AMENDMENT OF CERTAIN CONDITIONS CONTAINED IN THE RECORD OF DECISION ATTACHED TO THE AUTHORISATION ISSUED TO ALUMINIUM PECHINEY IN TERMS OF SECTION 22 OF THE ENVIRONMENT CONSERVATION ACT, 73 OF 1989, FOR THE CONSTRUCTION OF A PRIMARY ALUMINIUM SMELTER IN THE COEGA INDUSTRIAL DEVELOPMENT ZONE

Refer to your letter of 7 November 2003 regarding clarification and/or possible amendment of certain conditions contained in the Record of Decision issued to Aluminium Pechiney on 20 December 2002, as well as various discussions between your Mr. Pesch and our Mr. Struwig regarding this matter.

You are hereby informed that the following conditions contained in the Record of Decision have been amended as contained in the amendment notice attached as Annexure One to this letter:

1. Condition B.1.10
2. Condition B.1.16
3. Condition B.1.19
4. Condition B.1.23
5. Condition B.2.13
6. Condition B.5.8
7. Condition B.6.12
8. Condition B.6.13
This letter and the amendment notice must be attached to the original Record of Decision and must be read in conjunction with such Record of Decision. If you have any questions regarding this issue, you can contact Andries Struwig of our Port Elizabeth office.

ALBERT MFENYANA
CHIEF DIRECTOR: ENVIRONMENTAL AFFAIRS
DATE: 24 August 2003
AMENDMENT NOTICE TO RECORD OF DECISION
ECm1/1/48-02

- **Condition 8.1.10:** General layout plans for all environmental installations to be submitted to DEAE&T prior to construction of such installations. In addition a complete list of all available plans to be submitted to DEAE&T and these plans to be made available to DEAE&T upon request.

- **Condition 8.1.16:** A risk assessment in line with the requirements of the Occupational Health and Safety Act, Act 85 of 1993 to be completed. The findings of such assessment as well as the findings of the Major Hazard Installation study to be submitted to DEAE&T prior to the commencement of construction. The findings of these studies must, where applicable, be incorporated into the final design and construction of the smelter.

- **Condition 8.1.18:** No construction village to be established on the site and construction workers originating from areas other than the Nelson Mandela Metropolitan Municipality (NMMM) to be housed in facilities provided for such by the CDC or in any other formal housing facilities available.

- **Condition 8.1.23:** Baseline monitoring of all environmental aspects identified in the various conditions pertaining to monitoring in this Record of Decision to commence at least 3 months prior to the start of construction of the smelter.

- **Condition 8.2.13:** A complete materials mass balance and waste inventory to be compiled as part of the Waste Management Plan contemplated in condition 8.2.12 and such to be submitted to DEAE&T and DWAF on a quarterly basis.

- **Condition 8.6.8:** Heavy Fuel Oil (HFO) with the lowest possible sulphur content commercially available and that meet quality requirements must be used.
DEPARTMENT OF ECONOMIC AFFAIRS, ENVIRONMENT AND TOURISM
CHIEF DIRECTORATE: ENVIRONMENT AFFAIRS

- **Condition 8.5.12:**
  Concomitant to condition 8.5.11, Aluminium Pechiney to endeavour to reduce emission of greenhouse gases by the smelter in accordance to their membership of the Partnership for Climate Action and their action plan for reducing emission of greenhouse gases under this partnership.

- **Condition 8.6.13:**
  The interceptor pond and any other structures that may be constructed on site for the attenuation of storm water must be lined with an appropriate impermeable material/substance to the satisfaction of DWAF and DEAE&T.

A. STRUWIG
SCIENTIST: EIM
DATE: 19 December 2003

LEON ELS
DEPUTY-DIRECTOR: WESTERN REGION
DATE: 19 December 2003

ALBERT MNEYANA
CHIEF DIRECTOR: ENVIRONMENTAL AFFAIRS
DATE: 23/12/2003