



mineral resources & energy

Department:
Minerals Resources and Energy
REPUBLIC OF SOUTH AFRICA

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41 Schmidtsdrift Road, Kimberley 8300

Enquiries: H.D Mashau Ref No: NC 30/5/1/1/2/ (13182) PR
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Mine Environmental Management

REGISTERED MAIL

The Directors

GEJ Resources (Pty) Ltd

44 Northgate Office Park

Aureole Avenue

North Riding

2162

Attention: T. Jooste Email: ms.comsulting@vodamail.co.za; georgem@nuberry.net

APPLICATION FOR AN ENVIRONMENTAL AUTHORISATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 OF 1998) AS AMENDED ("NEMA") AND THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 AS AMENDED FOR THE PROPOSED PROSPECTING ACITIVITIES AND ASSOCIATED INFURSTRUCTURE FOR MANGANESE AND IRON ORE ON FARM BILLINGHURST 681, SITUATED WITHIN THE MAGISTERIAL DISTRICT OF KURUMAN NORTHERN CAPE REGION.

With reference to the above-mentioned application, please be advised that the Department has decided to refuse to grant an environmental authorisation. The reasons for the decision are attached herewith.

In terms of regulation 4 (2) of the Environmental Impact Assessment Regulations of 2014 as amended, you are instructed to notify all registered interested and affected parties, in writing within 14 (Fourteen) calendar days, of the date of the Department's decision in respect of your application and the provisions regarding the making of appeals must be provided for in terms of the National Appeal Regulations of 2014 as amended.

Should you wish to appeal any aspect of the decision, you must submit the appeal to the Minister of Environmental Affairs, within 20 days from the date of notification, and such appeal must be lodged as prescribed by Chapter 2 of the Appeal Regulation of 2014, by means of one of the following methods:

By facsimile : (012) 359 3609

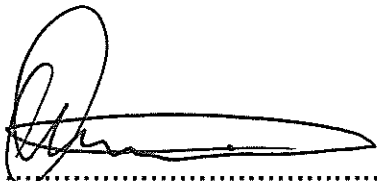
By post : Private Bag X 447, **PRETORIA**, 0001

By hand : Environmental House, Corner Steve Biko and Soutpansberg Street,
Arcadia, **Pretoria**, 0083

An electronic copy (word document format) of the appeal and its supporting documents must also be submitted to Mr Ziyaad Hassam (appealsdirector@environment.gov.za).

Should you decide to appeal, you must comply with the National Appeal Regulation of 2014 in relation to notification of all registered interested and affected.

Regards



REGIONAL MANAGER

MINERAL REGULATION: NORTHERN CAPE REGION

DATE: ..03/10/2025.....



mineral resources & energy

Department:
Minerals Resources and Energy
REPUBLIC OF SOUTH AFRICA

Private Bag X 6093, Kimberley, 8300 Tel: 053 807 1700 Fax: 053 832 5631

41 Schmidtsdrift Road, Kimberley 8300

ENVIRONMENTAL AUTHORISATION

Authorisation Ref Number (NC) 30/5/1/1/2/13182PR

Applicant GEJ Resources (Pty) Ltd

Location of activities Farm Billingham 681, situated within the Magisterial District of Kuruman, Northern Cape Province.

ACRONYMS

NEMA: National Environmental Management Act, 1998 (Act 107 of 1998),

as amended

EIA: Environmental Impact Assessment.

EIA Regulations: EIA Regulations, 2014 as amended.

Department: Department of Mineral Resources

EMPr: Environmental Management Programme.

EA: Environmental Authorisation.

The Department is not satisfied with the manner in which the need and desirability have been addressed in the EMP. Details regarding the basis on which the Department reached its decision are set out in Annexure 1 and 2 of this EA.

ACTIVITY APPLIED FOR

By virtue of the powers conferred on it by NEMA and NEMWA, the Department hereby refuses to grant an EA lodged by **GEJ Resources (Pty) Ltd** with the following contact details –

The Directors
GEJ Resources (Pty) Ltd
44 Northgate Office Park
Aureole Avenue
North Riding
2162

Attention: T. Jooste Email: ms.consulting@vodamail.co.za; georgem@nuberry.net

GEJ Resources (Pty) Ltd may not undertake prospecting activities on Farm Billingham 681, situated within the Magisterial District of Kuruman Northern Cape Province.

NEMA: LISTED ACTIVITIES:

Listed in the EIA Regulations of 2014 as amended: -

Listing Notice 1: Activity Number: 20 of GRN 327

Any activity including the operation of that activity which requires a prospecting right in terms of section 16 of the Mineral and Petroleum resources Development Act, 2002 (Act No. 28 of 2002), including associated infrastructure, structures and earthworks, directly related to prospecting of a mineral resource, including activities for which an exemption has been issued in terms of section 106 of Mineral and Petroleum resources Development Act, 2002 (Act No. 28 of 2002).

Listing Notice 1: Activity Number: 9 of GRN 327

The development of infrastructure exceeding 1 000 metres in length for the bulk transportation of water or storm water—

(i) with an internal diameter of 0,36 metres or more; or

(ii) with a peak throughput of 120 litres per second or more;
excluding where—

(a) such infrastructure is for bulk transportation of water or storm water or storm water drainage inside a road reserve or railway line reserve; or

(b) where such development will occur within an urban area.

Listing Notice 1: Activity Number: 10 of GRN 327

The development and related operation of infrastructure exceeding 1 000 metres in length for the bulk transportation of sewage, effluent, process water, waste water, return water, industrial discharge or slimes –

(i) with an internal diameter of 0,36 metres or more; or

(ii) with a peak throughput of 120 litres per second or more;

Listing Notice 1: Activity Number: 14 of GRN 327

The development and related operation of facilities or infrastructure, for the storage, or for the storage and handling, of a dangerous good, where such storage occurs in containers with a combined capacity of 80 cubic metres or more but not exceeding 500 cubic metres.

Listing Notice 1: Activity Number: 20 of GRN 327

Any activity including the operation of that activity which requires a prospecting right in terms of section 16 of the Mineral and Petroleum resources Development Act, 2002 (Act No. 28 of 2002), including associated infrastructure, structures and earthworks, directly related to prospecting of a mineral resource, including activities for which an exemption has been issued in terms of section 106 of Mineral and Petroleum resources Development Act, 2002 (Act No. 28 of 2002).

Listing Notice 1: Activity Number: 24 of GRN 327

The development of a road—

(i) [a road] for which an environmental authorisation was obtained for the route determination in terms of activity 5 in Government Notice 387 of 2006 or activity 18 in Government Notice 545 of 2010; or

(ii) [a road] with a reserve wider than 13,5 meters, or where no reserve exists where the road is wider than 8 metres;

but excluding a road—

(a) [roads] which [are] is identified and included in activity 27 in Listing Notice 2 of 2014;

(b) [roads] where the entire road falls within an urban area; or (c) which is 1 kilometre or shorter.

Listing Notice 1: Activity Number: 27 of GRN 327

The clearance of an area of 1 hectares or more, but less than 20 hectares of indigenous vegetation, except where such clearance of indigenous vegetation is required for— (i) the undertaking of a linear activity; or
(ii) maintenance purposes undertaken in accordance with a maintenance management plan.

Listing Notice 1: Activity Number: 30 of GRN 327

Any process or activity identified in terms of section 53(1) of the National Environmental Management: Biodiversity Act, 2004 (Act No. 10 of 2004).

Listing Notice 2: Activity Number: 15 of GRN 325

The clearance of an area of 20 hectares or more of indigenous vegetation, excluding where such clearance of indigenous vegetation is required for— (i) the undertaking of a linear activity; or
(ii) maintenance purposes undertaken in accordance with a maintenance management plan.

Listing Notice 2: Activity Number: 19 of GRN 325

The removal and disposal of minerals contemplated in terms of section 20 of the Mineral and

Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), including—

(a) associated infrastructure, structures and earthworks, directly related to prospecting of

a mineral resource [,] ; or

(b) [including activities for which an exemption has been issued in terms of section 106 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002)] the primary processing of a mineral resource including winning, extraction, classifying, concentrating, crushing, screening or washing;

but excluding the secondary processing of a mineral resource, including the smelting, beneficiation, reduction, refining, calcining or gasification of the mineral resource in which

case activity 6 in this Notice applies.

NEMWA: Activity Number: 15 of GRN 633

The establishment or reclamation of a residue stockpile or residue deposits resulting from activities which require a prospecting right or mining permit in terms of the Mineral and petroleum Resources Development Act, 2002 (Act No.28 of 2002).

ANNEXURE 1: REASONS FOR THE DECISION

1. Background

The applicant, **GEJ Resources (Pty) Ltd**, represented by MS Consulting (Pty) Ltd, applied for environmental authorization in terms of NEMA, namely.

- i. The applicant failed to comply with the requirements of Regulation 10(c) of the 2014 EIA Regulation as amended which stipulates that, “the applicant must provide the competent authority with all information that reasonably has or may have the potential of influencing any decision with regard to an application”.

2. Information considered in making the decision

In reaching its decision, the Department took, *inter alia*, the following into consideration

- a) The information contained in the application form received by the Department on 28 March 2023.
- b) The final Environmental Impact Report (BAR) received by this Department on 31 March 2023 was evaluated.
- c) Letter dated 15th June 2023 was sent to the applicant requesting additional information in terms of Regulation 10 (c) of the 2014 EIA Regulation as amended

and NEMA; the applicant requested extension which was granted submit the following:

- i) submit results and proof of public participation of interested and affected parties undertaken regarding environmental impact assessment report submitted to this department.
 - ii) As per the screening tool report, conduct specialist studies for aquatic biodiversity theme, Defence theme, Paleontology theme and Terrestrial biodiversity studies.
 - iii) Upload your environmental impact assessment report in SAHRIS website and submit their comments thereof.
 - iv) As per the interim comments from SAHRA, you are required to conduct specialist study for the impacts to heritage resources.
 - v) Support your application with financial provision to the amount of **R 1 578 3623.22** which is in line with your proposed prospecting activities for remediation of environmental damage as required in terms section 24P of the Act.
 - vi) **The said amount should be either in a form of bank guarantee issued by any South African registered bank or cash deposit into DME Rehabilitation Trust Account (Account No. 40 6703 4181 ABSA Bank).**
 - vii) Submit two copies of EIR and upload one on samradonline website together with the requested information.
- d) Regulation 45 of 2014 EIA Regulations as amended stipulates that “an application in terms of these Regulations lapses and a competent authority will deem the application as having lapsed, if the applicant fails to meet any of the timeframes prescribed in terms of these Regulations, unless extension has been granted in terms of regulation 3(7)”.

ANNEXURE 2: GENERAL CONDITIONS


2. NOTICE OF REFUSAL OF ENVIRONMENTAL AUTHORISATION

- 2.1 The applicant must in writing, within 14 (fourteen) calendar days of the date of this decision and in accordance with EIA Regulation 4(2)
- 2.2 Notify all registered I&APs of –
- 2.2.1 The outcome of the application;
 - 2.2.2. The date of this decision;
 - 2.2.3. The date of issue of the decision and;
- 2.4 The reasons for the decision as included in Annexure 1 and Departmental Standard Conditions in Annexure 2.
- 2.3 Draw the attention of all registered I&APs to the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations,
- 2.4 Draw the attention of all registered I & APs to the manner in which they may access the decision.
- 2.5 Provide the registered I&APs with:
- 2.5.1 Name of the holder (entity) of this EA
 - 2.5.2 Name of the responsible person for this EA
 - 2.5.3 Postal address of the applicant;
 - 2.5.4 Telephonic and fax details of the applicant and
 - 2.5.5 E-mail address of the applicant if any.

Decision

In view of the above, the application for Environmental Authorisation is accordingly refused.

Regards



REGIONAL MANAGER:

MINERAL REGULATION

NORTHERN CAPE REGION

DATE... 03/10/2023