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Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, Nkangala, Mpumalanga Province

Public Participation Report

Prepared for:

Universal Coal Development III (Pty) Ltd

Project Number:

UCD6097

April 2021



This document has been prepared by Digby Wells Environmental.

Report Type:	Public Participation Report
Project Name:	Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, Nkangala, Mpumalanga Province
Project Code:	UCD6097

Name	Responsibility	Signature	Date
Anela Sotashe	Report Writer		April 2021
Njabulo Mzilikazi	Reviewer		April 2021

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1 Introduction

Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and an approved Environmental Management Plan (EMP) for the formerly known Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted to the Department of Mineral Resources and Energy (DMRE) and the Colliery name was amended to Ubuntu Colliery. This name change was approved in January 2019. Ubuntu Colliery is an operational mine located near Delmas within the Victor Khanye Local Municipality (VKLM) under the Nkangala Magisterial District in the Mpumalanga Province.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a public participation process (PPP) in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

Digby Wells Environmental (Digby Wells) has been appointed by Universal Coal as the Environmental Assessment Practitioner (EAP) to independently facilitate the environmental-legal application relevant to the proposed Project.

An integrated PPP has been undertaken for the environmental-legal process. This report constitutes the Public Participation (PP) Chapter which presents the objectives and activities undertaken as part of the PPP as well as the outcomes of public consultation throughout for this Scoping Phase.

1.1 Public Participation Process Objectives

The PPP objectives for the environmental-legal process are listed below:

- To comply with the legal requirements set out under NEMA;
- To ensure that Interested and Affected Parties (I&APs) are informed about the proposed project;
- To provide I&APs with the opportunity to comment on the proposed project;

- To utilise local knowledge to identify environmental and social concerns associated with the proposed project; and
- To provide I&APs with opportunities to verify that comments have been accurately recorded in the Comments and Response Report (CRR).

1.2 Legal Framework

PPP is a legislative requirement in terms of Chapter 6 of the EIA regulations (as amended) in accordance with Section 24(5) and 44 of the NEMA.

During the PPP, the following core activities were undertaken:

- Identification of relevant stakeholders who represent different sectors of the public who may be affected or interested in the project;
- Dissemination of information regarding the project through various media which included Background Information Document (BID), announcement letter, advertisement, and site notices; and
- Public consultation during the Draft EIA Report to allow for the review and public commenting on the project proposal, potential impacts as well as the recommended mitigation and management measures.

2 Methodology

The methodology employed for this PPP is detailed in the subsections below.

2.1 Identification of Stakeholders

Stakeholders for the proposed project are grouped into the following categories:

- **Government:** National, Provincial, District and Local authorities;
- **Landowners:** Directly affected and surrounding landowners;
- **Land occupiers:** Directly affected and surrounding land occupiers;
- **Communities:** Surrounding communities;
- **Non-Governmental Organisations (NGOs) and Community Based Organisations (CBOs):** Environmental and social organisations;
- **Agriculture:** Associations or organisations focussed on agricultural activities; and
- **Business:** Private business and Small and Medium and Micro Enterprises (SMMEs).

To ensure a proper representation of stakeholders by the proposed project, the following identification methods were used to develop a stakeholder database (Appendix A):

- The existing stakeholder databases used at the Ubuntu Colliery were reviewed and updated. In addition, Windeed and desktop searches were conducted in and around the project area to verify land ownership and obtain contact details which aided in the development of a Land Tenure Map (Appendix B);
- Responses were received from distribution of the BID and notification letter with attached registration and comment form;
- Telephonic consultations with landowners who were available; and
- Email correspondences with the Ward 7 VKLM Councillor to assist in arranging meetings with affected communities.

*Note: In terms of NEMA requirements, the public consultation period closed on 15 December 2020. As such, Digby Wells was unable to continue with arranging and undertaking further engagements with the remaining identified affected landowners and the Brakfontein community. As such, further engagements will be undertaken during the EIA phase in order to ensure that all relevant parties are informed, consulted and engaged on this proposed project.

2.2 Public Participation Media

The legislative requirements indicate that specific media / materials be utilised as part of the PPP. Over and above the legislative requirements, the following media have been utilised for the PPP to inform stakeholders of the proposed project (see Table 2-1 for further details). The various Public Participation media / materials used throughout the PPP have been appended hereto, namely:

- **Background Information Document:** a BID (Appendix C) which included a project description, information about the relevant legislation, the competent authorities, and details of the appointed EAP was prepared and distributed via email and by hand delivery.
- **Comment and Registration Form:** comment and registration forms (Appendix D) were distributed simultaneously with the BID for stakeholders to use for formal registration as I&APs or to submit initial comments on the project proposal,
- **Notification Letters and SMS's:** A letter was distributed via email in English during both the Scoping and EIA phases. The letter contained information about the proposed project, applicable legislation, details of the EAP, information about availability of the Scoping and EIA Reports for public comment.
- **Newspaper Advertisement:** Newspaper advertisement (Appendix F) was published in English in the Streeknuus Gemeenskap, which is a local newspaper that distributes to

the surrounding areas in Delmas. The aim of the advertisement during the Scoping Phase was to notify the public of the Project, request IAPs to register and notify I&APs of the availability of the DSR for public review and commenting.; and

- **Site notices:** English site notices were put up at various places. The site notices were placed during the Scoping Phase of the project. These contained a brief project description, the legal requirements, details of the appointed Environmental Assessment Practitioner (EAP), details on how to register as an I&AP, as well as a map depicting the proposed project infrastructure layout.

2.2.1 Project Announcement and Scoping Phase

Table 2-1 below details the activities undertaken during this phase.

Table 2-1: Scoping Phase Consultation

Activity	Details	Reference in Report
Identification of stakeholders	A stakeholder database was developed and will be continuously updated during the EIA phase. The database included stakeholders representing various sectors of society, including directly affected and adjacent landowners, in and around the proposed project area. A Land Tenure Map was developed and presented to the public, showing directly and indirectly affected farms.	Appendix A: Stakeholder database Appendix B: Land Tenure Map
Distribution of BID and announcement letter	A BID and notification letter with Registration and Comment Form was emailed to stakeholders on 6 November 2020	Appendix C: BID; Appendix D: Registration and Comments Form; Appendix E: Announcement Letter
Placing of newspaper advertisement	An English advertisement was published on 6 November 2020 in the Streeknuus Gemeenskap to announce the project and availability of the Draft Scoping Report.	Appendix F: Newspaper advertisements
Displaying site notices	English site notices were put up around the proposed project site and other public places within the vicinity of the proposed site on 5 November 2020 .	Appendix G: Site Notice

Activity	Details	Reference in Report
Public Review of the Draft Scoping Report	<p>Announcement of the availability of the DSR was made via email and SMS notifications to stakeholders together with the formal project announcement letter on Friday 6 November 2020. The DSR was made available on http://view.datafree.co/PublicDocuments/ (under Public Documents).</p> <p><i>Due to the COVID-19 national lock down, the DSR was released electronically via a data free resource.</i></p> <p><i>(30-day legislated comment period for the DSR was from 6 November 2020 to 7 December 2020.)</i></p>	Appendix H: Notification Letter
Announcement of the Final Scoping Report	<p>Final Scoping Report (FSR) will be submitted to the DMRE on 6 January 2021. A notification letter for availability of the FSR will be emailed to all stakeholders on the database. The FSR will also be made available on http://view.datafree.co/PublicDocuments/ under Public Documents.</p>	
Obtained comments	Comments, issues of concern and suggestions received from stakeholders were captured and responded to in the Comments and Responses Report (CRR).	Appendix I: Comments Received and CRR

3 Stakeholder Communication during the Scoping Phase

Separate Focus Group Meetings with affected landowners and communities were organised and the outcomes of the process is described in the subsections below.

3.1 Landowner Focus Group

Telephonic consultations to invite landowners to a Focus Group Meeting (FGM) were undertaken using contact details from the existing stakeholder database as well as referrals from people contacted.

Mr Koos Uys is the previous owner of Farm Portions 9 and 26 of Farm Brakfontein 264 IR. These portions are directly affected by the proposals however, Universal Coal has acquired the land ownership from the most recent owner. Mr Uys did not wish to attend any meetings nor to be contacted further when spoken to over the telephone.

Mr Victor, who farms of Brakfontein 264 IR Portions 26 and 34 was unavailable for the FGM planned for the landowners.

3.2 Community Focus Group

It is to be noted Digby Wells contacted the Victor Khanye Local Municipality and obtained a list of relevant municipal staff personnel including the Ward Councillor for Ward 7. As such, Digby Wells liaised with the Ward 7 Councillor to assist in arranging FGM with the affected community near the Ubuntu Colliery. The Ward 7 Councillor undertook communication with ward committee members and residents to organize the FGM for 4 December 2020. Digby Wells was then informed the same day by the Ward 7 Councillor that miscommunication led to the incorrect community namely, Savannah Community which is not affected by the Ubuntu Colliery Project being invited to the FGM. The Ward 7 Councillor communicated to Digby Wells that he will inform the residents of the error and adjourn the meeting.

Digby Wells then requested the Ward 7 Councillor to assist in organising another FGM for 5 December with the correct and affected community namely, Brakfontein near the Ubuntu Colliery. The Ward 7 Councillor made the attempt to organize the meeting which was unsuccessful.

Digby Wells and Universal Coal have the resolved to ensure that all future meeting arrangements will be done together with the mine delegated management. A FGM will thus be arranged with the Brakfontein Community in due course and the findings of this meeting will be incorporated into the CRR and made available for public comment during the EIA Phase of the EA environmental-legal process.

3.3 Summary of Planned Public Participation Activities during Draft EIA Phase

Table 3-1: EIA Phase Consultation

Activity	Details	Reference in Report
Public review of the Draft EIA Report	Announcement of the availability of the Draft EIA Report were distributed via email and SMS to stakeholders together with the formal project announcement letter on 29 April 2021. The Draft EIA Report was made available on http://view.datafree.co/PublicDocuments/ (under Public Documents). Due to the Covid-19 national lock down, the Draft EIA Report was released electronically	Appendix J: Announcement Letters

	via a data free resource. (30-day comment period for the Draft EIA report will be between 29 April to 31 May 2021)	
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4 Decision- making Process

4.1 Scoping Phase

The Department of Mineral Resources and Energy (DMRE) accepted the Scoping Report on 3 March 2021. Attached hereto is the acceptance letter for the Scoping Report, allowing Anglo to proceed to the EIA phase. An acceptance letter has been included in Appendix K. In addition, comments/ issues raised during the Scoping phase were recorded and conclusive responses were provided for each comment received. Copies of all comments received during the Scoping phase have also been included in to ensure transparency for informed decision-making by the DMRE on the Application.

4.2 EIA Phase

Documentation related to the acceptance or reject of the draft EIA, an updated CRR (including stakeholder and I&APs' comments raised during the Draft EIA phase), and PPP chapter will be publicly available during the submission of the Final EIA Report.



Appendix A: Stakeholder Database

Category	Department/organisation	Name and Last Name
National Government	Department of Environment, Frestry and Fisheries (DEFF)	Ms Nyiko Nkosi
National Government	Department of Environment, Frestry and Fisheries (DEFF)	Lucas Mahlangu
National Government	Department of Water Affairs and Sanitation	Dakalo Rambuda
National Government	Department of Water Affairs and Sanitation	Phillimon Khwinana
National Government	Department of Mineral Resources and Energy (DMRE)	Andre Cronje
National Government	Department of Mineral Resources and Energy (DMRE)	Adv. Thabo Mokoena
National Government	Department of Mineral Resources and Energy (DMRE)	Patricia Gamede
National Government	Department of Mineral Resources and Energy (DMRE)	Adv Mmadikeledi Malebe
National Government	Department of Mineral Resources	David Msiza
National Government	Department of Rural Development and Land Reform (DRDLR)	Mr Max de Kock
National Government	Department of Rural Development and Land Reform (DRDLR)	Mr Harry Maphutha
National Government	Department of Rural Development and Land Reform	Mduduzi Shabane
National Government	Department of Rural Development and Land Reform	Emma Twala
National Government	Department of Water and Sanitation (DWS)	Bashan Govender
National Government	Department of Water and Sanitation (DWS)	Marius Keet
National Government	Department of Water and Sanitation (DWS)	Pertunia Ramunenyiwa
National Government	Department of Water and Sanitation (DWS)	Kelvin Legge
National Government	Department of Water and Sanitation (DWS)	Konanani Khorommbi
National Government	Department of Public Works	Mziwonke Dlabantu
National Government	Department of Transport	Pule Selepe
National Government	Department of Labour	Thobile Lamati
National Government	Department of Agriculture, Forestry and Fisheries	Ms Nomvuzo Mjadu
National Government	Department of Agriculture, Forestry and Fisheries	Ms Mashudu Mukwevho
National Government	Department of Agriculture, Forestry and Fisheries (DAFF)	Mashudu Marubini
National Government	Department of Agriculture, Forestry and Fisheries (DAFF)	Mpume Ntlokwana
National Government	Department of Agriculture, Forestry and Fisheries (DAFF)	Portia Khumalo
Provincial Government	Department of Mineral Resources and Energy (DMRE)	Ms Mashudu Mutengwe
Provincial Government	Department of Mineral Resources and Energy (DMRE)	Helen Maumela
Provincial Government	Department of Mineral Resources and Energy (DMRE)	Samuel Mathavhela
Provincial Government	Department of Mineral & Energy	Martha Mokonyane
Provincial Government	Department of Mineral & Energy	Mashudu Dzivhani
Provincial Government	Agriculture, Rural Development and Land Administration	Ms Nelisiwe Sithole
Provincial Government	Agriculture, Rural Development and Land Administration	Ms Violet Siwela
Provincial Government	Agriculture, Rural Development and Land Affairs (MDALA)	Mr Joe Mabuza (JM)
Provincial Government	Agriculture, Rural Development and Land Affairs (MDALA)	Mr Sipiwe Mahlangu
Provincial Government	Office of The Premier	Mr. KM Mohlasedi
Provincial Government	Department of Economic Development, Environment & Tourism	Duduzile Maphanga
Provincial Government	Department of Finance, Economic Development, & Tourism	Ms Nombesho Nkamba
Provincial Government	Department of Finance, Economic Development, & Tourism	Mr Mohau Ramodibe
Provincial Government	Department of Economic Development, Environment & Tourism	Mr PS Mohlala
Provincial Government	Department of Economic Development, Environment & Tourism	Mr MW Mkhize

Category	Department/organisation	Name and Last Name
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Mr. S Kheva
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Mrs. M Ralushai
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Ms. K Mashava
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Lindiwe Mabuza
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Stanford Macevele
Provincial Government	Department of Water Affairs and Forestry	Nokuthula Cebekhulu
Provincial Government	Department of Water Affairs and Forestry	Tembani Mashamba
Provincial Government	Office of The Premier	Mr Mokohe Taiwe
Provincial Government	Office of The Premier	Mr David Mabuza
Provincial Government	Office of The Premier	Dr Nonhlanhla Mkhize
Provincial Government	Office of The Premier	Ms Nonkululeko Mbatha
Provincial Government	Department of Public Works, Road and Transport	Siyabonga Matshata
Provincial Government	Department of Public Works, Road and Transport	Kleinboi Mabaso
Provincial Government	Department of Public Works, Road and Transport	Tsepo Lefifi
Provincial Government	Department of Public Works, Road and Transport	Mr KM Mohlaseedi
Provincial Government	Department of Public Works, Road and Transport	Mr David Nkambule
Provincial Government	Department of Public Works, Road and Transport	Mr Densy Malatji
Provincial Government	Department of Public Works, Road and Transport	Stephan Pienaar
Provincial Government	Department of Health	Dr A Morake
Provincial Government	Department of Health	Mr Dumisani S Malamule
Provincial Government	Department of Health	Mrs Careen Swartz
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr Cain M Chunda
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr George Mthethwa
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr ML. Matsebula
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr M. Simelane
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Ms CP. Nkuna
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr FJ. Mogane
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr BC. Ntiwane
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr ET. Mashego
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Ms MZ. Lushaba
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Sam Nkosi
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Lindelani Shezi
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Happy Motha
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Freedah Lubisi
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Themba Mkhonto
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Mr Benjamin Mlomo
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Ntokozo Nkambule
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Petruscha Lindoor

Category	Department/organisation	Name and Last Name
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Vusi Kleinboy Khoza
Provincial Government	Department of Social Development (DSD)	Ms Ningi Mlangeni
Provincial Government	Department of Social Development (DSD)	Mr Ronnie Masilela
Provincial Government	Department of Social Development (DSD)	Ms Petunia Lessing
Provincial Government	Mpumalanga Provincial Heritage Resources Authority	Mr Benjamin Moduka
Provincial Government	Mpumalanga Provincial Heritage Resources Authority	Nkosazana Machete
Provincial Government	Provincial Treasury	Eunice Chego
Provincial Government	Provincial Treasury	Joye Nel
Provincial Government	Provincial Treasury	Mamatjie Matume
Provincial Government	Provincial Treasury	Ms Nonkululeko Mbatha
Provincial Government	Provincial Treasury	
Provincial Government	Department of Agriculture, Forestry and Fisheries	
Provincial Government	Department of Agriculture, Forestry and Fisheries	
Provincial Government	Department of Agriculture, Forestry and Fisheries	Mr Love Shabane
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms. V.S. Siwela
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms. N.L. Sithole
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms. Z.J. Shabangu
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Mr. Bheki Nyathikazi
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Mr. O.G. Xaba
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Andries Gamede
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms Nelisiwe Sithole
Provincial Government	South African Heritage Resources Agency Ltd (SANRAL)	Phillip Hine
Provincial Government	South African Heritage Resources Agency Ltd (SANRAL)	Ms Victoria Bota
Provincial Government	Mpumalanga Tourism and Parks Agency	Hannes Botha
Provincial Government	Mpumalanga Tourism and Parks Agency	Francois Krige
Provincial Government	South African Heritage Resources Agency Ltd (SANRAL)	Mr Mike Yorke-Hart
Provincial Government	Mpumalanga Department of Economic Development, Environment, Conservation and Tourism (MDEDECT)	Ms Dineo Tswai
Provincial Government	Mpumalanga Department of Economic Development, Environment, Conservation and Tourism (MDEDECT)	Ms Okwethu Fakude
Local Authority	Nkangala District Municipality	Ms Miilicent Skosana
Local Authority	Nkangala District Municipality	Mr Solly Links
Local Authority	Nkangala District Municipality	Mr Andrew Nkosi
Local Authority	Nkangala District Municipality	Mr Walter Makgai
Local Authority	Nkangala District Municipality	Mr Boetie Mathe
Local Authority	Nkangala District Municipality	Cllr E Makhabane
Local Authority	Nkangala District Municipality	Cllr L Dikgale
Local Authority	Nkangala District Municipality	S.K Mashilo
Local Authority	Nkangala District Municipality	N.A.L Mtsweni
Local Authority	Nkangala District Municipality	Idah Dikeledi
Local Authority	Nkangala District Municipality	Vusi Mahlangu
Local Authority	Nkangala District Municipality	Walter Makgai

Category	Department/organisation	Name and Last Name
Local Authority	Nkangala District Municipality	Precious Raputsoa
Local Authority	Nkangala District Municipality	Thomas Ngwenya
Local Authority	Victor Khanye Local Municipality	Nhlanhla Masango
Local Authority	Victor Khanye Local Municipality	ST Matladi
Local Authority	Victor Khanye Local Municipality	Beauty Mokoena
Local Authority	Victor Khanye Local Municipality	S Riba
Local Authority	Victor Khanye Local Municipality	Mr Skhukhune
Environmental NGO's	Birdlife South Africa	Nathan Philander
Environmental NGO's	Birdlife South Africa	Pamela Barrett
Environmental NGO's	Center for Environmental Rights NPC	Nicole Loser
Environmental NGO's	Centre for Environmental Rights NPC	Robyn Hugo
Environmental NGO's	Centre for Environmental Rights NPC	Teboho Sebogodi
Environmental NGO's	Centre for Environmental Rights NPC	Slyvia Kamanja
Environmental NGO's	Centre for Environmental Rights NPC	Makoma Lekalakala
Environmental NGO's	Earthlife Africa	Dominique Doyle
Environmental NGO's	Earthlife Africa	Tristan Taylor
Environmental NGO's	Endangered wildlife Trust (EWT)	Adam Pires
Environmental NGO's	Endangered wildlife Trust (EWT)	Bradley Gibbons
Environmental NGO's	Endangered Wildlife Trust (EWT)	Ashleigh Dore
Environmental NGO's	Endangered Wildlife Trust (EWT)	Wendy Collinson
Environmental NGO's	Groundworks	Bobby Peek
Environmental NGO's	Lawyers for Human Rights	Kayan Leung
Environmental NGO's	Lowveld Bird Club	Karen Bullen
Environmental NGO's	Rock Art Research Institute	David Pearce
Environmental NGO's	Wildlife and Environment Society of South Africa (WESSA)	Lemson Betha
Environmental NGO's	Water Research Commission	Adriaan Taljaard
Environmental NGO's	Mogol Farmers Association	Theuns Pretorius
Environmental NGO's	TCTA	Nelwamondo Azwianewi
Environmental NGO's	Waterberg Environmental Justice Forum (WEJF)	Francina Nkosi
Environmental NGO's	Working for Wetlands	Lebogang Ralepeli
Environmental NGO's	Federation for a Sustainable Environment	Mrs Mariette Liefferink
Environmental NGO's	Realsearch Environmental Management and Development	Basson Chris
Environmental NGO's	Steenbokpan Development Consortium	Maritz Chris
Environmental NGO's	Lajuma Environmental Research Centre	Gaigher Ian
Environmental NGO's	Regional Advisory Environmental Forum	Hunt Arthur
Environmental NGO's	Wildlife and Environment Society of South Africa (WESSA)	Perkins Luke
Directly Affected Landowners Brakfontein 264IR Pnt 6	Norwesco INV PTY LTD./Shandoka Coal	
Directly Affected Landowners Brakfontein 264IR Pnt 8	Confident Concept PTY LTD/Tikheta mining	
Directly Affected Landowners Brakfontein 264IR Pnt 9	Koos UYS & SEUN Boerdery CC	Koos

Category	Department/organisation	Name and Last Name
Directly Affected Landowners Brakfontein 264IR Pnt 10		Johan Gericke
Directly Affected Landowners Brakfontein 264IR		Frans Venter
Directly Affected Landowners Brakfontein 264IR Pnt 20	Abundant Development PTY LTD	
Directly Affected Landowners Brakfontein 264IR Pnt 26	Koos UYS & SEUN Boerdery CC	Koos UYS
Directly Affected Landowners Brakfontein 264IR Pnt 30	Andries Schoeman Brakfontein Boerdery PTY LTD	Brent
Directly Affected Landowners Brakfontein 264IR Pnt 31	Transnet LTD	Louis Makhubele
Directly Affected Landowners Brakfontein 264IR Pnt Remainder		Henry Gerlach (chicken farm manager)
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Ronell van der Merwe
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Kutume
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Mokgadi Maloba
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Njabulo
Client	Universal Coal	Redwin Tshisudzungwane



Appendix B: Land Tenure Map



Universal Coal Development III (Pty) Ltd Ubuntu Colliery EIA

Land Tenure




Legend

-  Mining Right Boundary
-  Main Road
-  Street
-  Non-Perennial River/Stream
-  Perennial River/Stream
-  Dam / Lake
-  Perennial Pan
-  Farm Boundary
-  Farm Portions



Approved Infrastructure

-  Approved Infrastructure
-  Open Cast Pit

Proposed Infrastructure

-  Canal
-  D2546 District Road Diversion
-  Proposed Infrastructure

Land Tenure

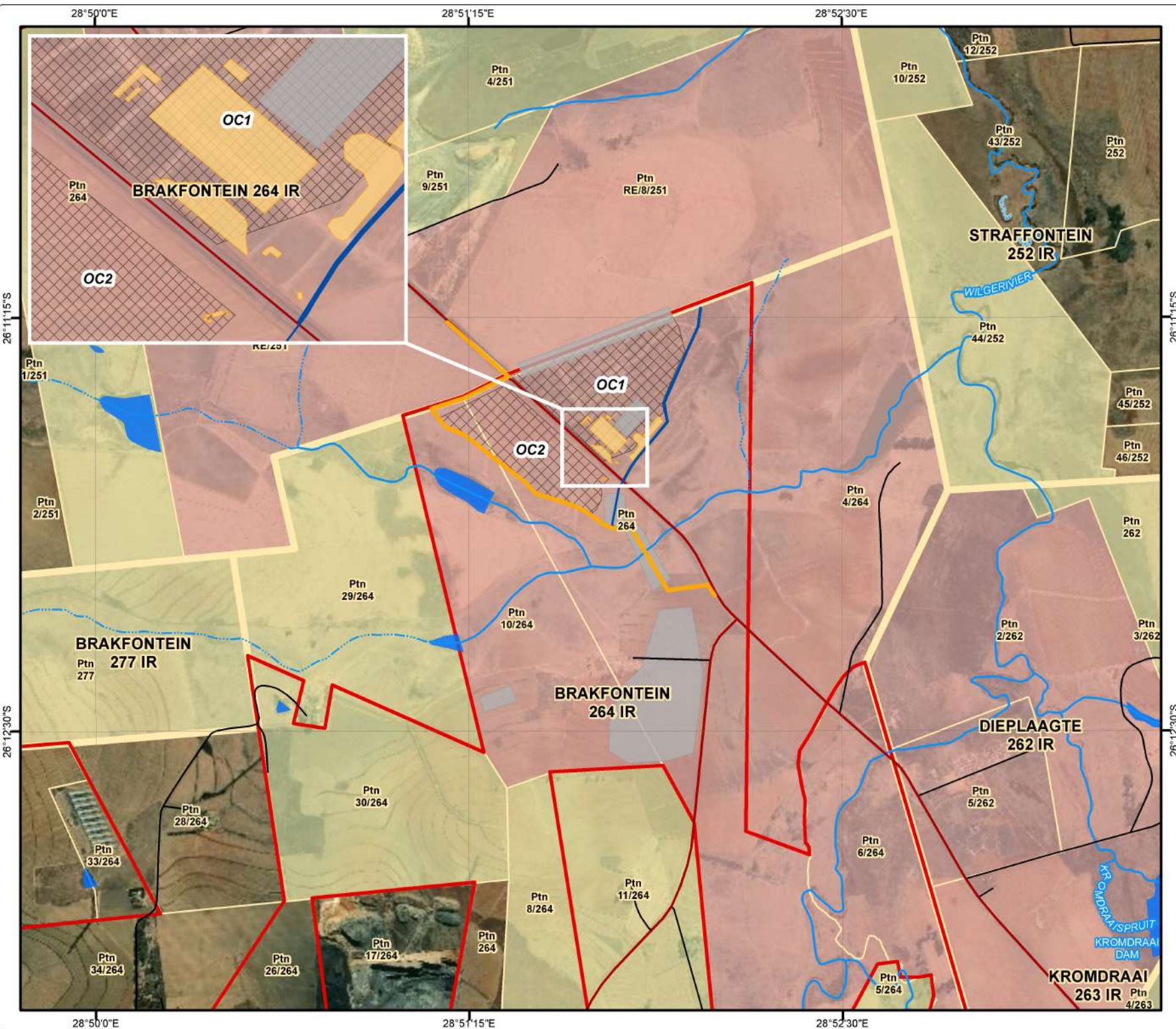
-  Directly Affected
-  Indirectly Affected



Projection: Transverse Mercator
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Central Meridian: 29°E
Date: 28/10/2020
Ref #: UCD6097_EMS_04_AMT_v2

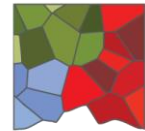
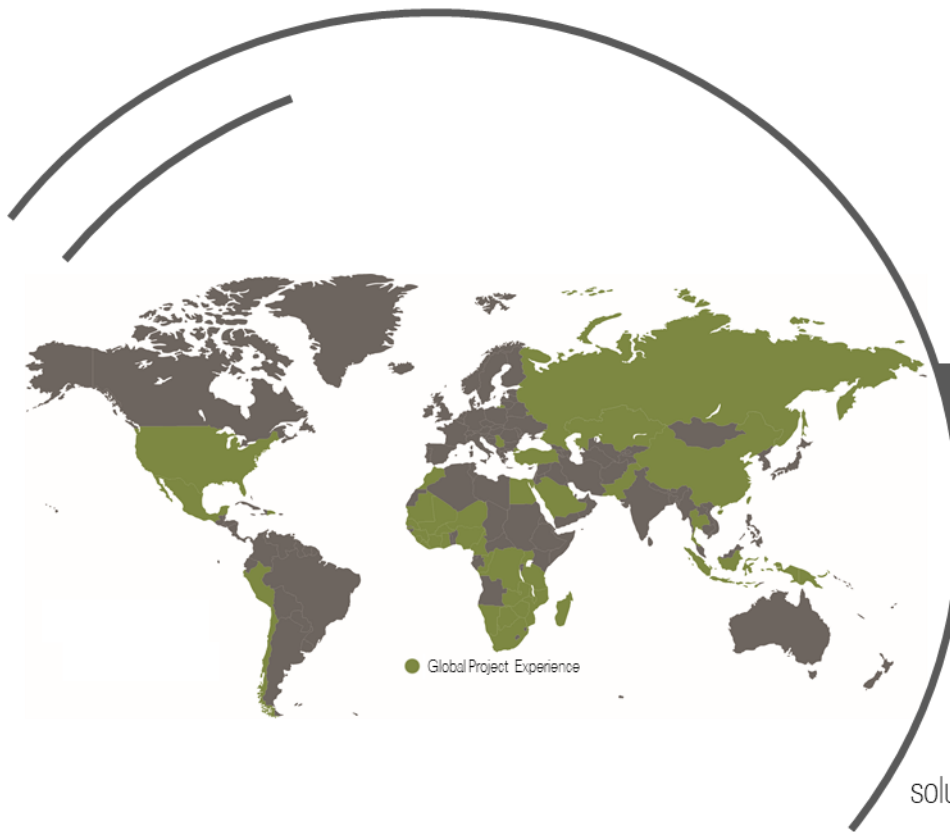


0 200 400 800
Metres





Appendix C: Background Information Document



DIGBY WELLS
ENVIRONMENTAL

Your Preferred Environmental
and Social Solutions Partner

Providing innovative and sustainable
solutions throughout the resources sector

Environmental Authorisation for proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

Background Information Document

Prepared for:

Universal Coal Development III (Pty) Ltd

Project Number:

UCD6097

November 2020

**TO REGISTER AND FOR MORE INFORMATION PLEASE USE THE FOLLOWING
CONTACT INFORMATION**

Ms Janet Mkhabela

Digby Wells Environmental

PO Box 10046, Randburg, 2125

Tel: (011) 789 9495/ Fax: (011) 789 9498 / (011) 069 6801

Email: sh@digbywells.com

1 Purpose of this Document

The purpose of this document is to provide all Interested and Affected Parties (I&APs) with information relating to the environmental-legal application required for the proposed Scoping and Environmental Impact Assessment (EIA) Process for the Ubuntu Colliery undertaken for Universal Coal Development III (Pty) Ltd (Universal Coal).

This document aims to:

- Provide a description of the proposed Project;
- Provide an overview of the regulatory process that will be followed;
- Provide details of the Public Participation Process in accordance with relevant legislation; and
- Invite all Interested & Affected Parties to register as stakeholders, provide comment, raise issues or concerns, and provide suggestions for the enhanced benefit of the Project.

2 Introduction to the Project

Universal Coal Development III (Pty) Ltd holds a Mining Right (MP30/5/1/1/2/10027MR) and an approved Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted to the Department of Mineral Resources and Energy (DMRE) and the Colliery name was amended as Ubuntu Colliery. This name change was approved in January 2019. Ubuntu Colliery is an operational mine located near Delmas in the Mpumalanga Province.

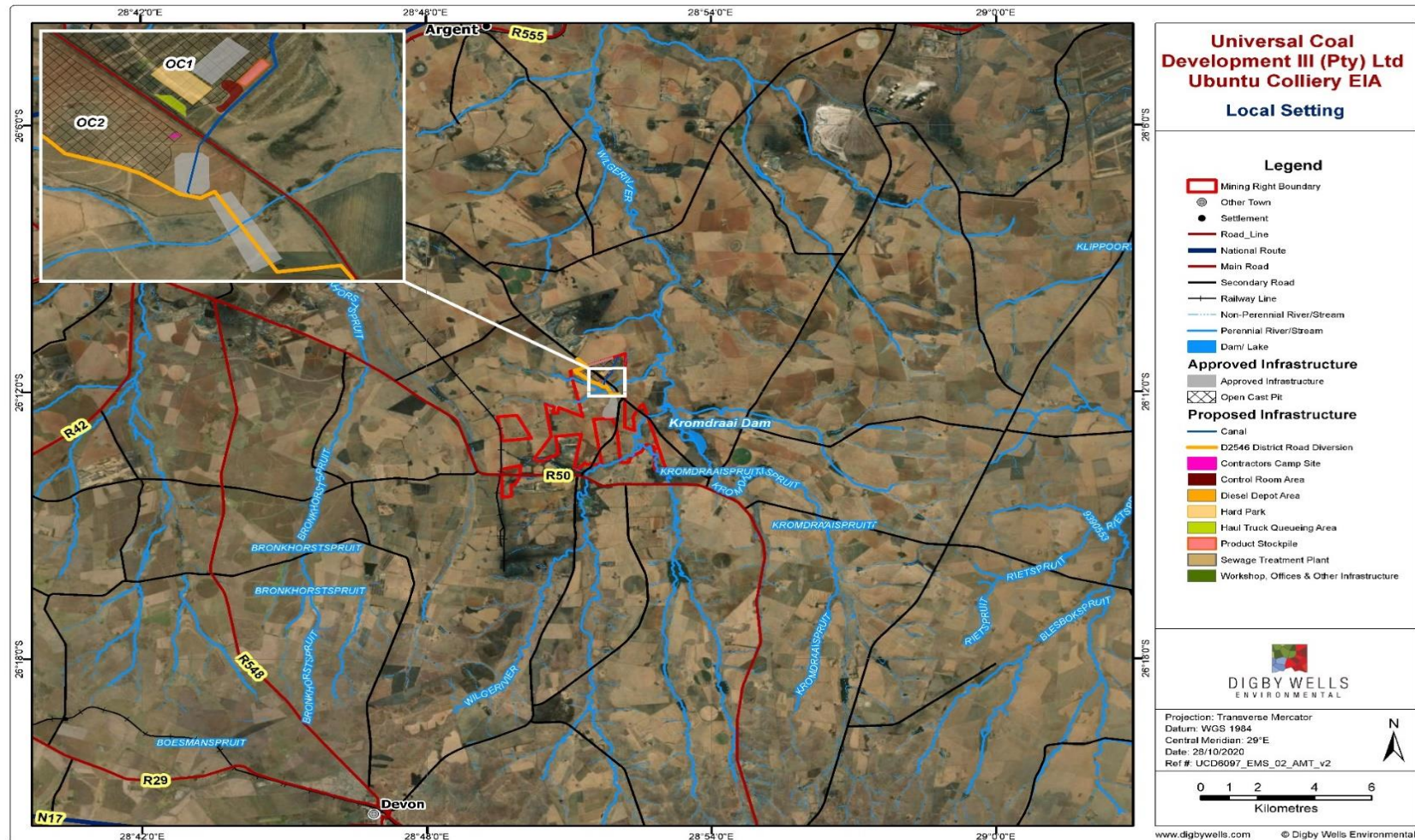
Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a Public Participation Process in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

Digby Wells Environmental (Digby Wells) was appointed by Universal Coal Development III (Pty) Ltd as the Environmental Assessment Practitioner to independently facilitate the environmental-legal application relevant to the proposed Project.

3 Project Location

The proposed Project is located in the western part of the Mpumalanga Province, approximately 16 km northeast of the town of Delmas. The Mining Right Area falls under the Victor Khanye Local Municipality and Nkangala Magisterial District, Mpumalanga Province. Figure 3.1 provides the local setting, the Mining Right boundary and a focus on the area to which this study applies.



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www.digbywells.com

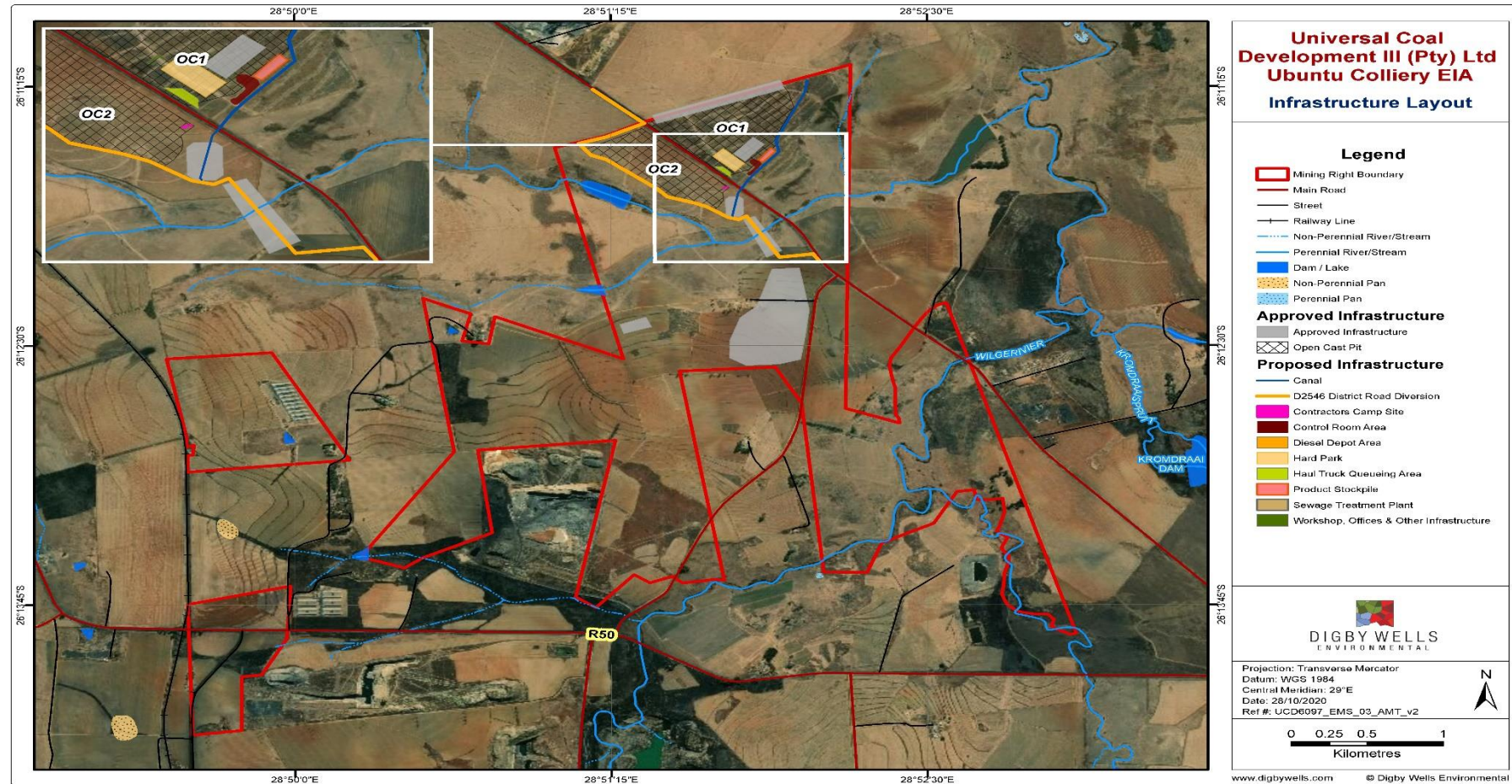


Figure 3-2: Infrastructure Layout

4 Project Description

This section includes the details of the approved infrastructure, additional infrastructure as well as the details of the project activities.

4.1 Approved infrastructure

The approved infrastructure (as per the approved EMP) includes the following:

- Parking and offices;
- Weighbridge;
- Run of Mine (RoM) pads;
- Pollution Control Dams (PCD's);
- Opencast mining;
- Culvert;
- Mine equipment workshop and stores; and
- Wash bay facility.

The initial approval did not to have any processing infrastructure on site but to transfer the coal to Kangala Colliery for further processing (including crushing, screening and washing). This has subsequently proven to not be a practical solution and crushing, and screening will now be taking place in the approved pit area with a mobile crusher and screening plant.

4.2 Additional infrastructure (The Project)

Further to on-site crushing and screening, the following additional infrastructure requires inclusion and approval:

- | | |
|---|--------------------------------------|
| • Guard house and access control gate; | • LDV and main access road; |
| • Control room; | • Heavy duty truck access road; |
| • Toilet facilities; | • Storm water diversion berm/trench; |
| • Haulage truck queueing area; | • Access control and boom gate; |
| • Hard park area; | • Topsoil safety berm; |
| • Brake test ramp area; | • Laboratory office; |
| • Diesel depot area; | • Sewage Treatment Plant; |
| • Product stockpile; | • Contractors camp site; |
| • Perimeter fencing; | • Water Treatment Plant |
| • Crushing facilities and stockpile area; | • 45 000 litre silo tank; |

- Diversion of D2546 District road.

The following should be further noted pertaining to the above proposed infrastructure:

- The new infrastructure shall be established on environmentally authorised land;
- The WTP will treat borehole water sourced from areas in the project footprint. The treated water will be for domestic use. The daily throughput of the WTP will be 12m³ p/day; and
- The specific designs for the diversion of district road D2546 will be confirmed. It is proposed to have a reserve of 30 m and length of 2,5 km..

4.3 Project Activities

The construction, operation and decommissioning phases of the Project shall comprise of the activities in Table 4-1. These Project activities will be used for the impact assessment.

Table 4-1: Project Activities

Phase	Activity
Construction	Surface preparation for infrastructure
	Construction of surface infrastructure
Operational	Operation and maintenance of infrastructure
	Use and maintenance of haul roads (incl. transportation of coal to washing plant)
Decommissioning	Demolition and removal of all infrastructure (incl. transportation off site)
	Rehabilitation (spreading of soil, re-vegetation and profiling/contouring)
	Installation of post-closure water management infrastructure

5 Environmental Authorisation Process

Universal Coal must undertake an Application for Environmental Authorisation for triggered Listed Activities in terms of the EIA Regulations, 2014 (as amended) and promulgated NEMA. This application process is dictated by a 300-day timeframe, from the date of submission until the

Application is either approved or rejected by the commenting Authority, in this instance, the DMRE. The timeframes and Scoping/EIA Process is shown in Figure 6-1, below.

6 Public Participation Process

Stakeholders are invited to register as I&APs and to submit their comments regarding the proposed project. Registered I&APs will be informed about availability of reports via their preferred means of communication (SMS, email, post or fax). Contributions from I&APs will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting studies. Stakeholders and I&APs can submit their comments and issues directly to the Digby Wells Stakeholder Engagement Team by completing the Comment and Registration Sheet appended to the end of this document.

The Environmental Authorisation Application process is summarised in Figure 6-1 and it also indicates the critical stages for stakeholder engagement.

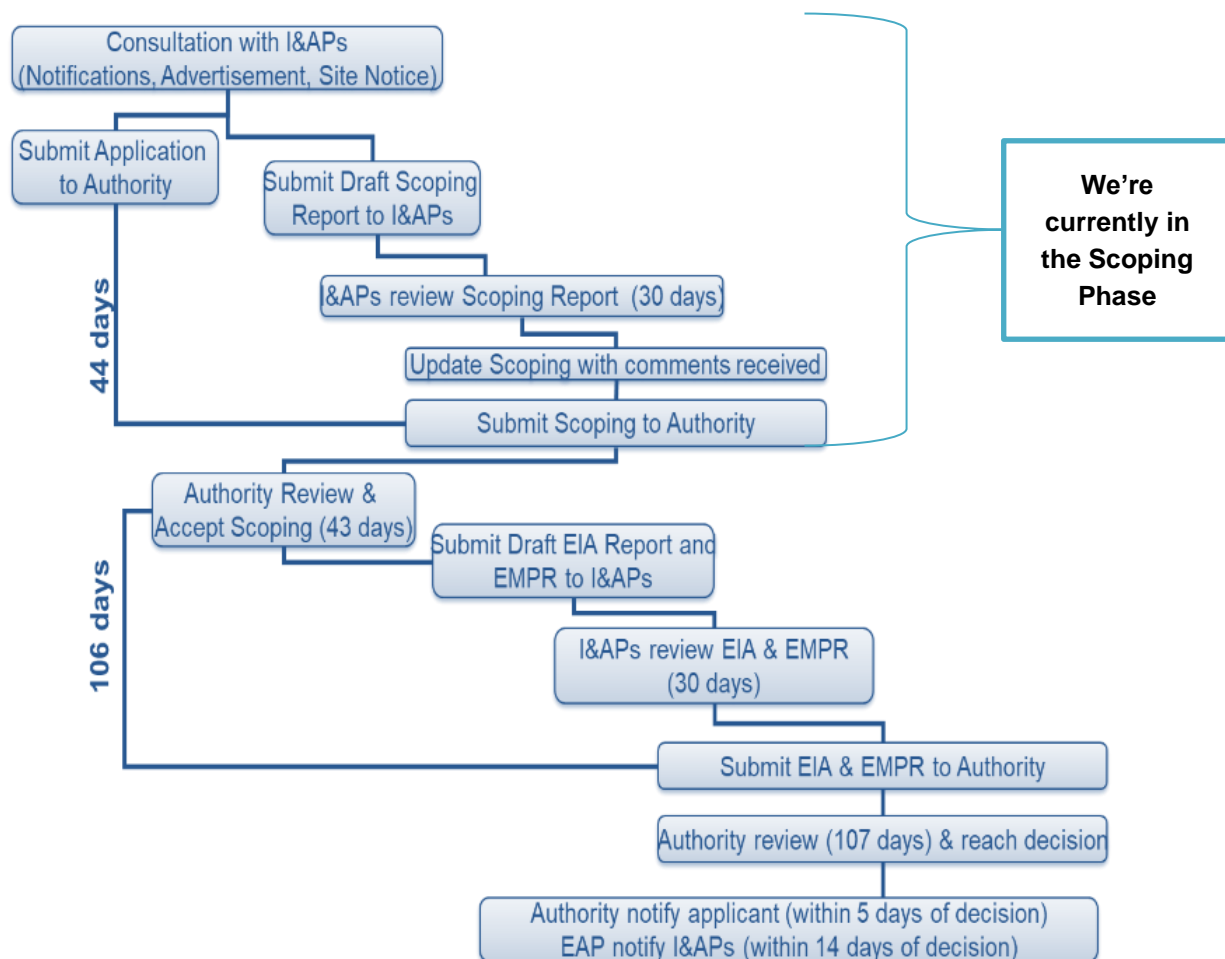


Figure 6-1: The Full Scoping and EIA process flowchart

As indicated in Figure 6-1 we are currently in the Scoping Phase of the Project and the Draft Scoping Report is currently electronically available for public comments on the Digby Wells

website (see Table 6-1 below). The aforementioned Report can be downloaded free of data charges and is available for a 30-day legislated period from **6 November 2020 to 7 December 2020**. **Due to the COVID-19 national lock down, the Draft Scoping Report has been released electronically.**

Table 6-1: Draft Scoping Report Availability

Contact Person	Public Place /Location	Contact
Electronic Copies		
Janet Mkhabela	www.digbywells.com (under Public Documents); and http://view.datafree.co/PublicDocuments/ (data free link)	sh@digbywells.com



Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

REGISTRATION AND COMMENT FORM

November 2020

Registered Interested and Affected Parties (I&APs) will be informed of ongoing developments via their preferred means of communication (SMS, email, post or fax). The draft Scoping Report is available for comment **electronically**. The report will be made available for a 30-day legislated period from **6 November 2020 to 7 December 2020** via the Digby Wells website www.digbywells.com (under Public Documents). The Report is also available on Digby Well's data free link <http://view.datafree.co/PublicDocuments/>. Comments raised by stakeholders will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting the Environmental Assessment Process. Please register as an Interested and Affected Party (I&AP) and provide comments by sending this form, or other written correspondence, to the contact details provided below:

Ms. Janet Mkhabela of Digby Wells Environmental Stakeholder Engagement Office:

Email: sh@digbywells.com

Please formally register me as an Interested and Affected Party (I&AP)	Yes		No	
I would like to receive my notifications by	Email	SMS	Post	Fax

Please indicate which sector you represent and also provide a name

Government Department	
Municipality	
Community	
Non-Government Organisation	
Business	

If you are a landowner or land occupier, please indicate which farm(s) and portion(s) you reside on

Landowner	
Land occupier	

Please fill in your contact details below for the project database

Background Information Document

Environmental Authorisation for proposed additional Infrastructure at the Universal Coal Development III (Pty) Ltd, (Ubuntu Colliery), within the Magisterial District of Nkangala in Mpumalanga Province

UCD6097



Title, Full Name				
Designation				
Cellphone		Fax		Tel
Email				
Postal Address				

Environmental Impact Assessment Regulations of 2014, promulgated in terms of the National Environmental Management Act, as amended, Section 44 (1) requires that we *gather comments* from I&APs. Please complete the questions below. Should you require assistance in completing these questions please contact the Stakeholder Engagement Office at contact information provided above.

How do you think the project might impact (affect) you?
How do you think the project might impact (affect) your socio-economic conditions? (e.g. livelihoods, farm, business, household)
How can these impacts be managed, avoided and / or fixed?
If you are a landowner or occupier, what is your land currently being used for?
Are there any environmental, social or heritage features on the proposed project area we need to be aware of?

Where are these found?
Do you think the project could impact (affect) infrastructure you might have? (e.g. houses, buildings, roads)
If so how can these impacts (affects) be managed, avoided or fixed?

General Comments

If there are any other stakeholders, we should include onto the stakeholder database for the proposed project, please provide their contact details.

Title, Full Name		Title, Full Name	
Organisation		Organisation	
Cellphone		Cellphone	
Email		Email	

Signature

Date



Appendix D: Registration & Comments Form



Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

REGISTRATION AND COMMENT FORM

November 2020

*Registered Interested and Affected Parties (I&APs) will be informed of ongoing developments via their preferred means of communication (SMS, email, post or fax). The draft Scoping Report is available for comment **electronically**. The report will be made available for a 30-day legislated period from **6 November 2020 to 7 December 2020** via the Digby Wells website www.digbywells.com (under Public Documents). The Report is also available on Digby Well's data free link <http://view.datafree.co/PublicDocuments/>. Comments raised by stakeholders will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting the Environmental Assessment Process. Please register as an Interested and Affected Party (I&AP) and provide comments by sending this form, or other written correspondence, to the contact details provided below:*

Ms. Janet Mkhabela of Digby Wells Environmental Stakeholder Engagement Office:

Email: sh@digbywells.com

Please formally register me as an Interested and Affected Party (I&AP)	Yes		No	
I would like to receive my notifications by	Email	SMS	Post	Fax

Please indicate which sector you represent and also provide a name

Government Department	
Municipality	
Community	
Non-Government Organisation	
Business	

If you are a landowner or land occupier, please indicate which farm(s) and portion(s) you reside on

Landowner	
Land occupier	

Please fill in your contact details below for the project database

Title, Full Name				
Designation				
Cellphone		Fax		Tel
Email				
Postal Address				

Environmental Impact Assessment Regulations of 2014, promulgated in terms of the National Environmental Management Act, as amended, Section 44 (1) requires that we *gather comments* from I&APs. Please complete the questions below. Should you require assistance in completing these questions please contact the Stakeholder Engagement Office at contact information provided above.

How do you think the project might impact (affect) you?
How do you think the project might impact (affect) your socio-economic conditions? (e.g. livelihoods, farm, business, household)
How can these impacts be managed, avoided and / or fixed?
If you are a landowner or occupier, what is your land currently being used for?
Are there any environmental, social or heritage features on the proposed project area we need to be aware of?

Where are these found?
Do you think the project could impact (affect) infrastructure you might have? (e.g. houses, buildings, roads)
If so how can these impacts (affects) be managed, avoided or fixed?

General Comments

If there are any other stakeholders, we should include onto the stakeholder database for the proposed project, please provide their contact details.

Title, Full Name		Title, Full Name	
Organisation		Organisation	
Cellphone		Cellphone	
Email		Email	

Signature

Date



Appendix E: Announcement Letter



06 November 2020

Project No: UCD6097

**ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL
INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD,
UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN
MPUMALANGA PROVINCE**

Dear Stakeholders

Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted and the Colliery name has since changed to Ubuntu Colliery. This name change was approved in January 2019.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP. Ubuntu Colliery is located near Delmas in the Mpumalanga Province.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a Public Participation Process in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

This letter serves to inform you, as a potential Interested and Affected Party (I&AP) of the proposed Project and associated application process. As part of the Environmental Process, a Public Participation Process must be undertaken in terms of Regulation 40 to 44 of the Environmental Impact Assessment EIA Regulations, 2014 (as amended).

The Public Participation Process involves notifying stakeholders of the proposed Project and providing stakeholders with sufficient information about the proposed Project to enable effective stakeholder engagement. Stakeholders affected by, or who are interested in the proposed Project, are invited to register as an I&AP.

The Draft Scoping Report is available for public review and comment. The aforementioned report will be available for public comment from **6 November 2020 to 7 December 2020** for a 30-day legislated period.

Due to the COVID-19 national lock down, the Draft Scoping Report has been released electronically and can be downloaded free of charge.

The Report is available on Digby Wells website as indicated on the table below:

Please use the Project reference number when providing your comment: **UCD6097**

Contact Person	Public Place /Location	Contact
Electronic Copies		
Janet Mkhabela	www.digbywells.com (under Public Documents); and http://view.datafree.co/PublicDocuments/ (data free link)	sh@digbywells.com

Public Notification

Stakeholders affected by, or who are interested in the proposed Project are invited to register as an I&AP. Please submit comments / concerns or email your details to Digby Wells to register as an I&AP and to indicate your interest in receiving further information regarding the EIA process.

Regards,

Stakeholder Engagement Team

Digby Wells Environmental



Appendix F: Newspaper Advertisement

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD

**AVAILABILITY OF THE DRAFT SCOPING REPORT IN SUPPORT OF PROPOSED
ADDITIONAL INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD,
UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN
MPUMALANGA PROVINCE.**

Introduction

Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the Environmental Management Plan was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted and the Mining Right was amended to reflect as the current name: Ubuntu Colliery. This name change was approved in January 2019.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of new infrastructure not previously considered in the original Environmental Management Plan. Ubuntu Colliery is located near Delmas in the Mpumalanga Province.

Digby Wells Environmental (Digby Wells) was appointed by Universal Coal as the Environmental Assessment Practitioner to independently facilitate the environmental-legal application relevant to the proposed Project. This will include:

- An Application for Environmental Authorisation for triggered Listed Activities in terms of the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R982 of 4 December 2014, as amended) promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA);

Public Participation Process

This notification is to inform all stakeholders of the availability of the Draft Scoping Report for public review and comment as follows:

- Draft Scoping Report: Available for a 30-day legislated period from **6 November 2020 to 6 December 2020**.

Due to the COVID-19 Pandemic and associated restrictions, no hard copies of these reports will be made available at public places. The Report is available on Digby Wells website (www.digbywells.com) under Public Documents. The Report is also available on Digby Wells' data-free link <http://view.datafree.co/PublicDocuments/> for a free download, perusal and comments.

Stakeholders are requested to submit written comments via email, or contact Digby Wells telephonically (*Project reference number: UCD6097*):

Janet Mkhabela/ Thembinkosi Zulu at the Stakeholder Engagement Office

Fax: 011 069 6801, **Telephone:** (011) 789 9495, **WhatsApp:** 068 297 8335

Postal Address: Private Bag X10046, Randburg, 2125, **Email:** sh@digbywells.com

Well-known Ekangala MC makes a difference in his community

■ Zeldine Fourie

Patrick Nkosi (28) who has been living in Ekangala for 15 years, speaks passionately about how he developed a passion for performing arts at the tender age of 12. As a youngster he was drawn to art and was involved in art groups in and around the area. He specialised in acting, traditional dancing, gumboot dancing and poetry. At the age of 18 he knew his calling was to entertain. He realised that by standing on a stage, raising his voice he might just be a positive influence. That thought led to many more successes. Even though he couldn't further his studies due to financial constraints at that time, this dreamer wasn't going to allow any obstacle to stand in his way of what he is destined for. Patrick started volunteering at LoveLife.

He visited schools around the area and educated the youth. Later he joined an NGO called "A Place Called Home," which catered for orphans and vulnerable children. The organisation was based at Sikhulisile Primary School.

At age 20, he did a football coaching course and later volunteered at Sikhulisile Primary School. As a coach, he led Sikhulisile Primary School's under 13 football team to become provincial champions of the SA Schools Games and went to represent the province at national level.

"This was the first school from Region 7 to reach this milestone," he said proudly. Every year since he has done something to give back and bring change. In 2017, Patrick led a campaign called #NotUnderMyWatch, which was aimed at addressing gender based violence. With the help of DJ Ankletap and Jessica Bouverie from Yfm, the launch of the campaign in 2017 saw the cast and crew members of "Hear Me Move" (South Africa's first dance movie) grace the event.

In 2018, he started a campaign called "Dress a Child". The aim was to collect and

donate school uniforms for disadvantaged kids. The campaign later included donating sanitary pads to young girls.

“He realised that by standing on a stage, raising his voice he might just be a positive influence.”

Last year he collaborated with other local forces to be reckoned with such as Tshepiso Mahlangu, Hlengiwe Mahlangu and Sunnyboy Sibanyoni. They together formed #PadAGirl. The campaign saw over 5000 sanitary pads being donated in high schools around Ekangala and Rethabiseng. Nkosingiphile is currently an employee under the Expanded Public Works Program (EPWP). He is not only an ambassador, but also an MC and an events promoter. His greatest aspiration is to host his own events. With Patrick's drive and "Nothing is Impossible" personality he makes every dream work. However, he is currently in the learning stages being a part-time student at IQ Academy, studying public relations management. With all that Patrick does, it sounds unbelievable that he can be successful in all fields that he engages in, but for Patrick there is always potential – "If you ask the right person," he added.

Patrick happens to be a volunteer at the Red Cross alongside all the other campaigns he launched and his presenting personality.

He speaks with a humble heart and dreamer's mindset about where it all started for him. "My passion for being an MC started back in high school. I was very confident and full of life, but I didn't take it too seriously, because I was still very young." About 8 years back in 2012, he had the opportunity of becoming an MC for the very first time for a beauty pageant his friend was hosting. "I grabbed the opportunity and ran with it. From then I never looked back."



FUWELA
CONSULTING (PTY) LTD.

NOTICE OF ENVIRONMENTAL IMPACT ASSESSMENT FOR THE PROPOSED ESTABLISHMENT OF BRONKHORSTSPRUIT FILLING STATION AND ASSOCIATED STRUCTURES AT FARM ROODEPOORT 504 JR REF: GAUT002/20-21/E2673.

Notice is hereby given in terms of Regulation 41(2) published in Government Notice No. R 982 under Chapter 5 of the National Environmental Management Act (No. 107 of 1998; NEMA) of the Intent to submit an application for environmental authorisation to the Gauteng Department of Agriculture and Rural Development (GDARD).

Proponent, Activities and Location:

On the R25 (3 km East) outside Bronkhorstspuit towards Groblersdal at Portion 28 (a portion of portion 15) of the farm Roodepoort 504 JR.

NEMA Listed Activities:

A Basic Assessment is triggered by the following listed activities:

- LISTING NOTICE 1: GN R. 983: 14
- LISTING NOTICE 1: GN R. 983: 27
- LISTING NOTICE 1: GN R. 983: 28

FUWELA CONSULTING (Pty) Ltd, has been appointed as the Environmental Assessment Practitioner (EAP) to undertake the Environmental Impact Assessment (EIA) for the proposed establishment of Bronkhorstspuit Filling Station and associated structures in terms of the EIA Regulations (2014).

For more information, registration as an EAP or submission of written comments contact by post, phone, fax or e-mail
Contact details

Mr. Martin Fuwela; Highveld Steel Evzra Office Park;
Tel: 082 696 4671/063 332 1483; Fax: 086 600 7390;
E-mail: marting@fuwelaconsulting.co.za/info@fuwelaconsulting.co.za

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD AVAILABILITY OF THE DRAFT SCOPING REPORT IN SUPPORT OF PROPOSED ADDITIONAL INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN MPUMALANGA PROVINCE.

Introduction: Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the Environmental Management Plan was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted and the Mining Right was amended to reflect as the current name: Ubuntu Colliery. This name change was approved in January 2019.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of new infrastructure not previously considered in the original Environmental Management Plan. Ubuntu Colliery is located near Delmas in the Mpumalanga Province.

Digby Wells Environmental (Digby Wells) was appointed by Universal Coal as the Environmental Assessment Practitioner to independently facilitate the environmental-legal application relevant to the proposed Project. This will include:

- An Application for Environmental Authorisation for triggered Listed Activities in terms of the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R982 of 4 December 2014, as amended) promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA);

Public Participation Process:

This notification is to inform all stakeholders of the availability of the Draft Scoping Report for public review and comment as follows:

- Draft Scoping Report: Available for a 30-day legislated period from 6 November 2020 to 7 December 2020.

Due to the COVID-19 Pandemic and associated restrictions, no hard copies of these reports will be made available at public places. The Report is available on Digby Wells website (www.digbywells.com) under Public Documents. The Report is also available on Digby Wells' data-free link <http://view.datafree.co/PublicDocuments/> for a free download, perusal and comments.

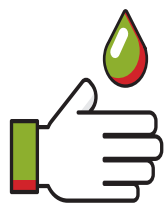
Stakeholders are requested to submit written comments via email, or contact Digby Wells telephonically (Project reference number: UCD6097):

Janet Mkhabela / Thembinkosi Zulu at the Stakeholder Engagement Office
Fax: 011 069 6801, Telephone: (011) 789 9495,
WhatsApp: 068 297 8335
Postal Address: Private Bag X10046, Randburg, 2125,
Email: sh@digbywells.com

DIGBY WELLS
ENVIRONMENTAL



**WHAT YOU
CAN DO**



- Wash your hands often with soap and water
- Avoid touching your eyes, nose or mouth with unwashed hands
- Avoid close contact with people who are sick





Appendix G: Site Notices

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD

**AVAILABILITY OF THE DRAFT SCOPING REPORT IN SUPPORT OF PROPOSED ADDITIONAL INFRASTRUCTURE AT THE
UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, (UBUNTU COLLIERY), WITHIN THE MAGISTERIAL DISTRICT OF
NKANGALA IN MPUMALANGA PROVINCE.**

Universal Coal Development III (Pty) Ltd holds a Mining Right (MP30/5/1/1/2/10027MR) and an approved Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted to the Department of Mineral Resources and Energy (DMRE) and the Mining Right was amended to reflect as the current name the Colliery name was amended as: Ubuntu Colliery. This name change was approved in January 2019. Ubuntu Colliery is and operational mine located near Delmas in the Mpumalanga Province.

Digby Wells Environmental (Digby Wells) was appointed by Universal Coal Development III (Pty) Ltd as the Environmental Assessment Practitioner to independently facilitate the environmental-legal application relevant to the proposed Project. This will include:

- An Application for Environmental Authorisation for triggered Listed Activities in terms of the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R982 of 4 December 2014, as amended) promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA);

As part of the applicable Environmental Authorisation processes, Digby Wells will also be undertaking the Public Participation Process (PPP) which will facilitate proactive and timeous information sharing with stakeholders as well as gathering of comments and issues by Interested and Affected Parties (I&APs).

The Draft Scoping Report for the project is available for a 30-day legislated period from **6 November 2020 to 7 December 2020**. Due to the COVID-19 Pandemic and associated restrictions, no hard copies of these reports will be made available at public places. The Report is available on Digby Wells website (www.digbywells.com) under Public Documents. The Report can be downloaded free of data charges on Digby Wells' data-free link <http://view.datafree.co/PublicDocuments/>

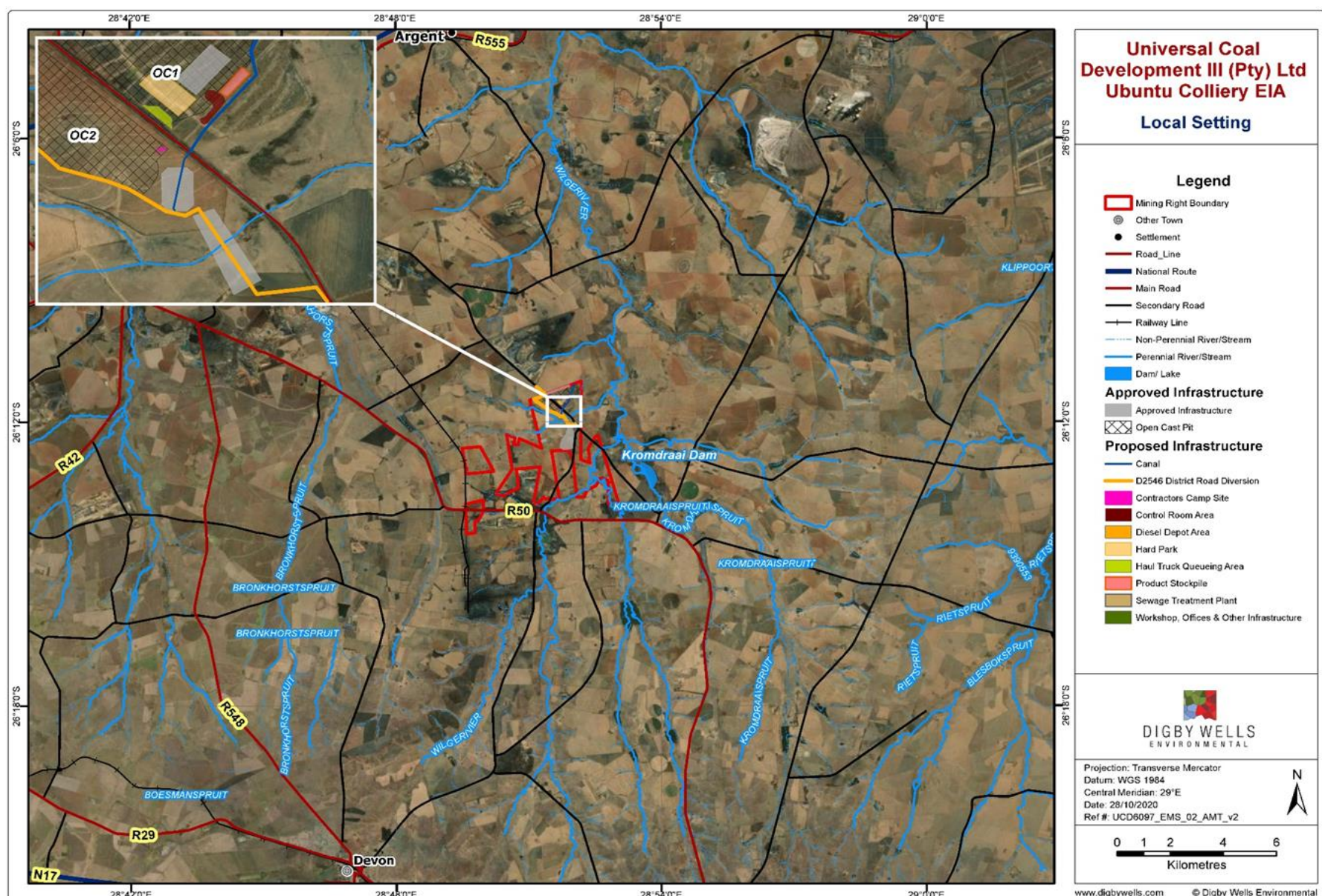
REGISTRATION AS AN INTERESTED AND / OR AFFECTED PARTY

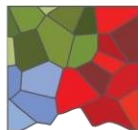
Should you wish to be registered as an I&AP, to obtain additional information or comment on the proposed project, please use the contact details below, using the Digby Wells reference number UCD6097:

Janet Mkhabela/ or Thembinkosi Zulu

Tel: 011 789 9495, Fax: 011 069 6801

Email: sh@digbywells.com ; Postal Address: Private Bag X 10046, Randburg, 2125



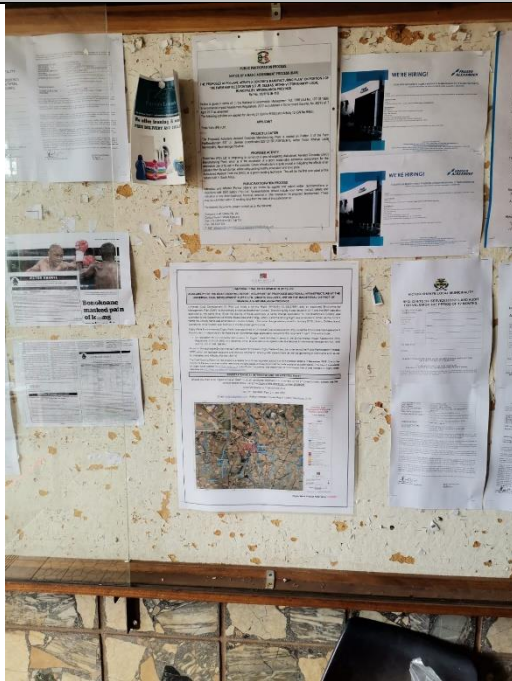


DIGBY WELLS

ENVIRONMENTAL

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD
ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL
INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD,
UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN
MPUMALANGA PROVINCE
SITE NOTICES



SITE NOTICES PLACED AT PUBLIC PLACES ON THURSDAY, 5 NOVEMBER 2020

Public Place	Coordinates / Location	Photo
Victor Khanye Local Municipality offices (Notice board)	Delmas	

Botleng Public Clinic
(At the entrance, next
to the security guard)

Delmas



<p>Ubuntu Colliery (Main gate)</p>	<p>Delmas</p>	
<p>Delmas SAPS(By the main door)</p>	<p>Delmas</p>	



Appendix H: Notification Letter



08 January 2021

Project No: UCD6097

ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN MPUMALANGA PROVINCE

Availability of Final Scoping Report

Dear Stakeholders

Digby Wells would like to thank all stakeholders who have contributed towards the Environmental Assessments undertaken for the Authorizations required for the proposed Ubuntu Colliery Project (the Project).

This notice serves to inform you of the availability of the Final Scoping Report (FSR) for public comment as well as the submission of this document to the Department of Mineral Resources and Energy for review and decision making.

Please note: Due to the COVID-19 national lock down, the FSR has been released electronically via a data free resource.

The FSR with the Comment and Response Report (CRR) for the proposed project is available on the Digby Wells website <http://view.datafree.co/PublicDocuments/> under Public Documents.

All comments must be forwarded directly to the government official responsible. Kindly **copy** Digby Wells into the submission to the DMR. For comments, please see the contact details below.

Please use the Project reference number when providing your comment: **UCD6097**

DMR Reference Number: MP 30/5/1/2/2/10027 EM

Attention: Ms Nditsheni Ramuhulu Department of Mineral Resources: Mineral Regulation Physical Address: 1st floor Saveways Crescent Centre, Mandela Drive, Emalahleni, 1035 Postal Address: Private Bag X7279, Emalahleni, 1035 Tel: 013 653 0500 Fax: 013 656 1474 Email: nditsheni.ramuhulu@dmr.gov.za	Digby Wells Environmental Tel: (011) 789-9495 Fax: (011) 069 6801 Email: sh@digbywells.com Postal address: Private Bag X10046, Randburg, 2125
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Regards,

Stakeholder Engagement Office

Digby Wells Environmental



Appendix I: Comments Received and CRR



Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

REGISTRATION AND COMMENT FORM

November 2020

Registered Interested and Affected Parties (I&APs) will be informed of ongoing developments via their preferred means of communication (SMS, email, post or fax). The draft Scoping Report is available for comment **electronically**. The report will be made available for a 30-day legislated period from **6 November 2020 to 7 December 2020** via the Digby Wells website www.digbywells.com (under Public Documents). The Report is also available on Digby Well's data free link <http://view.datafree.co/PublicDocuments/>. Comments raised by stakeholders will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting the Environmental Assessment Process. Please register as an Interested and Affected Party (I&AP) and provide comments by sending this form, or other written correspondence, to the contact details provided below:

Ms. Janet Mkhabela of Digby Wells Environmental Stakeholder Engagement Office:

Email: sh@digbywells.com

Please formally register me as an Interested and Affected Party (I&AP)	<input checked="" type="checkbox"/> Yes	No		
I would like to receive my notifications by	<input checked="" type="checkbox"/> Email	<input type="checkbox"/> SMS	<input type="checkbox"/> Post	<input type="checkbox"/> Fax

Please indicate which sector you represent and also provide a name

Government Department	
Municipality	
Community	
Non-Government Organisation	
Business	Farming

If you are a landowner or land occupier, please indicate which farm(s) and portion(s) you reside on

Landowner	Boakfontein port 4, 29 + 30
Land occupier	W

Please fill in your contact details below for the project database

Background Information Document

Environmental Authorisation for proposed additional Infrastructure at the Universal Coal Development III (Pty) Ltd, (Ubuntu Colliery), within the Magisterial District of Nkangala in Mpumalanga Province

UCD6097



DIGBY WELLS
ENVIRONMENTAL

Title, Full Name	Mnr FA Venter		
Designation			
Cellphone	082 944 9907	Fax	
Email	f.venter@global.co.za		
Postal Address	P.O. Box 198 Delmas 2210		

Environmental Impact Assessment Regulations of 2014, promulgated in terms of the National Environmental Management Act, as amended, Section 44 (1) requires that we *gather comments* from I&APs. Please complete the questions below. Should you require assistance in completing these questions please contact the Stakeholder Engagement Office at contact information provided above.

How do you think the project might impact (affect) you?
I have a dam downstream that I use for irrigation. Need to know how are you going to affect the quality and amount of runoff of water
How do you think the project might impact (affect) your socio-economic conditions? (e.g. livelihoods, farm, business, household)
I will lose more hectares and make my farming unit not profitable.
How can these impacts be managed, avoided and / or fixed?
Quality and amount of runoff should not be affected.
If you are a landowner or occupier, what is your land currently being used for?
Farming maize + cattle
Are there any environmental, social or heritage features on the proposed project area we need to be aware of?
Yes

Background Information Document

Environmental Authorisation for proposed additional Infrastructure at the Universal Coal Development III (Pty) Ltd, (Ubuntu Colliery), within the Magisterial District of Nkangala in Mpumalanga Province

UCD6097



DIGBY WELLS
ENVIRONMENTAL

Where are these found?
Port 10 and 0
Do you think the project could impact (affect) infrastructure you might have? (e.g. houses, buildings, roads)
Yes.
If so how can these impacts (affects) be managed, avoided or fixed?
Control the blasting!!

General Comments

Need more info on the diversion of road D 2546.

If there are any other stakeholders, we should include onto the stakeholder database for the proposed project, please provide their contact details.

Title, Full Name	Japie Victor	Title, Full Name	Johannes Potgieter
Organisation		Organisation	
Cellphone	082 944 6080	Cellphone	082 801 8544
Email		Email	

Signature

Date

24/11/2020

Project Phase	Date of Receipt	Method	Contributor	Organization/ Community	Comment	Response
Scoping Phase	18-Nov-20	Telephone correspondence	Victor	Farm resident (Brakfontein 264 IR Portions 26 and 34)	Indicated that he did not have time for meetings at that moment.	Noted.
Scoping Phase	18-Nov-20	Telephone correspondence	Koos Uys	Previous Farm owner of Brakfontein 264 IR Portions 9 and 26	Indicated that he would not attend any meetings and expressed that he should not be contacted again.	Noted.
Scoping Phase	25-Nov-20	Registration and Comment form received by Email correspondence	Frans Venter	Brakfontein Farm 264 IR Portion 4,29 &30	A dam exists downstream that is used for irrigation. What will be the effect on quality and runoff water?	During the EIA Phase, the Surface Water Impact Assessment will consider the impact on surface water quality and quantity that may be caused as a result of the proposed project. The preliminary water quality impacts identified during the Scoping Phase relate to spillages and leaks of fuels, oils and other potentially hazardous chemicals and sedimentation of downstream watercourses. Mitigation measures will be proposed to mitigate these risks, including the implementation of a stormwater management plan during the EIA Phase. The stormwater management plan to be compiled will ensure that all dirty water and runoff that is generated within the mine is contained as per the government regulations on the stormwater management in mines. Furthermore, ongoing water quality monitoring will be undertaken to assess any potential impacts on water quality as a result of the proposed project. With regards to water quantity, the Scoping Phase surface water assessment estimated approximately less than 0.09% loss of the runoff-contributing catchment area in proportion to the total catchment area. This is not anticipated to result in significant reduction in the water quantity reporting downstream. On this basis, the project is not likely to have significant impacts on the downstream dam.
					Is concerned that farming activities (maize and cattle) will be affected by the mine activities and will be non-profitable.	Universal Coal have obtained ownership of the farm portions on which they will develop the infrastructure. The farm owner, Frans Venter has been compensated for the lad. Additionally, farming activities will be allowed to continue portions that will not have commenced with the establishment of the infrastructure until such a time that the construction begins. After which these need to cease.
					Indicated that there are environmental, social and heritage features located on farm Brakfontein, Portion 10 and 0	The Heritage Baseline Assessment investigated the Project Area for heritage resources and found a burial ground on Portion 4 of Brakfontein Farm 264. The additional infrastructure proposed as part of this project will not affect Portions 10 and 0.
					Blasting must also be controlled and managed appropriately	Blasting will be undertaken as per the Mine Health and Safety Regulations GN R93 of 15 January 1997 promulgated under Section 98 of the Mine Health and Safety Act, 1996 (Act No. 29 of 1996).
					Requests clarity and more information on the road diversion of D2546 road.	The designs for the road will be finalised during the EIA Phase. The existing road will be decommissioned for the portion where it goes through the mining area and diverted around the pit to allow traffic to flow around the mine.
Scoping Phase	04-Dec-20	Telephone correspondence	Ward 7 Councilor Sikhukhune	Victor Khanye Local Municipality	<p><i>Digby Wells contacted the Local Municipality to request information pertaining to contact details of the relevant Ward Councilor to inform them of the project and to further assist in setting up meetings with the community. Digby Wells was informed that Councilor Sikhukhune is the relevant councilor and thus informed and engaged with him regarding the project. All information material was sent through by email correspondence. The Ward Councilor verbally agreed to arrange a meeting with the affected community of which Digby Wells would also attend.</i></p> <p><i>However, the Ward Councilor invited the Savannah community (which is not directly affected by the proposed project) to the focus group meeting on 4 December 2020. The name change of the Mine Colliery (from Brakfontein Colliery to Ubuntu Colliery) caused the misunderstanding of which invitations were already sent to Savannah community. The meeting with the Savannah community was cancelled the same day (4 December 2020).</i></p>	
					Attempts by the Ward Councilor to invite the affected community, namely Brakfontein community to a focus group meeting on 5 December were made and were unsuccessful as the Community did not recognise the Ward Councilor. The Ward Councilor then informed Digby Wells that it would not be safe for them to attend the meeting and thus it was cancelled. The Ward Councilor was of the opinion that the environment was not safe and thus requested postponement of the meeting.	Comment noted. Digby Wells will undertake further public consultations with the relevant communities to obtain their inputs during the EIA phase and will update the CRR accordingly. All public consultations will be arranged via the mine social team in order to align all communication channels between the Mine and the affected communities.

Project Phase	Date of Receipt	Method	Contributor	Organization/ Community	Comment	Response
					It should be noted that some of the members from the Brakfontein community who were consulted by the Ward Councilor expressed concern and thus were reluctant to speak to the Ward Councilor as they believed he was not representing the interest of the affected community and thus no meeting was held to date.	
Draft EIA	26 March 2021	Email	Jan Venter	Department of Agriculture, Rural Development, Land and Environmental Affairs (DARDLEA)	Requesting specified parties to be registered as IAPs in the stakeholder database.	The parties specified by Mr. Venter were registered as IAPs in the stakeholder database.
					The primary and secondary impact in our natural resources, especially soils.	<p>Primary impacts – Direct loss of soils through mining, erosion, unsuccessful rehabilitation, loss of soil fertility, change in soil sequences (soil form horizons), change in geomorphic characteristics of the soils, and eventually changes the land capability from cultivation and agriculture to mining. Post mining also sometimes do not go back to high land capabilities, such as agriculture, but rather to wildlife.</p> <p>Secondary impacts – Secondary impacts to soils include soil and water pollution, loss of water quality and quantity, decreased soil health, fertility, vegetation cover, increased alien invasive species, erosion and sedimentation, siltation.</p> <p>It is important to follow the rehabilitation plan as well as conduct monitoring of the soils and water (upstream, within the mining right area and downstream). Monitoring should include soil sample analysis to ensure proper rehabilitation and to prevent contamination and increase rehabilitation success (soil remediation, increased soil fertility).</p>
					The available information indicates that Land Type information was used in assessing farm level soil types, which is not adequate. The land type data is a mixture of verification points and remote sensing data at a very high scale of 1:250 000 scale, which is too coarse when assessing the various soil forms especially in view of rehabilitating the area. A detail soil survey whereby a grid of at least 200m x 200m is used, the survey is not a desktop study but a physical bucket and auger method through ground-truthing. This method will always supersede any desktop / remote sensing exercise. If we are serious in protecting the environment and its natural resources this is the only method in ensuring proper planning and management of our resources for generations to come.	Digby Wells looks at land type and land capability data prior to going to site. This information is used as a baseline. A soil survey is undertaken with a hand-held auger, depending on the size of the area, either grid sampling or transects. Soil samples are also collected to verify the findings and to create baseline information for specifically rehabilitation purposes as well as baseline information prior to mining.
					The desktop / remote sensing exercise is not acceptable in view of protecting agriculture potential soils ensuring food security.	Desktop and remote sensing is undertaken, however a site verification is always recommended.

Project Phase	Date of Receipt	Method	Contributor	Organization/ Community	Comment	Response
					The geo-tech studies focus only on the geological aspects.	The purpose of the study undertaken by Digby Wells only focuses on the geohydrological aspects.
					From an agriculture point of view our interest is in the topsoil's ranging from the surface up to 1.2 meters deep or up to the restrictive layer, for example at least horizons A, B and C (subsoils). This is where all the interaction microorganisms, chemical interaction and water movement takes place ensuring that the plant receive the nutrients and available water through chemical interaction. If there is water in the soil profile, not all the water is available to the plant. The profile must at least reach field capacity before water becomes available.	During the site survey, soils are augured to at least 1200 mm or the first restricting layer. Soil depth, and if applicable, water table depth is recorded. Erosion gullies, river banks, dongas etc are also sometimes assessed (if available) for soil profiles and deeper soil depths.
					Various homogeneous soil type must preferably be stockpile together. It must also be considered that the restrictive layers, which prevented the water from leeching out of the profile does not exist anymore. No sub-surface layers that prevent the water from leeching out of the profile. The water is now outside the reach of the plant and the possibility of the profile obtaining field capacity regarding water availability is very limited. On the other hand, the water will leech through the profile reaching the overburden and decanting upwards to the plant with unwanted toxic chemicals	It is always recommended that soil types (homogeneous soils), including soil horizons, be stockpiled together. Topsoil stockpiles, specifically must not exceed 4m to prevent compactions and be vegetated to prevent erosion, loss of organic material, soil fertility etc. Evidence and research show that subsoil can also be vegetated. During rehabilitation, it is always recommended to backfill and landscape the area with the same soil sequence (topsoil overlying subsoil). It is also recommended to do a Rehabilitation Audit and monitoring to ensure that this is happening. The Rehabilitation Audit includes soil infiltration tests to determine whether the soils are adequate for plant/crop/vegetation. Vegetation success, water ponding, slope, topography etc. is also taken into account to determine the rehabilitation is as close to natural conditions as possible.
					The method of stripping the soils is very important, less rehabilitation cost when reseeded thus reaching the necessary vegetation cover that is required, it is also important to rehabilitate the stockpiles as soon as possible therefore preventing unnecessary erosion on the stockpiles	It is recommended to strip topsoil, not deeper than 400mm separate from subsoil. Topsoil stockpiles should not exceed 4m heights and be vegetated as soon as possible. Monitoring is necessary to assess erosion as well as alien invasive species proliferation. Stockpiles should be shaped and have erosion berms, silt traps etc. to prevent erosion and loss of topsoil and soil fertility. Subsoil stockpiles must also not exceed 4m heights. When stockpiles are too high, the soils are compacted, less oxygen circulates to the soils, less water and infiltration, loss of organic material and therefore loss of soil fertility. Recent studies show that subsoil stockpiles have just as good success to revegetate as topsoil, when managed correctly.
					Possible impact on agriculture activities or nearby agricultural livelihoods	Mining might have a direct effect on agriculture (such as mining high land capability soils – high cultivation potential soils such as Hutton, Clovelly, Avalon and Pinedene), but also indirect impacts, such as soil and water pollution, increased traffic on farm roads, dust and air pollution, decreased water, loss of fauna which helps agriculture (such as birds, bees etc), erosion, sedimentation of water resources, increased crime etc. High land capability farmlands (high cultivation potential) are drastically decreasing. Farmers are forced out of the areas due to the various impacts and thus impacting the livelihoods of themselves, but also of the country due to decreased food supply, work loss and increased importing of goods/food.

Project Phase	Date of Receipt	Method	Contributor	Organization/ Community	Comment	Response
					Containment of grey surface water and sub-surface water	It is always recommended to ensure proper stormwater management as well as wastewater management. Clean and dirty water must be stored separately and not mixed. Clean water must be put back into the freshwater systems, whereas dirty water (grey water) must be treated before putting it back into the systems. It is also advised to re-use water where possible and decreased to use of water for mining. For example, dust suppression with grey water is saving the use of clean water, however, the water might be polluted and enter the soils, contaminating the soils and end up in the groundwater. Water used for e.g., dust suppression should be ensured not to be harmful to the environment. This will be addressed further in the EIA report under stormwater management plan.
					Cut-off drains, which prohibits surface water as well as sub-surface water from flowing outside the relevant site. Each site / company must cater for his or her own grey water. If a cut-off drain is not installed the surface water and especially the sub surface water can move laterally underground to other waterways, streams, wetlands and settlements	It is advised to ensure proper stormwater and wastewater management. Aquatic, wetland, and soil monitoring of areas within the mine, as well as upstream and downstream of the mine is important to ensure that contaminants are contained within the MRA. If any contamination has occurred due to the mine, impacts should be rehabilitated immediately. This will be addressed further in the EIA report under stormwater management plan.
					Impact on water sources in view of possible spillage	If any spillage has occurred, it should be cleaned up immediately. Contaminants might enter the soils and the groundwater, ending up in the wetlands and freshwater systems. Depending on various factors, such as type of spillage (hydrocarbons, oils, diesel, sewage), soil type, groundwater, water table depth, slope, and distance from the pollution source to the wetlands/freshwater bodies), changes the manner of how spillage should be cleaned and controlled. Contaminants entering water sources, changes the biological, physical, and chemical composition of the water. This will directly influence the fauna and flora of the systems. Depending on the size of the spillage and the abovementioned factors, influences the plume of contaminants. The larger the spill, the larger the plume of impacts. This will be addressed further in the EIA report under Surface water impact assessment.
					Mitigation actions in view of above-mentioned concerns	Mitigation measures will be recommended for each of the identified impacts, and these will be included in the EIA report under impact assessment.
					Impact on existing or future agriculture projects, source information from relevant Government Sector Departments	Rehabilitation is not always done successfully and decreased the land capability (prior mining) to very low land capabilities (post mining). When rehabilitation is not successful, the soil depth, fertility and water holding capacity decreases and the soil salinity, heavy metals and potential harmful elements increases. This changes the land capability from high (cultivation potential) to very low, sometimes even risks to wildlife (such as subsidence, decanting and sink holes). It is however important to note that rehabilitated land must not always be used for cultivation, but can be used for various other purposes, such as warehouses, fisheries, agricultural tunnels (flowers, hydroponics, vegetables, nurseries etc).
					Current land use zonings and alignment thereof with regards to the relevant legislations such ACT 70-1970, CARA Act 43 of 1983, Spatial Planning and Land Use Management Act, 2013, historical land uses are not always up to date or compliant with current land uses	Spatial Land Use data is assessed at desktop level and used for baseline information; however, site assessments are done to confirm and update these land uses. New maps are created with the current land uses, compared to historical land uses.
					Chemical fallout with regards to surrounding areas	From a soil and wetland perspective, air pollution and chemical fallout return back on the land (soils, wetlands, waterbodies). This affects the land capabilities, by polluting the areas, as well as smothering plants and crops which changes the functionality and health of these areas (soil health and wetland health). Mitigation measures will be implemented to ameliorate wind erosion and by extension exposure to the chemical constituents of dust.

Project Phase	Date of Receipt	Method	Contributor	Organization/ Community	Comment	Response
					Mitigation actions in view of above-mentioned concerns	The mitigation measures have been incorporated in the responses above and shall also form part of the EMP.
					Availing of the draft report, as well as all specialist studies in electronic format as well as any GIS related data (shapefiles) based on modelled predictions and layout plans.	These will be provided during this Draft EIA Phase.



Appendix J: Announcement Letters



29 April 2021

Project No.: UCD6097

ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN MPUMALANGA PROVINCE

DMRE Reference No. MP30/5/1/1/2/10027MR

Dear Stakeholders

Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted and the Colliery name has since changed to Ubuntu Colliery. This name change was approved in January 2019.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP. Ubuntu Colliery is located near Delmas in the Mpumalanga Province.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a Public Participation Process in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

This letter serves to inform you, as a potential Interested and Affected Party (I&AP) of the proposed Project and associated application process. As part of the Environmental Process, a Public Participation Process must be undertaken in terms of Regulation 40 to 44 of the Environmental Impact Assessment EIA Regulations, 2014 (as amended).

The Public Participation Process involves notifying stakeholders of the proposed Project and providing stakeholders with sufficient information about the proposed Project to enable effective stakeholder engagement. Stakeholders affected by, or who are interested in the proposed Project, are invited to register as an I&AP.

The Draft EIA Report is available for public review and comment from **29 April 2021 to 31 May 2021** for a 30-day legislated period.

Due to the COVID-19 national lock down, the Draft EIA Report has been released electronically and can be downloaded free of charge.

The Report is available on the Digby Wells website as indicated on the table below:

Please use the Project reference number when providing your comment: **UCD6097**

Contact Person	Public Place/ Location	Contact
Electronic Copies		
Lerato Ratsoenyane/ Thembinkosi Zulu	www.digbywells.com (under Public Documents); http://view.datafree.co/PublicDocuments/ (data free link)	sh@digbywells.com

Public Notification

Stakeholders affected by, or who are interested in the proposed Project are invited to register as an I&AP. Please submit comments / concerns or email your details to Digby Wells to register as an I&AP and to indicate your interest in receiving further information regarding the EIA process.

Regards,

Stakeholder Engagement Team

Digby Wells Environmental



Appendix K: SR Acceptance Letter



mineral resources & energy

Department:
Minerals Resources and Energy
REPUBLIC OF SOUTH AFRICA

Private Bag X7279, Emalahleni, 1035, Tel: 013 653 0500, Fax: 013 656 1474
1st floor Saveways Crescent Centre, Mandela Drive, Emalahleni, 1035

Enquiries: Ms.N .Ramuhulu **Email:** nditsheni.ramuhulu@dmre.gov.za

Ref no: (MP) 30/5/1/2/3/2/1/ (10027 EM

Sub-directorate: Mine Environmental Management: Mpumalanga Region

REGISTERED MAIL

Universal Coal Development III (Pty) Ltd (Ubuntu Colliery)
467 Fehrsen Street
Brooklyn
Pretoria
0181

Attention: Peter Ntsoane Fax: 012 460 0805

APPLICATION FOR ENVIRONMENTAL AUTHORISATION IN TERMS OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT 107 of 1998) AS AMENDED (NEMA) AND THE ENVIRONMENTAL IMPACT ASSESSMENT (EIA) REGULATIONS , 2014 IN RESPECT OF THE FARM BRAKFORTEIN 264 IR, SITUATED WITHIN THE MAGISTERIAL DISTRICT OF DELMAS.

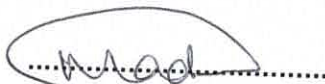
The Scoping Report (SR) and Plan of Study for Environmental Impact Assessment received by the Department on 07 January 2021 refer.

1. The Department has evaluated the submitted SR and Plan of Study for Environmental Impact Assessment dated 07 January 2021 and is satisfied that the documents comply with the minimum requirements of Appendix 2(2) of National Environmental Management Act, 1998 (as amended) (NEMA) Environmental Impact Assessment (EIA) Regulations, 2014. The SR is hereby accepted by the Department in terms of regulation 22(a) of the NEMA EIA Regulations, 2014. You may proceed with the environmental impact assessment process in accordance with the tasks contemplated in the Plan of Study for Environmental Impact Assessment as required in terms of the NEMA EIA Regulations, 2014.

2. It should be noted that the Department requires the following to be undertaken and form part of the final EIR and EMP to be submitted.
 - a) All the activities to be undertaken on site must be described and the impacts that they will have on the physical, biological, social, economic and cultural aspects of the environment must be assessed
 - b) A description of the impact management objectives, including management statements identifying the impacts and risks that need to be avoided, managed and mitigated as identified through the environmental impact assessment process for all of phases of the development and the method of monitoring of the implementation of the impact management actions.
 - c) Feasible and reasonable alternatives based on the different types/categories of alternatives must be identified and assessed, so that the Department can be able to make an informed decision.
 - d) Public Participation Process must be transparent and all comments received during the process must be incorporated into the comments and response report of the final Environmental Impact Report.
 - e) Proof of correspondence with the various stakeholders must be included in the EIAR. Should you be unable to obtain comments, proof of the attempts that were made to obtain comments should be submitted to the Department
 - f) All comments from interested and affected parties must be adequately addressed in the final Environmental Impact Report.
 - g) For linear activities such as roads and pipelines, a description of the co-ordinates of the corridor in which the proposed activities are to be undertaken. The impacts of these linear activities must be thoroughly assessed.
 - h) A motivation for the need and desirability of the project must be included.
 - i) The financial provision calculation to be provided must distinguish the liability for the existing and for the proposed mining activities
 3. The applicant is hereby reminded to comply with the requirements of regulation 3 of the EIA Regulations, 2014 with regards to the time period allowed for complying with the requirements of the Regulations.
 4. Please ensure that the EIAR includes the A3 size locality maps of the area and illustrates the exact location of the proposed development. The maps must be of acceptable quality and as a minimum, have the following attributes:
-

- Maps that are relatable to one another;
 - Co-ordinates;
 - Legible legends;
 - Alternatives;
 - Scale and
 - Vegetation types of the study area.
5. You are requested to submit two (2) hard copies of the EIAR and EMPr and at least one electronic copy (CD/USB) of the complete EIAR and EMPr to this Regional Office.
6. Your attention is brought to Section 24F of the NEMA which stipulates "that no activity may commence prior to an environmental authorisation being granted by the competent authority".

Yours faithfully



REGIONAL MANAGER: MINERAL REGULATION
MPUMALANGA REGION

DATE 03/03/2021

