

COMMENTS AND RESPONSE REPORT

PROPOSED MINING OF PORTION 1 OF LOT 29 UMFOLOZI

NO 15607, MTUBATUBA, KWA-ZULU NATAL PROVINCE

Reference number:

KZN 30/5/1/3/10415 MP

NOTIFICATION OF APPLICATION TO STAKEHOLDERS AND I&APS DURING INITIAL PUBLIC PARTICIPATION PHASE

COMMENTING PERIOD: 12 FEBRUARY – 13 MARCH 2015

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Andy Blackmore Dominique Wieners	Ezemvelo KZN Wildlife	033 845 1346	12 th February 2015	No response received
Archaeology Department	Amafa/Heritage KwaZulu Natal	033 394 6543	13 th February 2015	No response received
Mr. K Naidoo	Department of Agriculture, Forestry and Fisheries	031 368 8501	12 th February 2015	No response received
Ms N Khanyile	DMR	031 335 9600	12 th February 2015	No response received
Municipal Manager, Mr MH Nkosi	Mbonambi Municipality (Mfolozi Local Municipality)	035 580 1421	12 th February 2015	No response received
Municipal Manager, Mr Mandla Nkosi	uThungulu District Municipality	035 799 2500	12 th February 2015	uThungulu District Municipality asked to be registered as an Interested and/or Affected Party (I&AP)

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Head of Department	Department of Labour	034 980 8992	13 th February 2015	No response received
Ms B Msane	Department of Water and Sanitation	031 336 2860	12 th February 2015	No response received
SS Nkosi	Department of Transport	033 550 0156	12 th February 2015	No response received
Simangeliso Wonder Mgeng	Mbonambi Municipality Ward Councillor: Ward 11	035 580 1420	12 th February 2015	No response received
Robert Msane	Mbonambi Municipality Ward Councillor: Ward 4	035 580 1421 083 773 8014	12 th February 2015	No concerns as he feels it will contribute to the local community in the form of jobs
Landowner, Van Eeden Holding Trust	Farm: Lot 29 Umfolozi nr 15607	035 550 5058	12 th February 2015	No response received
Landowner, Van Eeden Holding Trust	Farm: Lot K9 Kwambonambi nr 13133	035 550 5058	12 th February 2015	No response received

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Landowner, Van Eeden Holding Trust	Farm: Lot K28 Kwambonambi nr 14159	035 550 5058	12 th February 2015	No response received
Ward Councillor, Sifiso Phazaisa Makhanya – Ward 8	Ehlabosini – Rural Community	035 580 1421	13 th February 2015	No response received

SUMMARY OF INITIAL PARTICIPATION PROCESS

The I&AP's and stakeholders were informed of the proposed project through:

- telephonic discussions,
- direct communication with notification letters,
- placement of on-site notices, and
- placement of an advertisement in the Zululand Observer.

The only response received during the initial phase commenting period was from the uThungulu District Municipality and Councillor Msane (Ward 4) registering as I&AP's on the project. Cllr Msane stated that he supports the project. See attached as Appendix A proof of the correspondence with the I&AP's and stakeholders during this phase of public participation.

**NOTIFICATION OF STAKEHOLDERS AND I&APS OF DRAFT BASIC ASSESSMENT REPORT'S
AVAILABILITY FOR PERUSAL**

COMMENTING PERIOD: 8 APRIL – 11 MAY 2015

All the stakeholders listed above was informed of the availability of the DBAR for their perusal, and afforded a 30 days commenting period. Proof of the correspondence with the stakeholders was included in the amended draft basic assessment report.

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
Mr Andy Blackmore Dominique Wieners	Ezemvelo KZN Wildlife	033 845 1346	8 April 2015	No response received
Archaeology Department	Amafa/Heritage KwaZulu Natal	033 394 6543	SAHRIS	No response received
Mr. K Naidoo	Department of Agriculture, Forestry and Fisheries	031 368 8501	8 April 2015	No response received
Ms N Khanyile Mr KG Moodley	DMR	031 335 9600	SAMRAD	19 May 2015

TITLE, NAME AND SURNAME	AFFILIATION/KEY STAKEHOLDER STATUS	CONTACT DETAILS	CONTACTED DATE	RESPONSE RECEIVED
<p>DMR responded that should crushing and screening be done on-site. It is defined as “primary processing” and triggers Activity 21 of Listing Notice 2 of the NEMA EIA Regulations, 2014, and the procedures as prescribed in regulations 21, 22, 23 and 24 of the NEMA EIA Regulations, 2014 has to be followed.</p> <p><u>Response from Applicant:</u></p> <p>Upon discussions with DMR the applicant decided to remove crushing and screening from the proposed mining method. The hard rock will therefore only be blasted, the loosened rock loaded onto trucks upon which it will be transported from site.</p> <p>In the light of the change in mining procedure, the proposed activity does not trigger Listing Notice 2 and the Basic Assessment Process can continue.</p>				
Municipal Manager, Mr MH Nkosi	Mbonambi Municipality (Mfolozi Local Municipality)	035 580 1421	8 April 2015	No response received
Municipal Manager, Ms N Hlongwa	uThungulu District Municipality	035 799 2500	8 April 2015	12 May 2015
<p>The uThungulu District Municipality (UDM) responded with the following comments on the DBAR:</p> <ul style="list-style-type: none"> • Proof of notification is not satisfactory; the copy of a newspaper advert must be included in the report notifying all the interested and or affected parties (I&AP). • Stockpiled topsoil awaiting the rehabilitation must be properly protected against soil erosion. • Fuelling the tracked vehicles in the quarry due to logistics as indicated in the report may cause risk of contaminating the soil in any case that the spill has occurred. • The river on the south of the quarry must not be disturbed in anyway, therefore it must remain a ‘No-go area’. 				

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<p><u>Greenmined responded as followed to the comments of the UDM:</u></p> <ul style="list-style-type: none"> • The proposed project was advertised in the Zululand Observer on the 20th of February 2015. Proof of the newspaper advertisement was attached to the DBAR as Appendix E – Proof of Public Participation Process on page 39 and 40. The project was further advertised through on-site notices that were placed at the entrance to the farm from the N2 as well as along the north-western boundary of the property along the provincial road passing the property. All stakeholders on the project was directly contacted and informed of the project by means of background information documents. Please see Appendix E of the DBAR for a full account with proof of the public participation process. • The proposed management of topsoil during the site establishment / construction phase is discussed on page 8, 44 and 63 of the Draft Basic Assessment Report. In order to protect the topsoil against erosion and weed invasion it was proposed that the berm be vegetated should vegetation not establish naturally within 6 months of stockpiling. Your comment is thus supported and will be highlighted in the Final Basic Assessment Report. • We take note of your concern and will add the following mitigation measures to the FBAR to address the matter: <ul style="list-style-type: none"> ○ The diesel bowser needs to be equipped with a drip tray at all times. ○ Drip trays have to be used during each and every refuelling event. ○ The nozzle of the bowser needs to rest in a sleeve to prevent dripping after refuelling. ○ Site management must ensure drip trays are cleaned after each use. No dirty drip trays may be used on site. ○ All mining will be contained within the boundary of the proposed mining area and the river will not be disturbed in anyway. A condition will be added to the FBAR declaring the river a no-go area. 				
Head of Department	Department of Labour	034 980 8992	8 April 2015	No response received

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Ms B Msane	Department of Water and Sanitation	031 336 2860	8 April 2015	No response received
SS Nkosi	Department of Transport	033 550 0156	8 April 2015	No response received
Ms Zama Mbanwa	Department of Economic Development Tourism & Environmental Affairs – North Region	035 780 6765	8 April 2015	No response received
Simangeliso Wonder Mgeng	Mbonambi Municipality Ward Councillor: Ward 11	035 580 1420	8 April 2015	No response received
Robert Msane	Mbonambi Municipality Ward Councillor: Ward 4	035 580 1421 083 773 8014	8 April 2015	No response received
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NOTIFICATION OF AMENDED DBAR TO STAKEHOLDERS AND I&APS

Upon change of the mining procedure, DMR required the Draft Basic Assessment Report to be re-sent for another commenting period. All the stakeholders listed above will be informed of the availability of the amended DBAR for their perusal, and afforded a 30 days commenting period. Proof of the correspondence with the stakeholders will be included in the final basic assessment report. A copy of the amended DBAR will also be send to DMR-KZN for their perusal.