



**the dme**

Department:  
Minerals and Energy  
REPUBLIC OF SOUTH AFRICA

DME 12

Regional Manager  
Mineral Regulation  
Gauteng Region  
Private Bag X5  
**BRAAMFONTEIN**  
2017

**Enquiries:** Ms S du Toit

**Tel No:** (011) 358 9786  
**Fax No:** (011)339 1927

**Date:** 26 July 2007

Ref No: PWV 6/3/2/9132  
(GP)30/5/4/2/2777SU

**PER REGISTERED MAIL**

Messrs Negotha SSH Inc.  
P O Box 931  
**RANDBURG**  
2125

Dear Sir/Madam

**PROPOSED ESTABLISHMENT OF A TOWNSHIP SITUATE ON PORTION  
405 OF THE FARM DRIEFONTEIN 85 IR, DISTRICT OF BOKSBURG: YOUR  
REF: P. LOUW**

1. With reference to your letter dated 29 January 2007 I wish to inform you that the above mentioned land constitutes deproclaimed mining land and is extensively mined at depths between 120 metres to in excess of 240 metres below surface.. East Rand Proprietary Mines Limited is currently the holder of mining titles (Precious Metal Claims) over the area.

The following Surface Right Permits were granted over the area:

**ANGLOGOLD ASHANTI LIMITED**

SRP No. 59/94: Strips of land for slimes pipe line with fencing, as defined by diagram RMT No O.22/94.

SRP No. 9/95: Strips of land for slimes pipe line, pumps, spoil and access road with fencing, as defined by diagram RMT No. O.51/94.

**EAST RAND PROPRIETARY MINES LIMITED**

SRP No. A40/40: European married quarters with fencing as defined by diagram RMT No. O.149/69.

SRP No. A40/40: European married quarters as defined by diagram RMT No. O.152/74.

SRP No. 40/40: Slimes and tailings dump with fencing as defined by diagram RMT No. O.169/74.

SRP No. 67/88: Area for shaft equipment with fencing as defined by diagram RMT No. O.34/88.

SRP No. 42/40: Open drain as defined by diagram RMT No. GSP 131.

SRP No. 81/52: Water pipe line as defined by diagram RMT No. PL 1641.

### WITWATERSRAND GOLD MINING COMPANY LIMITED

SRP No. A37/38: Sewage pipe line as defined by diagram RMT No. PL 845.


2. The Cason sand dump is situated immediately to the east of the proposed township
3. Notwithstanding the foresaid, this Office will have no objection to the proposed subdivision, **provided** the following conditions are strictly adhered to:
  - 3.1 The following clauses shall be incorporated in every deed of transfer / certificate of registered title prepared for registration at the relevant deeds registry, relating to the land concerned:
    - (a) *“As this erf (stand, land, etc.) forms part of land which is undermined and which may be liable to subsidence, settlement, shock and cracking due to mining operations past, present or future, the owner thereof accepts all liability for any damage thereto or any structure thereon which may result from such subsidence, settlement, shock or cracking”.*
    - (b) *“As this erf (stand, land, etc) forms part of an area which may be subject to dust and/or noise pollution as a result of recycling activities past, present or future in the vicinity thereof, the owner thereof accepts that inconvenience with regard to dust and/or noise pollution as a result thereof, may be experience”.*
  - 3.2 A clearance certificate must be obtained from the National Nuclear Regulator, P O Box 7106, Centurion 0076, Telephone Number 012 674 7100.
  - 3.3 It is recommended that the Chief Executive Officer for Council for Geoscience, Private Bag X112, Pretoria, 001, be consulted for comments regarding the possible presence of dolomite, as this Office does not have sufficient information at its disposal to determine whether the dolomite may be associated with dewatering/sinkhole formation.

- 3.4 The Surface Right Permits referred to above are abandoned in toto or modified in so far as it affects the proposed township establishment.
- 3.5 An application in terms of Regulation 17.7 of the Mine Health and Safety Act and Regulations, 1996, is made to the Chief Inspector of Mines together with a risk assessment. For further information in this regard, the Principal Inspector of Mines at the above telephone number can be contacted.
- 3.6 The area which has been undermined at depths of less than 240 metres below surface may only be used for industrial purposes. This area will be subject to building restrictions as tabulated below:

DEPTH OF MINING (m)	BUILDING RESTRICTIONS	HEIGHT OF WALLS
90-120	One storey with one basement	5.0
120-150	Two storey with one basement	8.5
150-180	Three storey with one basement	12.0
180-210	Four storey with one basement	15.5
210-240	Five storey with one basement	19.0

4. It is hereby confirmed that mineral rights, including those held by the State, ceased to exist on 30 April 2005. However, if an obligation to pay compensation existed prior to the said date, such compensation will be payable to the Department of Public Works.
5. If utilisation of the above mentioned land does not take place within 5 years from date hereof, the application will have to be referred to this Office for reconsideration.

Yours faithfully

  
**REGIONAL MANAGER**  
**GAUTENG**  
 Sdt2002

CC. THE AREA MANAGER: DEVELOPMENT & PLANNING, EKURHULENI METROPOLITAN MUNICIPALITY, BOKSBURG CUSTOMER CARE CENTRE, P O BOX 215, BOKSBURG 1460