



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

Private Bag X 6093, Kimberley, 8300, 65 Phakamile Mabija Street, 1st Floor Permanent Building, Kimberley, 8301
Tel: 053 807 1713 Fax: 053 832 5671 Email: Boitumelo.Jackals@dmr.gov.za, Ref: NC 30/5/1/1/2/11736 PR

From: Mineral Regulation Enquiries: B Jackals

Per Registered Mail

Simon Collin Thabo Makweya
26A Heerengracht Street
Royaldene
Kimberley
8301

Fax: 086 690 4778

Dear Sir/Madam

APPLICATION FOR PROSPECTING RIGHT IN TERMS OF SECTION 16 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT 28 OF 2002 AS AMENDED BY SECTION 12 OF ACT 49 OF 2008 AND ENVIRONMENTAL AUTHORIZATION IN TERMS OF NATIONAL ENVIRONMENTAL MANAGEMENT ACT, ACT 107 OF 1998 AS AMENDED: THE REMAINDER OF THE FARM ALEXANDERS FONTEIN NO. 123, WITHIN THE ADMINISTRATIVE DISTRICT OF KIMBERLEY.

1. This is to inform you that your application for a prospecting right in terms of section 16 of the Minerals and Petroleum Resources Development Act, 2002 (Act 28 of 2002) ("Act") as amended and the Environmental Authorization in line with NEMA Regulations for **diamonds (General, Alluvial and In-Kimberlite)** has been accepted.
2. In terms of section 12 (d) of the Act, you are directed to comply with the following instructions:
 - a. Upload on to **SAMRAD** system and **Submit** the relevant environmental reports required in terms of chapter 5 read with Regulation 19(1) of the National Environment Management Act, 1998 on or before **26 February 2016**.
 - b. Notify and consult with the landowner, lawful occupier and any interested and affected party and include the result of the consultation

in the environmental reports in line with Regulation 41(2) read with Section 24J of National Environment Management Act, 1998.

- c. Lodge an application in terms of National Water Act No 36 of 1998 with the Department of Water Affairs with immediate effect.
3. Be advised that the Minister may having regard to the type of mineral concerned and the extent of the proposed prospecting project, direct the applicant to give effect to the objects of the section 2(d) of the Act. In order to comply with section 2(d) read together with 17(4) **you are thus directed** to submit the following documents within 60 days from the date of this letter, i.e. on or before the **16 January 2016**.
- a. Duly signed shareholders agreements with your empowerment partner in which provision **shall** be made for entrepreneurs, local community and employees,
 - b. Share certificates,
 - c. Details relating to the equity by the BEE shareholders,
 - d. Any other agreement relating to the BEE shareholding including the voting pool agreement where applicable,
 - e. Articles and memorandum of association of the company,
4. Further note that the acceptance of your application does not grant you the right to commence with prospecting activities. It only signify that your application will be processed, evaluated and the Minister or his delegate will make a decision within 160 days from the acceptance of your application.

Yours faithfully

AKFB
SK Makweya
**REGIONAL MANAGER:
MINERAL REGULATION
NORTHERN CAPE REGION
DATE: 19/10/2015**