

Appendix 7: DMR Correspondence





mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

Private Bag X 5, Braamfontein, 2017 Cnr De Korte and De Beer Street, 78 Mineralia Building, Braamfontein, 2017.
Tel: 011 358 9832 Email: mica.davhana@dmr.gov.za Ref No: GP 30/5/1/1/2 (10553) PR

From: Mineral Regulation: Gauteng Office **Enquiries:** M Davhana

Wozimart (Pty) Ltd

Bjorn Goosen
P. O Box 68727
Highveld
PRETORIA
0169

Email: bjorn@insacoal.co.za

Attention: Bjorn Goosen

APPLICATION FOR A PROSPECTING RIGHT IN TERMS OF SECTION 16 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT NO. 28 OF 2002) (HEREINAFTER REFERRED TO AS “the Act”) (AS AMENDED): IN RESPECT OF PORTIONS 5, 19, 20, 21, 22, 27, 33, 42, 43, 64, 65, 66, 67 AND 76 OF THE FARM HOLFONTEIN 71 IR, PORTIONS 26 AND 32 OF THE FARM WELGEDACHT 74 IR IN THE MAGISTERIAL DISTRICT OF BENONI.

1. This is to inform you that your application for a prospecting right in terms of section 16 of the MPRDA, (as amended) for coal has been accepted.
2. In terms of section 12(d) read with regulation 52(1) of the said Act, you are therefore required to:
 - (a) Notify in writing and consult with the landowners, lawful occupiers and any other interested and affected parties including Totapix (Pty) Ltd, New Kleinfontein Gold Mine (Pty) Ltd and establish an MOU which will govern your coexistence and include the result of the consultation in the relevant environmental reports.

- (b) Apply for a Water Use Licence at the Department of Water Affairs and Sanitation in accordance with the National Water Act and associated Regulations, where applicable.
3. The Minister has, after having had regard to and considered the type of mineral that you applied for and the extent of your proposed prospecting activity decided to direct you to give effect to the objects of section 2(d) of the MPRDA. You are therefore directed to submit the following documents within **60 days** [i.e. on or before the *28 December 2018*] from the date of this letter, namely;
- a. Duly signed shareholders agreements with your empowerment partner in which provision **shall** be made for entrepreneurs, local community and employees,
 - b. Share certificates,
 - c. Details relating to the equity by the BEE shareholders,
 - d. Any other agreement relating to the BEE shareholding including the voting pool agreement, where applicable, and
 - e. Your Articles and Memorandum of association.
4. Acceptance of your application does not grant you the right to commence with any prospecting and/or mining activities. It only signifies that your application will be processed in order for the Minister or his delegate to consider same and make a decision within **197** days from the date of acceptance of your application.
5. Kindly be informed that there is an appeal lodged over your area of interest. As such your application will be held in abeyance pending the outcome of the said appeal.

Regards



Regional Manager

Gauteng Region

BRAAMFONTEIN

Date *01/10/2018*



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

Private Bag X 5, Braamfontein, 2017 Cnr De Korte and De beer Street, 78 Mineralia Building, Braamfontein, 2017.
Tel: 011 358 9700 Email: Musa.Mangobe@dmr.gov.za Ref No: GP 30/5/1/1/2 (10553) PR

From: Mineral Regulation: Gauteng Office Enquiries: Mr. H.M Mangobe

REGISTERED MAIL

Wozimart (Pty) Ltd

P. O. Box 67560

CENTURION

0169

Attention: Mr. Bjorn Goosen

ACKNOWLEDGEMENT OF RECEIPT OF AN APPLICATION FOR ENVIRONMENTAL AUTHORISATION FOR A PROSPECTING RIGHT FOR COAL LISTED IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT: EIA REGULATIONS (983) 2014 IN RESPECT OF THE FARMS HOLFONTEIN 71 IR AND WELGEDACHT 74 IR, SITUATED IN THE MAGISTERIAL DISTRICT OF BENONI.

1. The above mentioned application lodged with the Department on **04 September 2018** refers.
2. The Department hereby acknowledges receipt of an application for an **Environmental Authorisation** in respect of the above mentioned proposed project.
3. Please note that your application is very ambiguous in that it does not indicate which portions of the farms Holfontein 71 IR and Welgedacht 74 IR will be affected by this application. This leaves the Department with no other option but to assume that this application covers the whole farms. You are required to submit an amended application form which clearly indicates the portion numbers for which this application relates. The amended form must be submitted to this office within seven (7) days of receipt of this acknowledgement letter.
4. Only activities listed on the application will be considered when issuing environmental authorisation and the onus is on the applicant to ensure that **all activities** related to the proposed project are included on the application.

5. You are required, in terms of regulation 19(1) of the EIA Regulations, 2014, to submit a Basic Assessment Report (BAR) within 90 days from the date of receipt of the application by this Department. However, you may not be required to submit the BAR contemplated in the EIA Regulations, 2014, if your application for a prospecting right in terms of section 16 of the MPRDA is rejected.
6. Kindly note that no listed activity may commence without an Environmental Authorisation.

This Department reserves the right to revise its initial comments and request further information from you based on any new or revised information received.

Yours faithfully



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REGIONAL MANAGER:
MINERAL REGULATION
GAUTENG REGION
DATE: *10/09/2018*.....