



Lêer verw/ 15/3/10-15/Farm_582/01
File ref:

Navrae/Enquiries:
Ms D N Stallenberg

22 April 2026

C K Rumboll & Vennote
Posbus 211
MALMESBURY
7299

By Registered Mail

Sir/Madam

PROPOSED CONSENT USE ON PORTION 1 FARM GEMSBOKS KUIL NO. 582, DIVISION MALMESBURY

Your application with reference MAL/14689/NJdK dated 28 July 2025 has reference.

- A. The Municipal Planning Tribunal has resolved at a meeting held on 16 April 2026 to approve application for consent use on portion 1 of farm Gemsboks Kuil no. 582, Division Malmesbury, in terms of section 70 of the Swartland Municipality: Municipal Land Use Planning By-Law (PG 8226 of 25 March 2020) subject to the conditions that:

A1 TOWN PLANNING AND BUILDING CONTROL

- (a) The consent use authorises mining in the form of a sand mine with a total footprint of 5ha in extent, as presented in the application;
- (b) The mining activity is limited to the extraction of sand, as presented in the application;
- (c) Should any human remains be found during the mining process, SAHRA and Heritage Western Cape must be notified immediately;
- (d) Mining activities be conducted in accordance with the approved Environmental Management Programme and layout plan;
- (e) A social contribution agreement be entered into between the mine owner and the Municipality to be executed and finalised within the duration period of the mining activities;

A2 WATER AND SEWERAGE

- (a) No municipal drinking water or sewerage services can be provided;

B. GENERAL

- (a) The owner/developer complies with the conditions of the Environmental Authorisation of the Department of Mineral Resources and Energy, reference number WC30/5/1/3/2/1034MP, dated 9 April 2025;
- (b) The owner/developer complies with the requirements issued by Department: Water & Sanitation with their letter with reference 16/2/7/G21D/A/8, dated 16 October 2025;
- (c) The approval does not exempt the owner/developer from compliance with all legislation applicable to the approved land use;
- (d) The approval is valid for a period of 5 years, in terms of Section 76(2) of the By-Law, from the date of decision. Should an appeal be lodged, the 5 year validity period starts from the date of

- Swartland vooruitdenkend 2040 - waar mense hul drome uitleef!
- Swartland forward thinking 2040 - where people can live their dreams!
- ISwartland ijonge phambili ku2040 -apho abantu beza kufezekisa amaphupho abo!

- outcome of the decision. Should all conditions of approval be met within the prescribed period, the land use becomes permanent and the approval period will no longer be applicable;
- (e) The applicant/objector be informed of the right to appeal against the decision of the Authorized Official in terms of Section 89 of the By-Law. Appeals be directed, in writing, to the Municipal Manager, Swartland Municipality, Private Bag X52, Malmesbury, 7299 or by e-mail to swartlandmun@swartland.org.za, within 21 days of notification of decision. An appeal is to comply with Section 90 of the By-Law and is to be accompanied by a fee of R5 000,00 in order to be valid. Appeals that are received late and/or do not comply with the aforementioned requirements, will be considered invalid and will not be processed;

C. The application be supported for the following reasons:

- (a) An Environmental Authorization and mining permit were granted for the sand mine;
- (b) There are no physical restrictions on the property that will have a negative impact on the mining activities and all possible impacts will be mitigated by the EMP;
- (c) The proposed application is consistent with and not in contradiction to the Spatial Development Frameworks adopted on Provincial, District and Municipal levels;
- (d) Due to the temporary nature of the proposed mining activity as well as the concurrent mining and rehabilitation process that will be implemented, as presented by the applicant, the proposed application will not have a substantial impact on the character of the surrounding area;
- (e) The proposed activity will have a positive economic impact as it will generate income for both the landowner and mine operator as well as contributing to the construction and infrastructure industry;
- (f) It is clear that with the implementation of mitigation measures the agricultural potential of the land will not be jeopardised as the area will be rehabilitated to its pre-mining state;
- (g) With the mitigation measures implemented it is argued that the proposed mining activity will not have an impact on the well-being, health or safety of the surrounding landowners.

Yours faithfully


MUNICIPAL MANAGER
via Department Development Services

/ds

Copies : *Director : Infrastructure and Civil Engineering Services*

Director : Financial Services

Morelig Plase C C, P O Box 66, Darling, 7345

nemeia@megaserve.net

Lêer verw/ 15/3/10-15/Farm_582/01
File ref:

Navrae/Enquiries:
Ms D N Stellenberg

22 April 2026

COPY

C K Rumboll & Vennote
Posbus 211
MALMESBURY
7299

By Registered Mail

Sir/Madam

PROPOSED CONSENT USE ON PORTION 1 FARM GEMSBOKS KUIL NO. 582, DIVISION MALMESBURY

Your application with reference MAL/14689/NJdK dated 28 July 2025 has reference.

- A. The Municipal Planning Tribunal has resolved at a meeting held on 16 April 2026 to approve application for consent use on portion 1 of farm Gemsbokskuil no. 582, Division Malmesbury, in terms of section 70 of the Swartland Municipality: Municipal Land Use Planning By-Law (PG 8226 of 25 March 2020) subject to the conditions that:

A1 TOWN PLANNING AND BUILDING CONTROL

- (a) The consent use authorises mining in the form of a sand mine with a total footprint of 5ha in extent, as presented in the application;
- (b) The mining activity is limited to the extraction of sand, as presented in the application;
- (c) Should any human remains be found during the mining process, SAHRA and Heritage Western Cape must be notified immediately;
- (d) Mining activities be conducted in accordance with the approved Environmental Management Programme and layout plan;
- (e) A social contribution agreement be entered into between the mine owner and the Municipality to be executed and finalised within the duration period of the mining activities;

A2 WATER AND SEWERAGE

- (a) No municipal drinking water or sewerage services can be provided;

B. GENERAL

- (a) The owner/developer complies with the conditions of the Environmental Authorisation of the Department of Mineral Resources and Energy, reference number WC30/5/1/3/2/1034MP, dated 9 April 2025;
- (b) The owner/developer complies with the requirements issued by Department: Water & Sanitation with their letter with reference 16/2/7/G21D/A/8, dated 16 October 2025;
- (c) The approval does not exempt the owner/developer from compliance with all legislation applicable to the approved land use;
- (d) The approval is valid for a period of 5 years, in terms of Section 76(2) of the By-Law, from the date of decision. Should an appeal be lodged, the 5 year validity period starts from the date of

- outcome of the decision. Should all conditions of approval be met within the prescribed period, the land use becomes permanent and the approval period will no longer be applicable;
- (e) The applicant/objector be informed of the right to appeal against the decision of the Authorized Official in terms of Section 89 of the By-Law. Appeals be directed, in writing, to the Municipal Manager, Swartland Municipality, Private Bag X52, Malmesbury, 7299 or by e-mail to swartlandmun@swartland.org.za, within 21 days of notification of decision. An appeal is to comply with Section 90 of the By-Law and is to be accompanied by a fee of R5 000,00 in order to be valid. Appeals that are received late and/or do not comply with the aforementioned requirements, will be considered invalid and will not be processed;

C. The application be supported for the following reasons:

- (a) An Environmental Authorization and mining permit were granted for the sand mine;
- (b) There are no physical restrictions on the property that will have a negative impact on the mining activities and all possible impacts will be mitigated by the EMP;
- (c) The proposed application is consistent with and not in contradiction to the Spatial Development Frameworks adopted on Provincial, District and Municipal levels;
- (d) Due to the temporary nature of the proposed mining activity as well as the concurrent mining and rehabilitation process that will be implemented, as presented by the applicant, the proposed application will not have a substantial impact on the character of the surrounding area;
- (e) The proposed activity will have a positive economic impact as it will generate income for both the landowner and mine operator as well as contributing to the construction and infrastructure industry;
- (f) It is clear that with the implementation of mitigation measures the agricultural potential of the land will not be jeopardised as the area will be rehabilitated to its pre-mining state;
- (g) With the mitigation measures implemented it is argued that the proposed mining activity will not have an impact on the well-being, health or safety of the surrounding landowners.

Yours faithfully


MUNICIPAL MANAGER
via Department Development Services
/ds

Copies : *Director : Infrastructure and Civil Engineering Services*
 Director : Financial Services
 Morelig Plase C C, P O Box 66, Darling, 7345
 nemeia@megaserve.net