



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

NAME OF APPLICANT: Helen Harley

REFERENCE NUMBER: EC 30/5/1/3/2/10035/MP

REPORT ON THE RESULTS OF CONSULTATION

WITH COMMUNITIES AND INTERESTED AND AFFECTED PARTIES

AS REQUIRED IN TERMS OF SECTIONS, 16(4)(b) or 27 (5) (b) OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT (ACT 28 of 2002), AND IN ACCORDANCE WITH THE STANDARD DIRECTIVE FOR THE COMPILATION THEREOF AS PUBLISHED ON THE OFFICIAL WEBSITE OF THE DEPARTMENT OF MINERAL RESOURCES.

A. Definitions

'consultation' means a two way communication process between the applicant and the community or interested and affected party wherein the former is seeking, listening to, and considering the latter's response, which allows openness in the decision making process.

'community' means a group of historically disadvantaged persons with interest or rights in a particular area of land on which the members have or exercise communal rights in terms of an agreement, custom or law: Provided that, where as a consequence of the provisions of the Act negotiations or consultations with the community are required, the community shall include the members or part of the community, directly affected by prospecting or mining, on land occupied by such members or part of the community.

'Interested and affected' parties include, but are not limited to; –

- (i) Host Communities
- (ii) Landowners (Traditional and Title Deed owners)
- (iii) Traditional Authority
- (iv) Land Claimants
- (v) Lawful land occupier
- (vi) The Department of Land Affairs,
- (vii) Any other person (including on adjacent and non-adjacent properties) whose socio-economic conditions may be directly affected by the proposed prospecting or mining operation
- (viii) The Local Municipality,
- (ix) The relevant Government Departments, agencies and institutions responsible for the various aspects of the environment and for infrastructure which may be affected by the proposed project.

B. Report on the results of consultation

1. Methodology applied to consultation.

- 1.1. Name the community or communities identified, or explain why no such community was identified.

The proposed mining permit area is centrally located on private farm land, and there are no identified communities in close proximity to the site whatsoever

1.2. Specifically state whether or not the Community is also the landowner.

No

1.3. State whether or not the Department of Land Affairs been identified as an interested and affected party.

No, the land is located on private farm land

1.4. State specifically whether or not a land claim is involved.

No

1.5. Name the Traditional Authority identified

No relevant traditional authority identified

1.6. List the landowners identified by the applicant. (Traditional and Title Deed owners)

The landowners are the applicant

1.7. List the lawful occupiers of the land concerned.

The applicant is the lawful landowner and occupier

1.8. Explain whether or not other persons' (including on adjacent and non-adjacent properties) socio-economic conditions will be directly affected by the proposed prospecting or mining operation and if not, explain why not.

No, the proposed permit site is located centrally on private farm land, and no access is required over any other landowners property

1.9. Name the Local Municipality identified by the applicant

The greater Kokstad municipality

1.10. Name the relevant Government Departments, agencies and institutions responsible for the various aspects of the environment and for infrastructure which may be affected by the proposed project.

The Department of Minerals and resources

The Department of environmental affairs

1.11. Submit evidence that the landowner or lawful occupier of the land in question, and any other interested and affected parties including all those listed above, were notified.

Attached as a series of I&AP notices and letters and consultation summary, submitted separately on line

2. Description of the existing status of the cultural, socio-economic or biophysical environment, as the case may be, prior to the proposed prospecting or mining operation.

2.1.1. Confirm that the identified and consulted interested and affected parties agree on the description of the existing status of the environment.

No commentary, nor objections, nor participation by any I&APs was received or attended to by I&APs. See relevant evidential supporting documents previously submitted on line.

2.1.2. Describe the existing status of the cultural environment that may be affected

None, private farm land

2.1.3. Describe the existing status of any heritage environment that may be affected

None

2.1.4. Describe the existing status of any current land uses and the socio-economic environment that may be directly affected

None, but all details addressed in the EMP to follow

2.1.5. Describe the existing status of any infrastructure that may be affected.

None

2.1.6. Describe the existing status of the biophysical environment that will be affected, including the main aspects such as water resources, flora, fauna, air, soil, topography etc.

Details are provided in the EMP

2.1.7. Provide any relevant additional information.

Notices of public meetings for these purposes were sent to all identified I&APs and adjacent land-owners, per supporting documents previously submitted on line.

3. The anticipated environmental, social or cultural impacts identified.

3.1. Confirm that the community and identified interested and affected parties have been consulted and that they agree that the potential impacts identified include those identified by them.

3.1.1. Provide a list and description of potential impacts identified on the cultural environment.

None

3.1.2. Provide a list and description of potential impacts identified on the heritage environment, if applicable.

None

3.1.3. Provide a list and description of potential impacts identified on the socio-economic conditions of any person on the property and on any adjacent or non adjacent property who may be affected by the proposed prospecting or mining operation.

None

3.1.4. Provide a list and description of potential impacts (positive & negative) identified on: employment opportunities, community health, community proximity.

None, it is felt that this is not applicable due to the locality of the proposed site on private farm land, and the small scale nature of the proposed mining operation, requiring only 3 current farm employees to effectively manage and operate the whole process

3.1.5. Provide a list and description of potential impacts identified on the biophysical environment including but not be limited to impacts on: flora, fauna, water resources, air, noise, soil etc.

All potential impacts are set out in the EMP compiled for these purposes

3.1.6. Provide a description of potential cumulative impacts that the proposed operation may contribute to considering other identified land uses which may have potential environmental linkages to the land concerned.

None

4. Land use or development alternatives, alternative means of carrying out the proposed operation, and the consequences of not proceeding with the proposed operation.

4.1. Provide a list of and describe any alternative land uses that exist on the property or on adjacent or non-adjacent properties that may be affected by the proposed mining operation.

None, only hand shovels, spades and a front end loader will be used for these purposes

4.2. Provide a list of and describe any land developments identified by the community or interested and affected parties that are in progress and which may be affected by the proposed mining operation.

None

4.3. Provide a list of and describe any proposals made in the consultation process to adjust the operational plans of the mine to accommodate the needs of the community, landowners and interested and affected parties.

None, no I&APs responded

4.4. Provide information in relation to the consequences of not proceeding with proposed operation

The operation will serve as the key life line for the applicant, who relies primarily on the sale of silica sand to sustain herself and her family and the staff employed on the farm, which process support the farming operations during difficult times and is a critical source of additional income.

5. Description of the process of engagement referred to in 3.2.1 and 3.2.2 above with identified communities, landowners and interested and affected parties.

5.1. Provide a description of the information provided to the community, landowners, and interested and affected parties to inform them in sufficient detail of what the prospecting or mining operation will entail on the land, in order for them to assess what impact the prospecting will have on them or on the use of their land;

A detailed notice was sent to all identified I&APs, including the relevant sletch plan and locality map. Notice content has been previously submitted on-line in support hereof.

5.2. Provide a list of which of the identified communities, landowners, lawful occupiers, and other interested and affected parties were in fact consulted.

The Greater Kokstad local municipality

Mr Kobus Van Dyk adjacent land owner

Mrs J Muir adjacent land owner

Mr Selby Bastard adjacent land owner

Mr W Botha adjacent land owner

Mr Sammy Steenkamp adjacent land owner

Mr T Pagel adjacent land owner

Andre Senekal adjacent land owner

Dept. environmental affairs to be contacted as part of the EMP submission process

5.3. Provide a list of their views raised in regard to the existing cultural, socio-economic or biophysical environment, as the case may be.

None

5.4. Provide a list of their views raised on how their existing cultural, socio-economic or biophysical environment potentially will be impacted on by the proposed prospecting or mining operation.

None

5.5. Provide list of any other concerns raised by the aforesaid parties.

None

5.6. Provide the applicable minutes and records of the consultations as appendices.

Attendance registers previously submitted in support hereof

5.7. Provide information with regard to any objections received.

None received

6. Describe the most appropriate means to carry out the proposed operation with due accommodation of the issues raised in the consultation process.

As originally proposed per the application i.e. hand shovels, spades and a front end loader

C. IDENTIFICATION OF THE REPORT

The report on the results of consultation must, at the end of the report include a certificate of identification as follows;

Herewith I, the person whose name and identity number is stated below, confirm that I am the person authorised to act as representative of the applicant in terms of the resolution submitted with the application, and confirm that the above report comprises the results of consultation as contemplated in Section 16 (4) (b) or 27 (5) (b) of the Act, as the case may be.	
Full Names and Surname	Karl Wiggishoff

Identity Number	6506225127083
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