

Rachelle Stofberg

From: Rachelle Stofberg
Sent: 06 September 2013 10:54 AM
To: 'Moses, Glenton (BSA - Manganese SA Asset)'
Subject: FW: BHP_IAP Registration
Attachments: EIA-REP-145-12_Mamatwan MPRDA SR_BB_29-07-13.pdf; Front page_MPRDA SR_CC_25-7-13.pdf; Annex1_Maps and GIS (2).pdf

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Glenton,

Apologies for the delay. I was out of office on audits.

Please find attached the scoping report as requested. Note Annex 2 -4 to follow in next emails.

Regards
Rachelle

From: Rachelle Stofberg
Sent: 26 August 2013 11:09 AM
To: 'Moses, Glenton (BSA - Manganese SA Asset)'
Cc: Peta, Dineo (BSA - Manganese SA Asset); Emile van Druten; Vernon Siemelink; Nicolene Lotter
Subject: BHP_IAP Registration

Hi Glenton,

Thank you for your email!

We hereby confirm I&AP registration for yourself and Dineo Peta for the above-mentioned project. As discussed, I will forward you a copy of the MPRDA Scoping Report (Mining Right). The NEMA Scoping Report will be released in due course.

We welcome your comments!

Kind regards,
Rachelle

Rachelle Stofberg
Environmental Consultant
Environmental Authorisations
BSc. Agric. Cons. Ecol (US)
M.Phil. Environmental Management (US)

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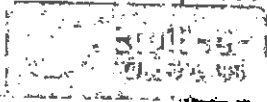
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From: Moses, Glenton (BSA - Manganese SA Asset) [<mailto:Glenton.Moses@bhpbilliton.com>]
Sent: 26 August 2013 10:47 AM
To: Rachelle Stofberg
Cc: Peta, Dineo (BSA - Manganese SA Asset)
Subject: Contact details

Dear Rachelle

Please see below my details as requested. Kindly copy my colleague, Dineo Peta (cc'd in this email) in on all future communications.

Regards,

bhpbilliton

re-creating the future

Glenton A. Moses

Specialist: Environmental

Manganese South Africa

BHP Billiton

6 Hollard Street, Johannesburg, 2001, South Africa

Mail to : glenton.moses@bhpbilliton.com

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Rachelle Stofberg

From: Rachelle Stofberg
Sent: 26 August 2013 11:09 AM
To: 'Moses, Glenton (BSA - Manganese SA Asset)'
Cc: Peta, Dineo (BSA - Manganese SA Asset); Emile van Druten; Vernon Siemelink; Nicolene Lotter
Subject: BHP_IAP Registration

Follow Up Flag: Follow up
Flag Status: Flagged

Hi Glenton,

Thank you for your email!

We hereby confirm I&AP registration for yourself and Dineo Peta for the above-mentioned project. As discussed, I will forward you a copy of the MPRDA Scoping Report (Mining Right). The NEMA Scoping Report will be released in due course.

We welcome your comments!

Kind regards,
Rachelle

Rachelle Stofberg
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From: Moses, Glenton (BSA - Manganese SA Asset) [<mailto:Glenton.Moses@bhpbilliton.com>]
Sent: 26 August 2013 10:47 AM
To: Rachelle Stofberg
Cc: Peta, Dineo (BSA - Manganese SA Asset)
Subject: Contact details

Dear Rachelle

Please see below my details as requested. Kindly copy my colleague, Dineo Peta (cc'd in this email) in on all future communications.

Regards,



bhpbilliton

researching the future

Glenton A. Moses

Specialist: Environmental

Manganese South Africa

BHP Billiton

6 Hollard Street, Johannesburg, 2001, South Africa

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Rachelle Stofberg

From: Moses, Glenton (BSA - Manganese SA Asset) [Glenton.Moses@bhpbilliton.com]
Sent: 06 September 2013 12:11 PM
To: Rachelle Stofberg
Subject: RE: Scoping Report_Email 2 Mamatwan

Follow Up Flag: Follow up
Flag Status: Flagged

Thanks Rachelle!

Regards,


bhpbilliton

resourcing the future

Glenton A. Moses

Specialist: Environmental

Manganese South Africa

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6 Hollard Street, Johannesburg, 2001, South Africa

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From: Rachelle Stofberg [mailto:rachelle@envass.co.za]

Sent: 06 September 2013 12:07 PM

To: Moses, Glenton (BSA - Manganese SA Asset)

Subject: RE: Scoping Report_Email 2 Mamatwan

This is only MPRDA Scoping. NEMA Scoping not yet released. Due to the delay in providing you with the documents, you can submit your comments by 23 September 23.09.13

From: Moses, Glenton (BSA - Manganese SA Asset) [mailto:Glenton.Moses@bhpbilliton.com]

Sent: 06 September 2013 12:03 PM

To: Rachelle Stofberg


Subject: RE: Scoping Report_Email 2 Mamatwan

Rachelle,

No problems.

Just a quick one – I didn't go through the documents yet. When are the comments due?

Thanks,


bhpbilliton

resourcing the future

Glenton A. Moses
Specialist: Environmental
Manganese South Africa
BHP Billiton
6 Hollard Street, Johannesburg, 2001, South Africa
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Mobile : +27 83 291 1506

From: Rachelle Stofberg [<mailto:rachelle@envass.co.za>]
Sent: 06 September 2013 11:59 AM
To: Moses, Glenton (BSA - Manganese SA Asset)
Subject: RE: Scoping Report_Email 2 Mamatwan

Again, my apologies for the delay!

Keep well

From: Moses, Glenton (BSA - Manganese SA Asset) [<mailto:Glenton.Moses@bhpbilliton.com>]
Sent: 06 September 2013 11:53 AM
To: Rachelle Stofberg
Subject: RE: Scoping Report_Email 2 Mamatwan

Thanks Rachelle!

Much appreciated,



bhpbilliton

... securing the future

Glenton A. Moses
Specialist: Environmental
Manganese South Africa
BHP Billiton

6 Hollard Street, Johannesburg, 2001, South Africa
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Internet : <http://www.bhpbilliton.com>
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Mobile : +27 83 291 1506

From: Rachelle Stofberg [<mailto:rachelle@envass.co.za>]
Sent: 06 September 2013 11:14 AM
To: Moses, Glenton (BSA - Manganese SA Asset)
Subject: Scoping Report_Email 2 Mamatwan

Rachelle Stofberg
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Rachelle Stofberg

From: Rachelle Stofberg
Sent: 11 December 2013 11:48 AM
To: 'Peta, Dineo (BSA - Manganese SA Asset)'
Cc: Emile van Druten; Vernon Siemelink; Nicolene Lotter
Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Dineo,

We concur to your statements below. We will release the Draft Scoping NEMA within the next week and BHP will be notified.

As requested - Please see below the contact details for Mpho Letsoalo.

Mpho Letsoalo
Mineral Rights and Licence Coordinator

ENRC Management South Africa (Pty) Ltd
The Reserve – 54 Melville Road
1st Floor – East Wing
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Gauteng, South Africa

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Sincerely,
Rachelle

Rachelle Stofberg
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From: Peta, Dineo (BSA - Manganese SA Asset) [mailto:Dineo.Peta@bhpbilliton.com]
Sent: 11 December 2013 11:38 AM
To: Rachelle Stofberg
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE
Importance: High

Good day Rachelle,

Our telephone conversation refers.

I confirm that the MPRDA scoping process has been completed for this project, and that you are now in the process of finalizing the NEMA process. The EIA process has not commenced and will receive notice thereof when it does commence.

Please send me Mpho Letswalo's contact details for information on the land use during the prospecting period.

Thank you for your assistance in this regard. I will await to hear from you.

Kind regards



Dineo Peta
Team Lead: Mineral Rights

6 Hollard Street, Johannesburg
T: +27 11 376 2627 C: +27 82 082 5529 F: +27 11 376 2323
E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Bierman, Piet (BSA - Group Legal)
Sent: 30 July 2013 02:09 PM
To: da Silva, Britta (BSA - Manganese SA Asset); Peta, Dineo (BSA - Manganese SA Asset)
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE
Importance: High

Hi Britta and Dineo,

Please refer to the attached notice forwarded to me today.

Regards
Piet

From: Rachelle Stofberg [<mailto:rachelle@envass.co.za>]

Sent: 30 July 2013 01:42 PM

To: Rachelle Stofberg

Cc: Nicolene Lotter; Vernon Siemelink

Subject: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE
Importance: High

Dear Stakeholder,

INVITATION TO COMMENT AND NOTICE OF PUBLIC PARTICIPATION PROCESS FOR THE PROPOSED MAMATWAN MANGANESE MINE, HOTAZEL AREA, NORTHERN CAPE

Notice is hereby given of a joint Public Participation Process in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), the National Environmental Management Act, 1998 (Act No. 107 of 1998) [as amended] and the National Water Act, 1998 (Act No. 36 of 1998).

The Applicant, Mamatwan Manganese South Africa (Pty) Ltd., is intends to undertake a Scoping and Environmental Impact Assessment process as well as an Integrated Water Use License Application as part of their application for a mining right, environmental authorisation and water use license for the proposed Mamatwan manganese mine. regarding the application is provided in the attached **Background Information Document (BID)**.

Should you wish to register as an interested and Affected Party (I&AP) for this project, require additional information or would like to submit comments on the project please contact **Rachelle Stofberg** or **Nicolene Lotter** using the following contact details:

Environmental Assurance
394 Tram Street
New Muckleneuk
0181

Tel: (012) 460 9768
Fax: (012) 460 3071
E-mail: rachelle@envass.co.za / nicolene@envass.co.za

If you are aware of any other parties that may be interested in this project please feel free to pass this information on to them or alternatively provide us with their contact details.

Please forward your comments to us by 05 September 2013.

We look forward to your valued comments!

Kind regards,

Rachelle Stofberg
Environmental Consultant
Environmental Authorisations
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M.Phil. Environmental Management (US)

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Monica Niehof

From: Rachelle Stofberg
Sent: 25 February 2014 03:23 PM
To: Monica Niehof
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Nog 1

From: Mpho Letsoalo [mailto:Mpho.Letsoalo@enrc.co.za]
Sent: 25 February 2014 12:20 PM
To: Peta, Dineo (BSA - Manganese SA Asset)
Cc: Rachelle Stofberg; Judith Mlanda; Emile van Druten; Wezi Banda
Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

We have not applied for a renewal but rather for a mining right.

From: Peta, Dineo (BSA - Manganese SA Asset) [mailto:Dineo.Peta@bhpbilliton.com]
Sent: 25 February 2014 12:16 PM
To: Mpho Letsoalo
Cc: rachelle@envass.co.za; Judith Mlanda (judith@envass.co.za); Emile van Druten; Wezi Banda
Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Just to confirm, I note that the right expired last year 9 July 2013, I take it a renewal was not applied for correct?

Kind regards



Dineo Peta
Team Lead: Mineral Rights

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From: Mpho Letsoalo [<mailto:Mpho.Letsoalo@enrc.co.za>]
Sent: 25 February 2014 12:04 PM
To: Peta, Dineo (BSA - Manganese SA Asset)
Cc: rachelle@envass.co.za; Judith Mlanda (judith@envass.co.za); Emile van Druten; Wezi Banda
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Good day Dineo,

Please find attached copy of the PR as requested. Sorry for the delay.

Regards
Mpho Letsoalo

From: Peta, Dineo (BSA - Manganese SA Asset) [<mailto:Dineo.Peta@bhpbilliton.com>]
Sent: 25 February 2014 11:52 AM
To: Rachelle Stofberg; Mpho Letsoalo; Wezi Banda; Emile van Druten; Judith Mlanda
Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Thank you for your prompt response.

Wezi/Emile/Judith, I look forward to receiving your response, essential I need the expiry date but if you can also provide me with a copy of the right it would be most appreciated.

Kind regards



Dineo Peta
Team Lead: Mineral Rights

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E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Rachelle Stofberg [<mailto:rachelle@envass.co.za>]
Sent: 25 February 2014 11:49 AM
To: Peta, Dineo (BSA - Manganese SA Asset)
Cc: mpho.letsoalo@enrc.co.za; Wezi Banda; Emile van Druuten; Judith Mlanda
Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Dineo,

All is well here, thank you!

Unfortunately, we were not involved with the prospecting right and we do not have a copy.

Mpho – perhaps Wezi / Darcy can assist?

Regards
Rachelle

From: Peta, Dineo (BSA - Manganese SA Asset) [<mailto:Dineo.Peta@bhpbilliton.com>]
Sent: 25 February 2014 11:42 AM
To: Rachelle Stofberg
Cc: mpho.letsoalo@enrc.co.za
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Rachelle,

I trust all is well with you.

Can you advise us when the prospecting right is going to expire? Mpho was very helpful in providing me with the requested information but she however does not have a copy of the prospecting right which we need.

Kind regards



Dineo Peta
Team Lead: Mineral Rights

6 Hollard Street, Johannesburg
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E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Peta, Dineo (BSA - Manganese SA Asset)
Sent: 15 January 2014 12:25 PM
To: mpho.letsalo@enrc.co.za
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hello Mpho,

I trust all is well with you and wish you a happy 2014!

Have you had any luck with reference to my questions below? Can you also please send me a copy of the prospecting right?

Kind regards



Dineo Peta
Team Lead: Mineral Rights

6 Hollard Street, Johannesburg
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E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Peta, Dineo (BSA - Manganese SA Asset)
Sent: 12 December 2013 03:13 PM

To: 'Mpho Letsoalo'

Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Mpho,

Thank you very much for your assistance in this regard. Please advise of the following:

1. When does the prospecting right expire and when do you intend to commence with the mining activities?
2. The agreements provides for the conducting of quarterly meetings, do you know when this was the last time this was conducted?
3. Was the consideration / rental amount paid during this period? Please provide us with proof thereof.

Kind regards



Dineo Peta

Team Lead: Mineral Rights

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E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Mpho Letsoalo [<mailto:Mpho.Letsoalo@enrc.co.za>]

Sent: 11 December 2013 05:40 PM

To: Peta, Dineo (BSA - Manganese SA Asset)

Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Dineo

Please see the attached agreement entered into between Hotazel Manganese Mines Proprietary Limited, DMB Minerals CC and Mamatwan Manganese Proprietary Limited in respect of Portion 3 of the Farm Mamatwan as requested.

May you also please send me a sketch of the portion 3 of the farm Mamatwan if possible.

Regards
Mpho Letsoalo

From: Peta, Dineo (BSA - Manganese SA Asset) [<mailto:Dineo.Peta@bhpbilliton.com>]
Sent: 11 December 2013 01:16 PM
To: Mpho Letsoalo
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Mpho,

Our telephone conversation refers.

Please advise whether you had a land use agreement over portion 3 of Mamatwan (which we are the owners) and if possible please send me a copy thereof.

Your assistance in this regard is most appreciated.

Kind regards



Dineo Peta
Team Lead: Mineral Rights
6 Hollard Street, Johannesburg
T: +27 11 376 2627 C: +27 82 082 5529 F: +27 11 376 2323
E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Rachelle Stofberg [<mailto:rachelle@envass.co.za>]
Sent: 11 December 2013 11:40 AM
To: Peta, Dineo (BSA - Manganese SA Asset)
Cc: Emile van Druten; Vernon Siemelink; Nicolene Lotter
Subject: RE: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE

Hi Dineo,

We concur to your statements below. We will release the Draft Scoping NEMA within the next week and BHP will be notified.

As requested - Please see below the contact details for Mpho Letsoalo.

Mpho Letsoalo
Mineral Rights and Licence Coordinator

ENRC Management South Africa (Pty) Ltd
The Reserve – 54 Melville Road
1st Floor – East Wing
Illovo, Sandton, 2196
Gauteng, South Africa



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Sincerely,
Rachelle

Rachelle Stoffberg
Manager: Environmental Authorisations
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Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE
Importance: High

Good day Rachele,

Our telephone conversation refers.

I confirm that the MPRDA scoping process has been completed for this project, and that you are now in the process of finalizing the NEMA process. The EIA process has not commenced and will receive notice thereof when it does commence.

Please send me Mpho Letswalo's contact details for information on the land use during the prospecting period.

Thank you for your assistance in this regard. I will await to hear from you.

Kind regards



Dineo Peta

Team Lead: Mineral Rights

6 Hollard Street, Johannesburg

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E: dineo.peta@bhpbilliton.com W: www.bhpbilliton.com

From: Bierman, Piet (BSA - Group Legal)
Sent: 30 July 2013 02:09 PM
To: da Silva, Britta (BSA - Manganese SA Asset); Peta, Dineo (BSA - Manganese SA Asset)
Subject: FW: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE
Importance: High

Hi Britta and Dineo,

Please refer to the attached notice forwarded to me today.

Regards
Piet

From: Rachelle Stofberg [<mailto:rachelle@envass.co.za>]
Sent: 30 July 2013 01:42 PM
To: Rachelle Stofberg
Cc: Nicolene Lotter; Vernon Siemelink
Subject: PPP NOTIFICATION: SCOPING EIA APPLICATION FOR THE PROPOSED MAMATWAN MINE, NORTHERN CAPE
Importance: High

Dear Stakeholder,

INVITATION TO COMMENT AND NOTICE OF PUBLIC PARTICIPATION PROCESS FOR THE PROPOSED MAMATWAN MANGANESE MINE, HOTAZEL AREA, NORTHERN CAPE

Notice is hereby given of a joint Public Participation Process in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), the National Environmental Management Act, 1998 (Act No. 107 of 1998) [as amended] and the National Water Act, 1998 (Act No. 36 of 1998).

The Applicant, Mamatwan Manganese South Africa (Pty) Ltd., is intends to undertake a Scoping and Environmental Impact Assessment process as well as an Integrated Water Use License Application as part of their application for a mining right, environmental authorisation and water use license for the proposed Mamatwan manganese mine. regarding the application is provided in the attached **Background Information Document (BID)**.

Should you wish to register as an interested and Affected Party (I&AP) for this project, require additional information or would like to submit comments on the project please contact **Rachelle Stofberg** or **Nicolene Lotter** using the following contact details:

Environmental Assurance
394 Tram Street
New Muckleneuk
0181

Tel: (012) 460 9768
Fax: (012) 460 3071
E-mail: rachelle@envass.co.za / nicolene@envass.co.za

If you are aware of any other parties that may be interested in this project please feel free to pass this information on to them or alternatively provide us with their contact details.

Please forward your comments to us by 05 September 2013.

We look forward to your valued comments!

Kind regards,

Rachelle Stoffberg
Environmental Consultant
Environmental Authorisations
BSc. Agric. Cons. Ecol (US)
M.Phil. Environmental Management (US)

Environmental Assurance (Pty) Ltd

www.envass.co.za

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Rachelle Stofberg

From: Rachelle Stofberg
Sent: 28 August 2013 03:44 PM
To: 'Maxie Erasmus'
Cc: 'Sylvester.Peverelle@webberwentzel.com'; 'jeff@tshipi.co.za'; 'Natasha Chengapar'; 'Rita.Spalding@webberwentzel.com'; Emile van Druten; Vernon Siemelink
Subject: RE: Mamatwan Manganese Ore Mine [IWOV-WS_JHB.FID1552360]
Attachments: S2_A231637252.pdf

Importance: High

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Maxie,

Thank you for your correspondence.

Please find attached the acceptance letter issued by the DMR on 05/07/13 for the Mining Right Application submitted. The DMR Scoping Report has been completed and submitted to the DMR.

Kind regards,

Rachelle Stofberg
Environmental Consultant
Environmental Authorisations
BSc. Agric. Cons. Ecol (US)
M.Phil. Environmental Management (US)

Environmental Assurance (Pty) Ltd

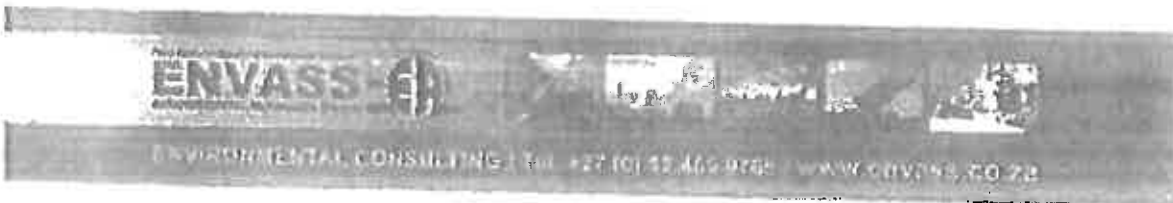
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From: Maxie Erasmus [mailto:Maxie.Erasmus@webberwentzel.com]
Sent: 28 August 2013 03:28 PM

To: Rachelle Stofberg
Cc: Sylvester Peverelle; jeff@tshipi.co.za; natasha@tshipi.co.za; Rita Spalding
Subject: Mamatwan Manganese Ore Mine [IWOV-WS_JHB.FID1552360]

Dear Rachelle

Our conversation earlier refers.

We act on behalf of Tshipi E Ntle Manganese Proprietary Limited.

We confirm that you telephonically advised the writer that Mamatwan's mining right application has been accepted by the DMR. We would be most grateful if you would e-mail us a copy of the acceptance letter.

Kind regards

Maxle Erasmus
Associate

WEBBER WENTZEL

in alliance with > Linklaters

T: +27 11 530 5544 F: +27 11 530 6544 M: +27 82 384 5430

E: Maxle.Erasmus@webberwentzel.com

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Rachelle Stofberg

From: Jeff Leader [jeff@tshipi.co.za]
Sent: 28 August 2013 04:27 PM
To: 'Maxie Erasmus'; Rachelle Stofberg
Cc: 'Sylvester Peverelle'; natasha@tshipi.co.za; 'Rita Spalding'
Subject: RE: Mamatwan Manganese Ore Mine [IWOV-WS_JHB.FID1552360]
Attachments: Mining Right MR206.pdf; MMT consolidated sgdiagram.pdf; MMT Sg diagrams.pdf; MMT Pnt3 Split- Annexure D.pdf

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Folks

The consolidated SG diagram coincides with Tshipi's emp and with Ntsimbintle's surface right holding. The mining right excludes Mamatwan 331 portion 18.

I hope these diagrams makes it clear.

Regards
Jeff

Jeff Leader



tshipi e Ntle
Manganese Mining

Mobile: +27 (0)82 499 8001 | Tel: +27 53 723 1024 | Fax: +27 8653 70233

Tshipi Borwa main gate: S 27 deg 24.360'; E 22 deg 58.620'
Email: jeff@tshipi.co.za <mailto:jeff@tshipi.co.za>
skype: [jeff.leader1](#)

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From: Maxie Erasmus [<mailto:Maxie.Erasmus@webberwentzel.com>]
Sent: 28 August 2013 15:28
To: rachelle@envass.co.za
Cc: Sylvester Peverelle; jeff@tshipi.co.za; natasha@tshipi.co.za; Rita Spalding
Subject: Mamatwan Manganese Ore Mine [IWOV-WS_JHB.FID1552360]

Dear Rachelle

Our conversation earlier refers.

We act on behalf of Tshipi E Ntle Manganese Proprietary Limited.

We confirm that you telephonically advised the writer that Mamatwan's mining right application has been accepted by the DMR. We would be most grateful if you would e-mail us a copy of the acceptance letter.

Kind regards

Maxie Erasmus
Associate

WEBBER WENTZEL

in alliance with > Linklaters

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Rachelle Stofberg

From: Sylvester Peverelle [Sylvester.Peverelle@webberwentzel.com]
Sent: 09 September 2013 09:47 AM
To: Rachelle Stofberg
Cc: Maxie Erasmus; Rita Spalding; Vernon Siemelink; Emile van Druten
Subject: RE: Our Matter 2437174; Your Reference NC/EIA/10/JTG/GA/MAM/2013 - Objection against application for a mining right by Mamatwan Manganese South Africa (Pty) Ltd [IWOV-WS_JHB.FID1552360]

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Rachelle,

Thank you for reverting.

Awaiting receipt of the documents at your earliest convenience.

Kind regards

Sylvester

From: Rachelle Stofberg [mailto:rachelle@envass.co.za]
Sent: 09 September 2013 09:23
To: Sylvester Peverelle
Cc: Maxie Erasmus; Rita Spalding; Vernon Siemelink; Emile van Druten
Subject: RE: Our Matter 2437174; Your Reference NC/EIA/10/JTG/GA/MAM/2013 - Objection against application for a mining right by Mamatwan Manganese South Africa (Pty) Ltd [IWOV-WS_JHB.FID1552360]

Dear Sylvester

We hereby acknowledge your correspondence. We will forward you a copy of MMSA's Mining Right Application, Mining Work Programme and Social and Labour as requested.

Regards,
Rachelle

Rachelle Stofberg
Environmental Consultant
Environmental Authorisations
BSc. Agric. Cons. Ecol (US)
M.Phil. Environmental Management (US)

Environmental Assurance (Pty) Ltd

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From: Sylvester Peverelle [mailto:Sylvester.Peverelle@webberwentzel.com]

Sent: 06 September 2013 03:04 PM

To: Rachelle Stoffberg

Cc: Maxie Erasmus; Rita Spalding

Subject: Our Matter 2437174; Your Reference NC/EIA/10/JTG/GA/MAM/2013 - Objection against application for a mining right by Mamatwan Manganese South Africa (Pty) Ltd [IWOV-WS_JHB.FID1552360]

Dear Ms Stoffberg,

We refer to earlier correspondence between yourselves (representing Mamatwan Manganese South Africa (Pty) Ltd "MMSA") and our Ms Maxie Erasmus and now enclose the following documents for your records as part of the EIA process and for presentation to MMSA:

1. Our letter of objection dated 6 September 2013;
2. Annexures A to G referred to in the Objection; and
3. Proof of lodgement of the abovementioned documents today at the offices of the DMR in Kimberley.

We draw your attention in specific to paragraphs 1.1 and 1.2 of our enclosed letter to the DMR dated 6 September 2013.

We further draw your attention to paragraph 5.4 of our enclosed letter.

Would you kindly let us have a complete copy of MMSA's application for the mining right including all Annexures and Appendices therein mentioned as well as any covering letters in respect thereof as well as a copy of MMSA's Mining Work Programme and Social and Labour Plan (and all Annexures and Appendices mentioned in such documents) lodged in support of its application.

Would you also, in due course, let us have a copy of the draft Environmental Management Programme which MMSA is required to lodge with the DMR.

Kindly acknowledge receipt hereof.

Kind regards

Sylvester Peverelle
Consultant

WEBBER WENTZEL
in association with Linklaters

T: +27 11 530 5980 F: +27 11 530 6980 M: +27 82 562 8588
E: Sylvester.Peverelle@webberwentzel.com

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- 1.4 Ntsimbintle is the registered owner of the following properties:
 - 1.4.1 Portion 16;
 - 1.4.2 Portion 17; and
 - 1.4.3 Portion 18.
- 1.5 Tshipi is the registered owner of Portion 8 of the farm Mamatwan 331, situated in the Magisterial District of Kuruman ("Portion 8"). Tshipi specifically acquired this property on 28 July 2010 in order to establish discard dumps thereon and in order to create a sufficient buffer zone for fly-rock from its blasting operations.
- 1.6 We have been instructed that Mamatwan Manganese South Africa Proprietary Limited ("MMSA") is the holder of a prospecting right in respect of the original Portion 3 ("Portion 3") of the farm Mamatwan 331 (which now comprises of the Remaining Extent of Portion 3 and Portion 18), Portion 8 and the Remaining Extent of the farm Mamatwan 331 ("the MMSA PR").
- 1.7 Tshipi has been advised by MMSA's environmental consultants, Envass Environmental Assurance Proprietary Limited ("Envass") that MMSA has recently applied for a mining right in terms of section 22 of the Mineral and Petroleum Resources Development Act No. 28 of 2002 ("the MPRDA") to mine for manganese in, on and under the Remaining Extent, the Remaining Extent of Portion 3, Portion 8 and Portion 18 of the farm Mamatwan 331 ("the Application"), which application is being processed under the Department of Mineral Resources ("DMR") reference number NC 30/1/2/10031 MR.
- 1.8 We attach hereto as Annexe "A" a copy of the DMR letter of acceptance of the Application. We note that there appears to be a difference between the property description in the letter of acceptance and the property description in the background information document ("BID") received from Envass (attached hereto as Annexe "B"). In the DMR letter of acceptance, the Application is described as including the Remaining Extent, the Remaining Extent of Portion 3 and Portion 8 of the farm Mamatwan 331 when in fact the BID records the property description of the Application as being the Remaining Extent, the Remaining Extent of Portion 3, Portion 8 and Portion 18 of the farm Mamatwan 331. Envass telephonically confirmed that the property description in the BID matches the property description in the Application.
- 1.9 We accordingly base this objection on the property description contained in the BID and Tshipi as the landowner of Portion 8 as well as the holder of an EMP over Portion 18 and Ntsimbintle as the land owner of Portion 18, are interested and affected persons as defined in the regulations to the MPRDA for purposes of this objection.

2. Structure of the Objection

- 2.1 This objection will be dealt with in the following sequence:
 - 2.1.1 factual background to the objection;
 - 2.1.2 relevant provisions of the law;

- 2.1.3 Tshipi and Ntsimbintle's grounds on which the objection is based; and
- 2.1.4 relief sought.

3. Factual Background

- 3.1 The basis of this objection partly originates from a historical relationship between Tshipi, Ntsimbintle and MMSA. We therefore deem it necessary to briefly explain such history for purposes of understanding the grounds of this objection.
- 3.2 While Tshipi is the holder of NC 206 MR, which mining right was originally held by Ntsimbintle and ceded, within ministerial consent in terms of section 11 of the MPRDA, from Ntsimbintle to Tshipi. We attach hereto as Annexe "C" a copy of the notarial deed of cession in terms of which Ntsimbintle transferred NC 206 MR to Tshipi.
- 3.3 Prior to obtaining NC 206 MR, Ntsimbintle held a prospecting right in respect of the properties included in NC 206 MR as well as the farm Sinterfontein 748.
- 3.4 In September 2008, whilst Ntsimbintle was in the process of applying for the NC 206 MR, MMSA (at the time known as "DMB", but for purposes of paragraph 3.5, will be referred to as "MMSA") was granted the MMSA PR.
- 3.5 MMSA proceeded to object to the application for NC 206 MR and this triggered discussions between MMSA and Ntsimbintle, as Ntsimbintle had intended to use a portion of Portion 3 (now known as "Portion 18") to house infrastructure required for its potential mine.
- 3.6 Mohammed Madhi ("Madhi"), the then Chief Executive Officer of Safika Resources, a party connected to Ntsimbintle, was mandated to negotiate with Richard Napier ("Napier"), the managing director of the Amari Resources Group ("Amari"), a party connected to MMSA.
- 3.7 The negotiations between Madhi and Napier resulted in a verbal agreement, the terms of which were recorded in e-mail correspondence between Napier and Madhi dated 25 February, 24 and 29 April 2009, which e-mails are attached hereto as Annexe "D.1 to D.4". Kindly note that the content of the aforementioned e-mails are to be treated as confidential.
- 3.8 Essentially, it was agreed that Ntsimbintle would pay for the drilling of one borehole on Portion 3 and in the event that the results came back negative for the mineral, manganese, on Portion 3, MMSA would withdraw its objection to Ntsimbintle's mining right application and Ntsimbintle would be entitled to construct the mine's infrastructure on Portion 18 (a portion of Portion 3).
- 3.9 We attach hereto as Annexe "E.1", an e-mail from Napier to Madhi dated 7 April 2009, wherein Napier indicated that the magnetic survey over Portion 3 had been completed. Madhi and other representatives of Ntsimbintle were invited to meet to discuss the development of the infrastructure on Portion 18. A target area for the drilling was identified. Annexe "E.2" hereto is a diagram which reflects the approximate positions of 5 (five) prospecting holes which were to be drilled on Portion 3 in close proximity to Ntsimbintle's proposed infrastructure. All holes were drilled by Amari and Ntsimbintle reimbursed them with the cost of one hole. While our Clients are not in possession of the drilling results, Ntsimbintle places on record

programme and environmental management plan may not be amended or varied without the written consent of the Minister.

4.2 Mine Health and Safety Regulations published under Government Notice R93 in Government Gazette 17725

In terms of regulation 17.7, the holder of a mining right must take reasonable measures to ensure that:

- "(a) no mining operations are carried out within a horizontal distance of 100 metres from reserve land, buildings, roads, railways, dams, waste dumps, or any structure whatsoever including such structures beyond the mining boundaries, or any surface, which it may be necessary to protect in order to prevent any significant risk, unless a lesser distance has been determined safe by risk assessment and all restrictions and conditions determined in terms of the risk assessment are complied with;*
- (b) workings coming within 50 (fifty) metres, from any other excavation, workings, restricted area or any other place where there is, or is likely to be a dangerous accumulation of fluid material, noxious or flammable gas are mined subject to such restrictions and stopped at such positions as determined by risk assessment;*
- (c) where ground movement, as a result of mining operations, poses significant risk, an effective ground movement monitoring system is in place; and/or*
- (d) survey records and plans relating to conditions described in paragraph (a) and (b) above, are made available to the persons doing the risk assessment."*

5. Grounds for Objection

- 5.1** It is clear from the Application that MMSA has applied for a mining right over an area (Portion 18) which it previously agreed to allow Tshipi to develop infrastructure on, on the basis that the property is not mineralised with manganese (which is the target mineral in the Application). Unfortunately, Ntsimbintle only paid for the prospecting and as such neither Ntsimbintle nor Tshipi has copies of the prospecting results in their possession. It is our understanding that the results are in MMSA's possession. As indicated above, it is clear from e-mail correspondence exchanges between the parties that this was the agreement reached.
- 5.2** It is important to note further that with Tshipi's current infrastructure on Portion 18, it would be extremely difficult from a mine health and safety perspective, for MMSA to meet the requirements of regulation 17(7) to the Mine Health and Safety Act, No. 29 of 1996 and other relevant regulations and to mine around Tshipi's infrastructure already situated on Portion 18. Portion 18 is integral to Tshipi's mining operation. Without Portion 18, the operation cannot continue economically and the employment of approximately 600 mine employees would be jeopardised as well as a life of mine of approximately 60 years.
- 5.3** Further, based on the negative prospecting results on both Portion 18 and the non-mineralised portion of Portion 8, we are of the opinion that it would be impossible for MMSA to submit a mining work programme ("MWP") which complies with the provisions of section 23(1)(a) (read with regulation 11) of the MPRDA, if the

southern portion of Portion 8 and the whole of Portion 18 are not mineralised, MMSA cannot show that the mineral can be mined optimally and as such the Minister cannot grant the Application.

- 5.4 Our Clients have only reviewed a copy of the BID and have not had sight of the Application, the MWP or the environmental management programme which MMSA is required to submit in terms of section 22(4)(a) of the MPRDA ("Required Documents").
- 5.5 MMSA has also not consulted with our Clients as it is required to do in terms of section 22(4)(b) of the MPRDA. Paragraph 2.3 of the DMR's letter of acceptance of the Application requires that our Clients, as occupiers of the land, are notified in writing and consulted with by 5 August 2013. The results of the consultation should have been submitted to your offices by 5 August 2013. This condition has not been complied with.
- 5.6 Our Clients reserve the right to amplify this objection and/or raise further objections when our Clients have been placed in possession of and had the opportunity to consider the Required Documents and after our Clients have been consulted with.

6. Relief sought

- 6.1 We respectfully submit, in view of the facts and legal submissions set out herein, that a decision to grant a mining right to MMSA will be unlawful and unreasonable and will accordingly constitute a contravention of the provisions of section 6(1) of the MPRDA.
- 6.2 In light of the above premises we respectfully submit that the Application should be refused.
- 6.3 All our Clients' rights are reserved.

Yours faithfully



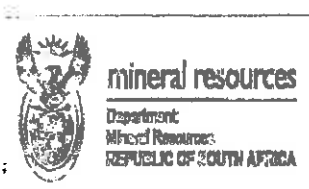
WEBBER WENTZEL

Maxie Erasmus

Direct tel: +27 11 530 5544

Direct fax: +27 11 530 6544

Email: maxie.erasmus@webberwentzel.com



PER REGISTERED MAIL

The Directors
Mmametwen Manganeise (Pty) Ltd
Private Bag 111
Binnem
Johannesburg
2013

Fax no: (011) 478 6657 / 026 591 7921

Dear Sir/Madam

RE: ACCEPTANCE OF AN APPLICATION FOR A LEASING RIGHT

Name of Applicant	Mmametwen Manganeise (Pty) Ltd
Description of property	The Remaining Extent, Remaining Extent of Portion 3 and Portion 8 Mmametwen No 331
District	Kuruman

- This is to inform you that your above-mentioned application to mine Manganeise in respect of the above-mentioned property in terms of section 22 of the Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002) has been accepted.
- In terms of section 22(4) of the said Act you are therefore required:
 - to submit a Scoping Report in terms of Regulation 49(2) on or before the 08th August 2013; and
 - to conduct an Environmental Impact Assessment and submit six (6) copies of the Environmental Management Programme (EMP 2011 version) for approval on or before the 10th March 2014. One (1) copy must be submitted online and five (5) uploaded copies must be submitted physically at the DMR offices in Kimberley on or before 11th March 2014; and
 - to notify in writing and consult with the landowner or lawful occupier and any other affected party and submit the result of such consultation to this office on or before the 08th August 2013;
- You are further requested in terms of section 22(4) of the Act to give effect to the object referred to in section 2(d) of the Act. In this regard you are required to submit by no later than 08th August 2013, the following documents:

"A"

65 P Malja Street Private Bag 20023
Kimberley Kimberley
8300

Tel: (063) 507 1700
Fax: (063) 508 2881
Ref No: NO 2011/25/10001 MR
Enquiries: LC Newlands

- duty signed shareholders' agreements;
 - share certificates and shareholder's registers;
 - articles and memorandum of association of the company;
 - details relating to funding (all relevant agreements); and
- Any other agreement or documents relating to the agreement.
 - Joint Venture Agreements;
 - Any other agreement relating to this transaction
 - Failure in submitting all required information within the prescribed timeframes could have negative impact on the processing of your application.
 - Kindly note that all the requested information should be submitted online.**

Yours faithfully


REGIONAL MANAGER, MINERAL REGULATION
NORTHERN CAPE REGION
DATE: 05/07/2013

BACKGROUND INFORMATION DOCUMENT

PUBLIC PARTICIPATION PROCESS FOR A SCOPING AND ENVIRONMENTAL IMPACT ASSESSMENT AND INTEGRATED WATER USE LICENSE APPLICATION FOR THE PROPOSED MAMATWAN MANGANESE MINE

DATE: 16/02/2016

PROJECT: MAMATWAN MANGANESE MINE

ENVASS



The purpose of this Background Information Document (BID) is to inform interested and Affected Parties (I/AAPs) about the Scoping, EIA and WULA process that is being conducted for the proposed Mamatwan Manganese Mine near Matiel, Northern Cape Province.

In addition to supplying information regarding the project and the Scoping and EIA process, the BID also provides I/AAPs with the opportunity to:

- Register as an I/AAP and to respond to the environmental compliance process;
- Raise issues of concern and provide suggestions for enhanced benefits;
- Contribute to local knowledge;
- Comment on the Draft Scoping Report (SR) & Environmental Management Program (EMP); and
- Inform any other person / organization that they may feel should be informed about the project.

The Applicant, Mamatwan Manganese South Africa (Pty) Ltd, intends to undertake a Scoping and Environmental Impact Assessment process as well as an Integrated Water Use License Application as part of their application for a mining right, environmental authorisation and water use license for the proposed Mamatwan manganese mine. Compliance is required in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), the National Environmental Management Act, 1989 (Act No. 107 of 1989) (as amended) and the National Water Act, 1998 (Act No. 36 of 1998). These Acts call for a comprehensive independent assessment of potential environmental impacts as well as the involvement of registered I/AAPs in the impact assessment process. The sharing of information forms an important component of the public participation process and provides you with the opportunity to become actively involved in the process from the onset.

The proposed mine (herein after referred to as "the site"), will be located on the Remaining Easement as well as the Remaining Easement of Portion 3, Portion 5 & 18 of the Farm Mamatwan 331 (342,81 Ha) (Refer to Figure 1 below). The project is located in Krichard Manganese Fields (KMF) of the Northern Cape Province of South Africa. The KMF is known to have 80% of the world's known high-grade manganese.

Manganese is found as a free element in nature (often in combination with iron), and many other minerals. It is an important industrial metal for alloy uses, particularly in stainless steels. Manganese phosphite is used as a treatment for rust and corrosion prevention on steel. Depending on their oxidation state, manganese ions have various colours and are used industrially as pigments. The most important manganese ore is pyrolusite (MnO₂) and other economically important manganese ores usually show a close spatial relation to the iron ores. Land-based resources are large but irregularly distributed. Over 80% of the known world manganese resources are found in South Africa. These mostly occur near Matiel in the Northern Cape Province. According to the USGS, reserves were estimated at 13 billion tons in 2009 and SA produced 1 300 000 tons of manganese ore in that year.

The site is located within the municipal boundaries of the John Taolo Gaetsewe District Municipality and borders the Ga Sagony, Joe Morolong and Gamaqara Local Municipalities. Matiel, Kuruman and Kallit are the closest towns being respectively 20km north, 55km east and 40km south. The site will be located adjacent to the west of the existing Mamatwan Mine (owned by Samcor) and R300.

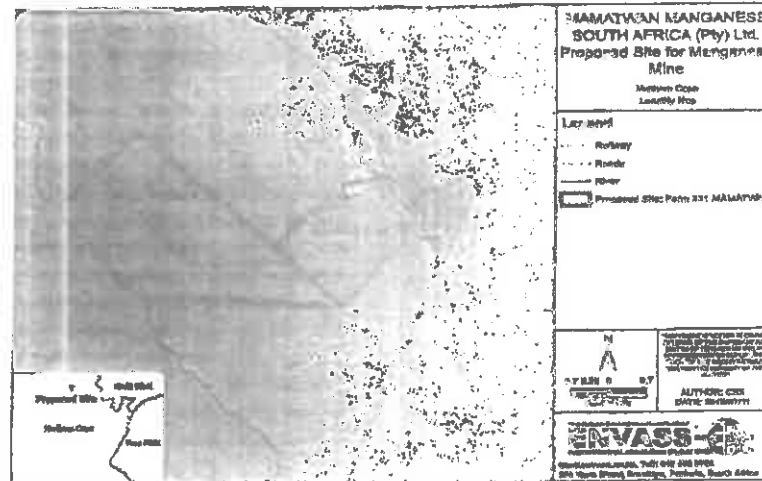


Figure 1: Locality Site

The proposed site is located within an area which is already severely disturbed as result of agricultural and extensive mining activities. Most of the mining activities within the Joe Morolong and Gamaqara areas are connected to the Sishan-Saldanha and Sishan-PE railway routes. To this effect, mining and exploration activities occurring within the surrounding area includes inter alia:

- > Weisels Mine (underground operation)
- > Tahipi Mine (open cast mining)
- > Mamatwan Mine (open cast mining)
- > UNK Mine (open cast mining)
- > Kuduwanne (open cast mining)

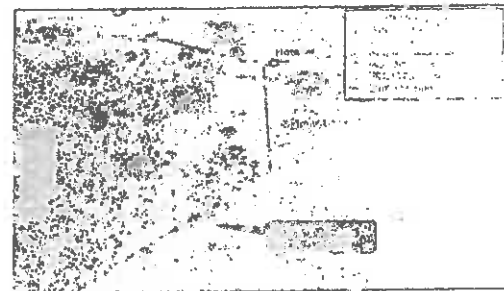


Figure 2: Surrounding mining activities (Source: Manganese Export 10MP's Export Programme presentation - 7 June 2015)

NEEDS DESCRIPTION

Economic:

South Africa has one of the world's largest manganese reserves. The highest concentration of manganese mines who produce predominantly high and mid grade ores, are located in the Katsheh Manganese Basin. These predominant high grade ores are the most common export commodity in the Northern Cape. Research also indicates that the manganese industry will experience an even stronger export demand within the next 10 years. The proposed Mamabwan Manganese Mine will ensure that the Northern Cape and South Africa will benefit from the projected growth of the manganese industry. This growth will be based on the increasing global need for steel manufacturing, as well as ensuring higher steel grades through alloying the steel product mix.

Socio-economic:

Unemployment is a major problem within the Tsoelike District. The proposed Mamabwan Manganese Mine will have a significant positive impact on the baseline socio-economic conditions of the local communities involved. The mine will create several employment opportunities and preference will be given to the locally unemployed wherever possible. The mine will contribute towards the socio-economic development of the region as a whole through social upliftment and job creation as primary agents.

The mine will as part of the Infrastructure and Poverty Alleviation projects (IPAPS) help address the needs of the municipality identified, which includes:

- > Infrastructure (water provision of communities with no water)
- > Income generation (facilities for tourists where local communities can generate income)

Environmental:

The proposed site for the Mamabwan Mine is located within an area which is already severely disturbed as result of agricultural and extensive mining activities. The proposed mine will be located adjacent to the west of the existing Mamabwan Mine. As a result of the anthropogenic influences evident in the area, it is highly unlikely that any environmental, or cultural effects of high significance are evident within the study area.

The project is aligned with the objectives of the municipal Spatial Development Framework and Integrated Development Plan and will not compromise the integrity of these respective forward planning documents.

ESD:	Background Information Document
DEDC:	Northern Cape Department of Environment and Nature Conservation
DMSE:	Department of Mineral Resources
EAP:	Environmental Assessment Practitioner
EIA:	Environmental Impact Assessment
EMP:	Environmental Management Program
GN:	Government Notice
ISAP:	Interested and Affected Party
MPRDA:	Mineral and Petroleum Resources Development Act, 2002 (Act no. 28 of 2002)
NEMA:	National Environmental Management Act, 1989 (Act no. 107 of 1989)
NWA:	National Water Act, 1988 (Act no. 36 of 1988)
PPP:	Public Participation Process
SR:	Scoping Report
WULA:	Water Use License Application

OPERATIONAL FRAMEWORK

The proposed mine and associated operations require compliance with the EIA Regulations of 2010, promulgated in terms of the MEQA, Act no. 107 of 1996 (as amended). The proposed activity requires an EIA (refer to Figure 3 below) in terms of the activities below.

GN no. R 544 Activity no:

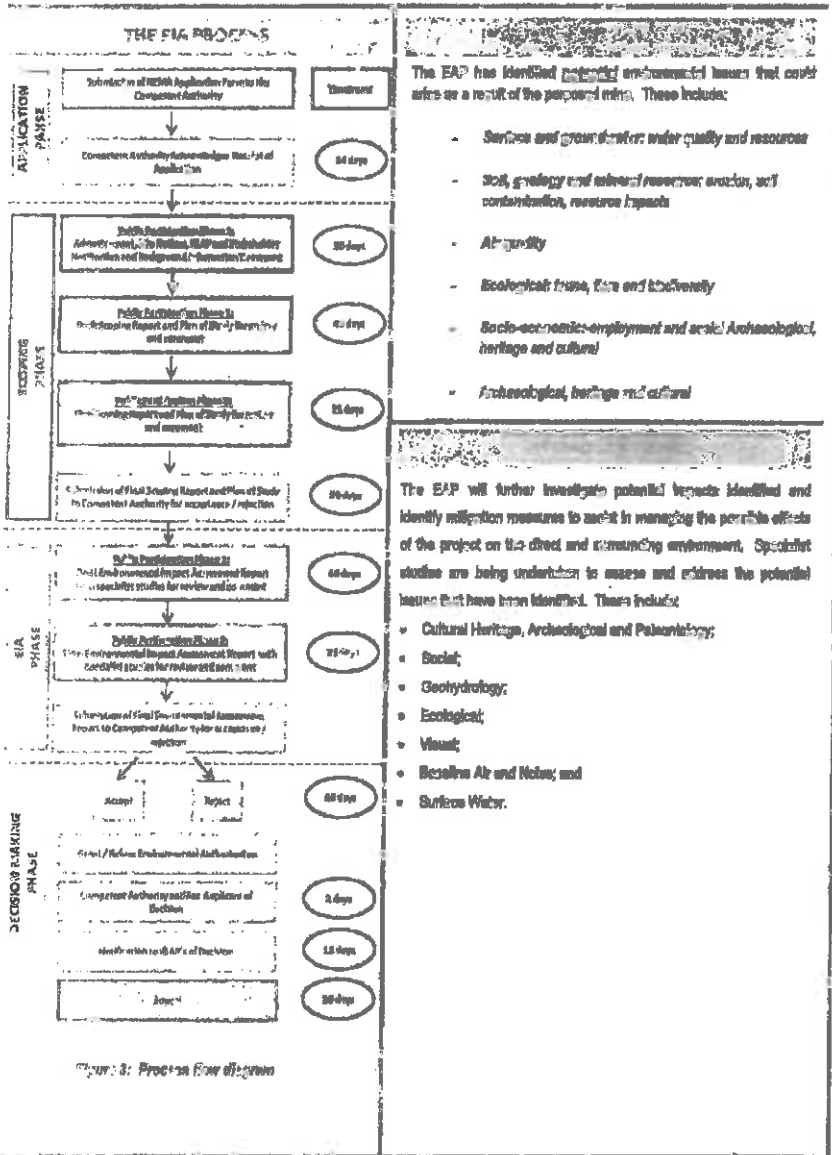
- 2: The construction of facilities or infrastructure for the transmission and distribution of electricity outside urban areas or industrial complexes with a capacity of more than 33 but less than 275 kilovolts;
- 11: The construction of infrastructure or structures covering 50 square metres or more where such construction occurs within a watercourse or within 32 metres of a watercourse;
- 13: The construction of facilities for the storage and handling, of a dangerous good, where such storage occurs in containers with a combined capacity of 60 but not exceeding 250 cubic metres;
- 16: The infilling or depositing of any material of more than 5 cubic metres into, of the dredging, excavation, removal or moving of soil, sand, pebbles or rock of more than 5 cubic metres from a watercourse;
- 22: The construction of a road, outside urban areas, where no reserve exists where the road is wider than 8 metres;
- 37: The expansion of infrastructure for the bulk transportation of water, where the infrastructure is expanded by more than 1 000 metres in length or where the throughput capacity of the facility or infrastructure will be increased by 10% or more;
- 47: The lengthening of a road by more than 1 kilometre, where no reserve exists, where the existing road is wider than 8 metres; and
- 53: The expansion of a railway line where there will be an increased development footprint.

GN no. R 545 Activity no:

- 16: The physical alteration of undeveloped land for industrial use where the total area to be transformed is 20 hectares or more; and
- 20: Any activity which requires a mining right as contemplated in section 22 of the MPRDA.

The proposed project also requires compliance with the NWA Regulations of 1988 and 1989, as promulgated in terms of the NWA, Act no. 36 of 1988. The proposed new mine requires a WULA as listed in Section 21 of the NWA for the below mentioned activities:

- Subsection A: Abstracting water from a water resource;
- Subsection B: Storing of water;
- Subsection C: Impeding or diverting the flow of water in a watercourse;
- Subsection G: Disposing of waste in a manner which may detrimentally impact on a water resource;
- Subsection I: Altering the beds, banks, course or characteristics of a watercourse; and
- Subsection J: Removing, discharging or disposing of water found underground if it is necessary for the efficient continuation of an activity or for the safety of people.



PUBLIC PARTICIPATION PROCESS

Notice is hereby given of a Joint Public Participation Process in terms of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), the National Environmental Management Act, 1998 (Act No. 107 of 1998) (as amended) and the National Water Act, 1956 (Act No. 36 of 1956).

The PPP forms an integral part of the assessment process. The PPP aims to provide the I&APs with an opportunity to participate in a meaningful and constructive manner and gives the platform for raising issues, comments and concerns in respect of the project.

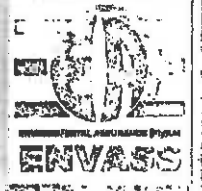
To ensure that you are registered as an I&AP, and are provided with an opportunity to comment on the project and that you receive updated project information, please complete and return the enclosed registration and comments sheet or contact Environmental Assurance by telephone, e-mail, mailing or fax.

In terms of the EIA Regulations, your attention is drawn to your responsibilities as an I&AP:


- In order to participate in the scoping process, register yourself on the project database (see attached Registration form);
- Inform any other parties (neighbours, friends, colleagues, etc.) who may be interested and / or affected by the proposed project to become involved;
- Ensure that any comments regarding the proposed project are submitted within the timeframes that have been approved or set by the approving authority; and
- Disclose any direct business, financial, personal and / or other interest which you may have in the approval or refusal of the project.

A COPY OF THE DRAFT SCOPING REPORT AND ENVIRONMENTAL MANAGEMENT PROGRAM WILL BE MADE AVAILABLE (WHEN RELEASED) AT THE KURUMAN PUBLIC LIBRARY (Kwenaal Street, Tel: 053 712 0357) AS WELL AS ON ENVIRONMENTAL ASSURANCE'S WEBSITE: <http://www.envass.co.za/showcontent>

I&AP REGISTRATIONS AND COMMENTS ARE REQUIRED BY 15 SEPTEMBER 2011



Name:		Surname:	
Address:		Organisation:	
Postal Address:			
Tel:		Email:	
Fax:		Email:	
I want to receive my notifications via:		Post	Fix
<p>Comments / concerns that you would like to raise at this stage of the proposed project?</p> <p>(Please use additional pages if required)</p>			

Registered in the MINERAL AND FUELS REGISTRATION & RECEIPTS
 in the Register of Agents of Companies
 on the 17th day of March 2011
 Under RPPT No. 1/2011

 P.P. MKHONTO GENERAL
 DEPT. OF MINING AND ENERGY

Protocol No. 4h /2011

NOTARIAL OMISSION OF MINING RIGHT

BE IT HEREBY MADE KNOWN:

That on this the 15th day of March in the year Two Thousand and Eleven (2011) before me, **ELLIOTT LLOYD WOOD**, Notary Public, duly admitted and sworn, residing and practising at Johannesburg in the Province of Gauteng, Republic of South Africa, and in the presence of the undersigned witnesses personally came and appeared **SHIRLEY NODOR** a senior associate of Workmans Attorneys, of Johannesburg and as such in her capacity as the duly authorised Attorney and Agent of:



exhibited to me the Notary, and reside in my Protocol with the minute hereof.

AND THE APPEARER DECLARED THAT:

WHEREAS:

- A. The Cedent is the holder of the undermentioned mining right, converted in terms of Item 7(3) of Schedule II of the Mineral and Petroleum Resources Development Act 28 of 2002, namely:

to mine for manganese ore on portion of portion 1 and portion of portion 2 of the Farm Mamatwan 331 in the Magisterial District of Kuruman measuring 767.3155 hectares in extent as will more fully appear from the Mining Right

(hereinafter referred to as "*the Mining Right*").

- B. The Cedent has, in terms of a joint venture agreement dated 2 June 2009, as amended, disposed of the Mining Right to the Cessionary.
- C. In terms of the said joint venture agreement the Cedent wishes to cede and assign its rights and obligations under the Mining Right to the Cessionary for a consideration of R102 637 190.00.



- D. The Minister of Minerals and Energy has consented in terms of section 11 of the Mineral and Petroleum Resources Development Act 28 of 2002 to the cession herein contained.

NOW THEREFORE THESE PARTIES WITNESS:

1. The Cedent hereby, with effect from 26 July 2010, cedes and assigns all of its rights and obligations under the Mining Right to the Cessionary.
2. The Cessionary hereby accepts the cession and assignment referred to in clause 1 above.
3. It is recorded that the ~~costs~~ for this cession is the joint venture agreement referred to above.
4. The costs of and incidental to this cession shall be borne and paid by the Cessionary.



NTSIMBINTI E MINING (PROPRIETARY) LIMITED
(No. 2004/003269/07)

(hereinafter together with its successors in title and assigns referred to as "*the Cedant*")

she, the said Apporcer, being duly authorized hereto under and by virtue of a Special Power of Attorney signed at Johannesburg on the 6th day of December 2010, and granted to her by Justin Pitt in his capacity as Director of the Cedant, he being duly authorized thereto under and by virtue of a Resolution of Directors of the Cedant passed at Johannesburg on the 30 day of September 2010;

AND

INSHI E NILE MANGANESE (PROPRIETARY) LIMITED
(No. 2005/003117/07)

(hereinafter together with its successors in title and assigns referred to as "*the Cessionary*")

she, the said Apporcer, being duly authorized hereto under and by virtue of a Special Power of Attorney signed at Johannesburg on the 6th day of December 2010, granted to her by Fian Behlken in his capacity as Director of the Cessionary, he being duly authorized thereto under and by virtue of a Resolution of Directors of the Cessionary passed at Johannesburg on the 30 day of September 2010;

which Powers of Attorney and certified copies of which Resolutions have today been

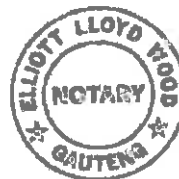
[Handwritten initials and scribbles]

THIS DONE AND EXECUTED at JOHANNESBURG on the day and in the month and year hereinafter written in the presence of the undersigned witnesses.

AS WITNESSES:

1. *[Signature]* _____ (1) _____ d.d.
2. *[Signature]* _____ (2) _____ d.d.

QUOD ATTESTOR



[Signature]
NOTARY PUBLIC

"D.1"
(4 PAGES)

"D.2"

Richard Napier

From: Mohamed Madhi <mudhi@safika.co.za>
Sent: 29 April 2009 10:02
To: Andre Bekker; Philip le Roux
Subject: FW:

From: Mohamed Madhi
Sent: 29 April 2009 09:53 AM
To: 'Richard Napier'
Subject: RE:

Richard,

Thanks for your note. My comments as follows:

We would be happy to pick up the cost of drilling the one hole as mentioned provided we have an understanding that if the drill results show no significant Mn close to the surface we would be allowed to place our infrastructure as originally suggested.
I confirm that we would be open to sharing our proposed rail infrastructure on mutually acceptable terms. I will forward a draft HOA once we have finalised plans and done some analysis regarding this infrastructure.

Other than that I think the recordal is a fair reflection of our discussion.

Regards
Mohamed Madhi
Chief executive Officer
Amar Resources (Pty) Ltd

From: Richard Napier [mailto:Richard@amarholdings.com]
Sent: 24 April 2009 09:23 AM
To: Mohamed Madhi
Cc: Andre Bekker; Philip le Roux
Subject:

Mohamed,

As agreed set out below is a record of our last discussion which took place on 17 April:

- It was agreed that Ntshimbinile would pick up the cost of drilling the one borehole on Mamatwan pin 3 as indicated to you in our meeting. This was because the ground magnetic survey had resulted in the identification of a significant Mn target underlying the proposed plant area which required further evaluation before we would be in a position to confirm the siting of surface infrastructure on the property. In this regard Philip le Roux would be in touch with Geoff Leader to arrange;
- It was confirmed that following the drilling of this and one other hole on the anomaly, Amarj would be in a position to advise Ntshimbinile on the siting of proposed surface infrastructure on Mamatwan pin 3. We want to try and get answers on this as soon as possible;
- You reiterated the offer to allow Amarj Mamatwan access to your rail infrastructure in particular in due course if we developed an operation on Mamatwan. In this regard you indicated that you would forward to us a draft Heads of Agreement;
- You indicated that Ntshimbinile would be interested to discuss a possible joint venture in respect of the contiguous ore blocks which both parties might hold in the western portion of both properties. We will be

- commencing a drilling programme in the near future on Mamatwan pin 8 and once we have completed this we would similarly be interested to explore the options for the contiguous blocks.
- You indicated that you would still be arranging a meeting of all the parties regarding the Boerdraai/Wessels project in the north.
- It was noted that Safika Collieries technical representative was engaging with Amarj in regard to the Dalmas project. We indicated that we were interested in pursuing discussions in this regard and that we had communicated to Dale Packham that any offer should contain a cash component up front and that the higher the cash portion the greater the likelihood of success.

Let me know if this accords with your understanding. If not or you wish to add anything please feel free to do so.

Regards

Richard.

Richard Napier
Managing Director
The AMARI Resources Group
Tel: +27 11 894 8000
Fax: +27 11 894 8000
Mob: +27 83 288 8336
Email: rnapier@amarholdings.com

www.amarholdings.com

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"D.3"

Attachments

From: Mohamed Madhi <madhi@safika.co.za>
Sent: 25 February 2009 14:47
To: Justin Pitt Queston; Finn Behrken; Arne Frandsen
Subject: Doctor Bvuma

Please see the information below.

Regards
Mohamed


From: Richard Napier [mailto:Richard@amarholdings.com]
Sent: 25 February 2009 02:48 PM
To: Mohamed Madhi
Cc: Andre Bekker; Philip le Roux
Subject: RE:

Attachments

Your suggested changes seem fine to me. Agreed. Let's move forward.

Attachments

Attachments

Richard Napier
Managing Director
The AMAR Resources Group
Tel: +27 11 294 6000
Fax: +27 11 994 6250
Mobile: +27 83 708 5938
Email: richard@amarholdings.com

www.amarholdings.com

From: Mohamed Madhi [mailto:madhi@safika.co.za]
Sent: Wednesday, February 25, 2009 2:11 PM
To: Richard Napier
Cc: Andre Bekker; Philip le Roux
Subject: RE:

Richard,

Thanks for the meeting and your aide memoire. I would prefer the following changes:

- You undertook to enter into a MoU whereby in future we might have access to the necessary rail/siding infrastructure on terms to be agreed;
- You offered to assist with drilling, equivalent to what was offered to Doctor Bvuma and partially offset by the information provided with respect to the holes drilled on portion 8, so that we could be satisfied that the proposed infrastructure would not sterilize any ore;

I am satisfied with the rest and we too look forward to engaging with yourselves to unlock value.

Regards
Mohamed Madhi

"D.4"

Chief Executive Officer
Safika Resources (Pty) Ltd

From: Richard Napier [mailto:Richard@amarholdings.com]
Sent: 25 February 2009 11:08 AM
To: Mohamed Madhi
Cc: Andre Bekker; Philip le Roux
Subject:

Dear Mohamed

Thank you for your open and transparent approach in our meeting of today's date. I thought I would record what we agreed as an aide memoire. Please let me know if this accords with your understanding of what we discussed.

- In regard to our coal opportunities in Ermelo and Delmas we will continue to engage with Dale Packham;
- In regard to Mamatwan portions 3 and 8 we agreed the following:
 - We would work together to enable you to establish the necessary rail/infrastructure over the property. In future we would be the point of contact for such issues as we have been appointed manager of the joint venture we have entered into with the current holders of the mineral rights;
 - You will share the borehole information of the holes drilled by you on portion 8;
 - You will let us have details of where you propose to site the rail and other infrastructure on the properties;
 - You undertook to enter into a MoU whereby in future we might have access to the necessary rail/siding infrastructure;
 - You offered to drill at your expense the magnetic anomaly on portion 3 so that we could be satisfied that the proposed infrastructure would not sterilize any ore;
 - In return for the above we undertook to ensure that we worked together and that the previous objection in regard to the siting of the infrastructure would be removed.
- In regard to our Kongoni S11 project you indicated that you would be interested to engage in discussions with us on acquiring the property. We will therefore arrange for Macquarie First South to place you on the list as a potential interested party with you as the point of contact;
- In respect of our Boardman Project we agreed that it made sense for all the interested parties to get together in approximately 3 weeks to investigate ways of developing the greater deposit jointly. You will arrange such a meeting.

We look forward to working with you in respect of the above.

Kind regards

Richard

Richard Napier
Managing Director
The AMAR Resources Group
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Fax: +27 11 994 6250
Mobile: +27 83 708 5938
Email: richard@amarholdings.com

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"E" 1

"E" 2


From: Richard Napier [mailto:Richard@amarholdings.com]
 Sent: 07 April 2009 11:42 AM
 To: Mohamed Madhi
 Cc: Andre Bekker; Philip le Roux
 Subject:

Dear Mohammed

We have now had the chance to complete a mag survey over Matatwan and to overlay your suggested infrastructure to be developed for your operations over the property and would like to suggest that we meet to discuss next week. Let me know what your availability might be on Wednesday or Friday morning next week.

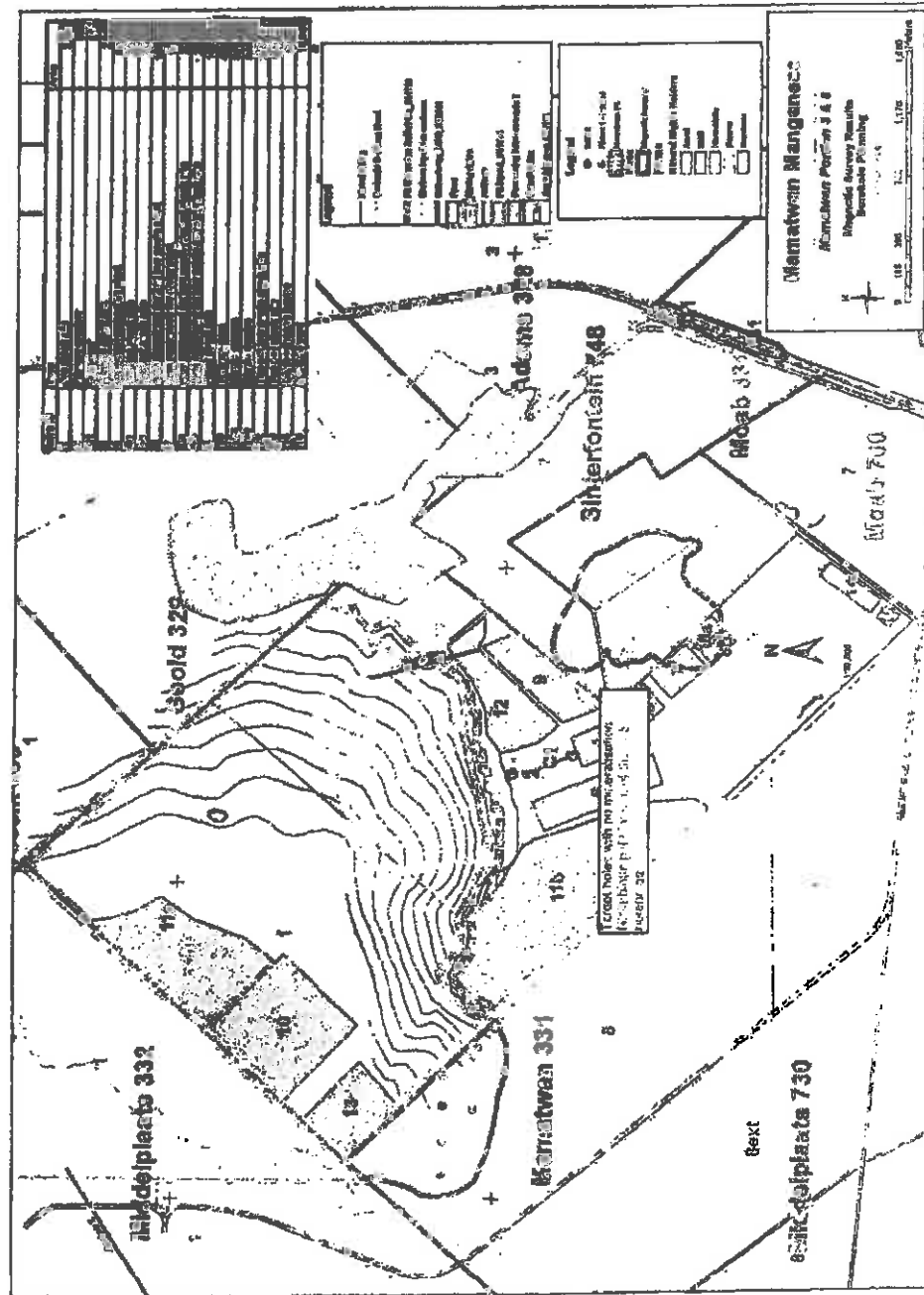
Regards

Richard

Richard Napier
 Technical Director
 The AMARI Resources Group
 Tel: +27 11 986 3000
 Fax: +27 11 986 3030
 Job: +27 83 299 8996
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MANGANESE

9 October 2013

The Regional Manager, Department of Mineral Resources: Northern Cape

Attention: Mr Tiro Monchonyane

Email: Tiro.Monchonyane@dmr.gov.za

REMDEC

Northern Cape Region

With a copy to: Webber Wentzel

10 Fricker Road
Illovo Boulevard
Johannesburg
2196

Attention: Maxie Erasmus

Email address: maxie.erasmus@webberwentzel.com

Dear Sirs

RESPONSE TO PROVISIONAL OBJECTION TO AN APPLICATION, IN TERMS OF SECTION 22 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT NO. 28 OF 2002, BY MAMATWAN MANGANESE PROPRIETARY LIMITED FOR A MINING RIGHT

1. Introduction

1.1 Mamatwan Manganese Proprietary Limited ("Mamatwan Manganese" or "we") refers to the objections raised by Tshipi é Ntle Manganese Proprietary Limited ("Tshipi") and Ntsimbintle Mining Proprietary Limited ("Ntsimbintle"), as set out in the letter from Webber Wentzel ("WW") dated 6 September 2013 (the "Objection Letter").

1.2 Mamatwan Manganese is the holder of a prospecting right in respect of the Remaining Extent, Portion 3 and Portion 8 of the farm Mamatwan 331 situated

Physical
The Reserve
54 Melville Road
Illovo
Johannesburg
South Africa
2107
Tel: +27 11 472 6600

Postal
Postnet Suite No. 9
Private Bag X11
Bismarck Park
2015
South Africa

in the administrative district of Kuruman, Northern Cape (reference no. 1270PR) ("Prospecting Right"). For the sake of clarity, Portion 3 has now been subdivided into Portion 18 and the Remaining Extent of Portion 3.

- 1.3 We confirm that Mamatwan Manganese has applied for a mining right in terms of section 22 of the Mineral and Petroleum Resources Development Act 28 of 2002, as amended (the "MPRDA") to mine manganese ore in, on or under the Remaining Extent, Portion 3 (comprising Portion 18 and the Remaining Extent of Portion 3) and Portion 8 of the farm Mamatwan 331 situated in the administrative district of Kuruman, Northern Cape (reference no. 30/5/1/1/2/10031MR) ("Mining Right Application"). The Mining Right Application area comprises the entire area covered by the Prospecting Right, as indicated on the map applicable to the Prospecting Right and attached hereto marked Annexure A ("Mining Right Application Area").
- 1.4 We further confirm that Mamatwan Manganese duly submitted its mining work programme ("MWP"), as required in terms of section 23(a), (b) and (c) read together with regulation 11(1) of the MPRDA, in conjunction with its Mining Right Application.
2. **Relevant Provisions of the MPRDA**
 - 2.1 One of the objects of the MPRDA is to provide for security of tenure in respect of prospecting, exploration, mining and production operations.
 - 2.2 In terms of section 19(1)(b) of the MPRDA, the holder of a prospecting right has "the exclusive right to apply for and be granted a mining right in respect of the mineral and prospecting area in question."
 - 2.3 In terms of section 22(2) of the MPRDA, the Regional Manager must accept an application for a mining right if the requirements contemplated in subsection (1) are met and no other person holds a prospecting right, mining right, mining permit or retention permit for the same mineral and land.
 - 2.4 In terms of section 22(4)(b) of the MPRDA, the applicant for a mining right must consult with interested and affected parties ("I&APs") within 180 days from the date the Regional Manager has notified the applicant that its application for a mining right has been accepted.
 - 2.5 Section 23(1)(a) requires the Minister to grant a mining right if, amongst other things, the mineral can be mined optimally in accordance with the mining work programme.

3. **Response to Objections**

3.1 **Portion 3**

3.1.1 Mamatwan Manganese acknowledges that Ntsimbintle is the registered surface owner of Portion 10 (a portion of Portion 3) of the farm Mamatwan 331, situated in the magisterial district of Kuruman, Northern Cape.

3.1.2 However, as the holder of a prospecting right in respect of (amongst others) the Portion 3 (comprising Portion 10 and the Remaining Extent of Portion 3) of the farm Mamatwan 331, Mamatwan Manganese chose to exercise its exclusive right in terms of section 18(1)(b) of the MPRDA to apply for and be granted a mining right in respect of manganese ore and all the prospecting areas encompassed in its Prospecting Right.

3.1.3 Mamatwan Manganese has a statutory right to apply for a mining right in respect of the entirety of Portion 3 of the farm Mamatwan 331, which includes Portion 10 and the Remaining Extent of Portion 3, to the exclusion of any third party. The Minister is obliged to grant the mining right if Mamatwan Manganese complies with all of the criteria set out in section 23(1) of the MPRDA, which Mamatwan Manganese submits it does. Neither Tshipi nor Ntsimbintle are entitled in law to fetter the Minister's exercise of her statutory powers and duties in terms of section 23 of the MPRDA. Tshipi and Ntsimbintle purport to rely on an agreement that Mamatwan Manganese would not apply for a mining right over Portion 3, especially in regard to Portion 10. Firstly, the Minister is not bound by the provisions of such an agreement and, secondly, Mamatwan Manganese denies that an agreement was reached that it would not apply for a mining right over Portion 3 (including Portion 10).

3.1.4 It is Mamatwan Manganese's firm belief that its MWP lodged with the DMR for approval provides for the optimal mining of the resource available on the Mining Right Application Area and that the area beyond the mineralisation is required for infrastructure, access and stockpiling. The granting of a mining right over the entire area does not preclude other persons, including the surface owner, from carrying out alternative activity in a co-operative manner with the holder of a mining right.

3.2 *Portion 8 and the Remaining Extension*

3.2.1 Mamatwan Manganese intends to construct its mining operation and infrastructure, a processing plant and surface infrastructure on Portion 8.

3.2.2 The proposed mining infrastructure would be situated on the northern, mineralised portion of Portion 8 and would comprise an underground decline shaft. Mamatwan Manganese proposes to utilise the southern, non-mineralised portion of Portion 8 to establish its processing plant and surface infrastructure.

3.2.3 Mamatwan Manganese duly submitted its MWP in compliance with section 23(1)(a) (read in conjunction with regulation 11) of the MPRDA. Mamatwan Manganese therefore disagrees with the allegation in paragraph 5.3 of the Objection Letter that it would be impossible for Mamatwan Manganese to submit a MWP which complies with section 23(1)(a) (read in conjunction with regulation 11) of the MPRDA. Furthermore, we confirm that Tshipi and Ntsimbintle admit, in paragraph 5.4 of the Objection Letter, that they have not had sight of the MWP and therefore have no grounds upon which to make such allegations.

3.2.4 Tshipi and Ntsimbintle have both acknowledged that they do not have copies of the prospecting results in their possession and for them to come to the conclusion that there are negative prospecting results on both Portion 18 and Portion 8 is without foundation. Mamatwan Manganese submits that its MWP complies with the provisions of section 23(1)(a) of the MPRDA. Furthermore, Tshipi and Ntsimbintle have not had sight of the application, the MWP and the environmental management programme at this stage and thus their comments about the MWP are without justification whatsoever and should be disregarded.

3.2.5 Mamatwan Manganese does not agree with the subdivision of Portion 8, as mentioned in paragraph 3.12 of the Objection Letter, which subdivision is arbitrary and purely to accommodate Tshipi's requirements and needs without reference to the fact that Mamatwan Manganese has the sole and exclusive entitlement to apply for and be granted a mining right over the entirety of Portion 8 and it has exercised such rights. If Tshipi has jumped the gun by including Portion 8 in its plans, notwithstanding the exclusive rights and entitlements of Mamatwan Manganese, then Tshipi must suffer the consequences thereof.

3.2.6 In regard to the Remaining Extent, Mamatwan Manganese has a statutory right to apply for a mining right in respect of the Remaining Extent of the farm Mamatwan 331 to the exclusion of any third party. The Minister is obliged to grant the mining right if Mamatwan Manganese complies with all of the criteria set out in section 23(1) of the MPRDA, which Mamatwan Manganese submits it does.

3.3 *Consultation with I&APs*

3.3.1 In paragraph 5.5 of the Objection Letter it is alleged that Mamatwan Manganese did not consult with Tshipi and Ntsimbile in terms of section 22(4)(b) of the MPRDA.

3.3.2 We confirm that Environmental Assurance Proprietary Limited ("Envass"), acting on behalf of Mamatwan Manganese, did consult with Mr Finn Behnken ("Behnken") and Mr Jeff Leader ("Leader"), CEO and owner's representative of Tshipi respectively. We attach copies of the following documentation confirming the aforementioned consultation:

3.3.2.1 an email sent to Behnken and Leader on 30 July 2013 marked Annexure B; and

3.3.2.2 an extract of the notification, registration, comments and response report from Envass marked Annexure C.

3.3.3 It should further be pointed out that the letter of acceptance of an application for a mining right from the DMR dated 5 July 2013 ("DMR Letter of Acceptance") does not accord with section 22(4)(b) of the MPRDA by providing that the results of the consultation had to be submitted by 5 August 2013. This is a technical typing error in the DMR Letter of Acceptance as, in terms of section 22(4)(b) of the MPRDA, Mamatwan Manganese has to notify and consult with I&APs within 180 days from the date of the notice. Notwithstanding any such technical typing error in the DMR Letter of Acceptance, Mamatwan Manganese duly submitted the results of its consultation with I&APs to the DMR on 5 August 2013, as indicated in the Annexure D attached hereto.

4. Conclusion

4.1 Mamatwan Manganese, as the holder of the Prospecting Right, chose to exercise its exclusive right in terms of section 19(1)(b) of the MPRDA to apply for a mining right in respect of manganese ore on all the prospecting areas

applicable to its Prospecting Right.

4.2

Mamatwan Manganese remains open to consult with representatives of Tshipi and Ntambintle in order to address the concerns raised in the Objection Letter, however without prejudice to Mamatwan Manganese's exclusive right to apply for an be granted a mining right over the Mining Right Application Area.

4.3

We trust you find the above in order.

Yours faithfully



For and on behalf of:

Mamatwan Manganese Proprietary Limited

Name: Axel Borowaki

Capacity: Director

Remaining extent

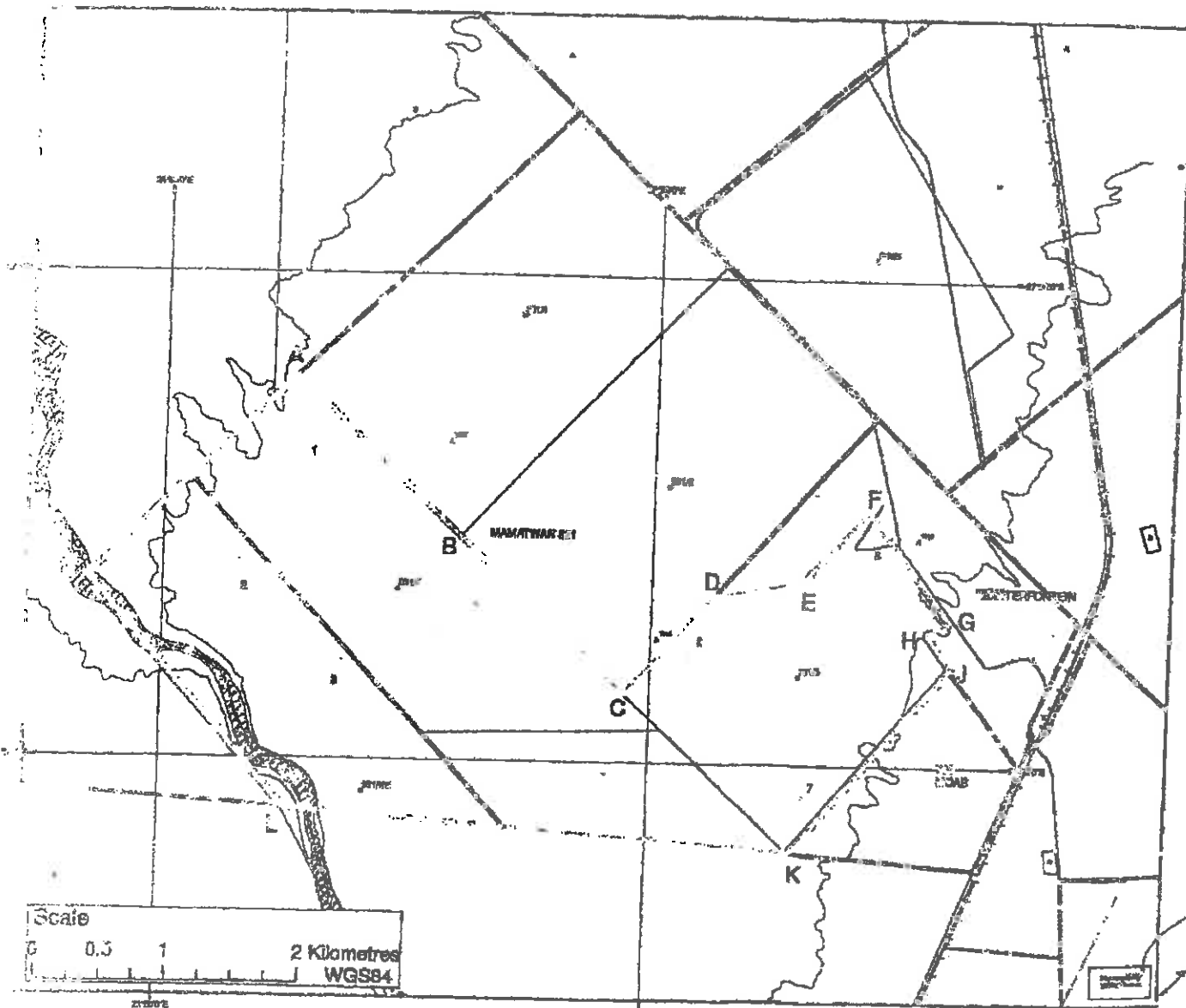
Proposed Prospecting area on the farm MAMATWAN 331 (Portions 3, 6 and the Remaining Extent) in the magisterial district of Ga-Segonyana Local Municipality, Northern Cape Province

DMB MINERALS CC

Application for Prospecting Permit F1.1

In terms of section 16 of the Mineral and Petroleum (Prospecting) Act No. 28 of 1992.

The sketch plan was compiled in accordance with the provisions of the Mineral and Petroleum (Prospecting) Regulations, 1992, of the Act.

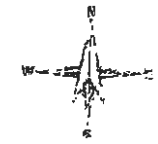


Legend

- Proposed Prospecting Boundary (Dashed line)
- Proposed Prospecting boundary (Solid line)
- Ref. of Points (Triangle)
- Railroad (Line with cross-ticks)
- Structure (Line with dots)
- Road (Line with dashes)
- Contour lines (Dashed line with 'm' markers)
- Dry River bed (Line with wavy dashes)
- Farm Boundaries (Line with 'F' markers)
- Portion Portion (Line with 'P' markers)
- Road Servitude (Line with 'S' markers)

**Co-ordinate System
WGS 28**

No.	Y	X
A	5754.85	802688.41
B	4892.78	808722.27
C	6193.77	808193.24
D	8279.81	818048.19
E	2276.48	828048.88
F	1901.81	808048.00
G	1872.04	808081.11
H	1420.48	838089.48
J	1178.85	808182.88
K	1232.10	808182.11
L	876.82	808218.81
M	718.47	808228.88



Note: The above digitized coordinates in respect of G, J, K, L, M, are approximate and are subject to confirmation by land survey, not shown referenced to BQ Diagrams.

The proposed prospecting area on the farm MAMATWAN 331 (Portions 3, 6 and the Remaining Extent) in the magisterial district of Ga-Segonyana Local Municipality Northern Cape Province for DMB MINERALS CC.

Boundary of the proposed prospecting area is defined by points A, B, C, D, E, F, G, H, J, K, L, M. The proposed prospecting area on the farm MAMATWAN 331 is in extent approximately 1880,8157 ha.

[Signature]
Director DMB MINERALS CC

[Signature]
District Mineral Director
Northern Cape Province

2023/12

Date: 20/12/2023

NOTIFICATION, REGISTRATION, COMMENTS AND RESPONSE REPORT
Interested and Affected Parties (I&APs) & Organs of State

PROJECT REF: NC/EIA/10/JTG/OA/MAR/2013
OUR REF: NC 30/1/2/1/031 ER

ENVAAS REF: 145_12-13



ENVAAS
Shop 4 Brooklyn Square
309 Veale Street
New Muckleneuk
Brooklyn, 0181
Tel: 012 450 1464 Fax: 012 450 1463
VAT: 453073392

PROOF OF NOTIFICATION FOR AN INTEGRATED ENVIRONMENTAL ASSESSMENT PROCESS
FOR THE MAMATWAN MINE MANGANESE & IRON ORE MINE, NORTHERN CAPE

Table 1: I&AP Notifications

PROPERTY DESCRIPTION		I&AP	CONTACT DETAILS	NOTIFICATION METHOD	COMMENT
PAR.	PTW				
301	3	Hotazel Manganese Mines (Pty) Ltd Mr RJ Langford (Director)	Postal: PO Box 8188 Johannesburg 2007	Registered mail REGISTERED LETTER NO 952 850 230 XA A BOOK COPY Shop 4 Brooklyn Square 309 Veale Street New Muckleneuk Brooklyn, 0181 Tel: 012 450 1464 Fax: 012 450 1463	
302	8	Tshipi E Ntle Manganese Mines (Pty) Ltd Mr Finn Behrken (CEO)	Postal: PO Box 65288 Blenharriss 2010 Tel: 011 703 8007 Fax: 066 240 4925 Email: finn@tshipi.co.za	Email	
303	18	Tshipi E Ntle Manganese Mines (Pty) Ltd Jeff Leader (Owner's representative)	Tel: 083 739 4788 Email: jeff@tshipi.co.za	Email	
304	RE	Mr Andries Mathys van der Berg (Owner)	None	None	The EAP has experienced difficulties in obtaining the contact details of the property owner. The district and local municipalities have been contacted to assist. To date they could unfortunately not assist. Searches for the details have also been conducted on the Windred system, but as result indicated that no information is available.

20-03-2013

Rachelle Stofberg

From: Rachelle Stofberg
Sent: 25 October 2013 11:35 AM
To: 'Sylvester Peverelle'
Cc: Emile van Druten; Vernon Siemelink
Subject: RE: Our matter 2437174; DMR Reference NC30/1/2/2/10031MR - mining right application by Mamatwan Manganese (Pty) Ltd - documentation [IWOV-WS_JHB.FID1552360] Objection to request for

Hi Sylvester,

Below an indicative schedule of the EIA process as requested. Note use this schedule as guidance only. This schedule is subject to change depending on the various components and external factors that informs and influences the EIA process.

1	NEMA Application	Completed, submitted and accepted
2	Public participation (MPRDA, WULA and NEMA)	August 2013
3	Specialist studies	August - October 2013
4	Draft Scoping NEMA	October 2013
5	Scoping NEMA PPP 1	October - December 2013 (40 days)
6	Final Scoping NEMA	December 2013 - January 2014
7	Scoping NEMA PPP 2	January 2014 (21 days)
8	Final Scoping and Plan of Study to Authority for Acceptance	February 2014 (30 days)
9	Draft EIA NEMA	February - March 2014
10	EIA NEMA PPP 1	March - April 2014 (40 days)
11	Re-zoning (Municipality)	February - May 2014
12	EIA NEMA PPP 2	May 2014 (21 days)
13	Final EIA to Authority for Authorisation	May 2014
14	Authorisation review and appeal	June - July 2014

Rachelle Stofberg
Manager: Environmental Authorisations
BSc. Agric. Cons. Ecol (US)
M.Phil. Environmental Management (US)

Environmental Assurance (Pty) Ltd

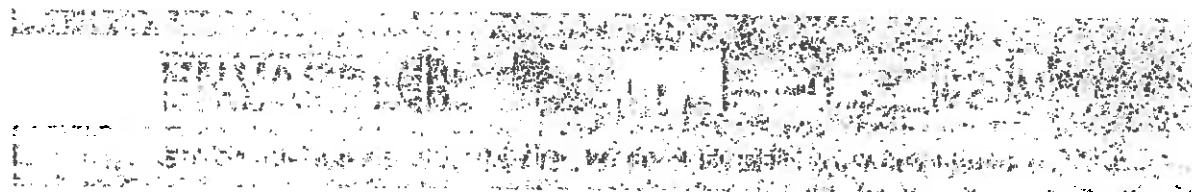
www.envass.co.za

Cell phone - 079 889 6275

Tell number - (+27) 12 460 9768

Fax number - (+27) 12 460 3071

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From: Sylvester Peverelle [mailto:Sylvester.Peverelle@webberwentzel.com]
Sent: 24 October 2013 09:37 AM
To: Rachelle Stofberg
Cc: Emile van Druten; Vernon Siemlink
Subject: RE: Our matter 2437174; DMR Reference NC30/1/2/2/10031MR - Objection to mining right application by Mamatwan Manganese (Pty) Ltd - request for documentation [IWOV-WS_JHB.FID1552360]

Dear Rachelle,

Thank you for reverting.

When we last spoke - a while ago, you offered to let me have the (time) schedule of the EIA and IAP process. I have not received anything from you in that regard.

Kindly revert at your earliest convenience.

Thank you and kind regards

Sylvester

From: Rachelle Stofberg [mailto:rachelle@envass.co.za]
Sent: 24 October 2013 09:20
To: Sylvester Peverelle
Cc: Emile van Druten; Vernon Siemlink
Subject: RE: Our matter 2437174; DMR Reference NC30/1/2/2/10031MR - Objection to mining right application by Mamatwan Manganese (Pty) Ltd - request for documentation [IWOV-WS_JHB.FID1552360]

Dear Sylvester

We hereby confirm that this document is included in the EIAs Public Participation Process and formal comments and responses register.

We trust this is in order.

Regards
Rachelle

Rachelle Stofberg
Manager: Environmental Authorisations
BSc. Agric. Cons. Ecol (US)
M.Phil. Environmental Management (US)

Environmental Assurance (Pty) Ltd

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From: Sylvester Peverelle [<mailto:Sylvester.Peverelle@webberwentzel.com>]

Sent: 23 October 2013 12:37 PM

To: Rachelle Stoffberg

Subject: Our matter 2437174; DMR Reference NC30/1/2/2/10031MR - Objection to mining right application by Mamatwan Manganese (Pty) Ltd - request for documentation [IWOV-WS_JHB.FID1552360]

Dear Ms Stoffberg,

We refer to the subject matter and now enclose our e-mail to Mamatwan Manganese (Pty) Ltd dated 23 October 2013, with the enclosures therein mentioned, for the record, in Envass' capacity as Mamatwan Manganese (Pty) Ltd's consultants responsible for the EIA and IAP process. Would you kindly record this document in the record of IAP responses which will ultimately be lodged with the DMR.

Would you kindly acknowledge receipt.

Yours sincerely

Sylvester Peverelle
Consultant

WEBBER WENTZEL

In alliance with > Linklaters

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From: Sylvester Peverelle

Sent: 23 October 2013 12:29

To: 'Axel.Borowski@enrc.co.za'; 'Mpho.Letsoalo@enrc.co.za'

Cc: 'ntundeni.ravhugoni@dmr.gov.za'; 'brenda.monnaapula@dmr.gov.za'; tiro.monchonyane@dmr.gov.za; Rachelle Stoffberg (rachelle@envass.co.za)

Subject: Our matter 2437174; DMR Reference NC30/1/2/2/10031MR - Objection to mining right application by Mamatwan Manganese (Pty) Ltd - request for documentation [IWOV-WS_JHB.FID1552360]

Dear Mr Borowski and Ms Letsoalo,

We refer to the subject matter and now enclose our letter dated 23 October 2013, with the enclosures therein mentioned, for your attention.

Would you kindly acknowledge receipt.

Yours sincerely

Sylvester Peverelle
Consultant

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in alliance with > Linklaters

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E: Sylvester.Peverelle@webberwentzel.com

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Rachelle Stofberg

From: Mpho Letsoalo [Mpho.Letsoalo@enrc.co.za]
Sent: 05 December 2013 09:33 AM
To: Rachelle Stofberg
Cc: Nicolene Lotter
Subject: Tshipi
Attachments: Response from WW.pdf; Mining work programme - M 08 Nov 2013.pdf; Scoping Report - 08 Nov 2013.pdf

Follow Up Flag: Follow up
Flag Status: Completed

Hi Rachelle,

Please find attached communication between Mamatwan Manganese and Tshipi E Ntle regarding the objection.

On the 23rd of October 2013 Tshipi e-mailed us a letter requesting additional information(see attached letter). The deadline for submission was the 08th of November 2013. Mamatwan responded to Webber Wentzel by submitting a redacted MWP and a scoping report(see attached) on time.

Regards
Mpho Letsoalo

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Page 3

- 4.3 Mrs Stoffberg of Envas, via e-mail dated 8 September 2013, advised that she would forward copies of the requested documents to us. A copy of Mrs Stoffberg's said e-mail is enclosed as Annex "B".
- 4.4 Despite her commitment as reflected in 4.3 above, Mrs Stoffberg, also on 9 September 2013, in a further e-mail, advised that the requested documents were to be obtained from Mametwan directly. A copy of Mrs Stoffberg's said e-mail is enclosed as Annex "C".
- 4.5 We accordingly herewith, on behalf of our Clients, request that Mametwan provides us with the documents referred to in paragraph 4.1.1 and 4.1.2 above, by no later than close of business on 8 November 2013.

Yours faithfully


WEBBER WENTZEL

Sybester Paverelle

Advisor

Direct tel: +27 11 670 6950

Direct fax: +27 11 650 6650

Email: psybester.paverelle@webberwentzel.com

Cc:

The Regional Manager, DMR, Northern Cape Region

ntundeni.ravhugoni@dmr.gov.za
brenda.monnapula@dmr.gov.za

The Secretary, RMEDEC, Northern Cape Region
Environmental Assurance Proprietary Limited

firo.monchonyane@dmr.gov.za
recheba@envas.co.za

'A'

Sylvester Foverelle

From: Sylvester Foverelle <Sylvester.Foverelle@webberwentzel.com>
 Sent: 06 September 2013 15:04
 To: Anabela Stoffberg
 Cc: Mado Erasmus; Nko Spiekling
 Subject: Our letter 2437174; Your Reference NC/EA/10/JTG/EA/MAM/2013 - Objection against application for a mining right by Mamatwan Manganese South Africa (Pty) Ltd (MVCV-WS_JHR/13/1552963)
 Attachments: VW letter dated 6 Sep 2013.pdf; Annexes A to G.pdf; Proof of lodgement of Objection with DMR on 6 Sep 201310091 MR TSHRF E NTL MANGANESE PTY LTD (2).pdf

Dear Ms Stoffberg,

We refer to earlier correspondence between yourselves (representing Mamatwan Manganese South Africa (Pty) Ltd "MMSA") and our Ms Mado Erasmus and now enclose the following documents for your records as part of the EIA process and for presentation to MMSA:

1. Our letter of objection dated 6 September 2013;
2. Annexures A to G referred to in the Objection; and
3. Proof of lodgement of the abovementioned documents today at the office of the DMR in Kimberley.

We draw your attention in specific to paragraphs 1.1 and 1.2 of our enclosed letter to the DMR dated 6 September 2013.

We further draw your attention to paragraph 5.4 of our enclosed letter.

Would you kindly let us have a complete copy of MMSA's application for the mining right including all Annexures and Appendices therein mentioned as well as any covering letters in respect thereof as well as a copy of MMSA's Mining Work Programme and Social and Labour Plan (and all Annexures and Appendices mentioned in such documents) lodged in support of its application.

Would you also, in due course, let us have a copy of the draft Environmental Management Programme which MMSA is required to lodge with the DMR.

Kindly acknowledge receipt herof.

Kind regards

Sylvester Foverelle
Consultant

WEBBER WENTZEL

In different cities > Linklater

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 E: Sylvester.Foverelle@webberwentzel.com
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'B'

Sylvester Pezerelle

From: Rachelle Stoffberg <rachelle@envass.co.za>
Sent: 09 September 2015 03:23
To: Sylvester Pezerelle
Cc: Mada Erasmus; Rita Spelding; Vamon Sierafink; Ernie van Druken
Subject: RE: Our Matter 2437174; Your Reference: NC/EA/10/JTG/GA/MAM/2015 - Objection against application for a mining right by Mamatiwan Manganese South Africa (Pty) Ltd (MNOV-WS_HR_FD1552850)

Dear Sylvester

We hereby acknowledge your correspondence. We will forward you a copy of MMSA's Mining Right Application, Mining Work Programme and Social and Labour as requested.

Regards,
Rachelle

Rachelle Stoffberg
 Environmental Specialist
 Environmental & Accreditation
 Skills, Agric. Dev. Coal (ESD)
 M.Phil. Environmental Management (JES)

Environmental Assurance (Pty) Ltd
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From: Sylvester Pezerelle [mailto:Sylvester.Pezerelle@webjyswenzel.com]
Sent: 09 September 2015 03:04 PM
To: Rachelle Stoffberg
Cc: Mada Erasmus; Rita Spelding

"C"

Sylvester Peverelle

From: Rachelle Stoffberg <rachelle@envass.co.za>
Sent: 09 September 2013 11:54
To: Sylvester Peverelle
Cc: Made Erasmus; Rita Spelding; Vernon Siemelink; Emile van Druten; Wazi Banda; Mpho Letsoso
Subject: RE: Our Matter 2437174; Your Reference NC/EA/10/JTG/GA/MAM/2013 - Objection against application for a mining right by Mamabwan Manganese South Africa (Pty) Ltd [IWOV-WS_JHB.FID1552360]

Hi Sylvester,

Our apologies, since ENVASS was not involved in the compilation and/or submission of the said documents in question, we have confirmed with our client that copies of Mining Right Application, Mining Work Programme and Social and Labour must be obtained from MMBA directly. Relevant contact details provided in CC.

Regards,
Rachelle

From: Sylvester Peverelle [mailto:Sylvester.Peverelle@webberwentzel.com]
Sent: 09 September 2013 09:47 AM
To: Rachelle Stoffberg
Cc: Made Erasmus; Rita Spelding; Vernon Siemelink; Emile van Druten
Subject: RE: Our Matter 2437174; Your Reference NC/EA/10/JTG/GA/MAM/2013 - Objection against application for a mining right by Mamabwan Manganese South Africa (Pty) Ltd [IWOV-WS_JHB.FID1552360]

Dear Rachelle,

Thank you for reverting.

Awaiting receipt of the documents at your earliest convenience.

Kind regards

Sylvester

From: Rachelle Stoffberg [mailto:rachelle@envass.co.za]
Sent: 09 September 2013 09:23
To: Sylvester Peverelle
Cc: Made Erasmus; Rita Spelding; Vernon Siemelink; Emile van Druten
Subject: RE: Our Matter 2437174; Your Reference NC/EA/10/JTG/GA/MAM/2013 - Objection against application for a mining right by Mamabwan Manganese South Africa (Pty) Ltd [IWOV-WS_JHB.FID1552360]

Dear Sylvester

We hereby acknowledge your correspondence. We will forward you a copy of MMBA's Mining Right Application, Mining Work Programme and Social and Labour as requested.

Regards,
Rachelle

Rachelle Stoffberg
Environmental Consultant
Environmental Architects



Monica Niehof

From: Sylvester Peverelle <Sylvester.Peverelle@webberwentzel.com>
Sent: 25 February 2014 12:26 PM
To: Rachelle Stofberg
Cc: Judith Mlanda; Emile van Druten; Monica Niehof; mpho.letsoalo@enrc.co.za
Subject: RE: Our Matter 2437174 - Tshipi's response dated 21 Feb 2014 to First Round of Mamatwan's EIA Process [IWOV-WS_JHB.FID1552360]

Dear Rachelle,

Thank you.

Kind regards

Sylvester

From: Rachelle Stofberg [mailto:rachelle@envass.co.za]
Sent: 25 February 2014 11:57
To: Sylvester Peverelle
Cc: Judith Mlanda; Emile van Druten; Monica Niehof; mpho.letsoalo@enrc.co.za
Subject: RE: Our Matter 2437174 - Tshipi's response dated 21 Feb 2014 to First Round of Mamatwan's EIA Process [IWOV-WS_JHB.FID1552360]

Sylvester,

Received thank you.

We will provide formal responses to the comments raised in due course.

Regards
Rachelle

From: Sylvester Peverelle [mailto:Sylvester.Peverelle@webberwentzel.com]
Sent: 21 February 2014 04:55 PM
To: Rachelle Stofberg
Subject: Our Matter 2437174 - Tshipi's response dated 21 Feb 2014 to First Round of Mamatwan's EIA Process [IWOV-WS_JHB.FID1552360]

Dear Rachelle,

We refer to the subject matter and now enclose the following documents which comprise Tshipi and Ntsimbintle's response to the first round of Mamatwan's EIA Process:

1. Our letter dated 21 February 2014;
2. Draft Concept (Engineering) Study doc with Tshipi's highlights;
3. Draft Cumulative Impact doc with Tshipi's highlights;
4. Draft Direct Impact doc with Tshipi's highlights;
5. Draft Plan of Study doc with Tshipi's highlights;
6. Draft Scoping Report with Tshipi's highlights; and
7. Draft Plans with Tshipi's highlights.

Would you kindly acknowledge receipt hereof.

Thank you and kind regards

Sylvester

Sylvester Peverelle
Consultant

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Monica Niehof

From: Rachelle Stofberg
Sent: 25 February 2014 03:37 PM
To: Monica Niehof
Subject: FW: Our Matter 2437174 - Tshipi's response dated 21 Feb 2014 to First Round of Mamatwan's EIA Process [IWOV-WS_JHB.FID1552360]
Attachments: WW ltr dd 21 Feb 2014 - Tshipi's response to first round of EIA Process.pdf

From: Sylvester Peverelle [mailto:Sylvester.Peverelle@webberwentzel.com]

Sent: 21 February 2014 04:55 PM

To: Rachelle Stofberg

Subject: Our Matter 2437174 - Tshipi's response dated 21 Feb 2014 to First Round of Mamatwan's EIA Process [IWOV-WS_JHB.FID1552360]

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Would you kindly acknowledge receipt hereof.

Thank you and kind regards

Sylvester

Sylvester Peverelle
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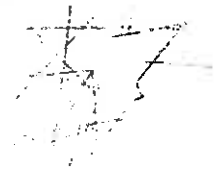
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ATTENTION: Ms Rachelle Stoffberg

cc: DMR, Northern Cape Province - by e-mail

BY E-MAIL: rachelle@envass.co.za

Your reference
Ms R Stoffberg

Our reference
R Spalding/SL Peverelle
(2437174)

Date
21 February 2014

Dear Sirs

Public Participation Process: Response to EIA documents made available for public comment by Envass Environmental Assurance Proprietary Limited in respect of Mamatwan Manganese Proprietary Limited's ("MM") proposed Mamatwan Manganese Mine and associated infrastructure on portions of the farm Mamatwan 331, Kuruman RD, Northern Cape Province

1. As you know, we represent Tshipi è Ntle Manganese Proprietary Limited ("Tshipi") and Ntsimbintle Mining Proprietary Limited ("Ntsimbintle") (together "our clients").
2. We refer to your e-mail dated 20 December 2013 and the invitation therein to comment on the Draft Scoping Report and Plan of Study (and related documents) relating to the subject proposed project ("Project") and now, on behalf of our clients, comment as set out below.
3. As recorded in the detailed objection (as supplemented from time to time) which we have lodged against the Project with the Department of Mineral Resources on behalf of our clients ("the Objection"), MM has to date not meaningfully consulted with our clients in respect of the Project as is required by relevant legislation. The various documents on which we comment in this letter seem to suggest throughout that MM assumes that it is entitled to occupy properties and use facilities to which it has no title and seemingly without reference to its lawful owners or without regard to the existing use thereof by such lawful owners ("MM's lack of consultation").

7328045_1

Senior Partner: DM Lancaster **Partners:** SM Adcock RB Africa NG Alp RL Appelbaum B Aronoff P Baillie JJ Bellow A Bennett HJ Better DHL Booysen AR Bowley PG Bradshaw JL Buckland MS Burger RS Coelho KL Collier KM Colman KE Coster K Couz N Z Dasoo JH Davies PM Daya JHB de Lange BEC Dickinson MA Dlemont DA Dingley NF Dlamini KZ Dlothi HJ du Preez CP du Toit M Ebrahim SK Edmundson JC Els AE Esterhuizen MJR Evans GA Fichardt JB Forman CI Gouws JP Gouws PD Grealy SN Gumede VW Harrison JM Harvey MH Hathorn JS Henning WA Hiepner KR Hillis NA Hlatshwayo XNC Hlatshwayo S Hockey CM Hoffeld PM Holloway MGH Honiball SJ Hutton R Ismail AR James KA Jarvis ME Jarvis CM Jonker S Jooste E Jordaan LA Kahn M Kennedy A Keyser P Kingston J Lamb PSG Leon DB le Roux L Marais T Masingi S McCafferty MC McIntosh SJ Meltzer SM Methula CS Meyer AJ Mills JA Milner D Milo NP Mngomezulu VS Moodaley L Morphet VM Movshovich MM Mtshali RA Nelson BP Ngoepe ZN Ntshona MB Nziman Je GJP Olivier N Paige N Farbhoo AMT Pardini AS Parry S Patel GR Penfold SE Phajane C Pillay HK Potgieter D Ramjetan NJA Robb DC Rudman JCL Russell JW Scholtz KE Shepherd GM Sibanda DMJ Simaan AJ Simonsen J Simpson N Singh MP Spalding L Stein PS Stein LJ Swaine ER Swanepoel Z Swanepoel A Thakor CK Theodosiou A Toefy D Vallabh PZ Vanda JP van der Poel SE van der Meulen ED van der Vyver M van der Walt N van Dyk MM van Schaardenburgh JE Veeran D Venter HM Venter B Versfeld MG Versfeld TA Versfeld DM Visagie JWL Westgate KL Williams RH Wilson M Yudaken **Chief Operating Officer:** SA Boyd

4. Comments on draft Social and Labour Plan

- 4.1 **Ad par 1.7 on page 6** - we point out, as re-iterated below, that the properties included in the Project remain confusing. There is no consistency in this regard between the various documents which relate to the Project.
- 4.2 **Ad par 3.3 on page 53** - the description of the properties is confusing. Our clients do not agree that Portion 8 is not populated. Tshipi records that it is occupation of the said property for purposes incidental to its own mining operations.

5. Comments on draft Scoping Report

- 5.1 **Ad the covering page** - as pointed out above and as re-iterated below, the properties included in the Project remain confusing. MM has conceded that Portion 18 ("**Portion 18**") and the southern portion of Portion 8 ("**Portion 8**"), both of the farm Mamatwan 331, are not mineralised. It is accordingly not competent for MM to include Portion 18 and the southern portion of Portion 8 in its Project. Our comments in this paragraph 5.1 are hereinafter referred to as "**Tshipi's Property Comment**".
- 5.2 **Ad the first paragraph on page 3** - Tshipi's Property Comment applies. Our clients take the view that the Project is situate in the Joe Morolong Local Municipality. We recommend that MM reviews all references to District and Municipal authorities in the draft Scoping Report for correctness and relevance.
- 5.3 **Ad "Groundwater Impact" on page 5** - in Tshipi's opinion, the cone of depression caused by the Project, will have an adverse effect on the availability of water which Tshipi itself requires for its own mining operations. This will oblige Tshipi to increasingly rely on water sourced from Sedibeng - with a resultant significant increase in the cost of water to Tshipi.
- 5.4 **Ad "Socio-economic Impact" on page 6 and 7** - Tshipi is concerned that the Project may result in the influx of migrant workers to the area.
- 5.5 **Ad ""Traffic Impact" on page 6** - Tshipi agrees that the Project will result in increased vehicular, rail and pedestrian traffic.
- 5.6 **Ad "Hydrological Impact" on page 6** - Tshipi is concerned that the Project may have an adverse effect on the local Viërmuisleegte stream.
- 5.7 **Ad the first paragraph on page 13** - see comments under 6.2 below.
- 5.8 **Ad "Figure 2" on page 14** - Tshipi points out that no boreholes are indicated on Portion 3 of the farm Mamatwan 331 ("**Portion 3**") or for that matter on Portion 18 (a portion of Portion 3). This further substantiates Tshipi's Property Comment.
- 5.9 **Ad "Location of the Mine" on page 14** - Tshipi's Property Comment applies.
- 5.10 **Ad "Table 3" on page 16** - the owners of Portion 8 (not Remaining Extent of 8) and Portion 18 (not Remaining Extent of 18) are not correct. Tshipi however records that it has acquired Portion 18 from the current registered owner, that it is in lawful



occupation thereof and that registration of transfer will be attended to in due course. Tshipi's Property Comment applies.

- 5.11 **Ad the last paragraph on page 16 and the first paragraph on page 17** - the locality of the Project site is not correctly stated. The statement regarding the Sishen-Saldanha and Sishen P-E railway routes is not correct.
- 5.12 **Ad the paragraph numbered "28.(1)(c)" on page 19** - Tshipi holds the view that the draft Scoping Report does not satisfy the requirements of this paragraph.
- 5.13 **Ad the paragraph numbered "28.(1)(d)" on page 19** - Tshipi holds the view that the draft Scoping Report does not satisfy the requirements of this paragraph. In this regard Tshipi's Property Comment applies.
- 5.14 **Ad "Listed Activity 544/53" on page 22** - Tshipi records that an expansion of the Middelplaats siding is not possible. The said siding is a private siding and, in Tshipi's opinion, it cannot be accessed without such access crossing and impinging on Tshipi's own railway access. In Tshipi's opinion, MM's proposal is not practically possible. MM's requirements will have to link into the Main railway line. This further evidences MM's lack of consultation not only with Tshipi but also with other relevant role players.
- 5.15 **Ad "Listed Activity 544/37" on page 22** - it is Tshipi's information that the "facilities and infrastructure" which MM requires to be "expanded" is privately owned. This further evidences MM's lack of consultation with the relevant owners thereof.
- 5.16 **Ad "Listed Activity 544/47" on page 23** - the facilities and infrastructure which MM requires to be "widened" are privately owned by Tshipi and a third party. This again evidences MM's lack of consultation with Tshipi and such third party.
- 5.17 **Ad "Listed Activity 544/15" on page 23** - the position of the area which MM intends occupying is not clear and MM has to date not provided clarity in regard thereto nor any detail of the layout of its proposed infrastructure. Any position and layout in close proximity to Tshipi's own mining operation and activities incidental thereto, will undoubtedly limit Tshipi's ability to conduct its own mining operations. This further evidences MM's lack of consultation with Tshipi.
- 5.18 **Ad page 29 and in specific the paragraph numbered "1" on page 29** - it is not clear why the draft Scoping Report makes reference of the Occupational Health and Safety Act and not of the Mine Health and Safety Act. We point out that MM's insistence that it intends to occupy properties and infrastructure to which it has no title without reference to the owners thereof and without regard to the existing lawful use thereof - mostly for mining and purposes incidental thereto, seems to suggest that it has not paid due consideration to the safety and health of its own nor that of the employees of such other lawful users. MM seems intent on locating some of its infrastructure in areas where Tshipi's lawful mining and activities incidental thereto will pose a threat to the safety and health of MM's employees and also of Tshipi's employees. This further evidences MM's lack of consultation with Tshipi.
- 5.19 **Ad page 30** - the relevance of the Integrated Development Plan ("IDP") of the Ga-Segonyane Local Municipality is not clear. MM should rather consider the IDP of the Local Municipality within which the Project is situated.



- 5.20 **Ad "Question A2" on page 32** - it is not clear which town should be expanded.
- 5.21 **Ad "Question A4" on page 33** - MM should add that it requires infrastructure which will afford it access to railway facilities and that such infrastructure has yet to be developed.
- 5.22 **Ad "Question B4" on page 34** - although MM's statement is correct in regard to the locality of its direct mining operation, it is not correct in regard to the locality of its proposed infrastructure. Tshipi submits that it is possible for MM to find suitable alternative locations for its required infrastructure and that it is indeed imperative that MM does so by duly consulting with all relevant parties, which, in Tshipi's view, MM has to date not done.
- 5.23 **Ad "Question B5" on page 34** - the locality of the proposed mine is not correctly stated.
- 5.24 **Ad the paragraph dealing with "Climate" on page 35** - the temperature patterns of Kuruman are not representative of the area due to the hilly topography.
- 5.25 **Ad "Table 7" on page 44** - Tshipi submits that the occurrence of Puff adder and Green (not Brown) boomslang are high and Rock python is low.
- 5.26 **Ad paragraph 6.9 on page 45** - Tshipi questions the correctness of the reference to "Mothibstad".
- 5.27 **Ad paragraph 7.1 on page 46** - MM seems to disregard that fact that the existing access road is a private road.
- 5.28 **Ad "Table 8" on page 47** - Tshipi submits that the stated value "0.6 for development" is inconsistent with an earlier stated value of "0.4".
- 5.29 **Ad paragraph 8.2.3 on page 49** - Tshipi questions the correctness of the reference to flammable gas as a potential pollutant.
- 5.30 **Ad paragraph 8.6.1 on page 54** - our comment under 5.14 above applies.
- 5.31 **Ad paragraph 9.1 on page 56** - Tshipi questions the correctness of the reference to "Western Cape".
- 5.32 We enclose a scanned copy of the draft Scoping Report for easy reference. You will note various highlights throughout the document and that we have, where the highlight is self-explanatory, not commented on such highlight.

6. Comments on draft Plan of Study

- 6.1 As the draft Plan of Study is largely an extract from the draft Scoping Report, we offer limited comments. Our comments on the draft Scoping Report under 5 above apply *mutatis mutandis* to the draft Plan of Study.
- 6.2 We record that, as stated repeatedly in the Objection, the lack of MM providing detail of its proposed mining infrastructure, the layout and locality thereof as well as detailed plans/maps depicting same (despite Tshipi's repeated requests therefor) make it impossible to meaningful consult in that regard - which consultation MM has



consistently neglected to do with our clients in general and with Tshipi in specific and which consultation MM is obliged to conduct terms of all relevant legislation.

- 6.3 We enclose a scanned copy of the draft Plan of Study for easy reference. You will note various highlights throughout the document - most of which have attracted comments under 5 above which, as stated, apply *mutatis mutandis*. Where the highlight is self-explanatory, we have not commented thereon.

7. Comments on draft Potential Direct Impacts of the Project

- 7.1 We do not offer detailed comments save to point out that Tshipi's Property Comment applies to this document and that the document does not in all cases propose remedial/mitigation measures for identified impacts.

7.2 What we state in 8.4 below similarly applies to this document.

- 7.3 We enclose a scanned copy of the draft Potential Direct Impacts document for easy reference.

8. Comments on draft Potential Cumulative Impacts of the Project

- 8.1 Save as indicated below, we do not offer detail comments save to point out that Tshipi's Property Comment applies to this document and that the document does not in all cases propose remedial/mitigation measures for identified impacts.

8.2 **Ad "Traffic Impact" on page 1** - Tshipi suggests that there will be a significant increase in traffic over all level crossings and that upgrading of affected roads will be essential.

8.3 **Ad "Hydrological Impact" on page 1** - our comment under 5.3 above applies.

8.4 **Ad the document in general** - we note that, despite Tshipi having lodged the Objection with the DMR, copies of which have been made available to MM and yourselves, Messrs Envass Environmental Assurance (Pty) Limited (as its consultants), the document being commented on and indeed neither of the other documents which are the subject of this letter, identify and address the impacts which the Project will have on Tshipi's existing mining operation, e.g. the effect on Tshipi's ability to conduct its own mining operations in a safe and effective manner including but not limited to the adverse effect on Tshipi's ability to conduct essential blasting operations, the adverse effect of MM's proposed surface infrastructure on Tshipi's ability to safely and effectively access its own operations, the limitation of Tshipi's area required to dump discard and attend to its own rehabilitation operations.

- 8.5 We enclose a scanned copy of the draft Potential Cumulative Impacts document for easy reference.

9. Comments on draft Maps in respect of the Project

- 9.1 Save to state that the Tshipi Property Comment applies to some of the maps, specifically where there is reference to Portions 3 and 18 of Mamatwan 331, we do not offer any detail comments in respect of the maps.



9.2 We enclose scanned copies of the maps for easy reference.

10. Comments on draft Concept (Engineering) Study

10.1 **Ad the sixth introductory page** - as far as Tshipi is aware, Eskom has no excess power available in the area. Tshipi's information is that the pipeline might only be upgraded by Sedibeng Water during 2017.

10.2 **Ad paragraph 1.3 on pages 1 and 2 of 79** - in Tshipi view all protected plant species in the area should be listed here.

10.3 **Ad paragraph 4 on page 14 of 79** - Tshipi's comment in general in respect of geological information reflected in the document is that it confirms Tshipi's contention, as set out in detail in the Objection, that Portion 18 and the southern portion of Portion 8 are not mineralised.

10.4 **Ad "Table 7.1" on page 26 of 79** - Tshipi questions the correctness of the value of 0% as stated against "Dilution". In Tshipi's view the steep dips result in inevitable dilution.

10.5 **Ad paragraph 11.1 on page 53 of 79** - our comment under 5.14 above applies.

10.6 **Ad paragraph Figure 11.1 on page 54 of 79** - our comment under 5.14 above applies. We point out that the property/Project boundaries are not correct.

10.7 **Ad paragraph 15.2.2 on page 69 of 79** - we note that there is correctly no mention of the resource extending on to either Portion 18 or the southern portion of Portion 8 - as such properties are proven to not be mineralised - as set out in detail in the Objection.

10.8 **Ad paragraph 16.4 on pages 73 and 74 of 79** - Tshipi notes that the option of transporting run of mine product to the intended Transnet rail siding will require significant upgrading of the relevant roads.

10.9 **Ad paragraph 16.5 on pages 73 and 74 of 79** - Tshipi notes that the "Transnet shared loading facility" referred to is in fact a marshalling yard and it is accordingly, in Tshipi's view, not fit for intended purpose.

10.10 **Ad Appendix 2 - Drawings** and in specific the first drawing which shows the schematic room(s) and pillar(s) - it is not clear, in the proposed layout, whether the effect of Tshipi's own future blasting on its side of the boundary pillar has been taken into account.

10.11 **Ad Appendix 2 - Drawings** and in specific the second last drawing which shows the proposed layout of surface infrastructure - it is clear that the proposed surface infrastructure will definitely be within Tshipi's own blasting safety zone. This once again evidences MM's lack of consultation with Tshipi.

10.12 We enclose a scanned copy of the draft Concept (Engineering) Study for easy reference.

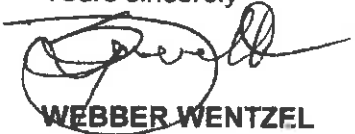
11. We reserve our clients' rights to be meaningfully consulted with in accordance with relevant legislation as well as its rights to supplement its comments on the documents



commented on in terms of this letter and on any further draft documents and process which MM may be developing in respect of the Project.

12. We trust you find the above in order and await your acknowledgement of receipt hereof.

Yours sincerely



WEBBER WENTZEL

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Cc by e-mail and without enclosures to the DMR Northern Cape Region, for attention of:

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- The Secretary of RMDEC - tiro.monchonyane@dmr.gov.za

