

7 June 2011

Dear Stakeholder

License authorised on 25 May 2011 for a temporary waste storage facility at Western Platinum Limited, situated within the Lonmin Marikana Mining Complex near Rustenburg

Ref NWP/WM/BP2/2010/05

LICENCE NUMBER: 12/9/11/L295/7

CLASS: H:H (TEMPORARY WASTE STORAGE; SORTING; AND RECYCLING FACILITY)

WASTE MANAGEMENT FACILITY: WESTERN PLATINUM MINE

LOCATION: PORTION 22 (REMAINING EXTENT) OF THE FARM MIDDLEKRAAL 466JQ, MARIKANA, RUSTENBURG LOCAL MUNICIPALITY, NORTH WEST PROVINCE

LICENCE HOLDER: WESTERN PLATINUM LIMITED: LONMIN PLATINUM MARIKANA

ADDRESS: PRIVATE BAG X 508, MARIKANA, 0284

CONTACT PERSON: MR HANNES DU TOIT

CONTACT DETAILS: TEL: (014) 571 5530, FAX: (014) 572 3231

LICENCE IN TERMS OF SECTION 49 (1)(a) OF THE NATIONAL ENVIRONMENTAL MANAGEMENT: WASTE ACT, 2008 (ACT NO. 59 OF 2008)

In terms of National Environmental Management: Waste Act, 2008 (Act No.59 of 2008) read with the Environmental Impact Assessment Regulations, 2006, published in Government Notice No.R.385 of 21 April 2006 (the Regulations), the Deputy Director General: Environmental Quality and Protection, acting under delegation, hereby grants Western Platinum Limited: Lonmin Platinum Marikana a Waste Management Licence for the following waste management activities as listed in Category A of Government Notice No 718 dated 03 July 2009:

- (1) The storage, including the temporary storage, of general waste at a facility that has the capacity to store in excess of 100m³ of general waste at anyone time, excluding the storage of waste in lagoons.
- (2) The storage including the temporary storage of hazardous waste at a facility that has the capacity to store in excess of 35m³ of hazardous waste at any one time, excluding the storage of hazardous waste in lagoons.
- (5) The sorting, shredding, grinding, or bailing of general waste at a facility that has the capacity to process in excess of one ton of general waste per day.
- (7) The recycling or re-use of general waste of more than 10 tons per month.
- (18) The construction of facilities for activities listed in Category A of this Schedule (not in isolation to associated activity).
- (19) The expansion of facilities or the changes to existing facilities for any process or activity, which requires an amendment of an existing permit or licence or a new permit or licence in terms of legislation governing the release of pollution, effluent or waste.

In this Licence, "Director" means the Director: Authorisations and Waste Disposal Management of the National Department of Environmental Affairs, who may be contacted at the address below:

Director: Authorisations and Waste Disposal Management
Department of Environmental Affairs
Private Bag X447
PRETORIA
0001

In this Licence, "Director: RPW" means the Director: Resource Protection and Waste:Department of Water Affairs (DWA) who may be contacted at the address below:

Director: Resource Protection and Waste
Department of Water Affairs
Private Bag X 313
PRETORIA
0001

Please find attached the procedures for appeal should you wish to appeal the authorisation. A copy of the License and the reasons for the decision is available on request.

We would like to thank you for your involvement in the process.

Yours sincerely



André Joubert
Zitholele Consulting



ANNEXURE I

APPEALS PROCEDURE IN TERMS OF CHAPTER 7 OF R. 385 OF 2006 TO BE FOLLOWED BY THE APPLICANT AND INTERESTED AND AFFECTED PARTIES UPON RECEIPT OF NOTIFICATION OF A WASTE MANAGEMENT LICENCE

APPLICANT	INTERESTED AND AFFECTED PARTIES (IAPs)
1. Receive a notification of a Waste Management Licence from the relevant Competent Authority	1. Receive a notification of a Waste Management Licence from Applicant/Consultant
2. Within 10 days of receipt of notification, notify the relevant Competent Authority and all IAPs of intention to appeal	2. Within 10 days of receipt of notification, notify the relevant Competent Authority of intention to appeal
3. Notification served by the Applicant must include: 3.1. A copy of the notice of intention to appeal; and 3.2. A notice indicating where and for what period the appeal submission will be available for inspection by all IAPs	3. Appellant must serve on the Applicant 3.1. A copy of the notice of intention to appeal 3.2. A notice indicating where and for what period the appeal submission will be available for inspection by the applicant
4. The appeal must be submitted to the relevant Competent Authority or delegated organ of State within 30 days of lodging of the notice of intention to appeal	4. The appeal must be submitted to the relevant Competent Authority or delegated organ of State within 30 days of lodging of the notice of intention to appeal
5. A person or organ of state that receives notice of an appeal may submit a responding statement to the relevant Competent Authority or delegated organ of state within 30 days from the date that the appeal submission was made available for inspection by the appellant	5. An Applicant that receives notice of an appeal may submit a responding statement to the relevant Competent Authority or delegated organ of State within 30 days from the date the appeal submission was made available for inspection by the appellant

NOTES:

1. An appeal against a decision must be lodged with:-

- a) The Minister of Water and Environmental Affairs if the decision was issued by the Director- General of the Department of Environmental Affairs (or another official) acting in his/ her capacity as the delegated Competent Authority;
- b) The delegated organ of state where relevant.

2. An appeal lodged with:-

- a) The Minister of Water and Environmental Affairs must be submitted to the Department of Environmental Affairs by means of one of the following methods:
By facsimile: (012) 320 7561
By post: Private Bag X447, Pretoria, 0001; or



H:H-Licence- Western Platinum Limited: Lonmin Platinum Marikana Complex

By hand: 2nd Floor, Fedsure Forum Building, North Tower, cnr. Pretorius and van der Walt Streets, Pretoria.

- b) The delegated organ of state, where relevant, must be submitted to the delegated organ of state.

3. An appeal must be:-

- a) On an official form obtainable or published by the relevant department;
b) Accompanied by:
- a statement setting out the grounds of appeal;
 - supporting documentation which is referred to in the appeal and is not available to the relevant Competent Authority;
 - a statement that the appellant has complied with regulation 62 (2) or (3) together with copies of the notices referred to in regulation 62;
 - The prescribed appeal fee, if any.

4. A copy of the official appeal form can be obtained from:

Mr TH Zwane
Senior Legal Administration (Appeals)
Tel: 012 310 3929
tzwane@environment.gov.za; or

Ms TR Rambuda
Legal Administration Officer (Appeals)
Tel: 012 310 1758
trambuda@environment.gov.za,



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LICENCE HOLDER: WESTERN PLATINUM LIMITED: LONMIN PLATINUM
MARIKANA

ADDRESS: PRIVATE BAG X 508; MARIKANA, 0284

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- (1) The storage, including the temporary storage, of general waste at a facility that has the capacity to store in excess of 100m³ of general waste at anyone time, excluding the storage of waste in lagoons.
- (2) The storage including the temporary storage of hazardous waste at a facility that has the capacity to store in excess of 35m³ of hazardous waste at any one time, excluding the storage of hazardous waste in lagoons.
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- (7) The recycling or re-use of general waste of more than 10 tons per month.
- (18) The construction of facilities for activities listed in Category A of this Schedule (not in isolation to associated activity).
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