

Appendix G: Report on Results of Consultation



mineral resources

Department:
Mineral Resources
REPUBLIC OF SOUTH AFRICA

NAME OF APPLICANT: South African National Roads Agency (SANRAL)

REFERENCE NUMBER:

REPORT ON THE RESULTS OF CONSULTATION

WITH COMMUNITIES AND INTERESTED AND AFFECTED PARTIES

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

A. Definitions

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

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

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

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

B. Report on the results of consultation

1. Methodology applied to consultation.

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

No communities were identified as the proposed borrow pit is located on a small municipally owned property.

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

N/A

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

No, the Department of Land Affairs was not identified as an interested and affected party (IAP)

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

No land claim is involved.

1.5. Name the Traditional Authority identified

N/A

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

The landowners are as follows:

BP A - Kopanong Local Municipality

1.7. List the lawful occupiers of the land concerned.

The landowners are the lawful occupiers of the specific property.

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

Individuals from the surrounding communities may benefit from temporary employment opportunities associated with the mining activities and during the construction phase of the N1 (purpose for which the material is being mined).

1.9. Name the Local Municipality identified by the applicant

Kapanong Local Municipality

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

The relevant departments, agencies and institutions associated with the environment and infrastructure which may be affected by the proposed Rehabilitation the N1 section 14 (purpose for which the material is to be mined) include:

- South African Heritage Resources Association**
- Department of Economic Development, Tourism and Environmental Affairs;**
- Department of Environmental Affairs;**
- Free State Department of Roads;**
- Department of Agriculture, Forestry and Fisheries;**
- Department of Water affairs**
- Transnet**
- Department of Mineral Resources (DMR)**

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

Refer to the following appendices as attached to the Mining Environmental Management Programme:

- Appendix F - Landowner Consent**
- Appendix D9 - Correspondence notifying IAPs and Stakeholders**

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

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

All IAPs were provided with the opportunity to provide information or comments as to the status of the environment.

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

As the proposed site is to be located on municipal land currently consists of an existing borrow pit, no cultural impacts are anticipated.

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

Archaeological and Palaeontological Impact Assessment studies have been conducted in order to investigate the potential heritage impacts associated with the proposed activities. The specialist studies had the following conclusions:

Archaeology (Impact H1)

The archaeological impact assessment concluded that it is highly unlikely that there will be any impacts on the heritage environment as a result of this activity as no archaeology artefacts could be identified on site (refer to Appendix A5 for specialist report).

Palaeontology (Impact H2)

The palaeontological impact assessment concluded that the potential impact is very low (refer to Appendix A6 for specialist report).

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

Currently the land is used as an existing borrow pit and for commercial agricultural purposes (grazing), due to the relatively small area that is to be utilised for the mining activities and the temporary nature of the activities, no significant direct impact is anticipated regarding the socio-economic environment of the area.

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

No existing infrastructure will be affected by the mining activities, the N1 Section 14 will be upgraded during the rehabilitation process (purpose for the material being mined).

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

The proposed rehabilitation of the N1S14 requires additional material. It has been identified that two borrow pits will provide sufficient material. BP A2 is an existing borrow pit that is to be extended. It is located on the farm Gruisfontein 35, portion 0 (remainder of extent).

(Refer to Appendix A2 - Property Details).

The land use in the area is a mix of commercial agriculture and infrastructure associated with the N1 road, the railway line running parallel to the road, and the towns of Trompsburg and Edenburg. The proposed site consists of an existing borrow pit and the surrounding area is used for commercial agricultural purposes (grazing).

Below is a summary of the environment on site and the surrounding areas.

The area in which the site is to be located can generally be described as flat, dotted with small koppies and steeper slopes located at rocky outcrops. Drainage of the region is mainly in an east-west direction.

Sedimentary bedrock in the area is made up of alternating layers of Late Permian sandstone, siltstone and mudstone of the Adelaide Subgroup (Pa, Beaufort Group, Karoo Supergroup). The borrow pit is situated in excess of 100 m from streams and rivers.

(Refer to Appendix A3 - Description of the Environment)

2.1.7. Provide any relevant additional information.

Refer to Appendix A5 - Heritage Impact Assessment

Refer to Appendix A6 - Palaeontological Impact Assessment

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

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

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

No potential impacts on the cultural environment were identified .

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

Refer to Impacts H1 and H2 in Appendix C3

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

Refer to the following Impacts in Appendix C3

- Impacts SE1 and SE2 (Socio-Economic); and**
- Impact LC1 Land Capability)**

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

Refer to the following Impacts in Appendix C3

- Impacts SE1 and SE2 (Socio-Economic)**

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

Refer to the following Impacts in Appendix C3

- Impacts A1 and A2 (Air Quality);**
- Impacts N1 (Noise);**
- Impacts SW1 and SW2 Surface Water and Soils); and**
- Impacts W1 (Waste management)**

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

Refer to the following Impacts in Appendix C3

- Impacts C1 (Cumulative traffic)**

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

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

The land for the proposed borrow pit is currently used as an existing borrow pit and for commercial agriculture (grazing).

The surrounding area has already been impacted on as the N1 and R717 are in close proximity and contribute to environmental impacts through vehicle emissions and noise.

As such no alternative land uses are anticipated to be affected by the proposed mining activities.

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

None

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

None were required.

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

Not proceeding with the proposed operation would result in Section 14 of the N1 between Trompsburg and Fonteintjie continuing to deteriorate resulting in unsafe conditions for drivers utilising the N1.

The N1 is one of the most important routes in the country and is used by a high number of heavy vehicles. It is the main link between Gauteng (Johannesburg) and the Western Cape (Cape Town) as well as the Eastern Cape (Port Elizabeth).

According to the Kopanong Annual Report (Kapanong, 2012) the road network in the region needs to be maintained. The road condition is deteriorating rapidly and very little maintenance is done due to lack of funding. It is important to maintain and upgrade main routes in order to continue the flow of traffic through the area. Failure to rehabilitate the road before it becomes a major problem would therefore result in significant adverse effects to the National Economy as well as to the safety of all those that use the road.

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

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

The public participation process commenced on 15 June 2012, when Background Information Documents (BIDs) were distributed to identified Interested and Affected Parties (IAPs). An advertisement was placed in 'Die Volksblad' newspaper on 15 June 2012. An onsite poster was placed on site on 15 June 2012.

These informed the public of the details of the project and the Basic Assessment process to be undertaken by the proponent. The BID invited the public to register as IAP's and a 30-day comment period followed wherein IAPs could submit comments and raise issues and concerns around the development. The Executive Summaries of the Draft BAR and Final BAR were sent to the registered IAPs for the project. The complete Draft Basic Assessment Report and Final BAR were made available for public viewing at the Trompsburg Public Library.

(Refer to the following appendices:

- Appendix D1 - Public Participation Process**
- Appendix D2 - Background Information Document_Jun2012**
- Appendix D3 - Die Volksblad Advert Tearsheet_Jun2012**
- Appendix D4 - Photos showing onsite poster**
- Appendix D5 - DBAR Executive Summary_Jul2012**
- Appendix D6 - Comment on DBAR_DWA_31Aug2012**
- Appendix D7 - Comment on DBAR_DAFF_24Apr2013**
- Appendix D8 - FBAR Executive Summary_Aug2013**
- Appendix D9 - Correspondence notifying IAPs and stakeholders)**

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

The lawful landowners/occupiers were personally consulted.

(Refer to Appendix E - Landowner Consent)

Other IAPs were provided the opportunity to comment.

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

Refer to Section 3 of Appendix D1 - Public Participation Process

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

Refer to Section 3 of Appendix D1 - Public Participation Process

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

Refer to Section 3 of Appendix D1 - Public Participation Process

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

(Refer to Appendix E - Landowner Consent)

5.7. Provide information with regard to any objections received.

No objections have been received

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

The Environmental Management Plan addresses how the operation should be undertaken with management measures in place to best address the identified impacts associated with the proposed mining activities.

(Refer to the following Appendices:

- Appendix H1 - Environmental Management Plan (Mitigation Measures)**
- Appendix H2 - Rehabilitation, Closure and Environmental Objectives**

C. IDENTIFICATION OF THE REPORT

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

| | |
|--|---------------------------|
| Herewith I, the person whose name and identity number is stated below, confirm that I am the person authorised to act as representative of the applicant in terms of the resolution submitted with the application, and confirm that the above report comprises the results of consultation as contemplated in Section 16 (4) (b) or 27 (5) (b) of the Act, as the case may be. | |
| Full Names and Surname | Logashri Sewnarain |
| Identity Number | 7402280110082 |

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