

### **EIA Phase Public Meeting**

# DATE: 10<sup>th</sup> April 2013 TIME: 11:00 VENUE: SASOL MINING, MINING CENTRE CONFERENCE ROOM

## MINUTES OF THE MEETING

#### 1. **Opening and Welcome**

Jasper Muller (JM) welcomed everyone to the meeting.

#### 2. **Presentation to Meeting**

JM gave a formal presentation to the attendees. A copy of the presentation slides is attached as Annexure A to the minutes.

The following was covered in the presentation:

- The Purpose of the Meeting
- o Meeting Rules
- o Agenda
- The Project Background
- The Sasol Mining Borrow Pits Operation
  - Properties Affected
  - Details of Applicant
  - Workforce on site
  - Operation and Water balance at every pit
  - Construction Phase Activities and Time Line
    - Fence the area with a 1.2 m high fence.
    - Install a boom gate to control access.
    - Put up the required site notices.
    - Provide a portable toilet.
    - Clear vegetation from the initial area for quarrying.
    - Strip top soil from first cut.
    - Construct storm water run-off berms with topsoil.
    - Construct a Storm Water Setting Pond.
    - Stockpile the remaining soils in a pre-determined area.
  - The construction phase will be completed within a month of start-up.
  - Operational Phase Activities and Time Line
    - Clear vegetation.
    - Strip topsoil and stockpile.
    - Remove unsuitable overburden materials.
    - Excavate suitable dolerite materials and load onto tipper trucks.
    - Transport material with tipper trucks along the shortest possibly route along public roads to conveyor construction sites.
    - Return to Borrow Pits to repeat cycle.

- The overall operational phase (all eight borrow pits) is estimated to last for four years.
- Decommissioning and Closure Phase Activities and Time Line
  - All machinery (excavators and trucks) and limited infrastructure (toilets, boom gate, etc.) will be removed from site.
  - Excavated material unsuitable for construction purposes, and which was stockpile separately as overburden, will be used to reshape the Borrow Pits to be free draining.
  - The shaped areas will be re-soiled, fertilized and re-vegetated.
  - As soon as vegetation has re-established the storm water diversion berms will be removed.
  - The de-commissioning and closure of the eight borrow pits will be completed within 6 months after final quarrying. It is expected that the new vegetation will take 2 years to re-establish properly.
- Post Closure Phase Activities and Time Line
  - It is estimated that it would be possible to lodge a Mine Closure Application any time between 2 and 5 years after decommissioning.
- Legal Framework
  - NEMA
    - GNR 544 Activity 11 (Construction)
      - Activity 18 (The infilling or depositing of any material)
    - GNR 545 Activity 5 (The construction of facilities or infrastructure)
      - GNR 546 Activity 12 (Clearance of vegetation of 300 m<sup>2</sup> or more) Activity 13 (Clearance of vegetation of 1 hectare or more) Activity 14 (Clearance of vegetation of 5 hectare or more) Activity 16 (Construction)
  - MPRDA
  - NWA (will be discussed later during presentation)
  - The EIA Process
    - 5 Phases

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- Pre-Application Phase
  - Appointment of EAP by Applicant
  - Determination of Type of Application
  - Identification of the Competent Authority
  - Pre-application Consultation with the Competent Authority
  - Identify and Notify Property/Land Owners
  - Submit Application to Competent Authority
  - Notification of Decision on Application
- Scoping Phase
  - □ Initiate and Conduct Public Participation Process
  - Compile Notification and Information Documents
  - Notify all I&AP's of Project and Meetings (Newspapers, Site Notices, Letters, etc.)
  - Written Notification to Relevant Regulating Authorities
  - Compilation of Scoping Report and Plan of Study as per Regulations and Guidelines
  - Scoping Public Meeting
  - Make Scoping Report available for Review
  - Capture and Consider Comments from I&AP's and Relevant Authorities
  - Finalize and Submit Scoping Report and Plan of Study to I&AP's and Authorities

- □ Authority Review & Decision
- Notification of Decision on Scoping Report
- Environmental Impact Assessment Phase
  - Commence to Implement Plan of Study
  - Continue Public Participation Process
  - Conduct Specialist Studies
  - Prepare EIA Report (EIAR comprising EIA, EMPr as per Regulations and Guidelines
  - □ EIA/EMP Public Meeting
  - □ Make EIAR available for Review
  - Capture and Consider Comments from I&AP's and Relevant Authorities
  - □ Finalize and Submit EIAR to I&AP's and Authorities
- Consideration and Decision Phase
  - □ Authority Review & Decision
  - Notification of Decision on the EIAR
  - Granting of Environmental Authorization
- Appeal Phase
  - May Appeal against an Administrative Decision by DMR
  - Appeal to be lodged in terms of section 74 of Regulation GNR 527 of 23 April
  - May Appeal against an Administrative Decision by DEDET
  - Appeal to be lodged in terms of section 58 66 of Regulation GNR 543 of 18 June 2010
- The PPP Process

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- What happened to date
  - Compile Stakeholder Data Base
    - Pre-Application Meetings with Authorities
      - Pre-Application Meeting held with the Department of Mineral Resources at Witbank on the 5<sup>th</sup> of March 2012
      - Pre-Application Meeting held with the Department of Economic Development, Environment and Tourism at Ermelo on the 6<sup>th</sup> of March 2012
      - Pre-Application Meeting held with the Department of Water Affairs at Gauteng Offices on the 22<sup>nd</sup> of March 2012
  - Scoping Phase Public Meeting with I&AP's
    - Scoping Phase public meeting was held on the 29<sup>th</sup> of March 2012 at the Sasol Mining, Mining Centre Conference Facility, Secunda
- Where we are now in Process
  - EIA Phase
  - Public Meeting/Open House (Today)
    - I0 April 2013
- Still to happen

- Prepare Draft EIA/EMP Report
- Distribute Draft EIA/EMP Report for I&AP's review
  - Will be available on the  $17^{\text{th}}$  of April 2013 for commenting
- Capture Comments and Issues
  - I&AP's can comment for 30 days until 17h00 on the 16<sup>th</sup> of May 2013
  - Any comments after this deadline must be submitted directly to DEDET and DMR
    - Compile Public Participation Programme Report

- Submit Final EIA/EMP Report to Authorities and I&AP's
  - Report will be submitted to DMR and DEDET on the 27<sup>th</sup> of May 2013
  - I&AP's will have 30 days after this date to send comments to Authorities
- Authority to make Decision Known to Public
- Can Appeal Against Administrative Decision
- The EIA/EMP Report and Plan of Study
  - Section 0
    - The EIA Process (MPRDA & NEMA)
    - The Scoping & EIA Process
    - Details of and Declaration by the EAP
    - Legislation and Guidelines Considered
    - Identified Communities
    - Land Claim Status
    - Relevant Traditional Authority
    - Description of Land Owners
    - Details of Local Municipality
    - Details of Relevant Government Authorities
    - Relevant information from Application Forms
  - Section 1
    - The Baseline Environment
    - The Proposed Mining Operation
    - The Potential Impacts
    - Alternative Land Use or Developments
    - Potential Impacts of Alternative Land Use
    - Potential Social & Cultural Impacts
    - Impact Assessment and Evaluation
    - Influence on Alternative Land Uses
    - Comparative Cost Benefit Assessment
    - Comparative Assessment Specialist Report
    - Appropriate Mitigation Measures
    - Identification of I&AP's
    - Details of Engagement Process
    - Addressing of Issues Raised
    - Constraints and Limitations
    - Monitoring & Management
    - Technical & Supporting Information
  - Section 2
    - Mine Closure Objectives & Goals
    - Operational Phase Objectives & Goals
    - Socio-Economic Objectives & Goals
    - Historical & Cultural Objectives & Goals
    - Technical and Management Options
    - Implementation Action Plan
    - Emergency Action Plan
    - Performance Assessment Protocol
    - EMP Financial Provisioning
    - Environmental Awareness Plan
    - Supporting Information Attached
    - Environmental Management Capacity
    - Undertaking

- Environmental Impact Statement
- Professional Opinion For Authorization
- Identification of the Report
- The EIR
  - Impact Assessment Table
- The Draft EMP
  - Management Measures Table
- The Integrated Water Use License Application (IWULA)
  - NWA water uses:
    - Section 21(c): Impeding or diverting the flow of water in a watercourse;
    - Section 21(f): Discharging waste or water containing waste into a water resource through a pipe, canal, sewer, sea outfall or other conduit;
    - Section 21(g): Disposing of water containing waste in a manner which may detrimentally impact on a water resource;
    - Section 21(i): Altering the bed, banks, course or characteristics of a watercourse
  - NWA exemption:
    - $\square$  GNR 704 Activity 4(a)
    - $\Box \quad GNR 704 Activity 4(b)$

## **3.** Discussion, Comments, Questions

The following interactions were minuted from the voice recording of the meeting:

#### Question by Emile Blaauw (EB) (Sasol Group Services):

In the presentation Jasper Muller (JM) mentioned that the Borrow Pits will only be functional for four years. Is that according to the Mining Work Programme? EB wanted to know, if Sasol Mining have a licence can they sell some of the material?

#### Response by JMA:

JM responded that it is stated very clearly in the motivation of the Mining Work Programme (MWP) that material will not be sold and that the Borrow Pits will only be operational for four years. The motivation in the financial part of the MWP stated that the operation was only to support expansion operations. However after the four years Sasol Mining can apply for an extension to extend these activities. Sasol Mining will then need to apply for an extension from DMR. This will result in an amended EMPr.

#### Question by EB:

In the description JM state that they are going to fertilize the shaped areas, this will be based on a soil analysis?

#### Response by JMA:

Yes, when Sasol Mining are stripping soil they need to have a soil expert present to classify the soil. This will influence how they need to stock pile the soil. When Sasol Mining put the soil back (backfilling) they need the soil expert to be present so that he can determine the seed mix and the fertilization mix.

#### Question by Kallie le Roux (KLR) (Sasol Mining):

At the moment the borrow pits are currently on Sasol Mining property. Say for instance that during the operation period the property gets transferred to a new owner, will it in anyway affect Sasol's mining licence?

#### Response by JMA:

The answer would be a Servitude Agreement between Sasol Mining and the new property owner.

#### Question by Bheki Mndawe (BM) (Sasol Mining):

On page seven of the presentation JM stated that the Draft EIA Report would be distributed to the I&AP's. Are JMA also sending it to any of the competent authorities?

#### <u>Response by JMA</u>: To be followed up. But JMA will send electronic copies the competent authorities.

After no more questions were asked JMA thanked the I&AP's present for their time and comments and indicated that JMA looked forward to getting some feedback from them.

Minuted by Kobus du Plessis (JMA Consulting (Pty) Ltd)

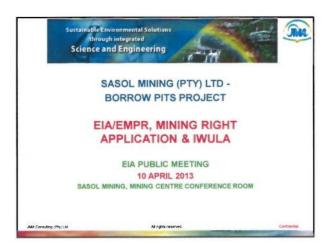
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Kobus Du Plessis (Cand.Sci.Nat.)

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G			PROJECT: Sasol Mining (Pty) Ltd. EIA Phase Public Meeting	Name Jasper Muller	K du Plessis	M MOODLEY	S. Warhary	BHEKI C	Emle Nanu Servel GS	KAuche Ran				
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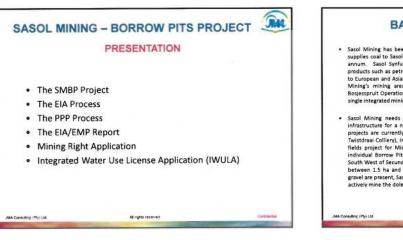
Annexure A

Copy of Presentation Slide Show









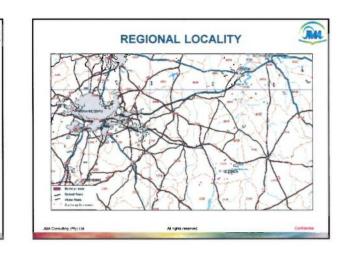
# BACKGROUND TO PROJECT

Sasol Mining has been mining coal in the Secunda area, for more than 30 years. Sasol Mining supplies coal to Sasol Synfuels which has a coal consumption of approximately 41 million tons per annum. Sasol Synfuels, by utilising various processes, beneficiates the coal into a number of products such as petrol, direaci, chemicals etc. In addition, a scentain amount of the coal is exported to European and Asian markets. Coal is currently mined by five production operations within Sasol Mining's mining area, consisting of the Twistdraal, Middelbult, Sylefontein, Brandspruit and Boglespruit Operations. Even though the Secunda Complex consists of these five operations, It is a single integrated mining area operated by Sasol Mining, and does not constitute individual mines.

Sasol Mining needs to source Dolerite Gravels in order to support the construction of new infrastructure for a number of new shaft complexes for mining coal in the Secunda Area. Three projects are currently underway to maintain the business, the Thubelisha shaft (replacement of trusistraia Collieny, Impureledo Mine, (replacement of Brandspruit Collieny), ad Shondoni (Brown fields project for Middelbult Collieny). The Sasol Mining Borrow Pit Project comprises of eight individual Borrow Pits scattered throughout the area and which are located in the area South to South West of Secunda. The total mined area will amount to 174 ha with individual pit size varying between 1.5 ha and 67 ha. Having identified several areas where extensive deposits of dolerite gravel are present. Sasol Mining now wishes to obtain the necessary environmental authorisations to actively mine the dolerite from these eight Borrow Pits.

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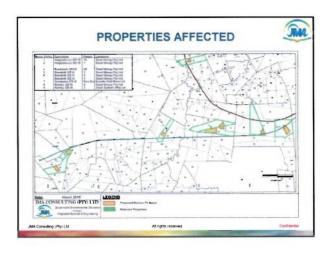
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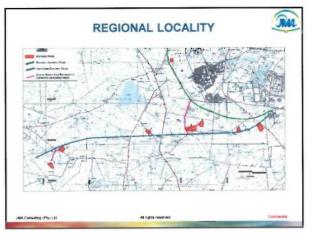


#### DETAILS OF THE APPLICANT

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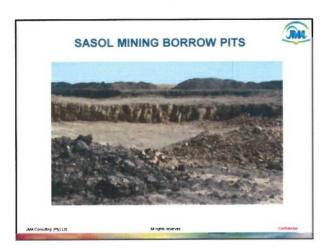
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E-mail:	pierre.jordaan@sasol.com	
Fax no:	(017) 522 5528	
Telephone no:	(017) 614 5003	
Postal Address:	PO Box 699, Trichardt, 2300	
Physical Address:	Walter Sisulu Road, Secunda, Sasol Mining	
Contact Person:	Pierre Jordaan	
Trading Name:	Sasol Mining	
Project Applicant:	Sasol Mining (Pty) Ltd	



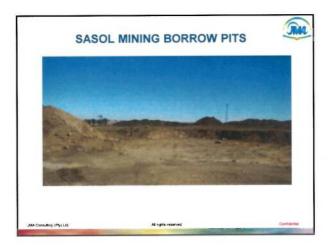


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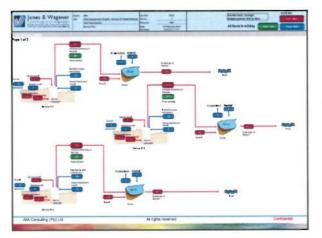


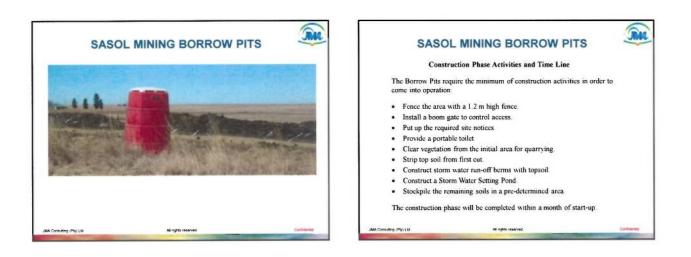




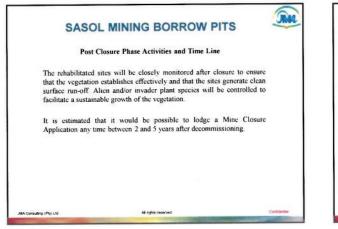


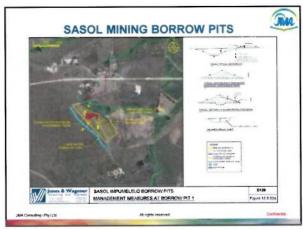




















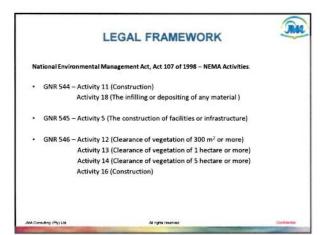


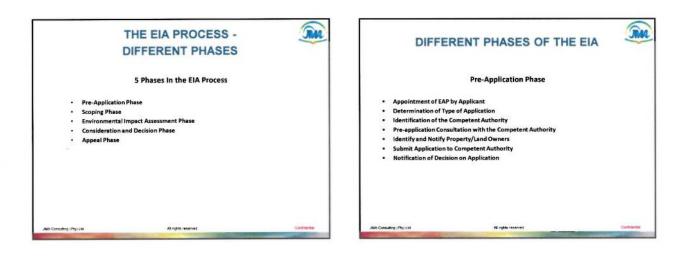


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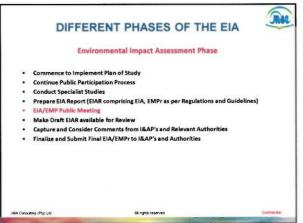
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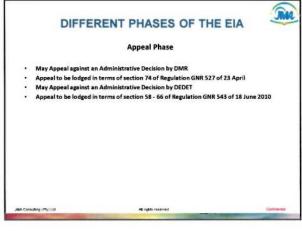


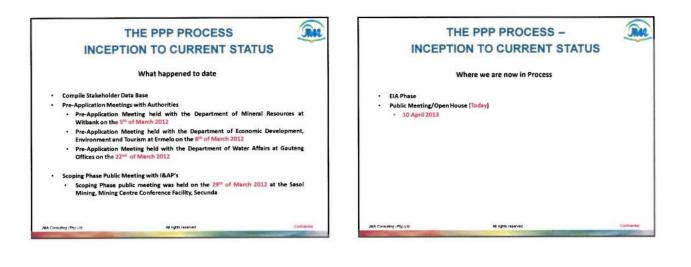


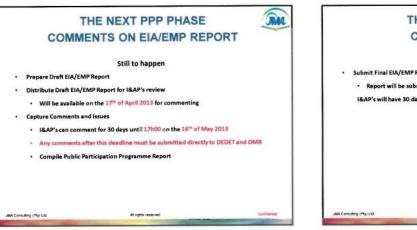


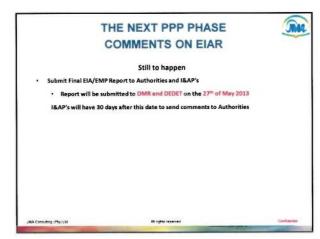




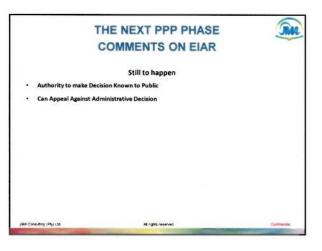




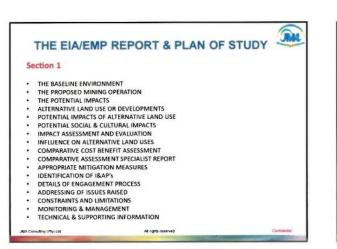


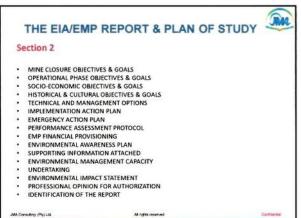


	EDET & DMR	-
Regional Department:	Mpumalanga Regional Office	
Ofrectorate/Designation:	DEDET	
Contact Person:	Mr Surgeon T Marebane	
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Telephone no:	017) 811 4830	
Féxno:	086 516 3658	
E-mail:	stmarebane@mpg.gov.ta	
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Directorate/Designation:	OMR	
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Telephone no:	013) 656 1448	
Faxno:	013) 690 3288	
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# THE INTEGRATED WATER USE LICENSE (MATER USE LICENSE (MATER)

#### NWA WATER USES:

Section 21(c): Impeding or diverting the flow of water in a watercourse;
Section 21(f): Discharging waste or water containing waste into a water

resource through a pipe, canal, sewer, sea outfall or other conduit;

 Section 21(g): Disposing of water containing waste in a manner which may detrimentally impact on a water resource;

Section 21(i): Altering the bed, banks, course or characteristics of a
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#### NWA Exemption:

- GNR 704 Activity 4(a)
- GNR 704 Activity 4(b)

JMA Consulting (Phy) Ltd

National Water Act								
GNR 704	Exemption from Requir	rements of Regulations						
4.	Restrictions on locality							
4(x)	No present in control of a mane or schrift may- locate or plane any results depart, dam, reserved, applicht with any associated structure or any other facility within the 1100 years flow-line or within a horizontal distance of 100 interess from any waterscores or enhany, benches or well, enclosing borbalies or wells datied specifically to monitor the pollution of ground-likely to become water-length, undermired, watelike or enclosed.							
4(b)	No person in control of a mine or activity may- except in relation to a matter contemplated in regulation 10 (2017) and any one any underground or openciest maning, prospecting or any other operation or activity under or within h the 150 year flood-inter from any watercourse or caluary, whichever a the greatest.	Development of # Dulente Borrow Pfa.						



- Please state your name and affiliation prior to asking your question.
- Your name and question will be minuted.
- If possible your question will be answered at the meeting.
- If you are satisfied with the answer it will be minuted, captured in the Issues and Response Register and your query will be considered as settled/concluded.
- If your question cannot be answered at the meeting, it will be minuted, captured in the Issues and Response Register, and will be formally attended to during the finalization of the EIAR.
- You can also submit your query in writing at the end of the meeting or post it to JMA, P O Box 883, Delmas, 2210, or alternatively;
- Fax to (013) 665 2364 or;
- e-mail to: kobus@jmaconsult.co.za
- All written queries/concerns/comments received will be acknowledged and will then be captured and responded to in the Issues and Response Register.
- The Issues and Response Register will be ammended as the project continues and will be appended as an APPENDIX to the EIAR as a separate Public Participation Report.





# **END OF MEETING**