



**REPUBLIC OF NAMIBIA
MINISTRY OF ENVIRONMENT, FORESTRY AND TOURISM**

OFFICE OF THE ENVIRONMENTAL COMMISSIONER

ENVIRONMENTAL CLEARANCE CERTIFICATE

ISSUED

In accordance with Section 37(2) of the Environmental Management Act (Act No. 7 of 2007)

TO

**Union Marine Properties (Pty) Ltd
P. O. Box 63, Walvis Bay**

TO UNDERTAKE THE FOLLOWING LISTED ACTIVITY

PROPOSED FUEL STORAGE AND HANDLING FACILITY ON ERF 1239,(AS AMENDED) WALVIS BAY, ERONGO REGION.



[Handwritten Signature]

ENVIRONMENTAL COMMISSIONER

Issued on the date: **2021-08-15**
Expires on this date: **2024-08-15**

(See conditions printed over leaf)



CONDITIONS OF APPROVAL

1. This environmental clearance is valid for a period of 3 (three) years, from the date of issue unless withdrawn by this office
2. This certificate does not in any way hold the Ministry of Environment, Forestry and Tourism accountable for misleading information, nor any adverse effects that may arise from these activities. Instead, full accountability rests with the proponent and its consultants
3. This Ministry reserves the right to attach further legislative and regulatory conditions during
4. the operational phase of the project
5. All applicable and required permits are obtained and mitigation measures stipulated in the EMP are applied particularly with respect to management of ecological impacts.
6. Strict compliance with national heritage guidelines and regulations is expected throughout the life-span of the proposed activity, therefore any new archaeological finds must be reported to the National Heritage Council for appropriate handling of such.
7. This clearance certificate is amended in terms of Section 39 (1) (a) of the Environmental Management Act, Act No. 7 of 2007, to include the following: 7.1 The number of fuel storage tanks and the volume of fuel to be stored on site will increase. Fuel will be for consumer and wholesale purposes and will include bunkering of vessels at the nearby jetty.



REPUBLIC OF NAMIBIA

MINISTRY OF ENVIRONMENT, FORESTRY AND TOURISM

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OFFICE OF THE ENVIRONMENTAL COMMISSIONER

NOTIFICATION OF DECISION

REF NUMBER: ECC 01571

DATE OF ISSUE: 15 AUGUST 2021

DETAILS OF PROPONENT:

Union Marine Properties (Pty) Ltd
P. O. Box 63
Walvis Bay
Namibia

Dear Sir/ Madam

SUBJECT: NOTIFICATION ON APPLICATION FOR ENVIRONMENTAL CLEARANCE TO UNDERTAKE THE PROPOSED LISTED ACTIVITY: PROPOSED FUEL STORAGE AND HANDLING FACILITY ON ERF 1239, (AS AMENDED) WALVIS BAY, ERONGO REGION.

Notice is herewith given in accordance with section 37(2) of the Environmental Management Act, Act 7 of 2007 and Environmental Impact Assessment Regulations of 2012 (GG 4878): that a decision in respect to your application No. **APP 2618** for environmental clearance to undertake a listed activity has been reached.

DECISION

An Environmental Clearance Certificate (ECC) to undertake the listed activities specified in the environmental assessment report and draft management plan dated March 2021, is granted (**ECC 01571**). The applicant / proponent is therefore advised to comply with conditions of approval set out in **Section C** of this notification.

A. DETAILS OF THE PROPOSED ACTIVITY

A1: TITLE OF THE PROPOSED ACTIVITY

PROPOSED FUEL STORAGE AND HANDLING FACILITY ON ERF 1239, (AS AMENDED) WALVIS BAY, ERONGO REGION.

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“Stop the poaching of our rhinos”

All official correspondence must be addressed to the Executive Director



A2: DETAILS OF ASSESSMENT PRACTITIONER

GeoPollution Technologies

Pierre Botha
P. O. Box 11073, Windhoek, Namibia
Tel: +264-(0)-61-257411
Cell: +264 - (0) - 811220082
E-mail: pierre@thenamib.com
www.gptglobal.com

A3: LOCATION OF PROPOSED ACTIVITY

(Annexure A – proposed site map)

B. RELEVANT LISTED ACTIVITIES

Legislation	Description of Listed Activity	Relevance to Proposed Activity
Regulation 29(sub-regulation 5) of Government Notice No. 29 of 2012	HAZARDOUS SUBSTANCE TREATMENT, HANDLING AND STORAGE 9.1 The manufacturing, storage, handling or processing of a hazardous substance defined in the Hazardous Substances Ordinance, 1974. 9.2 Any process or activity which requires a permit, licence or other form of authorisation, or the modification of or changes to existing facilities for any process or activity which requires an amendment of an existing permit, licence or authorisation or which requires a new permit, licence or authorisation in terms of a law governing the generation or release of emissions, pollution, effluent or waste. 9.3 The bulk transportation of dangerous goods using pipeline, funiculars or conveyors with a throughout capacity of 50 tons or 50 cubic meters or more per day. 9.4 The storage and handling of a dangerous goods, including petrol, diesel, liquid petroleum gas or paraffin, in containers with a combined capacity of more than 30 cubic meters at any one location. 9.5 Construction of filling stations or any other facility for the underground and aboveground storage of dangerous goods, including petrol, diesel, liquid, petroleum, gas or paraffin.	PROPOSED FUEL STORAGE AND HANDLING FACILITY ON ERF 1239, (AS AMENDED) WALVIS BAY, ERONGO REGION.

C. CONDITIONS

C1: Conditions of Approval

1. This certificate does not in any way hold the Ministry of Environment and Tourism accountable for misleading information, nor any adverse effects that may arise from these activities. Instead, full accountability rests with the proponent and its consultants.



2. This Ministry reserves the right to attach further legislative and regulatory conditions during the operational phase of the project.
3. Regular environmental monitoring and evaluations on environmental performance should be conducted. Targets for improvements should be established and monitored throughout this process.

C2: Clearance Certificate Validity

4. This environmental clearance is valid for a period of 3 (three) years, from the date of issue unless withdrawn by this office.
 1. On expiry of the ECC, the proponent is required to submit within a period not exceeding one month, and in the prescribed form and manner an application to the Office of the Environmental Commissioner for the renewal of the ECC.
 2. Failure to renew an expired environmental clearance certificate shall result in permanent termination of the environmental clearance certificate.
 3. In terms of Section 3 (2)C of the Environmental Impact Assessment, you are instructed to, within 14 days of this notice issuance date, ensure that all registered interested and affected parties (“ I&APs”) are notified that an environmental clearance certificate has been issued in respect to your application and of their right to appeal

C3: Compliance with authorization under other laws

4. All other applicable and required permits or authorization from relevant competent authorities must be obtained prior to commencing the proposed activities and accordingly adhered to.

C4: Implementation and Monitoring

5. The granting of the Environmental Clearance Certificate (ECC) constitute, an approval for the implementation of mitigation measures proposed in your approved Environmental Management Plan (EMP), hence making the approved EMP legally binding document.
6. The proponent shall appoint a suitably experienced environmental control officer, or site agent where appropriate, before the commencement of any listed activities to ensure compliance with the conditions of approval and mitigation stipulated in the approved EMP
7. The proponent shall erect a signboard not smaller than 70 cm in height and 100cm in width, at the major entrance/s to project site / premises, specifying the title of their approved activity, the name of the ECC holder, and a contact details for enquiries.
8. A copy of the Environmental Clearance Certificate (ECC), EMP, Environmental Audit and monitoring reports must be kept at the site of the authorized activity and readily available for inspection by officials of the Ministry and registered Interested and affected Parties (I&APs) on request.
9. Officials of the environmental commissioner’s office may from time-to-time conduct spot-inspection (non-auditing) without prior notice and or Auditing Inspection (dates to be agreed prior to arrival to the site), hence access to the site and the aforementioned documentation must be granted to any authorized official representing the Office of the Environmental Commissioner and Registered Interested and Affected Parties (I&APs)



10. Officials representing the Office of the Environmental Commissioner must be, in possession and or by request and for the purpose of inspection referred to in C4(9) present their staff identification card in order to gain entry to the premises
11. The proponent is required, from the date of commencing implementation of project activities, to compile and submit environmental monitoring reports (on project progress and the environmental management profile) on a bi-annual basis to Office of Environmental Commissioner
12. Any changes to, or deviations from the scope of project activities approved in respect to the assessment received and reviewed for the purpose or granting this ECC Number (**ECC 01571**) are subject to an amendment application and approval by the Environmental Commissioner prior to adopting / implementing any such changes / deviations.
13. For the purpose of amending and or transferring the ECC, the proponent submit in the prescribed form and manner an application to the Office of the Environmental Commissioner, clearly indicating the need for amendment and or transfer of the ECC
14. Non-compliance with a condition of this Environmental Clearance Certificate or EMP may render the Proponent liable to criminal prosecution.

D. DISCLAIMER

1. The decision taken by the Office of Environmental Commission is based mainly on information provided to it by the proponent or their representative, therefore, it must be noted here that the proponent is accountable for any wrong and misleading information that may have been presented in the environmental assessment documents.
2. Furthermore, the environmental clearance certificate does not in any way hold the Ministry of Environment, Forestry and Tourism accountable for misleading information, nor any adverse effects that may arise from these activities. Instead, full accountability rests with Proponent
3. Consequently, the Office of Environmental Commissioner reserve the rights to annex (as necessary) further regulatory conditions during the operational phase of the activity / project

Your interest in the future of our environment is appreciated

Yours sincerely,



Timoteus Mufeti

ENVIRONMENTAL COMMISSIONER



ANNEXURE A: SITEMAP / SITE LAYOUT

