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

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File Reference: 12/9/11/L220527103050/3/R

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LICENCE NUMBER : 12/9/11/L220527103050/3/R
SECTOR : RECYCLING AND RECOVERY OF HAZARDOUS WASTE
WASTE MANAGEMENT FACILITY : UNIVERSAL OIL SOLUTIONS WASTE MANAGEMENT FACILITY
LOCATION : 20 DENINE ROAD, VULCANIA BRAKPAN WITHIN EKURHULENI METROPOLITAN MUNICIPALITY, GAUTENG PROVINCE
LICENCE HOLDER ADDRESS : UNIVERSAL OIL SOLUTIONS
P.O. BOX 10260,
DALEVIEW,
1544
CONTACT PERSON : PIERE COETZER
CONTACT DETAILS : [TEL:083 281 3243](tel:0832813243)
E-MAIL : pierre@icon.co.za / admin@unioilsol.co.za

WASTE MANAGEMENT LICENCE IN TERMS OF SECTION 53 OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008 (ACT NO. 59 OF 2008)

In terms of 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 **UNIVERSAL OIL SOLUTIONS** a Waste Management Licence for the following waste management activities as listed in Category B of Government Notice No 332 of 02 May 2014:

Category B

(2) "The reuse and recycling of hazardous waste in excess of 1 ton per day, excluding reuse or recycling that takes place as an integral part of an internal manufacturing process within the same premises".



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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.

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(3) "The recovery of waste including the refining, utilization, or co-processing of the waste at a facility that processes in excess of 100 tons of general waste per day or in excess of 1 ton of hazardous waste per day, excluding recovery that takes place as an integral part of an internal manufacturing process within the same premises".

In the Licence, "Director" means the Director: Licencing of the National Department of Forestry, Fisheries and the Environment, who may be contacted at the address below:

Director: Licensing
Department of Forestry, Fisheries and the Environment
Private Bag X 447
PRETORIA
0001

1. SITE DETAILS

1.1. LOCATION

1.1.1 This Licence authorises the reuse, recycling and recovery of hazardous waste at portion 0 of Erf 19 and portion 0 of Erf 20, Vulcania JR, Brakpan within Ekurhuleni Metropolitan Municipality in Gauteng 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 of corners	Latitude	Longitude
1	26° 15' 0.70"	28° 21' 54.17"
2	26° 15' 0.21"	28° 21' 54.82"
3	26° 14' 59.80"	28° 21' 55.53"
4	26° 15' 0.34"	28° 21' 55.96"

1.2 DOCUMENTS CONSIDERED

1.2.1 Existing Waste Management Licence 12/9/11/L65928/3 dated 26 September 2017.

1.2.2 External audit report dated 27 August 2021.

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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 Weather-proof, 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 These 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.

MANAGEMENT

2.1 GENERAL MANAGEMENT

- 2.1.1 The activity must be managed and operated:
- a) In accordance with a documented Environmental Management Programme (EMPr), that *inter alia*, identifies and minimises the risks of pollution, including those arising from operations, maintenance, accidents, incidents and non-conformance as well as those drawn to the attention of the Licence Holder as a results of complaints;
 - b) In accordance with conditions of this Licence and any written instruction by the Director; and;
 - c) By an adequate, competent staff complement.
- 2.1.2 Any person having duties that are or may be affected by this Licence must have convenient access to a copy 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 on any website deemed fit 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 WMCO must:



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- (a) The WMCO must report any non-compliance with any Licence conditions or requirements or provisions of NEM: WA to the Director.

2.2.2 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 emergency incident and major incident. The plan must, amongst others include measures to address:

- a) Power failure;
- b) Equipment malfunction;
- c) Site fires;
- d) Spillage (on site);
- e) Industrial Actions;
- 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 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, may be used for reuse or recycling and recovery of used engine oil to produce a refined substance that can be used as diesel replacement fuel in industrial processes.

4. FURTHER CONSTRUCTION OF THE FACILITY

4.1 Further construction of the site must be according to the engineering drawing (site plan) that is approved by the registered professional 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 recycling and recovery areas must be 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, drainage and containment system capable of collecting all contaminated runoff water arising from the site.



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5. GENERAL IMPACT MANAGEMENT AND OPERATION

5.1 IMPACT MANAGEMENT

- 5.1.1 Waste which is not permissible on Site must be dealt with according to relevant legislation or the Department's policies and practices.
- 5.1.2 The Licence Holder must prevent spillages. Where they happen nonetheless, the Licence Holder must ensure the effective and safe cleaning of such spillage in accordance with the emergency preparedness plan.
- 5.1.3 The activity must ensure that waste that cannot be recycled on Site is transferred to waste facility licensed to accept such waste.
- 5.1.4 The Licence Holder must ensure that a system is in place to record and investigate complaints and incidents concerning the activities on site.
- 5.1.5 The Licence Holder must ensure that contaminated storm water is not discharged to a water source, or to a land where it could cause pollution. Contaminated storm water must be contained and disposed of in terms of the relevant legislation.
- 5.1.6 The Licence Holder must prevent the occurrence of nuisance conditions or health hazards.
- 5.1.7 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 risk involved. Records of training and verification of competence must be kept by the Licence Holder.

5.2 OPERATION

- 5.2.1 The Licence Holder must take all reasonable steps to ensure that the integrity of the waterproof base and infrastructure are routinely monitored, and corrective action must be taken before containment integrity is breached.

6. INVESTIGATIONS

- 6.1 If, in the opinion of the Director, environmental pollution, nuisances or health risks may be occurring or are occurring on the Site, the Licence Holder must initiate an investigation into the cause of the problem or suspected problem.



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6.2 Should the investigation carried out as per conditions 6.1 above reveal any unacceptable levels of pollution, the Licence Holder must submit mitigation measures to the satisfaction of the Director.

7 RECORDS

7.1 The Licence Holder must keep records and update all the information referred to in Annexure I and submit this information to the Director on an annual basis.

7.2 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 subsequent amendments remain legible and are easily retrievable; and
- (d) Be retained in accordance with documented procedures.

7.3 Records demonstrating compliance with condition 2.1.1 must be maintained for five years.

8. REPORTING

8.1 The Licence Holder must, within 24 hours, notify the Director of the occurrence or detection of any incident on 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, if specified by the Director, from the occurrence detection of any incident referred to in condition 9.1, 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 –

- a) Correct the impact resulting from the incident
- b) Prevent the incident from causing any further impact; and
- c) Prevent a recurrence of 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 referred to in condition 9.1, 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 Licence Holder must keep an incident and complaints register, which must be attached to the external audit report, as well as the Department and DWS for audit purposes.



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- 8.5 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.
- 8.6 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 Licence Holder has become a subsidiary; and
 - Steps taken with a view to the Licence Holder, or anyone of them, going into bankruptcy, entering into arrangement with creditors, or, in the case of them being in a partnership, dissolving the partnership.
- 8.7 The Licence Holder must register with the Gauteng Waste Information System and report as per the requirement of the Waste Information Regulations which can be accessed on www.gwis.gov.za.

9. AUDITING

9.1 INTERNAL AUDITS

- 9.1.1 Internal audits must be conducted biannually 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.

9.2 EXTERNAL AUDITS

- 9.2.1 The Licence Holder must appoint an independent external auditor to audit the site annually 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 9.2.3 below.

9.2.2 The audit report must:

- Specifically state whether conditions of this licence are adhered to;
- Include an interpretation of all available data and test results regarding the operation of the site and all its impacts on the environment;
- Specify target dates for the implementation of the recommendations by the Licence Holder to achieve compliance;
- Contain recommendations regarding non-compliance or potential non-compliance and must specify target dates for the implementation of the recommendations by the Licence



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Holder and whether corrective action taken for the previous audit non conformities was adequate; and

- 9.2.3 The Licence Holder must submit an action plan together with the external audit report providing details and targets dates of corrective actions to be taken to address any non-compliance identified in the external audit report.
- 9.2.4 Each external audit report referred to in condition 9.2.1 above must be submitted to the Director within 30 days from the date on which the external auditor finalised the audit report.

9.3 DEPARTMENTAL AUDIT AND INSPECTIONS

- 9.3.1 The Department reserves the right to audit and/or inspect the Site without prior notification at any time and at such frequency as may be determined by the Department.
- 9.3.2 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.

10 LEASING AND ALIENATION OF THE SITE

- 10.1 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.
- 10.2 Should the approval be granted; the subsequent Licence Holder shall remain liable for compliance with all licence conditions.

11 TRANSFER OF WASTE MANAGEMENT LICENCE

- 11.1 Should the Licence Holder want to transfer the Licence, he/she must apply in terms of Section 52 of National Environmental Management: Waste Act, 2008 (Act No 59 Of 2008).
- 11.2 Any subsequent Licence Holder shall be bound by conditions of the Licence.

12. GENERAL

- 12.1 Should the Licence Holder be notified by the Minister in writing of a suspension of the Licence pending any appeals decision, you may not commence with the activities licenced by the Minister.
- 12.2 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 Department.

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The notice must include a date on which it is anticipated that the activity will commence.

- 12.3 This Licence shall not be transferable unless such transfer is subject to condition 11.1.
- 12.4 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.
- 12.5 Transgression of any condition of this Licence could result in the Licence being withdrawn by the Department.
- 12.6 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.
- 12.7 In terms of section 28 and 30 of the NEMA and section 19 and 20 of the National Water Act No.36 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.
- 12.8 This Licence is valid for a period of ten (10) years and shall be reviewed every five (5) years from the date of issue or at any time before or after that date. The Authorities shall initiate the review of this WML. 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.

13. APPEAL OF LICENCE

- 13.1 The licence holder must notify every registered interested and affected party, in writing and within twelve (12) days of receiving the Department's decision.
- 13.2 The notification referred to in 13.1. must –
- 13.3 Specify the date on which the Licence was issued;
- 13.4 Inform the registered interested and affected party of the appeal procedure provided for in Chapter 2 of GN No. R 993 of 04 December 2014 in terms of National Environmental Management Act, 1998, as amended (see Annexure II);



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- 13.5 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 04 December 2014 in terms of NEMA 1998, as amended, from the date of this licence, with: The Minister, Department of Environmental Affairs, Private Bag X 447, PRETORIA, 0001, Tel No. 012 399 9356, Email: AppealsDirectorate@environment.gov.za

**MS MISHALLE GOVENDER
CHIEF DIRECTOR: HAZARDOUS WASTE MANAGEMENT AND LICENSING**

DATE: 23/06/2022



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ANNEXURE I

INFORMATION WHICH SHALL BE SUBMITTED ON AN ANNUAL BASIS (CONDITION 7.1)

* = Indicate with an X. Please print legibly

NAME OF SITE: _____ DATE OF REPORT: _____ (y/m/d)

1. Registered owner(s) of property on which the waste management facility is situated is situated:

Name	Telephone	
Postal Address	Fax	
	Postal Code	

2. Operator in control of the waste management facility

Name	Telephone	
Identity number	Tel. After hours	
Educational Qualifications		
Other Relevant competencies:		

3. Indicate the type of waste and approximate quantities of waste disposed on Site

Type of waste (Specify)	Quantity (m ³ annum ⁻¹)	Source
TOTAL		

4. Indicate the type of waste and approximate quantities of waste transferred for treatment and/or disposal during the year:

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Type of waste	Quantity (m ³ annum ⁻¹)	Reused or Disposed
TOTAL		

I, the undersigned, declare that the information stated above below is to my knowledge a true reflection of the status at _____ facility, date _____ (d/m/y).

Signature: _____

Name: _____

Capacity: _____

Place: _____



ANNEXURE II

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.



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Appendix A

APPEAL QUESTIONNAIRE

An electronic copy of this questionnaire may be obtained from:

Telephone: 012 399 9356 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 Forestry and Fisheries, 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:

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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.*
- *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:



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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:

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

Yes	No
-----	----

Please provide reasons:

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



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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: