



Jones & Wagener

Engineering & Environmental Consultants

59 Bevan Road PO Box 1434 Rivonia 2128 South Africa
tel: 0027 11 519 0200 www.jaws.co.za email: post@jaws.co.za

BHP Billiton Energy Coal SA (Pty) Ltd
PO Box 61075
Marshalltown
Johannesburg
2107

12 February 2014

Our Ref: **C053**
Your Ref:

C053_00_Revb_gcjhgclandownerNotification_BECSA_2
0140211

Attention: Ms Sonja Steyn

Dear Madam

LANDOWNER NOTIFICATION – PROPOSED PILLAR MINING PROJECT AT THE ATCOM EAST SECTION OF THE IMPUNZI COMPLEX, MPUMALANGA PROVINCE

1. BACKGROUND INFORMATION

Glencore South Africa (Pty) Ltd iMpunzi Complex is located 23km south east of eMalahleni in the Mpumalanga Province, near the towns of Ogies and Kriel. The Complex consists of four (4) sections, namely: Arthur Taylor Colliery (ATC), Phoenix (decommissioned), Arthur Taylor Colliery Opencast Mine (ATCOM), and ATCOM East. ATCOM East is a proposed new Section of the iMpunzi Complex.

Glencore intends expanding its mining operations to incorporate new mining reserves at ATCOM East. The proposed new mining venture includes the opencast mining of historical underground bord and pillar operations, previously owned by BHP Billiton Energy Coal South Africa (Pty) Ltd (BECSA). The new mining venture is situated on portions of the farms Vandyksdrift 19 IS, Steenkoolspruit 18 IS and Kromfontein 30 IS, and requires Glencore taking over mining operations and rights originally owned by BECSA. This venture will culminate in a new Glencore operation called ATCOM East.

The ATCOM East mining operations will be mined in five (5) opencast operations, namely:

- Steenkoolspruit Pit (already has an approved Water Use Licence (WUL) therefore not included in the Integrated Water Use Licence Application (IWULA));
- River South Pit;
- River West Pit;
- Vandyksdrift (VDD) West Pit; and
- VDD South Pit.

Jones & Wagener (J&W) was appointed by Glencore to undertake the required environmental processes and obtain the necessary approvals for the proposed Pillar Mining Project. The processes are being conducted simultaneously as an integrated process, complemented by a combined public participation process. The processes being undertaken are as follows:

JONES & WAGENER (PTY) LTD REG NO. 1993/02655/07 VAT No. 4410136685

DIRECTORS: PW Day (Chairman) PrEng MSc(Eng) HonFSAICE D Brink (CEO) PrEng BEng(Hons) FSAICE PG Gage PrEng CEng BSc(Eng) GDE MSAICE AStructE JP van der Berg PrEng PhD MEng MSAICE TT Goba PrEng MEng FSAICE GR Wardle (Alternate) PrEng MSc(Eng) FSAICE
TECHNICAL DIRECTORS: JA Kempe PrEng BSc(Eng) GDE MSAICE AStructE JR Shamrock PrEng MSc(Eng) MSAICE MIVM JE Glendinning PrSciNat MSc(Env Geochem) NJ Vermeulen PrEng PhD MEng MSAICE DC Rowe PrEng BSc(Eng) MSAICE A Oosthuizen PrEng BEng(Hons) MSAICE HR Aschenborn PrEng BEng(Hons) MSAICE M van Zyl PrSciNat BSc(Hons) MIVM MW Palmer PrEng MSc(Eng) AMSAICE
ASSOCIATES: BR Antrobus PrSciNat BSc(Hons) MSAIEG AJ Bain BEng AMSAICE PJJ Smit BEng(Hons) AMSAICE R Puchner PrSciNat MSc(Geol) MSAIEG MAEG TG le Roux PrEng MEng MSAICE M van Biljon MSc(Hydrogeology)
CONSULTANTS: W Ellis PrEng CEng MStructE
FINANCIAL MANAGER: HC Neveling BCom MBL



- Basic Assessment (BA) Process for mining through wetlands - in terms of the Environmental Impact Assessment Regulations (EIA) 543-546 under the provisions of the National Environmental Management Act (NEMA, Act 107 of 1998) as amended; and
- Integrated Water Use Licence Application (IWULA) for the proposed mining areas and associated mine infrastructure expansion – in terms of the National Water Act (Act 36 of 1998).

Should the abovementioned applications be successful, an environmental authorisation will be granted by the Mpumalanga Department of Economic Development, Environment and Tourism (MDEDET), and a WUL will be awarded by the Department of Water Affairs (DWA) respectively.

2. PURPOSE OF THIS LETTER

In terms of Section 15 of the EIA regulations promulgated in June 2010, the applicant for an authorisation must give written notice of the proposed activity to the owner or person in control of the land on which the activity is to be undertaken. In this case the activity will be the opencast mining of historical underground bord and pillar operations and associated mine infrastructure expansion. The owner of the land must be informed that he/she may participate in the Public Participation Process (PPP) as contemplated in the EIA regulations.

The required PPP for the project is due to commence and you will be automatically added to the list of Interested and Affected Parties (I&APs). During the PPP you will be, and will continue to be informed, of how the process is progressing and will be invited to attend a public meeting as well as to provide input and comment on documents such as the Basic Assessment Report (BAR) and IWULA. Your input into the process is valued and all issues and concerns identified by stakeholders will be taken into consideration by the Environmental Assessment Practitioner, which is Jones & Wagener (Pty) Ltd.

We request, on behalf of Glencore, that you sign this letter as proof that you have been notified of the proposed process and return it to Jones & Wager either via fax: (011) 509 0201 or email to cronje@jaws.co.za **by 20 February 2014**. A copy of this letter will be attached to the project application form and will be submitted to the MDEDET to register the BA process.

This letter must not be interpreted as giving consent that the activity may take place, but merely that you have been informed that there is an intention to opencast mine historical underground bord and pillar operations and that the potential issues and impacts associated with this need to be addressed in the BA and IWULA processes.

You are welcome to contact the undersigned, at the details listed above, for further information.

Yours faithfully



Gerhard Cronje
for Jones & Wagener

Document source: C:\Alljobs\D382_ATCOM East IWULA and IWWMP\Application
form\New_2014_Application\Appendices\Appendix B-Landowner
Notification\C053_00_Revb_gcjhgc_LandownerNotification_BECSA_20140211.doc
Document template: corLet_12r0

I, _____ herewith acknowledge receipt of:

One (1) copy of the letter entitled: Proposed Pillar Mining Project at the ATCOM East Section of the Impunzi Complex.

DATE: _____

SIGNATURE: _____

I, Nicolaas Breet herewith acknowledge receipt of:

One (1) copy of the letter entitled: Proposed Pillar Mining Project at the ATCOM East Section of the Impunzi Complex.

DATE: 20. 2. 2014

SIGNATURE: 





Jones & Wagener

Engineering & Environmental Consultants

59 Bevan Road PO Box 1434 Rivonia 2128 South Africa
tel: 0027 11 519 0200 www.jaws.co.za email: post@jaws.co.za

Middeldrift 42 Eiendomme (Pty) Ltd
PO Box 1105
Vaalwater
0530

12 February 2014

Our Ref: **C053**
Your Ref:

C053_00_Revb_gcjhgc_LandownerNotification_Breet_201
40211

Attention: Mr Nico Breet

Dear Sir

LANDOWNER NOTIFICATION – PROPOSED PILLAR MINING PROJECT AT THE ATCOM EAST SECTION OF THE IMPUNZI COMPLEX, MPUMALANGA PROVINCE

1. BACKGROUND INFORMATION

Glencore South Africa (Pty) Ltd iMpunzi Complex is located 23km south east of eMalahleni in the Mpumalanga Province, near the towns of Ogies and Kriel. The Complex consists of four (4) sections, namely: Arthur Taylor Colliery (ATC), Phoenix (decommissioned), Arthur Taylor Colliery Opencast Mine (ATCOM), and ATCOM East. ATCOM East is a proposed new Section of the iMpunzi Complex.

Glencore intends expanding its mining operations to incorporate new mining reserves at ATCOM East. The proposed new mining venture includes the opencast mining of historical underground bord and pillar operations, previously owned by BHP Billiton Energy Coal South Africa (Pty) Ltd (BECSA). The new mining venture is situated on portions of the farms Vandyksdrift 19 IS, Steenkoolspruit 18 IS and Kromfontein 30 IS, and requires Glencore taking over mining operations and rights originally owned by BECSA. This venture will culminate in a new Glencore operation called ATCOM East.

The ATCOM East mining operations will be mined in five (5) opencast operations, namely:

- Steenkoolspruit Pit (already has an approved Water Use Licence (WUL) therefore not included in the Integrated Water Use Licence Application (IWULA));
- River South Pit;
- River West Pit;
- Vandyksdrift (VDD) West Pit; and
- VDD South Pit.

Jones & Wagener (J&W) was appointed by Glencore to undertake the required environmental processes and obtain the necessary approvals for the proposed Pillar Mining Project. The processes are being conducted simultaneously as an integrated process, complemented by a combined public participation process. The processes being undertaken are as follows:

JONES & WAGENER (PTY) LTD REG NO. 1993/02655/07 VAT No. 4410136685

DIRECTORS: PW Day (Chairman) PrEng MSc(Eng) HonFSAICE D Brink (CEO) PrEng BEng(Hons) FSAICE PG Gage PrEng CEng BSc(Eng) GDE MSAICE AStructE JP van der Berg PrEng PhD MEng MSAICE TT Goba PrEng MEng FSAICE GR Wardle (Alternate) PrEng MSc(Eng) FSAICE
TECHNICAL DIRECTORS: JA Kempe PrEng BSc(Eng) GDE MSAICE AStructE JR Shamrock PrEng MSc(Eng) MSAICE MIVM JE Glendinning PrSciNat MSc(Env Geochem) NJ Vermeulen PrEng PhD MEng MSAICE DC Rowe PrEng BSc(Eng) MSAICE A Oosthuizen PrEng BEng(Hons) MSAICE HR Aschenborn PrEng BEng(Hons) MSAICE M van Zyl PrSciNat BSc(Hons) MIVM MW Palmer PrEng MSc(Eng) AMSAICE
ASSOCIATES: BR Antrobus PrSciNat BSc(Hons) MSAIEG AJ Bain BEng AMSAICE PJJ Smit BEng(Hons) AMSAICE R Puchner PrSciNat MSc(Geol) MSAIEG MAEG TG le Roux PrEng MEng MSAICE M van Biljon MSc(Hydrogeology)
CONSULTANTS: W Ellis PrEng CEng MStructE
FINANCIAL MANAGER: HC Neveling BCom MBL



- Basic Assessment (BA) Process for mining through wetlands - in terms of the Environmental Impact Assessment Regulations (EIA) 543-546 under the provisions of the National Environmental Management Act (NEMA, Act 107 of 1998) as amended; and
- Integrated Water Use Licence Application (IWULA) for the proposed mining areas and associated mine infrastructure expansion – in terms of the National Water Act (Act 36 of 1998).

Should the abovementioned applications be successful, an environmental authorisation will be granted by the Mpumalanga Department of Economic Development, Environment and Tourism (MDEDET), and a WUL will be awarded by the Department of Water Affairs (DWA) respectively.

2. PURPOSE OF THIS LETTER

In terms of Section 15 of the EIA regulations promulgated in June 2010, the applicant for an authorisation must give written notice of the proposed activity to the owner or person in control of the land on which the activity is to be undertaken. In this case the activity will be the opencast mining of historical underground bord and pillar operations and associated mine infrastructure expansion. The owner of the land must be informed that he/she may participate in the Public Participation Process (PPP) as contemplated in the EIA regulations.

The required PPP for the project is due to commence and you will be automatically added to the list of Interested and Affected Parties (I&APs). During the PPP you will be, and will continue to be informed, of how the process is progressing and will be invited to attend a public meeting as well as to provide input and comment on documents such as the Basic Assessment Report (BAR) and IWULA. Your input into the process is valued and all issues and concerns identified by stakeholders will be taken into consideration by the Environmental Assessment Practitioner, which is Jones & Wagener (Pty) Ltd.

We request, on behalf of Glencore, that you sign this letter as proof that you have been notified of the proposed process and return it to Jones & Wager either via fax: (011) 509 0201 or email to cronje@jaws.co.za **by 20 February 2014**. A copy of this letter will be attached to the project application form and will be submitted to the MDEDET to register the BA process.

This letter must not be interpreted as giving consent that the activity may take place, but merely that you have been informed that there is an intention to opencast mine historical underground bord and pillar operations and that the potential issues and impacts associated with this need to be addressed in the BA and IWULA processes.

You are welcome to contact the undersigned, at the details listed above, for further information.

Yours faithfully



Gerhard Cronje
for Jones & Wagener

Document source: C:\Alljobs\D382_ATCOM East IWULA and IWWMP\Application
form\New_2014_Application\Appendices\Appendix B-Landowner
Notification\C053_00_Revb_gcjhgc_LandownerNotification_Breet_20140211.doc
Document template: corLet_12r0

I, _____ herewith acknowledge receipt of:

One (1) copy of the letter entitled: Proposed Pillar Mining Project at the ATCOM East Section of the Impunzi Complex.

DATE: _____

SIGNATURE: _____

Our Ref: TNC/B/DGC/001 JM
Your Ref: C053



22 April 2013

BHP Billiton Energy Coal South Africa (Pty) Limited
6 Hollard Street
Johannesburg 2001 South Africa
PO Box 61075
Marshalltown 2107 South Africa
Tel +27 11 376 2410 Fax +27 11 376 2160
bhpbilliton.com
MINING RIGHTS AND LAND MANAGEMENT

PER REGISTERED POST

Messrs Jones and Wagener
PO Box 1434
Rivonia
2128

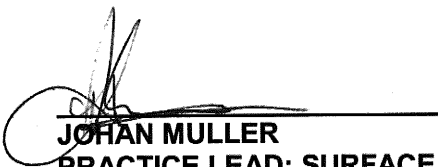
Attention: Mr G Cronje
Dear Sir

**LANDOWNER NOTIFICATION – PROPOSED PILLAR MINING PROJECT AT THE ATCOM
EAST SECTION OF THE IMPUNZI COMPLEX, MPUNALANGA PROVINCE**

We acknowledge receipt of your letter dated 25 February 2013.

It would be appreciated if you could kindly record BHP Billiton Energy Coal South Africa (Pty) Limited as an affected party and keep us informed with regards to any progress in this matter.

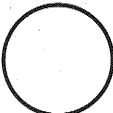

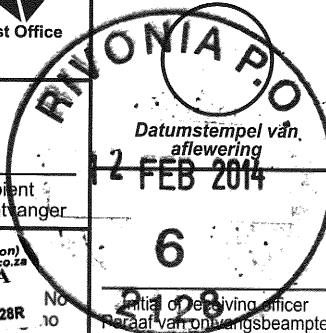
Yours sincerely,



JOHAN MULLER
PRACTICE LEAD: SURFACE RIGHTS

TNC/B/DGC/001 JM

<p>Date stamp of delivery</p>  <p>Datumstempel van aflewering</p>	<p>REGISTERED LETTER GEREGISTREERDE BRIEF (with an insurance option/met 'n verskeringsopsie)</p> <p>No _____</p> <p>Post Office </p>	<p>Date stamp of delivery</p> 
<p>Initial of delivery officer Paraaf van aflewingsbeampte</p>	<p>Addressed to/Geadresseer aan</p> <p>Middeldrift 42 Box 1105 Vaalwater</p> <p>Postcode Poskode 0530</p>	<p>Signature of recipient Handtekening van ontvanger</p> <p>REGISTERED LETTER (with a domestic insurance option) ShareCall 0860 111 502 www.sapo.co.za RD 965 836 888 ZA</p> <p>CUSTOMER COPY 301028R No no</p>
<p>Official proof of identification essential Amptelike bewys van identifikasie noodsaaklik</p> <p>Please collect at Haal asseblief af by _____ Post Office, counter No Poskantoor, toonbanknr _____</p> <p>within 30 days of date received at delivery office/ binne 30 dae vanaf datum ontvang by aflewingskantoor</p> <p>701282</p>		

<p>Date stamp of delivery</p>  <p>Datumstempel van aflewering</p>	<p>REGISTERED LETTER GEREGISTREERDE BRIEF (with an insurance option/met 'n verskeringsopsie)</p> <p>No _____</p> <p>Post Office </p>	<p>Date stamp of delivery</p> 
<p>Initial of delivery officer Paraaf van aflewingsbeampte</p>	<p>Addressed to/Geadresseer aan</p> <p>BHP Billiton Box 61075 Marshallton</p> <p>Postcode Poskode</p>	<p>Signature of recipient Handtekening van ontvanger</p> <p>REGISTERED LETTER (with a domestic insurance option) ShareCall 0860 111 502 www.sapo.co.za RD 965 836 905 ZA</p> <p>CUSTOMER COPY 301028R No no</p>
<p>Official proof of identification essential Amptelike bewys van identifikasie noodsaaklik</p> <p>Please collect at Haal asseblief af by _____ Post Office, counter No Poskantoor, toonbanknr _____</p> <p>within 30 days of date received at delivery office/ binne 30 dae vanaf datum ontvang by aflewingskantoor</p> <p>701282</p>		