

Attention: Mr A Bassier, Najah Ben Jeddou and Lance McBain-Charles

**RE: ACTION PLAN TO ADDRESS THE RECTIFICATION OF PARTIAL AND NON-COMPLIANCES WITH THE CONDITIONS OF THE WASTE MANAGEMENT PERMIT/LICENCE FOR SUURBRAAK COMMONAGE S2499 DIVISION OF SWELLENDAM, SWELLENDAM MUNICIPALITY, WESTERN CAPE PROVINCE**

In response to the Department's Pre-Compliance Notice, kindly see the attached action plan for rectification of the partial and non-compliances identified.

To note that JPCE is currently undertaking a full cost of waste study including closure and remediation costs for all landfill sites, the Suurbraak landfill site is planned to be converted to a drop off point as funding becomes available. The remediation listed in the action plan below is assuming the continuation of use of the Suurbraak landfill site. If the study shows otherwise the site will still be closed and rehabilitated within the licence conditions.

Note that the Compliance Status refers to the Pre-Compliance Notice from Mr A Bassier mailed on 11/02/26 as well as the Acknowledgement of Receipt letter received 23/02/26, as agreed the date of final submission is 11<sup>th</sup> March 2026.

Yours faithfully

Johan van Niekerk – Senior Manager Waste and Environmental

Samkelo Ndlovu – Senior Technician

| No | Compliance status                                                                                                                                                          | Comments/Action                                                                                                                                                                                                                           | Responsible (person for task)                                                       | Time Frame (to rectify highlighted issues)                                                            | Budget (Financial implications: has the budget included enough funds for this item?)                                                                                                                                                                                                                                                                                                                                                                                                                             |
|----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1  | <b>CONDITION 2.5, 5.1, 5.2, 5.3, 11.1, 11.2– Fencing, Gate Control and Signage</b><br><b>Non-Compliance:</b><br>Facility not fenced; no access gate; no compliant signage. | Appoint a landfill supervisor/caretaker. Implement the gate control procedure. Lock facility outside operating hours. Fencing and signage has been stolen from this site on numerous occasions. Without staff on site this will continue. | Senior Manager, Solid Waste: J van Niekerk                                          | As funds become available for staff on site depending on infrastructure needed (toilets, shelter etc) | <b>Temporary Solution:</b><br>Utilise EPWP staff for a period of three (3) months to provide interim support.<br><b>Medium Term Solution:</b> Installation of signage for controlling dumping<br><b>Long-Term Solution:</b><br>Submit a budget request during the 2026/2027 Adjustment Budget process. In addition, apply for external funding through the Department of Agriculture as well as Land Reform and Rural Development (DALRRD).<br>GRAP19 estimate= <b>R636 476.00 excl VAT</b> for fencing and Gate |
| 2  | <b>CONDITION 6.1, 6.2, 6.9, 6.10 – Daily Compaction and Covering</b><br><b>Non-Compliance:</b><br>Waste not compacted and covered daily.                                   | As this department has no fleet we will apply for yellow fleet funding through MIG or through OPEX budget to appoint a contractor.                                                                                                        | Senior Manager, Solid Waste: Johan van Niekerk<br>Senior Technician: Samkelo Ndlovu | As operational and capital funds become available                                                     | Budget will be requested at the adjustment budget 2026/7 financial year. and<br>We will apply for yellow fleet funding through MIG.<br>(Estimated cost on Daily covering through contractor = <b>R120 000 per month, excluding VAT</b> )                                                                                                                                                                                                                                                                         |
| 3  | <b>CONDITIONS 4.5 – 4.9 – Stormwater &amp; Leachate Management</b><br><b>Non-Compliance:</b><br>No stormwater diversion infrastructure.                                    | Design and execute stormwater diversion berms and drains. Separate clean and dirty water channels. Prevent runoff contact with waste body. Ensure 0.5m freeboard capacity.                                                                | Senior Technician: Samkelo Ndlovu                                                   | As operational and capital funds become available                                                     | Budget will be requested at the adjustment budget 2026/7 financial year. (GRAP19 estimated cost= <b>R173 564 Excl VAT</b> )                                                                                                                                                                                                                                                                                                                                                                                      |

|   |                                                                                                                                                                        |                                                                                                                                                                                                                                                                                          |                                                                                     |                                                   |                                                                                                                                                                                                              |
|---|------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|---------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4 | <b>CONDITION 4.11 – Facility Height &amp; Boundary Footprint</b><br><b>Non-Compliance:</b><br>Encroachment beyond approved footprint.                                  | Conduct site survey. Confirm approved coordinates. Develop corrective reshaping plan with own fleet (MIG) or contracted. Restrict further expansion beyond approved boundary and ensure the footprint will be brought back to/managed within the approved area.                          | Senior Manager, Solid Waste: Johan van Niekerk<br>Senior Technician: Samkelo Ndlovu | As operational and capital funds become available | Apply for yellow fleet funding through MIG.<br>(GRAP 19 estimated Cost= <b>R1 792 536.00 excl VAT</b> )                                                                                                      |
| 5 | <b>CONDITION 6.7 – Emergency Response Plan (ERP)</b><br><b>Non-Compliance:</b><br>No Emergency Response Plan.                                                          | Develop ERP, including: <ul style="list-style-type: none"> <li>• Fire management</li> <li>• Injury on duty</li> <li>• Hazardous waste incident procedure</li> </ul> Train all staff annually                                                                                             | Senior Technician: Samkelo Ndlovu                                                   | 13 <sup>th</sup> May 2026                         | Establish an Internal Emergency Response Plan using existing municipal resources. Conduct annual in-house training and awareness sessions for all staff to ensure preparedness and proper incident response  |
| 6 | <b>CONDITION 4.13 – Sanitation Facilities</b><br><b>Non-Compliance:</b><br>No sanitation for staff.                                                                    | Install a cement chemical toilet as an interim measure for use by EPWPs and the eventual site supervisor (short term). Construct a permanent ablution facility (medium term). Any site staff is dependant on a toilet and shelter on site as the site is located in a harsh environment. | Senior Manager, Solid Waste: Johan van Niekerk<br>Senior Technician: Samkelo Ndlovu | As funds become available                         | Budget will be requested at the adjustment budget 2026/7 financial year. (Estimated Cost= <b>R220 000.00 excl VAT</b> )                                                                                      |
| 7 | <b>CONDITIONS 7.1.1, 7.1.3, 7.2.1, 7.3.1 – Groundwater &amp; Surface Water Monitoring</b><br><b>Non-Compliance:</b><br>No monitoring boreholes; no sampling conducted. | Using our environmental consultant. Install the minimum required monitoring boreholes. Conduct biannual sampling (late summer & winter). Submit monitoring results to the Director.                                                                                                      | Senior Manager, Solid Waste: Johan van Niekerk<br>Senior Technician: Samkelo Ndlovu | As funds become available                         | Urgently apply for funding during the 26/27 financial year<br>Discussions to be held with DEA&DP regarding the licence renewal process and the way forward<br>(GRAP19 estimates = <b>R230 276 excl VAT</b> ) |

|    |                                                                                                                                                                     |                                                                                                                                                                                                                                              |                                                                                     |                                                                                              |                                                                                                                                                                                                                                                                  |
|----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 8  | <b>CONDITIONS 6.11 &amp; 8.4 – Airspace Determination &amp; Topographical Survey</b><br><b>Non-Compliance:</b><br>No Airspace Determination Report submitted.       | Appoint a professional surveyor.<br>Ascertain if a study is needed; if not, apply for a licence alteration<br>If it is needed, conduct a full topographical survey.<br>Submit Airspace Determination Report.<br>Thereafter, submit annually. | Senior Manager, Solid Waste: Johan van Niekerk<br>Senior Technician: Samkelo Ndlovu | Before end August 2026                                                                       | Available 2026/7 budget<br><br>Estimated Cost = <b>R25 000 excl VAT</b>                                                                                                                                                                                          |
| 9  | <b>CONDITION 6.12 – Progressive Shaping of Waste Body</b><br><b>Non-Compliance:</b><br>The waste body is not constructed to a predetermined end shape.              | Cost estimates for this condition have come in at +- 5 M. It is not currently feasible for us to fund this.                                                                                                                                  | Senior Manager, Solid Waste: Johan van Niekerk<br>Senior Technician: Samkelo Ndlovu | As and When funding or a definitive way forward becomes evident through the JPCE study       | The JPCE study is currently in progress, and its outcomes will determine the required actions at the landfill site.<br>2 <sup>nd</sup> Option is to apply for the yellow fleet funding through MIG.<br>(GRAB 19 Estimated Cost= <b>R 5 063 646.56 excl VAT</b> ) |
| 10 | <b>CONDITIONS 11.1, 11.2, 11.5, 12.4– Waste Recording &amp; IPWIS Reporting</b><br><b>Non-Compliance:</b><br>No waste data recording; no IPWIS reporting.           | Implement waste register (type, source, estimated mass/volume).<br>Submit monthly IPWIS reports.<br>Train supervisor in reporting.                                                                                                           | Landfill Supervisor                                                                 | Upon appointment of a landfill sup depending on infrastructure needed (toilets, shelter etc) | Budget will be requested at the adjustment budget 2026/7 financial year. Waste data recording will be implemented, with IPWIS reporting to resume once data systems are actioned.<br>Estimated Cost = <b>R270 00.00/y excl VAT</b>                               |
| 11 | <b>CONDITIONS 9.1.1 &amp; 9.2.1 – Internal &amp; External Audits</b><br><b>Non-Compliance:</b><br>No structured quarterly internal audits or annual external audit. | Conduct quarterly internal audits.<br>Appoint an independent external auditor annually.<br>Submit reports to DEA&DP                                                                                                                          | Swellendam's internal audit team.<br>2025/6 external audit                          | Second quarter 2026 for internal audit 2025/6 audits depending on funding                    | Operational budget for internal audit<br>External audit budget will be requested for 2026/7 adjustment budget. Estimated Cost = <b>R30 000/y</b>                                                                                                                 |
| 12 | <b>CONDITION 10.1 – Monitoring Committee</b>                                                                                                                        | Establish a Monitoring Committee.                                                                                                                                                                                                            | Senior Technician: Samkelo Ndlovu                                                   | Second quarter 2026                                                                          | Internal                                                                                                                                                                                                                                                         |

|  |                                                                       |                                                               |  |  |  |
|--|-----------------------------------------------------------------------|---------------------------------------------------------------|--|--|--|
|  | <b>Non-Compliance:</b><br>The Monitoring Committee is not functional. | Hold biannual meetings.<br>Include community representatives. |  |  |  |
|--|-----------------------------------------------------------------------|---------------------------------------------------------------|--|--|--|