

PROTOCOL NO. 110/2020

**NOTARIAL DEED OF CESSION OF MINERAL RIGHTS**

**BE IT HEREBY MADE KNOWN:**

That on the 20<sup>th</sup> day of the month of OCTOBER in the year Two Thousand and Twenty (2020), before me,

**GERDA CHRISTINA VAN SCHALKWYK**

Notary Public, by lawful authority duly admitted and sworn and practising at Cape Town in the Province of the Western Cape, and in the presence of the subscribing witnesses, personally came and appeared

**ELSAINE COSTERUS**

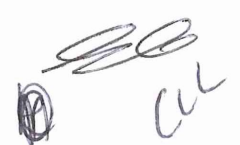
in her capacity as legal advisor of GREENMINED ENVIRONMENTAL (PTY) LTD (Registration number: 2012/055565/07), duly authorised representative of

**DAVID PETER COETZER**

Identity Number: 410817 5046 08 2

Trading as Wansley Quarries (Pty) Ltd

(hereinafter referred to as "the Cedent")



acting under and being duly authorised by a special power of attorney executed by the Cedent on 14 October 2020 at East London, the original of which power of attorney has this day been exhibited to me, the notary, and remains filed on record in my protocol

AND also before me, the Notary, appeared

**ELSAINE COSTERUS**

In her capacity as legal advisor of GREENMINED ENVIRONMENTAL (PTY) LTD (Registration number: 2012/055565/07), duly authorised representative of

**WANSLEY SIYAKHULA (PTY) LTD**

Registration Number: 2014/273140/07

(hereinafter referred to as the "Cessionary")

acting under and being duly authorised by a resolution of the directors passed by the Cessionary on 3 August 2020 at East London, the original of which resolution has this day been exhibited to me, the notary, and remain filed on record in my protocol

**AND THE APPEARERS DECLARED:**

**WHEREAS** the said Cedent is the holder of mining right to mine Gravel on Portion 1 of the Farm No. 652, situated in the Magisterial District of East London, Province of the Eastern Cape (hereinafter called "the property").

**AND WHEREAS** the Cedent and the Cessionary have entered into an agreement on 29 March 2016 with the object to cede the relevant mining right to the Cessionary.

**AND WHEREAS** the Director General of the Department of Mineral Resources has consented to the cession of the aforesaid mining right in terms of Section 11(1) of the Mineral and Petroleum resources Development Act 28 of 2002 ("the Act") on 29 January 2020 read with a consent in terms of Section 11(2) of the Act, issued by the Director General: Mineral Regulation on 15 July 2019.

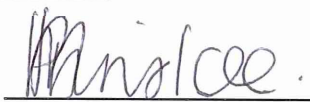

Handwritten signatures and initials at the bottom right of the page. There are three distinct marks: a large, stylized signature, a smaller signature below it, and the initials 'cu' to the right.



**NOW THEREFORE THESE PRESENTS WITNESS**

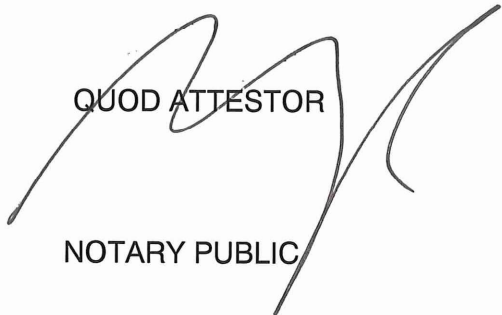
1. THAT the Cedent does hereby cede, assign, transfer and make over unto and in favour of the Cessionary the aforementioned rights to mine GRAVEL as held by the Cedent in, on and under the aforesaid property.
2. The Cessionary hereby accepts cession and assignment of the aforesaid rights.
3. A nominal value of R100.00 has been declared for transfer duty purposes.

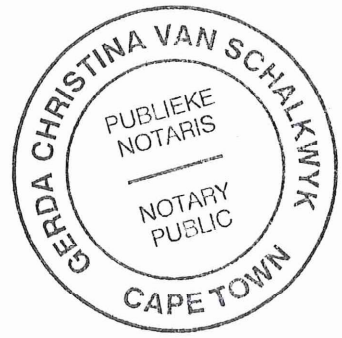
THUS DONE AND EXECUTED in the presence of the subscribing witnesses and me, the Notary, on the day of the month and year first aforewritten.

**AS WITNESSES**

1. 
2. 

  
CEDENT  
  
CESSIONARY

  
QUOD ATTESTOR  
NOTARY PUBLIC





## mineral resources

Department:  
Mineral Resources  
REPUBLIC OF SOUTH AFRICA

DMR 10

Private Bag X 6076, Port Elizabeth, 6000, 444 Govan Mbeki Avenue, 3<sup>rd</sup> Floor Pier 14, Port Elizabeth, 6001, Tel (041) 403 6600, Ref No: EC 30/5/11/2/ 0228 MR , e-mail: nontobeko.mdakane@dmr.gov.za , Enquiries N Mdakane

### **REGISTERED MAIL**

Mr David Coetzer

P.O BOX 769

Gonubie

5256

**Attention: David Peter Coetzer**

**CONSENT IN TERMS OF SECTION 11(1) OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT 28 OF 2002) (HEREINAFTER REFERED TO AS "the Act"), TO CEDE A MINING RIGHT TO WANSLEY SIYAKHULA (PTY) LTD TO MINE GRAVEL ON PORTION 1 OF FARM NO. 652 SITUATED IN THE MAGISTERIAL DISTRICT OF EAST LONDON.**

**WHEREAS**

**David Peter Coetzer trading as Wansley Quarries (Pty) Ltd applied for a consent to cede a Mining Right in terms of Section 11(1) of the Mineral and Petroleum Resources Development Act, 2002, (Act No. 28 of 2002),**

**AND WHEREAS**

**The Director-General: Mineral Resources has by virtue of the powers delegated to him, granted the consent to the cession of a mining right in terms of Section 11(1) of the Mineral and Petroleum Resources Development Act, 2002, (Act No. 28 of 2002),**

**AND WHEREAS** The error as it appears on the consent letter dated 15 July 2019, attached hereto as **Annexure "A"**.


The Transaction was referred to as a transfer of 74% of member's interest instead of cession of a mining right.

**NOW THEREFORE**

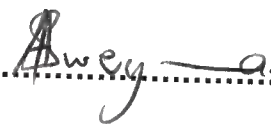
The Director-General: Mineral Resources herewith amends the consent letter signed on the **15** day of **July** in the year **2019**, herein referred to as **Annexure "A"** to rectify the errors as mentioned in paragraph 3.

The original Consent Letter amended herewith shall remain valid and full force and effect.

Signed at **PRETORIA** on this **29** day of **JANUARY** 20**20**

  
**DIRECTOR-GENERAL**  
**MINERAL RESOURCES**

**AS WITNESSES**

1. .....

2. ....



# mineral resources

Department:  
Mineral Resources  
REPUBLIC OF SOUTH AFRICA

## LETTER OF CONSENT

**CONSENT IN TERMS OF SECTION 11 (2) OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2002 (ACT NO. 28 OF 2002) (HEREINAFTER REFERRED TO AS "THE SAID ACT"): FOR TRANSFER OF 74% MEMBER'S INTEREST.**

1. **WHEREAS** David Peter Coetzer trading as Wansley Quarries (Pty) Ltd is the holder of a mining right (EC30/5/1/2/2/ 228 MR) to mine **Gravel** on an area of the land situated on Portion 1 of Farm No. 652, situated in the Magisterial district of East London, and
2. **WHEREAS** David Peter Coetzer trading as Wansley Quarries (Pty) Ltd wishes to transfer the 74% of member's interest to Wansley Siyakhula (Pty) Ltd, and
3. **WHEREAS** David Peter Cotzer and Mkhuliseli Notyhama are the members of David Peter Cotzer trading as Wansley Quarries (Pty) Ltd, and
4. **WHEREAS** the power to grant consent for the 74% transfer of member's interest right in terms of s 11 (2) of the said Act, has been delegated to me by the Minister of Mineral Resources and Energy in terms of section 103 of the said Act
5. **NOW THEREFORE** I, Adv Thabo Mokoena in my capacity as Director-General: Mineral Regulation, by virtue of the powers delegated to me, hereby grant consent for the 74% transfer of member's interest.

WITNESS: 1.....  
WITNESS: 2.....

DIRECTOR-GENERAL: MINERAL REGULATION  
DATE: 15/07/2019