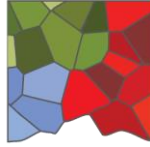


Appendix 1: BID



DIGBY WELLS

ENVIRONMENTAL

BACKGROUND INFORMATION DOCUMENT

FOR PROPOSED CONSBREY COLLIERY

GERT SIBANDE DISTRICT, MPUMALANGA PROVINCE

CONSBREY A: DMR REFERENCE NUMBER: MP/30/5/1/2/2/10060 MR

CONSBREY: DMR REFERENCE NUMBER: PENDING

MARCH 2013

PURPOSE OF THIS DOCUMENT

This Background Information Document (BID) provides information regarding Breyten Coal Farms (Pty) Ltd (a subsidiary of Xstrata South Africa (Pty) Ltd (Xstrata Coal) and Xstrata Coal's proposed intention to expand their operations by establishing an open-pit and underground coal mine to be known as "**Consbrey Colliery**", composed of the Consbrey and Consbrey A Collieries. The proposed Consbrey Colliery is located in the Msukaligwa and the Albert Luthuli local municipalities, under the jurisdiction of the Gert Sibande District in Mpumalanga Province, South Africa.

In accordance with Regulation 49 of the Mineral and Petroleum Resources Development Act, 2002, (Act 28 of 2002) (MPRDA), a Scoping Report and an Environmental Impact Report (EIR) and Environmental Management Programme (EMP) has to be compiled to meet the legislative requirements for a Mining Right Application (MRA). As such, Xstrata Coal has appointed Digby Wells Environmental (Digby Wells) as the independent environmental consultant to undertake the required Environmental Impact Assessment (EIA) process, associated specialist studies and Public Participation Process (PPP) in support of the MRA in order to obtain environmental authorisation from the Department of Mineral Resources (DMR), Mpumalanga.

You are requested as an Interested and Affected Party (I&AP) to read this document for further details on:

- The company and project description and locality;
- The MPRDA process that will be followed for the EIA process; and
- The PPP for the EIA, which invites you to share your knowledge, thoughts and/or concerns. This will assist us in understanding the potential environmental and social impacts of this project.

The Scoping Report is available for your input between 6 March 2013 and 9 April 2013.

To ensure that you are provided with an opportunity to comment on these documents, and that you receive updated project information, please complete the attached I&AP Registration Sheet and, or contact:

Mr Nestus Bredanhann / Ms Nathalie Kalele
Digby Wells Environmental
Private Bag X10046, Randburg, 2125
Tel: (011) 789-9495,
Fax: (011) 789-9498
Email: nestus.bredanhann@digbywells.com / nathalie@digbywells.com

MINING RIGHT APPLICATION FOR THE PROPOSED CONSBREY COLLIERY

In November 2012 Xstrata Coal submitted a MRA to the DMR for the proposed Consbrey and Consbrey A Collieries. The proposed Consbrey A is a small mining area within the greater Consbrey mining area (separate prospecting rights were applied for due to different coal seams being explored). Should a mining right be awarded for these areas, the two permits will be consolidated. A DMR reference number for Consbrey was never received, only for Consbrey A (*DMR Ref. No.: MP 30/5/1/1/2/10060 MR*) which is being addressed. The MRAs were submitted and acknowledged in terms of Section 22 of the MPRDA in respect to the following farm properties (refer to Table 1 below):

Table 1: Directly Affected Farms, Portions

FARM NAME AND PORTION NUMBER	FARM NAME AND PORTION NUMBER
CONSBREY	
Op Goedenhoop 205 IS, Ptn 3, Ptn 4, Ptn 13/3	Hartbeestfontein 239 IS, Ptn 3/1, Re Ptn 5/1, Re Ptn 6, Ptn 9/5
Welgemeend 206 IS, Ptn 5, Ptn 6	Bankfontein 215 IS, Ptn 2, Ptn 6/4, Ptn 11/1, Ptn 14/6
Bosmanskrans 217 IS, Re Ptn 5, Ptn 7/1,	Klipfontein 241 IS, Ptn 6/1
Morgenster 204 IS, Ptn 2, Ptn 3	Smutsoog 214 IS, Re Ptn 3 (Area 1), Re Ptn 3
De Wittekrans 218 IS, Re Ptn 1, Ptn 3, Ptn 9	Dwarstrek 216 IS, Re Farm, Re Ptn 1, Ptn 2, Ptn 4/3, Ptn 6
CONSBREY A	
Morgenster 204 IS, Ptn 5 and Re	

Historically, Xstrata Coal South Africa (Pty) Ltd (XCSA) was the holder of the mining rights in respect of the collieries referred to as Tselentis (Mining Right No. 319) and Spitzkop (Mining Right No. 273). XCSA, with the prior approval of the Minister of Mineral Resources, sold the collieries to Msobo Coal. As a result of the sale, the Mining Rights were duly ceded to Msobo Coal. Msobo Coal currently operates the existing Spitzkop and Tselentis Collieries which are in close proximity to the proposed Consbrey Colliery. The proposed Consbrey Colliery mining site was granted prospecting rights in 2008 under the previous ownership of Breyten Coal Farms (Pty) Ltd, a subsidiary of XCSA, for Consbrey A and Xstrata South Africa (Pty) Ltd for Consbrey. Should a Mining Rights be granted, these would be transferred from XCSA and its subsidiaries to Msobo Coal in terms of section 11 of the MPRDA to undertake the proposed mining activities and Consbrey Colliery will become part of the greater Tselentis Operations.

INDEPENDENT ENVIRONMENTAL CONSULTANT

In accordance with Regulation 49 of the Mineral and Petroleum Resources Development Act, 2002, (Act 28 of 2002) (MPRDA), a Scoping Report and an EIR and EMP has to be compiled to meet the legislative requirements for a MRA process.

As such, Digby Wells has been appointed as the independent environmental consultant to undertake the required EIA process, with associated specialist studies to obtain environmental authorisation from the DMR, Mpumalanga. Digby Wells will also be conducting the PPP for the MRA in compliance with the regulatory requirements. The PPP will facilitate commenting by I&APs which, in turn will assist in defining the specialist studies' scope of work, planning and developing of the proposed project. Digby Wells has no private interest in the companies mentioned and operates independently to reflect both the interests of the I&APs and the applicant.

LOCATION OF THE PROPOSED CONSBREY COLLIERY

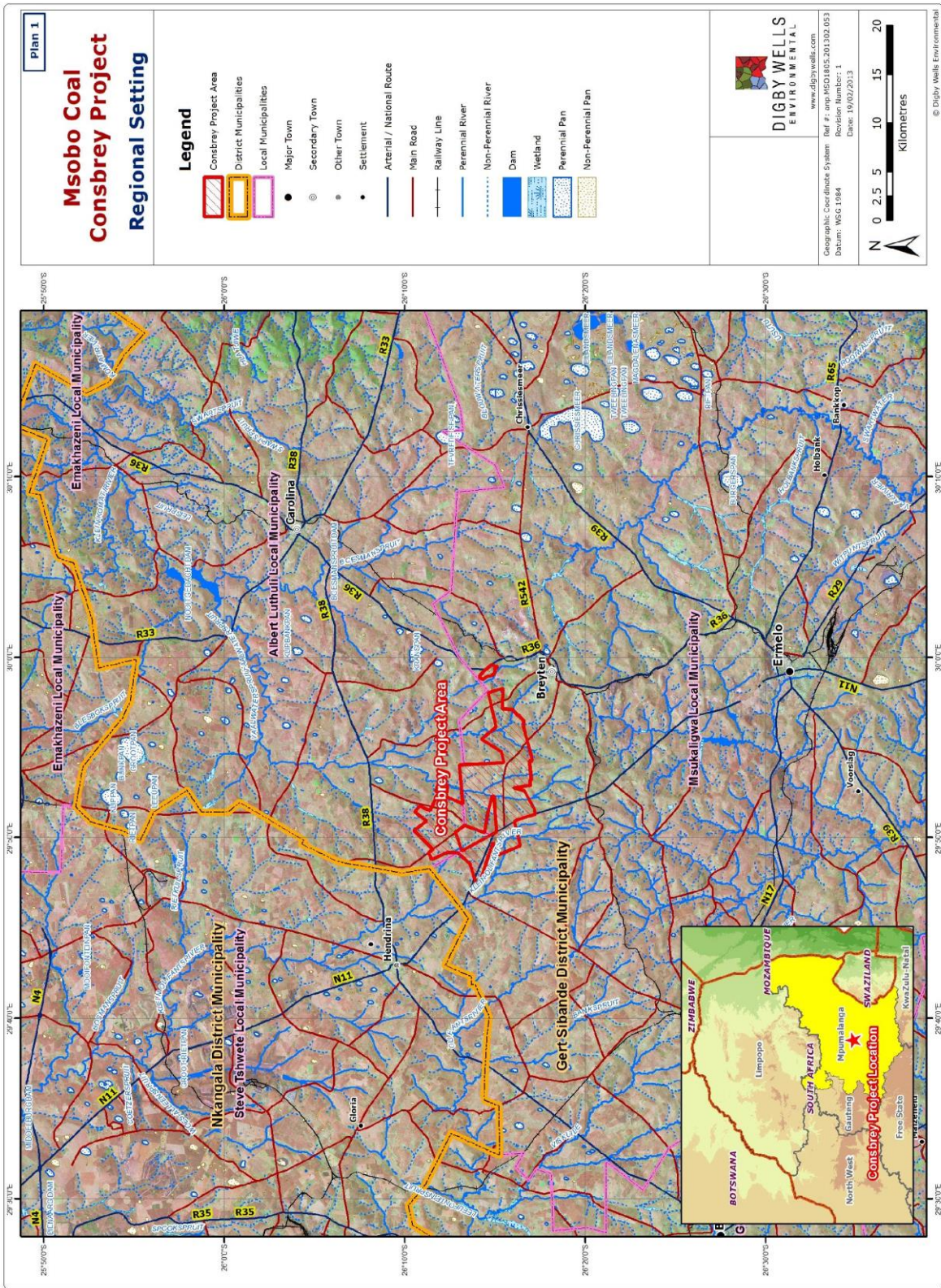
The proposed Consbrey Colliery is located in the Msukaligwa and the Albert Luthuli local municipalities, under the jurisdiction of the Gert Sibande District in Mpumalanga Province, South Africa. The closest communities located near the site is Kwa-Zanele (near Breyten) located 6 km south-east of the project. The main access roads to site are the R36 and R542. Refer to the Regional Setting Plan 1 and Land Tenure Plan 2 below.

LEGISLATIVE REQUIREMENTS

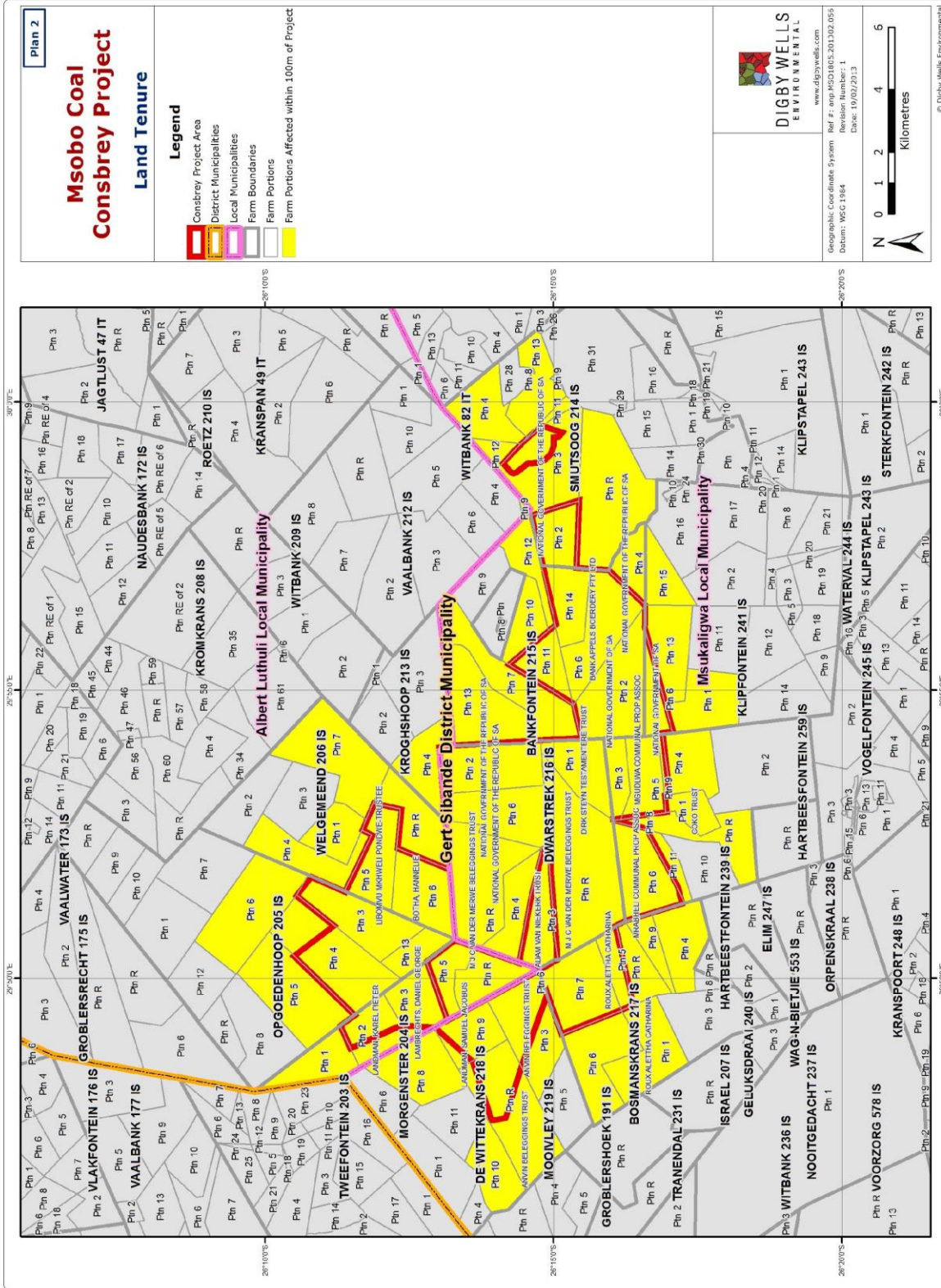
The following relevant legislation will be followed for this project:

- **Mineral and Petroleum Resources Development Act, 2002, (Act 28 of 2002) (MPRDA)**

The MRA was submitted to the DMR in November 2012 and acknowledged received in February 2013. It is anticipated that further environmental authorisation will be required in terms of the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA) and Associated EIA Regulations (GNR. 543 of 18 June 2010), the National Environmental Management: Waste Act, 2008 (Act No. 59 of 2008) (NEM:WA) and National Water Act, 1998 (Act No. 36 of 1998) (NWA). The applications for the above Acts and Regulations will be undertaken at a date still to be determined, however the project will not commence until all legislative requirements have been met. All registered I&APs will be notified of the processes to be followed in respect to the above and their participation in the processes.



Plan 1: Regional Setting of the proposed Consbreay Colliery



Plan 2: Land Tenure indicating affected farms included in the MRA

PROJECT DESCRIPTION AND MINING METHOD

The proposed project site covers a predominately greenfields area, characterised by agricultural activities and towards the east it encroaches on the historical Consolidated Breyten Mine (with the associated Consbrey dump which was part of the old JCI Mine). The project area is 9146.7 ha; the mineral to be mined is bituminous coal, located within the Ermelo coal field. The coal seams A, B, C, D and E are proposed to be mined with the use of both open pit (truck and shovel) and underground (bord and pillar) methods. The coal depth ranges between 120 m and 180 m below the surface. A total of 292 Million tonnes (Mt) of coal is present in the Consbrey area. It is currently estimated that Consbrey will have a 30 year Life of Mine (LoM).

Access to the sites will be via existing roads, where possible and if necessary, new roads will be constructed. The coal from Consbrey will be transported to Spitzkop Colliery by truck where it will be washed at the existing Spitzkop Colliery beneficiation plant. After beneficiation of the coal it will be loaded onto dedicated trains for transport either to the Richards Bay Coal Terminal for export, or to a regional power station and other domestic consumers. Some areas of the B and C lower seams can be beneficiated to supply export quality coal, while the C upper seam is of poorer quality and is suited for the domestic power generation market.

OTHER ADDITIONAL INFRASTRUCTURE

The preliminarily proposed infrastructure associated with the open pit and underground activities on Consbrey Colliery include:

- Temporary construction facilities and infrastructure;
- Temporary handling and storage of general and hazardous waste, on-site change house and ablution facilities with sewage treatment plant;
- Process water management facilities through the use of pollution control dams;
- Storage and handling of hazardous substances such as various hydrocarbons and input chemicals, raw material stockpiles/ bunkers and explosives; and
- Services such as power lines, pipelines, conveyors, roads, telephone lines, communication and lighting masts.

EIA PROCESS TO BE UNDERTAKEN FOR THE PROJECT AND PUBLIC PARTICIPATION

The EIA process will consist of the following phases:

1. **Project announcement** – I&APs is provided with background information about the proposed project, requested to register as an Interested and Affected Party and provide comments on the application;
2. **Scoping phase** – a detailed project description and terms of reference for specialist studies is provided together with a request to I&APs for comment on the Scoping Report;
3. **Impact assessment phase** – feedback on specialist studies will be provided together with a request to I&APs for comments on the Draft and Final EIR and EMP; and
4. **Decision making phase** – the authority's decision about the proposed project will be communicated to I&APs together with information about the appeal procedure to be followed.

In considering the phases above, a number of specialist studies will be undertaken to determine the status of the existing environment and evaluate the potential impacts of the proposed project on the natural and social environment. The following studies will be undertaken as part of the EIA process:

- Topography and Visual Impact Assessment;
- Soil, Land Use and Land Capability Impact Assessment;
- Flora and Fauna Impact Assessment;
- Surface Water Impact Assessment;
- Wetland Impact Assessment;
- Aquatic Environment Impact Assessment;
- Groundwater Impact Assessment;
- Air Quality Impact Assessment;
- Noise Impact Assessment;
- Heritage Impact Assessment (this depends on the outcome of the South African Heritage Resources Agency (SAHRA) and/ or the relevant Provincial Heritage Resources Authorities (PHRA) for the need for further investigations); and
- Social Impact Assessment.

PUBLIC PARTICIPATION PROCESS (PPP)

PPP is a cornerstone of any EIA process that facilitates openness and transparency. It provides a platform for I&APs to obtain sufficient information about the proposed development and affords them an opportunity to make valuable contributions towards the EIA process and associated specialists studies in terms of their issues and concerns.

Who is an I&AP?

- Any person, group of persons or organisation interested in or affected by an activity; and
- Any organ of state that may have jurisdiction over any aspect of the activity.

A Comments and Response Report (CRR) will be compiled to outline identified issues and concerns raised by I&APs and provide responses to the issues and comment raised with support from the specialists findings and mitigation and management measures to reduce/avoid negative impacts and optimise positive impacts associated with the proposed project.

REGISTRATION AS AN INTERESTED AND AFFECTED PARTY AND CALL FOR COMMENTS ON THE MPRDA SCOPING REPORT

To ensure that you are registered, provided with an opportunity to comment on the proposed development and authorisation process, and that you receive updated project information, please complete the enclosed registration and comments sheet, or contact (attached in Microsoft Word for easy access and completion).

PPP: SCOPING REPORT FOR PUBLIC REVIEW AND COMMENT

Members of the public are hereby invited to review and comment on the Scoping report and send these comments in writing to Digby Wells.

The Report will be made available to the public for a 30 day review period from **06 March 2013 until 09 April 2013** at the following locations and public venues.

- Breyton Public Library;
- Chrissiesmeer Public Library;
- Carolina Public Library;
- Ermelo Public Library; and
- Digby Wells Environmental website: www.digbywells.com; and
- The report will be made available to I&APs on Computer Disc (CD) upon request.

Digby Wells Environmental

Mr Nestus Bredanmann / Ms Nathalie Kalele

Ms Nathalie Kalele

Email: nestus.brendanmann@digbywells.com

nathalie.kalele@digbywells.com

Tel: (011) 789-9495

Fax: (011) 789-9498

Physical: 359 Pretoria Avenue, Section 11, Fern Isle, Randburg, 2125

Postal: Private Bag X10046, Randburg, 2125

We thank you for your time in reading this document and your participation is valued greatly.

Appendix 2: Newspaper Adverts

Classifieds



Get the news as it happens!

Add us onto your Blackberry

Community news: 29C453D8

Hard news: 2929AEF9

For advertising contact:

Classifieds
013-754-1669
Print and digital packages
013-754-1714
Banners
013-754-1616

Subscribe to our newsletter online



Grow your Business! Advertise in Classifieds

Tel: 013-754-1669
Fax: 013-753-2422



HYGROTECH SUSTAINABLE SOLUTIONS

HYGROTECH SA (PYRAMID)
There is a vacancy available in Nelspruit for a

DRIVER

Requirements recommended:
Code 10 license is essential with valid PDP.

Interested persons with above can apply to:
The Branch Manager
Michael Luttig
Email: neladmin@hygrotech.co.za
Fax number: 013-752-7854

Closing date: 15 March 2013

AS51164

UNEMPLOYED MATRICULANTS PROGRAM

North West, Eastern Cape, Free State, Mpumalanga

We are running a program to help unemployed Matriculants enter into employment with banking or microfinance firms. We supply actual 'work-experience' skills in our Virtual Bank program. Vital life skills and technical skills are delivered as one overall program. This is a fully sponsored program that does not cost you anything.

To qualify for the program you must:
You must have passed mathematics or maths literacy and accounting at Matric level and a pass in English. Applicants from the Public FET College system will be considered (i.e. with a qualification higher than a 1 year post matric certificate) Come and train with us for 5 months and we will assist you to get employment in a banking or microfinance firm. Please note that disabled candidates are welcome apply for this program.

To apply for the program forward your CV, Matric Certificate and I.D copy to **matric@guarantee.co.za** or call **072-484-3579**

AS50770

MINING RIGHT APPLICATION FOR THE PROPOSED CONSBREY AND CONSBREY A COLLIERIES AND HARWAR COLLIERY, SITUATED 10 KM NORTHWEST AND 15 KM EAST OF THE TOWN OF BREYTEN RESPECTIVELY IN THE MSUKALIGWA AND THE ALBERT LUTHULI LOCAL MUNICIPALITIES, UNDER THE JURISDICTION OF THE GERT SIBANDE DISTRICT MUNICIPALITY, MPUMALANGA PROVINCE.

Consbrey A Colliery – (DMR Ref. No.: MP 30/5/1/1/2/10060 MR);
Consbrey Colliery – (DMR Ref. No.: Pending);
Harwar Colliery – (DMR Ref. No.: MP 30/5/1/1/2/78 PR)

An environmental authorisation is required for the proposed Consbrey and Consbrey A Collieries (hereafter collectively referred to as Consbrey), and Harwar Colliery. The proposed projects will entail open cast and underground mining methods for Consbrey and open cast mining methods for Harwar. Mining Right Applications (MRAs) were submitted to the Mpumalanga Department of Mineral Resources (DMR), by Breyten Coal Farm (Pty) Ltd (for the proposed Consbrey A Colliery), Xstrata South Africa (Pty) Ltd (for the proposed Consbrey) and Duiker Mining (Pty) Ltd (for the proposed Harwar Colliery) in terms of section 22 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002) (MPRDA). Breyten Coal Farm (Pty) Ltd and Duiker Mining (Pty) Ltd are wholly owned subsidiaries of Xstrata South Africa (Pty) Ltd (Xstrata Coal). Once the Mining Rights have been granted by DMR, they will be transferred from Xstrata and its subsidiaries to Msobo Coal in terms of section 11 of the MPRDA. Applications were submitted for the areas in question during November 2012. Digby Wells Environmental (Digby Wells) has been appointed as the independent Environmental Assessment Practitioner (EAP) responsible for the EIAs and Public Participation Processes required in support of the MRA for the proposed projects.

PROJECT LOCATION

The proposed Consbrey Colliery is located on the farms Opgoedehoop 205 IS, Welgemeend 206 IS, Dwarstrek 216 IS, Morgenster 204 IS, De Wittekrans 218 IS, Bosmanskrans 217 IS, Hartbeestfontein 239 IS, Bankfontein 215 IS, Klipfontein 241 IS and Smutsoog 214 IS; and the proposed Harwar Colliery is located on the farms De Goedeverwachting 57 IT, Harwar 58 IT, Vryheid 59 IT, Tevreden 56 IT and Mooifontein 35 IT in the Msukaligwa in the Msukaligwa and the Albert Luthuli local Municipalities, under the jurisdiction of the Gert Sibande District Municipality, Mpumalanga Province.

AVAILABILITY OF THE SCOPING REPORTS

Printed Copies	
Ermelo Public Library	Breyten Public Library
Chrissiesmeer Public Library	Carolina Public Library
Electronic Copies	
www.digbywells.com Phone and request a CD copy at (011) 789 9495	

YOU ARE HEREBY INVITED TO ATTEND ANY OF THE FOLLOWING PUBLIC MEETINGS:

Venue	Address	Date & Time
Chrissiesmeer Community Hall	151 King Edward Street, Kwachibhibikhulu	Tuesday, 26 March 2013, 10:00 – 12:00
Breyten Town / Municipality Hall	Cnr Oustrobleer and Breytenbach Streets, Breyten	Tuesday, 26 March 2013, 14:00 – 17:00

REGISTRATION AS AN INTERESTED AND/OR AFFECTED PARTY

A Public Participation Process has been initiated as a legal requirement for this project with the purpose of sharing project information and gathering issues, concerns and objections about the proposed project from all Interested and Affected Parties (I&APs). Should you wish to be registered as an I&AP, obtain additional information or comment on the proposed development, please contact:

DIGBY WELLS ENVIRONMENTAL
Nathalie Kalele and Nestus Bredenhann
Tel: 011 789 9495, Fax: 011 789 9498
Email: nathalie.kalele@digbywells.com | www.digbywells.com
Postal Address: Private Bag X 10046, Randburg 2125
Physical Address: 359 Pretoria Avenue, Randburg, 2125

xstrata coal

MSOBO COAL

MYNREGAANSOEK VIR DIE VOORGESTELDE CONSBREY- EN CONSBREY A-STEENKOOLMYNE EN HARWAR-STEENKOOLMYN, GELEË 10 KM NOORDWES EN 15 KM OOS VAN DIE DORP BREYTEN IN ONDERSKEIDELIK DIE MSUKALIGWA EN DIE ALBERT LUTHULI PLAASLIKE MUNISIPALITEITE, ONDER JURISDIKSIE VAN DIE GERT SIBANDE-DISTRIKSMUNISIPALITEIT, PROVINSIE MPUMALANGA

Consbrey A-steenoolmyn – (DMB-verwysing: MP 30/5/1/1/2/10060 MR);
Consbrey-steenoolmyn – (DMB-verwysing: Hangend);
Harwar-steenoolmyn – (DMR-verwysing: MP 30/5/1/1/2/78 PR)

Omgewingsmagtiging word vereis vir die voorgestelde Consbrey- en Consbrey A-steenoolmyn (hierna gesamentlik Consbrey genoem) en Harwar-steenoolmyn. Die voorgestelde projekte sal oopgroef- en ondergrondse mynboumetodes behels vir Consbrey en oopgroefmynboumetodes vir Harwar. Mynregaansoeke (MRA's) is aan Mpumalanga se Departement van Minerale Bronne (DMB) voorgelê deur Breyten Coal Farm (Pty) Ltd (vir die voorgestelde Consbrey A-steenoolmyn), Xstrata South Africa (Pty) Ltd (vir die voorgestelde Consbrey-steenoolmyn) en Duiker Mining (Pty) Ltd (vir die voorgestelde Harwar-steenoolmyn) ingevolge artikel 22 van die Mineral and Petroleum Resources Development Act, 2002 (Wet No. 28 van 2002) (MPRDA). Breyten Coal Farm (Pty) Ltd en Duiker Mining (Pty) Ltd is volfiliale van Xstrata South Africa (Pty) Ltd (Xstrata Coal). Sodra die Mynregte deur DMB toegeken is, sal dit van Xstrata en sy filiale oorgedra word aan Msobo Coal ingevolge artikel 11 van die MPRDA. Aansoeke is in November 2012 vir die betrokke gebiede ingedien. Digby Wells Environmental (Digby Wells) is aangestel as die onafhanklike Omgewingsbepalingspraktisyn (OBP) wat verantwoordelik is vir die OIBs en Prosesse van Openbare Deelname wat vir die MRA vir die voorgestelde projekte vereis word.

LIGGING VAN PROJEKTE

Die voorgestelde Consbrey-steenoolmyn is geleë op die plase Opgoedehoop 205 IS, Welgemeend 206 IS, Dwarstrek 216 IS, Morgenster 204 IS, De Wittekrans 218 IS, Bosmanskrans 217 IS, Hartbeestfontein 239 IS, Bankfontein 215 IS, Klipfontein 241 IS en Smutsoog 214 IS; en die voorgestelde Harwar-steenoolmyn is geleë op die plase De Goedeverwachting 57 IT, Harwar 58 IT, Vryheid 59 IT, Tevreden 56 IT en Mooifontein 35 IT in die Msukaligwa en die Albert Luthuli Plaaslike Munisipaliteite, onder jurisdiksie van die Gert Sibande-Distrikmunisipaliteit, Provinsie Mpumalanga.

BESKIKBAARHEID VAN DIE OMVANGBEPALINGSVERSLAE

Gedrukte Eksemplare	
Ermelo Openbare Biblioteek	Breyten Openbare Biblioteek
Chrissiesmeer Openbare Biblioteek	Carolina Openbare Biblioteek
Elektroniese Eksemplare	
www.digbywells.com Skakel asb 011 789 9495 en vra vir 'n eksemplaar op CD	

YOU ARE HEREBY INVITED TO ATTEND ANY OF THE FOLLOWING PUBLIC MEETINGS:

Plek	Adres	Datum en Tyd
Chrissiesmeer Gemeenskapsaal	King Edwardstraat 151, Kwachibhibikhulu	Dinsdag, 26 Maart 2013, 10:00 – 12:00
Breyten Dorpsaal / Munisipaliteitsaal	H.v. Oustrobleer- en Breytenbachstraat, Breyten	Dinsdag, 26 Maart 2013, 14:00 – 17:00

REGISTRASIE AS 'N BELANGHEBBENDE EN/OFGAFAFFEKTEERDE PARTY

Daar is begin met 'n Proses van Openbare Deelname as 'n wetsvereiste vir hierdie projek, met die doel om projekinligting te deel en kwessies, kwellings en besware rakende die voorgestelde projek van alle Belanghebbende en Geaffekteerde Partye (B&GP's) te verkry. Indien u as 'n B&GP geregistreer wil word, bykomende inligting wil kry of kommentaar op die voorgestelde ontwikkeling wil lewer, skakel asb met:

DIGBY WELLS ENVIRONMENTAL
Nathalie Kalele en Nestus Bredenhann
Tel: 011 789 9495, Faks: 011 789 9498
E-pos: nathalie.kalele@digbywells.com | www.digbywells.com
Posadres: Privaat Sak 10046, Randburg, 2125
Fisiese adres: Pretoriaaan 359, Randburg, 2125

xstrata coal

MSOBO COAL

Appendix 3: Site Notices

MINING RIGHT APPLICATION FOR THE PROPOSED CONSBREY AND CONSBREY A COLLIERIES, SITUATED 10 KM NORTHWEST OF THE TOWN OF BREYTEN IN THE MSUKALIGWA AND THE ALBERT LUTHULI LOCAL MUNICIPALITIES, UNDER THE JURISDICTION OF THE GERT SIBANDE DISTRICT MUNICIPALITY, MPUMALANGA PROVINCE.
(Consbrey A: DMR Ref. No.: MP 30/5/1/1/2/10060 MR) (Consbrey: DMR Ref. No.: Pending)

An environmental authorisation is required for the proposed Consbrey and Consbrey A Collieries (hereafter collectively referred to as Consbrey Colliery). The proposed project will entail open cast and underground mining methods. A Mining Right Application was submitted by Breyten Coal Farms (Pty) Ltd (a subsidiary of Xstrata South Africa (Pty) Ltd (Xstrata Coal) for Consbrey A and Xstrata Coal for Consbrey in terms of section 22 of the Mineral and Petroleum Resources Development Act, 2002 (Act No. 28 of 2002) (MPRDA) to the Mpumalanga Department of Mineral Resources (DMR) in November 2012. Should the Mining Rights have been granted by DMR they will be transferred from Xstrata and its subsidiaries to Msobo Coal in terms of section 11 of the MPRDA. Digby Wells Environmental (Digby Wells) has been appointed as the independent Environmental Assessment Practitioner (EAP) responsible for the EIA and Public Participation processes to be undertaken in support of the MRA for the proposed coal mining activities of Consbrey Colliery.

PUBLIC COMMENT INVITED

PROJECT LOCATION

The proposed Consbrey Colliery is located on the farms Opgoedenhoop 205 IS, Welgemeend 206 IS, Dwarstrek 216 IS, Morngenster 204 IS, De Wittekrans 218 IS, Bosmanskrans 217 IS, Hartbeestfontein 239 IS, Bankfontein 215 IS, Klipfontein 241 IS and Smutsoog 214 IS, in the Msukaligwa and the Albert Luthuli local Municipalities, under the jurisdiction of the Gert Sibande District Municipality, Mpumalanga Province.

AVAILABILITY OF THE SCOPING REPORT

Printed Copies	
Ermelo Public library	Breyten Public Library
Chrissiesmeer Public Library	Carolina Public Library
Electronic Copies	
www.digbywells.com	
Phone and request a CD copy at (011) 789 9495	

YOU ARE HEREBY INVITED TO ATTEND ANY OF THE FOLLOWING PUBLIC MEETINGS:

Venue	Date & Time	Address
Chrissiesmeer Community Hall	Tuesday, 26 March 2013, 10:00 – 12:00	151 King Edward Street, Kwachibhikhulu
Breyten Town / Municipality Hall	Tuesday, 26 March 2013, 14:00 – 17:00	Cnr Oustrobleer & Breytenbach Streets, Breyten

REGISTRATION AS AN INTERESTED AND/OR AFFECTED PARTY

A Public Participation Process has been initiated as a legal requirement for this project with the purpose of sharing project information and gathering issues, concerns and objections about the proposed project from all Interested and Affected Parties (I&APs). Should you wish to be registered as an I&AP, obtain additional information or comment on the proposed development, please contact:



Digby Wells Environmental
 Nathalie Kalele and Nestus Bredenhann
 Tel: 011 789 9495, Fax: 011 789 9498
 Email: nathalie.kalele@digbywells.com
 Postal Address: Private Bag X 10046, Randburg 2125
 Physical Address: 359 Pretoria Avenue, Randburg, 2125



MYNREGAANSOEK VIR DIE VOORGESTELDE CONSBREY- EN CONSBREY A-STEENKOOLOGYNE, GELEË 10 KM NOORDWES VAN DIE DORP BREYTEN IN DIE MSUKALIGWA EN DIE ALBERT LUTHULI PLAASLIKE MUNISIPALITEITE, ONDER JURISDIKSIE VAN DIE GERT SIBANDE-DISTRIKSMUNISIPALITEIT, PROVINSIE MPUMALANGA
(Consbrey A: DMB-verwysing: MP 30/5/1/1/2/10060 MR) (Consbrey: DMB-verwysing: Hangende)

Omgewingsmagtiging word vereis vir die voorgestelde Consbrey- en Consbrey A-steenkoolmyne (hierna gesamentlik Consbrey-steenkoolmyn genoem). Die voorgestelde projek sal oopgroef- en ondergrondse mynboumetodes behels. 'n Mynregaanzoek is in November 2012 deur Breyten Coal Farms (Pty) Ltd ('n filiaal van Xstrata South Africa (Pty) Ltd (Xstrata Coal) vir Consbrey A en deur Xstrata Coal vir Consbrey ingevolge artikel 22 van die Mineral and Petroleum Resources Development Act, 2002 (Wet No. 28 van 2002) (MPRDA) voorgelê aan Mpumalanga se Departement van Minerale Bronne (DMB). Indien die Mynregte deur DMB toegeken word, sal dit van Xstrata en sy filiale oorgedra word aan Msobo Coal ingevolge artikel 11 van die MPRDA. Digby Wells Environmental (Digby Wells) is aangestel as die onafhanklike Omgewingsbepalingspraktisyn (OBP) wat verantwoordelik is vir die OIB en Proses van Openbare Deelname wat ter staving van die MRA vir die voorgestelde steenkoolmynbedrywighede van die Consbrey-steenkoolmyn vereis word.

KOMMENTAAR AANGEVRA

LIGGING VAN PROJEKTE

Die voorgestelde Consbrey-steenkoolmyn is geleë op die plase Opgoedenhoop 205 IS, Welgemeend 206 IS, Dwarstrek 216 IS, Morngenster 204 IS, De Wittekrans 218 IS, Bosmanskrans 217 IS, Hartbeestfontein 239 IS, Bankfontein 215 IS, Klipfontein 241 IS en Smutsoog 214 IS in die Msukaligwa en die Albert Luthuli Plaaslike Munisipaliteite, onder jurisdiksie van die Gert Sibande-distriksmunisipaliteit, provinsie Mpumalanga.

BESIKBAARHEID VAN DIE OMVANGBEPALINGSVERSLAG

Gedrukte eksemplare	
Ermelo Openbare Biblioteek	Breyten Openbare Biblioteek
Chrissiesmeer Openbare Biblioteek	Carolina Openbare Biblioteek
Elektroniese eksemplare	
www.digbywells.com	
Skakel asb 011 789 9495 en vra vir 'n eksemplaar op CD.	

U WORD HIERBY UITGENOOI OM ENIGE VAN DIE VOLGENDE OPENBARE VERGADERINGS BY TE WOON:

Plek	Datum en tyd	Adres
Chrissiesmeer Gemeenskapsaal	Dinsdag, 26 Maart 2013, 10:00 – 12:00	King Edwardstraat 151, Kwachibhibikhulu
Breyten Dorpsaal/Munisipaliteitsaal	Dinsdag, 26 Maart 2013, 14:00 – 17:00	H.v. Oustrobleer- en Breytenbachstraat, Breyten

REGISTRASIE AS 'N BELANGHEBBENDE EN/OF GEAFFEKTEERDE PARTY

Daar is begin met 'n Proses van Openbare Deelname as 'n wetsvereiste vir hierdie projek, met die doel om projekinligting te deel en kwessies, kwellings en besware rakende die voorgestelde projek van alle Belanghebbende en Geaffekteerde Partye (B&GP's) te verkry. Indien u as 'n B&GP geregistreer wil word, bykomende inligting wil kry of kommentaar op die voorgestelde ontwikkeling wil lewer, skakel asb met:



Digby Wells Environmental
 Nathalie Kalele en Nestus Bredenhann
 Tel: 011 789 9495, Faks: 011 789 9498
 E-pos: nathalie.kalele@digbywells.com
 Posadres: Privaat Sak 10046, Randburg, 2125
 Fisiese adres: Pretoriaaan 359, Randburg, 2125



**MINING RIGHT APPLICATION FOR THE PROPOSED CONSBREY COLLIERY,
NEAR BREYTEN, MPUMALANGA PROVINCE**

(DMR Ref. No.: MP 30/5/1/1/2/10060 MR)

Placement of site notices








	Photo	Way point
1.		<p>Ezenzeleni Public Library S26.05.00.0 E30.06.50.1</p>
2.		<p>Carolina Public Library S26.04.17.6 E30.07.18.4</p>
3.		<p>Chriesssemeers Public Library S26.16.56.3 E30.13.39.9</p>

	Photo	Way point
		
4.		<p>Vleilanis Kafee S26.16.50.6 E30.12.44.7</p>
5.		<p>N17/R517 T junction S26.16.54.4 E30.12.24.8</p>
6.		<p>R513 T-Junction S26.17.58.8 E30.00.00.4</p>

	Photo	Way point
7.		<p>Breyten Public library S26.18.19.5 E29.58.47.3</p>
8		<p>No 1 filling Station(next to Lewis furniture store) S26.18.13.3 E29.59.09.1</p>
9		<p>Msobo Coal S26.21.31 E29.58.32.0</p>
		<p>Ermelo Public library S26.31.43.3 E29.59.17.3</p>

Appendix 4: I&AP database

Surname	Name	Company
Ah Shene	Carolyn	Birdlife SA
Balzer	Trevor	Department of Water Affairs
Barhuizen	Ria	SA National Roads Agency
Barnard	PJ	Farmer
Barnett	AT	Farmer
Barnett	F	Farmer
Barnett	WS	Farmer
Barrett	Pam	Birdlife SA
Beetge	A	Working for Wetlands
Beuyes	Cecelia	Farmer
Blightaut	Marietjie	Chissiesmeer Urban Conservancy
Blose	Mpatata	Msukaligwa Local Municipality
Bongco	Afrika	Community
Botha	Hannes	Farmer
Botha	Kiewiet	Mpumalanga Department of Economic Development, Environment and Tourism
Botha	Johannes	Farmer
Botha	Hannelie	Farmer
Botha	Hannelie	Mrabheli Communal Property Association
Brink	C	Farmer
Burns	Angus	Ekgangala Grasslands Trust
Butter	Corne	Msobo
Celliers	Johan	TLU SA
Cheadcr	Desmond	Community
Chetty	Karen	Rand Water
Kritzinger	Balti	St Louis Trust
Cockcroft	IA	Farmer
Coetzee	Christo	Farmer
Combrink	FJ	Farmer
Cooks	James	Upper Vaal Catchment Forum
Cornelius	Marius	Farmer

Surname	Name	Company
Davel	Koos	Farmer
De Jager	Aubrey	Farmer
de Klerk	Phillip	Spoornet
Dexter	Phillip	Mpumalanga Development Corporation
Dladla	N.J	Department of Agriculture, Rural Development and Land Administration
Dlamini	Busi	Community
Dlamini	Paul	CPF - Community Police Forum
Dlamini	Thami Bafana	Msukaligwa Local Municipality
Doyer	Ockie	Farmer
Du Preez	Herkie	Farmer
Du Plooy	Johan	Gert Sibande District Municipality
du Toit	EH	Farmer
Els	Johan	Afgri
Els	CP	Farmer
Saunders	Rolien	Farmer
Erasmus	Fanie	Tip Transport
Erasmus	Adie	Clean Stream Environmental Services
February	Rodney	The World Wildlife Federation-SA (WWF-SA)
Ferreira	Morne	Farmer
Foucher	Braam	Northern Coal
Franke	Ursula	Endangered Wildlife Trust - African Crane Conservation Programme
Fuls	Franz	Freelance Journalist
Ginster	Martin	Sasol
Greyling	Anique	Endangered Wildlife Trust (EWT)
Greyling	Gerhardus	Msukaligwa Local Municipality
Grobbelaar	Melissa	Xsrata / Tabacks
Grobler	JH	Farmer
Gumbi		Republic of South Africa/ Department of Rural Development and Land Reform
Haasbrook	Anna	Tevreden 56 IT

Surname	Name	Company
Habile	C	Gert Sibande District Municipality
Hadebe	Joshua	Chrissiesmeer Public Library
Hamman	R	Farmer
Hhlabathi	MPP	Gert Sibande District Municipality
Hine	Phillip	South African Heritage Resources Agency
Hlabane		Environmental Monitoring Group (EMG)
Hlanyane	Dan	Gert Sibande District Municipality
Hlatshwayo	Thobile	Community
Hlophe	Martha	Community
Hlophe	Cathrien	Community
Hoffman	Andre	Mpumalanga Tourism and Parks Agency
Honeyborne	Pieter	Farmer
Janse van Rensburg	Andries	Transvaalse Landbou Agriculture Unie (TLU)
January	Neo	South African Heritage Resources Agency
Jele	Dumisani	Community
Jennings	WC	Farmer
Jina	AB	Albert Luthuli Ward Councillor
Khanye	Nokukhanya	Community
Khumalo	Zakhele	Community
Khumalo	P	Community
Khumalo	Nurse	Community
Khumalo	Khanyisile	Community
Khumalo	Doctor	Community
Khumalo	Bongani	Community
Khumalo	Chris	Farmer
Khumalo	Nana	Community
Kleyn	A	Farmer
Krige	Frans	Mpumalanga Tourism Parks Agency
Kunene	Phindile	Community
Landman	Pieter	Farmer

Surname	Name	Company
Lauzenbaelt	Johan	Farmer
Le Roux	LP	Farmer
Lombard	JP	Farmer
Lukhele	Lungele	Community
Mabilisa	Amanda	Mpumalanga Mine Crisis Committee
Mabuza	Winnie	Community
Mabuza	Precious	Community
Madonsela	Lindokuhle	Community
Magagula	Fikelephi	Community
Magagula	Nyanisile	Community
Mahanzule	Samuel	Community
Mahlangu	Zandile	Community
Mahlangu	Elliot	Albert Luthuli Ward Councillor (Carolina) & Confederation of Farmers' Association
Mahlangu	May	SANCO - South African National Civic Organisation
Mahunonyane	Moses	Department of Water Affairs
Makhubu	Khandizwe	Msukaligwa Local Municipality
Malatji		Mpumalanga Department of Public Works, Roads & Transport
Malaza	Doctor	Breyton Undergraduate Youth Organisation (B.U.Y.O)
Malaza	Siyabulela	Land Claim Commission
Malaza	Tiki	Msukaligwa Local Municipality
Maleng	Mzwendile	Community Development Workers
Malomane	Prince	Lake Banagher
Malope	Danisa	Eskom
Manala	Mandla	Community Development Workers
Manela	Thembi	Community
Mango	DR	Albert Luthuli Local Municipality
Marsh	Stanley	Msukaligwa Local Municipality
Maseko	Pretty	Community
Maseko	Josaf	Community

Surname	Name	Company
Maseko	Kenneth	Community
Maseko	Nompumelelo	Community
Maseko	Bee	Msukaligwa Local Municipality
Masho	Phillip	Community
Masuku	Jabulile	Community
Masuku	Jeanet	Community
Masuku	Phephelaphi	Community
Mathebula	Phumzile	Community
Mathenjwa	Ray	SANCO
Matodzi	Bethuel	Department of Mineral Resources
Maubela	Sifiso	Community
Mavimbela	Phumzile	Community
Mbata	Sbongile	Community
Mbatha	Melusi	Community
Mbokane	Khanyisile	Community
Meintjies	J	Farmer
Meulenbeld	Paul	Department of Water Affairs
Mgulie	Josaia	Farmer
Mkhabele	Thabile	Department of Rural Development and Land Reform
Mkhonza	Mkhumbi	Msukaligwa Local Municipality
Mkhwanazi	Wonder	Albert Luthuli Local Municipality
Mlombo	Tsepo	Community
Mndawe	Bhekinkosi	Mpumalanga Department of Economic Development, Environment and Tourism
Mndebele	Xolsile	Community
Mngomezulu	Walter	Albert Luthuli Local Municipality
Mnguni	S	Farmer
Mnisi	Nomathemba	Community
Mnisi	Elijah	NAFCOC
Moloi		Mpumalanga Department of Public Works, Roads & Transport

Surname	Name	Company
Morris	Brian	Mpumalanga Tourism and Parks Agency
Morris	Brian	Mpumalanga Tourism and Parks Agency
Motha	Bellina	ANC - Body Community Chairperson
Motha	Patric	Community
Motloung	Sysman	Community
Motsepe	Mirriam	Department of Environmental Affairs
Mukhorro	Mbavhi	Working for Wetlands
Ncongwane	Joe	Community
Ndlovu	Lorraine	SANCO Member
Neethling	Jannie	Farmer
Neethling	Danie	Farmer
Nel	S J	Farmer
Nel	Fanie	Farmer
Nel	Chris	Fanie Nel Testamentary Trust
Nel	At	Green Trust
Nel	Jacobus	Farmer
Nene	Sam	Farmer
Ngcobo	M.A	Gert Sibande District Municipality
Nguni	SJ	Farmer
Ngwenaya	Christina	Farmer
Ngwenya	Ntombifuthi	Community
Ngwenya	Musa	Community
Nhlabathi	Sidudla	Community
Nhleko	Idah	Community
Niewoudt	Theuns	Water Forum
Niewoudt	Marianna	Olifants River Forum
Nkambeill	Thandeka	Community
Nkomo	Dumisani	Msukaligwa Local Municipality
Nkosi	Sbongile	Community
Nkosi	Ben	Community

Surname	Name	Company
Nkosi	Mandla	Community
Nkosi	Elias	Community
Nkosi	Julia	Community
Nkosi	Lillian	Community
Nkosi	Nonjabulo	Community
Nkosi	Lungani	Community
Nkosi	Mduduzi	Community
Nkosi	Gugu	Community
Nkosi	J	Farmer
Nkosi	Daniel	Farmer
Nkosi	Mafura	Farmer
Nkosi	Ben	Msukaligwa Local Municipality
Nkosi	Busisiwe	Msukaligwa Local Municipality
Nojekwa	Awande	Msobo Coal
Nortje	Johanna	Farmer
Ntuli	Ria	Department of Agriculture
Nxumalo	Nomsa	Farmer
Nyembe	Bonginkosi	Eskom
Nzimande	Mandla	Community
Otto	Adrian	Farmer
Phakathi	Monica	Albert Luthuli Local Municipality
Poll -Jonker	Linda	Department of Environmental Affairs
Pretorius	Koos	Federation of Sustainable Environment
Pretorius	JJ	Farmer
Rajchnt	Anthoy	Farmer
Ranier	O	Farmer
Rautenbach	JS	Farmer
Roets	JJ	Farmer
Roets	JWR	Farmer
Roux	Catherina	Farmer

Surname	Name	Company
Sbanyoni	Nonkululeko	Community
Schoonraad	Jan	Farmer
Schulze	Vincent	Farmer
Shabalala	Jane	Community
Shabalala	Bulelwa	Mpumalanga Department of Economic Development, Environment and Tourism
Shiba	Busisiwe	Albert Luthuli Local Municipality
Shipley	David	Chissiesmeer Urban Conservancy
Shongwe	Linah	Community
Shongwe	Kally	Farmer
Shongwe	Netti	Msukaligwa Local Municipality
Sibaya	Dudu	Farmer
Sibeko	Nomagugu	Community
Sibeko	Delisani	Community
Sibeko	Thembisile	Community
Sibeko	John	Farmer
Sibiya	Abe	Mpumalanga Tourism and Parks Agency
Simelani	Ntombifuthi	Community
Sithole	N.L	Department of Agriculture, Rural Development and Land Administration
Spies	J	Farmer
Stander	D	Msukaligwa Local Municipality
Stark	Athol	Grass and Wetlands Regional Tourism Organisation
Steinberg	Nico	Florence Guest Farm
Steinberg	Ane	Florence Guest Farm
Steyn	Ockert	Farmer
Steyn	DJ	Farmer
Stoop	PN	Farmer
Streuss	Johann	North West Universty
Suttill	Malcolm	The Wildlife and Environmental Society of SA (WESSA)

Surname	Name	Company
Swanepoel	D	Farmer
Swanepoel	J	Farmer
Swangelene	Cilliers	Farmer
Swart	Herman	Msukaligwa Local Municipality
Tempelhoff	Elise	Media 24
Tempelhoff	Gustaf	Community
Tempelhoff	Johann	North West University
Tempelhoff	Elise	Beeld
Terblanche	DJP	Coko Trust / Steenkamp & Terblance Trust
Thembe	Abegnigo	Farmer
Thomo	Moses	Community
Trolip	K	Hendrina Municipality
Tshivhadekano	Aubrey	Department of Mineral Resources
Uys	Charmaine	Birdlife SA
Uys	Naomi	Farmer
Uys	L	Farmer
Uys	Anton	Farmer
Van Aswegen	MD	Farmer
Van der Merwe	Martiens	Farmer
Van der Merwe	Sarel	Farmer
Van der Merwe	MJ	Farmer
Van der Merwe	B	Farmer
Van der Walt	Neels	Farmer
Van der Walt	Francois	Farmer
Van Heerden	Gideon	Benicon Coal Pty Ltd
Van Niekerk	Reghart	Farmer
Van Niekerk	Adam	Farmer
Van Schalkwyk	CJ	Farmer
Van Schalkwyk	Neels	Farmer
Van Schalkwyk	Maria	Farmer

Surname	Name	Company
Velephi	Nkosi	Albert Luthuli Local Municipality
Venler	Jan	Department of Agriculture, Rural Development and Land Administration
Venter	N.M	CTA
Verster	Andre	Farmer
Vilakazi	Timothy	Community
Volscheunk	Gawie	Farmer
Vuso	Sihan	Community
Weideman	P	Farmer
Williams	Chris	The Rural Action Committee - Mpumlanga (TRAC)
Woodhouse	Errol	Exxaro Coal Mpumalanga (Pty) Ltd
Xaba	Ntombifuthi	Msukaligwa Local Municipality
Xaba/ Bheki Nyathikazi	G.O	Republic of South Africa/ Department of Rural Development and Land Reform
Yende	Fana Themba	Msukaligwa Local Municipality
Zeat		Farmer
Zivny	Vera	Farmer
Zondo	Busisiwe	Community
Zulu	Mike	Community
Zwane	Moses	Farmer
Zwane	Zifozonke	Msukaligwa Local Municipality
Zwani	Bongani	Msukaligwa Local Municipality

**Appendix 5: Minutes of Meetings
held to date**



MINUTES OF THE PUBLIC MEETING FOR THE PROPOSED CONSBREY COLLIERY MINING RIGHT APPLICATION

DATE: Tuesday 26 March 2013
TIME: 14:00 – 17:00
VENUE: Breyten Town Hall, Breyten, Mpumalanga Province

Tel: +27 11 789 9495 | Fax: +27 11 789 9498 | Email: nestus.bredenhann@digbywells.com

Digby Wells & Associates (Pty) Ltd. Co. Reg. No. 1999/05985/07. Fern Isle, Section 10, 359 Pretoria Ave Randburg Private Bag
X10046, Randburg, 2125, South Africa
Tel: +27 11 789 9495, Fax: +27 11 789 9498, info@digbywells.com, www.digbywells.com

Directors: AR Wilke, LF Koeslag, PD Tanner (British)*, AJ Reynolds (Chairman) (British)*, J Leaver*, GE Truster (C.E.O)
*Non-Executive

1 ATTENDEES

Table 1: Project Team

NAME	DESIGNATION	COMPANY
Marcelle Radyn	Project Manager	Digby Wells Environmental
Andries Wilke	Project Sponsor	Digby Wells Environmental
Nestus Bredenhann	Public Participation Practitioner	Digby Wells Environmental
Sibongile Bambisa	Assistant Public Participation Practitioner	Digby Wells Environmental
Alta Neumann	Public Meeting Facilitator	Digby Wells Environmental
Tammy Marshall	General Manager	Msobo Coal
Phillip Mtshweni	Business Development Manager	Msobo Coal
Sanele Myeza	Corporate Affairs and Human Resources	Msobo Coal
Mashudu Gangazhe	Environmental Manager	Msobo Coal
Awande Nojekwa	Environmental Assistant	Msobo Coal
Martin Fuwela	Environmental Officer	Msobo Coal
Desreë de Villiers	Personal Assistant	Msobo Coal
Sam Mzilemi	Community Liaison Officer	Msobo Coal
Corné Butter	Rehabilitation and Liaison	Msobo Coal
Jane Kamau	Account Manager	Russell and Associates

2 WELCOME, INTRODUCTIONS AND PRESENTATION

The public meeting was formally started at 14:00 by the facilitator, Alta Neumann. The project team for the proposed Consbrey Colliery Mining Right Application (MRA) project was introduced. The various components of the meeting agreement were shared with the audience and the meeting objectives explained. Marcelle Radyn proceeded and provided a background to the proposed project and the history associated with the acquiring of the Prospecting Rights (PRs) by Msobo Coal.

A locality map was shown to provide context of the proposed project area which highlighted main roads, District and Local Municipalities, water resources and the relevant towns. Marcelle continued to identify the proposed location of the proposed open cast mining and underground mining areas as these are situated within the existing PR area. The associated infrastructure for the proposed project was discussed together with the main specialist studies which will be conducted as part of the MRA process.

Nestus Bredenhann continued to provide more detail on the Public Participation process conducted to date and also going forward as part of the MRA process. Environmental and Social concerns identified by the project team were also provided and a Biodiversity sensitivity map was detailed that highlighted Important Bird areas, the Chrissiesmeer Biodiversity Area, Conservancies and protected areas. Concerns raised by stakeholders as at the public meeting date were provided and discussed.

The floor was opened for discussion by Alta Neumann who facilitated questions and/or comments raised by stakeholders.

The PowerPoint presentation used during the Public Meeting is attached hereto in the meeting minutes.

3 DISCUSSIONS

All comments raised by stakeholders were captured and included as part of *Table 2* below. These stakeholder comments will also be included in the Comment and Response Report (CRR) with associated responses. The CRR will incorporate additional comments received from stakeholders, whether it by written comments or one-on-one meetings, and will also be updated throughout the MRA process. The CRR will be made available as an appendix as part of the Draft Environmental Impact Report which will be made available for public comment towards the end of the second / beginning of the third quarter of 2013.

4 WAY FORWARD AND CLOSURE

Information about next steps in the MRA process with associated dates was provided. The needed contact details for submission of comments or request for information were provided hereafter. The meeting was closed and adjourned at approximately 16:30 by Alta Neumann.

Table 2: Comments raised at the Public Meeting for the proposed Consbrey Colliery

CATEGORY	PARTICIPANT	COMMENT RAISED
Water	Jan Venter Department of Agriculture, Rural Development and Land Administration	GPS coordinate of boreholes, water table, quality of water tested, where boreholes drilled in the area will be required for the reports. Were a number of boreholes drilled in the area and where GPS coordinate taken? There will be a negative collective impact of the mines in the area (Ermelo and Caroline) on water use downstream.
Dust		Aerial photos show dust pollution in the area and contamination might happen along the routes used for transportation of coal.
Soil		The main concern with soil rehabilitation is based on land use and the soil capability before and after rehabilitation (pre and post assessments must be done) Studies need to specifically look at the land soil structures / layers which aren't always given enough attention. Mining activities will mix up the various layers and structure of the soil. A soil map will be required as part of the report indicating charcoal and volcanic analysis for 150m. Collective analysis of soil type for chemical and volcanic will need to be done and soil types should not be compared among each other. Mitigation measures should address the stockpiles to ensure that it doesn't become sterile or is left unused for too long.
Agriculture		Mining impact has a negative effect on food security of the area.
Environment		Concerned about the environmental impact that the proposed project will have on the natural resources.

CATEGORY	PARTICIPANT	COMMENT RAISED
Financial	Ockert Steyn Bank Appels Boerdery	<p>I want to see studies conducted on the loss of business and house income because of mining which should be captured in a resettlement study. Bank Appels employ around 65 people and there is a concern about their future should the mine continue.</p> <p>What will the mine prosper from the proposed project?</p>
Public Participation		<p>Digby Wells did not arrange any personal meeting with Ockert before the public meeting.</p> <p>No public participation was conducted during the old Prospecting Right process because of old legislation.</p> <p>Not all the affected parties in the area were invited to the public meeting. I was only informed about the public meeting a day before via SMS.</p>
MRA Process		<p>The maps provided in the Scoping Report and what is included in the presentation does not correlate. This needs to be rechecked for accuracy.</p>
Public Participation	Bongani Khumalo Community	<p>No public participation took place during February 2013 for the Mining Right Application (MRA) process and the process is already in the Scoping phase.</p> <p>Besides the Department of Mineral Resources (DMR) comments, were there any public participation conducted for the 2008 Prospecting Right (PR) as there is not any evidence of this currently?</p> <p>Will the lack of public participation during the 2008 PR derail the existing MRA process?</p>

CATEGORY	PARTICIPANT	COMMENT RAISED
MRA Process		What were the concerns associated with the Prospecting Right in 2008 and those associated with the MRA process in 2013? Were the concerns addressed?
Transport		Will conveyor belt be considered as part of the transportation solution?
Road	Lorraine Ndlovu SANCO Member	Will the trucks transporting coal use the R517 road?
Blasting	Esmahan Zulu Community	Blasting and vibration will affect the people living in the area, how will this be managed? How far out from where blasting activities takes place, considering distance, will communities still be affected?
Road	Samuel Mahanzute Community	A lot of accidents happen in the area where trucks are used. It is proposed that mines in the area collaborate and find a solution to build a bridge on the R517 road.
Public Participation	Masigelelo Community	An advert was places in the Highveld and site notices for the public meeting were put up, but not all the people affected by the proposed project were informed about the meeting.
Water	May Mahlangu SANCO Member	Will the water used by the community be affected by mining activities?
Employment		Thank you for the public meeting and people will appreciate employment opportunities provided by Msobo.
Life of mine	Elise Tempelhoff Media24	What is the Life of Mine of the proposed Consbrey and Harwar Collieries?
Employment		How many job opportunities will be created from the proposed Consbrey

CATEGORY	PARTICIPANT	COMMENT RAISED
		and Harwar Collieries?
Operation		Will the proposed Consbrey and Harwar Collieries start simultaneously? If the MRA application is granted, when will mining operations start?
MRA Process		Does the MRA process also include an ESIA under the National Environmental Management Act and a Water Use License Application?
Public Participation		Will there be additional public meetings for the proposed project / MRA process?
Employment	Temo Community	People employed for job opportunities will come from outside the proposed area and we request that skills be developed to ensure development of people so that they can be employed. Women and people with disability need to also be considered for employment for the proposed project.
Employment	Samuel Mahanzute Community	Is it not better to employ people from the local community instead of employing people from outside areas?
Employment		People were previously disadvantaged by other mines considering employment and Msobo should consider employment from the local communities first.

Appendix 5: Presentation



DIGBY WELLS
ENVIRONMENTAL

Proposed Consbrey Colliery
Mining Right Application in terms of the Mineral and
Petroleum Resources Development Act (MPRDA)
26 March 2013

www.digbywells.com


Meeting agenda

- Welcome, team introduction and meeting agreement
- Meeting objectives
- Background
- Project components
- Environmental management programme/public participation process (EMP/PPP)
- Issues of concern Identified
- Discussion
- Next steps
- Contact details
- Closure




Project team

Digby Wells Environmental	Applicant
<ul style="list-style-type: none"> • Andries Wilke – project sponsor • Marcelle Radyn – project manager • Nestus Bredenhann – public participation • Nathalie Kalele – public participation • Alta Neumann – public meeting facilitator 	<ul style="list-style-type: none"> • Tammy Marshall – general manager • Phillip Mtshweni – business development manager • Mashudu Gangazhe – environmental manager • Sanele Myeza – human resources manager • Melissa Grobbelaar – Xstrata legal representative



Meeting agreement

- Time
- Please direct all questions to the facilitator who will identify participants
- Please sign the attendance register
- Kindly switch off mobile phones
- Please hold all questions and comments until the end of the presentation
- Questions can be asked in the language of your choice



Meeting objectives

The meeting objectives are:

- share information about the proposed project
- share information about the environmental process and public participation
- obtain comments from stakeholders for input to the environmental management programme report (EMPR) and specialist studies

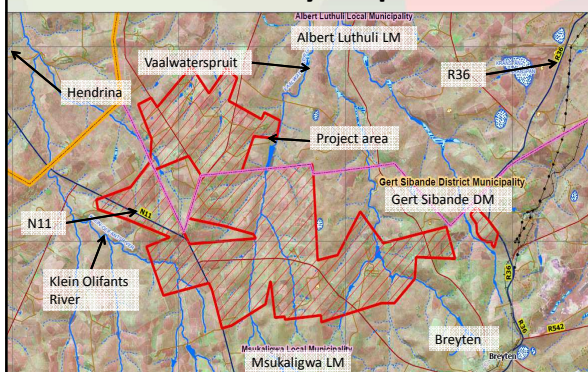


Background

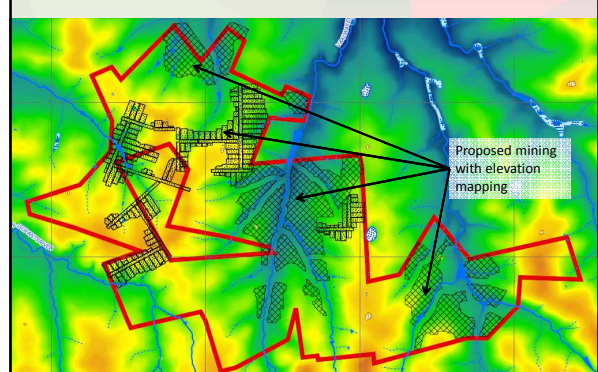
- Msobo Coal (Pty) Ltd, an independent company, bought Mpumalanga Complex from Xstrata South Africa (Pty) Ltd (XSA), on 1 June 2011
- All mining rights, prospecting rights and all assets, including Consbrey and Harwar
- At the date of the mining right application (MRA), submission of the prospecting right and transfer of registration from XSA to Msobo had not yet been completed



Locality Map



Map of proposed mining area



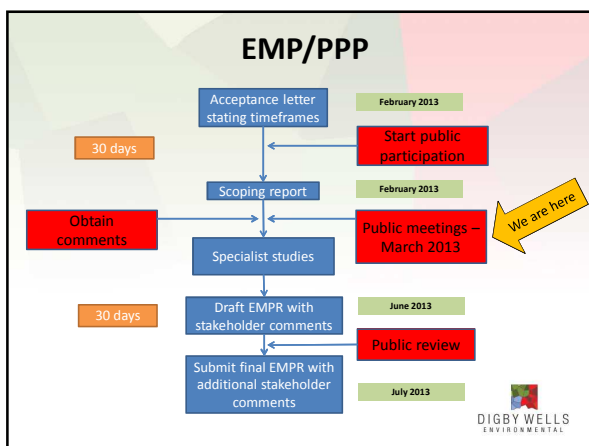
Project components: infrastructure

- Construction facilities and infrastructure
- Handling and storage of waste
- Process and storm water management facilities
- Coal processing to take place off site; only screening and crushing onsite
- Topsoil, overburden, and ROM stockpiles
- Storage and handling of explosives
- Infrastructure for services, including sewage reticulation, power lines, pipelines, access roads, and lighting masts



EMP/PPP: specialist studies

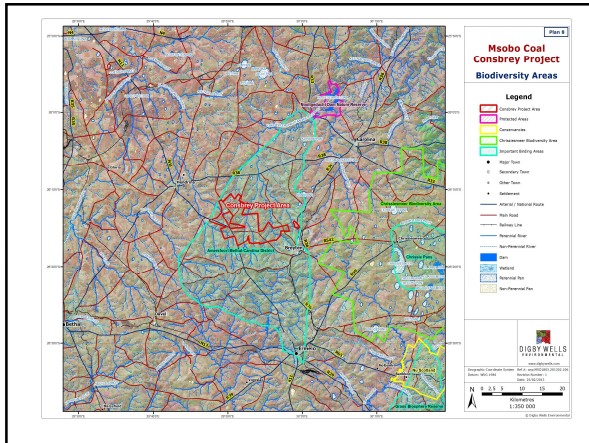
- Main specialist studies to be conducted:
 - groundwater
 - soil, land use and land capability
 - surface water
 - aquatic and wetland environment
 - fauna and flora
 - air quality
 - noise and visual
 - heritage and social impact assessments



Environmental and social issues identified


- Issues of concern identified thus far:
 - increase in traffic
 - water pollution
 - employment and transport of employees
 - potential relocation of project-affected people
 - dust, noise and vibration
 - health and safety
 - aesthetics





Project Concerns raised

- Concerns raised thus far:
 - greater region has suffered mining related impacts
 - water quality and availability
 - dust impacts



Discussion



Next steps

- Comment and response report (CRR) will be updated with stakeholder comments
- Public meeting minutes will be made available
- All updates to PPP until 9 April 2013 will be sent to Department of Mineral Resources (DMR)
- Specialist studies to be conducted (March – May 2013)
- Draft environmental impact report/environmental management programme (EIR/EMP) available for public review before stakeholder meetings to be held June/July 2013



Contact details

Nestus Bredenhann
Private Bag X10046, Randburg, South Africa,
2125
Tel: 011 504 1407
Fax: 011 789 9498
nestus.bredenhann@digbywells.com
www.digbywells.com (resources, public documents)



Thank you

The scoping report can be viewed at the public libraries and on the following website:
www.digbywells.com (resources, public documents)

