



# Centre for Environmental Rights

## Advancing Environmental Rights in South Africa

TO:

**The Honourable Minister Dr. Dion George**

Minister of Forestry, Fisheries and Environmental Affairs Directed to: Directorate Appeals and Legal Review

Department of Forestry, Fisheries, and the Environment By Email: [appeals@dffe.gov.za](mailto:appeals@dffe.gov.za)

[appealsdirectorate@environment.gov.za](mailto:appealsdirectorate@environment.gov.za), [mdamase@environment.gov.za](mailto:mdamase@environment.gov.za), [appeals@dffe.gov.za](mailto:appeals@dffe.gov.za)

**COPIED TO:**

**Dr Tshepo Mokoka**

Acting Chief Executive Officer Petroleum Agency of South Africa

By e-mail: [EAppeals@petroleumagency.co.za](mailto:EAppeals@petroleumagency.co.za)

**Mr. Pieter Alberts**

Director Legal Services

Department of Mineral Resources and Energy

By e-mail: [Pieter.Alberts@dmre.gov.za](mailto:Pieter.Alberts@dmre.gov.za) [Rudessa.Harris@dmre.gov.za](mailto:Rudessa.Harris@dmre.gov.za)

**AND**

**Mr. R. Bulder**

Afro Energy (Pty) Ltd

by email: [rbulder@kinetiko.com.au](mailto:rbulder@kinetiko.com.au)

Your ref: 12/3/383

Our ref: TM/PL

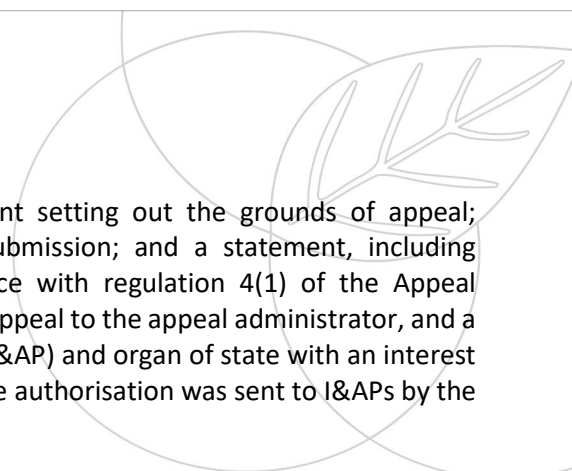
Date: 28 July 2025

Dear Honourable Minister Dr. Dion George

**APPEAL IN TERMS OF SECTION 43(1A) OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 AGAINST THE ENVIRONMENTAL AUTHORISATION GRANTED TO AFRO ENERGY (PTY) LTD ON 23 JUNE 2025 – [REFERENCE NO: 12/4/007]**

1. We address you as the Centre for Environmental Rights 1 and on behalf of FSEJN, the Appellants in this matter, and refer to the above decision (Reference No: 12/3/383).
2. This is an appeal to the Honourable Minister of Forestry, Fisheries, and the Environment, directed to the Director: Appeals and Legal Review at the Department of Forestry, Fisheries, and the Environment ("DFFE"), to set aside the decision of the Director-General: Department of Mineral Resources and Energy (DMRE) dated 23 June 2025 that granted an Environmental Authorisation (EA) to Afro Energy (Pty) Ltd.
3. In terms of regulation 4(3) of the National Environmental Management National Appeal Regulations, 2014 ("the Appeal Regulations"), an appeal submission must be submitted in writing in the form obtainable from the

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Tel +27 21 447 1647 (Cape Town)  
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appeal administrator, and must be accompanied by – a statement setting out the grounds of appeal; supporting documentation which is referred to in the appeal submission; and a statement, including supporting documentation by the appellant to confirm compliance with regulation 4(1) of the Appeal Regulations – which is the requirement that an appellant submit an appeal to the appeal administrator, and a copy to the applicant, any registered interested and affected party (I&AP) and organ of state with an interest in the matter within 20 days from the date that the notification of the authorisation was sent to I&APs by the applicant.

4. The appellant received notification of a decision by email on 07 July 2025.
5. We confirm that this Appeal is submitted within the prescribed 20-day timeframe in regulation 4(1)(a) of the Appeal Regulations.
6. We enclose and hereby submit the following:
  - 6.1. Detailed appeal submissions marked Annexure A;
  - 6.3. Appeal response report form containing the grounds of appeal; and
  - 6.4. Appeal questionnaire.
7. In compliance with regulation 4(2) of the Appeal Regulations read with regulation 4(1), we hereby confirm that:
  - 7.1. This cover letter, with the attached Grounds of Appeal is copied – and will be sent simultaneously – to the Director-General: Director-General: Department of Mineral Resources and Energy (the First Respondent), to Acting Chief Executive Officer, Petroleum Agency of South Africa (the Second Respondent) and to Afro Energy (Pty) Ltd (the Third Respondent); within the prescribed 20-day timeframe; and
  - 7.2. We are not in possession and are unable to get the contact details of I&APs and organs of state with an interest in the matter and hereby request that Afro Energy (Pty) and/or the EAP to forward the appeal to the relevant I&APs and organs of state or provide us with their contact information.
  - 7.3. The appellant has complied with regulation 4(1) of the Appeal Regulations insofar as is possible in the circumstances.
8. Kindly confirm receipt of this letter and our client's appeal. Should you have any queries in relation to this appeal, or require any additional information, please let us know.
9. Kindly also keep us updated on the progress of this appeal.

Yours faithfully

**CENTRE FOR ENVIRONMENTAL RIGHTS**

per:



**Paul Wani Lado**  
**Attorney**

Direct email: [plado@cer.org.za](mailto:plado@cer.org.za)

