

AMENDMENT TO THE LICENCE CONDITIONS

Invitation to comment and attend public hearings on applications by licensees to amend the licence conditions for the operation of petroleum facilities

The National Energy Regulator (the Energy Regulator) is a regulatory authority established as a juristic person in terms of section 3 of the National Energy Regulator Act, 2004 (Act No. 40 of 2004). The Energy Regulator's mandate is to regulate the electricity, piped-gas and petroleum pipelines industries in terms of the Electricity Regulation Act, 2006 (Act No. 4 of 2006), Gas Act, 2001 (Act No. 48 of 2001) and Petroleum Pipelines Act, 2003 (Act No. 60 of 2003).

The Energy Regulator has received the following applications for the amendment to the licence conditions issued to operate petroleum facilities:

Licensee Name	Description	Licence Number
BP Southern Africa (Pty) Ltd and Sasol Oil (Pty) Ltd	Application for the second amendment to the conditions of a licence issued for the operation of a petroleum storage facility in Waitloo, Gauteng.	PPL.sf.F3/129/2013
Chevron South Africa (Pty) Ltd and Total South Africa (Pty) Ltd	Application for the second amendment to the conditions of a licence issued for the operation of a petroleum storage facility in Kroonstad, Free State.	PPL.sf.F3/30/1/2006
Chevron South Africa (Pty) Ltd, Engen Petroleum Ltd and Total South Africa (Pty) Ltd	Application for the first amendment to the conditions of a licence issued for the operation of a petroleum storage facility in Port Elizabeth, Eastern Cape.	PPL.sf.F3/34/2006
Vopak Durban Terminal (Pty) Ltd	Application for the fourth amendment to the conditions of a licence issued for the operation of a petroleum storage facility in Farewell and King Sites, Durban, KwaZulu-Natal.	PPL.sf.F3/81/1/2006

These applications are available on the Energy Regulator website at <http://www.nersa.org.za> under "Notices/Invitation to comment". The licence conditions issued are also available at <http://www.nersa.org.za> under "Licences".

Stakeholders and members of the public are invited to comment on the applications in writing. Requests for the confidential treatment of information contained in the comments submitted must be made in accordance with rule 4 of the Petroleum Pipelines Act Rules, 2014 (GN R. 1140 in GG 38308 of 12 December 2014) (the Rules). The Rules are also available on the Energy Regulator website at <http://www.nersa.org.za> under "Petroleum Pipelines/Legislation".

Written comments must be sent to the Energy Regulator for the attention of Mr Martin Untiedt at:

Post: Petroleum Licensing, Compliance and Dispute Resolution
The National Energy Regulator

PO Box 40343
Arcadia
Pretoria, 0007

Email: pipelines@nersa.org.za

Fax: 012 401 4700

Closing date for comments: 2 October 2017

Stakeholders and members of the public are also invited to attend public hearings on the above mentioned applications scheduled as follows:

Date: 5 October 2017
Venue: Kulawula House
526 Madiba Street
Arcadia, Pretoria
Time: 10h00

Members of the public and stakeholders wishing to attend or present their view at the public hearings must submit their requests by **28 September 2017** to Ms Fay Ncube at:

Tel No: 012 401 4789
Fax No: 012 401 4700
E-mail: publichearing@nersa.org.za

Note:

The public hearing into a specific application will not take place if no party has registered to make representation to the Energy Regulator with regards to that specific application. Persons that have registered to attend will be notified and a notice of cancellation will be published on the Energy Regulator website.

FORM E

**Application for an amendment of a licence in terms of section 23 of the
Petroleum Pipelines Act, 2003 (Act No. 60 of 2003)**

INSTRUCTIONS

1. Before completing this form, you are advised to read the following documents:
(a) the Petroleum Pipelines Act, 2003 (Act No. 60 Of 2003) and its Regulations;
and
(b) the Rules made in terms of the Petroleum Pipelines Act, specifically rule
2. Please note that this form has five sections (A, B, C, D & E). An applicant must provide all information and supporting documentation required. Incomplete applications will not be accepted.
3. The completed form with supporting documentation must be delivered to the Energy Regulator:
(a) by registered mail to: P O Box 40343, Arcadia 0007; or
(b) by hand at: Kulawula House. 526 Madiba Street, Arcadia, Pretoria; or
(c) electronically to pipelines@nersa.org.za; or
(d) by fax to 012 401 4700
4. If you want to request the confidential treatment of certain information in your application, you must do so in accordance with Rule 4 of the Rules made in terms of the Petroleum Pipelines Act.

Enquiries:

Contact:	Executive Manager: Petroleum Pipelines Regulation
Contact No:	(012) 401 4600
Fax No.:	(012) 401 4700

Official Use Only

Date received _____
Reference number _____

SECTION A: CATEGORY OF THE APPLICANT

1. Indicate if you are the licence holder or a party affected by the licence by ticking the appropriate box below:

I am the licence holder

I am a party affected by the licence

SECTION B: DETAILS OF THE APPLICANT

2. Full registered name of the applicant
BP Southern Africa (Pty) Ltd
Sasol Oil (Pty) Ltd
3. Trading name of the applicant (if different from the registered name)
N/A
4. Registration number of company (if applicable)
BP – 1924/002602/07 / Sasol – 1981/007622/07
5. Name of mandated representative (if applicable). Attach documentary proof of mandate given to representative **Sirraaj Jacobs**
6. Physical address
10 Junction Avenue, Parktown, Johannesburg, 2193.
7. Postal address
10 Junction Avenue, Parktown, Johannesburg, 2193.
8. Telephone number **+27 87 354 4120**
9. Fax Number **N/A**
10. Email address: **sirraaj.jacobs@za.bp.com**
11. Details of mandated representative, including:
 - (a) Designation: **Senior Regulatory Analyst**
 - (b) family name: **Jacobs**
 - (c) first name: **Sirraaj**
 - (d) telephone number: **+2787 354 4120**
 - (e) fax number : **N/A**
 - (f) email address: **Sirraaj.jacobs@za.bp.com**

SECTION C: DETAILS OF THE LICENCE

12. Name of licensee

BP Southern Africa (Pty) Ltd

Sasol Oil (Pty) Ltd

13. Type of licence or licensed activity to which this application is applicable

Petroleum Storage Operating Licence

14. Location of the facility

Cnr. Petroleum and Haak Street, Waltloo, Pretoria, Gauteng

15. State the licence number (if known)

PPL.sf.F3/129/2013

SECTION D: DETAILS OF THE APPLICATION

16. Clearly indicate the amendments that you seek. Please indicate each amendment sought separately and provide details thereof. If the amendment is to a particular condition, cite the condition. (Add additional page(s), if necessary).

Chapter 2 Sub-section 9.2: BPSA and Sasol seek to amend the operating licence in order for it to reflect the near completed construction of a 10 million litre tank. This tank will meet the required standards to accommodate both diesel and petrol. The fit for purpose certification will be submitted on completion of the project.

Refer Construction Licence: PPL.sf.F1/109/2011/AM1

17. Provide detailed reasons and motivation for each of the amendments sought in 16 above (add additional page(s), if necessary).

Refer Construction Licence: PPL.sf.F1/109/2011/AM1

Construction near completion: *Refer updated progress reports.*

18. Substantiate your reasons and motivation in 17 above by submitting documentary proof of your claims.

Refer Construction Licence: PPL.sf.F1/109/2011/AM1

Construction near completion: *Refer updated progress reports.*

19. Where the amendment sought is an amendment to an existing tariff, information listed in rules 12(7) and 12(8) must also be provided.

N/A

SECTION E: SOLEMN DECLARATION BY APPLICANT OR MANDATED REPRESENTATIVE

I **Sirraaj Jacobs** Identity Number [REDACTED] hereby declare that:


- (a) I am authorised by **BP Southern Africa (Pty) Ltd and Sasol Oil (Pty) Ltd** to make this declaration; and
- (b) all information provided herein is within my personal knowledge and is both true and correct.

Signed at **BP Parktown Office** on this **19th** day of **June 2017**.


.....
Signature

I certify that the deponent:

- (a) has acknowledged that she/he knows and understands the contents of this application form and its annexures, that she/he has no objection to taking the prescribed oath and that she/he considers the oath binding on her/his conscience; and
- (b) has in the prescribed manner sworn that the contents of this application form and its annexures are true and signed same before me at **BP Parktown Offices** on this **19th** day of **June 2017**.


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COMMISSIONER OF OATHS

Name: **COMMISSIONER OF OATHS**
Douglas Conrad Klein
Address: **CA (SA)**
SAICA No: 03168301
Capacity: **Commissioner of Oaths (RSA)**
BP Waterfront
Portwood Ridge, Dock Road
V & A Waterfront
8002