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Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, Nkangala, Mpumalanga Province

Public Participation Report

Prepared for:

Universal Coal Development III (Pty) Ltd

Project Number:

UCD6097

DMRE Reference number:

MP 30/5/1/1/2/10027 EM

January 2021



This document has been prepared by Digby Wells Environmental.

Report Type:	Public Participation Report
Project Name:	Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, Nkangala, Mpumalanga Province
Project Code:	UCD6097

Name	Responsibility	Signature	Date
Thembinkosi Zulu	Report Writer		January 2021
Lerato Ratsoenyane	Reviewer		January 2021
Xanthe Taylor	Sign-off		January 2021

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1 Introduction

Universal Coal Development III (Pty) Ltd holds a Mining Right (MP30/5/1/1/2/10027MR) and an approved Environmental Management Plan (EMP) for the formerly known Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted to the Department of Mineral Resources and Energy (DMRE) and the Colliery name was amended to Ubuntu Colliery. This name change was approved in January 2019. Ubuntu Colliery is an operational mine located near Delmas within the Victor Khanye Local Municipality under the Nkangala Magisterial District in the Mpumalanga Province.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a public participation process (PPP) in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

Digby Wells Environmental (Digby Wells) has been appointed by Universal Coal Development III (Pty) Ltd as the Environmental Assessment Practitioner (EAP) to independently facilitate the environmental-legal application relevant to the proposed Project.

An integrated PPP has been undertaken for the environmental-legal process. This report constitutes the Public Participation (PP) Chapter which presents the objectives and activities undertaken as part of the PPP as well as the outcomes of public consultation throughout for this Scoping Phase.

1.1 Public Participation Process Objectives

The PPP objectives for the environmental-legal process are listed below:

- To comply with the legal requirements set out under NEMA;
- To ensure that Interested and Affected Parties (I&APs) are informed about the proposed project;
- To provide I&APs with the opportunity to comment on the proposed project;
- To utilise local knowledge to identify environmental and social concerns associated with the proposed project; and
- To provide I&APs with opportunities to verify that comments have been accurately recorded in the Comments and Response Report (CRR).

1.2 Legal Framework

PPP is a legislative requirement in terms of Chapter 6 of the EIA regulations (as amended) in accordance with Section 24(5) and 44 of the NEMA.

During the PPP, the following core activities were undertaken:

- Identification of relevant stakeholders who represent different sectors of the public who may be affected or interested in the project;
- Dissemination of information regarding the project through various media which included Background Information Document (BID), announcement letter, advertisement, and site notices; and
- Public consultation during the Scoping Phase to allow for the review and public commenting on the project proposal, potential impacts as well as the recommended mitigation and management measures.

2 Methodology

The methodology employed is detailed in the subsections below.

2.1 Identification of Stakeholders

Stakeholders for the proposed project are grouped into the following categories:

- **Government:** National, Provincial, District and Local authorities;
- **Landowners:** Directly affected and surrounding landowners;
- **Land occupiers:** Directly affected and surrounding land occupiers;
- **Communities:** Surrounding communities;
- **Non-Governmental Organisations (NGOs) and Community Based Organisations (CBOs):** Environmental and social organisations;
- **Agriculture:** Associations or organisations focussed on agricultural activities; and
- **Business:** Private business and Small and Medium and Micro Enterprises (SMMEs).

To ensure a proper representation of stakeholders by the proposed project, the following identification methods were used to develop a stakeholder database (Appendix A):

- The existing stakeholder databases used at the Ubuntu Colliery were reviewed and updated. In addition, Windeed and desktop searches were conducted in and around the project area to verify land ownership and obtain contact details which aided in the development of a Land Tenure Map (Appendix B);
- Responses were received from distribution of the BID and notification letter with attached registration and comment form;
- Telephonic consultations with landowners who were available* and

- Email correspondences with the Ward 7 local Councillor to assist in arranging meetings with affected communities. *

*Note: In terms of NEMA requirements, the public consultation period closed on 15 December 2020. As such, Digby Wells was unable to continue with arranging and undertaking further engagements with the remaining identified affected landowners and the Brakfontein community. As such, further engagements will be undertaken during the EIA phase to ensure that all relevant parties are informed, consulted and engaged on this proposed project.

2.2 Public Participation Media

The legislative requirements indicate that specific media / materials be utilised as part of the PPP. Over and above the legislative requirements, the following media have been utilised for the PPP to inform stakeholders of the proposed project (see Table 2-1 for further details). The various Public Participation media / materials used throughout the PPP have been appended hereto, namely:

- **Background Information Document:** a BID (Appendix C) which included a project description, information about the relevant legislation, the competent authorities, and details of the appointed EAP was prepared and distributed via email and by hand delivery.
- **Comment and Registration Form:** comment and registration forms (Appendix D) were distributed simultaneously with the BID for stakeholders to use for formal registration as I&APs or to submit initial comments on the project proposal,
- **Notification Letters and SMS's:** notification letters, via email (Appendix E) and SMS's were distributed to notify registered I&APs of the availability of the Draft Scoping Report (DSR) for public commenting.
- **Newspaper Advertisement:** Newspaper advertisement (Appendix F) was published in English in the Streeknuus Gemeenskap, which is a local newspaper that distributes to the surrounding areas in Delmas. The aim of the advertisement during the Scoping Phase was to notify I&APs of the availability of the DSR for public review and commenting. In addition, the public was encouraged to register as I&APs for the project; and
- **Site notices:** Site notices (Appendix G) were placed at various strategic areas within the project environment. The site notices contained information relating to the proposed project, the EAP and registration process as I&APs.

2.2.1 Project Announcement and Scoping Phase

Table 2-1 below details the activities undertaken during this phase.

Table 2-1: Scoping Phase Consultation

Activity	Details	Reference in Report
Identification of stakeholders	A stakeholder database was developed and will be continuously updated during the EIA phase. The database included stakeholders representing various sectors of society, including directly affected and adjacent landowners, in and around the proposed project area. A Land Tenure Map was developed and presented to the public, showing directly and indirectly affected farms.	Appendix A: Stakeholder database Appendix B: Land Tenure Map
Distribution of BID and announcement letter	A BID and notification letter with Registration and Comment Form was emailed to stakeholders on 6 November 2020	Appendix C: BID; Appendix D: Registration and Comments Form; Appendix E: Announcement Letter
Placing of newspaper advertisement	An English advertisement was published on 6 November 2020 in the Streeknuus Gemeenskap to announce the project and availability of the Draft Scoping Report.	Appendix F: Newspaper advertisements
Displaying site notices	English site notices were put up around the proposed project site and other public places within the vicinity of the proposed site on 5 November 2020 .	Appendix G: Site Notice
Public Review of the Draft Scoping Report	Announcement of the availability of the DSR was made via email and SMS notifications to stakeholders together with the formal project announcement letter on Friday 6 November 2020 . The DSR was made available on http://view.datafree.co/PublicDocuments/ (under Public Documents). <i>Due to the COVID-19 national lock down, the DSR was released electronically via a data free resource.</i> <i>(30-day legislated comment period for the DSR was from 6 November 2020 to 7 December 2020.)</i>	Appendix H: Notification Letter
Announcement of the Final Scoping Report	Final Scoping Report (FSR) will be submitted to the DMRE on 6 January 2021. A notification letter for availability of the FSR will be emailed to all stakeholders on the database. The FSR will also be made available on http://view.datafree.co/PublicDocuments/ under Public Documents.	

Activity	Details	Reference in Report
Obtained comments	Comments, issues of concern and suggestions received from stakeholders were captured and responded to in the Comments and Responses Report (CRR).	Appendix I: Comments Received and CRR

3 Stakeholder Communication during the Scoping Phase

Separate Focus Group Meetings with affected landowners and communities were organised and the outcomes of the process is described in the subsections below.

3.1 Landowner Focus Group

Telephonic consultations to invite landowners to a Focus Group Meeting (FGM) were undertaken using contact details from the existing stakeholder database as well as referrals from people contacted.

Mr Koos Uys is the previous owner of Farm Portions 9 and 26 of Farm Brakfontein 264 IR. These portions are directly affected by the proposals however, Universal Coal has acquired the land ownership from the most recent owner. Mr Uys did not wish to attend any meetings nor to be contacted further when spoken to over the telephone.

Mr Victor, who farms on Brakfontein 264 IR Portions 26 and 34 was unavailable for the FGM planned for the landowners.

3.2 Community Focus Group

It is to be noted Digby Wells contacted the Victor Khanye Local Municipality and obtained a list of relevant municipal staff personnel including the Ward Councillor for Ward 7. As such, Digby Wells liaised with the Ward 7 Councillor to assist in arranging a FGM with the affected community near the Ubuntu Colliery. The Ward 7 Councillor undertook communication with ward committee members and residents to organize the FGM for 4 December 2020. Digby Wells was then informed the same day by the Ward 7 Councillor that miscommunication led to the incorrect community namely, Savannah Community which is not affected by the Ubuntu Colliery Project being invited to the FGM. The Ward 7 Councillor communicated to Digby Wells that he will inform the residents of the error and adjourn the meeting.

Digby Wells then requested the Ward 7 Councillor to assist in organising another FGM for 5 December with the correct and affected community namely, Brakfontein near the Ubuntu Colliery. The Ward 7 Councillor made the attempt to organize the meeting which was unsuccessful.

Digby Wells will utilise the existing communication channels between Universal Coal and the affected community based on the outcomes of the unsuccessful meeting arrangements with the Ward Councillor. The findings of this meeting will be incorporated into the CRR and made available for public comment during the EIA Phase of the EA environmental-legal process.

4 Conclusion and Remarks

The DMRE, as competent authority, will assess the Final Report and issue a decision based on the PPP undertaken during the Scoping Phase. Should the Scoping Report be accepted by the DMRE, the next phase of the environmental regulatory process namely, the EIA Phase will commence. Further correspondence will be sent to all registered I&APs for the availability of the Draft EIA report and participation in this process.



Appendix A: Stakeholder Database



Appendix B: Land Tenure Map



Appendix C: Background Information Document



Appendix D: Registration & Comments Form



Appendix E: Announcement Letter



Appendix F: Newspaper Advertisement



Appendix G: Site Notices



Appendix H: Notification Letter



Appendix I: Comments Received and CRR

Category	Department/organisation	Name and Last Name	Position
National Government	Department of Environmental Affairs (DEA)	Ms Nyiko Nkosi	Principal Environmental Officer
National Government	Department of Environmental Affairs (DEA)	Lucas Mahlangu	Control Environmental Officer
National Government	Department of Water Affairs and Sanitation	Dakalo Rambuda	Environmental Officer
National Government	Department of Water Affairs and Sanitation	Phillimon Khwinana	Control Environmental Officer
National Government	Department of Mineral Resources and Energy (DMRE)	Andre Cronje	Chief Director
National Government	Department of Mineral Resources and Energy (DMRE)	Adv. Thabo Mokoena	Director-General
National Government	Department of Mineral Resources and Energy (DMRE)	Patricia Gamede	
National Government	Department of Mineral Resources and Energy (DMRE)	Adv Mmadikeledi Malebe	
National Government	Department of Mineral Resources	David Msiza	
National Government	Department of Rural Development and Land Reform (DRDLR)	Mr Max de Kock	Deputy Director
National Government	Department of Rural Development and Land Reform (DRDLR)	Mr Harry Maphutha	Regional Land Claims Commissioner
National Government	Department of Rural Development and Land Reform	Mduduzi Shabane	
National Government	Department of Rural Development and Land Reform	Emma Twala	MP Land Use Administrator
National Government	Department of Water and Sanitation (DWS)	Bashan Govender	
National Government	Department of Water and Sanitation (DWS)	Marius Keet	
National Government	Department of Water and Sanitation (DWS)	Pertunia Ramunenyiwa	

Category	Department/organisation	Name and Last Name	Position
National Government	Department of Water and Sanitation (DWS)	Kelvin Legge	
National Government	Department of Water and Sanitation (DWS)	Konanani Khorommbi	
National Government	Department of Public Works	Mziwonke Dlabantu	
National Government	Department of Transport	Pule Selepe	
National Government	Department of Labour	Thobile Lamati	
National Government	Department of Agriculture, Forestry and Fisheries	Ms Nomvuzo Mjadu	Deputy Director - Water Managerment
National Government	Department of Agriculture, Forestry and Fisheries	Ms Mashudu Mukwevho	Dir: Land Use & Soil Management
National Government	Department of Agriculture, Forestry and Fisheries (DAFF)	Mashudu Marubini	
National Government	Department of Agriculture, Forestry and Fisheries (DAFF)	Mpume Ntlokwana	
National Government	Department of Agriculture, Forestry and Fisheries (DAFF)	Portia Khumalo	
Provincial Government	Department of Mineral Resources and Energy (DMRE)	Ms Mashudu Mutengwe	Assistant Director
Provincial Government	Department of Mineral Resources and Energy (DMRE)	Helen Maumela	
Provincial Government	Department of Mineral Resources and Energy (DMRE)	Samuel Mathavhela	
Provincial Government	Department of Mineral & Energy	Martha Mokonyane	
Provincial Government	Department of Mineral & Energy	Mashudu Dzivhani	

Category	Department/organisation	Name and Last Name	Position
Provincial Government	Agriculture, Rural Development and Land Administration	Ms Nelisiwe Sithole	
Provincial Government	Agriculture, Rural Development and Land Administration	Ms Violet Siwela	
Provincial Government	Agriculture, Rural Development and Land Affairs (MDALA)	Mr Joe Mabuza (JM)	MCA Manager: Pollution
Provincial Government	Agriculture, Rural Development and Land Affairs (MDALA)	Mr Sipiwe Mahlangu	Assisting Director (Pollution)
Provincial Government	Office of The Premier	Mr. KM Mohlasedi	
Provincial Government	Department of Economic Development, Environment & Tourism	Duduzile Maphanga	Pollution and Waste
Provincial Government	Department of Finance, Economic Development, & Tourism	Ms Nombedesho Nkamba	Head of Department
Provincial Government	Department of Finance, Economic Development, & Tourism	Mr Mohau Ramodibe	Media Liaison Officer
Provincial Government	Department of Economic Development, Environment & Tourism	Mr PS Mohlala	
Provincial Government	Department of Economic Development, Environment & Tourism	Mr MW Mkhize	Head of Department
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Mr. S Kheva	Director
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Mrs. M Ralushai	Scientific Manager
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Ms. K Mashava	Production Scientist
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Lindiwe Mabuza	

Category	Department/organisation	Name and Last Name	Position
Provincial Government	Department of Water Affairs and Sanitation (DWS)	Stanford Macevele	
Provincial Government	Department of Water Affairs and Forestry	Nokuthula Cebekhulu	
Provincial Government	Department of Water Affairs and Forestry	Tembani Mashamba	
Provincial Government	Office of The Premier	Mr Mokohe Taiwe	
Provincial Government	Office of The Premier	Mr David Mabuza	
Provincial Government	Office of The Premier	Dr Nonhlanhla Mkhize	
Provincial Government	Office of The Premier	Ms Nonkululeko Mbatha	
Provincial Government	Department of Public Works, Road and Transport	Siyabonga Matshata	
Provincial Government	Department of Public Works, Road and Transport	Kleinboi Mabaso	
Provincial Government	Department of Public Works, Road and Transport	Tsepo Lefifi	
Provincial Government	Department of Public Works, Road and Transport	Mr KM Mohlaseedi	Head of Department
Provincial Government	Department of Public Works, Road and Transport	Mr David Nkambule	Head of Communications
Provincial Government	Department of Public Works, Road and Transport	Mr Densy Malatji	
Provincial Government	Department of Public Works, Road and Transport	Stephan Pienaar	
Provincial Government	Department of Health	Dr A Morake	Head of Department
Provincial Government	Department of Health	Mr Dumisani S Malamule	Head of Communications

Category	Department/organisation	Name and Last Name	Position
Provincial Government	Department of Health	Mrs Careen Swartz	
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr Cain M Chunda	Head of Department
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr George Mthethwa	Head of Communications
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr ML. Matsebula	Acting Director:
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr M. Simelane	
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Ms CP. Nkuna	
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr FJ. Mogane	
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr BC. Ntiwane	
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Mr ET. Mashego	
Provincial Government	Department of Co-operative Governance and Traditional Affairs (CoGTA)	Ms MZ. Lushaba	
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Sam Nkosi	Chief Director
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Lindelani Shezi	District Director
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Happy Motha	Project Officer
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Freedah Lubisi	

Category	Department/organisation	Name and Last Name	Position
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Themba Mkhonto	
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Mr Benjamin Mlomo	Operations Manager
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Ntokozo Nkambule	Deputy Director (land Reform)
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Petruscha Lindoor	
Provincial Government	Department of Rural Development and Land Reform (DRDLR)	Vusi Kleinboy Khoza	
Provincial Government	Department of Social Development (DSD)	Ms Ningi Mlangeni	Head of Department
Provincial Government	Department of Social Development (DSD)	Mr Ronnie Masilela	Head of Communications
Provincial Government	Department of Social Development (DSD)	Ms Petunia Lessing	
Provincial Government	Mpumalanga Provincial Heritage Resources Authority	Mr Benjamin Moduka	
Provincial Government	Mpumalanga Provincial Heritage Resources Authority	Nkosazana Machete	
Provincial Government	Provincial Treasury	Eunice Chego	
Provincial Government	Provincial Treasury	Joye Nel	
Provincial Government	Provincial Treasury	Mamatjie Matume	
Provincial Government	Provincial Treasury	Ms Nonkululeko Mbatha	
Provincial Government	Provincial Treasury		
Provincial Government	Department of Agriculture, Forestry and Fisheries		

Category	Department/organisation	Name and Last Name	Position
Provincial Government	Department of Agriculture, Forestry and Fisheries		
Provincial Government	Department of Agriculture, Forestry and Fisheries	Mr Love Shabane	
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms. V.S. Siwela	
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms. N.L. Sithole	
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms. Z.J. Shabangu	
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Mr. Bheki Nyathikazi	
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Mr. O.G. Xaba	
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Andries Gamede	MEC
Provincial Government	Department of Agriculture, Rural Development and Land Administration (DARDLA)	Ms Nelisiwe Sithole	Head of Department
Provincial Government	South African Heritage Resources Agency Ltd (SANRAL)	Phillip Hine	

Category	Department/organisation	Name and Last Name	Position
Provincial Government	South African Heritage Resources Agency Ltd (SANRAL)	Ms Victoria Bota	Environmental Coordinator
Provincial Government	Mpumalanga Tourism and Parks Agency	Hannes Botha	
Provincial Government	Mpumalanga Tourism and Parks Agency	Francois Krige	EIA Scientist (LUA Unit SS) Land Use Adviser Khomilla Narasoo (PA)
Provincial Government	South African Heritage Resources Agency Ltd (SANRAL)	Mr Mike Yorke-Hart	
Provincial Government	Mpumalanga Department of Economic Development, Environment, Conservation and Tourism (MDEDECT)	Ms Dineo Tswai	Deputy Director
Provincial Government	Mpumalanga Department of Economic Development, Environment, Conservation and Tourism (MDEDECT)	Ms Okwethu Fakude	
Local Authority	Nkangala District Municipality	Ms Miilicent Skosana	Municipal Manager
Local Authority	Nkangala District Municipality	Mr Solly Links	Environmental Officer
Local Authority	Nkangala District Municipality	Mr Andrew Nkosi	Stakeholder/PP Official
Local Authority	Nkangala District Municipality	Mr Walter Makgai	LED Manager
Local Authority	Nkangala District Municipality	Mr Boetie Mathe	IDP Manager
Local Authority	Nkangala District Municipality	Cllr E Makhabane	Chairperson
Local Authority	Nkangala District Municipality	Cllr L Dikgale	Chairperson
Local Authority	Nkangala District Municipality	S.K Mashilo	Chairperson

Category	Department/organisation	Name and Last Name	Position
Local Authority	Nkangala District Municipality	N.A.L Mtsweni	Chairperson
Local Authority	Nkangala District Municipality	Idah Dikeledi	
Local Authority	Nkangala District Municipality	Vusi Mahlangu	Enviromental Manager
Local Authority	Nkangala District Municipality	Walter Makgai	LED Manager
Local Authority	Nkangala District Municipality	Precious Raputsoa	IDP Manager
Local Authority	Nkangala District Municipality	Thomas Ngwenya	Mayor
Local Authority	Victor Khanye Local Municipality	Nhlanhla Masango	LED Manager
Local Authority	Victor Khanye Local Municipality	ST Matladi	Municipal Manager
Local Authority	Victor Khanye Local Municipality	Beauty Mokoena	IDP Manager
Local Authority	Victor Khanye Local Municipality	S Riba	Planning Manager
Local Authority	Victor Khanye Local Municipality	CLlr Skhukhune	Ward 7
Environmental NGO's	Birdlife South Africa	Nathan Philander	
Environmental NGO's	Birdlife South Africa	Pamela Barrett	CEO PA & Secretary
Environmental NGO's	Center for Environmental Rights NPC	Nicole Loser	
Environmental NGO's	Centre for Environmental Rights NPC	Robyn Hugo	
Environmental NGO's	Centre for Environmental Rights NPC	Teboho Sebogodi	Candidate Attorney
Environmental NGO's	Centre for Environmental Rights NPC	Slyvia Kamanja	
Environmental NGO's	Centre for Environmental Rights NPC	Makoma Lekalakala	Senior Programmes Officer

Category	Department/organisation	Name and Last Name	Position
Environmental NGO's	Earthlife Africa	Dominique Doyle	
Environmental NGO's	Earthlife Africa	Tristan Taylor	
Environmental NGO's	Endangered wildlife Trust (EWT)	Adam Pires	Programme Manager
Environmental NGO's	Endangered wildlife Trust (EWT)	Bradley Gibbons	Field Officer
Environmental NGO's	Endangered Wildlife Trust (EWT)	Ashleigh Dore	Training Coordinator
Environmental NGO's	Endangered Wildlife Trust (EWT)	Wendy Collinson	Field Officer
Environmental NGO's	Groundworks	Bobby Peek	Climate & Environmental Justice
Environmental NGO's	Lawyers for Human Rights	Kayan Leung	Candidate attorney
Environmental NGO's	Lowveld Bird Club	Karen Bullen	Lowveld Chairperson
Environmental NGO's	Rock Art Research Institute	David Pearce	Director
Environmental NGO's	Wildlife and Environment Society of South Africa (WESSA)	Lemson Betha	Project Manager
Environmental NGO's	Water Research Commission	Adriaan Taljaard	Marketing and Communications Manager
Environmental NGO's	Mogol Farmers Association	Theuns Pretorius	
Environmental NGO's	TCTA	Nelwamondo Azwianewi	
Environmental NGO's	Waterberg Environmental Justice Forum (WEJF)	Francina Nkosi	
Environmental NGO's	Working for Wetlands	Lebogang Ralepeli	
Environmental NGO's	Federation for a Sustainable Environment	Mrs Mariette Liefferink	

Category	Department/organisation	Name and Last Name	Position
Environmental NGO's	Realsearch Environmental Management and Development	Basson Chris	
Environmental NGO's	Steenbokpan Development Consortium	Maritz Chris	
Environmental NGO's	Lajuma Environmental Research Centre	Gaigher Ian	
Environmental NGO's	Regional Advisory Environmental Forum	Hunt Arthur	
Environmental NGO's	Wildlife and Environment Society of South Africa (WESSA)	Perkins Luke	
Directly Affected Landowners Brakfontein 264IR Pnt 9	Koos UYS & SEUN Boerdery CC	Koos	
Directly Affected Landowners Brakfontein 264IR Pnt 10		Johan Gericke	
Directly Affected Landowners Brakfontein 264IR		Frans Venter	
Directly Affected Landowners Brakfontein 264IR Pnt 26	Koos UYS & SEUN Boerdery CC	Koos UYS	
Directly Affected Landowners Brakfontein 264IR Pnt 30	Andries Schoeman Brakfontein Boerdery PTY LTD	Brent	
Directly Affected Landowners Brakfontein 264IR Pnt 31	Transnet LTD	Louis Makhubele	

Category	Department/organisation	Name and Last Name	Position
Directly Affected Landowners Brakfontein 264IR Pnt Remainder		Henry Gerlach (chicken farm manager)	
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Ronell van der Merwe	
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Kutume	
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Mokgadi Maloba	
Directly Affected Landowners Vanggatfontein 251 IR 0 & 9	Keaton Mining	Njabulo	
Landowner		Japie Victor	
Landowner		Johannes Potgieter	
Client	Universal Coal	Redwin Tshisudzungwane	

Universal Coal Development III (Pty) Ltd Ubuntu Colliery EIA

Land Tenure

Legend

- Mining Right Boundary
- Main Road
- Street
- Non-Perennial River/Stream
- Perennial River/Stream
- Dam / Lake
- Perennial Pan
- Farm Boundary
- Farm Portions

Approved Infrastructure

- Approved Infrastructure
- Open Cast Pit

Proposed Infrastructure

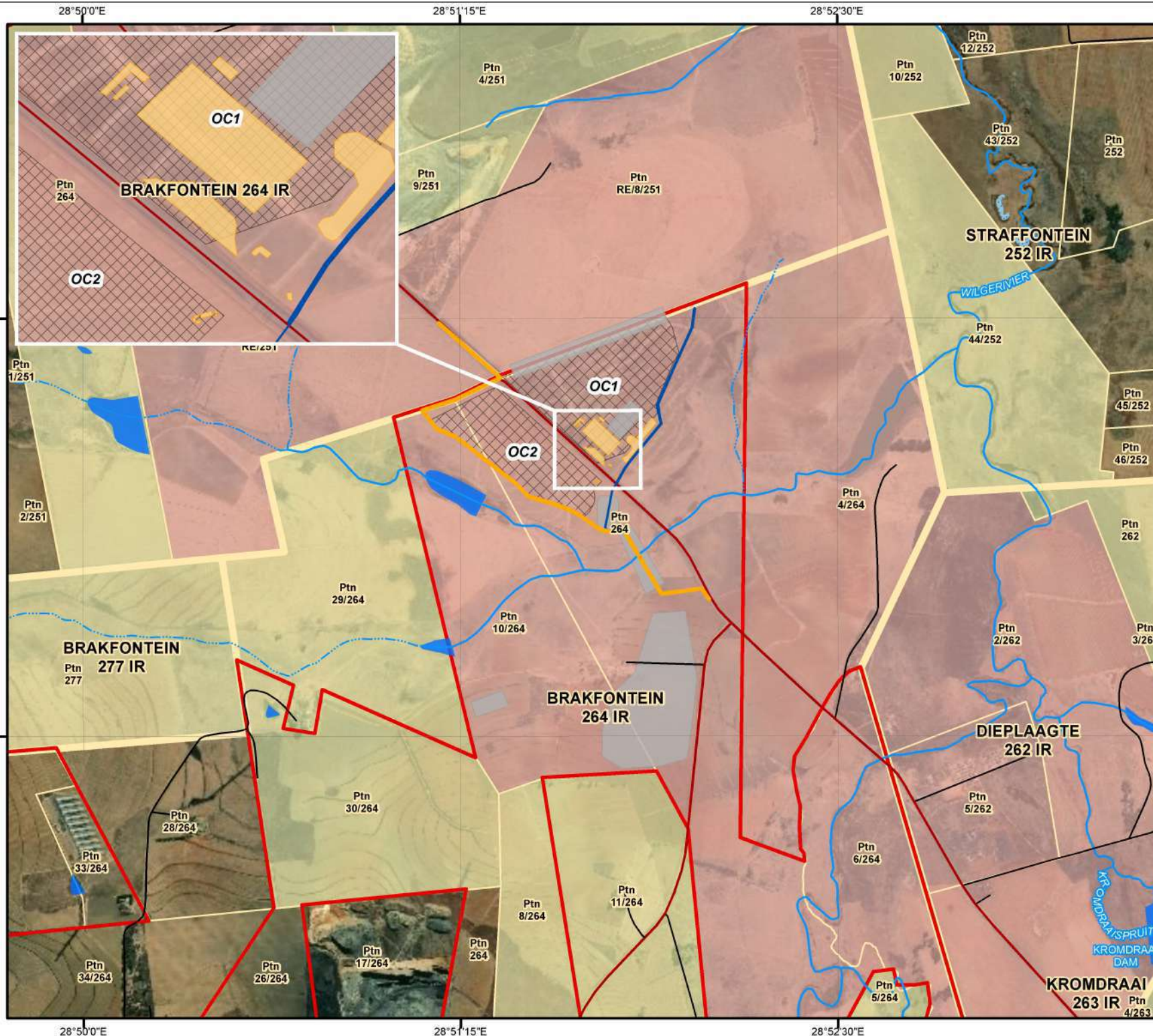
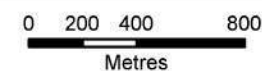
- Canal
- D2546 District Road Diversion
- Proposed Infrastructure

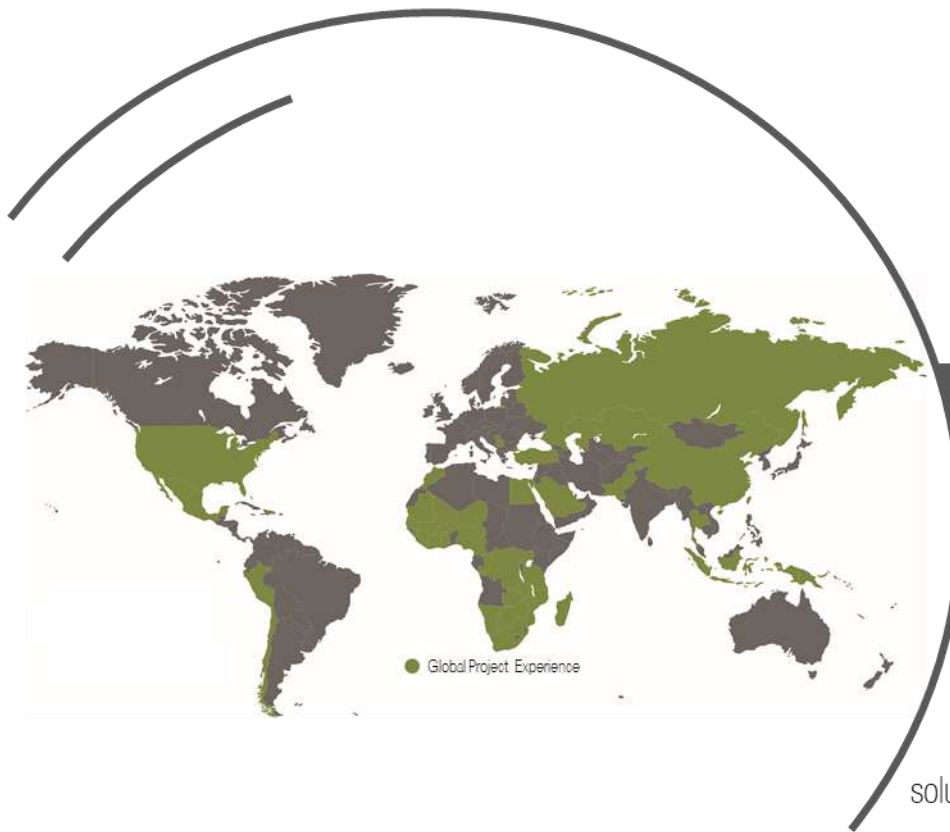
Land Tenure

- Directly Affected
- Indirectly Affected



Projection: Transverse Mercator
Datum: WGS 1984
Central Meridian: 29°E
Date: 28/10/2020
Ref #: UCD6097_EMS_04_AMT_v2





DIGBY WELLS
ENVIRONMENTAL

Your Preferred Environmental
and Social Solutions Partner

Providing innovative and sustainable
solutions throughout the resources sector

Environmental Authorisation for proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

Background Information Document

Prepared for:

Universal Coal Development III (Pty) Ltd

Project Number:

UCD6097

November 2020

**TO REGISTER AND FOR MORE INFORMATION PLEASE USE THE FOLLOWING
CONTACT INFORMATION**

Ms Janet Mkhabela

Digby Wells Environmental

PO Box 10046, Randburg, 2125

Tel: (011) 789 9495/ Fax: (011) 789 9498 / (011) 069 6801

Email: sh@digbywells.com

1 Purpose of this Document

The purpose of this document is to provide all Interested and Affected Parties (I&APs) with information relating to the environmental-legal application required for the proposed Scoping and Environmental Impact Assessment (EIA) Process for the Ubuntu Colliery undertaken for Universal Coal Development III (Pty) Ltd (Universal Coal).

This document aims to:

- Provide a description of the proposed Project;
- Provide an overview of the regulatory process that will be followed;
- Provide details of the Public Participation Process in accordance with relevant legislation; and
- Invite all Interested & Affected Parties to register as stakeholders, provide comment, raise issues or concerns, and provide suggestions for the enhanced benefit of the Project.

2 Introduction to the Project

Universal Coal Development III (Pty) Ltd holds a Mining Right (MP30/5/1/1/2/10027MR) and an approved Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted to the Department of Mineral Resources and Energy (DMRE) and the Colliery name was amended as Ubuntu Colliery. This name change was approved in January 2019. Ubuntu Colliery is an operational mine located near Delmas in the Mpumalanga Province.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a Public Participation Process in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

Digby Wells Environmental (Digby Wells) was appointed by Universal Coal Development III (Pty) Ltd as the Environmental Assessment Practitioner to independently facilitate the environmental-legal application relevant to the proposed Project.

3 Project Location

The proposed Project is located in the western part of the Mpumalanga Province, approximately 16 km northeast of the town of Delmas. The Mining Right Area falls under the Victor Khanye Local Municipality and Nkangala Magisterial District, Mpumalanga Province. Figure 3.1 provides the local setting, the Mining Right boundary and a focus on the area to which this study applies.

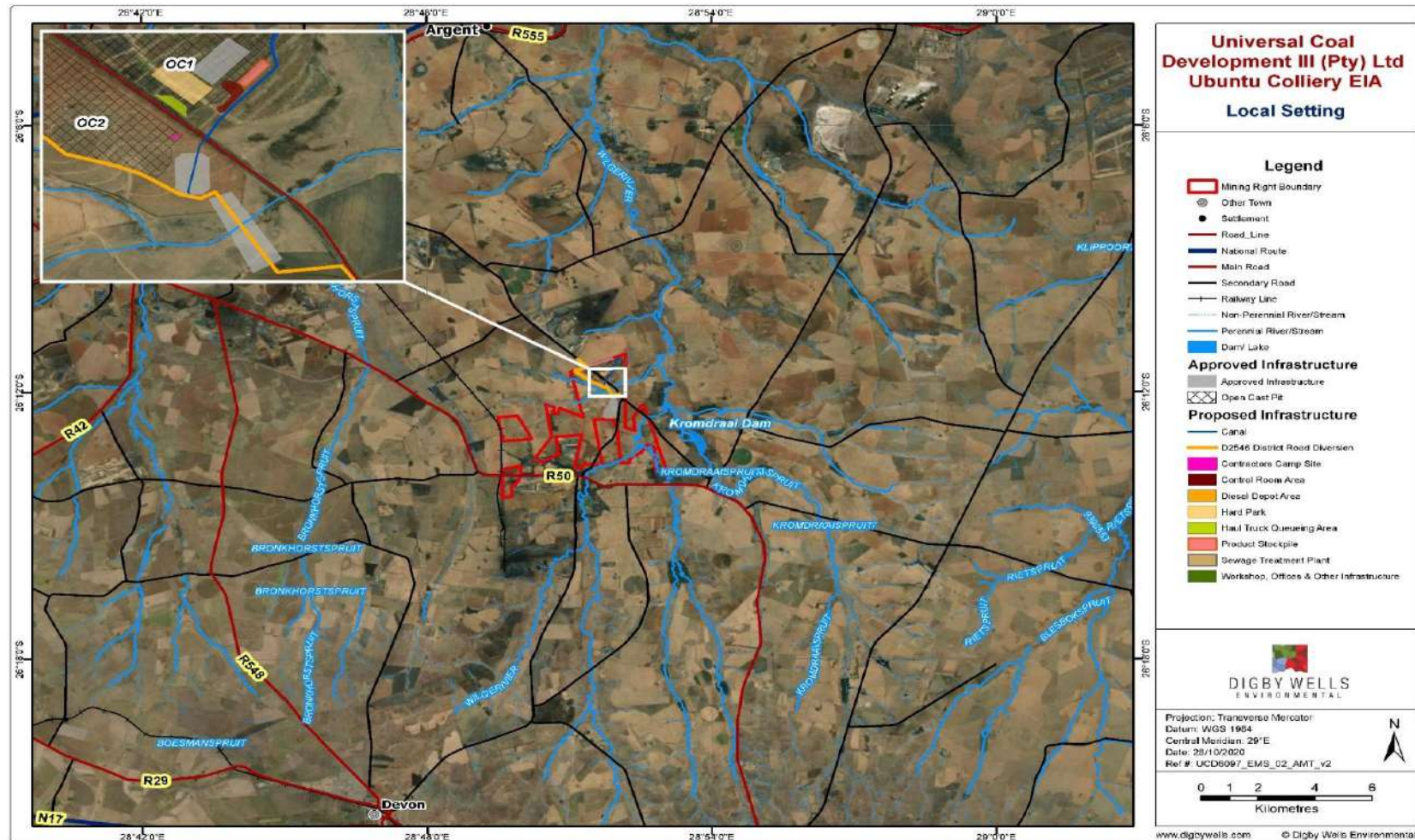


Figure 3-1: Project Locality Map

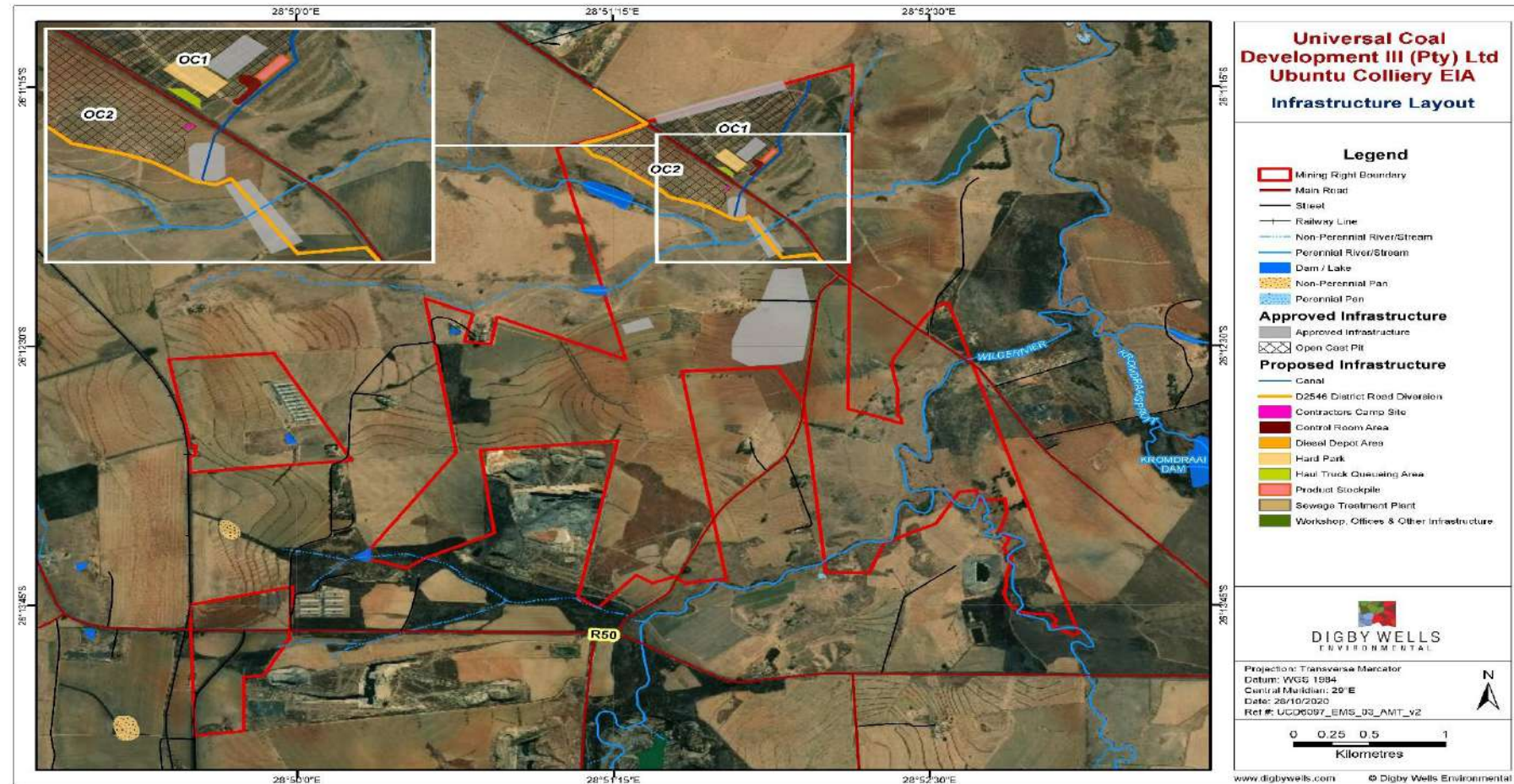


Figure 3-2: Infrastructure Layout

4 Project Description

This section includes the details of the approved infrastructure, additional infrastructure as well as the details of the project activities.

4.1 Approved infrastructure

The approved infrastructure (as per the approved EMP) includes the following:

- Parking and offices;
- Weighbridge;
- Run of Mine (RoM) pads;
- Pollution Control Dams (PCD's);
- Opencast mining;
- Culvert;
- Mine equipment workshop and stores; and
- Wash bay facility.

The initial approval did not to have any processing infrastructure on site but to transfer the coal to Kangala Colliery for further processing (including crushing, screening and washing). This has subsequently proven to not be a practical solution and crushing, and screening will now be taking place in the approved pit area with a mobile crusher and screening plant.

4.2 Additional infrastructure (The Project)

Further to on-site crushing and screening, the following additional infrastructure requires inclusion and approval:

- | | |
|---|--------------------------------------|
| • Guard house and access control gate; | • LDV and main access road; |
| • Control room; | • Heavy duty truck access road; |
| • Toilet facilities; | • Storm water diversion berm/trench; |
| • Haulage truck queueing area; | • Access control and boom gate; |
| • Hard park area; | • Topsoil safety berm; |
| • Brake test ramp area; | • Laboratory office; |
| • Diesel depot area; | • Sewage Treatment Plant; |
| • Product stockpile; | • Contractors camp site; |
| • Perimeter fencing; | • Water Treatment Plant |
| • Crushing facilities and stockpile area; | • 45 000 litre silo tank; |

- Diversion of D2546 District road.

The following should be further noted pertaining to the above proposed infrastructure:

- The new infrastructure shall be established on environmentally authorised land;
- The WTP will treat borehole water sourced from areas in the project footprint. The treated water will be for domestic use. The daily throughput of the WTP will be 12m³ p/day; and
- The specific designs for the diversion of district road D2546 will be confirmed. It is proposed to have a reserve of 30 m and length of 2,5 km..

4.3 Project Activities

The construction, operation and decommissioning phases of the Project shall comprise of the activities in Table 4-1. These Project activities will be used for the impact assessment.

Table 4-1: Project Activities

Phase	Activity
Construction	Surface preparation for infrastructure
	Construction of surface infrastructure
Operational	Operation and maintenance of infrastructure
	Use and maintenance of haul roads (incl. transportation of coal to washing plant)
Decommissioning	Demolition and removal of all infrastructure (incl. transportation off site)
	Rehabilitation (spreading of soil, re-vegetation and profiling/contouring)
	Installation of post-closure water management infrastructure

5 Environmental Authorisation Process

Universal Coal must undertake an Application for Environmental Authorisation for triggered Listed Activities in terms of the EIA Regulations, 2014 (as amended) and promulgated NEMA. This application process is dictated by a 300-day timeframe, from the date of submission until the

Application is either approved or rejected by the commenting Authority, in this instance, the DMRE. The timeframes and Scoping/EIA Process is shown in Figure 6-1, below.

6 Public Participation Process

Stakeholders are invited to register as I&APs and to submit their comments regarding the proposed project. Registered I&APs will be informed about availability of reports via their preferred means of communication (SMS, email, post or fax). Contributions from I&APs will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting studies. Stakeholders and I&APs can submit their comments and issues directly to the Digby Wells Stakeholder Engagement Team by completing the Comment and Registration Sheet appended to the end of this document.

The Environmental Authorisation Application process is summarised in Figure 6-1 and it also indicates the critical stages for stakeholder engagement.

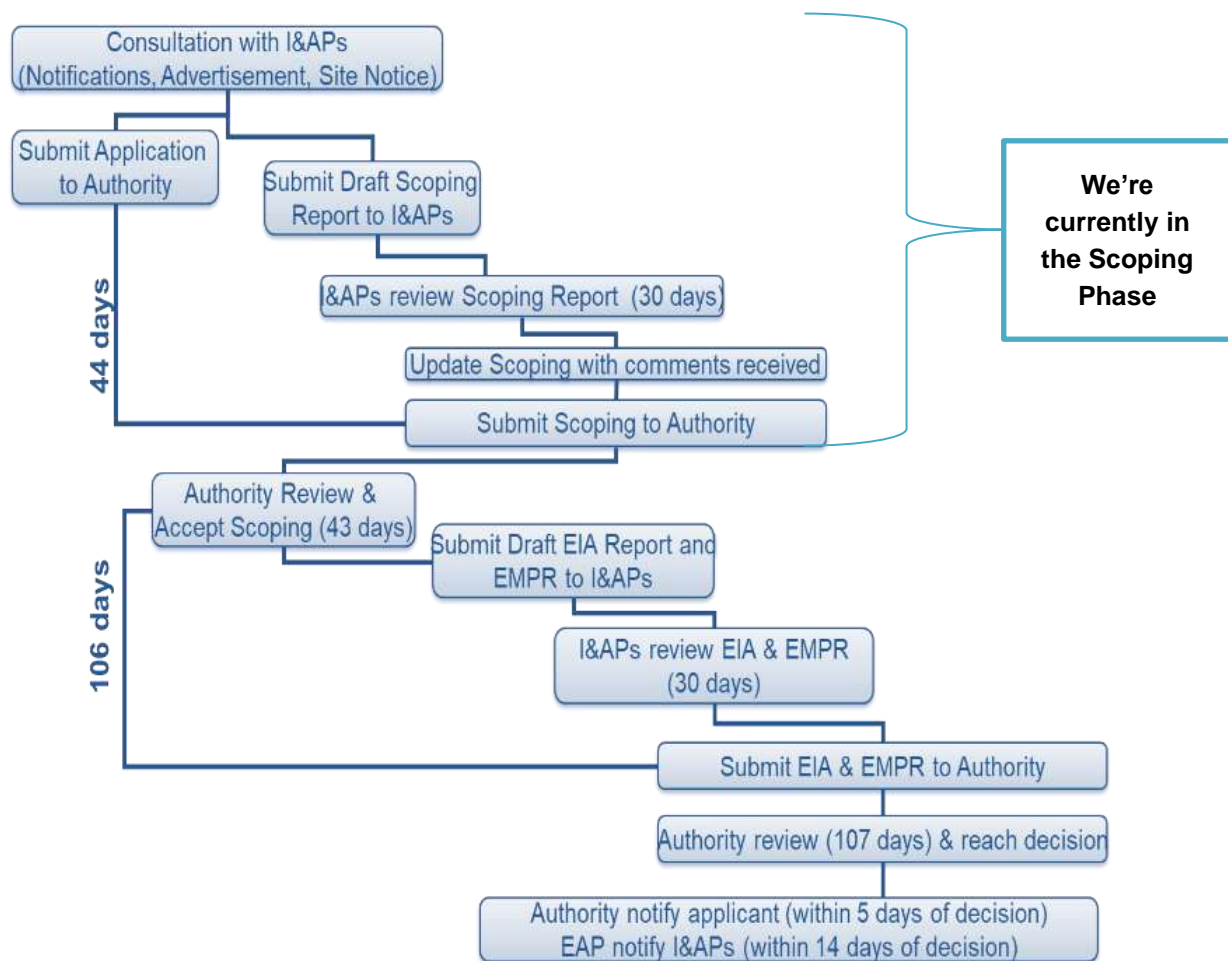


Figure 6-1: The Full Scoping and EIA process flowchart

As indicated in Figure 6-1 we are currently in the Scoping Phase of the Project and the Draft Scoping Report is currently electronically available for public comments on the Digby Wells

website (see Table 6-1 below). The aforementioned Report can be downloaded free of data charges and is available for a 30-day legislated period from **6 November 2020 to 7 December 2020**. **Due to the COVID-19 national lock down, the Draft Scoping Report has been released electronically.**

Table 6-1: Draft Scoping Report Availability

Contact Person	Public Place /Location	Contact
Electronic Copies		
Janet Mkhabela	www.digbywells.com (under Public Documents); and http://view.datafree.co/PublicDocuments/ (data free link)	sh@digbywells.com



Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

REGISTRATION AND COMMENT FORM

November 2020

Registered Interested and Affected Parties (I&APs) will be informed of ongoing developments via their preferred means of communication (SMS, email, post or fax). The draft Scoping Report is available for comment **electronically**. The report will be made available for a 30-day legislated period from **6 November 2020 to 7 December 2020** via the Digby Wells website www.digbywells.com (under Public Documents). The Report is also available on Digby Well's data free link <http://view.datafree.co/PublicDocuments/>. Comments raised by stakeholders will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting the Environmental Assessment Process. Please register as an Interested and Affected Party (I&AP) and provide comments by sending this form, or other written correspondence, to the contact details provided below:

Ms. Janet Mkhabela of Digby Wells Environmental Stakeholder Engagement Office:

Email: sh@digbywells.com

Please formally register me as an Interested and Affected Party (I&AP)	Yes		No	
I would like to receive my notifications by	Email	SMS	Post	Fax

Please indicate which sector you represent and also provide a name

Government Department	
Municipality	
Community	
Non-Government Organisation	
Business	

If you are a landowner or land occupier, please indicate which farm(s) and portion(s) you reside on

Landowner	
Land occupier	

Please fill in your contact details below for the project database

Background Information Document

Environmental Authorisation for proposed additional Infrastructure at the Universal Coal Development III (Pty) Ltd, (Ubuntu Colliery), within the Magisterial District of Nkangala in Mpumalanga Province

UCD6097



Title, Full Name				
Designation				
Cellphone		Fax		Tel
Email				
Postal Address				

Environmental Impact Assessment Regulations of 2014, promulgated in terms of the National Environmental Management Act, as amended, Section 44 (1) requires that we *gather comments* from I&APs. Please complete the questions below. Should you require assistance in completing these questions please contact the Stakeholder Engagement Office at contact information provided above.

How do you think the project might impact (affect) you?
How do you think the project might impact (affect) your socio-economic conditions? (e.g. livelihoods, farm, business, household)
How can these impacts be managed, avoided and / or fixed?
If you are a landowner or occupier, what is your land currently being used for?
Are there any environmental, social or heritage features on the proposed project area we need to be aware of?

Where are these found?
Do you think the project could impact (affect) infrastructure you might have? (e.g. houses, buildings, roads)
If so how can these impacts (affects) be managed, avoided or fixed?

General Comments

If there are any other stakeholders, we should include onto the stakeholder database for the proposed project, please provide their contact details.

Title, Full Name		Title, Full Name	
Organisation		Organisation	
Cellphone		Cellphone	
Email		Email	

Signature

Date



Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

REGISTRATION AND COMMENT FORM

November 2020

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Are there any environmental, social or heritage features on the proposed project area we need to be aware of?

Where are these found?
Do you think the project could impact (affect) infrastructure you might have? (e.g. houses, buildings, roads)
If so how can these impacts (affects) be managed, avoided or fixed?

General Comments

If there are any other stakeholders, we should include onto the stakeholder database for the proposed project, please provide their contact details.

Title, Full Name		Title, Full Name	
Organisation		Organisation	
Cellphone		Cellphone	
Email		Email	

Signature

Date



06 November 2020

Project No: UCD6097

**ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL
INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD,
UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN
MPUMALANGA PROVINCE**

Dear Stakeholders

Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the EMP was approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted and the Colliery name has since changed to Ubuntu Colliery. This name change was approved in January 2019.

Universal Coal have since undertaken investigations and reconsidered the infrastructure required to undertake mining. This application focuses on the inclusion of additional infrastructure not previously considered in the original EMP. Ubuntu Colliery is located near Delmas in the Mpumalanga Province.

To comply with the requirements encapsulated in the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R 982 of 4 December 2014 as amended by GN R326 of 7 April 2017) (EIA Regulations, 2014), as amended promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA), Universal Coal are required to complete a Scoping and EIA Process for the proposed Ubuntu Colliery Project. This includes a Public Participation Process in accordance with the principles and requirements set out in Chapter 6 of the EIA Regulations, 2014 (as amended).

This letter serves to inform you, as a potential Interested and Affected Party (I&AP) of the proposed Project and associated application process. As part of the Environmental Process, a Public Participation Process must be undertaken in terms of Regulation 40 to 44 of the Environmental Impact Assessment EIA Regulations, 2014 (as amended).

The Public Participation Process involves notifying stakeholders of the proposed Project and providing stakeholders with sufficient information about the proposed Project to enable effective stakeholder engagement. Stakeholders affected by, or who are interested in the proposed Project, are invited to register as an I&AP.

The Draft Scoping Report is available for public review and comment. The aforementioned report will be available for public comment from **6 November 2020 to 7 December 2020** for a 30-day legislated period.

Due to the COVID-19 national lock down, the Draft Scoping Report has been released electronically and can be downloaded free of charge.

The Report is available on Digby Wells website as indicated on the table below:

Please use the Project reference number when providing your comment: **UCD6097**

Contact Person	Public Place /Location	Contact
Electronic Copies		
Janet Mkhabela	www.digbywells.com (under Public Documents); and http://view.datafree.co/PublicDocuments/ (data free link)	sh@digbywells.com

Public Notification

Stakeholders affected by, or who are interested in the proposed Project are invited to register as an I&AP. Please submit comments / concerns or email your details to Digby Wells to register as an I&AP and to indicate your interest in receiving further information regarding the EIA process.

Regards,

Stakeholder Engagement Team

Digby Wells Environmental

Well-known Ekangala MC makes a difference in his community

■ Zeldine Fourie

Patrick Nkosi (28) who has been living in Ekangala for 15 years, speaks passionately about how he developed a passion for performing arts at the tender age of 12. As a youngster he was drawn to art and was involved in art groups in and around the area. He specialised in acting, traditional dancing, gumboot dancing and poetry. At the age of 18 he knew his calling was to entertain. He realised that by standing on a stage, raising his voice he might just be a positive influence. That thought led to many more successes. Even though he couldn't further his studies due to financial constraints at that time, this dreamer wasn't going to allow any obstacle to stand in his way of what he is destined for. Patrick started volunteering at LoveLife.

He visited schools around the area and educated the youth. Later he joined an NGO called "A Place Called Home," which catered for orphans and vulnerable children. The organisation was based at Sikhulisile Primary School.

At age 20, he did a football coaching course and later volunteered at Sikhulisile Primary School. As a coach, he led Sikhulisile Primary School's under 13 football team to become provincial champions of the SA Schools Games and went to represent the province at national level.

"This was the first school from Region 7 to reach this milestone," he said proudly. Every year since he has done something to give back and bring change. In 2017, Patrick led a campaign called #NotUnderMyWatch, which was aimed at addressing gender based violence. With the help of DJ Ankletap and Jessica Bouverie from Yfm, the launch of the campaign in 2017 saw the cast and crew members of "Hear Me Move" (South Africa's first dance movie) grace the event.

In 2018, he started a campaign called "Dress a Child". The aim was to collect and

donate school uniforms for disadvantaged kids. The campaign later included donating sanitary pads to young girls.

“He realised that by standing on a stage, raising his voice he might just be a positive influence.”

Last year he collaborated with other local forces to be reckoned with such as Tshepiso Mahlangu, Hlengiwe Mahlangu and Sunnyboy Sibanyoni. They together formed #PadAGirl. The campaign saw over 5000 sanitary pads being donated in high schools around Ekangala and Rethabiseng. Nkosingiphile is currently an employee under the Expanded Public Works Program (EPWP). He is not only an ambassador, but also an MC and an events promoter. His greatest aspiration is to host his own events. With Patrick's drive and "Nothing is Impossible" personality he makes every dream work. However, he is currently in the learning stages being a part-time student at IQ Academy, studying public relations management. With all that Patrick does, it sounds unbelievable that he can be successful in all fields that he engages in, but for Patrick there is always potential – "If you ask the right person," he added.

Patrick happens to be a volunteer at the Red Cross alongside all the other campaigns he launched and his presenting personality.

He speaks with a humble heart and dreamer's mindset about where it all started for him. "My passion for being an MC started back in high school. I was very confident and full of life, but I didn't take it too seriously, because I was still very young." About 8 years back in 2012, he had the opportunity of becoming an MC for the very first time for a beauty pageant his friend was hosting. "I grabbed the opportunity and ran with it. From then I never looked back."



NOTICE OF ENVIRONMENTAL IMPACT ASSESSMENT FOR THE PROPOSED ESTABLISHMENT OF BRONKHORSTSPRUIT FILLING STATION AND ASSOCIATED STRUCTURES AT FARM ROODEPOORT 504 JR REF: GAUT002/20-21/E2673.

Notice is hereby given in terms of Regulation 41(2) published in Government Notice No. R 982 under Chapter 5 of the National Environmental Management Act (No. 107 of 1998; NEMA) of the Intent to submit an application for environmental authorisation to the Gauteng Department of Agriculture and Rural Development (GDARD).

Proponent, Activities and Location:

On the R25 (3 km East) outside Bronkhorstspuit towards Groblersdal at Portion 28 (a portion of portion 15) of the farm Roodepoort 504 JR.

NEMA Listed Activities:

A Basic Assessment is triggered by the following listed activities:

- LISTING NOTICE 1: GN R. 983: 14
- LISTING NOTICE 1: GN R. 983: 27
- LISTING NOTICE 1: GN R. 983: 28

FUWELA CONSULTING (Pty) Ltd, has been appointed as the Environmental Assessment Practitioner (EAP) to undertake the Environmental Impact Assessment (EIA) for the proposed establishment of Bronkhorstspuit Filling Station and associated structures in terms of the EIA Regulations (2014).

For more information, registration as an EAP or submission of written comments contact by post, phone, fax or e-mail
Contact details

Mr. Martin Fuwela; Highveld Steel Evzra Office Park;
Tel: 082 696 4671/063 332 1483; Fax: 086 600 7390;
E-mail: marting@fuwelaconsulting.co.za/info@fuwelaconsulting.co.za

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD AVAILABILITY OF THE DRAFT SCOPING REPORT IN SUPPORT OF PROPOSED ADDITIONAL INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN MPUMALANGA PROVINCE.

Introduction: Universal Coal Development III (Pty) Ltd (hereafter Universal Coal) holds a Mining Right (MP30/5/1/1/2/10027MR) and Environmental Management Plan (EMP) for the formerly known as Brakfontein Colliery. The Mining Right was issued in 2017 and the Environmental Management Plan was also approved at the same time. Since the issuing of these approvals, a name change application for the Brakfontein Colliery was submitted and the Mining Right was amended to reflect as the current name: Ubuntu Colliery. This name change was approved in January 2019.

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Digby Wells Environmental (Digby Wells) was appointed by Universal Coal as the Environmental Assessment Practitioner to independently facilitate the environmental-legal application relevant to the proposed Project. This will include:

- An Application for Environmental Authorisation for triggered Listed Activities in terms of the Environmental Impact Assessment (EIA) Regulations, 2014 (GN R982 of 4 December 2014, as amended) promulgated under the National Environmental Management Act, 1998 (Act No. 107 of 1998) (NEMA);

Public Participation Process:

This notification is to inform all stakeholders of the availability of the Draft Scoping Report for public review and comment as follows:

- Draft Scoping Report: Available for a 30-day legislated period from 6 November 2020 to 7 December 2020.

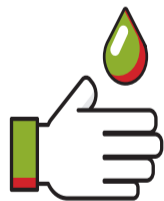
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Stakeholders are requested to submit written comments via email, or contact Digby Wells telephonically (Project reference number: UCD6097):

Janet Mkhabela / Thembinkosi Zulu at the Stakeholder Engagement Office
Fax: 011 069 6801, Telephone: (011) 789 9495,
WhatsApp: 068 297 8335
Postal Address: Private Bag X10046, Randburg, 2125,
Email: sh@digbywells.com



WHAT YOU
CAN DO



- Wash your hands often with soap and water
- Avoid touching your eyes, nose or mouth with unwashed hands
- Avoid close contact with people who are sick





UNIVERSAL COAL DEVELOPMENT III (PTY) LTD

AVAILABILITY OF THE DRAFT SCOPING REPORT IN SUPPORT OF PROPOSED ADDITIONAL INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN MPUMALANGA PROVINCE.

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Stakeholders are requested to submit written comments via email, or contact Digby Wells telephonically (*Project reference number: UCD6097*):

Janet Mkhabela/ Thembinkosi Zulu at the Stakeholder Engagement Office

Fax: 011 069 6801, **Telephone:** (011) 789 9495, **WhatsApp:** 068 297 8335

Postal Address: Private Bag X10046, Randburg, 2125, **Email:** sh@digbywells.com

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD

**AVAILABILITY OF THE DRAFT SCOPING REPORT IN SUPPORT OF PROPOSED ADDITIONAL INFRASTRUCTURE AT THE
UNIVERSAL COAL DEVELOPMENT III (PTY) LTD, (UBUNTU COLLIERY), WITHIN THE MAGISTERIAL DISTRICT OF
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As part of the applicable Environmental Authorisation processes, Digby Wells will also be undertaking the Public Participation Process (PPP) which will facilitate proactive and timeous information sharing with stakeholders as well as gathering of comments and issues by Interested and Affected Parties (I&APs).

The Draft Scoping Report for the project is available for a 30-day legislated period from **6 November 2020 to 7 December 2020**. Due to the COVID-19 Pandemic and associated restrictions, no hard copies of these reports will be made available at public places. The Report is available on Digby Wells website (www.digbywells.com) under Public Documents. The Report can be downloaded free of data charges on Digby Wells' data-free link <http://view.datafree.co/PublicDocuments/>

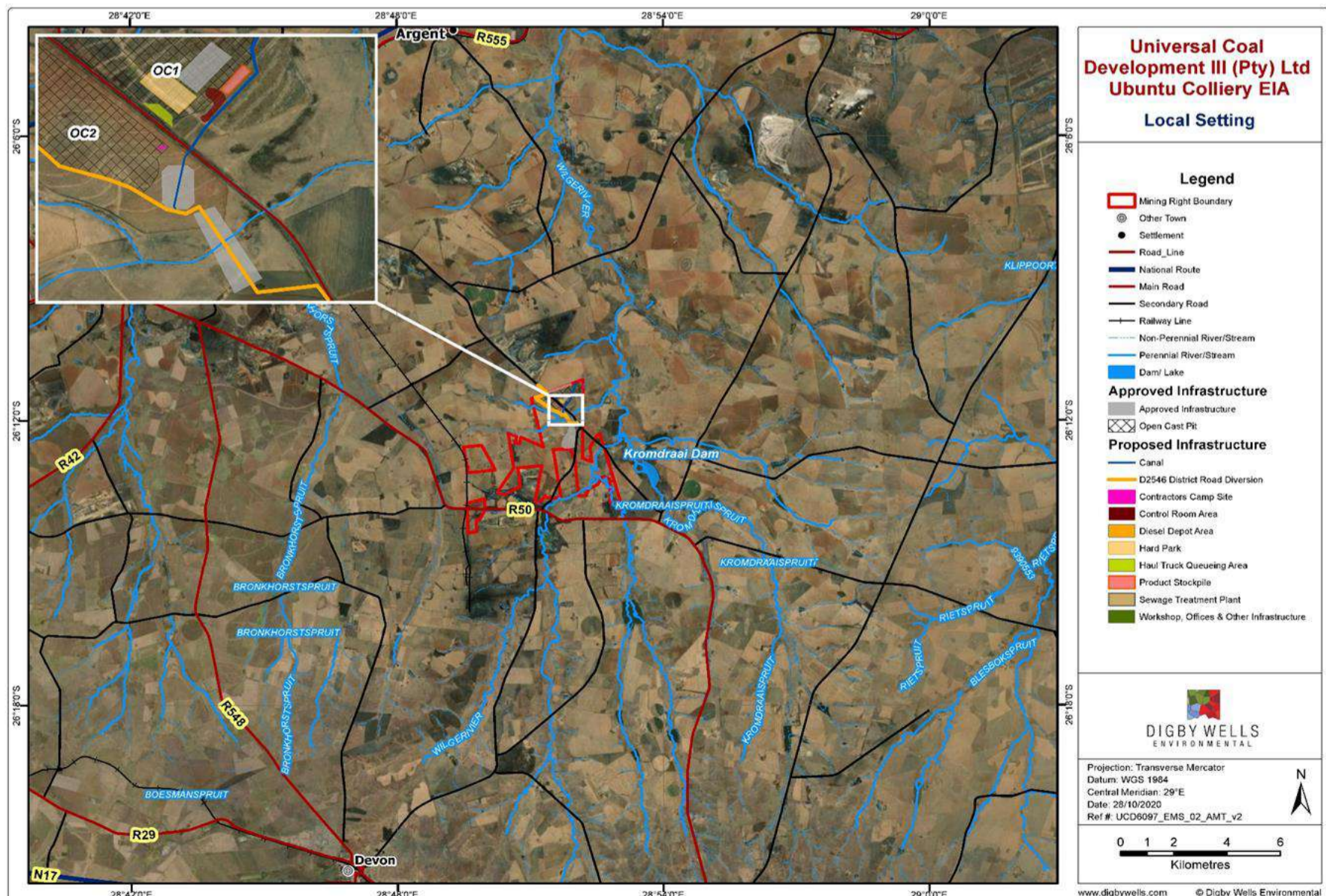
REGISTRATION AS AN INTERESTED AND / OR AFFECTED PARTY

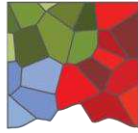
Should you wish to be registered as an I&AP, to obtain additional information or comment on the proposed project, please use the contact details below, using the Digby Wells reference number UCD6097:

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DIGBY WELLS

ENVIRONMENTAL

UNIVERSAL COAL DEVELOPMENT III (PTY) LTD
ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL
INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD,
UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN
MPUMALANGA PROVINCE

SITE NOTICES



SITE NOTICES PLACED AT PUBLIC PLACES ON THURSDAY, 5 NOVEMBER 2020

Public Place	Coordinates / Location	Photo
Victor Khanye Local Municipality offices (Notice board)	Delmas	

Botleng Public Clinic
(At the entrance, next
to the security guard)

Delmas



<p>Ubuntu Colliery (Main gate)</p>	<p>Delmas</p>	
<p>Delmas SAPS(By the main door)</p>	<p>Delmas</p>	



6 January 2021

Project No: UCD6097

**ENVIRONMENTAL AUTHORISATION FOR PROPOSED ADDITIONAL
INFRASTRUCTURE AT THE UNIVERSAL COAL DEVELOPMENT III (PTY) LTD,
UBUNTU COLLIERY, WITHIN THE MAGISTERIAL DISTRICT OF NKANGALA IN
MPUMALANGA PROVINCE**

Availability of Final Scoping Report

Dear Stakeholders

Digby Wells would like to thank all stakeholders who have contributed towards the Environmental Assessments undertaken for the Authorizations required for the proposed Ubuntu Colliery Project (the Project).

This notice serves to inform you of the availability of the Final Scoping Report (FSR) for public comment as well as the submission of this document to the Department of Mineral Resources and Energy for review and decision making.

Please note: Due to the COVID-19 national lock down, the FSR has been released electronically via a data free resource.

The FSR with the Comment and Response Report (CRR) for the proposed project is available on the Digby Wells website <http://view.datafree.co/PublicDocuments/> under Public Documents.

All comments must be forwarded directly to the government official responsible. Kindly **copy** Digby Wells into the submission to the DMR. For comments, please see the contact details below.

Please use the Project reference number when providing your comment: **UCD6097**

DMR Reference Number: MP 30/5/1/2/2/10027 EM

Attention: Ms Nditsheni Ramuhulu

Department of Mineral Resources: Mineral Regulation

Physical Address: 1st floor Saveways Crescent Centre, Mandela Drive, Emalahleni, 1035

Postal Address: Private Bag X7279, Emalahleni, 1035

Tel: 013 653 0500

Fax: 013 656 1474

Email: nditsheni.ramuhulu@dmr.gov.za

Digby Wells Environmental

Tel: (011) 789-9495

Fax: (011) 069 6801

Email: sh@digbywells.com

Postal address: Private Bag X10046, Randburg, 2125

Regards,

Stakeholder Engagement Office

Digby Wells Environmental



mineral resources & energy

Department
Minerals Resources and Energy
REPUBLIC OF SOUTH AFRICA

Private Bag X7279, Witbank 1035, Tel: 013-653 0500, Fax: (013) 656 0932
Mandela Street, First floor the Hub, Saveways Mall, Witbank 1035

Enquiries: Ms. N.Ramuhulu **Ref:** MP 30/5/1/2/2/ 10027 EM
Sub-directorate: Mine Environmental Management

REGISTERED MAIL

Universal Coal (Pty) Ltd
467 Fehrsen Street
Brooklyn
Pretoria
0181

Attention: Peter Ntsoane

Fax: 011 069 6801

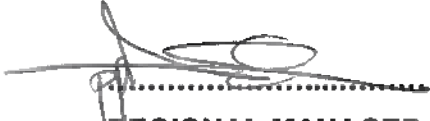
ACKNOWLEDGEMENT RECEIPT OF AN APPLICATION FOR ENVIRONMENTAL AUTHORISATION IN RESPECT OF PORTION 10 OF THE FARM BRAKFORTEIN 264 IR SITUATED WITHIN THE MAGISTERIAL DISTRICT OF DELMAS AS REQUIRED IN TERMS OF REGULATION 3(6) OF THE NATIONAL ENVIRONMENTAL MANAGEMENT ACT, 1998 (ACT NO.107 OF 1998): ENVIRONMENTAL IMPACT ASSESSMENT REGULATIONS, 2014 LODGED IN TERMS OF REGULATION 29 OF THE ABOVE-MENTIONED REGULATIONS AS READ TOGETHER WITH SECTION 12 OF THE MINERAL AND PETROLEUM RESOURCES DEVELOPMENT ACT, 2008 (ACT NO.49 OF 2008) AS AMENDED.

The above-mentioned matter refers:

1. This letter serves to inform you that your application for an Environmental Authorisation lodged with this Department on is hereby acknowledged.
2. Kindly be informed that the above-mentioned application has not yet been evaluated. Once the evaluation is concluded, you shall be informed in due course of the outcome thereof. Notwithstanding this, you are reminded that all documents must be submitted in accordance with the timeframes stipulated on the NEMA: EIA Regulations, 2014.

3. For any enquire regarding this application please contact the above mentioned Official.

Yours faithfully



REGIONAL MANAGER:

MINERAL REGULATION

MPUMALANGA REGION

DATE 30/11/2020

ALL THE CORRESPONDENCE SHOULD BE ADDRESSED TO THE ATTENTION OF THE REGIONAL MANAGER OF DEPARTMENT OF MINERAL RESOURCES: MPUMALANGA.

Cc: Xan Taylor

Fax: 011 069 6801



Environmental Authorisation for Proposed Additional Infrastructure at the Universal Coal Development III (Pty) Ltd, Ubuntu Colliery, within the Magisterial District of Nkangala in Mpumalanga Province

REGISTRATION AND COMMENT FORM

November 2020

Registered Interested and Affected Parties (I&APs) will be informed of ongoing developments via their preferred means of communication (SMS, email, post or fax). The draft Scoping Report is available for comment **electronically**. The report will be made available for a 30-day legislated period from **6 November 2020 to 7 December 2020** via the Digby Wells website www.digbywells.com (under Public Documents). The Report is also available on Digby Well's data free link <http://view.datafree.co/PublicDocuments/>. Comments raised by stakeholders will assist in informed decision-making for authorities and provides information to be considered by the project team and specialists conducting the Environmental Assessment Process. Please register as an Interested and Affected Party (I&AP) and provide comments by sending this form, or other written correspondence, to the contact details provided below:

Ms. Janet Mkhabela of Digby Wells Environmental Stakeholder Engagement Office:

Email: sh@digbywells.com

Please formally register me as an Interested and Affected Party (I&AP)	<input checked="" type="checkbox"/> Yes	No		
I would like to receive my notifications by	<input checked="" type="checkbox"/> Email	<input type="checkbox"/> SMS	<input type="checkbox"/> Post	<input type="checkbox"/> Fax

Please indicate which sector you represent and also provide a name

Government Department	
Municipality	
Community	
Non-Government Organisation	
Business	Farming

If you are a landowner or land occupier, please indicate which farm(s) and portion(s) you reside on

Landowner	Boakfontein port 4, 29 + 30
Land occupier	N

Please fill in your contact details below for the project database

Background Information Document

Environmental Authorisation for proposed additional Infrastructure at the Universal Coal Development III (Pty) Ltd, (Ubuntu Colliery), within the Magisterial District of Nkangala in Mpumalanga Province

UCD6097



DIGBY WELLS
ENVIRONMENTAL

Title, Full Name	Mr F A Venter		
Designation			
Cellphone	082 944 9907	Fax	
Email	f.venter@global.co.za		
Postal Address	P.O. Box 198 Delmas 2210		

Environmental Impact Assessment Regulations of 2014, promulgated in terms of the National Environmental Management Act, as amended, Section 44 (1) requires that we *gather comments* from I&APs. Please complete the questions below. Should you require assistance in completing these questions please contact the Stakeholder Engagement Office at contact information provided above.

How do you think the project might impact (affect) you?
I have a dam downstream that I use for irrigation. Need to know how are you going to affect the quality and amount of runoff of water
How do you think the project might impact (affect) your socio-economic conditions? (e.g. livelihoods, farm, business, household)
I will lose more hectares and make my farming unit not profitable.
How can these impacts be managed, avoided and / or fixed?
Quality and amount of runoff should not be affected.
If you are a landowner or occupier, what is your land currently being used for?
Farming maize + cattle
Are there any environmental, social or heritage features on the proposed project area we need to be aware of?
Yes

Background Information Document

Environmental Authorisation for proposed additional Infrastructure at the Universal Coal Development III (Pty) Ltd, (Ubuntu Colliery), within the Magisterial District of Nkangala in Mpumalanga Province

UCD6097



DIGBY WELLS
ENVIRONMENTAL

Where are these found?

Port 10 and 0

Do you think the project could impact (affect) infrastructure you might have? (e.g. houses, buildings, roads)

Yes.

If so how can these impacts (affects) be managed, avoided or fixed?

Control the blasting!!

General Comments

Need more info on the diversion of road
D 2546.

If there are any other stakeholders, we should include onto the stakeholder database for the proposed project, please provide their contact details.

Title, Full Name	Japie Victor	Title, Full Name	Johannes Potgieter
Organisation		Organisation	
Cellphone	082 944 6080	Cellphone	082 801 8544
Email		Email	

Signature

Date

24/11/2020

Project Phase	Date of Receipt	Method	Contributor	Organization/Community	Comment	Response
Scoping Phase	18-Nov-20	Telephone correspondence	Victor	Farm resident (Brakfontein 264 IR Portions 26 and 34)	Indicated that he did not have time for meetings at that moment.	Noted.
Scoping Phase	18-Nov-20	Telephone correspondence	Koos Uys	Previous Farm owner of Brakfontein 264 IR Portions 9 and 26	Indicated that he would not attend any meetings and expressed that he should not be contacted again.	Noted.
Scoping Phase	25-Nov-20	Registration and Comment form received by Email correspondence	Frans Venter	Brakfontein Farm 264 IR Portion 4,29 &30	A dam exists downstream that is used for irrigation. What will be the effect on quality and runoff water?	During the EIA Phase, the Surface Water Impact Assessment will consider the impact on surface water quality and quantity that may be caused as a result of the proposed project. The preliminary water quality impacts identified during the Scoping Phase relate to spillages and leaks of fuels, oils and other potentially hazardous chemicals and sedimentation of downstream watercourses. Mitigation measures will be proposed to mitigate these risks, including the implementation of a stormwater management plan during the EIA Phase. The stormwater management plan to be compiled will ensure that all dirty water and runoff that is generated within the mine is contained as per the government regulations on the stormwater management in mines. Furthermore, ongoing water quality monitoring will be undertaken to assess any potential impacts on water quality as a result of the proposed project. With regards to water quantity, the Scoping Phase surface water assessment estimated approximately less than 0.09% loss of the runoff-contributing catchment area in proportion to the total catchment area. This is not anticipated to result in significant reduction in the water quantity reporting downstream. On this basis, the project is not likely to have significant impacts on the downstream dam.
					Is concerned that farming activities (maize and cattle) will be affected by the mine activities and will be non-profitable.	Universal Coal have obtained ownership of the farm portions on which they will develop the infrastructure. The farm owner, Frans Venter has been compensated for the land. Additionally, farming activities will be allowed to continue on portions that will not have commenced with the

						establishment of the infrastructure until such a time that the construction begins. After which these need to cease.
					Indicated that there are environmental, social and heritage features located on farm Brakfontein, Portion 10 and 0	The Heritage Baseline Assessment investigated the Project Area for heritage resources and found a burial ground on Portion 4 of Brakfontein Farm 264. The additional infrastructure proposed as part of this project will not affect Portions 10 and 0.
					Blasting must also be controlled and managed appropriately	Blasting will be undertaken as per the Mine Health and Safety Regulations GN R93 of 15 January 1997 promulgated under Section 98 of the Mine Health and Safety Act, 1996 (Act No. 29 of 1996).
					Requests clarity and more information on the road diversion of D2546 road.	The designs for the road will be finalised during the EIA Phase. The existing road will be decommissioned for the portion where it goes through the mining area and diverted around the pit to allow traffic to flow around the mine.
Scoping Phase	04-Dec-20	Telephone correspondence	Ward 7 Councillor Sikhukhune	Victor Khanye Local Municipality	<p><i>Digby Wells contacted the Local Municipality to request information pertaining to contact details of the relevant Ward Councillor to inform them of the project and to further assist in setting up meetings with the community. Digby Wells was informed that Councillor Sikhukhune is the relevant councillor and thus informed and engaged with him regarding the project. All information material was sent by email correspondence. The Ward Councillor verbally agreed to arrange a meeting with the affected community of which Digby Wells would also attend.</i></p> <p><i>However, the Ward Councillor invited the Savannah community (which is not directly affected by the proposed project) to the</i></p>	

					<p><i>focus group meeting on 4 December 2020. The name change of the Mine Colliery (from Brakfontein Colliery to Ubuntu Colliery) caused the misunderstanding of which invitations were already sent to Savannah community. The meeting with the Savannah community was cancelled the same day (4 December 2020).</i></p>	
					<p>Attempts by the Ward Councillor to invite the affected community, namely Brakfontein community to a focus group meeting on 5 December were made and were unsuccessful as the Community did not recognise the Ward Councillor.</p> <p>The Ward Councillor then informed Digby Wells that it would not be safe for them to attend the meeting and thus it was cancelled. The Ward Councillor was of the opinion that the environment was not safe and thus requested postponement of the meeting.</p>	<p>Comment noted. Digby Wells will undertake further public consultations with the relevant communities to obtain their inputs during the EIA phase and will update the CRR accordingly. All public consultations will be arranged via the mine social team in order to align all communication channels between the Mine and the affected communities.</p>
					<p>It should be noted that some of the members from the Brakfontein community who were consulted by the Ward Councillor expressed concern and thus were reluctant to speak to the Ward Councillor as they believed he was not representing the interest of the affected community and thus no meeting was held to date.</p>	