by project related traffic travelling on the unpaved access roads may compromise the local air quality.
- Noise generated by project related equipment and vehicles may be a nuisance.
- Health and safety (occupation and community).
- Loss of biodiversity: the rezoning and eventual construction works may lead to the disturbance of site flora and possible faunal habitats.

7.2 Impact Assessment Methodology and Criteria

The Environmental Assessment process primarily ensures that potential impacts that may occur from project activity are identified and addressed with environmentally cautious approaches and legal compliance. The impact assessment method used for this project is in accordance with Namibia's Environmental Management Act (No. 7 of 2007) and its Regulations of 2012, as well as the International Finance Corporation (IFC) Performance Standards.

The identified impacts were assessed in terms of scale/extent (spatial scale), duration (temporal scale), magnitude (severity) and probability (likelihood of occurring), as presented in Table 7-1.

To enable a scientific approach to the determination of the environmental significance, a numerical value is linked to each rating scale. This methodology ensures uniformity and that potential impacts can be addressed in a standard manner so that a wide range of impacts are comparable. It is assumed that an assessment of the significance of a potential impact is a good indicator of the risk associated with such an impact. The following process will be applied to each potential impact:

- Provision of a brief explanation of the impact.
- Assessment of the pre-mitigation significance of the impact; and
- Description of recommended mitigation measures.

The recommended mitigation measures prescribed for each of the potential impacts contribute towards the attainment of environmentally sustainable operational conditions of the Project for various features of the biophysical and social environment. The following criteria were applied in this impact assessment:

Table 7-1: Criteria used for impact assessment (extent, duration, intensity and probability)

	The Criteria used to assess the potential impacts											
	Extent or (spatial scale)- extent is an indication of the physical and spatial scale of the impact.											
L	Low (1) Low/Medium (2) Medium (3) Medium/High (4) High (5))		
Impact	is	localised	Impact is bey	yond the	Impacts	felt	within	Impact wides	pread far	Impact		extend
within	tŀ	ne site	site boundary	: Local	adjacent	biop	hysical	beyond site b	oundary:	National	or	over
bounda	y: S	Site only			and		social	Regional		internatio	nal	
		environments:					boundarie	es				
					Regional							

	The Criteria u	sed to assess the pot	ential impacts						
Duration- Duration refers to the timeframe over which the impact is expected to occur, measured in relation to the lifetime of the project									
· ·									
Low (1)	Low/Medium (2)	Medium (3)	Medium/High (4)	High (5)					
Immediate mitigating	Impact is quickly	Reversible over time;	Impact is long-term	Long term; beyond					
measures, immediate	reversible, short-term	medium term (5-15		closure; permanent;					
progress	impacts (0-5 years)	years)		irreplaceable or					
				irretrievable					
				commitment of					
				resources					
Intensity, Magnit	ı ude / severity - Intensit	I y refers to the degree o	r magnitude to which the	e impact alters the					
fund	ctioning of an element o	of the environment. This	a qualitative type of crit	eria					
H-(10)	M/H-(8)	M-(6)	M/L-(4)	L-(2)					
	Substantial	Moderate	Low deterioration,	Ť.					
, ,	deterioration, death,	,	"	nuisance or irritation,					
	illness or injury, loss	•	alteration in habitat	· ·					
	of habitat / diversity or		and biodiversity. Little	•					
loss of habitat, total	·	,	·	diversity or resource,					
	ŕ	resource, moderate	numbers	no or very little quality					
ecological processes,		alteration		deterioration.					
	important processes								
species									
Probability of occu	irrence - Probability des	scribes the likelihood of	the impacts occurring.	This determination is					
based on	previous experience wit	th similar projects and/o	r based on professional	judgment					
Low (1)	Medium/Low (2)	Medium (3)	Medium/High (4)	High (5)					
			Probable if mitigating	Definite (regardless of					
Improbable; low	Likely to occur from	Possible, distinct	measures are not	preventative					
likelihood; seldom.	time to time. Low risk	possibility, frequent.	implemented.	measures), highly					
No known risk or	or vulnerability to	Low to medium risk or	Medium risk of	likely, continuous.					
vulnerability to natural	natural or induced	vulnerability to natural	vulnerability to natural	High risk or					
or induced hazards.	hazards	or induced hazards.	or induced hazards.	vulnerability to natural					
			S. Madoda Mazardo.	or induced hazards.					

7.3 Impact Significance

Impact significance is determined through a synthesis of the above impact characteristics. The significance of the impact "without mitigation" is the main determinant of the nature and degree of

mitigation required. As stated in the introduction to this section, for this assessment, the significance of the impact without prescribed mitigation actions is measured.

Once the above factors (Table 7-1) have been ranked for each potential impact, the impact significance of each is assessed using the following formula:

SIGNIFICANCE POINTS (SP) = (MAGNITUDE + DURATION + SCALE) X PROBABILITY

The maximum value per potential impact is 100 significance points (SP). Potential impacts were rated as high, moderate or low significance, based on the following significance rating scale (Table 7-2).

Table 7-2: Significance rating scale

Significance	Environmental Significance Points	Colour Code
High (positive)	>60	Н
Medium (positive)	30 to 60	М
Low (positive)	1 to 30	L
Neutral	0	N
Low (negative)	-1 to -30	L
Medium (negative)	-30 to -60	М
High (negative)	<-60	Н

Positive (+) – Beneficial impact

Negative (-) – Deleterious/ adverse Impact

Neutral – Impacts are neither beneficial nor adverse

<u>For a potential negative impact</u> with a significance rating of high (-ve), mitigation measures are recommended to reduce the impact to a medium (-ve) or low (-ve) significance rating, provided that the impact with a medium significance rating can be sufficiently controlled with the recommended mitigation measures. To maintain a low or medium significance rating, monitoring

is recommended for a period to enable the confirmation of the significance of the impact as low or medium and under control.

<u>For a potential positive impact</u> with a significance rating of a medium (-ve) or low (-ve), mitigation measures are recommended to enhance the impact to a high (+ve) significance rating.

This assessment is based on the operational and maintenance phase. The potential impacts stemming from the project activities onsite are described, assessed and mitigation measures provided under the sections below. Further mitigation measures in a form of management action plans are provided in the Draft EMP.

7.4 Assessment of Potential Positive Impacts

The potential positive impacts of the project activities are described and assessed as follows.

7.4.1 Rezoning and Subsequent Accommodation for the NCS Officers

Some of the general benefits of the rezoning are that it enhances the beauty of an area by ensuring that the area is properly landscaped, keeping the commercial areas attractive and protect the safety of motorists and pedestrians.

The construction of the NCS accommodation will ensure that the officers have sufficient and up to standard accommodation facilities to continue implementing their mandate (in aiding towards the rehabilitation of inmates/offenders). The impact is assessed in Table 7-3 below.

Table 7-3: Assessment of rezoning and eventual accommodation provision

Mitigation Status	gation Status Extent Duration		Intensity Probability		Significance				
Pre mitigation	L/M- 2	L/M - 2	L/M - 4	L - 1	L – 8				
Measures to maximize the impact									
-The rezoned area s	-The rezoned area should be designed in such a way that it enhances the project site and its surroundings to a better								
state than it was before rezoning.									
Post mitigation	M/H - 4	H - 5	M - 6	H - 5	H - 75				

7.4.2 Job Creation and Employment Opportunities

Although there is no direct creation of employment opportunities during the rezoning phase, these opportunities are expected during the construction of the accommodation facilities through the appointed construction contractor. The assessment is presented in Table 7-4 below.

Table 7-4: Assessment of the project activities on local employment

Mitigation Status	Extent	Duration	Intensity	Probability	Significance				
Pre mitigation	L/M- 2	L/M - 2	L/M - 4	L - 1	L-8				
Measures to maximize the impact									
-It should be manda	tory to con	tractors to consid	er all local unskille	ed and semi-skilled	people for construction.				
-There should be tra	nsparency	in the notification	n of anticipated wo	ork opportunities an	d number of positions onsite.				
-Equal opportunities should be given to both men and women, where possible.									
Post mitigation	Post mitigation M/H - 4 H - 5 M - 6 H - 5 H - 75								

7.5 Assessment of Potential Negative (Adverse) Impacts

The significant negative impacts potentially associated with the project (during the construction phase) are assessed below. The management and mitigation measures to avoid and or minimize the impact significance are provided in the Draft EMP.

7.5.1 Generation of Dust (Air Quality)

Dust emanating from site access roads when transporting construction materials to and from site may compromise the air quality in the area. Vehicular movements from heavy vehicles such as trucks would potentially create dust given that the existing access road is not tarred. However, given the size of the operations and duration of the construction, the impact is insignificant. The impact is assessed in Table 7-5.

Table 7-5: Assessment of the impacts of project activities on air quality

Mitigation Status	Extent	Duration	Intensity	Probability	Significance					
Pre-mitigation	M - 3	M - 3	M/L - 4	M/H - 4	M - 40					
Ple	Please refer to the EMP for Management and Mitigations measures									
Post-mitigation	L - 1	L - 1	L - 2	L - 1	L - 4					

7.5.2 Noise

There will be temporary noise from the accommodation construction works from heavy trucks and equipment onsite. The noise level is bound to be limited to the site only and short-term, therefore, currently, the impact significance is minor.

The noise created by these could be a nuisance to the neighboring properties. The impact will however be temporary (during construction), and therefore, the significance will be short term.

Without any measures in place, the impact significance would be medium and with the implementation of provided measures, the significance will be reduced to low. This impact is assessed in Table 7-6 below.

Table 7-6: Assessment of the impacts of noise from the project activities

Mitigation Status	Extent	Duration	Intensity	Probability	Significance				
Pre mitigation	L/M - 2	L/M - 2	M - 6	M/H - 3	M – 30				
<u> </u>	Please refer to the EMP for Management and Mitigations measures								
Post mitigation	L - 1	L/M - 2	L - 2	L/M -2	L - 10				

7.5.3 Soil Disturbance and Water Resources Pollution

The excavation of soils to enable construction works will result in the destruction of land (soils) which if not rehabilitated after construction works may lead to soil erosion.

There is an expectation of fuel usage and wastewater generation during construction. These products are the main source of soil and water resources pollution, if not handled with care. The anticipated potential source of pollution to water resources from the project activities would be hydrocarbons project vehicles and potential wastewater onsite during construction. The impact is assessed in Table 7-7 below.

Table 7-7: Assessment of the project impact on soils and water resources (pollution)

Mitigation Status	Extent	Duration	Intensity	Probability	Significance					
Pre-mitigation	M - 3	M - 3	M/L - 4	M/H - 4	M - 40					
	Please refer to the EMP for Management and Mitigations measures									
Post-mitigation	L - 1	L - 1	L - 2	L/M - 2	L - 8					

7.5.4 Water Resources Use

Water resources is impacted by project activities in two ways, namely through pollution (water quality) or over-abstraction (water quantity) or at times both. For this project, the water for construction and subsequent supplied from the municipal supply line, therefore, direct impact on

the water resources through supply (quantity) by the project is none. The assessment of this impact is presented in the Table 7-8 below.

Table 7-8: Assessment of the project impact on water resource use and availability

Mitigation Status	Extent	Duration	Intensity	Probability	Significance				
Pre-mitigation	M - 3	M/H - 4	M - 6	M - 3	M – 39				
Please	Please refer to the EMP for Management and Mitigations measures								
Post-mitigation	L - 1	L - 1	L - 2	L/M - 2	L - 8				

7.5.5 Environmental Pollution (Waste Generation)

The proposed construction will be associated with a generation of different kind of wastes. Improper disposal of wastes generated during the project phases may lead to environmental degradation/pollution. If the generated waste is not handled and disposed of in a responsible way, solid waste would be scattered in the area resulting in environmental pollution (land degradation) on or around the site. The assessment of this impact is given in Table 7-9.

Table 7-9: Assessment of waste generation impact

Mitigation Status	Extent	Duration	Intensity	Probability	Significance						
Pre-mitigation	L/M - 2	L/M - 2	M - 6	M - 3	M – 30						
	Please refer to the EMP for Management and Mitigations measures										
Post-mitigation	L-1	L-1	L - 2	L/M - 2	L - 8						

7.5.6 Occupational and Community Health and Safety

During the construction of the accommodation facility, the site workers may be exposed to health and safety risks. These are in terms of accidental injury, owing to superficial physical injury or involving heavy machinery or vehicles. This would occur if the construction heavy vehicle, and equipment area are not properly secured to prevent any harm or injury to the Proponent's personnel or people passing by the site during construction.

The operation of some construction equipment and machinery on site may result in accidental fire outbreaks. This could pose a safety risk to the project personnel and equipment and vehicles too. This impact is assessed in Table 7-10 below.

Table 7-10: Assessment of the impact on occupational and community health and safety

Mitigation Status	Extent	Duration	Intensity	Probability	Significance			
Pre-mitigation	M - 3	M - 3	M - 6	M/H - 4	M – 48			
Please refer to the EMP for Management and Mitigations measures								
Post-mitigation	L/M - 2	L/M - 2	L - 2	L/M - 2	L - 12			

7.5.7 Vehicular Traffic Use and Safety

During construction, there will be a movement of slow-moving vehicles such as trucks, medium and small vehicles frequent site to deliver material and carry away waste. The presence of slow moving heavy vehicular traffic along the access roads which would be felt by the local road users may cause traffic congestion and potential accidents. However, only so many times a week or even monthly that the project related vehicles will be frequenting the site. Therefore, the risk is anticipated to be short-term, not frequent, and therefore of medium significance. The impact is assessed in Table 7-11 below.

Table 7-11: Assessment of the impacts of project activities on road use (vehicular traffic)

Mitigation Status	Extent	Duration	Intensity	Probability	Significance				
			_	,	J				
Due mitimation	M O	M/H - 4	1 / 1 4	NA/LL A	M - 44				
Pre-mitigation	M - 3	IVI/H - 4	L/M - 4	M/H - 4	IVI - 44				
	Please refer to the EMP for Management and Mitigations measures								
	T								
Post-mitigation	L/M - 2	L/M - 2	L - 2	L/M - 2	L - 12				

7.5.8 Disturbance to Archaeological and Heritage resources

The site is covered by grass and young shrubs, which made it difficult to pick up any objects of archaeological or cultural significance. Therefore, the presence of archaeological resources could not be confirmed. There was no information provided about neither known heritage nor site of cultural values within the site nor in the vicinity of the project site area noted by the NCS personnel who escorted the EDS Consultant to site. However, this does not mean rule out the possibility of finding some of these objects during the construction where earthworks will be carried out, there

is a potential of discovering such resources through inadvertent destruction during trenching onsite. Therefore, without any mitigation in place, the impact is rated slightly medium. The impact is assessed in Table 7-12.

Table 7-12: Assessment of the impacts of construction works on archaeological & heritage

Mitigation Status	Extent	Duration	Intensity	Probability	Significance		
Pre mitigation	M/H - 4	M - 3	M - 6	M - 3	M – 39		
Please refer to the EMP for Management and Mitigations measures							
Post mitigation	L/M - 2	L/M - 2	L - 2	L/M - 2	L - 12		

7.5.9 Impact on Biodiversity (Fauna and Flora)

Fauna: The trenching activities for construction earthworks would result in land degradation, leading to habitat loss for a diversity of flora and fauna such as microorganisms and small organisms on vegetation and in the subsurface. The site activities will be limited within the site and trenching will only be done at specific site areas to erect buildings and install service cables.

Flora: the direct impacts on flora and vegetation communities would mainly occur through clearing of the site shrubs to enable construction works and associated activities. The site is dominated by grass and some sparsely distributed shrubs. These are not protected nor requiring permit to remove. Therefore, the impact is manageable. The impact is assessed in Table 7-13.

Table 7-13: Assessment of the impacts of project activities on biodiversity (fauna and flora)

Mitigation Status	Extent	Duration	Intensity	Probability	Significance			
Pre-mitigation	M - 3	M - 3	M - 6	M/H - 4	M - 48			
Please refer to the EMP for Management and Mitigations measures								
Post-mitigation	L/M - 2	L/M - 2	L/M - 4	L/M - 2	L - 16			

8 RECOMMENDATIONS AND CONCLUSIONS

The potential impacts that are anticipated from the project activities were identified, described, and assessed. For the significant adverse (negative) impacts with medium rating, appropriate management and mitigation measures were recommended for implementation by the Proponent.

The interested and affected parties (IAPs) and stakeholders were consulted as per the EMA and its 2012 EIA Regulations (Section 21 to 24). This was done via the two newspapers used for this environmental assessment, i.e., *New Era* and *The Namibian* of 07 and 14 October 2022. A consultation meeting was scheduled, meeting invitations sent to the registered IAPs and stakeholders. The meeting was held in Gobabis on the 09th of November 2022. No comments nor concerns were made and raised on project activities throughout the consultation period.

The potential adverse impacts identified by the Environmental Consultant were found to be of medium rating significance. With the effective implementation the recommended management and mitigation measures, significance of these impacts will be reduced to low rating. To maintain the desirable rating, the implementation of management and mitigation measures, it is highly recommended that the Proponent or the construction Environmental Control Officer (ECO) to conduct the EMP implementation monitoring. Monitoring will not only be done to avoid impacts or maintain their desired rating, but to also ensure that all potential adverse impacts identified in this study and other impacts that might arise during Project implementation are properly and timely identified and addressed accordingly.

The Scoping assessment is deemed sufficient and conclude that no further detailed assessments are required to the ECC application.

Based on the assessment done for the proposed rezoning and eventual construction and operation of the NCS Officers' accommodation facility in Gobabis, the project and its associated activities do not pose a significant risk to the environment. However, it is highly recommended that the measures provided are effectively implemented and monitoring to protect the biophysical and social environment throughout the project duration.

8.1 Recommendations

The EDS Consultants are confident that the potential negative impacts associated with the project activities can be managed and mitigated by the effective implementation of the recommended

management and mitigation measures. This would also be improved by more effort and commitment towards monitoring the implementation of these measures.

It is therefore, recommended that the project activities be granted an Environmental Clearance Certificate. The Proponent will be required to ensure that:

- All the management and mitigation measures provided in the Draft EMP are effectively and progressively implemented and monitored.
- All required approval consents (particularly from the Gobabis Municipality) for the certain activities should be obtained as required and ensuring compliance with the specific conditions and legal requirements attached thereto.
- All project personnel, contractors, and visitors onsite (during construction) comply with the legal requirements governing their project and its associated activities.
- The disturbed areas owing to the project activities during construction should be rehabilitated, as far as practicable.

8.2 Conclusions

Based on the assessment conducted for the proposed site and its planned activities, the project and its associated activities do not pose a significant risk to the environment that would hinder its implementation. However, it is highly recommended that the measures provided are effectively implemented and monitoring to protect the biophysical and social environment throughout the project duration.

9 LIST OF REFERENCES

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