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ENVIRONMENTAL

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## BACKGROUND INFORMATION DOCUMENT

### FOR THE PROPOSED ARNOT MOOIFONTEIN MINE EXPANSION PROJECT GRAVE RELOCATION PROCESS

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**Project Number:**

EXX 2589

**Prepared for:**

Exxaro Coal (Pty) Ltd

**For any project related information contact:**

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**SAHRA Reference Number: 4911**





Exxaro Arnot Coal has appointed Digby Wells to undertake a Grave Relocation Process of graves that will be affected by the Arnot Mooifontein Opencast Mine Expansion Project. Exxaro will mine portions 1, 7 and Remainder of the farm Mooifontein 448 JS using opencast mining methods.

A Heritage Impact Assessment was conducted in 2010 where several graves were identified and recommendations were made that a Grave Relocation Process be implemented. The HIA report was submitted to the South African Heritage Resources Agency (SAHRA) and the Mpumalanga Provincial Heritage Resources Authority (MPRHA).

SAHRA indicated that the Agency had no objection to the relocation of graves that will be impacted on by the mine but that the recognised legal process must be followed.

## 1.1 Legal Framework

The GRPr will be undertaken within the following legal framework:

- National Heritage Resources Act, 1999 (Act 25 of 1999) (NHRA) section 36;
- NHRA Regulations 33 to 35 and 38 to 40;
- National Health Act, 2003 (Act No. 61 of 2003) (NHA);
- NHA Regulations 26 to 28;
- Mpumalanga Cemeteries, Crematoria and Exhumation of Bodies Act, 2005 (Act No. 8 of 2005) (MCCEBA); and
- Applicable municipal bylaws.

## 2 PROJECT DESCRIPTION AND LOCALITY

The purpose of the Grave Relocation Process will be to identify and consult with family and persons, who by tradition may have interests in the graves, in order to obtain permission from these people for the exhumation, relocation and reburial of the deceased. This is needed in order to apply for all relevant exhumation permits in terms of the Acts and Regulations listed above.

The Grave Relocation has three main steps:

- Step 1: Stakeholder Engagement Process (SEP);
- Step 2: Authorisation; and
- Step 3: Implementation.

Step 1 will include consultation with the family of the dead during a 60 day notice period

Step 2 a permit will be requested from the SAHRA Burial Grounds and Graves unit. Permission will also be asked from the Mpumalanga Departmental of Health and Social Development and the Steve Tshwete Local Municipality.

Step 3 will be the physical relocation of the graves.



## 2.1 Project Locality

Exxaro Arnot Coal is approximately 43 km by road from Middelburg, 65 km from Carolina and approximately 25 km from Hendrina in the Mpumalanga Province. The burial grounds and graves that will be impacted on by the mine expansion are located on portions 1 and 7 of Mooifontein 488 JS and indicated in Figure 1. A provisional register of identified deceased based on information visible on the graves is provided in Table 2-1.

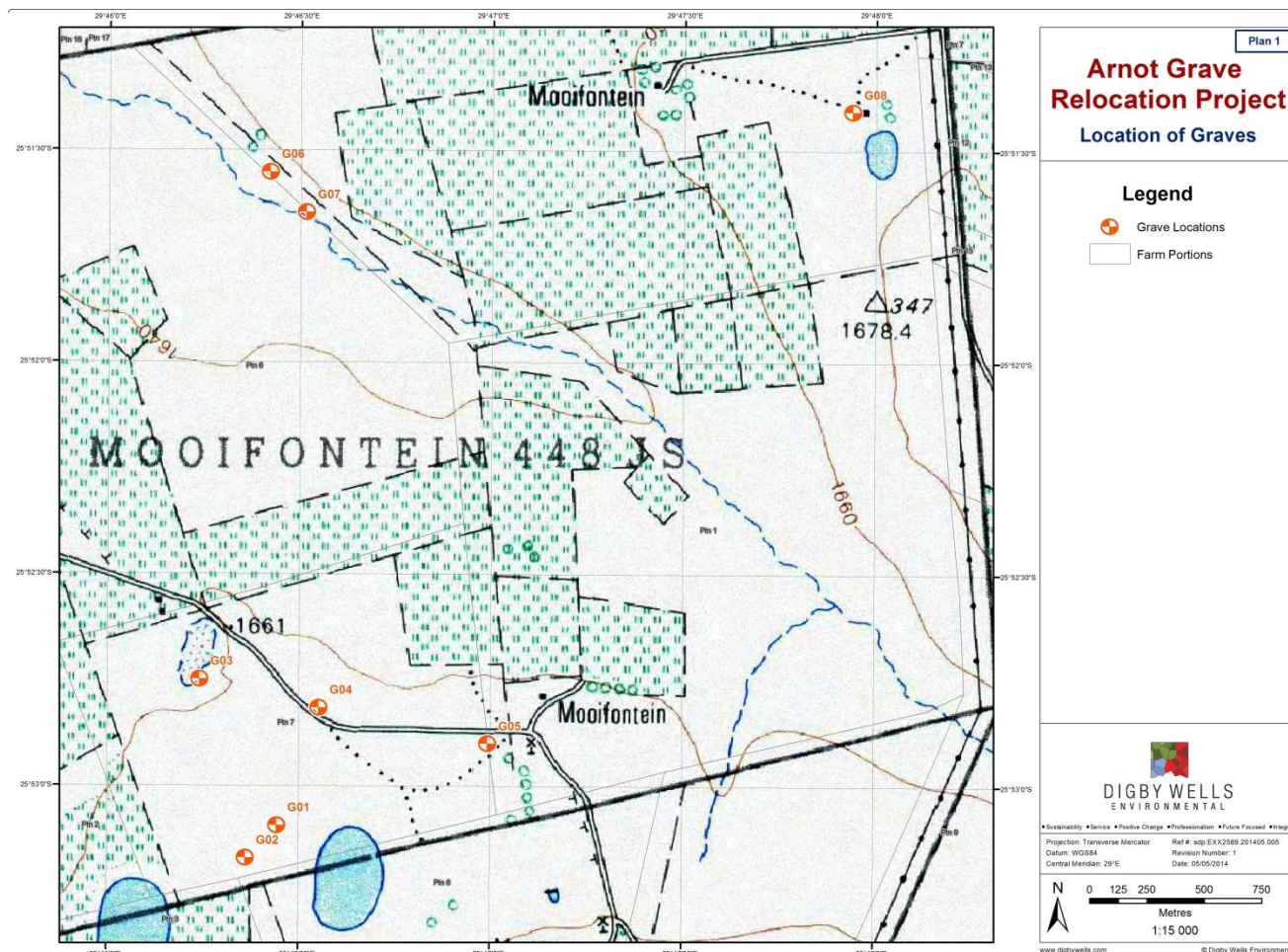


Figure 1: Map of AMEP area and identified burial grounds and graves

Table 2-1: Identified deceased within the AMEP area

Site Number	Grave Number	Deceased	Dates
G 02	107	Anna M. H. Rossouw	b. Jun. 1917, d. 28 Feb. 1920
G 02	100	Hannes L. A. Rossouw	b. 19 Jul. 1928, d. 4 Jun. 1929



G 03	106	April Leshoka Mokwana	d. 1902
G 05	102	Frans Pieter Rossouw	b. 10 Jul. 1893, d. 12 Dec. 1962
G 05	104	Johannes L. A. Rossouw	b. 30 Sep. 1936, d. 5 Jun. 1944
G 08	353	Sesi Martha Ngoma	b. 4 Dec. 1967, d. 15 Nov. 2010
G 10	350	Toerkie Motshoene	n.d.
G 10	359	Andries Motshoene	d. 1945

### 3 STAKEHOLDER ENGAGEMENT PROCESS

The stakeholder engagement process is an important part of the Grave Relocation Process and gives the family of the deceased the chance of taking part in making decisions about the graves which are affected. The purpose of the stakeholder engagement process has two parts:

1. Identification of family of the dead; and
2. Consulting with the family to reach agreements regarding the future of the graves.

The stakeholder engagement process will provide the family with an opportunity to participate in an important and positive manner by providing a way for the family to raise issues, comments and concerns about the Grave Relocation process.

The first meeting will be organised where the families will be invited to take part in the project. At this meeting a Draft Entitlement Framework (DEF) will be presented for discussion. The Draft Entitlement Framework will form the basis for consultation and agreements reached between the families and Arnot Coal.

Family and people who by tradition have interests in the graves can provide comments by:

- Submitting written comment to Digby Wells via post, email or fax;
- Calling the Digby Wells Public Participation Office; and
- Completing the Comment Sheet enclosed.

The Grave Relocation process is dependent on full participation by the families of the deceased and we therefore request and thank you for your help in the process.



## REGISTRATION AND COMMENT FORM

### Exxaro Coal (Pty) Ltd (Exxaro) proposed AMEP GRPr

Please complete this form and return it to the contact person provided, to ensure that you are registered as an Interested and Affected Party by no later than 1 August 2014. The form also gives you the opportunity to make comments regarding the project. Additional pages may be attached, should this be required.

I, \_\_\_\_\_ hereby confirm that I have by tradition *bona fide* interests in burial grounds and/or graves located in the Mooifontein Project Area.

Interest in burial grounds and/or graves (tick one or more as appropriate):			
1.	<input type="checkbox"/> Bona fide next-of-kin of deceased (indicate relationship below)		
	<input type="checkbox"/> Grandparent	<input type="checkbox"/> Child	<input type="checkbox"/> Aunt / uncle
	<input type="checkbox"/> Parent	<input type="checkbox"/> Brother/sister	<input type="checkbox"/> Cousin
	<input type="checkbox"/> Spouse	<input type="checkbox"/> Grandchild	<input type="checkbox"/> Niece / nephew
2.	<input type="checkbox"/> Bona fide representative of next-of-kin of the deceased		
3.	<input type="checkbox"/> Landowner on whose property burial grounds and/or graves are located (indicate type of landowner below)		
	<input type="checkbox"/> Private	<input type="checkbox"/> Commercial / industrial	<input type="checkbox"/> Government / Traditional / municipal/
4.	<input type="checkbox"/> Tenant/occupier of land on which burial grounds and/or graves are located (indicate type of tenant/occupier)		
	<input type="checkbox"/> Formal tenant	<input type="checkbox"/> Informal occupier	<input type="checkbox"/> Labourer/worker/contractor
Details of the burial grounds and/or graves:			
Number of burial grounds / graves known to me:			
Approximate age of burial grounds / graves:		<input type="checkbox"/> younger than 60 years, i.e. after 1954 <input type="checkbox"/> older than 60 years, i.e. before 1954	
Details of next-of-kin (include additional details on separate sheet of paper):			
Name:		Contact no:	
I confirm my intent to register as a <i>bona fide</i> Interested and Affected Party in relation to the above mentioned burial grounds and/or graves. I may be contacted as per the details provided below:			
Contact number/s:		Email address:	
Physical address:		Postal address:	
Preferred method of communication:		<input type="checkbox"/> SMS <input type="checkbox"/> Email <input type="checkbox"/> Telephone <input type="checkbox"/> Post	

Signed on this \_\_\_\_\_ day of \_\_\_\_\_ 2013 at \_\_\_\_\_.

Signature: \_\_\_\_\_