



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

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The Strip Building, 314 Stateway Street, Welkom, 9459

Reference number: : FS 30/5/1/3/3/2/1 (10181) EM
Last amended: : First issue
Holder of authorisation: : Wheatfields Investments 168 (Pty) Ltd
Location of activity: : A certain portion of the Farm Rooifontein No. 1722, situated in the Magisterial District of Boshof in the Free State Province

DECISION

ACRONYMS

BAR: Basic Assessment Report
DEPARTMENT: Department of Mineral Resources
DEA Minister: Minister Responsible for environmental matters
EA: Environmental Authorisation
EAP: Environmental Assessment Practitioner
ECO: Environmental Control Officer
EMPr: Environmental Management Programme
EIA: Environmental Impact Assessment.
EIA REGULATIONS: EIA Regulations 2014 as amended

FINANCIAL

PROVISIONING

REGULATIONS: The National Environmental Management Act, 1998 (Act 107 of 1998), Regulations Pertaining to the Financial Provision for Prospecting, Exploration, Mining or Production Operations

I&APs: Interested and Affected Parties

Minister: Minister responsible for mineral resources

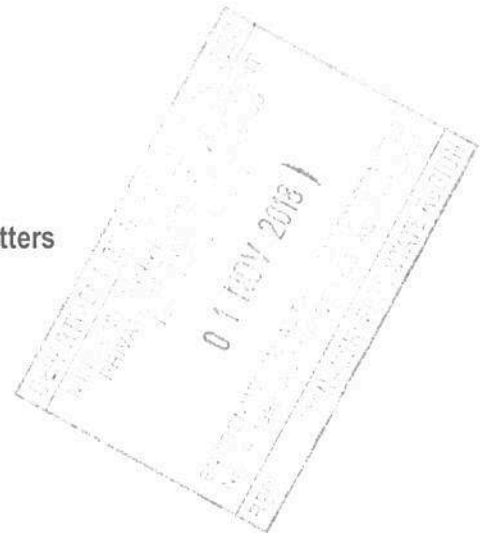
MPRDA: Mineral and Petroleum Resources Development Act, 2002 (Act 28 of 2002), as amended

NEMA: The National Environmental Management Act, 1998 (Act 107 of 1998), as amended

NEMA: WA: National Environmental Management: Waste Act, 2008 (Act 59 of 2008), as amended

NWA: National Water Act 1998 (Act 36 of 1998) as amended

SAHRA: South African Heritage Resources Agency



The Department is satisfied, on the basis of information available to it and subject to compliance with the conditions of this environmental authorisation, that the applicant should be authorised to undertake the **NEMA EIA** listed activity (ies) specified below. Details regarding the basis on which the Department reached this decision are set out in **Annexure “1”** and **“2”** of this environmental authorisation.

ACTIVITY APPLIED FOR

By virtue of the powers conferred to the Department by the NEMA, is Department hereby Grants an application for an EA to **Wheatfields Investments 168 (Pty) Ltd** with the following contact details –

The Directors
Wheatfields Investments 168 (Pty) Ltd
P.O. Box 1104477
Hadison Park
Kimberley
8301



Contact person: Mr Sakkie Gerber
Tel no: 053 831 8737
Fax no: 053 831 8736
Email Address: sakkiegerber@vodamai.co.za

to undertake the following activity listed in the NEMA EIA Regulation.

The abovementioned applicant is the holder of this environmental authorisation and is hereinafter referred to as “the company”.

NEMA: LISTED ACTIVITIES:

Listed in the EIA Regulations R. 983 of 2014 as amended:-

Activity 21 – “Any activity including the operation of that activity which requires a mining permit in terms of section 27 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), including associated infrastructure, structures and earthworks directly related to the extraction of a mineral resource, including activities for which an exemption has been issued in terms of section 106 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002)”.

Detailed specifications of the activity are as follows:

The mining activity details are as follows:
The area under application is 5 ha.
Construction phase:
o An area of 4 556 m ² will be cleared for office, ablution, storage site and other mining related activities;

- The entire mining area will be fenced off with a 2.5 m fencing and closed gate.

Operational phase: Open cast mining method

- Mining will commence from the open pit in an almost circular pattern;
- 10 m wide blocks will be taken and the material screened to remove boulder material;
- The screened material is then transported with dumper trucks to an external contractual plant site within Kimberley for mineral processing and diamond recovery.

The granting of this EA is subject to the conditions set out below (site specific) and in **Annexure 2** (Departmental standard conditions). The EMPr attached as part of the reports for the above development submitted as part of the application for an EA is hereby approved and must be adhered to throughout the life cycle of the mining operation.

EA SITE SPECIFIC CONDITIONS

1. Any existing roads must be used and maintained to access the mining area and no new access roads must be constructed without notifying the Department and conduct environmental study to ensure least environmental damage;
2. All mitigation measures outlined in the BAR and EMPr must be strictly adhere to;
3. Indigenous animals and birds that are found in the area must not be harmed and must be protected as far as it is practicable;
4. Recommendations from all specialist reports must be adhered to;
5. Proper procedures must be followed in a case the asbestos building will be removed, demolished or relocated. And it must be done by a licenced asbestos specialist;
6. All development footprint areas and areas affected by the activity must remain as small as possible and must not encroach onto the surrounding sensitive areas and the associated buffer zones; and
7. You are not allowed to process nor mine the surface dumps (tailing dumps) which are covered within your proposed mining area.

ANNEXURE 1: REASONS FOR THE DECISION

1. Background

Wheatfields Investments 168 (Pty) Ltd, represented by Mr Sakkie Gerber submitted an application for an EA for activities listed in the EIA Regulations:

Listed in the EIA Regulations R. 983 of 2014 as amended:-

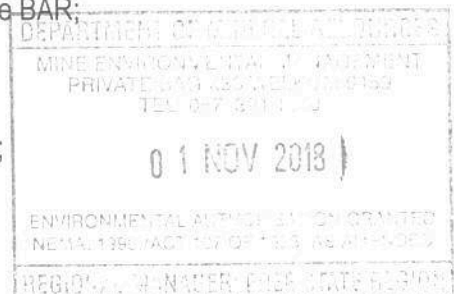
Activity 21 – “Any activity including the operation of that activity which requires a mining permit in terms of section 27 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002), including associated infrastructure, structures and earthworks directly related to the extraction of a mineral resource, including activities for which an exemption has been issued in terms of section 106 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002)”.

Wheatfields Investments 168 (Pty) Ltd appointed Ms Lindie Wiehahn of LW Consultants to undertake the Basic Assessment process as required by Regulation 19 of the EIA Regulations.

2. Information considered in making the decision

In reaching its decision, the Department took, *inter alia*, the following into consideration -

- a) The information contained in the application form received by the Department on the 24th of March 2016 and the revised application form received on the 04th of January 2017 and 02nd of October 2017;
- b) The information contained in the BAR received by the Department on the 05th of August 2016 and the four revised BAR and EMPr were submitted on the 05th of August 2016, 04th of January 2017, 02nd of October 2017 and 21st of June 2018 respectively;
- c) The objectives and requirements of the applicable and relevant legislation, policies and guidelines and the EIA Regulations;
- d) Public Participation Process (PPP) attached in the revised BAR and EMPr reports;
- e) The notification of acceptance of an application for mining permit dated the 15th of April 2016 received from mineral law administration;
- f) Relevant information contained in the Departmental information database, including, the Department's circular on the One Environmental Management System dated the 08th of December 2014;
- g) The sense of balance of the negative and positive impacts and mitigation measures;
- h) Report on the biodiversity and ecological assessment attached to the BAR;
- i) Wetland identification and delineation report attached to the BAR;
- j) Desktop study palaeontology submitted on the 05th of October 2018;

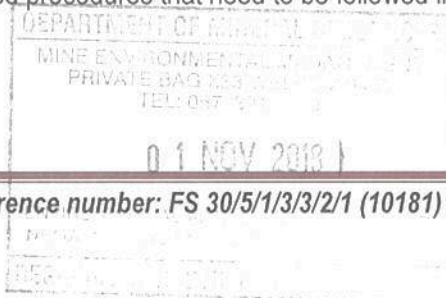


- k) The findings of site inspection conducted by Ms R.R. Mphaphuli and Ms T.J. Makhokha of this Department with Ms Lindie Wiehahn of LW Consultants and Mr S. Gerber representing the Applicant, on 01st of March 2018 and;
- l) The applicant has complied with the provisions of the NEMA: Regulations Pertaining to the Financial Provision for Prospecting, Exploration, Mining or Production Operations by committing to provide financial provision as per regulation 8 read with regulation 11 of the said Regulations. The company was requested to provide an amount of **R709 337.19 (Seven Hundred Nine Thousand Three Hundred and Thirty Seven Rand Eighty One Cents only)** as financial provision for rehabilitation purposes to cater for rehabilitation and management of residual and latent environmental impacts.

3. Key factors considered in making the decision

All the information presented to the Department was taken into account upon the Department's consideration of the application. A summary of the issues which, in the Department's view, were of the most significance are set out below.

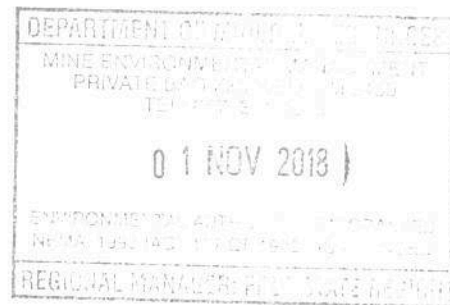
- a) A PPP was undertaken and the applicant has satisfied the minimum requirements as prescribed in the EIA Regulations for public involvement;
- b) The environmental impacts associated with the activity will be addressed by the implementation of mitigation measures outlined in the revised BAR compiled by Ms Lindie Wiehahn of LW Consultants submitted to the Department on the 21st of June 2018.
- c) The environmental rehabilitation plan contained in the revised BAR and an EMPr received on 21st of June 2018 which was compiled by Ms Lindie Wiehahn of LW Consultants outlined all the mitigation measures and rehabilitation actions to be implemented throughout the life cycle of the mining project;
- d) The Environmental Awareness Plan Report contained in the revised BAR and an EMPr 21st of June 2018 which was compiled by Ms Lindie Wiehahn of LW Consultants indicated the manner in which employees will be engaged;
- e) Report on the biodiversity and ecological assessment dated November 2016 compiled by Darius Van Rensburg of Eko Environmental who concluded that there is no vegetation species or ecological function of high conservation significance occur on site. And recommend that adequate rehabilitation must take place;
- f) Wetland identification and delineation report dated 14th of September 2016 compiled by Faan Grobbelaar of FGA Mining Consultants indicated that none of the water from the direction of the application area will reach the micro catchment area of the two wetland situation identified. The water management plan must be followed;
- g) Desktop study palaeontology dated 03rd of June 2018 compiled by Dr J.F. Durand, is in support of the proposed activity and recommended procedures that need to be followed in the event unknown fossils are exposed or found.



4. Findings

After consideration of the information and factors listed above, the Department made the following findings –

- a) The potential impacts on the site were clearly investigated and mitigation measures outlined;
- b) The findings of site inspection conducted by Ms R.R. Mphaphuli and Ms T.J. Makhokha of this Department with Ms Lindie Wiehahn of LW Consultants and Mr S. Gerber representing the Applicant, on the 01st of March 2018 are as follows:
 - There was a historical open pit;
 - Old tailings dumps were observed; and
 - No heritage features were observed.
- c) The PPP complied with Chapter 6 of the EIA Regulations R 982. The PPP included, *inter-alia*, the following:
 - Notices were sent to all identified key stakeholders and the registered interested and affected parties;
 - The placing of two newspaper advertisement on the 06th of July 2016 in English and Afrikaans; and
 - Public meeting held on the 29th of July 2016 and comments and issues raised by interested and affected parties were adequately addressed.



ANNEXURE 2: DEPARTMENTAL STANDARD CONDITIONS

1. SCOPE OF AUTHORISATION

- 1.1. The holder of the EA shall be responsible for ensuring compliance with the conditions contained in the EA. This includes any person acting on the holder's behalf, including but not limited to an agent, servant, contractor, subcontractor, employee, consultant or any person rendering a service to the holder of EA.
- 1.2. Any changes to, or deviation from the project description set out in this EA must be approved in writing by this Department before such changes or deviation may be effected. In assessing whether to grant such approval or not, the Department may request such information as is deems necessary to evaluate the significance and impacts of such changes or deviation and it may be necessary for the holder of the EA to apply for further authorisation in terms of the EIA Regulations.
- 1.3 The activity (ies), which are authorised, may only be carried out at the property (ies) indicated in the EA and or on the approved EMPr.
- 1.4 Where any of the holder of the EA contact details change including name of the responsible person, physical or postal address/ or telephonic details, the holder of the EA must notify the Department as soon as the new details become known to the holder of the EA.
- 1.5 The EA does not negate the responsibility of the holder to comply with any other statutory requirements that may be applicable to the undertaking of such activity (ies).
- 1.6 The holder of EA must ensure that all areas where the authorised activities occur have controlled access to ensure safety of people and animals.
- 1.7 The holder of EA must make sure that copies of the EA and EMPr are always kept where the listed activity will be undertaken.

2 APPEAL OF AUTHORISATION

2.1 The holder of EA must in writing, within 14 (fourteen) calendar days from the date of this decision and in accordance with EIA Regulation 4(2) do the following:

2.2 Notify all registered I&APs of –

2.2.1 The outcome of the application;

2.2.2 The date of the decision;

2.2.3 The date of issue of the decision and;

2.2.4 The reasons for the decision as included in Annexure 1 and Departmental Standard Conditions in Annexure 2.

2.3 Draw the attention of all registered I&APs to the fact that an appeal may be lodged against the decision in terms of the National Appeals Regulations,



2.4 Draw the attention of all registered I&APs to the manner in which they may access the decision.

2.5 Provide the registered I&APs with:

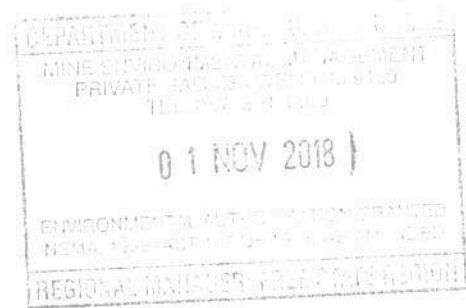
2.5.1 Name of the holder (entity) of this EA

2.5.2 Name of the responsible person for this EA

2.5.3 Postal address of the holder;

2.5.4 Telephonic and fax details of the holder and

2.5.5 E-mail address of the holder if any.



2 COMMENCEMENT OF THE ACTIVITY (IES)

3.1 In order to ensure safety, all employees must be given the necessary personnel protective equipment (PPE) and training;

3.2 This EA must be provided to the site operator and the requirements thereof must be made fully known to him or her;

3.3 Hauling routes for construction vehicles and machinery must be clearly marked and appropriate signalling must be posted to that effect. Furthermore, movement of construction vehicles and machinery must be restricted to areas outside of the drainage line or wet areas;

3.4 Appropriate notification sign must be erected at the mining site, warning the public (residents, visitors etc.) about the hazard around the mining site and presence of heavy vehicles and machinery;

3.6 Vegetation clearance must be limited on areas where the individual activities will occur, and mitigation measures must be implemented to reduce the risk of erosion and alien species invasion;

3.7 The holder of the EA must note that in terms of the National Forest Act (Act No.84 of 1998) protected plant species, also listed in must not be cut, disturbed, damaged, destroyed and their products must not be possessed, collected, removed, transported, exported, donated, purchased or sold unless permission is granted by the Department of Agriculture, Forestry and fisheries;

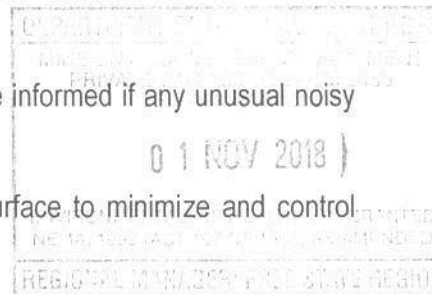
3.8 Construction areas (e.g. material lay down areas), topsoil and subsoil must be protected from contamination or pollution. Stockpiling must not take place in drainage lines or areas where it will impede surface water runoff;

3.9 If any soil contamination is noted at any phase of the proposed activity (ies), the contaminated soil must be removed to a licensed waste disposal facility and the site must be rehabilitated to the satisfaction of the Department and Department of Water and Sanitation. The opportunity for the onsite remediation and re-use of contaminated soil must be investigated prior to the disposal and this Department must be informed in this regard;

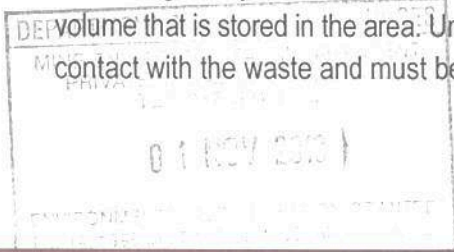
3.10 An integrated waste management approach must be implemented that is based on waste minimization and must incorporate avoidance, reduction, recycling, treat, reuse and disposal where appropriate. Uncontaminated rubble generated on the premises can be re-used as back filling material on site.

Ensure that no refuse or rubble generated on the premises is placed, dumped or deposited on the adjacent properties or public places and open space;

- 3.11 In terms of sections 28 and 30 of NEMA, and sections 19 and 20 of the National Water Act, 1998 (Act No. 36 of 1998), any costs incurred to remedy environmental damage must be borne by the person responsible for the damage. It is therefore imperative that the holder of the EA reads through and understand the legislative requirements pertaining to the project. It is the holder of EA responsibility to take reasonable measures which include informing and educating contractors and employees about environmental risks of their work and training them to operate in an environmentally acceptable manner;
- 3.12 Construction vehicle must be serviced and maintained in the manner whereby excessive smokes and noise production is reduced to acceptable levels, and to prevent oil leaks. Contaminated soil must be remediated on site or removed to an authorised landfill site;
- 3.14 Residents (if any) on the property (ies) and surrounding areas must be informed if any unusual noisy activities are planned;
- 3.15. Dust suppression measures must be implemented on all exposed surface to minimize and control airborne dust;
- 3.16 Mixing of cement, concrete, paints, solvent, sealants and adhesive must be done in specified areas on concrete aprons or on protected plastic linings to contain spillage or overflow onto soil to avoid contamination of underground water and environmental damage;
- 3.17 Should any heritage remains be exposed during operation or any actions on the site, these must immediately be reported to the South African Heritage Resource Agency (SAHRA) and (in accordance with the applicable legislation). Heritage remains uncovered or disturbed during earthworks must not be further disturbed until the necessary approval has been obtained from the South African Heritage Resource Agency (SAHRA). Heritage remains include: archaeological remains (including fossil bones and fossil shells); coins; middens, indigenous and/or colonial ceramics; any articles of value or antiquity; marine shell heaps; stone artifacts and bone remains; structures and other built features; rock art and rock engravings; shipwrecks; and graves or unmarked human burials. A qualified archaeologist must be contracted where necessary (at the expense of the company and in consultation with the relevant authority) to remove any human remains in accordance with the requirements of the relevant authority;
- 3.18 Care must be taken to ensure that the material and excavated soil required for backfilling are free of contamination from hydrocarbons;
- 3.19 Hydraulic fluid or chemicals required during construction must be stored in a concrete lined surface with bund walls and shall be designed in such a manner that any spillage can be contained and reclaimed without any impact on the surrounding environment. Should any spills occur it should be cleaned immediately by removing spillage together with the polluted solids and dispose it in the authorised disposal site permitted of such waste. The regional office of the Department of Water and Sanitation must be notified within 24 hours of an incident that may pollute surface and underground water resources;



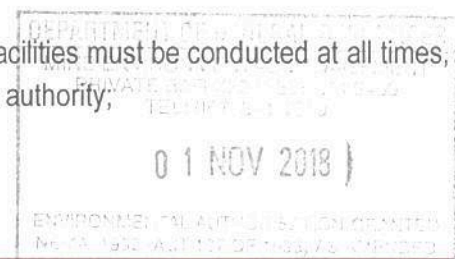
- 3.20 Chemical sanitation facilities or system such as toilets that do not rely on the seepage of liquids must be provided with a ratio of 1 for every 15 workers. These must be placed such that they prevent spills or leaks to the environment and must be maintained according to the operating instructions and the content thereof must be disposed of at an authorised waste water treatment works;
- 3.21 The holder of EA must ensure that any water uses listed in terms of Section 21 of National Water Act must get authorization from Department of Water and Sanitation prior to the commencement of such activity (ies);
- 3.22. This EA does not purport to absolve the holder of the EA from its common law obligations towards the owner of the surface of land affected;
- 3.23. The holder of the EA must ensure that rehabilitation of the disturbed areas caused by operation at all times comply with the approved EMPr;
- 3.24. This EA may be amended or withdrawn at any stage for non-compliance and provides no relief from the provisions of any other relevant statutory or contractual obligations;
- 3.25. The holder of the EA must note that in terms Section 43A of the NEM: WA, residue deposit and residue deposit must be deposited and managed in a prescribed manner on any site demarcated for that purpose in the revised EMPr. No person may temporary or permanently deposits residue stockpile or residue deposit on any area or site other than on site indicated on the revised EMPr;
- 3.26. The holder of the EA must note that in terms Section 20 of the NEM: WA, no person may commence, undertake or conduct a waste management activity, except in accordance, with the requirements of norms and standards determined in terms of Section 19 (3) for that activity or a waste management licence is issued in respect of that activity if licence is required;
- 3.27. An appeal under Section 43 (7) of the NEMA suspends an EA or exemption or any provisions of conditions attached hereto, or any directive unless the Minister directs otherwise;
- 3.28. Should you be notified by the Minister of a suspension of the authorisation pending appeal procedure, you may not commence with the activity (ies) until such time that the Minister allows you to commence with such activity (ies) in writing;
- 3.29 The Department reserves the right to audit and/or inspect the activity (ies) without prior notification at any reasonable time and at such frequency as may be determined by the Regional Manager;
- 3.30 The waste storage site must have a firm, impermeable, chemical resistant floors and a roof to prevent direct sunlight and rain water from getting in contact with the waste;
- 3.31 The storage of hydrocarbons must have bund walls with adequate capacity to contain the maximum volume that is stored in the area. Uncontaminated storm water must be prevented from coming into contact with the waste and must be diverted away from the storage site;



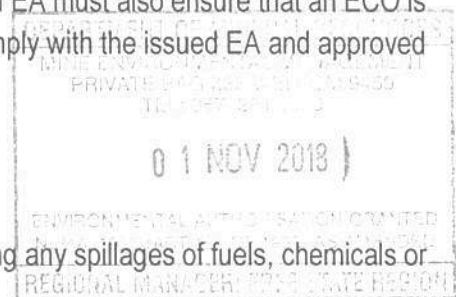
- 3.32 Subject to the commencement and duration requirements of the MPRDA and NEMA for the listed mining activity is valid for the period for which the aforesaid permit is granted provided that this activity must commence within 10 years. If the commencement of the activity does not occur within the specified period, the EA lapses and a new application for EA in terms of the NEMA and the EIA Regulations should be made for the activity to be undertaken;
- 3.33 This EA will only be effective on the event that a corresponding permit or right is issued in terms of MPRDA as amended and none of the activities listed in this EA may commence without permit;
- 3.34 The listed activity (ies), including site preparation, must not commence within 20 (twenty) calendar days of the date of the notification of the decision being sent to the registered I&APs. In the event that an appeal is lodged with the appeal administrator, the effect of this environmental authorisation is suspended until such time as the appeal is decided;
- 3.35 Should there be any conflicting conditions between this EA and other approval granted by other authorities, it is upon the holder of EA to bring it to the attention of the Department for resolution;
- 3.36 Indigenous animals and birds that are found within the approved prospecting area must not be harmed and must be protected as far as it is practicable;
- 3.37 No Protected plant species (either mentioned or not mentioned in the report) must be removed unless the necessary permission is granted by the Department of Agriculture, Forestry and Fisheries (DAFF);
- 3.38 The activity must comply substantially with the Layout Plans attached and included in the revised EMPr dated the 24th of March 2017;
- 3.39 In terms of section 24F of the NEMA, failure to comply with the conditions of this environmental authorisation constitutes an offence for which a convicted person may be liable to a fine not exceeding R5 million or imprisonment for a period not exceeding ten years or both such fine and such imprisonment.

4. MANAGEMENT OF ACTIVITY (IES)

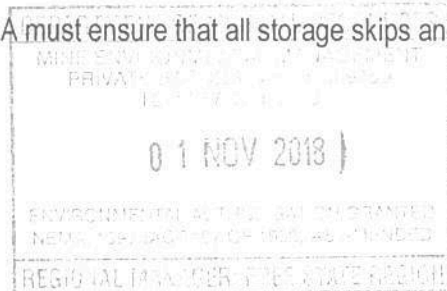
- 4.1 A copy of the EA and EMPr must be kept at the property or on site office where the activity (lies) will be undertaken. The EA and EMPr must be produced to any authorised officials of the Department who request to see it and must be made available for inspection by any employee or agent of the holder of the EA who works or undertakes work at the property (ies);
- 4.2. The content of the EMPr and its objectives must be made known to all contractors, subcontractors, agent and any other people working on the site, and any updates or amendments to the EMPr must be submitted to the Department for approval;
- 4.4 Regular monitoring and maintenance of storm water drainage facilities must be conducted at all times, if damaged as directed by the Department or any other relevant authority;



- 4.5 A buffer zone of 100 metres between the activity (ies) and the residential areas, cemeteries or burial grounds must be clearly demarcated and maintained;
- 4.6 Mining activities must be managed and operated in accordance with the Environmental Management Systems (EMS) that inter alia identifies and minimises risks of pollution, including those arising from operations, maintenance, accidents, incidents and non-conformances and those drawn to the attention of the holder of the EA as a result of complaints;
- 4.7 The holder of the EA must prevent nuisance conditions or health hazards, or the potential creation of nuisance conditions or health hazards;
- 4.8 The holder of the EA must ensure that all non-recyclable waste are disposed of at waste management facilities licensed to handle such wastes and all recyclable waste are collected by licensed waste management facilities for recycling, reuse or treatment;
- 4.9 The holder of the EA must ensure that all liquid wastes, whose emissions to water or land could cause pollution are diverted to sewer, after testing water quality and receiving written approval from the relevant local authority;
- 4.10 Non-compliance with any condition of this EA or EMPr may result in the issuing of a directive in terms of section 28 and or a compliance notice in terms of section 31L of NEMA;
- 4.11 Only listed activities that are expressly specified in the EMPr that forms part of this EA may be conducted, and additional or new activities not specified herein must be applied for by the holder and authorised by the competent authority in the form of an amendment to the aforesaid EMPr before such activities may be commenced with. This condition is also applicable in the case of the amendment, addition, substitution, correction, and removal or updating of any detail in the aforesaid EMPr;
- 4.12 Rehabilitation of the disturbed surface caused by operation at all times must comply with the approved EMPr;
- 4.13 The Holder of EA must ensure that the name and contact details of the ECO is made available to the Regional Manager within 30 days of commencement. The holder of EA must also ensure that an ECO is always available on site to ensure that activity (ies) at all times comply with the issued EA and approved EMPr;
- 4.14 The ECO must:
- 4.14.1 Keep and maintain a detailed incidents register (including any spillages of fuels, chemicals or any other material);
- 4.14.2 Keep a complaint register on site indicating the complaint and how the issues were addressed, what measures were taken and what the preventative measures were implemented to avoid re-occurrence of complaints;



- 4.14.3 Keep records relating to monitoring and auditing on site and avail them for inspection to any relevant authorised officials;
 - 4.14.4 Keep copies of all environmental reports submitted to the Department;
 - 4.14.5 Keep the records of all permits, licences and authorisations required by the operation;
 - 4.14.6 Compile a monthly monitoring report and make it available to the Department if requested;
- 4.15 The duties and responsibility of the ECO should not be seen as exempting the holder of the EA from the legal obligations in terms of the NEMA;
- 4.16 Erosion and soil loss must be prevented by minimizing the construction site exposed to surface water run-off. Where necessary erosion stabilizing action such as gabions or re-vegetation must be implemented to prevent further habitat deterioration;
- 4.17 The holder of the EA must ensure that all personnel who work with hazardous waste are trained to deal with these potential hazardous situations so as to minimize the risk involved. Records of training and verification of competence must be kept by the holder of the EA;
- 4.18 In order to prevent nuisance conditions, the holder of the EA must ensure that all storage skips and bins are not overfilled;

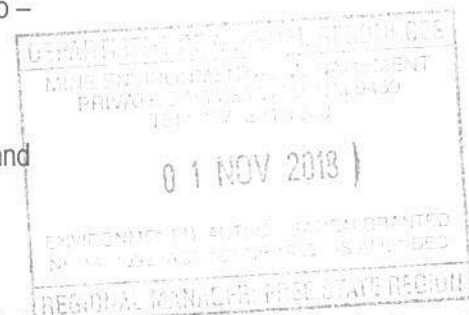


5 REPORTING TO THE DEPARTMENT

5.1 The holder of the EA must:

- 5.1.1 Submit an Environmental Audit Report to this Department annually and such report must be done by an independent person with relevant environmental audit expertise to compile an environmental audit report. The environmental audit must be in line with regulation 34 and appendix 7 of the EIA Regulations and specify whether conditions of this EA and an approved EMPr are adhered to;
 - 5.1.2 identify and assess any new impacts and risks as a result of undertaking the activity/ies, if applicable;
 - 5.1.3 identify shortcomings in the EMPr, if applicable;
 - 5.1.4. identify the need, if any, for any changes to the management, avoidance and mitigation measures provided for in the EMPr;
 - 5.1.5 if applicable, specify that the corrective action/s taken for the previous audit's non-conformities, was adequate;
 - 5.1.6 Specify the name of the auditor; and
 - 5.1.7 Submitted the Environmental Audit to the Department within 30 days from the date on which the auditor finalised the audit.
- 5.2 Should any shortcomings in terms of Regulation 34(4) be identified, the holder must submit recommendation to amend the EMPr/closure plan in order to rectify any shortcomings identified with the aforementioned audit report;

- 5.3 Any complaint received from the I&AP during all phases of the operation must be attended to as soon as possible and addressed to the satisfaction of all concerned interested and affected parties;
- 5.4 The holder of the EA must annually assess the environmental liabilities of the operation by using the master rates in line with the applicable Consumer Price Index (CPI) at the time and address the shortfall on the financial provision submitted in terms of section 24P of NEMA;
- 5.5 The holder of the EA must, within 24 hours of incidents occurring, notify the Competent Authority of the occurrence or detection of any incident on the site, or incidental to the operation of the site, which has the potential to cause, or has caused pollution of the environment, health risks, nuisance conditions or water pollution;
- 5.6 The holder of the EA must, within 14 days, or a shorter period of time, if specified by the Competent Authority from the occurrence or detection of any incident referred to in condition 5.5, submit an action plan, which must include a detailed time schedule, and resource allocation signed off by top management, to the satisfaction of the Competent Authority of measures taken to –
 - 5.6.1 Correct the impact resulting from the incident;
 - 5.6.2 Prevent the incident from causing any further impact; and
 - 5.6.3 Prevent a recurrence of a similar incident.
- 5.7 In the event that measures have not been implemented within 21 days of the incident referred to in condition 5.6, or measures which have been implemented are inadequate, the Competent Authority may implement the necessary measures at the cost of the holder of the EA.



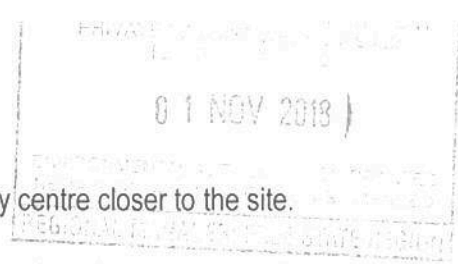
6. SITE SECURITY AND ACCESS CONTROL

- 6.1 The holder of the EA must ensure effective access control on the site to reasonably prevent unauthorised entry. Signs indicating the risks involved in unauthorised entry must be displayed at each entrance; and
- 6.2 Weather proof, durable and legible notices in at least three official languages applicable in the area must be displayed at each entrance to the Site. These notices must prohibit unauthorised entry and state the hours of operation, the name, address and telephone number of the holder of the EA and the person responsible for the operation of the site.

7. EMERGENCY PREPAREDNESS PLAN

- 7.1 The holder of the EA must maintain and implement an emergency preparedness plan and review it bi-annually when conducting audits and after each emergency and or major accident. The plan must, amongst others, include:
 - 7.1.1 Site Fire;

- 7.1.2 Spillage;
- 7.1.3 Natural disasters such as floods;
- 7.1.4 Industrial action; and
- 7.1.5 Contact details of police, ambulances and any emergency centre closer to the site.



- 7.2 The holder of EA must ensure that an up to date emergency register is kept during all phases of the operation. This register must be made available upon request by the department.

8. INVESTIGATIONS

- 8.1 If, in the opinion of the Competent Authority, nuisances or health risks may be or is occurring on the site, the holder of the EA must initiate an investigation into the cause of the problem or suspected problem;
- 8.2 If, in the opinion of the Competent Authority, pollution may be or is occurring, the holder of the EA must initiate an investigation into the cause of the problem or suspected problem. Such investigation must include the monitoring of the water quality variables, at those monitoring points and such frequency as may be specified by the Competent Authority;
- 8.3 Investigations carried out in terms of conditions 8.1 and 8.2 above must include the monitoring of the relevant environmental pollution, nuisance and health risk variables, at those monitoring points and such frequency to be determined in consultation with the Competent Authority;
- 8.4. Should the investigation carried out as per conditions 8.1 and 8.2 above reveal any unacceptable levels of pollution, the holder of the EA must submit mitigation measures to the satisfaction of the Competent Authority.

9. COMMISSIONING AND DECOMMISSIONING

- 9.1 The commissioning and decommissioning of individual activities within the overall listed mining activities must take place within the phases and timeframes as set out in the revised EMPr.

10. SITE CLOSURE

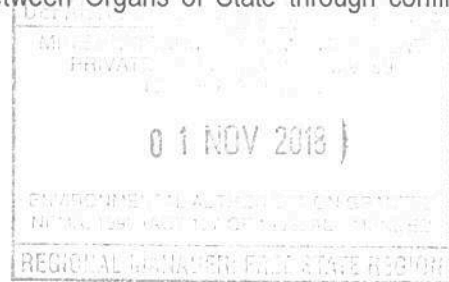
- 10.1 The holder of the EA must apply for a closure certificate as prescribed in the MPRDA and any other applicable legislation;
- 10.2 The application for closure indicated above must be submitted together with all relevant documents as prescribed in the MPRDA and any other applicable legislation;
- 10.3 No exotic plants may be used for rehabilitation purposes, only indigenous plants can be utilized for rehabilitation purposes;
- 10.4 The holder of the EA remains responsible for any environmental liability, pollution or ecological degradation, the pumping and treatment of extraneous water, compliance with the conditions of the

EA and the management and sustainable closure thereof until the Minister has issued a Closure Certificate in terms of Section 43 of the MPRDA as amended. Where necessary the Minister may retain a portion of the financial provision for residual, health or environmental impacts that might be known in future.

11. NEMA PRINCIPLES

The NEMA Principles (set out in Section 2 of NEMA, which apply to the actions of all Organs of State, serve as guidelines by reference to which any Organ of State must exercise any function when taking any decision, and which must guide the interpretation, administration and implementation of any other law concerned with the protection or management of the environment), *inter alia*, provides for:

- the effects of decisions on all aspects of the environment to be taken into account;
- the consideration, assessment and evaluation of the social, economic and environmental impacts of activities (disadvantages and benefits), and for decisions to be appropriate in the light of such consideration and assessment;
- the co-ordination and harmonisation of policies, legislation and actions relating to the environment;
- the resolving of actual or potential conflicts of interest between Organs of State through conflict resolution procedures; and
- the selection of the best practicable environmental option.



12. DISCLAIMER

The Department, in terms of the conditions of this environmental authorisation shall not be responsible for any damages or losses suffered by the holder, developer or his/her successor in any instance where construction or operation subsequent to construction is temporarily or permanently stopped for reasons of non-compliance with the conditions as set out herein or any other subsequent document or legal action emanating from this decision.

13. RECOMMENDATIONS

In view of the above, the NEMA principles, compliance with the conditions stipulated in this EA, and compliance with the EMPr, the competent authority is satisfied that the proposed listed activity/ies will not conflict with the general objectives of Integrated Environmental Management stipulated in Chapter 5 of NEMA, and that any potentially detrimental environmental impacts resulting from the listed activity/ies can be mitigated to acceptable levels. The authorisation is accordingly granted.

Your interest in the future of our environment is appreciated.

Kind Regards



A. MULAUDZI
REGIONAL MANAGER: MINERAL REGULATION
FREE STATE REGIONAL OFFICE
DATE... 01/11/2018.

