



forestry, fisheries & the environment

Department:
Forestry, Fisheries and the Environment
REPUBLIC OF SOUTH AFRICA

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File Reference: Ref No. 12/9/11/L210914141310/9/N

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www.environment.gov.za

LICENCE NUMBER : 12/9/11/L210914141310/9/N
SECTOR : RECYCLING, RECOVERY, TREATMENT

WASTE MANAGEMENT FACILITY : RECLITE SA (PTY) LTD RECYCLING, RECOVERY,
TREATMENT WASTE MANAGEMENT FACILITY

LOCATION : UNIT 1, 6 PARIS ROAD
BRACKENGATE BUSINESS PARK
BRACKENFELL CITY OF CAPE TOWN METROPOLITAN
MUNICIPALITY, WESTERN CAPE PROVINCE

LICENCE HOLDER : RECLITE SA (PTY) LTD
ADDRESS : PO BOX 292
UMHLALI
4390

CONTACT PERSON : STEFFEN SCHRODER
CONTACT DETAILS : TEL: 011 825 0336
EMAIL: STEFFEN@RECLITE.CO.ZA

WASTE MANAGEMENT LICENCE ISSUED IN TERMS OF SECTION 49(1)(a) OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008(ACT NO. 59 OF 2008)

In terms of the National Environmental Management: Waste Act, 2008 (Act No.59 of 2008) read with the Environmental Impact Assessment Regulations 2014, published in Government Notice No. 982 of 04 December 2014 (the Regulations), the Chief Director: Hazardous Waste Management and Licensing, acting under delegation, hereby grants Reclite SA (Pty) Ltd a Waste Management Licence for the following waste management activities as listed in Category A of Government Notice No 921 dated 29 November 2013:



Batho pele- putting people first

The processing of personal information by the Department of Forestry, Fisheries and the Environment is done lawfully and not excessive to the purpose of processing in compliance with the POPI Act, any codes of conduct issued by the Information Regulator in terms of the POPI Act and / or relevant legislation providing appropriate security safeguards for the processing of personal information of others.

Page 1 of 16

12/9/11/L210914141310/9/N



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

- (3) *"The recycling of general waste at a facility that has an operational area in excess of 500m², excluding recycling that takes place as an integral part of an internal manufacturing process within the same premises".*
- (4) *"The recycling of hazardous waste in excess of 500kg but less than 1 ton per day calculated as a monthly average, excluding recycling that takes place as an integral part of an internal manufacturing process within the same premises".*
- (5) *"The recovery of waste including the refining, utilisation or co-processing of waste in excess of 10 tons but less than 100 tons of general waste per day or in excess of 500kg but less than 1 ton of hazardous waste per day, excluding recycling that takes place as an integral part of an internal manufacturing process within the same premises".*
- (6) *The treatment general waste using any form of treatment at a facility that has the capacity to process in excess of 10 tons but less than 100 tons.*
- (7) *"The treatment of hazardous waste using any form of treatment at a facility that has the capacity to process in excess of 500kg but less than 1 ton per day excluding the treatment of effluent, wastewater or sewage".*
- (12) *"The construction of a facility for a waste management activity listed in Category A of this Schedule (not in isolation to associated waste management activities)".*

In this Licence, "Director" means the Director: Licensing of the National Department of Forestry, Fisheries and the Environment (DFFE) who may be contacted at the address below:

Director: Licensing
Department of Forestry, Fisheries and the Environment
Private Bag X447
PRETORIA
0001

1. SITE DETAILS

1.1 LOCATION

- 1.1.1 This Licence authorises the construction and operation of a general and hazardous waste Recycling, Recovery and Treatment facility on Unit 1, 6 Paris Road, Brackengate Business



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

Park, Brackenfell in the City of Cape Town Metropolitan Municipality, Western Cape Province (hereafter referred to as "the Site").

- 1.1.2 The location of the Site must be according to the co-ordinates indicated on the licence application form, which is defined as follows:

Number Corners	Latitude	Longitude
1	33° 53' 28.71" S	18° 40' 48.71" E
2	33° 53' 29.03" S	18° 40' 48.99" E
3	33° 53' 29.42" S	18° 40' 47.36" E
4	33° 53' 29.78" S	18° 40' 47.59" E

1.2 DOCUMENTS CONSIDERED

- 1.2.1 The Waste Management Licence Application form dated, 30 August 2021;
- 1.2.2 The Environmental Management Programme Report (EMPr) 22 October 2021; and
- 1.2.3 The Final Basic Environmental Assessment Report in support of a Waste Management License Application for the proposed Waste Management Activities at Reclite SA (Pty) Ltd in Brackenfell, Cape Town Western Cape Province, dated 22 October 2021 compiled by Zantow Environmental Consulting Services, hereafter referred to as the "Report".

LICENCE CONDITIONS

1.3 SITE SECURITY AND ACCESS CONTROL

- 1.3.1 The Licence Holder must ensure effective access control of the Waste Management Site to prevent unauthorised entry.
- 1.3.2 Weatherproof, durable and legible signs in at least three official languages applicable in the area must be displayed at each entrance to the site.
- 1.3.3 The signs must indicate the risks involved in entering the Site, include the name, address and telephone number of the Licence Holder and the person responsible for the operation of the Site.



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

2 MANAGEMENT

2.1 GENERAL MANAGEMENT

2.1.1 The activities shall be managed and operated:

- a) In accordance with a documented Environmental Management Programme (EMPr), that, inter alia, identifies and minimises the risk of pollution, including but not limited to those arising from operations, maintenance, accidents, incidents and non-conformance as well as those drawn to the attention of the Licence Holder as a result of complaints;
- b) In accordance with conditions of this Licence and any other written instruction by the Director; and
- c) By an adequate, competent staff complements.

2.1.2 Any persons having duties that are or may be affected by this Licence must have convenient access to a copy thereof, which copy must be kept at or near the place where those duties are carried out.

2.1.3 A copy of this Licence may be published by the Department, in its discretion, on any website or other media.

2.2 DESIGNATION OF WASTE MANAGEMENT CONTROL OFFICER

2.2.1 A Waste Management Control Officer (WMCO) must be designated in writing to monitor and ensure compliance and correct implementation of all mitigation measures and provisions as stipulated in the Licence and standard operation procedures. The Licence Holder must keep proof of designation of the WMCO.

2.2.2 The WMCO must report any non-compliance with any Licence conditions or provisions of NEM: WA to the licensing authority.

2.2.3 The duties and responsibility of the WMCO should not be seen as exempting the Licence Holder from any other legal obligations in terms of the NEM: WA

2.3 EMERGENCY PREPAREDNESS PLAN

2.3.1 The Licence Holder must maintain and implement an emergency preparedness plan and review it annually when conducting an audit and after each emergency incident and major accident. The plan must, amongst others, include measures to address:



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

- (a) Power failure;
- (b) Equipment malfunction;
- (c) Site fires;
- (d) Spillage (on Site);
- (e) Industrial Action;
- (f) Natural disasters such as floods; and
- (g) The plan must include contact details of the nearest police station, ambulance services and the emergency centre.

2.3.2 The plan must include contact details of the nearest police station, ambulance services and the emergency centre as well as the contact details of the on-site emergency response person/s.

3. PERMISSIBLE WASTE

3.1 Any portion of the Site, which has been constructed or developed according to condition 4 below maybe used for the treatment, recycling and recovery of general and hazardous waste listed in Annexure II.

3.2 The classification and acceptance of waste must be according to the "Waste Classification and Management Regulations and associated norms and standards: (GN R 634, 23 August 2013).

4. CONSTRUCTION OF THE FACILITY

4.1 The construction of a waste management facility on site must be according to the engineering drawing (site plan) that is approved by a Registered Professional Civil Engineer as compliant with recognised civil engineering standards.

4.2 The site plan must only be changed under the supervision of a Registered Professional Engineer and must be approved by the Director before such changes could be made.

4.3 The working area must have a firm and impermeable base to prevent contamination of soil and ground water.

4.4 The Licence Holder must construct and maintain on a continuous basis, a drainage and containment system capable of collecting all contaminated runoff water arising from the site.



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

5. GENERAL IMPACT AND OPERATION MANAGEMENT

5.1 IMPACT MANAGEMENT

- 5.1.1 The Licence Holder must prevent the re-use, recovery, recycling and treatment of waste that is not authorised at the site.
- 5.1.2 Waste which is not permissible on Site must be dealt with according to relevant legislation or the Department's policies and practices.
- 5.1.3 The Licence Holder must prevent spillages. Where they happen nonetheless, shall apply and the Licence Holder must ensure the effective and safe cleaning of such spillages.
- 5.1.4 The proposed activities must not impact on a water resource or on any other person's water use, property or land and must not be detrimental to the health and safety of the public in the vicinity of the activity.
- 5.1.5 The Licence Holder must ensure that emissions from the activities shall be free from odour at levels likely to cause nuisance conditions or health hazards.
- 5.1.6 The Licence Holder must ensure that all waste that cannot be managed on site must be sent to waste management facilities licenced to manage / handle such waste.
- 5.1.7 The Licence Holder must prevent the occurrence of nuisance conditions or health hazards.
- 5.1.8 The working areas must have firm and impermeable base to prevent contamination of ground water.
- 5.1.9 The Licence Holder must ensure that all personnel who work with hazardous waste are trained to deal with these potential hazardous situations to minimise the risks involved. Records of training and verification of competence must be kept by the Licence Holder.

5.2 OPERATION MANAGEMENT

- 5.2.1 The Licence Holder must ensure that all waste generated during the Re-use, Recycling, Recovery and Treatment of hazardous waste and general waste are disposed and/or sent to a waste management facility licenced to accept such wastes.
- 5.2.2 No effluent may be discharged into any storm water drain unless written approval has been obtained from the local authority.



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

- 5.2.3 Surface water from the arising from site must comply with the local government specifications before it is discharged into the local sewer system.
- 5.2.4 The Licence holder must ensure that hazardous and general waste are not mixed in the same containers.

6. INVESTIGATIONS

- 6.1 If, in the opinion of the Director, pollution, nuisances or health risks may be or is occurring on the Site, the Licence Holder must initiate an investigation into the cause of the problem or suspected problem.
- 6.2 Should the investigation carried out as per condition 6.1 above reveal any unacceptable levels of pollution, the Licence Holder must submit mitigation measures to the satisfaction of the Director.

7. RECORDING

- 7.1 All records required or resulting from activities required by this Licence must:
- (a) Be legible;
 - (b) Be made as soon as reasonably practicable and should form part of the external audit report;
 - (c) If amended, be amended in such a way that the original and any subsequent amendments remain legible and are easily retrievable; and
 - (d) Be retained in accordance with documented procedures.
- 7.2 Records demonstrating compliance with condition 7.1 must be maintained for five years.



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

8. REPORTING

- 8.1 The Licence Holder must, within 24 hours, notify the Director of the occurrence or detection of any incident on the Site, or incidental to the operation of the site, which has the potential to cause, or has caused pollution of the environment, health risks, nuisance conditions or water pollution.
- 8.2 The Licence Holder must, within 14 days, or a shorter period of time, if specified by the Director, from the occurrence or detection of any incident, submit an action plan, which must include a detailed time schedule, and resource allocation signed off by top management, to the satisfaction of the Director of measures taken to—
- Correct the impact resulting from the incident;
 - Prevent the incident from causing any further impact; and
 - Prevent a recurrence of a similar incident.
- 8.3 In the event that measures have not been implemented within 21 days of the incident to address impacts caused by the incident, or measures which have been implemented are inadequate, the Director may implement the necessary measures at the cost and risk of the Licence Holder.
- 8.4 The Department must be notified without delay in the case of the following:
- Any malfunction, breakdown or failure of equipment or techniques, accident or fugitive emission which has caused, is causing or may cause significant pollution;
 - The breach of this Licence; and
 - Any significant adverse environmental and health effects.
- 8.5 The Department must be notified within 14 days of the following changes:
- Licence Holder's trading name, registered name or registered office address;
 - Particulars of the licence Holder's ultimate holding company (including details of an ultimate holding where a Licence Holder has become a subsidiary); and
 - Steps taken with a view to the Licence Holder, or any one of them, going into bankruptcy, entering into composition or arrangement with creditors, or, in the case of them being in a partnership, dissolving the partnership.
- 8.6 The Licence Holder must register with the Integrated Pollutant and Waste Information System (IPWIS) and report quantities of waste managed as per the Western Cape Waste Information Report.
- 8.7 Each external audit report referred to in condition 9.2 below must be submitted to the Director within 30 days from the date on which the external auditor finalised the audit report.



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

9. AUDITING

9.1 INTERNAL AUDITS

9.1.1 Internal audits must be conducted quarterly by the Licence Holder and on each audit occasion an official report must be compiled by the relevant auditor to report the findings of the audits, which must be made available to the external auditor specified in condition 9.2.1 below.

9.2 EXTERNAL AUDITS

9.2.1 The Licence Holder must appoint an independent external auditor to audit the facility biannually and the auditor must compile an audit report documenting the findings of the audit, which must be submitted by the Licence Holder according to condition 8.7 above.

9.2.2 The audit report must:

- a) Specifically state whether conditions of this licence are adhered to;
- b) Include an interpretation of all available data and test results regarding the operation of the site and all its impacts on the environment;
- c) Specify target dates for the implementation of the recommendations by the Licence Holder to achieve compliance;
- d) Contain recommendations regarding non-compliance or potential non-compliance and must specify target dates for the implementation of the recommendations by the Licence Holder and whether corrective action taken for the previous audit non conformities was adequate.
- e) Show monitoring results graphically and conduct trend analysis.

10. DEPARTMENTAL AUDITS AND INSPECTIONS

10.3.1 The Department reserves the right to audit and/or inspect the Site without prior notification at any time and frequency as may be determined by the Director.

10.3.2 The Licence Holder must make any records or documentation available to the Director upon request, as well as any other information he/she may require.

11. LEASING AND ALIENATION OF THE SITE

11.1 Should the Licence Holder want to alienate or lease the Site, he/she must notify the Director in writing of such an intention at least 120 days prior to the said transaction for approval.

11.2 Should the approval be granted, the subsequent Licence Holder shall remain liable for compliance



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

with all licence conditions.

12. TRANSFER OF WASTE MANAGEMENT LICENCE

12.1 Should the Licence Holder want to transfer the Licence, he/she must apply in terms of Section 52 of the National Environmental Management: Waste Act, 2008 (Act No 59 of 2008).

12.2 Any subsequent Licence Holder shall be bound by conditions of the Licence.

13. GENERAL

13.1 The waste management activity may not commence within twenty (20) days of the date of signature of this Waste Management Licence.

13.2 Should the Licence Holder be notified by the Minister in writing of a suspension of the Waste Management Licence pending any appeals decision, you may not commence with the activities licensed by the Minister.

13.3 After the appeal period has expired and no good cause to extend the appeal period has been submitted, the activity may commence provided a notice has been submitted to the Director. The notice must include a date on which it is anticipated that the activity will commence.

13.4 If the Licence Holder anticipates that commencement of the activity would not occur within a two (2) year period, he/she must apply and show good cause for an extension of the licence six (6) months prior to its expiry date.

13.5 This Licence shall not be transferable unless such transfer is subject to condition 12 above.

13.6 This Licence shall not be construed as exempting the Licence Holder from compliance with the provisions of National and Provincial Legislation and any relevant Ordinance, Regulation, By-law or relevant National Norms and Standards.

13.7 Transgression of any condition of this Licence could result in the Licence being withdrawn, revoked and suspended by the Department.

13.8 Non-compliance with a condition of this Licence may result in criminal prosecution or other actions provided for in Section 67 (1) of the National Environmental Management: Waste Act, 2008.

13.9 In terms of section 28 and 30 of the NEMA and section 19 and 20 of the National Water Act No.36



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

of 1998, any costs incurred to remedy environmental damage must be borne by the person responsible for the damage. It is therefore imperative that the Licence Holder reads through and understands the legislative requirements pertaining to the project. It is the Applicant's responsibility to take reasonable measures which include informing and educating contractors and employees about the environmental risks of their work and training them to operate in an environmentally acceptable manner.

- 13.10 This Licence is valid for a period of ten (10) years and shall be reviewed every five (05) years from the date of issue. Based on the results of the review, especially compliance to Licence conditions or recommendations from the audit reports and or changing legislation, the Licence could be amended or withdrawn, or the validity thereof extended.

14. APPEAL OF LICENCE

- 14.1 The Licence Holder must notify every registered interested and affected party, in writing and within twelve (12) days of receiving the Department's decision.

- 14.2 The notification referred to in 13.1 must –

14.2.1 Specify the date on which the Licence was issued;

14.2.2 Inform the registered interested and affected party of the appeal procedure provided for in Chapter 2 of GN No. R 993 of 08 December 2014 in terms of National Environmental Management Act, 1998, as amended (see Annexure I);

Advise the interested and affected party that a copy of a Licence will be furnished on request; and An appeal against the decision must be lodged in terms of chapter 2 of GN No. R 993 of 08 December 2014 in terms of NEMA 1998, as amended, from the date of this licence, with: The Minister: Department of Forestry, Fisheries and the Environment, Private Bag X 447, PRETORIA, 0001 Tel No. 012 399 9356; Email: appealsdirector@environment.gov.za

MS MISHALLE GOVENDER

CHIEF DIRECTOR: HAZARDOUS WASTE MANAGEMENT AND LICENSING

DATE: 14/03/2022



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

ANNEXURE I

APPEALS PROCEDURE IN TERMS OF THE NATIONAL APPEAL REGULATIONS GN 993 TO BE FOLLOWED BY THE APPLICANT AND INTERESTED AND AFFECTED PARTIES UPON RECEIPT OF NOTIFICATION OF A WASTE MANAGEMENT LICENCE

1. LODGING OF AN APPEAL

- 1.1 An appellant must submit the appeal submission (the Appeal Questionnaire and Appeal and Response Form) to the appeal administrator, and a copy to the applicant, and registered interested and affected parties within twenty (20) days from:
- The date that the notification of the decision for an application for an environmental authorisation or a waste management licence was sent to the registered interested and affected parties by the applicant; or
 - the date that the notification of the decision was sent to the applicant by the competent authority, issuing authority or licencing authority, in the case of decisions other than those referred to above.
- 1.2 An appeal submission must be submitted in writing in the form of the appeal questionnaire annexed to this guideline as "Appendix A" and accompanied by:
- a completed Appeal and Response Form setting out the grounds of the appeal,
 - supporting documentation that is referred to in the appeal which did not form part of the documentation considered when the original decision was made.



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

Appendix A

APPEAL QUESTIONNAIRE

An electronic copy of this questionnaire may be obtained from:

Telephone: 012 399 9626 or e-mail:

AppealsDirectorate@environment.gov.za

Once completed, this document must be forwarded to:

E-mail: AppealsDirectorate@environment.gov.za

Physical Address: Department of Environmental Affairs, 473 Steve Biko Road, Environment House,
Arcadia, Pretoria, 0002

Appelants contact information :	
Name:	_____
Address:	_____ _____ _____
Phone:	_____
Cell:	_____
Email:	_____

Project information:
Project name: _____
Authorisation register number as on environmental authorisation: _____
Authorisation date as on environmental authorisation: _____

IMPORTANT! Please note:

- *The decision of the department is reflected in the letter of authorisation or rejection. The conditions of approval are contained in the environmental authorisation document, attached to the authorisation letter.*
- *The appeal must be accompanied by all relevant supporting documents or copies of these that are certified as true by a commissioner of oaths.*



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

- The grounds of your appeal and the facts upon which they rest must be set out. You should formulate your objections or concerns as averments and not as questions about the project. Please therefore refrain from material or remarks that do not contribute to the merits of your appeal.
- To assist in this regard, the following questions are listed as a guideline only – more space may be used if necessary:

1. Are you lodging this appeal as an individual or on behalf of a community/organisation?

Individual	Community/ organisation
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If on behalf of a community or organisation, please provide proof of mandate to do so.

2. Is your appeal based on factors associated with the process that was followed by the applicant in obtaining authorisation?

Yes	No
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Please provide reasons:

3. Is your appeal based on factors associated with environmental impacts not taken into account by the department in refusing or authorising the application?


Yes	No
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Please provide reasons:

4. Would you agree to the activity proceeding if your concerns can be addressed by rectifying the process or mitigating or eliminating the impacts of the activity?

Yes	No
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Please provide reasons:





Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

5. Are you fundamentally opposed to any development activity on the site?

Yes	No
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Please provide reasons:

6. Do you have an objection in principle against the development?

Yes	No
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Please provide reasons:

7. Does your appeal contain any new information that was not submitted to the environmental consultant or department prior to the department's consideration of the application?

Yes	No
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If the answer above is yes, please explain why it should be considered by the Minister and why it was not made available to the environmental consultant or department during the application process.

8. **DECLARATION:**

I declare that the contents of this submission are to the best of my knowledge the truth and I regard this declaration as binding on my conscience.

APPELLANT

DATE:



Waste Management Licence: Reclite SA (Pty) Ltd: Western Cape Province

Annexure II

List of waste stream to be recycled recovered and treated on site

- All Types of Electronic Waste
- All types of lighting equipment and lamp waste and associated fractions
- All Types of Electrical Waste
- All types of IT waste
- All types of Renewal Energy Equipment Waste
- All types of domestic appliance waste
- Batteries all types
- All types of Solar panel and equipment Waste
- All types of incidental wastes like Steel, Al, Tin, Glass, Plastic, wires, cables etc.
- All types of heat exchange equipment