GOVERNMENT NOTICES • GOEWERMENTSKENNISGEWINGS

DEPARTMENT OF ENVIRONMENTAL AFFAIRS AND TOURISM

NO. 1077 16 AUGUST 2019

NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008 (ACT NO. 59 OF 2008)

CONSULTATION ON APPLICATIONS RECEIVED FOR THE EXCLUSION OF WASTE STREAMS OR A PORTION OF SUCH WASTE STREAMS FROM THE DEFINITION OF WASTE FOR THE PURPOSES OF BENEFICIAL USE

I, Barbara Dallas Creecy, Minister of Environment, Forestry and Fisheries, hereby withdraw the previous notice published under Government Notice No. 535 in the Government *Gazette* No. 42376 of 3 April 2019.

Under regulation 6(3) of the Waste Exclusion Regulations, 2018 (published under Government Notice No. 715 in Government *Gazette* No. 41777 of 18 July 2018), read with sections 72 and 73 of the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008), I am required to consult on my intention to take a decision on applications received in terms of regulation 5 of the Waste Exclusion Regulations, 2018. This regulation regulates the application process for the exclusion of certain waste streams or a portion of such waste streams from the definition of waste for the purposes of beneficial use as indicated in the Schedule hereto.

The criteria for exclusion of a waste stream or portion of a waste stream from the definition of waste can be found in regulations 7 and 8 of the Waste Exclusion Regulations, 2018. The exclusion of these waste streams/portion of waste streams, if positively considered, will only apply to the facilities for which they have been applied for. Where a waste stream or a portion of a waste stream has been excluded from the definition of waste in terms of the Regulations, such a waste stream or a portion of a waste stream must be managed in terms of a risk management plan

The risk assessments and risk management plans, submitted by the applicants as required by regulation 7(b) of the Regulations, demonstrate that the intended beneficial use of the waste intended to be excluded can be managed in such a manner so as to ensure that it will not result in significant adverse impacts on the environment. The risk assessments and risk management plans can be found at: https://www.environment.gov.za/legislation/gazetted_notices/intentiontoexclude_wastestreaorportion_forbeneficialuse

Members of the public are invited to submit to the Minister, within 30 days from the date of the publication of the notice in the *Gazette*. Written representations or objections can be sent to the following addresses:

By post to: The Director-General

Attention: Mr Anben Pillay

Department of Environmental Affairs

Private Bag X447
PRETORIA
0001

By hand at: Ground Floor (Reception), Environment House, 473 Steve Biko Road, Arcadia,

PRETORIA, 0083

By email: apillay@environment.gov.za

Any enquiries in connection with the notice may be directed to Ms Tanya Faber at 012 399 9110 or Mr Anben Pillay at (012) 399 9827.

A copy of the Government Notice and the Register of all the applications lodged with the Minister can also be accessed at:

https://www.environment.gov.za/legislation/gazetted_notices/intentiontoexclude_wastestreaorportion_forbeneficialuse

Please note that comments received after the closing date may be disregarded.

BARBARA DALLAS CREECY

MINISTER OF ENVIRONMENT, FORESTRY AND FISHERIES

DATE: 12/8/2019

SCHEDULE

APPLICATIONS RECEIVED FOR THE EXCLUSION OF WASTE STREAMS OR A PORTION OF SUCH WASTE STREAMS FROM THE DEFINITION OF WASTE FOR THE PURPOSES OF BENEFICIAL USE

No:	Date received	Facility name	Reference	Waste stream/ portion of waste stream	Beneficial use
1.	16/08/2018	Samancor Chrome Limited - TC Smelters	12/9/11/L18091315401 3/7/Exclusion Application	Slag	 Use as aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilisation material Construction of drainage systems Hydroponic filling material Production of cement
2.	24/08/208	Samancor Chrome Limited – Ferrometals	12/9/11/L18091314501 2/6/N/Exclusion Application	Slag	 Aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilization material

					 Construction of drainage systems Hydroponic filling material Production of cement
3.	24/08/2018	Samancor Chrome Limited - Middleburg Ferrochrome	12/9/11/L18091311524 36/6/Exclusion Application	Slag	 Aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilization material Construction of drainage systems Hydroponic filling material Production of cement
4.	24/08/2018	Samancor Chrome Limited - Tubatse Alloys	12/9/11/L18091131518 0/5/N/Exclusion Application	Slag	 Aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilization material Construction of drainage systems

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					 Hydroponic filling material Production of cement
5.	06/09/2018	Sappi Southern Africa Ltd-Saiccor Mill	12/9/11/L18092017355 1/4/Exclusion Application for Sappi Saiccor Biomass	Biomass	Biofuels Composting
6.	06/09/2018	Sappi Southern Africa Ltd-Saiccor Mill	12/9/11/L18092017415 7/4/Exclusion Application for Sappi Saiccor Ash	Ash	 Road surfacing Block making Brick making Cement production
7.	06/09/2018	Sappi Southern Africa Ltd-Saiccor Mill	12/9/11/L18092111521 48/4/ Exclusion Application for Sappi Saiccor Mill Ash	Gypsum	FertiliserCement production
8.	06/09/2018	Sappi Southern Africa Ltd- Ngodwana Mill	12/9/11/L18092017016 /6/N/Exclusion Application for Sappi Ngodwana Ash	Ash	 Road construction material Brick making Block making Cement production Soil amelioration Landfill capping
9.	06/09/2018	Sappi Southern Africa Ltd- Ngodwana Mill	12/9/11/L18092016545 4/6/N/Exclusion Application for Sappi Ngodwana Biomass	Biomass	BiofuelsComposting
10.	06/09/2018	Sappi Southern Africa Ltd-Lomati Mill	12/9/11/L18092016492 6/6/N/Exclusion Application for Sappi Southern Ltd-Lomati	Biomass	 Compost Animal bedding Particle board manufacture
11.	06/09/2018	Sappi Southern Africa – Lomati Mill	12/9/11/L19021915085 9/6/N/ Exclusion Application for Sappi Southern Ltd- Lomati	Ash	Brick MakingBlock Making
12.	06/09/2018	Sappi Southern Africa Ltd-Tugela Mill	12/9/11/L18092115294 2/4/N/Exclusion Application for Sappi Tugela Mill Biomass	Biomass	FertiliserFuel rods
13.	06/09/2018	Sappi Southern Africa Ltd-Tugela Mill	12/9/11/L18092115251 8/4/N/Exclusion Application for Sappi Tugela Mill Ash	Ash	 Brickmaking Block making Cover material Cement production Paving manufacture

14.	06/09/2018	Sappi Southern Africa Ltd-Stanger Mill	12/9/11/L18092115115 0/4/N/Exclusion Application for Sappi Stanger Mill Ash	Ash	BrickmakingBlock making
15.	06/09/2018	Sappi Southern Africa Ltd-Stanger Mill	12/9/11/L18092115023 9/4/N/Exclusion Application for Sappi Stanger Mill Biomass	Biomass	Soil ameliorant
16.	04/09/2018	Mondi Ltd Merebank	12/9/11/L18092116033 4/4/N/Exclusion Application for Mondi Merebank Ash	Ash	 Brickmaking Block making Production of cement Landfill capping
17.	04/09/2018	Mondi Ltd Merebank	12/9/11/L18092115590 8/4/N/Exclusion Application for Mondi Merebank Gypsum	Gypsum	Soil conditioner Inert products
18.	04/09/2018	Mondi Ltd	12/9/11/L18092116084 7/4/N/Exclusion Application for Mondi Richards Bay Ash	Ash	 Brickmaking Block making Production of cement Landfill capping
19.	04/09/2018	Mondi Ltd	12/9/11/L18092116140 6/4/N/Exclusion Application for Mondi Richards Bay Biomass	Biomass	 Composting Soil conditioner in forests or agricultural plantations Animal bedding
20.	27/08/2018	Merafe Ferrochrome & Mining (Pty) Ltd Boshoek Smelter	12/9/11/L18092016253 7/7/N/Exclusion Application for Merafe Ferrochrome & Mining (Pty) Ltd Boshoek Smelter	Slag	 Use as aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilisation material Construction of drainage systems

			<u> </u>	Hydroponic filling
				material
				Production of cement
21. 18/09/20	Tubatse Ferrochrome	12/9/11/L18092015493 7/5/N/Exclusion Application for Tubatse Ferrochrome	Slag	 Use as aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilisation material Construction of drainage systems
				Hydroponic filling material
				Production of cement
22. 28/08/20	Hemic Ferrochrome	12/9/11/L18091311552 02/7/N/Exclusion Application	Slag	 Aggregates Concrete aggregates Road base and covering and road stabilization Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilization material Construction of drainage systems Hydroponic filling material

					 Production of cement
23.	17/09/2018	Kimberly Clark South Africa (Pty) Ltd	12/9/11/L18092015563 7/3/N/Exclusion Application for Kimberly Clark Springs	Boiler Ash	BrickmakingBlock makingRoad ConstructionCement Production
24.	17/09/2018	Kimberly Clark South Africa (Pty) Ltd	12/9/11/L18092015563 7/3/N/Exclusion Application for Kimberly Clark Springs	Biomass	 Landfill cover material Raw material for biogas plant Brick making Composting Particle board manufacture
25.	22/08/2018	Anglo American Platinum — Rustenburg Platinum Mines Limited (Waterval Smelter)	12/9/11/L19040417105 9/7/N	Slag	 Dust suppression on unsurfaced areas Abrasive for pneumatic air blasting Mining materials Rock support Insulation Thin skin liners Building material Bricks Roofing Walling Castable insulation slabs Castable/ machinable profiles Aggregate in standard building products Light building products Cement foam for thermal or acoustic insulation Thermal insulation Road aggregate, surfacing and underburden Construction fill Backfill Mineral fibres Rock wool
26.	22/08/2018	Anglo American Platinum – Rustenburg Platinum Mines Limited	12/9/11/L18092115423 3/5/N	Slag	 Dust suppression on unsurfaced areas Abrasive for pneumatic air blasting Mining materials Rock support Insulation

Metallurgical Complex) Building material Bricks Roofing Walling Castable insulation slabs Castable / machinable profiles Aggregate in standard building products Light building products Cement foam for thermal or acoustic insulation Thermal insulation Road aggregate, surfacing and underburden Construction fill Backfill Mineral fibres Rock wool Dust suppression on unsurfaced areas Abrasive for pneumatic air blasting Mining material Rock support Insulation Thin skin liners Building material Bricks Rock wool Dust suppression on unsurfaced areas Abrasive for pneumatic air blasting Mining material Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Thin skin liners Building material Bricks Rock support Insulation Themal insulation Rock adagregate, Scastable insulation Rock adagregate, Scantable insulation Rock adagregate, Scantable insulation			 	
Construction fill	27. 22/08/2018	Anglo American Platinum – Rustenburg Platinum Mines Limited (Mortimer	Slag	 Building material Bricks Roofing Walling Castable insulation slabs Castable/ machinable profiles Aggregate in standard building products Light building products Cement foam for thermal or acoustic insulation Thermal insulation Road aggregate, surfacing and underburden Construction fill Backfill Mineral fibres Rock wool Dust suppression on unsurfaced areas Abrasive for pneumatic air blasting Mining materials Rock support Insulation Thin skin liners Building material Bricks Roofing Walling Castable insulation slabs Castable/ machinable profiles Aggregate in standard building products Light building products Light building products Cement foam for thermal or acoustic insulation Thermal insulation Thermal insulation Road aggregate, surfacing and underburden

					 Rock wool
28.	13/09/2018	Mpact Operations (Pty) Ltd Paper Springs Mill	12/9/11/L18092609530 9/3/N/Exclusion Application for Mpact Operations (Pty) Ltd Paper Springs Mill	Boiler Ash	Brick manufacture
29.	04/09/2018	Mpact Operations (Pty) Ltd Felixton Mill	12/9/11/L18092115490 8/4/N/Exclusion Application for Mpact Operation Felixton Boiler Ash	Boiler ash	 Landfill cover material Block making
30.	06/09/2018	Mpact Operations (Pty) Ltd Corrugated, Epping	12/9/11/L18092016412 1/9/Exclusion Application for Mpact Operation Epping	Ash	Landfill cover material
31.	20/09/2018	Mpact Piet Retief	12/9/11/L18101518160 5/6/N	Ash	Landfill cover material Brick making
32.	18/09/2018	Sasol South Africa (Ltd)	12/9/11/L18092016032 0/6/N/Exclusion Application for Sasol Secunda	Fresh and weathered fine Ash	 Brickmaking Block making Production of cement Road construction Foundations Backfill in mine workings Landfill capping Inorganic fertilizer Soil ameliorant and conditioner Bulking agent for composting Aggregate production
33.	18/09/2018	Sasol South Africa (Ltd)	12/9/11/L18092016032 0/6/N/Exclusion Application for Sasol Secunda	Fresh and weathered coarse ash	Brickmaking Block making Production of cement Road construction Foundations Backfill in mine workings Landfill capping Inorganic fertilizer Soil ameliorant and conditioner Bulking agent for composting Aggregate production

GOVERNMENT GAZETTE, 16 AUGUST 2019

34.	18/09/2018	Sasol South Africa (Ltd)	12/9/11/181015180501 /2/N/Exclusion Application for Sasol Sasolburg Operations Ash	Weathered coarse ash	 Brickmaking Block making Production of cement Road construction Foundations Backfill in mine workings Landfill capping Inorganic fertilizer Soil ameliorant and conditioner Bulking agent for composting
35.	26/09/2018	Sasol South Africa	12/9/11/181015180501 /2/N/Exclusion Application for Sasol Sasolburg Operations Ash	Fresh and weathered fine ash	 Brickmaking Block making Production of cement Road construction Foundations Backfill in mine workings Landfill capping Inorganic fertilizer Soil ameliorant and conditioner Bulking agent for composting
36.	27/08/2018	Glencore Operation South Africa (Pty) Ltd	12/9/11/L18092016181 2/7/N/Exclusion Application for Glencore Wonderkop Smelter	slag	 Use as aggregates Concrete aggregates Road base and covering and road stabilisation Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilisation material Construction of drainage systems Hydroponic filling material Production of cement

37.	27/08/2018	Glencore Operation South Africa (Pty) Ltd	12/9/11/L18092016103 8/7/N/Exclusion Application for Glencore Rustenburg Smelter	Slag	 Use as aggregates Concrete aggregates Road base and covering and road stabilisation Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite
					sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilisation material Construction of drainage systems Hydroponic filling material Production of cement
38.	27/08/2018	Glencore Operation South Africa (Pty) Ltd	12/9/11/L19041805101 /5 /Exclusion Application for Glencore Lion Smelter	Slag	 Use as aggregates Concrete aggregates Road base and covering and road stabilisation Asphaltic concrete and other bituminous mixtures Construction fill Concrete products Plaster and granite sands Railroad ballast Roofing granules Filtration media Pipe filling material Backfilling Dam construction and stabilisation material Construction of drainage systems Hydroponic filling material Production of cement

39.	27/08/2018	Glencore	12/9/11/L19041810471	Slag	Use as aggregates
		Operation South	4/6/ Exclusion		 Concrete aggregates
		Africa (Pty) Ltd	Application for		 Road base and covering
			Glencore Lydenburg		and road stabilisation
			Smelter		Asphaltic concrete and
					other bituminous
					mixtures
					Construction fill
					Concrete products
					Plaster and granite
					sands Railroad ballast
					Roofing granules Filtration media
					Pipe filling materialBackfilling
					Dam construction and
					stabilisation material
					Construction of drainage
					systems
					 Hydroponic filling
					material
					Production of cement
40.	08/10/2018	Eskom 17 Sites	12/9/11/L18110719295	Weathered ash	 Cement, bricks and
		A 4 DO	2/3/Exclusion	(Pulverised fly	block making
		Arnot PS Comdon	Application for ESKOM HOLDINGS	ash, coarse ash/bottom	Geopolymers Filler and line stiers
		CamdenPS	SOC LTD (17 Sites)	ash, clinker	Filler applicationsZeolites Production
		Duvha PS	(11 01.00)	ash and run of	Metal and mineral
		Grootvlei		station ash)	extraction
		PS			Mineral fibre production
		Hendrina			Road Construction
		PS			Mine backfilling
		Kendal			Treatment of acid mine
		PS			drainage
		Komati			Soil amelioration
		PS	i		
		Kriel PS			
		Lethabo			
		PS Maiuba			
		MajubaPS			
		Matla PS			
	i	Tutuka			
		PS			
		 Medupi 			
		PS			
		Kusile PS			

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41.	08/10/2018	Matimba PS Kimberly BVV Clinker Dump Witbank Clinker Dump Eskom 17 Sites Amot PS Camden PS Duvha PS Grootvlei PS Hendrina PS Kendal PS Komati PS Kriel PS Lethabo PS Majuba PS Matla PS Tutuka PS Medupi PS Kusile PS	12/9/11/L18110719295 2/3/Exclusion Application for ESKOM HOLDINGS SOC LTD (17 Sites)	Fresh and weathered ash (Pulverised fly ash, coarse ash/bottom ash, Run of station ash)	Mine Backfilling and treatment of mine drainage
		Matla PSTutukaPSMedupiPS			
		MatimbaPSKimberlyBVVClinkerDump			
į		WitbankClinkerDump			
42.	08/10/2018	Eskom 17 Sites Arnot PS Camden PS Duvha PS	12/9/11/L18110719295 2/3/Exclusion Application for ESKOM HOLDINGS SOC LTD (17 Sites)	Fresh (Non weathered) ash (Pulverised fly ash, Coarse ash/bottom	Soil ameliorantRoad construction

		Grootvlei PS Hendrina PS Kendal PS Komati PS Kriel PS Lethabo PS Majuba PS Matla PS Tutuka PS Medupi PS Kusile PS Matimba PS Kimberly BVV Clinker Dump Witbank Clinker		ash, run of station ash)	
4	3. 08/10/2018	Dump Eskom 17 Sites Arnot PS Camden PS Duvha PS Grootvlei PS Hendrina PS Kendal PS Komati PS Kriel PS Lethabo PS Majuba PS Matla PS	12/9/11/L18110719295 2/3/Exclusion Application for ESKOM HOLDINGS SOC LTD (17 Sites)	Flue gas Desulphurisati on gypsum, Run of station ash	 Manufacture of wallboards Cement Plaster of paris Soil conditioning Hardening retarder in Portland cement

		 Tutuka PS Medupi PS Kusile PS Matimba PS Kimberly BVV Clinker Dump Witbank Clinker Dump 			
44.	08/10/2018	Eskom 17 Sites Arnot PS Camden PS Duvha PS Grootvlei PS Hendrina PS Kendal PS Komati PS Kriel PS Lethabo PS Majuba PS Matla PS Matla PS Medupi PS Kusile PS Kusile PS Kimberly BVV Clinker Dump Witbank Clinker Dump	12/9/11/L18110719295 2/3/Exclusion Application for ESKOM HOLDINGS SOC LTD (17 Sites)	Fresh (non-weathered) ash (Pulverised fly ash, Course ash/ bottom ash, Clinker ash, Run of station ash, Cenospheres	 Cement, brick and block making Geopolymers Filler Applications Zeolites production Metal and Mineral extraction Mineral fibre production

45.	08/10/2018	Silicon Smelters (Pty) Ltd-Rand Carbide	12/9/11/L18110718393 0/6/Exclusion Application for Silicon Smelters (Pty) Ltd- Rand Carbide	Silica Aggregates'	 Construction of berm Construction of soccer field for school Material will be sold as aggregate of different sizes to the building industries
46.	12/02/2019	Phalaborwa copper refinery boilers	12/9/11/L19022208392 1/5/N	Coal ash	 Brick making Road filling Intermediate landfill capping
47.	12/02/2019	Phalaborwa copper dolerite rock	12/9/11/L19022208475 3/5/N	Dolerite rock	 Concrete batching Road building Crush stone/aggregate
48.	07/03/2019	Assmang Cato Ridge	12/9/11/L19022214472 7/4/N	Slag	Brick making Production of concrete and blocks Aggregate in block making
49.	12/11/2018	Transalloys	12/9/11/L18112915013 7/6	Slag	 Concrete aggregates Brick making Dust suppression on unsurfaced areas Erosion control and rehabilitation Aggregate for build environment Use in cement production and extensions Filling material Road construction