

DETAILS OF EAP AND DECLARATION OF INTEREST IN TERMS OF REGULATIONS 12 AND 13 OF THE AMENDMENTS TO THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 AS AMENDED

(For official use only)

File Reference Number:

NEAS Reference Number:

Date Received:

Application for environmental authorization in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998), as amended and the Amendments to the Environmental Impact Assessment Regulations, 2014. This form is valid as from 1 October 2022.

1. The Environmental Assessment Practitioner (EAP) must ensure that he/she is registered in terms of S24H Regulations with the Registration Authority EAPASA. (Registration status of the EAP may be confirmed at www.eapasa.org) as from 8 August 2022.

2. S24H (14) states that “only a person registered as an Environmental Assessment practitioner may perform tasks in connection with an application for an environmental authorisation contemplated in (a)Chapter 5 of the Act read with the Environmental impact Assessment Regulations.

(b)Section 24G of the Act

(c) Chapter 5 of the National Environmental Management Waste Act 2008 (Act No 59 of 2008) read with the Environmental Impact Assessment Regulations

3. Tasks in regulation 14 may only be conducted by an EAP that is registered

4. Regulations 20 of S24H indicates the offences and penalties as indicated below:

“20. Offences and penalties

(1) A person is guilty of an offence if that person-

(a) contravenes regulation 14 of the Regulations; or

(b) pretends to be a registered environmental assessment practitioner or registered candidate environmental assessment practitioner.

(2) A person convicted of an offence in terms of subregulation (1) is liable to the penalties contemplated in section 49B(3) of the Act.”

“A person convicted of an offence in terms of section 49A(1)(h), (l), (m), (n), (o) or (p) is liable to a fine or to imprisonment for a period not exceeding one year, or to both a fine and such imprisonment.”

PROJECT TITLE

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|--|--|-------|--|
| Environmental Assessment Practitioner (EAP): | | | |
| Contact person: | | | |
| Postal address: | | | |
| Postal code: | | Cell: | |
| Telephone: | | Fax: | |
| E-mail: | | | |
| Professional affiliation(s) (if any) | | | |

| | | | |
|---------------------|--|-------|--|
| Project Consultant: | | | |
| Contact person: | | | |
| Postal address: | | | |
| | | Cell: | |
| Postal code: | | | |
| Telephone: | | | |
| E-mail: | | Fax: | |

4.2 The Environmental Assessment Practitioner

I, _____, declare that –

General declaration:

- I act as the independent environmental practitioner in this application
- I will perform the work relating to the application in an objective manner, even if this results in views and findings that are not favourable to the applicant

- I declare that there are no circumstances that may compromise my objectivity in performing such work;
- I have expertise in conducting environmental impact assessments, including knowledge of the Act, regulations and any guidelines that have relevance to the proposed activity;
- I will comply with the Act, regulations and all other applicable legislation;
- I will take into account, to the extent possible, the matters listed in regulation 8 of the regulations when preparing the application and any report relating to the application;
- I have no, and will not engage in, conflicting interests in the undertaking of the activity;
- I undertake to disclose to the applicant and the competent authority all material information in my possession that reasonably has or may have the potential of influencing - any decision to be taken with respect to the application by the competent authority; and - the objectivity of any report, plan or document to be prepared by myself for submission to the competent authority;
- I will ensure that information containing all relevant facts in respect of the application is distributed or made available to interested and affected parties and the public and that participation by interested and affected parties is facilitated in such a manner that all interested and affected parties will be provided with a reasonable opportunity to participate and to provide comments on documents that are produced to support the application;
- I will ensure that the comments of all interested and affected parties are considered and recorded in reports that are submitted to the competent authority in respect of the application, provided that comments that are made by interested and affected parties in respect of a final report that will be submitted to the competent authority may be attached to the report without further amendment to the report;
- I will keep a register of all interested and affected parties that participated in a public participation process; and
- I will provide the competent authority with access to all information at my disposal regarding the application, whether such information is favourable to the applicant or not
- all the particulars furnished by me in this form are true and correct;
- will perform all other obligations as expected from an environmental assessment practitioner in terms of the Regulations; and
- I realise that a false declaration is an offence and is punishable in terms of section 24F of the Act.

Disclosure of Vested Interest (delete whichever is not applicable)

- I do not have and will not have any vested interest (either business, financial, personal or other) in the proposed activity proceeding other than remuneration for work performed in terms of the Amendments to Environmental Impact Assessment Regulations, 2014 as amended.
- I have a vested interest in the proposed activity proceeding, such vested interest being:

Signature of the environmental assessment practitioner:

Name of company:

Date:

Signature of the Commissioner of Oaths:

Date:

Designation:

The CV of the EAP must be attached as Annexure 1

The EAPASA registration certificate must be attached as Annexure 2

Official stamp (below)

Annexure 1
EAP CV

ANNEXURE 2
EAPASA REGISTRATION CERTIFICATE