

**LOMEZA OPENCAST OPERATIONS (PTY) LTD
APPLICATION FOR A PROSPECTING RIGHT ON
PORTION 5 OF THE FARM KLOPPERSBOS 128 JR
AND PORTIONS 1, 7 AND 8 OF THE FARM
EKUPHUMULENI 716 JR (409.7979 HA), WHICH FALLS
IN MAGISTERIAL DISTRICT OF CULLINAN (NOKENG
TSA TAEMANE LOCAL MUNICIPALITY), CITY OF
TSHWANE, GAUTENG PROVINCE**

COMMENTS AND RESPONSE REPORT

DEPARTMENTAL REFERENCE NUMBER: WC 30/5/1/2/2/ MR

JULY 2020

PART1



SECTION 102 NOTIFICATION TO STAKEHOLDERS AND I&APS DURING PUBLIC PARTICIPATION PHASE

COMMENTING PERIOD: 8 JULY – 11 AUGUST 2020

During the public participation process the stakeholders and I&AP's were informed of the project by means of background information documents that were sent to the contact persons. A 30-days commenting period was allowed which expired on 11 August 2020. The following table provides a list of the I&AP's and stakeholders that were informed of the project:

| STAKEHOLDERS | | | | |
|--------------------------|--|--|----------------|----------------------|
| TITLE, NAME AND SURNAME | AFFILIATION/KEY STAKEHOLDER STATUS | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
| Ms Matilda Gasela | Gauteng Department of Agricultural and Rural Development | izakmofokeng@gauteng.gov.za | 8 July 2020 | No Comments Received |
| Mr Bethuel Netshiswinzhe | Department of Infrastructure Development | Bethuel.Netshiswinzhe@gauteng.gov.za | 8 July 2020 | No Comments Received |
| Head of Department | Department of Labour | bonisile.majola@labour.gov.za | 8 July 2020 | No Comments Received |
| Mr Makhukhu Mampuru | Department of Roads and Transport | makhukhu.mampuru@gauteng.gov.za | 8 July 2020 | No Comments Received |
| Ms Thoko Didiza | Department of Rural Development and Land Reform | PA.Minister@daff.gov.za | 8 July 2020 | No Comments Received |

| STAKEHOLDERS | | | | |
|-------------------------|---|---------------------------------|----------------|----------------------|
| TITLE, NAME AND SURNAME | AFFILIATION/KEY STAKEHOLDER STATUS | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
| Ms Thembeni Mhlongo | Department of Social Development | thembeni.mhlongo@gauteng.gov.za | 8 July 2020 | No Comments Received |
| Ms Jeanette Monare | Department of Public Works | jeanette.monare@dpw.gov.za | 8 July 2020 | No Comments Received |
| Mr. Mbulelo Tshangana | Department of Water and Sanitation | tshanganam@dws.gov.za | 8 July 2020 | No Comments Received |
| Mr Michael Mkhari | Nokeng Tsa Taemane Local Municipality | marinabr@tshwane.gov.za | 8 July 2020 | No Comments Received |
| Councillor Ward 49 | Nokeng Tsa Taemane Local Municipality Ward 49 | marinabr@tshwane.gov.za | 8 July 2020 | No Comments Received |
| Mr Godfrey Mnguni | City of Tshwane Region 2 | godfreymn@Tshwane.gov.za | 8 July 2020 | No Comments Received |
| Mr Frederick R. Lekwane | City of Tshwane Region 2 Section 49 | Frederickl@tshwane.gov.za | 8 July 2020 | No Comments Received |

| STAKEHOLDERS | | | | |
|---|--|--|----------------|----------------------|
| TITLE, NAME AND SURNAME | AFFILIATION/KEY STAKEHOLDER STATUS | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
| Mr MW Mkhize | Department of Economic Development and Tourism | MWMkhize@mpg.gov.za | 8 July 2020 | No Comments Received |
| Me Boniswa Belot | Department of Environmental Affairs | boniswa.belot@gauteng.gov.za | 8 July 2020 | No Comments Received |
| Upload onto South African Heritage Resource Agency on 8 July 2020 | | | | |

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

| TITLE, NAME AND SURNAME | AFFILIATION /PROPERTY DESCRIPTION | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
|----------------------------|-----------------------------------|--|----------------|-------------------|
| Mr Chico Martins | Branron Familie Trust – Landowner | chico@branron.co.za | 8 July 2020 | 23 July 2020 |
| Mr Johan Corneluis Grobler | Klopperbos 128JR- Landowner | grob.jc@gmail.com | 8 July 2020 | 23 July 2020 |
| Mr Joelwin Jardim | Jardim Familie Trust - Landowner | jardimconstruction@gmail.com | 8 July 2020 | 23 July 2020 |
| Mr Joubert | Joubert Trust - Landowner | joubertg@drstech.co.za | 14 July 2020 | 23 July 2020 |

Response received from Glynnis Cohen Attorney on 23 July 2020 acting on behalf of

- Branron Familie Trust
- Joubert Trust
- Jardim Familie Trust
- Mr Johan Grobler

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

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Questions raised in letter from Glynnis Cohen Attorney were addressed by Greenmined Environmental on 31 July 2020.

Dear Sirs,

RE: MY CLIENTS: THE JOUBERT TRUST IT 4791/2001; THE BRANRON FAMILIE TRUST IT 3207/1997; JOUBERT TRUST IT 4791/2001; THE JARDIM FAMILY TRUST IT 9689/1999 AND JOHAN GROBLER OF THE FARM PORTION 5 KLOPPERBOS 128 JR

1. I act on behalf of:

- 1.1. The Branron Familie Trust, an inter vivos trust, registered under number IT3207/1997, herein represented by its authorised trustee Francisco Jose Rosa Martins.
- 1.2. The trustees for the time being of the Joubert Trust, an inter vivos trust, registered under number IT 4791/2001; herein represented by its authorised trustee Gerhardus Jakobus Joubert.
- 1.3. The Jardim Familie Trust, an inter vivos trust, registered under number IT 9689/1999, herein represented by its authorized trustee, Jacques Quintin Jardim.
- 1.4. Johan Grobler Of The Farm Portion 5 Klopperbos 128 Jr. ("my clients")

2. I refer to:

- 2.1. The notice of application in terms of the Mining and Petroleum Resources Development Act 28 of 2002 ("MPRDA") and the National Environmental Management Act 107 of 1998 ("NEMA") dated 8 July 2020 ("the notice"); an
- 2.2. Your email dated 17 July 2020 ("the letter").

3. I record that:

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- 3.1. My client, the Branron Familie Trust is the registered owner of Portion 7, of the farm Ekuphumuleni, No. 716; Registration Division JR, Province Gauteng: Measuring 109,3777 hectares in extent, held by it under Deed of Title number T164969/2003 (“the farm”);
- 3.2. My client, the Joubert Trust, is the registered owner of and Portion 1 of the Farm Ekuphumuleni, under Deed of Title number T164968/2003.
- 3.3. My client, the Jardim Family Trust, is the registered owner of Portion 8 Ekuphumuleni, under Deed of Title number T164977/03.
- 3.4. Johan Grobler of The Farm Portion 5 Klopperbos 128 Jr.
- 3.5. My clients’ farms are situate within the Dinokeng Nature Reserve which either has been or is in the process of being declared a National Protected area in terms of the National Environment Management Protected Areas Act 57 of 2003.
4. My clients:
- 4.1. Are “interested and affected parties” for the purposes of Chapter 5 of NEMA as defined in section 1 thereof, who intends to participate in the public information and participation procedures as contemplated in section 24(4)(v) of NEMA.
- 4.2. Requires to be registered as Interested and Affected parties and requests a copy of the Draft Basic Assessment Report (“DBAR”) referred to in the aforesaid notice forthwith.
- 5.
- 5.1. In the aforesaid notice, you record in the first paragraph thereof, that you, as the applicant, “intends to apply for a prospecting right on inter alia my clients’ farm”.
- 5.2. You thereafter record in the third page of the notice that:
- “An application for a prospecting right in terms of section 16 of the MPRDA will be submitted to the Department of Mineral Resources and Energy (DMRE).”

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5.3. You then record that an application for a prospecting right has been submitted;

5.4. It is accordingly unclear as to what the purpose of your letter is to my clients and what you intend thereby. On the assumption that you have made application in terms of section 16 of the MPRDA, for a prospecting right, your letter serves no purpose at all, other than an extra curial invitation to engage with my clients “to amicably resolve certain issues which were recently raised”. I deal with this below.

6. The first paragraph in the notice under the caption “Public Involvement” reads as follows:

“This document is to inform you about the proposed activity and to determine whether there are any concerns or objections from interested and affected parties (I and APs) that need to be considered.”

7. An application in terms of section 16 of the MPRDA does not require the recordal of such an invitation. My clients’ participation as an interested and affected person, arises only when the Regional Manager gives notice of the right which my clients have in terms of section 16(4) of that Act. This is because:

7.1. In terms of section 16(1) of the MPRDA you are required to simultaneously make application to both the Minister of Minerals and Energy; and

7.2. Apply for an Environmental Authorisation as defined in section 1 of NEMA, by lodging such application for Environmental Authorisation at the office of the Regional Manager in this region the land is situated.. (The term “Environmental Authorisation” in section 1 of NEMA is defined as follows:

“When used in chapter 5, means the authorisation by a competent authority of a listed activity or specified activity in terms of this Act, and includes a similar authorisation contemplated in a specific environmental management Act;”)

7.3. Accordingly, an application for a prospecting right can only be made if the Regional Manager accepts the application and gives notice to you in writing:

(a) To submit relevant environmental reports required in terms of chapter 5 of NEMA, within 60 days of the date of notice; and

(b) To consult in the prescribed manner with inter alia the landowner and any interested and affected party and include the result of the consultation in the relevant

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environmental reports.

(c) It is not clear from your letter whether the Regional Manager has given you notice in terms of section 16(4) of the MPRDA and whether your letter constitutes an invitation to my client, to participate in your application and to give reasons why it opposes your application for a prospecting right.

8. It is further unclear whether the notice dated 8 July 2020 is a copy of your application for a prospecting right in terms of section 16 of the MPRDA together with an application to the Regional Manager for Environmental Authorisation (which appears not to be the case), or whether the notice dated 8 July 2020 is an intimation of what you intend to make application for to the Minister. This is because:

8.1. The notice dated 8 July 2020 is not addressed to the Minister and the Regional Manager;

8.2. The notice dated 8 July 2020 is headed at the top of the page with the words:

“BACKGROUND INFORMATION DOCUMENT”

8.3. Does not include the following:

- (a) The Environmental Reports;
- (b) The Environmental Impact Assessments;
- (c) The Strategic Environmental Assessments;
- (d) The Environmental Management Programs;
- (e) The Environmental Implementation Plan, contemplated by section 11 of NEMA;
- (f) The Environmental Management Plan, contemplated by section 11 of NEMA;

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| <p>(g) Documentary proof of your budget;</p> <p>(h) Documentary proof of your financial resources and your technical ability to conduct the proposed prospecting operation optimally, in accordance with the Prospecting Work Program in terms of section 17(1)(8) of the MPRDA.</p> <p>(i) Details of your estimated expenditure for the proposed prospecting operation;</p> <p>(j) Details of your estimate of the duration of the prospecting work program;</p> <p>(k) A report that such prospecting will not result in unacceptable pollution, ecological degradation or damage to the environment, as contemplated by section 17(1)(c) of the MPRDA.</p> <p>9. As such, there are three issues which require clarification:</p> <p>9.1. Whether the notice of application for a prospecting right dated 8 July 2020 is an application to the Minister for a Prospecting Right in terms of section 16 of the MPRDA; and</p> <p>9.2. Whether you have applied for an Environmental Authorisation at the office of the Regional Manager in whose region the land is situated and if so, when;</p> <p>9.3. Whether your invitation to consult arises from a written notice from the Regional Manager, having accepted your application to consult with my clients, for the purpose of including the result of such consultations in the relevant environmental reports.</p> <p>10. In the event that your invitation to consult with my clients is in terms of notification given by the Regional Manager in terms of section 16(4) then I require from you the following:</p> <p>10.1. The Environmental Impact Assessments;</p> | | | | |

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| <p>10.2. The Strategic Environmental Assessments;</p> <p>10.3. The Environmental Management Programs;</p> <p>10.4. The Environmental Implementation Plan, contemplated by section 11 of NEMA;</p> <p>10.5. The Environmental Management Plan, contemplated by section 11 of NEMA;</p> <p>10.6. Full details of the financial provision. Section 24P of NEMA provides for financial provision for remediation of environmental damage. Section 24P reads as follows:</p> <p>“24P(1)An applicant for an Environmental Authorisation relating to prospecting, exploration, mining or production, must, before the Minister responsible for mineral resources issues the Environmental Authorisation, comply with the prescribed financial provision for the rehabilitation, closure and ongoing post decommissioning management of negative environmental impacts.”</p> <p>10.7. In terms of NEMA and the MPRDA, a ministerial decision is required for the rehabilitation, as well as a lodged financial provision and closure certificate. In other words, a Ministerial decision is required for the rehabilitation and for the lodged financial provision and closure certificate.</p> <p>10.8. Documentary proof of a budget, as well as documentary proof of your financial ability in respect thereof:</p> <p>(a) Details of your access to financial resources and your technical ability to conduct the proposed prospecting operation optimally, in accordance with the Prospecting Work Program in terms of section 17(1)(8) of the MPRDA.</p> | | | | |

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(b) Full details of your estimated expenditure for the proposed prospecting operation and duration of the prospecting work program.

(c) The report that such prospecting will not result in unacceptable pollution, ecological degradation or damage to the environment, as contemplated by section 17(1)(c) of the in MPRDA.

11. If no application has been made by you for a prospecting right, in terms of section 16 of the MPRDA then please advise what the purpose is of your letter dated 17 July 2020 and what you intend to achieve thereby. I am instructed that my clients will oppose your application for a prospecting right, as an interested and affected party, once it is invited to participate, consequent upon a lawful application being made by to the Minister and the Regional Manager. My clients' concerns at this juncture (which are by no means exhaustive) is the following:

11.1. You intend the drill site to be approximately 200 m². You do not state on whose land such drill site will be.

11.2. There is no evidence at all that there are coal deposits in the area and my client requires probative evidence as to the possible existence of coal deposits on his farm.

11.3. There exists no evidence of all that you have made application for a Water Use License in terms of section 40 of the National Water Act 36 of 1998.

11.4. There is no evidence at all that members of the community and other persons who may become interested and affected persons, other than my clients' farm and Portions 1 + 7 and 8 of the Farm Ekuphumulemi 716 JR have been invited to participate in your application and Johan Grobler Portion 5 Kloppersbos 128 JR

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12. Please may I have a response to this letter as soon as possible so that the interests of my client can be protected.
13. If an initial meeting is to be held between yourself and my clients and should such meeting be held with a meaningful purpose, my clients agree to such meeting being held by virtual technology.
14. All my clients' rights are reserved.

Yours faithfully,

GLYNNIS COHEN ATTORNEY

Acknowledgement of receipt send to Glynnis Cohen Attorney on 23 July 2020

Dear Madam,

RE: YOUR CLIENTS – THE JOUBERT TRUST IT 4791/2001; THE BRANRON FAMILIE TRUST IT 3207/1997; THE JARDIM FAMILY TRUST IT 9689/1999 AND JOHAN GROBLER OF THE FARM PORTION 5 KLOPPERBOS 128 JR

1. The above matter as well as your letter dated 23 July 2020 refers.
2. Please note that we act on behalf of Lomezza Opencast Operations (Pty) Ltd (hereinafter referred to as “our client”), as environmental consultants, in this prospecting right application.
3. In clause 5 of your letter dated 23 July 2020 you note the following as vague: that our client intends to apply for a prospecting right, that the application will be submitted and that the application has been submitted. The purpose of the Background Information Document provided to your clients was to inform Interested and Affected Parties (hereinafter referred to as “the I&AP’s”) of our client’s intent to lodge an application with the Department of Mineral Resources and Energy

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(hereinafter referred to as “the DMRE”) . The document reached all I&AP’s, including your clients, on 08 July 2020, prior to submission of the prospecting right application, which application was submitted to the DMRE on 09 July 2020.

- 4 . We are well aware that Section 16 of the MPRDA does not require pre-application public participation, but as a courtesy we always provide all I&AP’s with a notification of the application prior to submission thereof. This provides ample time to I&AP’s to peruse the information at hand, register on the I&AP database and lodge objections or request additional documentation.
- 5 . During the Public Participation Process of such an application, the applicant will under normal circumstances meet with the landowners in person, in an attempt to personally discuss the application and the process to be followed. However, as you are aware, it was not possible in this case, due to the National State of Disaster and nationwide lockdown, hence our client’s request for a virtual meeting.
- 6 . In your clause 8 you find it unclear whether the Background Information Document is for information purposes or a copy of the application. If you had knowledge of prospecting right applications it will be clear that this document is not a copy of the application, but just a notification to I&AP’s as to what the application and the actual prospecting operations will entail. Due to this document being for background purposes only the relevant environmental reports were not included, as these reports will form part of the public participation process at a later stage.
- 7 . We would therefore like to clarify your clients’ issues contained in your clause 9 as follows:
 - 7.1. The notice of application dated 08 July 2020 is not the actual application, which application was submitted to the DMRE on 09 July 2020;
 - 7.2. Application for the Environmental Authorization was submitted simultaneous with the prospecting right application; and
 - 7.3. Acceptance from the Regional Manager is still outstanding, which acceptance should be received soon.

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8. Once acceptance of the application has been received the public participation process, as prescribed by the MPRDA and NEMA, will proceed. In the meantime, please find attached hereto the Prospecting Work Program, the application for Environmental Authorization as well as the Regulation 2.2 plan. All other environmental reports will be submitted to you and your clients, for comments when same is due.
9. On 20 July 2020 a reply email was sent to your clients in which our client's archaeologist was requested access to the properties, for a site walk-through during August 2020, to establish whether any signs of heritage importance exist. Will you kindly advise as to your clients' instructions in this regard?
10. We trust you will find the above in order and please do not hesitate to contact our office should you require any additional information or clarification.

Response received from Glynnis Cohen Attorney on 4 August 2020 acting on behalf of

- Branron Familie Trust
- Joubert Trust
- Jardim Familie Trust
- Mr Johan Grobler

Dear Sirs,

RE: YOUR CLIENTS – THE JOUBERT TRUST IT 4791/2001; THE BRANRON FAMILIE TRUST IT 3207/1997; THE JARDIM FAMILY TRUST IT 9689/1999

1. I refer to your letter dated 31 July 2020.

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2. Thank you for explaining the position. My initial understanding that the application which you sent me was a draft is correct.
3. Once I receive notification from the Department: Mineral Resources, and the Regional Manager of your application, my client will deal with a letter of Objection in due course.
4. Please advise whether the prospecting work program which you furnished me with is identical to the prospecting work program you lodged with the Department. I asked this question because the following appendixes have not been attached, being A, B, C, D, E and F.
5. In response to your request in paragraph 9 of your letter under reply that your client's archaeologist have access to the properties, for the purpose of "a site walk through during August 2020" you are advised that my clients do not give their consent thereto. My clients will not make their properties available to you under any circumstances, pending the final determination of your application.
6. All my client's rights are reserved.

Letter received from Jordaan and Smit Attorneys on 5 August 2020

IN RE: LOMEZA OPENCAST OPERATIONS / THE JOUBERT (FAMILY) TRUST AND JOHAN GROBLER

We refer to the abovementioned matter as well as your e-mail dated 8 July 2020 addressed to our clients, containing your client's "Background Information Document".

We confirm that we are acting on behalf of Mr Johan Grobler and the Joubert Family Trust (our clients) herein.

We further refer to your letter dated 31 July 2020, addressed to Glynnis Cohen Attorneys.

It is our instructions to lodge an objection against your client's application for a prospecting right on our clients' respective properties.

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In terms of Section 10 of the Mineral and Petroleum Resources Development Act 28 of 2002

("the MPRDA"), the following time periods are prescribed:

"10. Consultation with interested and affected parties

(l) Within 14 days after accepting an application lodged in terms of section 76, 22 or

27, the Regional Manager must in the prescribed manner [in terms of the

Regulations published]-

(a) make known that an application for a prospecting right, mining right or mining permit has been accepted in respect of the land in question; and

(b) call upon interested and affected persons to submit their comments regarding the application within 30 days from the date of the notice.

(2) If a person objects to the granting of a prospecting right, mining right or mining permit, the Regional Manager must refer the objection to the Regional Mining Development and Environmental Committee to consider the objections and to advise the Minister thereon.

Further, in particular, the Regulations published in terms of the MPRDA, provide as follows:

"Consultation with interested and affected persons

3. The Regional Manager or designated agency, as the case may be, must make known by way of a notice, that an application contemplated in regulation has been accepted in respect of the land or offshore area, as the case may be.

(2) The notice referred to in subregulation (l) must be placed on a notice board at the office of the Regional Manager or designated agency, as the case may be, that is accessible to the public.

(3) In addition to the notice referred to in subregulation the Regional

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Manager or designated agency, as the case may be, must also make known the application by at least one of the following methods •

- (a) Publication in the applicable Provincial Gazette;
 - (b) Notice in the Magistrate 's Court in the magisterial district applicable to the land in question; or
 - (c) Advertisement in a local or national newspaper circulating in the a where the land or offshore area to which the application relates, is situated.
- (4) A publication, notice or advertisement referred to in subregulation (3) must include —
- (a) An invitation to members of the public to submit comments in writing on or before a date specified in the publication, notice or advertisement, which date may not be earlier than 30 days from the date of such publication, notice or advertisement;
 - (b) The name and official title of the person to whom any comments must be sent or delivered; and
 - (c) the —
 - Work, postal and street address, and, if available, an electronic mail address,
 - Work telephone number; and
 - Facsimile number, if any, of the person contemplated in paragraph (b). "

We assume that the application for a prospecting right on our clients' respective properties has not yet been accepted, due to the fact that this was not disclosed to our clients in any correspondence, or other way whatsoever, that we are aware of (in particular having regard to paragraph 7.3 of your letter dated 31 July 2020).

Kindly therefore indicate whether the application, as submitted on 9 July 2020, has, in the interim, been accepted by the Regional Manager (appointed by the Director-General of the Department of Mineral Resources), and if so, we require the following:

1. The complete application, as submitted to the Department of Mineral Resources and Energy (the DMRE);

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2. The DMRE's reference number;

3. The date on which the Regional Manager accepted the application, i.e. when it was accepted in terms of the MPRDA;

1. Full details of when the notice of acceptance was placed on the notice board, and at which office the notice may be found (as contemplated in paragraph 3 of the Regulations issued in terms of the MPRDA);

2. What alternative method of publication was used in respect of the notice of acceptance; publication in the Provincial Gazette, notice in the Magistrates Court, or advertisement in a local or national newspaper. In this regard, kindly provide us with copies of whichever form was used in compliance.

In the event that it, in fact, has not yet been accepted, a written undertaking from yourselves that our office will be informed of the acceptance, without any delay. (This is, obviously, over and above the statutory notice requirements).

Further, kindly find attached hereto the forms attached to your "Background Information Document", that was duly completed by our clients, being Interested and Affected Parties.

We look forward to your response herein.

Follow up letter received from Jordaan and Smit Attorneys on 2 September 2020

We refer to the abovementioned matter as well as our letter dated 5 August 2020.

We look forward to your response herein.

We trust you find the above in order.

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Letter received from Ivan Pauw and Partners on 11 August 2020 on behalf of the Manyane Lodge Sanctuary Area

- Dean Francois de Kock and Riani de Kock
- Domingos Sardinha Jardim
- Joelwin Domingos Sardinha Jardim
- Ubusika Umlimi (Pty) Ltd
- Mantaray Trading 101 (Pty) Ltd
- Gev Property Trust
- Armanda Investments 001 CC
- V D S Property Trust

RE: NOTICE OF APPLICATION IN TERMS OF SECTION 16 OF THE MINERALS AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT NO 28 OF 2002) AND THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO 107 OF 1998 NEMA) AS WELL AS THE ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS OF 2014 (AS AMENDED BY GNR 326 EFFECTIVE 7 APRIL 2017)

We act in this matter on behalf of the following property owners:

1. Dean Francois de Kock and Riani de Kock, the registered co-owners of Portion 70 of the Farm Kloppersbos 128 JR;

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

| TITLE, NAME AND SURNAME | AFFILIATION /PROPERTY DESCRIPTION | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
|-------------------------|-----------------------------------|-----------------|----------------|-------------------|
|-------------------------|-----------------------------------|-----------------|----------------|-------------------|

2. Domingos Sardinha Jardim, the registered owner of Portion 52 and 82 of the Farm Kloppersbos 128 JR;
3. Joelwin Domingos Sardinha Jardim, the registered owner of Portion 51 and 79 of the Farm Kloppersbos 128 JR;
4. Ubusika Umlimi (Pty) Ltd, the registered owner of Portion 71 of the Farm Kloppersbos 128 JR;
5. Mantaray Trading 101 (Pty) Ltd, the registered owner of Portion 77 of the Farm Kloppersbos 128 JR;
6. The trustees for the time being of the GEV Property Trust, the registered owner of Portion 69 of the Farm Kloppersbos 128 JR;
7. Armada Investments 001 CC, the registered owner of Portion 53 of the Farm Kloppersbos 128 JR and;
8. The trustees for the time being of the V D S Property Trust, Martha Magdalena van der Schyff, Francois Marthinus Venter and Jan-Hendrik van der Walt, the registered co-owners of the Remaining Extent of Portion 75 of the Farm Kloppersbos 128 JR.

The above properties are known (collectively) as the Manyane Lodge Sanctuary Area and the above persons hereinafter referred to as “*our clients*”.

We refer to your background information document (BID), dated 8 July 2020, forwarded to, inter alia, Mr Joelwin Domingos Sardinha Jardim, one of the property owners referred to above.

Kindly note that we have been instructed by our above clients to give notice to yourselves and to ensure the proper registration of our abovementioned clients, as interested and affected parties, as well as, where applicable, Objectors to the application for a prospecting right, as well as the application for Environmental Authorisation, contemplated in the BID. Kindly confirm our clients’ registration as such.

We have noted that our clients have been invited to, at this point in time, already, provide you with comments or concerns. Kindly note that our clients hereby reserve their right to comment and make representations, once the comprehensive draft Basic Assessment Report has been received, as they will prefer to do so on a more informed basis.

As a preliminary issue, we are indeed concerned about the fact that only one of our clients i.e. Mr Jardim, was notified of the applicable application processes and, despite the fact that the properties of all our other clients are also located in close proximity, if not adjacent, to the subject property, none of them, nor any of the occupants, were advised of the process. In the aforesaid regard, kindly allow us to refer you to the provisions of the Guideline Document on Public Participation, issued by the National Department of Environmental Affairs, as well as the provisions of, inter alia, Section 16 of the MPRDA.

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

| TITLE, NAME AND SURNAME | AFFILIATION /PROPERTY DESCRIPTION | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
|-------------------------|-----------------------------------|-----------------|----------------|-------------------|
|-------------------------|-----------------------------------|-----------------|----------------|-------------------|

Kindly acknowledge receipt hereof and confirm that our clients have been duly registered as Interested and Affected Parties.

Acknowledgement of receipt send to Ivan Pauw and Partners on 17 August 2020

| | | | | |
|--------------------|--|--|--------------|----------------------|
| Mr Bezuidenhout | Surrounding Landowner | mjbez@telkom.net | 16 July 2020 | No Comments Received |
| Mr Isaac Mthombeni | CSIR Kloppersbos & Paardefontein Research Center | imthombe@csir.co.za | 8 July 2020 | 23 July 2020 |

Request to include Ms Bongsi Ntsoelengoe, Executive Manager for CSIR Future production in correspondence.

Acknowledgement of receipt send to CSIR Kloppersbos & Paardefontein Research Center.

LANDOWNER / SURROUNDING LANDOWNERS / INTERESTED AND AFFECTED PARTIES

| TITLE, NAME AND SURNAME | AFFILIATION /PROPERTY DESCRIPTION | CONTACT DETAILS | CONTACTED DATE | RESPONSE RECEIVED |
|-------------------------|-----------------------------------|--|----------------|----------------------|
| The Directors | Eksderde Trust | kantoor@eksderde.co.za | 8 July 2020 | No Comments Received |
| Mr Johann Gelderblom | Full Swing Trading | hendri@dgconsult.co.za | 16 July 2020 | No Comments Received |
| Mr Theuns Loubser | HC Loubser Testamentere Trust | theuns@blf.co.za | 16 July 2020 | No Comments Received |
| Me Jay-Ann Jacobs | Pioneer Foods Pty Ltd | jay-ann.jacobs@pioneerfoods.co.za | 8 July 2020 | No Comments Received |

SUMMARY OF PARTICIPATION PROCESS

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

- ❖ telephonic discussions;
- ❖ direct communication with background information documents (email, registered mail);
- ❖ placement of on-site notices and
- ❖ placement of an advertisement in The Beeld on 8 July 2020

To date the following I&AP's and stakeholders were registered on the project:

Glynnis Cohen Attorney acting on behalf of:

- Branron Familie Trust
- Joubert Trust
- Jardim Familie Trust
- Mr Johan Grobler

Jordaan and Smit Attorneys acting on behalf of:

- Joubert Trust
- Mr Johan Grobler

Ivan Pauw and Partners acting on behalf of the Manyane Lodge Sanctuary Area

- Dean Francois de Kock and Riani de Kock
- Domingos Sardinha Jardim

SUMMARY OF PARTICIPATION PROCESS

- Joelwin Domingos Sardinha Jardim
- Ubusika Umlimi (Pty) Ltd
- Mantaray Trading 101 (Pty) Ltd
- Gev Property Trust
- Armanda Investments 001 CC
- V D S Property Trust

The Draft basic assessment report will be published and a 30-days commenting period will be allowed. Comments received on the BID will be incorporated into the DBAR.

See attached as Appendix E proof of the correspondence with the I&AP's and stakeholders during the public participation process.

-END OF COMMENTS AND RESPONSE REPORT-

